



**CITY OF JACKSONVILLE BEACH  
FLORIDA**

**MEMORANDUM TO:**

The Honorable Mayor and  
Members of the City Council  
City of Jacksonville Beach, Florida

Council Members:

The following Agenda of Business has been prepared for consideration and action at the Regular Meeting of the City Council on **Tuesday, September 2, 2014, at 7:00 P.M. in the Council Chambers, 11 North Third Street, Jacksonville Beach, Florida.**

**Opening Ceremonies: Invocation  
Salute to the Flag**

**Roll Call**

1. **APPROVAL OF MINUTES:**

- City Council Budget Workshop held August 11, 2014
- City Council Budget Workshop held August 12, 2014
- Regular City Council Meeting held August 18, 2014

2. **ANNOUNCEMENTS:**

3. **COURTESY OF THE FLOOR TO VISITORS:**

4. **MAYOR AND CITY COUNCIL:**

- (a) Recognition of Finance Officer Harry Royal for the City of Jacksonville Beach being Awarded the Certificate of Achievement for Excellence in Financial Reporting by the Government Finance Officers Association of the United States and Canada for its Comprehensive Annual Financial Report

5. **CITY CLERK:**

6. **CITY MANAGER:**

- (a) Award Bid Number 1314-09 for Tree Trimming and Vegetation Management

- (b) Authorize Replacement Purchase of One Regenerative Air Street Sweeper (Schwarze A7 Tornado) from the Florida Sheriffs Association Contract
- (c) Award RFP Number 11-1314, "Debris Monitoring Services" to the Highest Ranked Respondent, **ARX Disaster Management, Inc.**

7. **RESOLUTIONS:**

(a) **RESOLUTION NO. 1938-2014**

A RESOLUTION CREATING THE CITY OF JACKSONVILLE BEACH REBATE PROGRAM FOR INSTALLATION OF AUTHORIZED, PROPERLY SIZED, GREASE INTERCEPTORS OUTSIDE OF EXISTING FOOD SERVICE FACILITIES.

(b) **RESOLUTION NO. 1939-2014**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, DESIGNATING CERTAIN LANDS IN A RS-1: RESIDENTIAL SINGLE FAMILY ZONING DISTRICT FOR FUTURE RECREATION USE.

8. **ORDINANCES:**

(a) **ORDINANCE NO. 2014-8060 – First Reading (Public Hearing)**

AN ORDINANCE TO AMEND AN ORDINANCE ENACTING AND ESTABLISHING A COMPREHENSIVE LAND DEVELOPMENT REGULATION AND OFFICIAL ZONING MAP FOR THE INCORPORATED AREA OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, AS AUTHORIZED BY CHAPTER 163.3202, FLORIDA STATUTES, BY AMENDING PARAGRAPH (B) *PERMITTED USES* AND PARAGRAPH (D) *CONDITIONAL USES* OF SECTION 34-336 *RESIDENTIAL, SINGLE-FAMILY: RS-1*, SECTION 34-337 *RESIDENTIAL, SINGLE-FAMILY: RS-2*, SECTION 34-338 *RESIDENTIAL, SINGLE-FAMILY: RS-3*, SECTION 34-339 *RESIDENTIAL, MULTIPLE-FAMILY: RM-1*, SECTION 34-340 *RESIDENTIAL, MULTIPLE-FAMILY: RM-2* OF DIVISION 2, *ZONING DISTRICTS, PERMITTED USES, ACCESSORY USES, CONDITIONAL USES, DIMENSIONAL STANDARDS, OFF-STREET PARKING AND LOADING STANDARDS, SUPPLEMENTAL STANDARDS, LANDSCAPING STANDARDS, SIGN STANDARDS, AND ENVIRONMENTAL STANDARDS* OF ARTICLE VII. *ZONING DISTRICTS* TO DELETE PUBLIC AND PRIVATE PARKS, PLAYGROUNDS AND RECREATIONAL FACILITIES FROM THE LIST OF PERMITTED USES AND TO ADD PUBLIC AND PRIVATE PARKS, PLAYGROUNDS AND RECREATIONAL FACILITIES TO THE LIST OF CONDITIONAL USES IN *RESIDENTIAL, SINGLE-FAMILY: RS-1, RESIDENTIAL, SINGLE-FAMILY: RS-2, AND RESIDENTIAL, SINGLE-FAMILY: RS-3* ZONING DISTRICTS AND TO DELETE PUBLIC PARKS, PLAYGROUNDS AND RECREATIONAL FACILITIES FROM THE

LIST OF PERMITTED USES AND TO ADD PUBLIC PARKS, PLAYGROUNDS AND RECREATIONAL FACILITIES TO THE LIST OF CONDITIONAL USES IN *RESIDENTIAL, MULTIPLE-FAMILY: RM-1* AND *RESIDENTIAL, MULTIPLE-FAMILY: RM-2* ZONING DISTRICTS; TO REPEAL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND FOR OTHER PURPOSES.

**ADJOURNMENT**

Respectfully submitted,

/s/George D. Forbes  
CITY MANAGER

GDF:sdg  
08/26/14

*If a person decides to appeal any decision made by the City Council with respect to any matter considered at any meeting, such person may need a record of the proceedings and, for such purpose, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.*

*The public is encouraged to speak on issues on this Agenda that concern them. Anyone who wishes to speak should submit the request to the City Clerk prior to the beginning of the meeting. These forms are available at the entrance of the City Council Chambers for your convenience.*

*In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (904) 247-6299, ext. 10, no later than 12:00 PM, Friday, August 29, 2014.*

**City of Jacksonville Beach  
Minutes of City Council  
FY2015 - Budget Workshop  
Monday, August 11, 2014**

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Mayor Latham called the Budget Workshop to order at 6:00 pm. City Council members in attendance:

Keith Doherty <i>absent</i>	Steve Hartkemeyer	Chris Hoffman <i>absent</i>
Tom Taylor	Phil Vogelsang	Jeanell Wilson

Also present were City Manager George Forbes, Budget Officer Trish Roberts, Public Works Director Ty Edwards, and Nancy Pyatte and Joy Beckenbach of the City Clerk's Office.

Staff present from the Public Works Department were John Birch-Water Plant Supervisor, Pam Morgan-Pollution Control Plant Supervisor, Dave McDonald-Streets Superintendent, Chuck Hernden-Distribution & Collection Superintendent, and Eugene Wellington-Streets Division.

**Public Works Department**

Mr. Forbes began the Public Works Department FY2015 Proposed Budget with a review of their mission statement and the organization of the five divisions - Distribution & Collection, Pollution Control Plant, Water Plant, Streets, and Administration. Mr. Forbes noted the increase in Administration is the addition of one Engineer. The Community Redevelopment Agency is sharing the funding of this position.

Ty Edwards, Public Works Director, reported on the accomplishments as detailed in the report. Mr. Edwards stated in the Downtown Redevelopment District, the Phase 3A and 3B Projects are on schedule for completion in September of this year. In the South Beach Redevelopment District, the Phase 1 Project will be completed in September. Mr. Edwards stated the Water Main Project Phase C is complete, and the Wastewater Main Project for 2<sup>nd</sup> Street North is complete. He reported that the new Utility & Storage Building at Water Plant #2 will be complete in October this year.

Mr. Edwards reported on the department's upcoming projects and goals for 2015, as detailed in the report. In the Downtown Redevelopment District, Phase 3C Project, they are working with Department of Transportation (DOT) on the drainage.

In the South Beach Redevelopment District, Mr. Edwards stated that the recent Council Workshop resulted in providing the best options to move forward for the proposed project to improve traffic flow on South Beach Parkway.

Mr. Edwards reviewed the Water, Wastewater, Stormwater Infrastructure Improvements Program report, providing additional information as follows:

- Phase B of the Water Main Project is in the design phase now and scheduled for construction in 2015.
- Wastewater Main/Lift Station #8 Project is being modified and adjusted to include lift stations #7, #8, and #20.
- Wastewater Facility Project – Atlantic Beach, Neptune Beach, and Jacksonville Beach share the Effluent Outfall at the St. Johns River and will participate in the modifications.
- Wastewater Facility Project to modify the Chlorine Contact Tanks & System is scheduled for design and construction in 2015.
- Stormwater Project at 4<sup>th</sup> Street South, near the VFW location, is scheduled for next year.

The City Manager reviewed the ongoing maintenance required for compliance to the state consumptive use permit, and the wastewater and stormwater federal permits.

Mr. Forbes reported on the Performance Measures of Drinking Water, Wastewater, Streets and Sanitation. Mr. Forbes stated that the City has been changing out older inoperable valves and completed the backlog list. Each year, we identify valves that become inoperable over time and add them to a Valve Replacement List for the next time we replace valves. With the new Wastewater Treatment Facility fully operational in January 2014, and with a new 5-year NPDES permit issued by FDEP in April 2014, Mr. Forbes reported the performance measures were revised to meet regulatory compliance.

As shown in the report, the funding sources for Public Works comes from the three enterprise utilities, as detailed in the chart and financial summary, and also from the Local Option Gas Tax and the General Fund. Mr. Forbes stated the capital decrease is a result of construction of various water, sewer, and stormwater projects that started or were completed in 2014.

Next the Public Works Director reviewed budget issues referenced in the report. Mr. Edwards reported on the mandated costs associated with meeting stricter standards for the Federal EPA/FDEP for wastewater treated effluent and stormwater effluent that outfalls in the St. John's River and Hopkins Creek.

Mr. Edwards reviewed the unfunded mandates and expressed his concerns regarding the demands for high quality water from the Floridian Aquifer. The FDEP and Water Management Districts will continue setting minimum flows and levels for lakes and springs.

Mr. Forbes stated the City has been able to maintain stable rates for the Stormwater and Garbage since 1990 and 1993 respectively, noting Sanitation (Garbage) is a self-sustaining fund. Water and sewer rates were set in 2012.

#### Distribution and Collection Division

The City Manager reviewed the Distribution and Collection Division, noting they are responsible for the water mains, the sewer mains, force mains, sewer manholes, fire hydrants, water valves, water services, and sewer services. As detailed in the report, Mr. Forbes reviewed the objectives, organization, and funding sources. There is an increase in the Operating expenses in the 2015 budget for the Sanitary Sewer System Maintenance Program.

Mr. Edwards addressed the budget issues for Capital Outlay and Operating, as detailed in the report, and provided additional information as follows:

- The Phase D Water Main Improvement Project is in the design phase next year and scheduled for construction in 2016.
- Start of Automated Water Meter Reading Upgrade Program begins next year and will be funded over several years for implementation. This entails replacing all 10,000 +/- water meters in our system with the new type meters. It also entails installing radio signal boxes on each meter to transmit water usage to either walk-by, drive-by, or wireless data collection. This would be the same data collection system that BES intends to use.
- Funding Design of Wastewater Main/Lift Station Improvement Project for merging LS #7, #8, and #20. This part funds the design of the wastewater collection system necessary for merging the three lift stations.

The Public Works Director distributed the handout (H/O) titled: **REBATE INSTRUCTIONS Installation of Authorized, Properly Sized, Grease Interceptor(s) Outside of Existing Food Service Facility(s)**. Mr. Edwards explained that this was the same H/O distributed and discussed on the 2015 Council Budget Tour August 1, 2014. This program, modeled after the BES Rebates Program, is focused on existing food service establishments, and will be a helpful tool for our employees who are managing this program for the City. There are about 30 +/- older food service establishments that do not meet the City's discharge limit of 100 mg/l; and/or they are not in compliance with current City requirements for appropriately sized interceptors located outside the establishments for sampling and cleaning.

### Pollution Control Plant Division

Mr. Forbes stated the division operates and maintains the wastewater transmission system of 38 sewage pump stations, and the 4.5 million gallons per day capacity new sewage treatment facility, with reuse quality effluent.

Mr. Edwards reviewed the division objectives as listed in the report. This division is responsible for the proper treatment, disposal, and reclamation of wastewater in accordance with local, state and federal regulatory compliance standards.

There are no changes in the authorized positions and the City Manager reviewed the division funding sources. Mr. Forbes stated the decreased Capital Outlay is a result of construction of lift station rehab projects in FY2014.

The Public Works Director addressed the budget issues, as detailed in the report, and provided additional information as follows:

- Capital Outlay: Funding Design of Wastewater Main/Lift Station Improvements Project – this is to merge the three lift stations #7, #8, and #20.
- Operating: Funding for technical support on Software/Human Machine Interface/Operations – this is an automated plant using very high-tech software. This budget will pay for required updates and trouble- shooting issues.

### Water Plant Division

The City Manager reviewed the Water Plant Division mission, objectives, and organization. He stated their responsibility is for the City's water system – wells, water treatment facilities, ground and elevated water storage tanks – providing safe drinking water, volume and pressure for effective fire suppression, and providing effective treatment of stormwater. Mr. Forbes stated this division operates and maintains the City's stormwater treatment facilities as listed in the report.

Mr. Forbes addressed the funding sources and proposed budget as detailed in the report. He noted the decrease in Capital Outlay is a result of completion of the construction of the utility and storage building at Water Plant #2 by October.

Mr. Edwards reviewed the budget issues, as listed in the report, noting an area of concern for water resources unfunded mandates with the consumptive use permit. He also explained that in April there were 3 of 34 regular monthly samples taken that were positive for indicator coliform. All three locations were immediately flushed and retested at the location, upstream and downstream, for 9 extra April samples. All retests were sent to the lab and results came back clear. In June and then July, the Water Plant was notified by letter (June) and email (July) that we were required by State regulation to notice all water customers when over 5% of all monthly samples test positive for indicator coliform. We will be putting out public notice within the next few weeks.

### Streets Division

Mr. Forbes stated the division maintains the City's roadways, traffic signage and markings, sidewalks, and stormwater collection system. This division also manages the collection of garbage, recycling, yard waste, and beach cleaning. Mr. Forbes reviewed the objectives, as listed in the report, noting there are no changes to the authorized positions.

The City Manager reviewed the funding sources and proposed budget, as detailed in the report, stating there is a slight increase in Capital Outlay due to replacement of a truck with utility body.

In the budget issues, Mr. Forbes added in the Dune Walkover Rehabilitation Project the City has completed 17 walkovers. Council member Hartkemeyer advised there are some Huguenot Park Boardwalk areas that are in need of repairs. The City Manager stated this will be addressed and repairs will be made.

The Public Works Director distributed maps (copy on file) detailing the Proposed Street Maintenance Milling and Paving Project for the North section, the Southwest section, and the Southeast section of the City. The color key showed the areas without existing curb and areas with existing curb. The City Manager explained that the City is earmarking funds for regular street maintenance which entails new construction, reconstruction, milling and paving, repairs and improvements of roadway (base, sub-base, pavement), drainage, and curbing. He explained that we are reviewing each road without curbing, considering curbing, and if adding curbing will improve drainage and protect the edge of the pavement.

#### Stormwater Utility Program

The City Manager stated the Stormwater Utility Program provides funding to operate, maintain and improve the City's stormwater collection and treatment system. Mr. Forbes reviewed the funding sources and the proposed budget, as detailed in the report. There is an increase in Capital Outlay for the 10<sup>th</sup> Street South Industrial Area Project and a boom-arm mower replacement purchase.

Mr. Edwards addressed the budget issues, as listed. In Capital Outlay - Ocean Forest Phase 2 Stormwater Improvement Project - Mr. Edwards stated the design phase is at 90% completion; construction will begin in 2015. He continued with a review of the Operating budget, as listed in the report.

#### Sanitation Utility Program

Mr. Forbes reviewed the mission and objectives of the Sanitation Utility Program which provides funding for the collection, transportation, and disposal of garbage, yard waste, debris, and recyclables. In the funding source and proposed budget, Mr. Forbes stated there is a decrease in the Capital Outlay due to the purchase of a replacement street sweeper in FY2014 (replaced every 5 years). He advised that employees are trained in operator maintenance on the sweeper at the manufacturer's facilities. Eugene Wellington, Streets Division, is the operator, and Mr. Forbes stated this is a heavily used piece of equipment.

Mr. Edwards explained that Public Works purchases the City's replacement sweeper from existing statewide contracts, such as the Sheriff's Association Contract. The previous Tymco Sweeper purchase from the dealer, Southern Sewer Equipment Sales, included a 50% trade allowance subject to the purchase of a new replacement Tymco sweeper from the dealer. Subsequently a few years later, Tymco terminated its relationship with this dealer. The dealer now represents Schwarze Sweeper and the dealer found it necessary to reduce its trade allowance with the loss of the Tymco assistance. Another dealer represents Tymco Sweeper on the Sheriff's Association Contract. Because of the trade allowance change, the sweeper purchase will be placed on a council agenda in the near future for approval. Currently, at the time of purchase of a new sweeper, dealers are not providing commitments for future trade allowance on purchase of future replacement sweepers.

Mr. Forbes reviewed the mission and objectives of the Administration Division of Public Works. There is an increase in authorized positions for a Project Engineer, for the projects in the redevelopment districts. Mr. Edwards stated that the staff provides excellent customer service, and make outstanding efforts to solve problems or concerns of our citizens.

The Public Works Director addressed the handout for a new City Rebate Program for Grease Interceptors (copy on file). This item has not been approved and will be on a future agenda. Mr. Edwards reviewed the purpose, requirements, rebate amount, and the terms and conditions of this program. This rebate program will be for businesses that require grease trap improvements/upgrades to be in compliance with the code. Mr. Edwards stated getting the grease trapped before it gets into the City's sewer system is critical and the goal of the rebate program is to provide incentive to the businesses.

The City Manager and Mayor Latham thanked the Public Works Department and staff for their enormous amount of work they do for the City and the citizens, and their excellent customer service.

The workshop was adjourned at 7:00 p.m.

Submitted by: Nancy J. Pyatte  
Assistant City Clerk

Approved:

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William C. Latham, Mayor

Date: September 2, 2014

DRAFT

**City of Jacksonville Beach  
Minutes of City Council  
FY2015 - Budget Workshop  
Tuesday, August 12, 2014**

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Mayor Latham called the Budget Workshop to order at 6:00pm.

City Council members in attendance:

Keith Doherty (absent)  
Tom Taylor

Steve Hartkemeyer  
Phil Vogelsang

Christine Hoffman (absent)  
Jeanell Wilson

Also present were City Manager George Forbes, Finance Officer Harry Royal, Budget Officer Trish Roberts, Human Resources Director Karen Nelson, Director of Parks and Recreation Gary Meadors, Electric Engineering Supervisor, Don Cuevas, of Beaches Energy Services (BES), and Nancy Pyatte, City Clerk's Office.

**Parks & Recreation**

The City Manager reviewed the divisions' organization and their mission to provide safe and enjoyable leisure opportunities for all citizens. Parks & Recreation is responsible for the City's recreation functions, the year-round 18-hole Golf Course, and maintenance of the parks, golf course, grounds, and cemeteries. Mr. Forbes stated the department has reduced two positions - one full-time in golf course and one part-time in grounds.

Mr. Forbes stated that there is an increase in the department's budget, as noted in the Financial Summary of the report, which is for additional lifeguard hours and replacement of two trucks and a mower.

**Recreation Administration**

The City Manager reviewed this division's responsibilities, accomplishments, goals, and performance measures as detailed in the report. These are tracked monthly and annually by the customer service satisfaction surveys from the various sports programs. He stated these operations are funded by the General Fund, the Community Development Block Grant (CDBG), and bed tax. Mr. Forbes stated there is a staff of five people, mostly part-time, that do a fantastic job.

There was a brief discussion about the number of non-residents that participate in the sports programs. Mr. Meadors stated approximately 40% are non-resident participants.

As shown in the financial summary, there is a decrease in payroll and an increase in operating costs for grounds maintenance. The Carver Center and the Community Assisted Policing Effort (CAPE) will continue to be funded by the CDBG, an Inter-local Agreement with Jacksonville and subject to budget approval by Congress.

Mr. Meadors addressed the Council about proposed security improvements for the Carver Center, which will be on the next council agenda. These items will improve visibility at the front door and improve office access safety for staff.

### Ocean Rescue

Mr. Forbes reviewed the division's responsibility to the public for ocean rescue, beach safety and services. The department's number one goal is zero drownings while on duty. The City Manager reported that a tremendous amount of first aid is provided to beach goers by the lifeguard and rescue personnel throughout the year. The professionalism of the lifesaving personnel is outstanding.

Mr. Meadors reported a new wrist band program was started to help with lost children on the beach and assist the police to find and return them to parents. He provided a sample to the Council, stating it has proven successful, and will include with their safety brochure program. Mr. Meadors added that there have been some off-duty Corp responses for ocean rescue, also resulting in zero drownings.

Mr. Forbes reviewed the financial summary as detailed in the report, explaining the increase is due to additional hours for tower guards and replacement of a pickup truck. Also budgeted for in this division is the purchase of a jet ski with sled.

Mr. Meadors addressed the budget issues and expressed the need to have trained ocean rescue personnel to manage the increasing number of beachgoers. The City is responsible for the additional hours if the Red Cross cannot provide coverage on Sundays and holidays. Mr. Meadors stated there will be an item on the next council agenda requesting additional funding to staff the remaining summer months of this fiscal year.

### Tennis Center

The Tennis Center has seven lighted tennis courts. The recent accomplishments, goals, financial summary, and budget issues were presented by Mr. Forbes. Mr. Meadors discussed the performance of the Tennis Center stating that Mr. Watford provides excellent programs and camps for all age groups, as reflected in the surveys. Mr. Meadors said 40 surveys were sent out, with 23 responses.

### Oceanfront Restrooms

Mr. Forbes reviewed the objectives and financial summary for this division. There are public restroom facilities located at 5<sup>th</sup> Avenue North and 2<sup>nd</sup> Avenue North, both with outdoor showers. There is also a shower facility at 7<sup>th</sup> Avenue South. The cleaning schedule is contracted to a commercial cleaning company. It was explained that we plan on replacing the porta-potties at the Oceanfront park with permanent restrooms, using redevelopment funds. This project is still several years away from starting.

### Carver Center

Mr. Forbes reviewed the report of the objectives, recent accomplishments, goals and financial summary for the Carver Center. Mr. Meadors stated the focus is on the kids – getting them from school to the center, homework and reading assistance, and making sure they all pass to their next

grade level. He said that Latoya Thomas does an excellent job working with the children to improve and maintain grades, building their self-esteem, encouraging the children to head down a better life-path. There was a brief discussion about the summer programs, volunteers, and donations.

### Community Center & Exhibition Hall

The City Manager reviewed the goals and financial summary as detailed in the report. The facility is marketed on the internet and locally. Mr. Forbes stated the floor needs replacing in the community center room which is the reason for the increase in operating.

Mr. Meadors explained the Conference Room is used by Weekly Business Networking groups, Home Owners Associations, for school graduations, for wedding receptions and for Christmas parties, and other organizations on a regular basis. The customer satisfaction is measured by surveys and 15 surveys were sent out, and 5 very positive responses were received.

### Special Events

Mr. Forbes reviewed the objectives and funding sources as detailed in the report. This includes the Springing the Blues contribution, and the City managed events - two Summer Jazz Concerts and three Moonlight Movies.

The City Manager stated he was asked by Council member Chris Hoffman about having more moonlight movies. Discussion ensued about adding movies, obtaining more sponsorships/contributions to help offset City expenses, and the number of annual fundraising events. The Parks & Recreation Department provides the logistical support for all these events, with limited staff.

Mr. Forbes addressed the budget issues. The Sea & Sky Spectacular air show will be at the beach in 2015 and the City will ask for a year end budget modification to cover this expense. Mr. Forbes stated the City sponsored surf camp will be discontinued in 2015 because there are several private surf camp operators every year. Based on the discussion, Mr. Forbes stated the City will not add a moonlight movie in next year's budget, but will continue to look at this issue in future years.

### Golf Course Division

The City Manager reviewed the goals for FY2015. Mr. Forbes reviewed the performance measures and the survey results for the pro shop, overall customer service, golf course conditions, restaurant operation and menu selection.

The revenues from Greens Fees and Memberships, Players, and Walkers and Riders were reviewed, as detailed in the report. Mr. Forbes noted the advantage of having a course where you are allowed to walk. Discussion ensued about the different membership fee options, increasing advertising to promote new play and membership, and the rates being low.

The Golf Course Revenues details the various income sources from greens fees, cart rentals, memberships/passes, lessons, retail merchandise and restaurant lease.

Mr. Forbes addressed the budget issues noting the operation is an enterprise fund; the revenue should cover the operating costs. The FY2015 budgeted revenue is expected to slightly exceed expenses. Under maintenance and equipment, Mr. Forbes said the irrigation main line needs rusted fittings replaced. Also there will be replacement of a Triplex Greens Mower and the purchase of a walking greens mower.

Mr. Meadors addressed the Council about a rotary mower replacement which will be on the next council agenda. This item is for the Grounds Maintenance division budget.

### Grounds Maintenance Division

Mr. Meadors stated that, over the last five years, the City has used outside contractors for much of our grounds maintenance services and the Lee Kirkland Cemetery was added this year. This division also assists with construction projects and special events as needed.

The City Manager reviewed the financial summary, as detailed in the report, showing a slight increase in capital. The Tree Protection funds are used to add or replace trees throughout the City.

Mr. Forbes stated the budget address a truck replacement and an equipment storage structure. Mr. Meadors described the structure as a 3-sided, metal building that will be used to store and protect equipment from the weather and elements.

Mr. Meadors addressed the Council about an item on the next agenda for the dog park. A local family raised approximately \$40,000 to donate to the dog park for additional improvements, in memory of their son, Josh Heinz. Mr. Meadors gave a detailed list of the improvements and the estimated cost, which will be completely covered from the balance in the donation account. Mr. Forbes commented that the dog park membership has increased to 350.

### Skate Park

Mr. Forbes and Mr. Meadors and addressed the Council about the proposed skate park. Funds have been allocated in the budget for \$250,000 as a starting point for this project. It was explained that the first step will be to confirm the land/location and the cost, then decide the type of design for the skate park, and lastly, prepare a preliminary site plan with proposed costs.

Mr. Meadors said that other local skate parks have been looked at to see how they are designed. Discussion ensued about the level of difficulty, different types of skate options, and age group appeal. The consensus was to make this a fun park, low-key and with a basic level of difficulty, and gear towards a younger age group.

Mr. Meadors stated there are a limited number of companies available that do this type of design work. He said they will consult with Martin Raymos, owner of KONA Skate Park in Jacksonville, for advice and direction.

The City Manager and Mayor Latham thanked the Recreation Department and staff for the enormous amount of work they do for the City and the citizens, and their excellent customer service.

## **Beaches Energy Services**

Mr. Forbes introduced staff supervisors in attendance, which included BES Relay Supervisor Matt Campbell, BES Meter Service Supervisor Mike Downing, BES Accountant Kara Mathe, BES Property Management Superintendent Diana Pratt, and BES Purchasing Administrator Jason Phitides,

The City Manager stated Beaches Energy Services provides electric service from Neptune Beach to Guana State Park. Their Mission is to provide reliable energy services at a competitive price with superior customer service, "Above and Beyond the Expected." They are responsible for maintaining electric service and managing natural gas service in Jacksonville Beach, Neptune Beach, Ponte Vedra Beach, and Palm Valley. The Department also is responsible for the Property Management Division. As listed in the report, there are ten divisions that comprise Beaches Energy Services, and Mr. Forbes reviewed their responsibilities.

Mr. Forbes reported that the department is rated one of the most reliable in the state, and he is very proud of that accomplishment. BES has replaced wood poles with concrete poles, and installed overhead to underground conversions, which is a key part in the storm-hardening program.

Don Cuevas, Electric Engineering Supervisor, addressed the Council regarding the department's accomplishments. As detailed in the report, Mr. Cuevas displayed a map showing the design and installation of the new 26kV underground systems, Circuit #528 and Odom's Mill Feeder Upgrade. On the next map displayed, he reviewed the design and installation of overhead line projects for Palm Valley Road Phase 3 and A1A Phase 3, both in St. Johns County.

Mr. Forbes reviewed the System Reliability chart, noting the high standard performance level of BES. As reported by the Florida Municipal Power Agency (FMPA), 25 cities reported an average interruptible duration time of approximately 75 minutes in a 12 month period. BES, in that same time period, maintained approximately 39 minutes average of interruptible duration time.

Customer service surveys results were reviewed for the Utility Billing and Energy Audit department employees, reflecting a high level of customer satisfaction. Mr. Forbes discussed the cost of services and said that our residential rates are very competitive and below the State average. Customer growth has increased 7% over the past 10 years, as noted on the chart in the report.

The Energy Efficiency and Conservation programs are performing very well in our community and we continue to provide conservation information and services. Mr. Forbes reviewed several of the conservation resources and initiatives offered to our customers.

The department goals for FY2015 were reviewed, as listed in the report. Mr. Forbes stated we continue to ensure the highest level of system reliability with infrastructure improvements and enhance customer convenience and service.

The City Manager discussed the Performance Measures based on cost, service, and reliability. Our residential rates are below the State average, as well as the outage times per customer. The Funding Sources for FY2015 were reviewed, the highest being from residential services.

The Financial Summary for electric and natural gas was reviewed. Mr. Forbes stated the budget for FY2015 reflects an overall decrease based on lower fuel costs. Purchase power is directly related to the fuel costs.

Mr. Forbes reviewed the chart showing the megawatt hours purchased from FMPA, which varies year to year based on weather conditions and the economy. Our City is one of 14 All Requirements Members in FMPA. The long-range projection studies indicate that FMPA has adequate generation resources for the next 10 years. Conservation, energy efficiency, and demand response programs have been very successful and benefit customers.

Regulatory issues continue with NERC (North American Electric Reliability Corporation) and FRCC (Florida Reliability Coordinating Council), regarding compliance standards. Mr. Forbes reviewed the increased measures and standards with rules for compliance. Mr. Forbes talked about modernizing the grid to continue strengthening the infrastructure and improve service reliability. BES rates are competitive statewide and we do not have franchise fees or charge utility taxes.

Don Cuevas reviewed the Capital Projects for 2015 as listed in the report, and provided additional information and photos for two major projects. One is the Overhead Line Rebuild, replacing wood poles with concrete poles, including conversion of an overhead wood pole line to underground cable. The other project is the Back/Loop Feed for A1A South of Mickler Road, installation of underground conduits and cable for the underground system on A1A from Mickler Road to the south end of the BES system.

Mr. Forbes stated the Infrastructure to Support System Growth and Maintenance is budgeted for \$1.2 million.

The BES Natural Gas Service area was reviewed by Mr. Forbes noting the potential future extensions along with the current gas line customers. Mr. Forbes explained the chart showing 2013 Data for Florida Public Gas Systems and explained the map shows the natural gas lines in our service area.

### Property Management

Mr. Forbes reviewed the responsibilities of the Property Management division of Beaches Energy. Property Management Superintendent, Diana Pratt, manages the bi-annual inspections of all City facilities and maintains their condition from floors to roofs, and schedules the cleaning services for all facilities. Property Management is also responsible for the City's leased facilities and the contracted services for fleet maintenance.

Mr. Forbes advised the Council about an item that will be on the next agenda to replace/purchase two natural gas emergency generators. One is for the Police department - generator is currently inoperable and we are leasing one for \$2,100 per month. The second is for City Hall - currently operates at 80% capacity and the exterior enclosures are deteriorated due to salt air corrosion.

The City Manager completed the review of the accomplishments, goals, and budget issues as detailed in the report. He emphasized customer service towards employees is just as important as for citizens, as shown from the results of their internal customer service surveys. Mr. Forbes complimented the team stating the property maintenance employees keep the buildings in very good condition.

Mr. Forbes reviewed the funding sources and budget for 2015, noting a slight increase as shown in the financial summary in operating. Under leased properties, the City was just advised prior to the start of this meeting, that the school bus company Student Transportation terminated their lease effective July 31, 2014. This will change the estimated revenue figures, unless we can find a new tenant.

The building condition assessment results were reviewed and Mr. Forbes stated all the facilities are in 'like new' and 'very good' condition. We are at that stage where we are planning for upgrades and replacements in our maintenance programs.

The City Manager stated that BES personnel strive to achieve and maintain compliance to federal (NERC) and state (FRCC) standards. BES continually monitors industry developments and implements cost effective measures to meet regulatory mandates. Mr. Forbes and the Mayor expressed their appreciation and thanked everyone for all their efforts.

### **Budget True-Up**

Mr. Forbes discussed the true up numbers. Trish Roberts provided a true-up worksheet (attached and made part of minutes) and addressed Council on 3 changes to the budget line items in the General Fund, as follows:

1. Leave pay-out to the Planning & Development Director at his retirement
2. Fire Department Overtime
3. Reduce unanticipated to pay for 1 and 2

Mr. Forbes thanked the Mayor and Council for attending all the meetings and said the true up numbers will be included in the September budget for final approval.

The Mayor and Council thanked Mr. Forbes and all the departments for providing the necessary information to handle their fiduciary duties.

The Workshop adjourned at 8:00 pm.

Submitted by: Nancy Pyatte  
Assistant City Clerk

Approved:

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William C. Latham, Mayor

Date: September 2, 2014

**Minutes of Regular City Council Meeting  
held Monday, August 18, 2014, at 7:00 P.M.  
in the Council Chambers, 11 North 3<sup>rd</sup> Street,  
Jacksonville Beach, Florida.**



**CALL TO ORDER:**

Mayor Charles Latham called the meeting to order.

**OPENING CEREMONIES:**

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

**ROLL CALL:**

Mayor: William C. Latham

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

Also present were City Manager George Forbes, City Attorney Susan Erdelyi, and City Clerk Judy Bullock.

**APPROVAL OF MINUTES**

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

- City Council Budget Tour held August 1, 2014
- City Council Budget Workshop held August 4, 2014
- Regular City Council Meeting held August 4, 2014
- City Council Workshop held August 4, 2014
- City Council Budget Workshop held August 5, 2014

**ANNOUNCEMENTS**

Council Member Chris Hoffman –

- Ms. Hoffman announced that she had flown out to the USS Iwo Jima and accompanied the ship to Mayport.
- On September 10, 2014, the Beaches Museum will hold a 50<sup>th</sup> Anniversary Exhibit for Hurricane Dora.

Council Member Jeanell Wilson –

- Ms. Wilson reminded everyone that the Classic Car Cruise-In would be on Tuesday, August 19, 2014.

**Minutes of Regular City Council Meeting  
held Monday, August 18, 2014**

- She added that last week's Art Walk was very successful.

Council Member Tom Taylor –

- Mr. Taylor advised that BEAM had assisted approximately 800 children in preparation for the new school year.

**COURTESY OF THE FLOOR TO VISITORS**

**MAYOR AND CITY COUNCIL**

**CITY CLERK**

**CITY MANAGER**

**(a) Monthly Finance Reports – Months of July 2014**

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve the reports.

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

**(b) Approve Security Improvements at the Carver Center**

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve the installation of security improvements at the Carver Center, as described in a memorandum from the Parks and Recreation Director, dated August 6, 2014.

Mr. Forbes explained that on many occasions only one person staffs Carver Center, which requires security improvements. He reviewed the recommended changes, which included installation of interior windows located in the staff office with keypad locks on the doors.

Ms. Wilson and Mr. Doherty asked about additional security measures.

Mr. Forbes advised that they would evaluate the need for additional security after these changes are made.

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

**(c) Approve the Replacement of a Rotary Mower for Grounds Maintenance**

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve the replacement of a rotary mower as described in a memorandum from the Parks and Recreation Director, dated August 7, 2014.

**Minutes of Regular City Council Meeting  
held Monday, August 18, 2014**

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

**(d) Approve the Addition of \$25,000 to Pay for Additional Hours for Ocean Rescue Beach Patrol**

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve the addition of \$25,000 to pay for additional hours for Ocean Rescue Beach Patrol, as described in a memorandum from the Parks and Recreation Director, dated August 8, 2014.

Mr. Forbes explained that there has been an increase in the number of persons visiting the beach, which has required more hours for the beach patrol to adequately patrol the beach. The exact amount of funding needed will depend upon the number of visitors, holidays, and weather conditions.

Mr. Doherty asked if there was any assistance available from the State of Florida or the City of Jacksonville.

Mr. Forbes responded that we receive substantial monetary assistance from the City of Jacksonville through the interlocal agreement.

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

**(e) Approve the Use of Donations to Pay for Improvements to the Dog Park**

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve the use of donations to fund improvements to the Dog Park, as described in a memorandum from the Parks and Recreation Director, dated August 8, 2014.

Speaker:

- Lance Folsom, 1022 North 23<sup>rd</sup> Street, Jacksonville Beach

Mr. Folsom addressed the Council regarding the improvements to the Dog Parks.

Mr. Forbes advised that the monies for the improvements are donations from the Heinz Family and are strictly for use at the Dog Parks.

Mr. Forbes and Mr. Meadors reviewed the improvements, which included addition of a sidewalk in the small dog park that would connect the existing shade shelters, irrigation for the west side of the large dog park, a shade shelter with a concrete pad for the large dog park, two benches for the large dog park and one bench for the small dog park.

Mr. Meadors advised that he has met with the Heinz Family and they are in agreement with the proposed improvements.

**Minutes of Regular City Council Meeting  
held Monday, August 18, 2014**

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

**(f) Approve the Replacement of Emergency Generators for City Hall and the Police Department**

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to approve replacement of two (2) generators for City Hall and the Police Department, as described in a memo from the Property Management Superintendent, dated August 11, 2014.

Mr. Forbes advised that the emergency generators at City Hall and the Police Department are 16+ years old and are experiencing major equipment failure. The generator at the Police Department has completely failed, which necessitated rental of a temporary unit. The unit at City Hall is only operating at 80% capacity and the proposed new unit will be able to operate the entire building. He added that the proposed replacement generators would operate on natural gas, unlike the existing diesel powered units.

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

**RESOLUTIONS**

**ORDINANCES**

**(a) ORDINANCE NO. 2014-8059 – Second Reading**

Mayor Latham requested that the City Clerk read Ordinance No. 2014-8059, by title only; whereupon Ms. Bullock read the following:

**“AN ORDINANCE AMENDING CHAPTER III, “ELECTIONS”, SECTION 16. “REGULATION OF ELECTIONS”, OF THE CHARTER OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, TO DELEGATE CANVASSING DUTIES IN CITY ELECTIONS TO THE DUVAL COUNTY CANVASSING BOARD FOR THE PURPOSE OF PROVIDING CONSISTENCY WITH STATE ELECTION LAWS; PROVIDING FOR A REFERENDUM QUESTION; PROVIDING FOR AN ELECTION DATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES OR SEGMENTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.”**

Motion: It was moved by Mr. Taylor, seconded by Mr. Hartkemeyer, to adopt Ordinance No. 2014-8059, delegating the Canvassing Duties for the City of Jacksonville Beach Municipal Elections, to the Duval County Canvassing Board, to be consistent with the State of Florida Election Laws, on its second reading.

**Minutes of Regular City Council Meeting  
held Monday, August 18, 2014**

Mr. Forbes explained that this ordinance is for a referendum to be included on the November 4, 2014, election ballot. He advised that the Duval County Canvassing Board has been canvassing Jacksonville Beach ballots for over twenty years. If the referendum were passed, the City Charter would conform to State Election Laws.

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

**(b) ORDINANCE NO. 2014-8058 – First Reading – (PUBLIC HEARING)**

**“AN ORDINANCE ESTABLISHING A *REDEVELOPMENT DISTRICT: RD ZONING DISTRICT* WITHIN THE CITY OF JACKSONVILLE BEACH, FLORIDA, AS PROVIDED UNDER CHAPTER 34 OF THE CODE OF ORDINANCES OF SAID CITY.” (602 N. 1<sup>st</sup> Street, *Mango’s bar*)**

Mayor Latham advised that on Friday, the attorney for the applicant for the proposed *Surfer The Bar* contacted the City and requested a two-week continuance on the application, to which Council has agreed. Mayor Latham added that they would not be taking public comment at this meeting, but the requests from individuals to address the Council would be held for the next meeting.

He also explained, with Council concurrence, he would like for Attorney Steven Diebenow, who represents the applicant to review the recent revisions.

Steven Diebenow, One Independent Drive, Ste. 1200, Jacksonville, Florida, came forward to address the Council, on behalf of the applicant. Mr. Diebenow began by requesting that the deferral be extended to the September 15, 2014, council meeting, due to a conflict on the September 2, 2014, council meeting date.

Mayor Latham, Councilmembers, and City Attorney Susan Erdelyi, agreed to a deferral until the September 15, 2014, council meeting.

Mr. Diebenow gave a brief recap of the original application presented at the July 21, 2014, council meeting. He then provided an overview of the revisions to the original application, which are on file. Mr. Diebenow requested that the City Council hold a workshop on the proposed development before the September 15, 2014, council meeting.

Mr. Forbes advised that he required some direction from the City Attorney on which application should be on the September 15, 2014, council agenda. He asked if it should be the original application or the revised application, and requested assistance from the City Attorney.

Ms. Erdelyi responded that the Land Development Code speaks to changes in a development application. She stated that she would need to perform an analysis of the Land Development Code and the percentage of changes to determine if it is a new application. If it is found to be

**Minutes of Regular City Council Meeting  
held Monday, August 18, 2014**

a new application, it would replace the original application that was submitted at the July 21, 2014, council meeting. Ms. Erdelyi advised that she would report her findings to Mr. Forbes. Mayor Latham and Councilmembers concurred that a workshop was not necessary and that the Public Hearing, which is quasi-judicial, would be held at the September 15, 2014, council meeting.

**ADJOURNMENT**

There being no further business coming before the Council, Mayor Latham adjourned the meeting at 7:46 p.m.

Submitted by: Judy L. Bullock  
CITY CLERK

Approval:

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William C. Latham, MAYOR

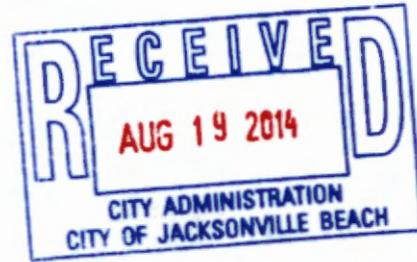
Date: September 2, 2014

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Government Finance Officers Association  
203 N. LaSalle Street - Suite 2700  
Chicago, IL 60601

Phone (312) 977-9700 Fax (312) 977-4806



August 14, 2014

George D. Forbes  
City Manager  
City of Jacksonville Beach  
11 North Third Street  
Jacksonville Beach FL 32250

Dear Mr. Forbes:

We are pleased to notify you that your comprehensive annual financial report for the fiscal year ended **September 30, 2013** qualifies for a Certificate of Achievement for Excellence in Financial Reporting. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

An award for the Certificate of Achievement has been shipped to:

**Harry E. Royal, CPA**  
**Finance Officer**

We hope that you will arrange for a formal presentation of the Certificate and Award of Financial Reporting Achievement, and that appropriate publicity will be given to this notable achievement. A sample news release is enclosed to assist with this effort. In addition, details of recent recipients of the Certificate of Achievement and other information about Certificate Program results are available in the "Awards Program" area of our website, [www.gfoa.org](http://www.gfoa.org).

We hope that your example will encourage other government officials in their efforts to achieve and maintain an appropriate standard of excellence in financial reporting.

Sincerely,  
Government Finance Officers Association

Stephen J. Gauthier, Director

Technical Services Center

SJG/ds



Government Finance Officers Association  
203 N. LaSalle Street - Suite 2700  
Chicago, IL 60601

Phone (312) 977-9700 Fax (312) 977-4806

08/14/2014

NEWS RELEASE

For Information contact:  
Stephen Gauthier (312) 977-9700

(Chicago)--The Certificate of Achievement for Excellence in Financial Reporting has been awarded to **City of Jacksonville Beach** by the Government Finance Officers Association of the United States and Canada (GFOA) for its comprehensive annual financial report (CAFR). The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

An Award of Financial Reporting Achievement has been awarded to the individual(s), department or agency designated by the government as primarily responsible for preparing the award-winning CAFR. This has been presented to:

**Harry E. Royal, CPA, Finance Officer**

The CAFR has been judged by an impartial panel to meet the high standards of the program including demonstrating a constructive "spirit of full disclosure" to clearly communicate its financial story and motivate potential users and user groups to read the CAFR.

The GFOA is a nonprofit professional association serving approximately 17,500 government finance professionals with offices in Chicago, IL, and Washington, D.C.

City of  
Jacksonville Beach  
City Hall  
11 North Third Street  
Jacksonville Beach  
FL 32250  
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[F] 904.270.1639

[www.jacksonvillebeach.org](http://www.jacksonvillebeach.org)

**TO:** George Forbes  
City Manager

**FROM:** Jason Phitides  
Purchasing Administrator

**DATE:** August 15, 2014

**RE:** Award Bid 1314-09 – Tree Trimming and Vegetation Management

**ACTION REQUESTED:**

Award Bid Number 1314-09 for Tree Trimming and Vegetation Management.

**BACKGROUND:**

This bid covers the trimming of trees, limbs, brush or grass adjacent to Beaches Energy Services distribution and transmission lines. The bid requires trained, experienced staff consisting of two three-man crews including equipment for tree trimming and vegetation management.

The contract term is for a period of one year, with an option to renew for up to three additional one-year periods, upon approval by the City Manager.

The Purchasing and Procurement Division mailed 3 requests for bids and received one bid response from **Lewis Tree Service, Inc.**

Funds are budgeted in the Electric Construction and Maintenance and Transmission Contract Services account.

**RECOMMENDATION:**

Approve Bid Number 1314-09 for Tree Trimming and Vegetation Management work to **Lewis Tree Service, Inc.**, for one year with the City Manager having the authority to renew the contract for three additional one-year periods.



Following are the bid prices submitted by Lewis Tree Service, Inc.:

		<b>Billing Rate Per hour</b>	
		Regular	Overtime
1.	Working Foreman	\$ 25.29	\$ 33.98
2.	Tree Trimmer	\$ 21.23	\$ 28.18
3.	Groundman	\$ 18.45	\$ 24.24
4.	50' Aerial Lift	\$16.25	\$ 16.25
5.	70' Aerial Lift	\$ 21.50	\$ 21.50
6.	Brush Chipper	\$ 5.25	\$ 5.25
7.	Two Gas Saws	\$ 1.00	\$ 1.00
<b>TOTAL</b>		<b>\$ 108.97</b>	<b>\$ 130.40</b>

Herbicide per gallon	\$ 2.36
Herbicide Brand	Element 3A
Cut Stump Treatment per gallon	\$ 33.04
Cut Stump Treatment Brand	Element 4
Herbicide Treatment cost-per-mile	\$ 2,941.18

- The annual tree trimming and vegetation management budget is \$325,000.
- The Davey Tree Expert Company is the current contract holder. The prior bid was a one-year award with four additional one-year extensions subject to approval of the City Manager.
- Davey Tree's performance was not sufficient to warrant continuation.
- Lewis Tree Service, Inc. provided tree services to Beaches Energy Services for four years prior to Davey Tree securing the bid in August 2012.
- Current bid prices reflect an increase of approximately 6.3%.

August 23, 2014

TO: George Forbes, City Manager  
FROM: Ty Edwards, Public Works  
Subject: Purchase Replacement Regenerative Air Street Sweeper

**ACTION REQUESTED:**

Authorize replacement purchase of one Regenerative Air Street Sweeper (Schwarze A7 Tornado) from the Florida Sheriffs Association Contract (#13-11-0904).

**BACKGROUND:**

In 2009, the City purchased its first Regenerative Air Sweeper (Tymco 600) from the Florida Sheriffs Association Contract through *Southern Sewer Equipment Sales*. The purchase included a 5-year extended warranty and a 50% trade allowance (about \$85,000) with the purchase of a replacement Tymco Sweeper in 5 years.

The sweeper is budgeted for replacement this year after 5 years of arduous service. The Florida Sheriffs Association Contract contained two (2) sweepers we considered as follows:

<b>REGENERATIVE AIR SWEEPERS</b>		
<b>Considered from Florida Sheriffs Association Contract 13-11-0904</b>		
<b>Manufacturer:</b>	<b>SCHWARZE</b>	<b>TYMCO</b>
<b>Dealer:</b>	<i>Southern Sewer Equipment Sales</i>	<i>Container Systems &amp; Equipment Co., Inc.</i>
• Extended Warranty for Total of 5 Years - Truck, Regenerative Air Engine, Sweeper	Yes	Yes
• Dealer committing to 5- Year Sweeper Maintenance Program	Yes	Yes
• Does Dealer have prior experience in sweeper maintenance?	Yes	No
PRICE (w/ Options)	\$214,233.06	\$214,614.00
Trade-in Allowance Offered	<u>-\$57,000.00</u>	<u>-\$50,000.00</u>
<b>TOTAL PRICE:</b>	<b>\$157,233.06</b>	<b>\$164,614.00</b>

**Note:** *Tymco* terminated *Southern Sewer* as a dealer within the past several years. Subsequently, *Southern Sewer* became a dealer for *Schwarze*. *Southern Sewer* found it necessary to reduce its trade allowance amount due to the loss of *Tymco* assistance.

City of  
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Operations &  
Maintenance Facility  
Department of Public  
Works  
1460-A Shetter Avenue  
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Phone: 904.247.6211  
904.247.6219  
Fax: 904.247.6117  
[www.jacksonvillebeach.org](http://www.jacksonvillebeach.org)



Our current Regenerative Air Sweeper has been a workhorse for the City, sweeping the downtown area every week and throughout the rest of the City monthly. Our aggressive sweeping program is appreciated by our residents and businesses. The sweeping program is also vital in reducing sediment from washing into our drainage systems and ultimately into the waters of the State.

Staff recommends purchasing from *Southern Sewer Equipment Sales* through the Florida Sheriffs Association Contract (#13-11-0904, specification 45), the **2015 Schwarze A7 Tornado Regenerative Air Street Sweeper** with selected options and utilizing the offered trade allowance for a total cost of \$157,233.06.



Schwarze A7 Tornado Regenerative Air Street Sweeper

Funding of \$200,000 is budgeted in the 2014 Sanitation Capital Outlay budget.

**RECOMMENDATION:**

Approve the purchase from *Southern Sewer Equipment Sales* of one replacement **Regenerative Air Street Sweeper, a 2015 Schwarze A7 Tornado**, as explained in a memorandum from the Public Works Director dated August 23, 2014.

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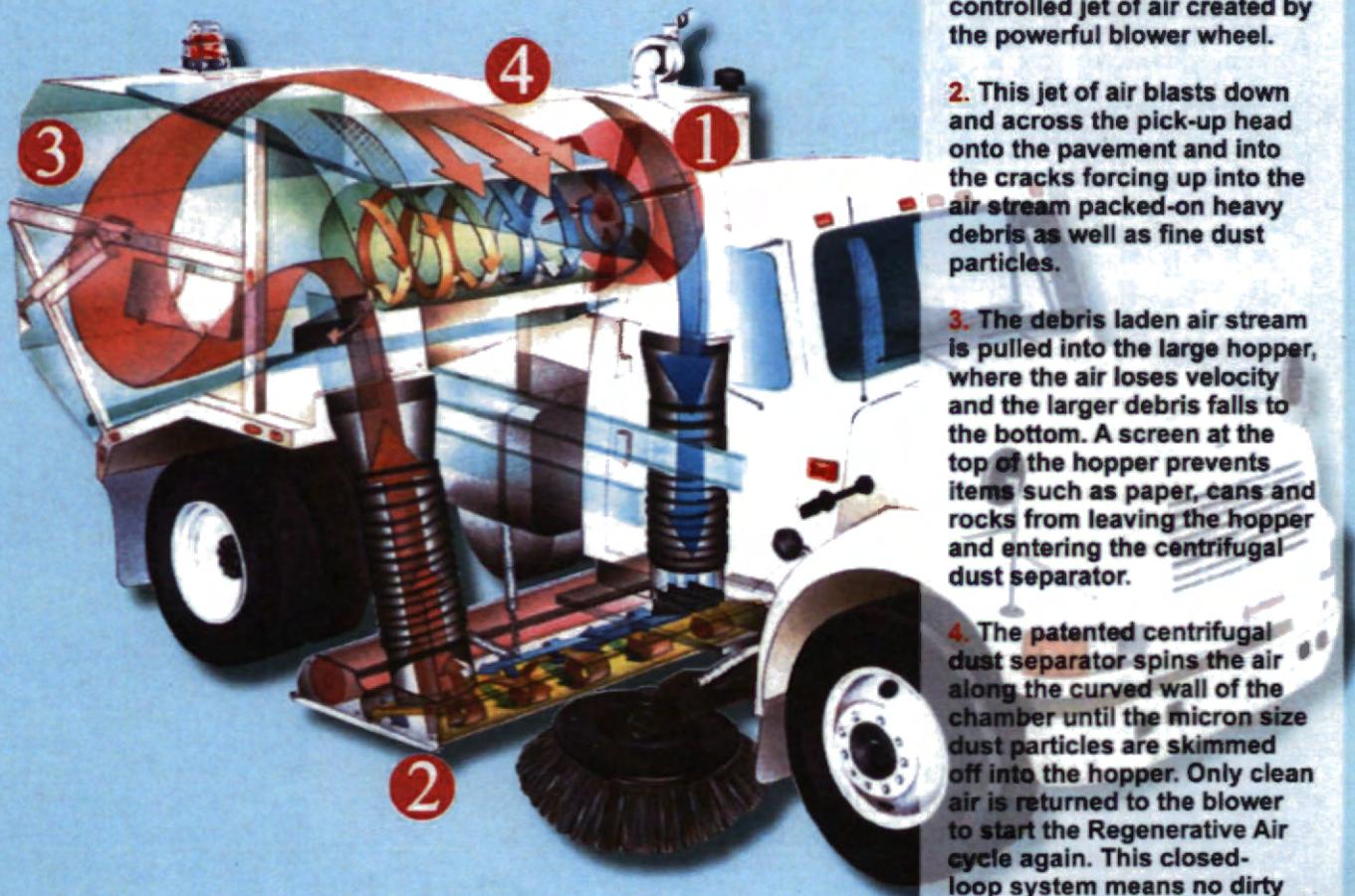
# Ad

- An Al highly
- Stain doors chrom
- High
- Hi/Lo
- Catch
- Swee
- Hopp

## Key Features

- Large 7.3 Cubic Yard Hopper with over 10,000 lb. Payload
- Stationary Hopper with simple Raker Dump System
- Useable 87 inch wide Pick-Up Head with DUO-SKIDS
- Large 14 inch Suction and Pressure Hoses
- Powerful, yet Fuel Efficient Auxiliary Engine
- No Grease Fittings for Ease of Maintenance
- Powerful 43 inch "Trailing Arm" Gutter Brooms
- Centrally located Lighted Control Panel
- Simple Single Stage Hydraulic Cylinders
- Dust Control System - Efficient Low Volume High Pressure

## True Regenerative Air<sup>®</sup>



1. The closed-loop Regenerative Air System uses the force of a high velocity controlled jet of air created by the powerful blower wheel.

2. This jet of air blasts down and across the pick-up head onto the pavement and into the cracks forcing up into the air stream packed-on heavy debris as well as fine dust particles.

3. The debris laden air stream is pulled into the large hopper, where the air loses velocity and the larger debris falls to the bottom. A screen at the top of the hopper prevents items such as paper, cans and rocks from leaving the hopper and entering the centrifugal dust separator.

4. The patented centrifugal dust separator spins the air along the curved wall of the chamber until the micron size dust particles are skimmed off into the hopper. Only clean air is returned to the blower to start the Regenerative Air cycle again. This closed-loop system means no dirty air is exhausted into the environment only to settle on the surface again.



## **SOUTHERN SEWER EQUIPMENT SALES**

3409 Industrial 27th St. • Ft. Pierce, FL 34946  
(772) 595-9171 FAX • 1-800-782-4134 • (772) 595-6940

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"A Certified MBE Woman Owned Business"

Mr. Ty Edwards  
Public Works Director  
City of Jacksonville Beach  
1460-A Shetter Avenue  
Jacksonville Beach, Florida 32250

August 8, 2014

Re: Southern Sewer letter May 5, 2009

Mr. Edwards

Southern Sewer Equipment Sales has enjoyed the relationship our company has had with the City of Jacksonville Beach and appreciates the opportunity to continue being of service to the city.

As discussed on our phone call, we were the Tymco dealer for 9 years when the above referenced letter was given to the city expected our relationship with Tymco to continue unabated. However, due to business decisions on both companies part our relationship ended the 30th of September, 2012.

This was caused by several factors including the downturn in the economy and the need for Southern Sewer to add some additional products to our sales line to continue in business. When the economy went down in 2008 and the tax rolls were state mandated to roll back 5 years, every municipality and supplier was affected. Southern Sewer lost over 2/3 of our normal business in the year 2009, with little pick up over the next several years. As a result of this downturn we decided to add the NewWay Refuse line and the Global Mechanical sweeper line to our product mix. The purpose was to add extra streams of revenue so as to keep a positive cash flow and to continue to sell and service our customers.

The unfortunate result of our decision was Tymco decided to not allow us to continue handling their product out of fear of losing sales due to our increased products. This decision by Tymco placed Southern Sewer in the awkward position of not being able to honor our commitment to the City of Jacksonville Beach. We had a verbal commitment from Tymco to offer special assistance to Southern Sewer for the amount we could allow the city on the purchase of a new Tymco, as stated in the letter.

Southern Sewer was approached by Schwarze Street Sweepers to take on their product due to the loss of Tymco and because of the amount of sales we had done for Tymco. Both companies are top rated sweepers. So while we were sorry to lose Tymco, we were excited about the opportunity the Schwarze line offers. Tymco is strictly an air only type sweeper and Schwarze

offers a full complement of air and mechanical sweepers. Schwarze unlike Tymco does not see the Global sweeper as a threat to their products.

The bottom line of all this as it pertains to the City of Jacksonville Beach, Southern Sewer Equipment Sales and our letter of May 5, 2009 is we can no longer offer to sell the city a Tymco sweeper. This naturally affects the price we can offer for the city's current Tymco. Southern Sewer's General Manager, Mike Wood did send a letter to the city on June 13, 2014 offering \$50,000.00 toward the purchase of a Schwarze street sweeper. As a business owner and vendor to municipalities I understand the effects of a short fall in the budget and the anticipated amount expected for a piece of equipment.

I personally want to express my regret for not being in the position to provide the city with a new Tymco and trade allowance as we had planned.

As a good will offer, if the City of Jacksonville Beach will consider the Schwarze unit as we are proposing I will increase our offer by \$7,000.00 for a total of \$57,000.00. This offer I realize is less than the city had expected, but without the Tymco assistance and product it does reflect a substantial investment by Southern Sewer's effort, to the best of our ability, to honor our commitment.

Please consider my offer and our company as continuing to be of supplier of street sweepers to the City of Jacksonville Beach.

Sincerely,

A handwritten signature in cursive script, appearing to read "Felix Denmon".

Felix Denmon, VP  
Southern Sewer Equipment Sales

# JACKSONVILLE BEACH

City of

Jacksonville Beach

Operations &

Maintenance Facility

Department of Public

Works

1460-A Shetter Avenue

Jacksonville Beach

FL 32250

Phone: 904.247.6219

Fax: 904.247.6117

[www.jacksonvillebeach.org](http://www.jacksonvillebeach.org)

DATE: August 18, 2014

TO: George Forbes, City Manager

FROM: Ty Edwards, Public Works

SUBJECT: RFP Number 11-1314, "Debris Monitoring Services"

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**ACTION REQUESTED:**

Award RFP Number 11-1314, "Debris Monitoring Services" to the highest ranked respondent, **ARX Disaster Management, Inc.**

**BACKGROUND:**

Tropical storms often produce substantial volumes of debris, creating hazardous conditions in our community by blocking roads and damaging property. For this reason it is essential that the City be prepared to provide all necessary disaster recovery services, and be fully compliant with Federal Emergency Management Administration requirements for cost reimbursement.

In order to accomplish this task the City has a contract with Bamaco, Inc., to provide disaster management services to include debris clearing and removal.

The intent of this RFP was to establish a contractual arrangement with a qualified debris monitoring firm to insure a compliant, and organized approach to debris inspection and reporting services, so the city can be reimbursed for this work. This will include services to monitor and report on the removal process, and ensure the debris is lawfully processed and disposed of from City and other public property within the City of Jacksonville Beach.

In July 2014, the City sent invitations to four (4) qualified monitoring firms and received responses from two (2) firms.

Consideration for the award was based on references, experience, methodology and approach, monitoring equipment and price.



An evaluation committee of three (3) City employees independently evaluated each response. Following is a summary of the score tabulation:

		<b>Weighted Score</b>	
		<b>ARX</b>	<b>LEIDOS</b>
<b>GRAND TOTAL</b>			
1	Profile & Submittal Letter	90	70
2	References	220	180
3	Experience of Personnel	105	135
4	Approach & Methodology	330	240
5	Device & Management System	120	120
6	Pricing	370	320
<b>Total Score</b>		<b>1,235</b>	<b>1,065</b>

The debris monitoring services contract is recommended for six (6) years. Contract funding is typically reimbursable through FEMA relief programs.

**RECOMMENDATION:**

Award Request for Proposal Number 11-1314, "Debris Monitoring Services," to the highest ranked respondent, **ARX Disaster Recovery, Inc.**, as explained in the memorandum from the Public Works Director dated August 18, 2014.

City of Jacksonville Beach  
RFP #: 11-1314 - Debris Monitoring Services  
Evaluator Score Sheet

Unsatisfactory = 0  
Below Minimum Standards = 1  
Average = 2  
Above Average = 3  
Exceeds Expectations = 4

		Evaluator's Score		Weighted Value	Weighted Score	
		ARX	LEIDOS		ARX	LEIDOS
<b>Evaluator # 1: CHIEF FRAZIER</b>						
1	Profile & Submittal Letter	3	3	10	30	30
2	References	4	3	20	80	60
3	Experience of Personnel	2	4	15	30	60
4	Approach & Methodology	4	3	30	120	90
5	Device & Management System	4	3	15	60	45
6	Pricing	3	2	10	30	20
<b>Total Score</b>		<b>20</b>	<b>18</b>	<b>100</b>	<b>350</b>	<b>305</b>

		Evaluator's Score		Weighted Value	Weighted Score	
		ARX	LEIDOS		ARX	LEIDOS
<b>Evaluator # 2: DAVID McDONALD</b>						
1	Profile & Submittal Letter	3	2	10	30	20
2	References	4	3	20	80	60
3	Experience of Personnel	3	2	15	45	30
4	Approach & Methodology	4	3	30	120	90
5	Device & Management System	2	2	15	30	30
6	Pricing	2	3	10	20	30
<b>Total Score</b>		<b>18</b>	<b>15</b>	<b>100</b>	<b>325</b>	<b>260</b>

		Evaluator's Score		Weighted Value	Weighted Score	
		ARX	LEIDOS		ARX	LEIDOS
<b>Evaluator # 3: DENNIS DUPRIES</b>						
1	Profile & Submittal Letter	3	2	10	30	20
2	References	3	3	20	60	60
3	Experience of Personnel	2	3	15	30	45
4	Approach & Methodology	3	2	30	90	60
5	Device & Management System	2	3	15	30	45
6	Pricing	3	2	10	30	20
<b>Total Score</b>		<b>16</b>	<b>15</b>	<b>100</b>	<b>270</b>	<b>250</b>

		Evaluator's Score		Weighted Value	Weighted Score	
		ARX	LEIDOS		ARX	LEIDOS
<b>GRAND TOTAL</b>						
1	Profile & Submittal Letter	9	7	10	90	70
2	References	11	9	20	220	180
3	Experience of Personnel	7	9	15	105	135
4	Approach & Methodology	11	8	30	330	240
5	Device & Management System	8	8	15	120	120
6	Pricing	37	32	10	370	320
<b>Total Score</b>		<b>83</b>	<b>73</b>	<b>100</b>	<b>1,235</b>	<b>1,065</b>

August 23, 2014

TO: George Forbes, City Manager

FROM: Ty Edwards, Public Works

Subject: Resolution 1938-2014, Creating the Grease Interceptor Rebate Program

---

**ACTION REQUESTED:**

Adopt Resolution 1938-2014, a resolution creating the City of Jacksonville Beach Rebate Program for installation of properly sized, fats-oil-grease interceptors outside of existing food service establishments.

**BACKGROUND:**

Fat, oils and grease can have a severe impact on the City's sanitary sewer system and wastewater treatment plant. Excessive amounts of grease can clog sewer pipes and sewer lift station wet wells, causing sanitary sewer overflows and sewer backups into buildings. At the wastewater treatment plant, excessive amounts of these products can disrupt the treatment process. For this reason, Section 32-45 of the City Code limits the discharge of fats, oil and grease to the City's sanitary sewer system to no more than 100 milligrams per liter.

Food service establishments are the primary producers of fats, oil and grease. It is necessary for each establishment to have interceptor(s) installed to capture the products from the liquid waste prior to discharging to the public sanitary sewer system.

Many older food service establishments do not meet the discharge limit of 100 mg/l. They are not in compliance with current City requirements for appropriately sized interceptors located outside the establishments for sampling and cleaning.

As discussed on the Council Budget Tour and during the Public Works Budget Workshop, staff recommends creating a rebate program as an incentive for qualifying property/business owners to install properly sized fats-oil-grease interceptors located outside of the building. The rebate would be up to 50% of the purchase and installation costs not to exceed \$5,000.

It should be noted that this program only applies to businesses with exiting grease interceptors that are being required to upgrade them and install them outside of the building by the City. It does not apply to new buildings or businesses without a grease trap.

City of

Jacksonville Beach

Operations &

Maintenance Facility

Department of Public

Works

1460-A Shetter Avenue

Jacksonville Beach

FL 32250

Phone: 904.247.6211

904.247.6219

Fax: 904.247.6117

[www.jacksonvillebeach.org](http://www.jacksonvillebeach.org)



Funding would be from the Water & Sewer budget.

**RECOMMENDATION:**

Adopt Resolution 1938-2014, creating the City of Jacksonville Beach Rebate Program for installation of properly sized, grease interceptors outside of existing food service establishments.



# REBATE INSTRUCTIONS

## Installation of

### Authorized, Properly Sized, Grease Interceptor(s) Outside of Existing Food Service Facility(s)



7/24/2014

#### Purpose

- To promote the installation of authorized, properly sized, Grease Interceptors outside of existing food service facilities.

#### Rebate Requirements

- Grease Interceptor must be located outside, properly sized, and approved by Public Works prior to installation.
- Installed by a Florida licensed, bonded and insured plumber, with contact information provided to Public Works.
- All necessary permits must be obtained prior to installation.
- Within 120 days after installation, the completed rebate form with the contractor's invoice/paid receipt including the customer name, installation address and purchase/ installation date(s) is to be submitted to Public Works.
- Public Works onsite verification of installation is required.
- Limit one rebate per business / facility address.

#### Rebate Amount

- 50% of the total cost of the qualifying Grease Interceptor and its installation, not to exceed \$5,000.

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### GREASE INTERCEPTOR REBATE POLICY Terms and Conditions

#### • Section 1. Overview

The City of Jacksonville Beach ("City") offers conditional rebates to qualifying customers as an incentive to install efficient, authorized, and properly located and sized outside Grease Interceptors, minimizing adverse impacts on the City's sanitary sewer system from fats, oils, and grease.

#### • Section 2. Program Eligibility Criteria and Requirements

The following criteria and requirements must be met for a customer to be deemed eligible for a rebate.

##### 2.01. Eligible Participants.

Only existing food service facilities within the City of Jacksonville Beach, with undersized and/or unauthorized existing grease removal systems, may qualify for rebates.

##### 2.02. Requirements.

- Rebates are valid only for existing food service facilities.
- Rebates do not apply to new construction.
- The Customer must receive water and sewer utilities services from the City.
- The qualifying Grease Interceptor(s) and installation(s) must be located on the outside of the Customer's building and be approved by Public Works.

##### 2.03. Application

- An application for a rebate must be completed by the Customer and approved by Public Works.

- Applications must be submitted to Public Works within 120 days of purchase and installation.
- A copy of each proof of purchase and installation invoice/ receipt paid by the Customer must be attached to the application. This paid invoice/receipt must include the customer name, address, and purchase / installation date. More information specific to this rebate may be required.

##### 2.04. Additional Terms

- Equipment must be installed in accordance with the manufacturer's recommendations.
- Equipment must be installed and Public Works onsite verification done prior to rebate issuance.
- The City reserves the right to withhold any rebate payment until any identified issues with the application and/or installation are resolved to the satisfaction of Public Works.
- The City may terminate this rebate in whole or in part due to the Customer's failure to fulfill these terms / conditions.
- The City may alter or cancel the rebate program at any time and without notice to customers.
- Rebates are not to exceed 50% of the Customer's purchase / installation costs, up to a maximum of \$5,000.
- Rebates may take from 4 to 6 weeks for processing.
- Rebates are to be issued as lump sum reimbursements.
- In the event that a qualifying Customer is in default of any City payment obligations, at its sole discretion, the City may apply the rebate as a credit against such default amounts.

##### 2.05. Limit of Liability; Indemnification

- In no way shall the City be liable, and the Customer hereby agrees to indemnify, defend and hold harmless the City, its subsidiaries, its affiliates, and their respective employees, officers and directors, from and against any and all liability, for loss, damage, cost or expense, including attorney's fees, that may be caused by, due to, occasioned by, or otherwise arising out of the installation, operation, miss operation, or use of Customer's qualifying Grease Interceptor.
- Customer acknowledges and agrees that in no event shall any statement, representation, or lack thereof, either express or implied, by the City, relieve the Customer of exclusive responsibility for the Customer's system. Specifically, the City approval of the permit and/or rebate application, rebate payment, or any Public Works inspection of the qualifying Grease Interceptor(s) and installation(s) shall not be construed as confirming or endorsing the equipment design or its operating or maintenance procedures nor as a warranty or guarantee as to the safety, reliability, or durability of the qualifying Grease Interceptor(s) and installation(s).

Introduced By: \_\_\_\_\_

Adopted: \_\_\_\_\_

**RESOLUTION NO. 1938-2014**

**A RESOLUTION CREATING THE CITY OF JACKSONVILLE BEACH REBATE PROGRAM FOR INSTALLATION OF AUTHORIZED, PROPERLY SIZED, GREASE INTERCEPTORS OUTSIDE OF EXISTING FOOD SERVICE FACILITIES**

**WHEREAS**, reducing the adverse impacts of fats, oil and grease on the City's sanitary sewer system and the environment is important,

**WHEREAS**, food service establishments are a primary source of fats, oil and grease,

**WHEREAS**, many older food service establishments are not in compliance with current City requirements for appropriately sized and constructed grease interceptors located outside the establishments for sampling and cleaning during busy hours and high waste laden flows.

**NOW, THEREFORE BE IT RESOLVED BY OF THE CITY OF JACKSONVILLE BEACH, FLORIDA AS FOLLOWS:**

**SECTION 1. Overview**

The City of Jacksonville Beach ("City") offers conditional rebates to qualifying customers as an incentive to install efficient, authorized, and properly located and sized outside Grease Interceptors, minimizing adverse impacts on the City's sanitary sewer system from fats, oils, and grease.

**SECTION 2. Program Eligibility Criteria and Requirements**

The following criteria and requirements must be met for a customer to be deemed eligible for a rebate.

**2.01. Eligible Participants.**

Only existing food service facilities within the City of Jacksonville Beach, with undersized and/or unauthorized existing grease removal systems, may qualify for rebates.

## **2.02. Requirements.**

- Rebates are valid only for existing food service facilities.
- Rebates do not apply to new construction.
- The Customer must receive water and sewer utilities services from the City.
- The qualifying Grease Interceptor(s) and installation(s) must be located on the outside of the Customer's building and be approved by Public Works.

## **2.03. Application**

- An application for a rebate must be completed by the Customer and approved by Public Works.
- Applications must be submitted to Public Works within 120 days of purchase and installation.
- A copy of each proof of purchase and installation invoice/receipt paid by the Customer must be attached to the application. This paid invoice/receipt must include the customer name, address, and purchase / installation date. More information specific to this rebate may be required.

## **2.04. Additional Terms**

- Equipment must be installed in accordance with the manufacturer's recommendations.
- Equipment must be installed and Public Works onsite verification done prior to rebate issuance.
- The City reserves the right to withhold any rebate payment until any identified issues with the application and/or installation are resolved to the satisfaction of Public Works.
- The City may terminate this rebate in whole or in part due to the Customer's failure to fulfill these terms / conditions.
- The City may alter or cancel the rebate program at any time and without notice to customers.
- Rebates are not to exceed 50% of the Customer's purchase / installation costs, up to a maximum of \$5,000.
- Rebates may take from 4 to 6 weeks for processing.
- Rebates are to be issued as lump sum reimbursements.
- In the event that a qualifying Customer is in default of any City payment obligations, at its sole discretion, the City may apply the rebate as a credit against such default amounts.

**2.05. Limit of Liability; Indemnification**

- In no way shall the City be liable, and the Customer hereby agrees to indemnify, defend and hold harmless the City, its subsidiaries, its affiliates, and their respective employees, officers and directors, from and against any and all liability, for loss, damage, cost or expense, including attorney's fees, that may be caused by, due to, occasioned by, or otherwise arising out of the installation, operation, miss operation, or use of Customer's qualifying Grease Interceptor.
- Customer acknowledges and agrees that in no event shall any statement, representation, or lack thereof, either express or implied, by the City, relieves the Customer of exclusive responsibility for the Customer's system. Specifically, the City approval of the permit and/or rebate application, rebate payment, or any Public Works inspection of the qualifying Grease Interceptor(s) and installation(s) shall not be construed as confirming or endorsing the equipment design or its operating or maintenance procedures nor as a warranty or guarantee as to the safety, reliability, or durability of the qualifying Grease Interceptor(s) and installation(s).

**SECTION 3.** All resolutions or parts of resolutions, that conflict with this resolution to the extent that the same may conflict, are repealed.

**SECTION 4.** This resolution shall take effect upon its adoption by City Council.

**AUTHENTICATED** this \_\_\_\_\_ day of \_\_\_\_\_, A.D., 2014

\_\_\_\_\_  
**William C. Latham, MAYOR**

\_\_\_\_\_  
**Judy Bullock, CITY CLERK**

## MEMORANDUM

City of  
Jacksonville Beach  
City Hall  
11 North Third Street  
Jacksonville Beach  
FL 32250  
Phone: 904.247.6231  
Fax: 904.247.6107  
Planning@jaxbchfl.net

**TO:** George D. Forbes, City Manager

**FROM:** Steven Lindorff, Director of Planning & Development

**SUBJECT:** Resolution No. 1939-2014 – Designating Certain Lands in a RS-1:  
Residential Single Family Zoning District for Future Recreation Use

**DATE:** August 22, 2014

[www.jacksonvillebeach.org](http://www.jacksonvillebeach.org)

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**ACTION REQUESTED:** Adopt Resolution No. 1939-2014 designating a 12,100 sq. ft. tract of land located at the southeast corner of North 10<sup>th</sup> Street and Seagate Avenue in a RS-1: Single Family zoning district for future recreation use.

**BACKGROUND:**

In the early 1960's, the City reached an agreement with the Duval County School Board to exchange certain properties in the area of San Pablo Elementary School. Apparently, both parties assumed that the transaction was complete as they began to use the properties as contemplated when the exchange was made. In the City's case, this resulted in the construction of an electric substation on the 10,000 square foot parcel at the southeast corner of North 10<sup>th</sup> Street and Seagate Avenue. The operation of the substation continued until October 2007 when it was consolidated with another substation.

As the City began to contemplate the use of the former substation site, it was revealed that the land swap had never been completed by recording the deeds in the public records for Duval County. Discussions with the Duval County School Board have led to a tentative agreement to finalize the earlier deal and include an additional 10-foot strip along the east and south sides of the parcel. It is the intent of the City that the now-12,100 sf. parcel be earmarked for development as a public recreational facility in the future. The attached Resolution No. 1939-2014 reflects that commitment.

**RECOMMENDATION:** Adopt Resolution No. 1939-2014 designating property for future recreational use.



Introduced by: \_\_\_\_\_

Adopted: \_\_\_\_\_

**RESOLUTION NO. 1939-2014**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, DESIGNATING CERTAIN LANDS IN A RS-1: RESIDENTIAL SINGLE-FAMILY ZONING DISTRICT FOR FUTURE RECREATION USE.**

**WHEREAS**, the City of Jacksonville Beach has utilized the property at the southeast corner of North 10<sup>th</sup> Street and Seagate Avenue as a Beach Energy Services electric substation since the early 1960's, and

**WHEREAS**, the electric substation was built on property owned by the Duval County School Board that was purported to have been conveyed in a land exchange with the City of Jacksonville Beach, but was never fully completed by proper recordation in the public records, and

**WHEREAS**, there is an agreement in principle to complete the contemplated exchange of land between the City and School Board to include an additional ten feet of land on the east and south side of the substation site, and

**WHEREAS**, Beaches Energy Services consolidated its substation facilities at another location in 2007, and no longer needs the 12,100 square foot parcel for electric utility purposes, and

**WHEREAS**, there is need to expand the inventory of public recreational activity centers in the northern part of the City, and

**NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Jacksonville Beach, Florida:**

**SECTION 1.** Subject to the completion and recordation of the property depicted on the attached Map prepared by Durden Surveying and Mapping, Inc. the described property is hereby designated for future public recreational use.

**SECTION 2.** This resolution shall become effective as of its date of adoption.

**DONE IN OPEN MEETING THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2014.**

\_\_\_\_\_  
William C. Latham, MAYOR

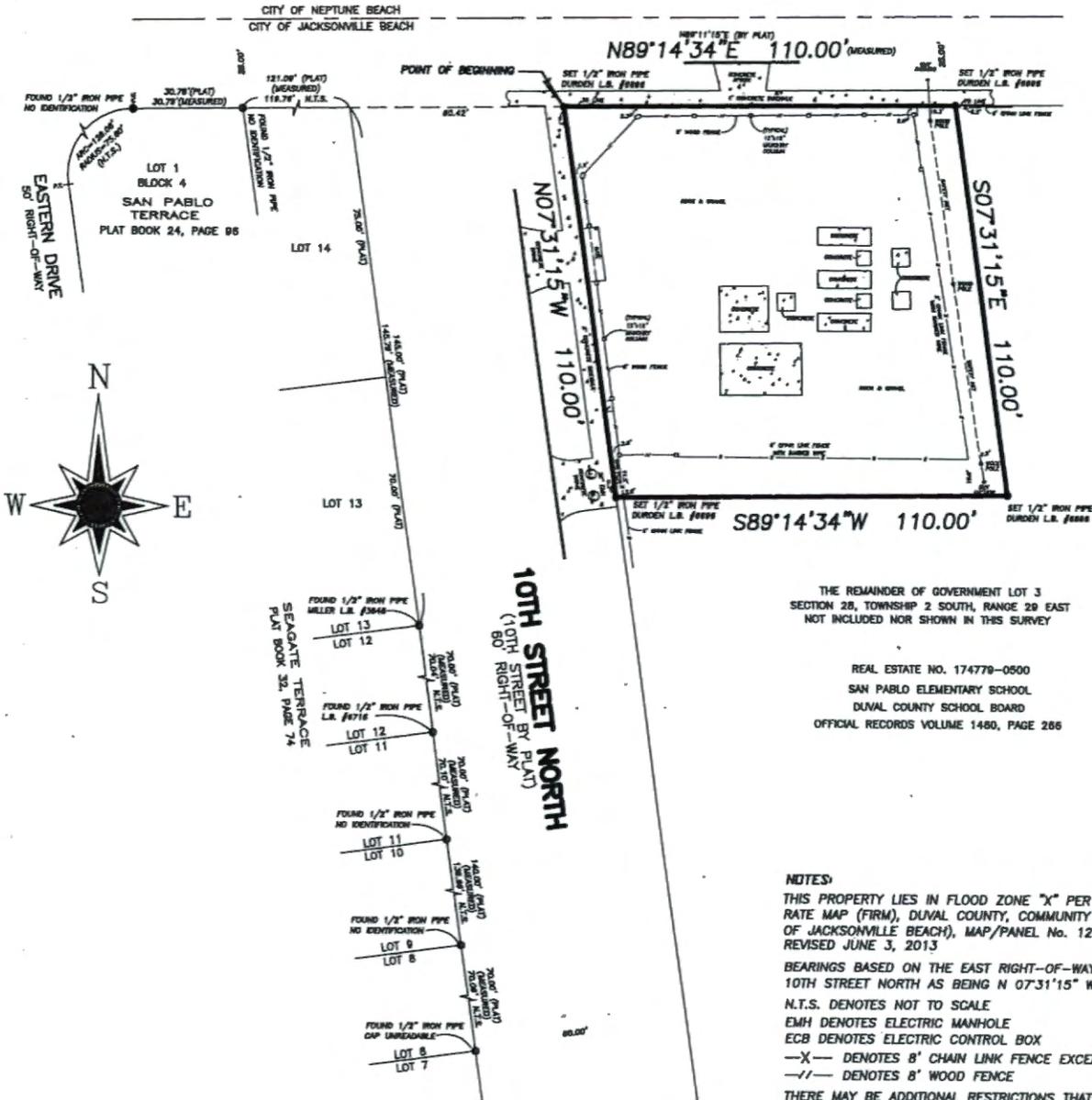
\_\_\_\_\_  
Judy L. Bullock, CITY CLERK

**MAP OF:**

ATTACHMENT TO RESOLUTION NO. 1939-2014

PART OF GOVERNMENT LOT 3, SECTION 28, TOWNSHIP 2 SOUTH, RANGE 29 EAST, DUVAL COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:  
 FOR A POINT OF BEGINNING, COMMENCE AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY LINE OF SEAGATE AVENUE (ALSO KNOWN AS 20TH AVENUE NORTH, A 50 FOOT RIGHT-OF-WAY AS NOW ESTABLISHED) WITH THE EAST RIGHT-OF-WAY LINE OF 10TH STREET NORTH (A 60 FOOT RIGHT-OF-WAY AS NOW ESTABLISHED); THENCE NORTH 89°14'34" EAST, ALONG THE SOUTH RIGHT-OF-WAY LINE OF SAID SEAGATE AVENUE, A DISTANCE OF 110.00 FEET; THENCE SOUTH 07°31'15" EAST, A DISTANCE OF 110.00 FEET; THENCE SOUTH 89°14'34" WEST, PARALLEL TO THE SOUTH RIGHT-OF-WAY LINE OF SAID SEAGATE AVENUE, A DISTANCE OF 110.00 FEET TO TAN INTERSECTION WITH THE AFORESAID EAST RIGHT-OF-WAY LINE OF 10TH STREET NORTH; THENCE NORTH 07°31'15" WEST, ALONG SAID EAST RIGHT-OF-WAY LINE, A DISTANCE OF 110.00 FEET TO THE POINT OF BEGINNING.  
 (CONTAINING 12,016 SQUARE FEET OR 0.28 ACRES, MORE OR LESS)

**SEAGATE AVENUE**  
 (ALSO KNOWN AS 20TH AVENUE NORTH)  
 50' RIGHT-OF-WAY



THE REMAINDER OF GOVERNMENT LOT 3 SECTION 28, TOWNSHIP 2 SOUTH, RANGE 29 EAST NOT INCLUDED NOR SHOWN IN THIS SURVEY

REAL ESTATE NO. 174779-0500  
 SAN PABLO ELEMENTARY SCHOOL  
 DUVAL COUNTY SCHOOL BOARD  
 OFFICIAL RECORDS VOLUME 1480, PAGE 286

**NOTES:**

THIS PROPERTY LIES IN FLOOD ZONE "X" PER FLOOD INSURANCE RATE MAP (FIRM), DUVAL COUNTY, COMMUNITY No. 120078 (CITY OF JACKSONVILLE BEACH), MAP/PANEL No. 12031C-0417-H, REVISED JUNE 3, 2013

BEARINGS BASED ON THE EAST RIGHT-OF-WAY LINE OF 10TH STREET NORTH AS BEING N 07°31'15" W

N.T.S. DENOTES NOT TO SCALE

EMH DENOTES ELECTRIC MANHOLE

ECB DENOTES ELECTRIC CONTROL BOX

-X- DENOTES 8' CHAIN LINK FENCE EXCEPT AS NOTED

-// DENOTES 8' WOOD FENCE

THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT SHOWN ON THIS SURVEY THAT MAY BE FOUND IN THE PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA.

CERTIFIED TO:  
 CITY OF JACKSONVILLE BEACH  
 BEACHES ENERGY SERVICES



**DURDEN**  
 SURVEYING AND MAPPING, INC.  
 1825-B 3RD STREET NORTH  
 JACKSONVILLE BEACH, FLORIDA 32250  
 (904) 853-6822 Fax 853-6825  
 LICENSED BUSINESS NO. 6696

I hereby certify that this survey meets the minimum technical standards as set forth by the Florida Board of Land Surveyors, pursuant to Section 472.027 Florida Statutes and Chapter 5J17 Florida Administrative Code

*Bruce Durden Jr.*  
 FLORIDA REGISTERED SURVEYOR No. 4707  
 H. BRUCE DURDEN, Jr.

SIGNED JUNE 5, 2014  
 SCALE: NOT TO SCALE  
 WORK ORDER NUMBER: 14150

THIS SURVEY NOT VALID UNLESS THIS PRINT IS EMBOSSED WITH THE SEAL OF THE ABOVE SIGNED.

B-8490G

City of  
Jacksonville Beach  
City Hall  
11 North Third Street  
Jacksonville Beach  
FL 32250  
Phone: 904.247.6231  
Fax: 904.247.6107  
Planning@jaxbchfl.net

[www.jacksonvillebeach.org](http://www.jacksonvillebeach.org)

## MEMORANDUM

**To:** George D. Forbes, City Manager

**From:** William C. Mann, Senior Planner 

**Re:** Ordinance No. 2014-8060, amending the Land Development Code by changing public and private parks, playgrounds, and recreational facilities from permitted uses to conditional uses in the City's five residential zoning districts.

**Date:** August 26, 2014

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### **ACTION REQUESTED:**

Adoption of Ordinance No. 2013-8060, amending Land Development Code Article VII, Division 2, Sections 34-336, 34-337 and 34-338 by changing "Public and private parks, playgrounds and recreational facilities" from permitted uses to conditional uses in *RS-1*, *RS-2*, and *RS-3* single-family zoning districts respectively, and amending Sections 34-339 and 34-340 by changing "Public parks, playgrounds and recreational facilities" from permitted uses to conditional uses in *RM-1* and *RM-2*, multi-family districts respectively. (Applicant – Steve Lindorff, Planning and Development Director)

### **BACKGROUND:**

Currently in our three single-family residential zoning districts, "public and private parks, playgrounds, and recreational facilities" are listed as permitted uses, and in the *RM-1* and *RM-2* multifamily districts, "public parks, playgrounds, and recreational facilities" are listed as permitted uses. In all five residential districts, though, "religious organizations" are listed as conditional uses.

The U.S. Congress passed the Religious Land Use and Institutionalized Persons Act (RLUIPA) in 2000. Many, if not most, of the current LDC regulations predate the passage of RLUIPA. Among other matters, generally, RLUIPA and construing federal case law requires that assembly uses, such as religious



organizations, and parks and recreational facilities, be treated on equal terms. While legal counsel for the City and the Planning Division believe the present LDC regulations as to the City's residential zoning districts comply with RLUIPA and other applicable federal law, it has been recommended that such regulations be amended to equalize the treatment of religious organizations, and public and private parks, playgrounds, and recreational facilities groups.

The attached ordinance removes "Public and private parks, playgrounds, and recreational facilities" from the list of permitted uses in RS-1, RS-2, and RS-3 districts, and adds them to the list of conditional uses in those districts, where 'religious organizations' are listed. It also similarly removes "Public parks, playgrounds, and recreational facilities" from the list of permitted uses in RM-1 and RM-2 districts, and adds them to the list of conditional uses in those districts, also where religious organizations are listed.

The Planning Commission conducted a required public hearing on this proposed amendment on Monday, August 25, 2014 and recommended its approval by City Council.

**RECOMMENDATION:**

Adopt Ordinance No. 2014-8060, amending the Land Development Code by changing public and private parks, playgrounds, and recreational facilities from permitted uses to conditional uses in the City's five residential zoning districts.

Introduced by: \_\_\_\_\_  
1st Reading: \_\_\_\_\_  
2nd Reading: \_\_\_\_\_

**ORDINANCE NO. 2014-8060**

**AN ORDINANCE TO AMEND AN ORDINANCE ENACTING AND ESTABLISHING A COMPREHENSIVE LAND DEVELOPMENT REGULATION AND OFFICIAL ZONING MAP FOR THE INCORPORATED AREA OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, AS AUTHORIZED BY CHAPTER 163.3202, FLORIDA STATUTES, BY AMENDING PARAGRAPH (B) *PERMITTED USES* AND PARAGRAPH (D) *CONDITIONAL USES* OF SECTION 34-336 *RESIDENTIAL, SINGLE-FAMILY: RS-1*, SECTION 34-337 *RESIDENTIAL, SINGLE-FAMILY: RS-2*, SECTION 34-338 *RESIDENTIAL, SINGLE-FAMILY: RS-3*, SECTION 34-339 *RESIDENTIAL, MULTIPLE-FAMILY: RM-1*, SECTION 34-340 *RESIDENTIAL, MULTIPLE-FAMILY: RM-2* OF DIVISION 2, *ZONING DISTRICTS, PERMITTED USES, ACCESSORY USES, CONDITIONAL USES, DIMENSIONAL STANDARDS, OFF-STREET PARKING AND LOADING STANDARDS, SUPPLEMENTAL STANDARDS, LANDSCAPING STANDARDS, SIGN STANDARDS, AND ENVIRONMENTAL STANDARDS* OF ARTICLE VII. *ZONING DISTRICTS* TO DELETE PUBLIC AND PRIVATE PARKS, PLAYGROUNDS AND RECREATIONAL FACILITIES FROM THE LIST OF PERMITTED USES AND TO ADD PUBLIC AND PRIVATE PARKS, PLAYGROUNDS AND RECREATIONAL FACILITIES TO THE LIST OF CONDITIONAL USES IN *RESIDENTIAL, SINGLE-FAMILY: RS-1, RESIDENTIAL, SINGLE-FAMILY: RS-2*, AND *RESIDENTIAL, SINGLE-FAMILY: RS-3* ZONING DISTRICTS AND TO DELETE PUBLIC PARKS, PLAYGROUNDS AND RECREATIONAL FACILITIES FROM THE LIST OF PERMITTED USES AND TO ADD PUBLIC PARKS, PLAYGROUNDS AND RECREATIONAL FACILITIES TO THE LIST OF CONDITIONAL USES IN *RESIDENTIAL, MULTIPLE-FAMILY: RM-1* AND *RESIDENTIAL, MULTIPLE-FAMILY: RM-2* ZONING DISTRICTS; TO REPEAL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith, AND FOR OTHER PURPOSES:**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF JACKSONVILLE BEACH, FLORIDA:**

**SECTION 1.** That Paragraph (b) *Permitted Uses* of Section 34-336 *Residential, single-family: RS-1* is hereby amended and shall read as follows:

**Sec. 34-336. Residential, single-family: RS-1.**

- (b) *Permitted uses.* The following uses are permitted as of right in the RS-1 zoning district.
  - (1) Single-family dwellings.

~~(2) Public and private parks, playgrounds and recreational facilities. Private parks, playgrounds and recreational facilities shall be for the sole use of residents living in the area where such facilities are located, and shall not be used for commercial purposes.~~

(2) Type I home occupation.

**SECTION 2.** That Paragraph (d) *Conditional Uses* of Section 34-336 *Residential, single-family: RS-1* is hereby amended and shall read as follows:

**Sec. 34-336. Residential, single-family: RS-1.**

(d) *Conditional uses.* The following uses are permitted as conditional uses in the RS-2 zoning district, subject to the standards and procedures established in section 34-221 et seq.

(1) Type II home occupation.

(2) Religious organizations.

(3) Public and private elementary and secondary schools and technical institutes, excluding trade schools and vocational schools.

(4) Essential public services.

(5) Cemeteries.

(6) Government uses, excluding correctional institutions.

(7) Golf courses. (Regulation golf courses only).

(8) Public and private parks, playgrounds and recreational facilities. Private parks, playgrounds and recreational facilities shall be for the sole use of residents living in the area where such facilities are located, and shall not be used for commercial purposes.

**SECTION 3.** That Paragraph (b) *Permitted Uses* of Section 34-337 *Residential, single-family: RS-2* is hereby amended and shall read as follows:

**Sec. 34-337. Residential, single-family: RS-2.**

(b) *Permitted uses.* The following uses are permitted as of right in the RS-2 zoning district.

(1) Single-family dwellings.

~~(2) Public and private parks, playgrounds and recreational facilities. Private parks, playgrounds and recreational facilities shall be for the sole use of residents living in the area where such facilities are located, and shall not be used for commercial purposes.~~

(2) Type I home occupation.

**SECTION 4.** That Paragraph (d) *Conditional Uses* of Section 34-337 *Residential, single-family: RS-2* is hereby amended and shall read as follows:

**Sec. 34-337. Residential, single-family: RS-2.**

(d) *Conditional uses.* The following uses are permitted as conditional uses in the RS-2 zoning district, subject to the standards and procedures established in section 34-221 et seq.

- (1) Type II home occupation.
- (2) Religious organizations.
- (3) Public and private elementary and secondary schools and technical institutes, excluding trade schools and vocational schools.
- (4) Libraries.
- (5) Essential public services.
- (6) Cemeteries.
- (7) Government uses, excluding correctional institutions.
- (8) Golf courses. (Regulation golf courses only).
- (9) Child day care services, including kindergartens when operated on the same site as and in conjunction with a religious organization.
- (10) Public and private parks, playgrounds and recreational facilities. Private parks, playgrounds and recreational facilities shall be for the sole use of residents living in the area where such facilities are located, and shall not be used for commercial purposes.

**SECTION 5.** That Paragraph (b) *Permitted Uses* of Section 34-338 *Residential, single-family: RS-3* is hereby amended and shall read as follows:

**Sec. 34-338. Residential, single-family: RS-3.**

(b) *Permitted uses.* The following uses are permitted as of right in the RS-3 zoning district.

- (1) Single-family dwellings.
- (2) Two-family dwellings.
- ~~(3) Public and private parks, playgrounds, and recreational facilities.~~
- (3) Elderly-oriented group homes, group homes for the developmentally or physically disabled, or foster homes with less than six (6) residents.
- (4) Type I home occupation.

**SECTION 6.** That Paragraph (d) *Conditional Uses* of Section 34-338 *Residential, single-family: RS-3* is hereby amended and shall read as follows:

(d) *Conditional uses.* The following uses are permitted as conditional uses in the RS-3 zoning district, subject to the standards and procedures established in section 34-221 et seq.

- (1) Type II home occupation.
- (2) Zero lot line detached single-family dwellings.
- (3) Religious organizations.
- (4) Public and private elementary and secondary schools and technical institutes, excluding trade schools and vocational schools.
- (5) Essential public services.
- (6) Cemeteries.
- (7) Government uses, excluding correctional institutions.
- (8) Golf courses. (Regulation golf courses only).
- (9) Child day care services, including kindergartens when operated on the same site as and in conjunction with a religious organization.
- (10) Elderly-oriented group homes, group homes for the developmentally or physically disabled, or foster homes with more than six (6) and less than thirteen (13) residents.
- (11) Hospitals.
- (12) Nursing and personal care facilities.
- (13) Civic, social and fraternal organizations.
- (14) Public and private parks, playgrounds, and recreational facilities.

**SECTION 7.** That Paragraph (b) *Permitted Uses* of Section 34-339 *Residential, multiple-family: RM-1* is hereby amended and shall read as follows:

**Sec. 34-339 Residential, multiple-family: RM-1**

(b) *Permitted uses.* The following uses are permitted as of right in the RM-1 zoning district.

- (1) Two-family dwellings.

- (2) Elderly-oriented group homes, group homes for the developmentally or physically-disabled, or foster homes with less than six (6) residents.
- (3) Multiple-family dwellings.
- (4) Townhouse dwellings.
- (5) Zero lot line detached single-family dwellings.
- ~~(6) Public parks, playgrounds and recreational facilities.~~
- (6) Type I home occupations.

**SECTION 8.** That Paragraph (d) *Conditional Uses* of Section 34-339 *Residential, multiple-family: RM-1* is hereby amended and shall read as follows:

- (d) *Conditional uses.* The following uses are permitted as conditional uses in the RM-1 zoning district, subject to the standards and procedures established in section 34-221 et seq.
- (1) Elderly-oriented group homes, group homes for the developmentally or physically disabled, and foster homes with six (6) or more residents.
  - (2) Halfway houses.
  - (3) Type II home occupations.
  - (4) Religious organizations.
  - (5) Cemeteries.
  - (6) Elementary and secondary schools and technical institutes, excluding trade schools and vocational schools.
  - (7) Libraries.
  - (8) Mobile home parks.
  - (9) Golf courses (Regulation golf courses only).
  - (10) Essential public services.
  - (11) Governmental uses, excluding correctional institutions.
  - (12) Single-family dwellings constructed in accordance with requirements set forth in Section 34-338, Residential, single-family: RS-3.
  - (13) Hospitals.

- (14) Business and professional offices as follows: Landscape architects, doctors, dentists, miscellaneous health offices and clinics; legal services; and engineering, architecture, accounting, research, management, and related services. Uses listed herein shall not exceed fifty thousand (50,000) square feet in gross floor area. Listed uses exceeding fifty thousand (50,000) square feet in gross area shall only be approved pursuant to section 34-348 planned unit development: PUD district standards and procedures.
- (15) Financial institutions, insurance and real estate offices.
- (16) Rooming and boarding houses.
- (17) Nursing and personal care facilities.
- (18) Child day care services.
- (19) Adult day care services.
- (20) Civic, social and fraternal organizations.
- (21) Community centers.
- (22) Public parks, playgrounds and recreational facilities.

**SECTION 9.** That Paragraph (b) *Permitted Uses* of Section 34-340 *Residential, multiple-family: RM-2* is hereby amended and shall read as follows:

**Sec. 34-340 Residential, multiple-family: RM-2**

(b) *Permitted uses.* The following uses are permitted as of right in the RM-2 zoning district.

- (1) Two-family dwellings.
- (2) Elderly-oriented group homes, group homes for the developmentally or physically disabled, or foster homes with less than six (6) residents.
- (3) Multiple-family dwellings.
- (4) Townhouses.
- (5) Zero lot line detached single-family dwellings.
- ~~(6) Public parks, playgrounds and recreational facilities.~~
- (6) Type I home occupation.

**SECTION 10.** That Paragraph (d) *Conditional Uses* of Section 34-340 *Residential, multiple-family: RM-2* is hereby amended and shall read as follows:

**Sec. 34-340 Residential, multiple-family: RM-2**

- (d) *Conditional uses.* The following uses are permitted as conditional uses in the RM-2 zoning district, subject to the standards and procedures established in section 34-221 et seq.
- (1) Elderly-oriented group homes, group homes for the developmentally or physically disabled, and foster homes with six (6) or more residents.
  - (2) Halfway homes.
  - (3) Type II home occupations.
  - (4) Religious organizations.
  - (5) Cemeteries.
  - (6) Elementary and secondary schools and technical institutes, excluding trade schools and vocational schools.
  - (7) Libraries.
  - (8) Mobile home parks.
  - (9) Golf courses (Regulation golf courses only).
  - (10) Essential public services.
  - (11) Governmental uses, excluding correctional institutions.
  - (12) Single-family dwellings constructed in accordance with requirements set forth in section 34-338, residential, single-family: RS-3.
  - (13) Hospitals.
  - (14) Business and professional offices as follows: Landscape architects, doctors, dentists, miscellaneous health offices and clinics; legal services; and engineering, architecture, accounting, research, management, and related services. Uses listed herein shall not exceed fifty thousand (50,000) square feet in gross floor area. Listed uses exceeding fifty thousand (50,000) square feet in gross floor area shall only be approved pursuant to section 34-348 planned unit development: PUD district standards and procedures.
  - (15) Financial institutions, insurance and real estate offices.
  - (16) Rooming and boarding houses.
  - (17) Nursing and personal care facilities.
  - (18) Child day care services.

- (19) Adult day care services.
- (20) Hotels and motels.
- (21) Restaurants, excluding drive-ins.
- (22) Private membership sports clubs and recreational facilities.
- (23) Civic, social and fraternal organizations.
- (24) Outdoor restaurants.
- (25) Community centers.
- (26) Public parks, playgrounds and recreational facilities.

**SECTION 11.** That all ordinances or parts of ordinances in conflict with this ordinance are, to the extent that the same may conflict, hereby repealed.

**SECTION 12.** That this ordinance shall take effect upon its adoption by the City Council.

**AUTHENTICATED THIS \_\_\_ DAY OF \_\_\_\_\_, A.D., 2014.**

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William C. Latham, Mayor

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Judy L. Bullock, City Clerk