

**Minutes of Regular City Council Meeting
Held Monday June 20, 2005 at 7:00 P.M.
In the Council Chambers, 11 North 3rd Street,
Jacksonville Beach, Florida.**



Call to Order

Mayor Fland Sharp called the meeting to order.

Opening Ceremony

Invocation by Council member Lee Buck; Salute to the Flag.

Roll Call

Mayor: Fland Sharp

Council members: Lee Buck Penny Christian Rick Knight
Dick Matthews Martha Ann Sibley Linda Spence

Also present were City Manager George Forbes, City Attorney Stephen Stratford and City Clerk Heidi Reagan.

Approval of Minutes

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, and passed, to approve the minutes of the following meeting, as presented:

Regular Meeting held June 6, 2005

Communications

None

Courtesy of Floor to Visitors

None

City Clerk "a"

Appointments to the Planning Commission and the Redevelopment Agency

The Mayor stated that the first order of business is to appoint members to the Planning Commission. He asked Ms. Reagan to read the names of those wishing to be considered for appointment.

Ms Reagan stated that the terms that are expiring are for Bill Wilson and Terry DeLoach. Terry DeLoach is willing to be reappointed, but Mr. Wilson does not want to be considered for reappointment. The other candidates for Planning Commission are: Lee Dorson and Greg Sutton who are currently serving on the Codes Enforcement Board, Tom Everidge, Joseph Loretta and

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Albert “Sonny” Wilkinson. In all there are 6 candidates for 3 positions – the two regular positions and one alternate position, as Robert Ermovick has resigned his position as alternate.

The Mayor indicated he would like to fill the positions one at a time, beginning with Bill Wilson’s seat.

Nominations: Mr. Matthews nominated Lee Dorson.
Ms. Christian nominated Dr. Sonny Wilkinson.

Roll call vote: Buck - Dorson, Christian - Wilkinson, Knight - Dorson, Matthews - Dorson, Sibley - Dorson, Spence - Dorson and Mayor Sharp - Dorson.

Lee Dorson was appointed to the Planning Commission, term expiring 6/30/2009.

The Mayor stated the next position to be filled is Terry’s DeLoach’s seat.

Nominations: Mr. Knight nominated Terry DeLoach.
Ms. Sibley nominated Greg Sutton.

Roll call vote: Christian - DeLoach, Knight - DeLoach, Matthews - DeLoach, Sibley - Sutton, Spence – Sutton, Buck - DeLoach and Mayor Sharp - DeLoach.

Terry DeLoach was reappointed to the Planning Commission, term to expire 6/30/09.

The Mayor called for a vote for the alternate seat for the Planning Commission.

Nominations: Mr. Matthews nominated Greg Sutton

Roll call vote: Knight - Sutton, Matthews - Sutton, Sibley - Sutton, Spence – Sutton, Buck – Sutton, Christian - Sutton, and Mayor Sharp - Sutton.

Greg Sutton was appointed as an alternate on the Planning Commission, replacing Robert Ermovick, term to expire 2/1/07.

The Mayor stated the next positions to be appointed are the Redevelopment Agency. He asked Ms. Reagan to list the openings and candidates.

Ms. Reagan stated that the terms for Ray Fisher and Terry Simmons expired 6/17/05. Both Mr. Fisher and Mr. Simmons are willing to be reappointed. In addition, William Callan and Tom Everidge have applied and are qualified. There are four candidates for the two openings.

The Mayor stated he would take nominations for Ray Fisher’s seat.

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Nominations: Mr. Knight nominated Ray Fisher.

Roll call vote: Buck – Fisher, Christian - Fisher, Knight - Fisher, Matthews - Fisher, Sibley - Fisher, Spence – Fisher, and Mayor Sharp - Fisher.

Ray Fisher was reappointed to the Redevelopment Agency, term to expire 6/17/09.

The Mayor called for nominations for Terry Simmons' seat.

Nominations: Mr. Buck nominated Terry Simmons.

Roll call vote: Christian - Simmons, Knight - Simmons, Matthews - Simmons, Sibley - Simmons, Spence – Simmons, Buck – Simmons and Mayor Sharp - Simmons.

Terry Simmons was reappointed to the Redevelopment Agency, term to expire 6/17/09.

The Mayor stated there were now positions open on the Codes Enforcement Board and asked Ms. Reagan to report on which positions are open and which candidates are available for appointment.

Ms. Reagan stated that there are now two positions on the Codes Enforcement Board open. She stated there are two alternates on this board – Beth Acheson and Matthew Bierschied. Ms. Acheson does not wish to be moved to a regular position, but Mr. Bierschied is willing to be appointed to a regular position. Other applicants for the Codes Enforcement Board are William Callan and Bill Zielinski.

Mr. Buck asked if Tom Everidge was willing to serve on the Codes Enforcement Board. Mr. Everidge was present and indicated that he would be willing to serve on this board.

Nominations: Mr. Buck nominated Tom Everidge.
Ms. Spence nominated Matthew Bierschied.

Roll call vote: Knight - Everidge, Matthews - Everidge, Sibley - Everidge, Spence – Bierschied, Buck – Everidge, Christian - Everidge, and Mayor Sharp - Everidge.

Tom Everidge was appointed to the Codes Enforcement Board, filling Lee Dorson's seat, term to expire 11/30/07.

The Mayor asked for nominations for the seat vacated by Greg Sutton.

Nominations: Ms. Sibley nominated Matthew Bierschied.

Roll call vote: Matthews - Bierschied, Sibley - Bierschied, Spence – Bierschied, Buck – Bierschied, Christian - Bierschied, Knight - Bierschied and Mayor Sharp - Bierschied.

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Matthew Bierschied was appointed to the Codes Enforcement Board, filling Greg Sutton's seat, term to expire 11/30/06.

Ms. Reagan stated that there was one more appointment to be made to fill the alternate position vacated by Matthew Bierschied's appointment as a regular member. The candidates are Alan Grant and Bill Zielinski.

Nominations: Ms. Sibley nominated Alan Grant.

Roll call vote: Sibley - Grant, Spence - Grant, Buck - Grant, Christian - Grant, Knight - Grant, Matthews - Grant and Mayor Sharp - Grant.

Alan Grant was appointed as an alternate to the Codes Enforcement Board, term to expire 11/30/06.

**City Manager "a"
Monthly Financial Reports for May 2005**

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, and passed, to accept the financial reports for May 2005.

**City Manager "b"
Approval to Sign DEP Application for American Red Cross Volunteer Life Saving Corps for Permit to Construct an Addition to the Lifeguard Building**

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to authorize the City Manager to sign an application with the State Department of Environmental Protection for a Coastal Construction Permit for an addition to the life guard building, and acknowledging that signing the DEP application will not be construed as City approval of the proposed building.

Discussion: Steve Auld, Executive Vice President on the Board of the Life Saving Corps. Mr. Auld stated that they would like to build an addition on the north side of the lifeguard station. Mr. Auld stated that the city owns the piece of property that the addition would be built on, so they need the city's signature on the application.

The Mayor explained that there are many steps to complete in order to obtain approval to build this addition. If all of the necessary approvals are obtained the city will have an opportunity at that time to approve the design of the addition, he stated that the rendering of the addition shown tonight is conceptual only.

Roll call vote: Ayes - Spence, Buck, Knight, Matthews, Sibley, Christian and Mayor Sharp.

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Motion carried unanimously

City Manager “c”

Approval of Final Design for Penman Road Realignment Project

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to award the design of the Penman Road Realignment Project to *Waitz and Moye Engineering* at a cost of \$114,867.86 plus contingency, for a total cost not to exceed \$126,354.65, contingent upon a Joint Project Agreement being executed between the City of Jacksonville Beach and the Jacksonville Transportation Authority for this project.

Discussion: Mr. Forbes stated that this is to award the design of the Penman Road realignment project to Waitz and Moye, as they are already the engineers designing the realignment of water and sewer systems that will be necessary when Beach Blvd is widened to 6 lanes. The recommendation is to use the same design firm. Mr. Forbes also stated that this project is contingent upon executing a joint project agreement with the Jacksonville Transportation Authority (JTA). JTA has already approved the joint agreement and it will be on the next council agenda for the city to approve.

Roll call vote: Ayes – Buck, Christian, Knight, Matthews, Sibley, Spence and Mayor Sharp.

Motion carried unanimously.

City Manager “d”

Approval to Execute an Interagency Agreement to Construct the Penman Road Alignment Project

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to authorize the Mayor and City Manager to execute an interagency agreement with the Jacksonville Transportation Authority for the Penman Road alignment project.

Roll call vote: Ayes – Christian, Knight, Matthews, Sibley, Spence, Buck, and Mayor Sharp.

Motion carried unanimously.

City Manager “e”

Approval to Execute an Inter-local Agreement for the 2005 Sea and Sky Spectacular

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to approve the Inter-Local Agreement for the 2005 Sea & Sky Spectacular, and to authorize the Mayor and City Manager to execute the agreement.

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Discussion: Mr. Forbes explained that this will require the city to give \$10,000 to Jacksonville toward the project as well as to set up a special events fund of \$50,000 to assist the city with paying police, fire, public works and other expenses that will be incurred in running this event.

Roll call vote: Ayes – Knight, Matthews, Sibley, Spence, Buck, Christian, and Mayor Sharp.

Motion carried unanimously.

**City Manager “f”
Replacement of All-Terrain Vehicle for the Police Department**

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to approve the expenditure of \$10,458.49 for the purchase and equipping of one 2005 Kawasaki All Terrain Vehicle for the Police Department.

Discussion: Mr. Forbes stated that we have two of these vehicles, but that the advantage of the one we are purchasing is that it’s a two-seater, so that if we need to transport someone off the beach, we will have a place for them. Although we have two of these vehicles now, one is no longer working, which is why we’re requesting the new vehicle now.

Roll call vote: Ayes – Matthews, Sibley, Spence, Buck, Christian, Knight, and Mayor Sharp.

Motion carried unanimously.

**City Manager “g”
Recommendation on Awarding Bid**

Bid No. 0405-07 – Purchase of Removable Vault Covers

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to award Bid No. 0405-07 to the low bidder, Oldcastle Precast, Inc., for the unit price purchase of pre-cast removable vault covers for a period of 12 months

Roll call vote: Ayes – Sibley, Spence, Buck, Christian, Knight, Matthews, and Mayor Sharp.

Motion carried unanimously.

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ORDINANCES:

ORDINANCE NO. 2005-7904 – SECOND READING

Mayor Sharp requested that the City Clerk read Ordinance No. 2005-7904 on its second reading by title; whereupon Ms. Reagan 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 STATING “NONE” AS THE MINIMUM REAR YARD IN THE *COMMERCIAL, LIMITED: C-1* AND *CENTRAL BUSINESS DISTRICT: CBD* ZONING DISTRICTS, TO REPEAL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND FOR OTHER PURPOSES.”

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to adopt Ordinance No. 2005-7904, as read by title on its second reading.

Roll call vote: Ayes – Spence, Buck, Christian, Knight, Matthews, Sibley, and Mayor Sharp.

Motion carried unanimously.

Adjournment

There being no further business coming before the Council, Mayor Sharp adjourned the meeting at 7:27 P.M.

Heidi Reagan
CITY CLERK

Council Approval: _____

Date: _____