



Agenda

City Council

Tuesday, February 4, 2019

7:00 PM

Council Chambers

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.

OPENING CEREMONIES: INVOCATION, FOLLOWED BY SALUTE TO THE FLAG

CALL TO ORDER

ROLL CALL

APPROVAL OF MINUTES

19-014 Council Briefing Held January 22, 2019

19-015 Regular Council Meeting Held January 22, 2019

ANNOUNCEMENTS

COURTESY OF THE FLOOR TO VISITORS

MAYOR AND CITY COUNCIL

CITY CLERK

CITY MANAGER

19-016 Approve Projects for the FY 2019-2020 Community Development Block Grant (CDBG) application to the City of Jacksonville

19-017 Approve an Increase to the Current Golf Cart Fleet by 10 Golf Carts

- 19-018** Award RFP No. 02-1819 for Special Events Production Services to PRI Productions
- 19-019** Award RFP No. 01-1819 for the Pay and Classification Study to the highest ranked Respondent, Evergreen Solutions, LLC
- 19-020** Authorize a First Amendment to Easement Agreement regarding the property at 221 North 1st Street

RESOLUTIONS

ORDINANCES

- 19-021** ORDINANCE NO. 2019-8115 (Second 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 ARTICLE IV. DEFINITIONS TO MODIFY THE DEFINITION FOR "MICROBREWERY" AND TO ADD A DEFINITION FOR "TASTING ROOM" FOR THE INCORPORATED AREA OF THE CITY, AND TO PROVIDE FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE:

ADJOURNMENT

NOTICE

In accordance with Section 286.0105, Florida Statutes, any person desirous of appealing any decision reached at this meeting may need a record of the proceedings. 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 or to the recording secretary 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, extension 10, no later than one business day before the meeting.

The Council Briefing began at 6:02 P.M.

The following City Council Members were in attendance:

Mayor: William C. Latham (absent)

Mayor Pro Tem: Christine Hoffman

Council Members: Keith Doherty Georgette Dumont Sandy Golding
Cory Nichols Phil Vogelsang

Also present was Interim City Manager Karen Nelson.

Purpose of Briefing

The purpose of the briefing was to update the Council Members on issues including the following items:

City Manager

Joint CRA Meeting

Ms. Nelson stated that she and Mayor Latham would be out of town on the date of the February CRA meeting and it was requested not to schedule the joint CRA and City Council meeting for that time period.

Interim Police Chief

Ms. Nelson stated that Police Chief Pat Dooley would be retiring on January 25th and Commander Mark Evans will be the Interim Police Chief until the position is filled. Ms. Nelson stated the City would be utilizing the Stars Program through the Florida Police Chiefs Association to conduct a nationwide search for qualified candidates to fill the position. Ms. Nelson stated the recruiting process should start mid-February and is expected to take about four months.

Downtown Drainage and Infrastructure Improvements

Director of Public Works Mr. David Millinor offered an overview of the drainage and infrastructure improvement project. A map [on file] showing all areas of the project was handed out and reviewed. A conversation ensued regarding citizen complaints, project timelines, and project duration. Project Coordinator Jim Vernon stated sound reading testing was being done in the area to assure compliance with the City Ordinances.

Dog Park Update

Director of Parks and Recreation Mr. Jason Phitides stated the Josh Hines Foundation would like to make a donation to the dog park. With the donated funds, the Hines Foundation would like to have a mural painted on the back wall of the dog park. Also, the donation would cover replacement of the benches in the small dog park and lights for the current water fountain in the park. Mr. Phitides stated the mural would be painted by local artists.

Without any objection from the Council, Ms. Nelson stated the City would accept the donation from the Hines Foundation and Mr. Phitides would organize the project.

Golf Course Update

Golf Course Facility Manager Bruce Mohler spoke in regards to the condition of the golf course and upcoming events and changes. Mr. Mohler stated the golf course is exceeding expectations and the revenue is up by 30% in three months. Mr. Mohler and Golf Course Superintendent Trevor Hughes expressed the need for more resources such as additional staff and better equipment to be able to maintain the new grounds and higher expectations of the golf course.

Communication/Social Media Position

Ms. Nelson stated there is a need for an additional staff position to manage the City's social media, websites and public information. Ms. Nelson stated additional office space had been created at City Hall and that she would like to bring the issue to Council in the near future for consideration.

Fire Department Negotiations

Ms. Nelson stated the negotiations with Jacksonville for fire services are nearing completion and we are close to reaching a preliminary draft proposal. However, there are still items to consider such as pension and transition of personnel.

Mr. Vogelsang requested financials regarding costs involved in transferring the fire services to Jacksonville.

Ms. Nelson suggested individual meetings be held with each Council Member before scheduling a public workshop.

The briefing adjourned at 6:57 P.M.

Submitted by: Jodilynn Byrd
Administrative Assistant

Approved:

William C. Latham, MAYOR

Date: _____

- Candace Mabry, 4033 America Avenue, Jacksonville Beach, offered background information on the Boys and Girls State program that would benefit from the American Legion annual golf tournament.
- James R (Randy) Brown, 29 Solana Road, Ponte Vedra Beach, spoke in opposition to the price increase at the golf course.
- Charles Marks, 806 11th Street North, Jacksonville Beach, spoke in favor of lowering the fees for the golf tournament fundraiser.
- Kurtis Loftus, 348 Aquatic Drive. Atlantic Beach, stated there was a 20% increase in this year's attendees to Deck the Chair and he thanked the community and the City for another successful year.
- Sarah Bryan, 403 12th Avenue South, Jacksonville Beach, spoke about the many issues and the severe impact the 12th Avenue South drainage project has on local residents.
- Justin Rawls, 403 12th Avenue South, Jacksonville Beach, spoke about the duration of the local construction projects in Jacksonville Beach and suggested better accountability for the companies chosen to work on the projects.
- Donni Welch-Rawls, 403 12th Avenue South, Jacksonville Beach, spoke about the 12th Avenue S. drainage project. Ms. Rawls stated her address was not included on the open house mailing list and cited incorrect reports and information she has received regarding the project and her house.

MAYOR AND CITY COUNCIL

Mayor Pro Tem Hoffman presented a Lifetime Achievement Award to Police Chief Patrick Dooley.

Mayor Pro Tem Hoffman presented Mr. Trevor Hughes with the Employee of the Quarter award.

CITY CLERK

CITY MANAGER

Item #19-005 – Appoint City Council Member Georgette Dumont to serve on the General Employees' Pension Board of Trustees

Motion: It was moved by Mr. Vogelsang and seconded by Ms. Golding, to Appoint City Council Member Georgette Dumont to serve on the General Employees' Pension Board of trustees

Roll Call Vote: Ayes – Doherty, Dumont, Golding, Nichols, Vogelsang, Mayor Pro Tem Hoffman
The motion passed unanimously.

Item #19-006 - Select a date for the joint meeting between the City Council and the Community Redevelopment Agency and provide direction to the City Manager regarding items to be included on the agenda.

Motion: It was moved by Mr. Vogelsang and seconded by Mr. Doherty, to direct staff to schedule a meeting in February for City Council to meet with the Community Redevelopment Agency to discuss downtown development issues.

Ken Marsh, 2011 Gail Avenue, Jacksonville Beach, spoke in support of a joint City Council and Community Redevelopment Agency meeting.

Mr. Vogelsang suggested to schedule the joint meeting directly before a regularly scheduled City Council meeting in February.

Discussion: Council discussed topics to be considered at the joint City Council and Community Redevelopment Agency meeting. The topics agreed upon were:

- 2007 Downtown Vision Plan
- Strategic planning
- Opportunities for the CRA
- Prioritize next steps
- Set a future timeline

Voice vote: Ayes – Doherty, Dumont, Golding, Nichols, Vogelsang, Mayor Pro Tem Hoffman
The motion passed unanimously.

Item #19-007 – Accept the monthly financial reports for the month of December 2018

Motion: It was moved by Mr. Vogelsang and seconded by Mr. Doherty, to accept the monthly financial reports for the month of December 2018 as submitted by the Chief Financial Officer.

Voice Vote: Ayes – Doherty, Dumont, Golding, Nichols, Vogelsang, Mayor Pro Tem Hoffman.
The motion passed unanimously.

Item #19-008 – Award Bid No. 1819-01 230/138kV, 150/200/250MVA, Autotransformer to Virginia Transformer Corp.

Motion: It was moved by Mr. Vogelsang and seconded by Mr. Doherty, to award Bid No. 1819-01 230/138kV, 150/200/250MVA, Autotransformer to the lowest responded bidder Virginia Transformer Corp.

Ms. Nelson said the bid is for the purchase of one 250MVA autotransformer for the Sampson Substation, which is Beaches Energy Services' primary interconnection to the Bulk Electric System. Ms. Nelson said two of the three transformers are scheduled for replacement over the next five years and this project is to replace one of the two. Funding is available in the Beaches Energy capital budget.

Roll Call Vote: Ayes –Dumont, Golding, Nichols, Vogelsang, Doherty, Mayor Pro Tem Hoffman.
The motion passed unanimously.

Item #19-009 – Award RFP No. 07-1718 for Parking Services to SP Plus Municipal Services

Motion: It was moved by Mr. Vogelsang and seconded by Mr. Doherty, to award RFP No. 07-1718 to SP Plus Municipal Service for parking services.

Commander Thomas Crumley of the Jacksonville Beach Police Department presented information [on file] on the Parking Services plan by SP Plus Municipal Services.

Discussion: Mr. Doherty inquired whether parking lot security would be affected by switching over to an automated parking meter system. Commander Crumley stated the security would remain the same if not increase. The Police Department would have the same number of officers patrolling the parking lots in addition to a Parking Enforcement Specialist and a Parking Ambassador provide by SP Plus.

Mr. Vogelsang suggested that we should consider an online process for Jacksonville Beach residents to register for free parking. Commander Crumley stated the fastest and most accurate way is to manually enter the information now and possibly in the future come up with an online system.

Ms. Golding asked if a resident would need to re-register each year. Commander Crumley stated annual registration would need to be done initially, but could possibly change in the future.

Ms. Nelson stated the vote for this item is to award the RFP to SP Plus Municipal Services and the terms of the contact could still be negotiated.

Ms. Dumont asked for clarification regarding the verification process for City residents. Commander Crumley confirmed the vehicle registration would be used to determine residency, not a driver license.

Ms. Golding shared information from a previous parking utilization study within the City of Jacksonville Beach.

Roll Call Vote: Ayes - Golding, Nichols, Vogelsang, Doherty, Dumont, and Mayor Pro Tem Hoffman.

The motion passed unanimously.

Item #19-010 – Authorize the Mayor and the City Manager to Execute an Interlocal Agreement with the City of Neptune Beach to provide potable water service to 37 residential properties in Neptune Beach located north of Seagate Avenue and south of Hopkins Creek while Florida Department of Transportation (FDOT) rebuilds the Kings Road bridge.

Motion: It was moved by Mr. Vogelsang and seconded by Mr. Doherty, to approve the interlocal agreement with the City of Neptune Beach to provide potable water supply to 37 residential properties in Neptune Beach and authorize the Mayor and City Manager to execute the agreement.

Ms. Nelson stated as part of the A1A drainage improvements project, FDOT would be replacing the Kings Road bridge that crosses Hopkins Creek. The water main used to supply potable water to Neptune Beach residents south of Hopkins Creek is attached to the existing bridge and would be

taken out of service for approximately a year while the bridge is rebuilt. The City of Neptune Beach would pay the City of Jacksonville Beach for water used and bill it's residents. Ms. Nelson stated this would cause minimal impact to our City employees. Ms. Nelson stated the City of Neptune Beach City Council plans to discuss the topic on January 22, 2019, workshop and place it on the agenda for their February 4, 2019, meeting.

Roll Call Vote: Ayes – Nichols, Vogelsang, Doherty, Dumont, Golding and Mayor Pro Tem Hoffman.

The motion passed unanimously.

Item #19-011 – Ratify the Collective Bargaining Agreement with the International Association of Firefighters, Local 2622, Effective October 1, 2017

Motion: It was moved by Mr. Vogelsang and seconded by Mr. Doherty, to ratify the three year Collective Bargaining Agreement with the International Association of Firefighters, Local 2622, Effective October 1, 2017.

Ms. Nelson stated negotiations began in October 2017 for a three year contract. Eleven bargaining sessions were held. On December 28, 2018, the union held a vote among its members and ratified the contract.

Ms. Nelson stated the three year contract was effective October 1, 2017 and would expire on September 30, 2020. Ms. Nelson outlined a pay grade increase and stated the contract would provide a merit based step increase upon annual evaluation as employees advance through the pay grade schedule meeting or exceeding expectations. Ms. Nelson concluded the contract provides for all annual and accumulated premium tax revenues to continue to be used to offset the City's pension contribution.

Ms. Golding stated there was a word missing in the contract. Ms. Nelson confirmed a scrivener's error in section 9.6 in the third sentence, the word "service" should follow the word "credited."

Roll Call Vote: Ayes – Vogelsang, Doherty, Dumont, Golding, Nichols, and Mayor Pro Tem Hoffman.

The motion passed unanimously.

RESOLUTIONS:

Item #19-012 – RESOLUTION NO. 2026-2019

Mayor Pro Tem requested the City Clerk read Resolution No. 2026-2019 by title only, whereupon Ms. Scott read the following:

“A RESOLUTION AMENDING THE CITY OF JACKSONVILLE BEACH, FLORIDA POSITION CLASSIFICATION AND PAY PLAN FOR MANAGERIAL, PROFESSIONAL, ADMINISTRATIVE AND UNCLASSIFIED (NON-UNION) POSITIONS, EFFECTIVE JANUARY 22, 2019. (This would add an Assistant Golf Course Superintendent position and add Electrical Engineers to positions eligible for automobile allowances).”

Motion: It was moved by Mr. Vogelsang and seconded by Mr. Doherty, to adopt Resolution No. 2026-2019, amending the position classification Jacksonville Beach, Florida and pay plan for Managerial, Professional, Administrative and Unclassified (non-union) positions, effective January 22, 2019. (This would add an Assistant Golf Course Superintendent position and add Electrical Engineers to positions eligible for automobile Allowances.)

Summary: Ms. Nelson stated with construction and reopening of the golf course, the volume of play has increased and additional supervision of the maintenance operations is needed. An Assistant Golf Course Superintendent would provide additional maintenance support and assist the Superintendent in training and supervising employees. Ms. Nelson stated the City intends to leave the Maintenance Worker III position unfilled to offset the cost. The \$3,500 financial impact this new position would cost is justified by the increase in revenues at the golf course.

Ms. Nelson stated Electrical Engineers who travel for the City currently drive City vehicles or receive mileage reimbursement. This Resolution will allow the City to provide an Electrical Engineer an automobile allowance rather than provide a vehicle.

Roll Call Vote: Ayes – Doherty, Dumont, Golding, Nichols, Vogelsang and Mayor Pro Tem Hoffman.

The motion passed unanimously.

ORDINANCES:

Item #19-013 ORDINANCE NO.2019-8115 (First Reading) (Public Hearing)

Mayor Pro Tem Hoffman requested the City Clerk read Ordinance No. 2019-8115 by title only, whereupon Ms. Scott read the following:

“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 ARTICLE IV. DEFINITIONS TO MODIFY THE DEFINITION FOR “MICROBREWERY” AND TO ADD A DEFINITION FOR “TASTING ROOM” FOR THE INCORPORATED AREA OF THE CITY, AND TO PROVIDE FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.”

Mayor Pro Tem Hoffman read the following:

“This ordinance for the amendment of the Land Development Code is before this Council for a public hearing and consideration on its first reading. Under the laws of the State of Florida, ordinances which change the actual list of permitted, conditional, or prohibited uses within a zoning category is a 'quasi-legislative' proceeding. A quasi-legislative proceeding means that a governing body is acting in its rule-making capacity.

It is the duty of the Council to arrive at sound decisions regarding the use of property within the City. This includes receiving citizen input regarding the proposed uses within a zoning category.

The application has been reviewed by Staff and the Planning Commission for consistency with other portions of the Land Development Code and the Comprehensive Plan. The Council may hear from all interested parties in the legislative determination of an amendment to the text of the Land Development Code.

The Council's decision on a text amendment application is based on the criteria set forth in Section 34-211 of the Land Development Code. Each member of the Council has been provided a copy of the criteria.”

Public Hearing

Mayor Pro Tem Hoffman opened the public hearing on Ordinance No. 2019-8115.

Director of Planning and Development Bill Mann stated the Ordinance is from a direct request from Council regarding a modified definition of “Microbrewery” and a new definition for “Tasting Room.”

Mayor Pro Tem Hoffman called the names of the people who wished to speak.

The following people spoke in favor of the agenda item:

- Scott Whatley, 224 Oleander Street, Neptune Beach
- Tye Wallace, 709 4th Avenue North, Jacksonville Beach
- Mike Sasser, 208 Oceanwood Drive, Jacksonville Beach
- Jeff DeAngelis, 1122 Hamlet Court, Neptune Beach
- Jay Dodson, 1626 Oak Terrace West, Atlantic Beach
- Terry DeLoach, 405 32nd Avenue South, Jacksonville Beach
- Greg Burghardt, 736 7th Avenue North, Jacksonville Beach

The following people support the agenda item but did not wish to address the Council:

- Kiara Sanchez, 3050 Tamaya Boulevard, Jacksonville
- Wesley Parson, 1628 3rd Avenue North, Jacksonville Beach
- Ali Parsons, 1628 3rd Avenue North, Jacksonville Beach
- Chris Griffith, 1962 Ibis Point Lane, Jacksonville
- Kimmy Cottin, 417 8th Avenue North, Jacksonville Beach
- Nicole Parish, 13813 Zion Gate Court, Jacksonville
- Aaron Meisenheimer, 102 6th Avenue North, Jacksonville Beach
- Sara Shapiro, 51 Tallwood Road, Jacksonville Beach

Mayor Pro Tem closed the Public Hearing.

“Before requesting a motion on this ordinance, beginning with myself, each of the members is requested to indicate for the record both the names of persons and the substance of any ex parte communications regarding this application. An ex parte communication refers to any meeting or

discussion with a person or citizen who may have an interest in this decision, which occurred outside of the public hearing process.”

Mayor Pro Tem Hoffman stated she had a phone conversation with Tye Wallace regarding the requested changes.

Mr. Nichols stated he had a phone conversation with Tye Wallace regarding the requested changes.

Ms. Dumont stated she attended the community meeting organized by Tye Wallace.

Mr. Vogelsang stated he had a phone conversation with Tye Wallace regarding the requested changes.

Mr. Doherty stated he had a phone conversation with Tye Wallace regarding the requested changes.

Ms. Golding stated she had a phone conversation with Tye Wallace regarding his desire to sell beer from other microbreweries at his location.

Motion: It was moved by Mr. Vogelsang and seconded by Mr. Doherty to adopt Ordinance No. 2019-8115 to modify the definition for “Microbrewery” and to add a definition for “Tasting Room” to article IV

Discussion: Mayor Pro Tem Hoffman read the following statement for the record:

“Before opening the floor for discussion or questions by the Council, please be reminded that our decision will be based on the criteria set for by the Land Development Code, Staff’s report, the recommendation of the Planning Commission and the public input at all hearings.”

Discussion ensued amongst the Council Members, Mr. Mann, City Attorneys Susan Erdelyi and Denise May regarding the changes recommended and the wording of the definition for “microbrewery” in the ordinance as well as the wording for adding a definition for “tasting room”. Topics of discussion were as followed:

- Hours of operation and extended hours
- Required alcohol licenses
- Clarification of definitions for “tasting room”
- Size limitations
- Required second hearing

Motion: It was moved by Mr. Doherty to propose a change to the definition of a tasting room to read “ a tasting room means the portion of a microbrewery that is located on the premises of the production facility at which guest can purchase and consume beer on site. Tasting rooms are limited to no more then 25% of total area of the building. The hours of operation are not to extend past midnight daily”.

The motion died for lack of a second.

Discussion (cont): Continued discussed ensued regarding the following:

- Zoning

- Allowable size for a “tasting room”

Motion: It was moved by Mr. Vogelsang and seconded by Mr. Doherty to propose a change to the definition of a tasting room to read “Tasting Room means the portion of a microbrewery or micro winery that is located on the premises of a production facility in which guests may purchase and consume beer and wine on site. Tasting Rooms are limited to 800 square feet in area or 25% of the total area, whichever is greater. The hours of operation may not extend past 10:00 PM Sunday thru Thursday or 12:00 AM Friday and Saturday.”

Discussion (cont.): Continued conversation ensued regarding placing limitation on the size of a “tasting room” within an establishment.

Mr. Vogelsang made an amendment to his previous motion to read as follows:

“Tasting Room means the portion of a microbrewery or micro winery that is located on the premises of a production facility in which guests may purchase and consume beer and wine on site. Tasting Rooms are limited to 800 square feet in area or 25% of the total area, whichever is less. The hours of operation may not extend past 10:00 PM Sunday thru Thursday or 12:00 AM Friday and Saturday.”

Roll Call Vote for amended motion: Ayes – Dumont, Golding, Nichols, Vogelsang, Doherty, and Mayor Pro Tem Hoffman.

The motion passed unanimously.

Roll Call Vote: Ayes – Golding, Nichols, Vogelsang, Doherty, Dumont, and Mayor Pro Tem Hoffman

The motion passed unanimously.

ADJOURNMENT:

There being no further business, the meeting adjourned at 9:47 P.M.

Submitted by: Laurie Scott
City Clerk

Approval:

William C. Latham, MAYOR

Date: _____

LS/jb

City of

Jacksonville Beach

2508 South Beach

Parkway

Jacksonville Beach

FL 32250

Phone: 904.247.6236

Fax: 904.247.6143

www.jacksonvillebeach.org

MEMORANDUM

TO: Karen W. Nelson, Deputy City Manager

FROM: Jason Phitides, Director of Parks & Recreation

DATE: January 23, 2019

SUBJECT: Proposed Community Development Block Grant Projects for
FY 2019-2020

ACTION REQUESTED

Public Hearing and City Council approval of projects for inclusion in the FY 2019-2020 Community Development Block Grant (CDBG) application to the City of Jacksonville.

BACKGROUND

The City participates with the City of Jacksonville, along with the other Beach cities, in sharing the Entitlement Funding this area receives from Federal Community Development Block Grants (CDBG). The CDBG funding must be spent to improve the quality of life for people with low and moderate incomes. The City's portion is utilized to fund the Community Assisted Policing Effort (CAPE) Program and the Carver Center Recreation Program.

We are requesting full funding for both programs in our FY 2019-2020 CDBG grant application. A breakdown of the funding request and the priority rank is outlined below.



Proposed Projects	Proposed Funding	Priority Level
Carver Center Recreation Program:		
• Salary & Benefits for one (1) Recreation Supervisor	\$108,653.78	#1
• Salary, Work Comp & Pension for one (1) Recreation Leader		
Community Assisted Policing Effort:		
• Salary & Benefits for one (1) Police Officer	\$79,044.21	#2
GRAND TOTAL		\$187,697.99

The City's CDBG FY 2018-2019 grant award amount was \$142,366.00 to fund these programs. Continuing these two programs at the same service level during FY 2019-2020 requires approximately \$187,697.99. The City Manager will adjust the funding levels of the recommended projects in accordance with the priority ranking shown if there is any change in the funding.

RECOMMENDATION

Approve the Mayor and City Manager to submit a Community Development Block Grant application for fiscal year 2019-2020 as described in the memorandum from the Director of Parks and Recreation dated January 23, 2019.

City of

Jacksonville Beach

2508 South Beach

Parkway

Jacksonville Beach

FL 32250

Phone: 904.247.6236

Fax: 904.247.6143

www.jacksonvillebeach.org

MEMORANDUM

TO: Michael J. Staffopoulos, City Manager
FROM: Jason Phitides, Director of Parks & Recreation
DATE: January 28, 2019
SUBJECT: Increase the Fleet of Golf Carts at the Golf Course

ACTION REQUESTED

Approve an increase to the current golf cart fleet by ten (10) golf carts, including GPS systems.

BACKGROUND

In June 2018, the City Council approved a lease agreement with EZGO for a fleet of new lithium battery golf carts. The lease includes sixty (60) carts for the golf course and twelve (12) utility carts for grounds maintenance and Public Works staff.

The number of golf carts was determined by budgeted rounds and tee time intervals of ten (10) minutes: Lease costs are \$92.25 per cart per month or \$66,420 annually. The lease term is sixty (60) months and began in November 2018.

In September 2018, the City Council approved the addition of GPS systems for the golf carts with the same lease terms as the golf carts. Monthly costs are \$32.95 per GPS system, or \$23,724 annually.

Current demand for golf play has significantly exceeded expectations and the number of carts cannot accommodate this demand. Daily, we are forced to block tee times due to the fact that we do not have enough carts to accommodate the traffic as well as being able to operationally provide players with their golf carts more than 5 minutes prior to their tee time and thus foregoing revenue.



Increasing the fleet size by ten (10) carts should enable us to offer a full tee sheet without the loss of revenue, while maintaining a higher customer service level.

The additional carts will cost \$99.18 per cart, per month, (\$11,902 annually) while the GPS systems will be \$35.29 each per month (\$4,235 annually). Costs are slightly higher in order to coincide with the term of the original lease which has fifty-five (55) months remaining.

	Monthly Cost	Annual Cost	Life of Lease (55 Months)
Cart	\$99.18	\$11,902	\$54,549
GPS	\$35.29	\$4,235	\$19,410
Total	\$134.47	\$16,137	\$73,959

RECOMMENDATION

Approve an increase to the current golf cart fleet by ten (10) golf carts, including GPS systems, as described in the memorandum from the Director of Parks and Recreation, dated January 28, 2019.

City of

Jacksonville Beach

2508 South Beach

Parkway

Jacksonville Beach

FL 32250

Phone: 904.247.6236

Fax: 904.247.6143

www.jacksonvillebeach.org

MEMORANDUM

TO: Karen W. Nelson, Deputy City Manager

FROM: Jason Phitides, Director of Parks & Recreation

DATE: January 23, 2019

SUBJECT: Award RFP No. 02-1819 for Special Events Production Services

ACTION REQUESTED

Award RFP No. 02-1819 for Special Events Production Services to PRI Productions.

BACKGROUND

The intent of the Special Events Production Services RFP is to obtain the services of a qualified production company to provide everything necessary to successfully manage, produce and complete certain City-sponsored special events.

The City of Jacksonville Beach sponsors several special events each year, including Moonlight Movies, the Summer Jazz Concert Series and the 4th of July celebration. These events are hosted at the Seawalk Pavilion and Latham Plaza. The City hires an independent contractor to produce the events. The contracted firm provides turnkey production services to include projectors, projection screens, sound, lighting, tents, chairs, and stage packaging. The City does not own this equipment, nor do we have trained staff to operate the equipment.

RFP No. 02-1819 for Special Events Production Services was advertised in October 2018 and invitations were emailed to three (3) companies. The RFP stipulated the contract would be awarded based on qualifications, experience, references, equipment resources and pricing. In December 2018, we received one (1) response, from PRI Productions, the incumbent contractor over the past four (4) years.



The City's Special Events Committee evaluated the proposal and confirmed the respondent fulfilled each of the requirements outlined in the RFP. PRI Productions did not propose any increase in price. Pricing for two (2) Jazz concerts will remain at \$20,000 (or \$10,000 each), and pricing for four (4) Moonlight Movies will remain at \$16,000 (or \$4,000 each).

	Number Annually	Cost Each	Annual Cost	5 Year Total
Jazz Concerts	2	\$10,000	\$20,000	\$100,000
Moonlight Movies	4	\$4,000	\$16,000	\$80,000
Total			\$36,000	\$180,000

The City's experience with PRI Productions has always been agreeable and these events have been successfully produced without notable issues over the past several years.

The contract period will be five (5) years.

RECOMMENDATION:

Award RFP No. 02-1819 for Special Events Production Services to PRI Productions for a period of five (5) years as described in the memorandum from the Director of Parks and Recreation, dated January 23, 2019.

City of

Jacksonville Beach

1460A Shetter Avenue

Jacksonville Beach

FL 32250

Phone: 904.247.6226

Fax: 904.270.1639

www.jacksonvillebeach.org

MEMORANDUM

TO: Michael J. Staffopoulos, City Manager
FROM: Ann Meuse, Director of Human Resources
DATE: February 4, 2019
SUBJECT: Award RFP No. 01-1819, Pay and Classification Study

ACTION REQUESTED

Award RFP Number 01-1819 for Pay and Classification Study to the highest ranked respondent, Evergreen Solutions, LLC.

BACKGROUND

Included in the 2019 budget is \$50,000 to conduct a pay and classification study for all City positions, excluding police and fire (the City recently completed negotiations with the police and fire unions). The City's last comprehensive pay and classification study was performed in 2013. Tight job markets and near record low unemployment have placed upward pressure on wages and the City's current compensation and pay scales are not competitive for many positions.

On October 31, 2018, the City requested proposals from qualified firms to perform a pay and classification study. Proposals were received from the following five firms.

- Condrey & Associates, Inc.
- Paypoint HR
- Cody & Associates
- Evergreen Solutions, LLC
- Management Advisory Group International, Inc.

An evaluation committee consisting of the Deputy City Manager, Director of Public Works, Director of Beaches Energy and the Human Resource Director reviewed the proposals independently, based on the following five requirements:

- Experience designing and implementing pay plans and overall compensation systems, gathering data, performing job analysis and evaluation, and conducting and analyzing salary survey data.
- Use of effective and appropriate methodology to successfully perform the study.



MEMORANDUM

Pay Study

February 4, 2019

Page 2 of 2

- Qualifications of the individuals assigned to this task.
- Ability to meet the stated proposal requirements or other evaluation factors as indicated in the Request for Proposals or as deemed reasonable during the review process.
- Costs for services provided.

Following is a summary of the rankings by the committee:

Vendor	Rank
Evergreen Solutions, LLC	1
Management Advisory Group, International, Inc.	2
Cody & Associates	3
Condrey & Associates	4
Paypoint HR	5

Evergreen Solutions, LLC received the highest ranking by the committee.

Evergreen Solutions, LLC has extensive experience performing pay and classification studies for governments and utilities in Florida and meets all of the City's requirements. Their fee of \$32,500 plus optional services is less than the other proposers' fees and is within the budget amount of \$50,000.

RECOMMENDATION

Award RFP Number 01-1819 for Pay and Classification Study to the highest ranked respondent, Evergreen Solutions, LLC and authorize the City Manager to enter into a contract with Evergreen Solutions, LLC to perform the study.



City of
Jacksonville Beach
Property and
Procurement Division
1460A Shetter Avenue
Jacksonville Beach
FL 32250
Phone: 904.247.6229
Email: purchasing@jaxbchfl.net
www.jacksonvillebeach.org

This is the only recommendation notice you will receive. If there are other representatives in your firm working on this project, please forward to their attention.

RFP AWARD NOTICE

Date: January 7, 2019
From: Luis F. Flores, Property and Procurement Officer
RE: **RFP No. 01-1819 Pay and Classification Study**

Recommendation will be presented to the City Manager and/or City Council for:

RFP Number: 01-1819
Title: Pay and Classification Study

Award to: **Evergreen Solutions, LLC**

Attached is the Selection Committee collective score summary.

In accordance with the procedures set forth in Section XII K., of the City of Jacksonville Beach Purchasing Manual, a written notice of intent to file a protest must be filed with the Property and Procurement Officer within three (3) business days, Monday through Friday, 8:00 AM – 4:00 PM, after receipt by the respondent of the RFP Award Notice from the Property and Procurement Officer.

If awarded, please do not proceed with any work prior to receiving an official City of Jacksonville Beach Purchase Order and/or Notice-to-Proceed letter.

We would like to thank each respondent for their submittal.

Luis F. Flores

Luis F. Flores, Property and Procurement Officer
1460A Shetter Avenue, Jacksonville Beach, FL 32250



Selection Committee Collective Score Sheet and Summary Notes

Scoring Scale:

- 1) Experience designing and implementing pay plans (20 pts.)
- 2) Use of effective and appropriate methodology (20 pts.)
- 3) Qualifications of the individuals assigned to this task (20 pts.)
- 4) Ability to meet the stated proposal requirements (20 pts.)
- 5) Costs for services provided (20 pts.)

VENDOR	EVALUATION CRITERIA					TOTAL	RANK*
	1	2	3	4	5		
Condrey & Associates, Inc.	14.5	13	14.75	14.25	10.75	67.25	4
Paypoint HR	11.75	13.5	12.5	12.5	9.25	59.5	5
Cody & Associates	19	14.75	14.25	16	16.25	80.25	3
Evergreen Solutions, LLC	19.25	19.75	17.5	19.75	20	96.25	1
Management Advisory Group International, Inc.	17.5	18.75	19.5	16.5	17.25	89.5	2

* All proposals submitted were evaluated and ranked in accordance with the criteria contained in 'Exhibit A' of RFP # 01-1819. Oral presentations were not conducted.

Evaluation Criteria 1: 20 pts.

Experience designing and implementing pay plans and overall compensation systems, gathering data, performing job analysis and evaluation and conducting and analyzing salary survey data.

VENDOR	COMMENTS	AVG. SCORE
Condrey & Associates, Inc.	Limited utility and limited Florida experience.	14.5
Paypoint HR	Not a large client list and limited Florida experience.	11.75
Cody & Associates	Have utilized this vendor before, they are experienced with COJB.	19
Evergreen Solutions, LLC	Have a lot of utility experience. Extensive experience working with Florida clients.	19.25
Management Advisory Group International, Inc.	Extensive experience working with Florida clients: New Smyrna Beach utilities and City of Jacksonville.	17.5

City of Jacksonville Beach
RFP #: 01-1819
Title: Pay and Classification Study

Evaluation Criteria 2: 20 pts.

Use of effective and appropriate methodology to successfully perform this project.

VENDOR	COMMENTS	AVG. SCORE
Condrey & Associates, Inc.	Did not have online capacity for employees to have input. Utilizes a paper process for employee input. Only going to interview 50% of employees.	13
Paypoint HR	Has an online proposal feature but utilizes a third party.	13.5
Cody & Associates	Has an online proposal feature but not as robust as some of the others, more of a paper process.	14.75
Evergreen Solutions, LLC	Has an easy online proposal feature for employees to provide feedback on job descriptions.	19.75
Management Advisory Group International, Inc.	Has an easy online proposal feature for employees to provide feedback on job descriptions. Provides software that can be used later to reevaluate job descriptions.	18.75

Evaluation Criteria 3: 20 pts.

Qualifications of the individuals assigned to this task.

VENDOR	COMMENTS	AVG. SCORE
Condrey & Associates, Inc.	Competent and qualified staff. Only had two staffers, the rest were consultants.	14.75
Paypoint HR	Competent and qualified staff. Attorney on staff, could provide insight. Staff had experience in other fields, not relevant to the pay study.	12.5
Cody & Associates	Competent and qualified staff.	14.25
Evergreen Solutions, LLC	Competent and qualified staff.	17.5
Management Advisory Group International, Inc.	Competent and qualified staff. Has a former City Manager and all other staff had local government experience. Would be helpful in understanding not only compensation, but how it is funded and implemented.	19.5

City of Jacksonville Beach
RFP #: 01-1819
Title: Pay and Classification Study

Evaluation Criteria 4: 20 pts.

Ability to meet the stated proposal requirements or other evaluation factors as indicated throughout the Request for Proposals or as may be deemed reasonable during the review process.

VENDOR	COMMENTS	AVG. SCORE
Condrey & Associates, Inc.	Provided a plan that would meet the requirements by the deadline. Not as well defined methodology.	14.25
Paypoint HR	Provided a plan that would meet the requirements by the deadline. Not as well defined methodology.	12.5
Cody & Associates	Provided a plan that would meet the requirements by the deadline.	16
Evergreen Solutions, LLC	Provided a plan that would meet the requirements by the deadline. Automation of process would provide a faster response from employees.	19.75
Management Advisory Group International, Inc.	Provided a plan that would meet the requirements by the deadline.	16.5

Evaluation Criteria 5: 20 pts.

Costs for services provided.

VENDOR	COMMENTS	AVG. SCORE
Condrey & Associates, Inc.	Most expensive, not within budget. Discrepancy in pricing between Form 1 and proposal.	10.75
Paypoint HR	Pricing for 360 hours, no cap on cost. Did not provide pricing for options.	9.25
Cody & Associates	Pricing within budgeted amount.	16.25
Evergreen Solutions, LLC	Pricing within budgeted amount. Lump sum for all revised job descriptions.	20
Management Advisory Group International, Inc.	Pricing within budgeted amount.	17.25

MEMORANDUM

TO: Michael J. Staffopoulos, City Manager
FROM: Susan Erdelyi, City Attorney
DATE: February 4, 2019
SUBJECT: First Amendment to Easement Agreement for 221 North 1st Street

ACTION REQUESTED

Authorize a First Amendment to Easement Agreement between 221 Surfside Holdings, LLC and the City of Jacksonville Beach for the property located at 221 North First Street.

BACKGROUND

In 1988 an easement in favor of the City of Jacksonville Beach was granted by Maxwell Dickinson on the property at 221 North 1st Street (the "1988 Easement"). The purpose was to allow the City to remove, rebuild, and replace the concrete walkway, seawall and boardwalk and for its maintenance. The legal description of the easement described the "adjacent property" subject to the easement as beginning at the "easterly boundary lines of Lots 2 and 3, Block 21, Pablo Beach North, according to a plat thereof recorded in Plat Book 3, Page 28, of the public records of Duval County, Florida."

The granted easement with the above legal description has resulted in an easement that encroached into the footprint of an existing building on the property. The easterly boundary lines of Lots 2 and 3, Block 21, Pablo Beach North were originally platted February 18, 1909; however, in 1966, the City passed Ordinance No. E-610, in which the City vacated Ocean Boulevard, a platted road that formerly existed east of these lots. Once the City vacated the platted road, the legal title to the center line of the street, passed to the owners of lots that had been sold in reference to the plat which abutted the dedicated street.

Based upon the City's vacation of Ocean Boulevard right-of-way, the property owner at 221 North 1st Street, built out to the new eastern boundary of the property which is now the center line of the vacated right-of-way. This is true of the property both north and south of 221 North 1st Street as well. The new eastern boundary of the property was not accounted for in the legal description of the 1988 Easement granted by the City.

City of
Jacksonville Beach
1460A Shetter Avenue
Jacksonville Beach
FL 32250
Phone: 904.247.6226
Fax: 904.270.1639

www.jacksonvillebeach.org



The property at issue has been sold and in order to clear a title defect due to this easement, the property owner is seeking to amend the 1988 Easement to provide a corrected legal description moving the easement commencement to the easterly line of former Ocean Boulevard. Allowing the amendment of the 1988 Easement will resolve the encroachment into the existing building footprint while maintaining the City's interest in public access to and maintenance of the Beach Boardwalk.

An easement is an interest in land because it grants rights to the use of land for a specific purpose. As a property interest, the amendment of an easement may be fairly interpreted to involve an impact to public funds under Article VII, Section 10 of the Florida Constitution and would require City Council approval for amendment.

RECOMMENDATION

Authorize the execution of the First Amendment to Easement Agreement between 221 Surfside Holdings, LLC, and the City of Jacksonville Beach by the City Manager and Mayor.

Prepared by and after
recording return to:

Thomas G. Wilson, III, Esq.
Driver, McAfee, Hawthorne & Diebenow, PLLC
One Independent Drive, Suite 1200
Jacksonville, Florida 32202

FIRST AMENDMENT TO EASEMENT AGREEMENT

THIS FIRST AMENDMENT TO EASEMENT AGREEMENT (this “**First Amendment**”) is made and entered into effective as of _____, 201__ (the “**First Amendment Effective Date**”), by and between **221 Surfside Holdings, LLC**, a Florida limited liability company (“**Surfside**”), and **The City of Jacksonville Beach, Florida**, a municipal corporation (the “**City**,” and together with Surfside, the “**Parties**,” and each a “**Party**”).

Recitals:

A. Surfside is the fee owner of certain property that is located generally at 221 1st Street North, Jacksonville Beach, Duval County, Florida, which is more particularly described in **Exhibit “A”** attached hereto (the “**Property**”).

B. That certain Agreement dated February 23, 1988 and recorded in Official Records Book 6474, Page 1263 of the public records of Duval County, Florida (the “**Agreement**”) encumbers a portion of the Property, which portion is referred to as the “Adjacent Property” in the Agreement.

C. The legal description of the Adjacent Property inadvertently encroaches into improvements that exist on the Property.

D. The City is the beneficiary of the Agreement.

E. The Parties desire to amend the Agreement to restate the legal description of the Adjacent Property and resolve the encroachment.

NOW, THEREFORE, for Ten and 00/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

Recitals; Exhibits. The recitals set forth above are true and correct and are incorporated herein by this reference. The Exhibits that are attached to this First Amendment are incorporated herein by this reference.

Amendment to the Agreement. The legal description in the Agreement is hereby deleted in its entirety and replaced with the legal description set forth in **Exhibit “B”** attached hereto and by this reference made a part hereof.

Counterpart Execution. This First Amendment may be executed in one or more counterparts, each of which shall be deemed an original, and all of which, taken together, shall constitute the same instrument.

Ratification. Except as modified herein, the Agreement remains unchanged and in full force and effect and the Parties ratify and confirm the terms of the Agreement as modified by this First Amendment. In the event of a conflict between the terms and provisions of this First Amendment and the Agreement, the terms and provisions of this First Amendment shall control and be given effect.

[signature page follows]

IN WITNESS WHEREOF, the Parties have caused this First Amendment to be executed by their respective duly authorized representatives as of the First Amendment Effective Date.

Signed, sealed, and delivered
in the presence of:

SURFSIDE:

221 Surfside Holdings, LLC, a Florida
limited liability company

Print Name: _____

Print Name: _____

By: _____

Jean Bakkes
Manager

STATE OF FLORIDA

COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this ____ day of _____ 201__, by Jean Bakkes, as Manager of 221 Surfside Holdings, LLC, a Florida limited liability company, on behalf of the company, who is (*check one*) [] is personally known to me or [] has produced _____ as identification.

Signature of Notary Public

Print Name: _____

Notary Public, State and County aforesaid

Commission No.: _____

My Commission Expires: _____

[signatures continue on the following page]

ATTEST:

CITY:

**The City of Jacksonville Beach, Florida, a
municipal corporation**

By: _____
Laurie Scott, City Clerk
(SEAL)

By: _____
Its: Mayor

By: _____
Its: City Manager

STATE OF FLORIDA

COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this ____ day of _____ 20__, by Charlie Latham, the Mayor of the City of Jacksonville Beach, and _____, the City Manager of The City of Jacksonville Beach, a municipal corporation, on behalf of thereof, who (*check one*) [] are personally known to me or [] have produced _____ as identification.

Signature of Notary Public

Print Name: _____
Notary Public, State and County aforesaid
Commission No.: _____

EXHIBIT "A"

Legal Description of the Property

Lots 2 and 3, Block 21, PABLO BEACH NORTH, according to plat thereof recorded in Plat Book 3, Page 28, of the current public records of Duval County, Florida, together with the land abutting and East of the East line of said Lots 2 and 3, extending to the high water mark of the Atlantic Ocean, lying between the North line of said Lot 2 and the South line of said Lot 3, excepting from said Lots 2 and 3 the public walkway reserved by the City of Jacksonville Beach, as now established.

EXHIBIT "B"

Restated Legal Description of the Adjacent Property

The area in Duval County, Florida that is bounded as follows:

- i. westerly by the former easterly boundary line of Ocean Boulevard, a right of way that was closed by Ordinance No. E-610;
- ii. easterly by the easterly face of an existing concrete bulkhead located easterly of Lots 2 and 3, Block 21, Pablo Beach North, according to the plat thereof recorded in Plat Book 3, page 28, of the public records of Duval County, Florida
- iii. southerly by the easterly prolongation of the southerly lot line of Lot 3; and
- iv. northerly by the easterly prolongation of the northerly lot line of Lot 2.

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

MEMORANDUM

TO: Karen Nelson, Deputy City Manager

FROM: Bill Mann, Planning and Development Director

DATE: January 24, 2019

SUBJECT: Ordinance No. 2019-8115, as amended, to modify the definition of “microbrewery” to include a “tasting room”, and to add a definition for “tasting room”, to Article IV. Definitions, Section 34-41 of the Jacksonville Beach Land Development Code.

ACTION REQUESTED

Adopt Ordinance No. 2019-8115, as amended, to modify the definition of “microbrewery” to include a “tasting room”, and to add a definition for “tasting room”, to Article IV. Definitions, Section 34-41 of the Jacksonville Beach Land Development Code.

BACKGROUND

On December 17, 2018 City Council considered a Land Development Code (LDC) text amendment (Ordinance No. 2018-8114) to add the use of “newspaper and magazine publishing” as a permitted use in the *Commercial service: CS* zoning district, and the uses of “microbrewery” and “bar, lounge, nightclub, tavern or other drinking place” as conditional uses in the *Commercial service: CS* zoning district. These uses were proposed by *Bold Brands* LLC, the applicant for the text amendment. City Council approved the Ordinance but amended it to remove the use of “bar, lounge, nightclub, tavern or other drinking place”, due to community concerns regarding allowing that use throughout the entire *Commercial service: CS* zoning district.

City Council also directed staff to prepare a modified definition of microbrewery that would include a tasting room component, and to prepare a definition of a “tasting room” that would satisfy both the request of the applicant and the concerns of the City.



MEMORANDUM

Ordinance No. 2019-8115

January 24, 2019

Page 2 of 3

These new definitions have been prepared as follows and are provided in underline addition/~~strike-thru~~ deletion format:

- *Microbrewery* means an establishment which produces, packages, and stores beer or other cereal beverages within an enclosed building, and which produces no more than 8,000 barrels or 248,000 gallons of beverages per year, and which may or may not include a tasting room on premises.
- *Tasting room* means the portion of a microbrewery that is located on the premises of the production facility at which guests may purchase and consume beverages produced on-site. Tasting rooms are limited to 800 square feet in area, and hours of operation may not extend past 10:00 PM daily.

The size limitations and hours of operation proposed would apply specifically to approved tasting rooms associated with microbreweries. Existing microbreweries that serve alcohol currently would not be impacted by this proposed change, as they either also exist as restaurants, or have approval to be drinking establishments.

At the January 22, 2019 first reading and public hearing for Ordinance 2019-8115, the City Council voted unanimously to amend the definition for *Tasting room* prior to the second reading and adoption of the ordinance. The amended definition is as follows:

- *Tasting room* means the portion of a microbrewery/winery that is located on the premises of the production facility at which guests may purchase and consume ~~beverages produced~~ beer and wine on-site. Tasting rooms are limited to 800 square feet in area, or 25% of the microbrewery or winery total area of the facility, whichever is less. ~~And The~~ hours of operation of a tasting room may not extend past 10:00 PM on Sunday through Thursday, and 12:00 AM on Friday and Saturday.

MEMORANDUM
Ordinance No. 2019-8115
January 24, 2019

Page 3 of 3

This amended definition of *Tasting room* has been incorporated into the attached ordinance.

RECOMMENDATION

Adopt Ordinance No. 2019-8115, as amended, to modify the definition of *Microbrewery* to include a *Tasting room*, and to add a definition for *Tasting Room* to Article IV. Definitions, Section 34-41 of the Jacksonville Beach Land Development Code.

Introduced by: _____
1st Reading: _____
2nd Reading: _____

AS AMENDED

ORDINANCE NO. 2019-8115

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 ARTICLE IV. DEFINITIONS TO MODIFY THE DEFINITION FOR “MICROBREWERY” AND TO ADD A DEFINITION FOR “TASTING ROOM” FOR THE INCORPORATED AREA OF THE CITY, AND TO PROVIDE FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE:

WHEREAS, the City of Jacksonville Beach has the authority to adopt this Ordinance pursuant to Article VIII of the Constitution of the State of Florida; Chapters 163 & 166, Florida Statutes; and

WHEREAS, the Jacksonville Beach Planning Commission, after notice and public hearing, has considered the ordinance amending the definition of Microbrewery and Tasting Room and has presented its recommendation to the City Council;

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

SECTION 1. Recitals. The above recitals are ratified and confirmed as being true and correct and are made a part of this Ordinance and adopted as legislative findings.

SECTION 2. Amendment of City Code. That Article IV. Definitions is hereby amended to amend the definition of a *Microbrewery* and to add a new definition for *Tasting Room* and as follows¹:

Section 34-41. General

Microbrewery means an establishment which produces, packages, and stores beer or other cereal beverages within an enclosed building, and which produces no more than 8,000 barrels or 248,000 gallons of beverages per year, and which may or may not include a tasting room on premises.

¹ (~~strikethrough~~ text indicates deletions, underline text indicates additions).

Tasting room means the portion of a microbrewery/winery that is located on the premises of the production facility at which guests may purchase and consume beer and wine on-site. Tasting rooms are limited to 800 square feet in area, or 25% of the microbrewery or winery total area of the facility, whichever is less. The hours of operation of a tasting room may not extend past 10:00 PM on Sunday through Thursday, and 12:00 AM on Friday and Saturday.

SECTION 3. That this ordinance shall take effect upon its adoption by the City Council.

SECTION 4. That if any section, subsection, clause or provision of this ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 5. All ordinances, resolutions, official determinations or parts thereof previously adopted or entered into by the City or any of its officials and that are in conflict with this ordinance are repealed to the extent inconsistent herewith.

AUTHENTICATED THIS _____ DAY OF _____, A.D., 2019.

William C. Latham, Mayor

Laurie Scott, City Clerk