

**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.

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- 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.

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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.

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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.

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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

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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:

/s/William C. Latham

William C. Latham, MAYOR

Date: September 2, 2014