

**Minutes of Regular City Council Meeting
Held Monday, August 7, 2006 at 7:00 P.M.
In the Council Chambers, 11 North 3rd Street,
Jacksonville Beach, Florida.**



Call to Order

The meeting was called to order by Mayor Fland Sharp.

Opening Ceremony

Invocation was by Council member Knight; 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, City Clerk Heidi Reagan, and Assistant City Clerk Judy Bullock.

Approval of Minutes

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

Regular Council Meeting held on July 17, 2006

Communications

Mr. Knight expressed his appreciation to City staff for the Budget Tour and he commended the Police Department for an outstanding job during the special event held Friday evening.

Courtesy of Floor to Visitors

Mayor Sharp extended Courtesy of the Floor to Visitors.

Speakers: Steve Hartkemeyer, 713 South 11th Avenue, Jacksonville Beach, applauded the City staff for their efforts in arranging and conducting the recent Budget Tour.

Gary Wetherhold, 922 South 1st Street, #202, Jacksonville Beach, expressed his concerns regarding persons sleeping underneath the beach walkovers and stated he feels there needs to be a curfew for teenagers. He requested the Police Department inspect the walkovers at night and suggested that the City implement a curfew for teenagers.

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P.J. Wetherhold, 922 South 1st Street, #202, Jacksonville Beach, also expressed her concerns regarding persons sleeping underneath the beach walkovers. She suggested that the City enclose the walkovers to prevent persons from getting under the structures. Ms. Wetherhold also requested that the City offer incentives to businesses to attract better restaurants to Jacksonville Beach.

City Council “a”

Take Stock in Children Beaches Mentoring Initiative - Presentation by Judy Saylor

(Requested by Council person Sibley)

Judy Saylor, Vice President of Development and Recruitment of the “*Take Stock in Children, The Beaches Resource Center and Big Brothers Big Sisters*”, gave a brief verbal presentation about the “*Beaches Mentoring Initiative*”. Ms. Saylor urged Council members to become involved and invited them to attend the official launch of the program, at *Casa Marina Hotel* on Thursday, August 24, 2006, from 7:15 a.m. to 8:30 a.m.

City Manager “a”

Approval of Parks and Recreation Construction and Repair Projects

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to approve the award of the eight repair projects as outlined in a memo from Gary Meadors, dated July 18, 2006, and titled “Parks & Recreation Construction & Repair Projects”.

Mr. Forbes gave an abbreviated overview of the following projects:

1. Showers on the Ocean

- a. 7th Ave S. Shower - Remove existing broken concrete, concrete curb, replace and add concrete up to the beach walkover and shower area. A new shower tower has already been ordered for this location out of our existing budget. *(Cost is \$3,850 for concrete work with Hufham Construction and Plumbing \$500 with Fair Plumbing for a total of \$4350)*
- b. 5th Ave N. Shower - This work will consist of constructing a small curbed area next to the existing restroom building that will contain the shower rinse water, and include the addition of an 8" drain that will be connected to the parking lot storm drain. This will reduce or eliminate the water run off onto the boardwalk. The shower plumbing will also be separated from the restroom water supply and backflow installed. *(Cost is \$10,312 for concrete work with Miranda, \$1,700 plumbing with Fair, and new shower tower \$1,512 for a total of \$13,524)*

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- c. 2nd Ave. N. Shower - This work will replace the shower tower and add a backflow device that is required by the code. *(Cost is \$1,512 for the new shower tower and \$1,200 plumbing for a total of \$2,712)*
2. **Wingate Park Entrance Sign** - This will replace the existing faded out and peeling entrance sign at Wingate Park. This sign also includes important recognition to the State of Florida, who supplied several grants for improvements at Wingate Park. *(Cost is \$5,000 for sign with Innerface)*
3. **H. Warren Smith Cemetery** - This work will replace the entrance sign to Warren Smith Cemetery that was damaged by a hit and run vehicle. Also, the second part of this request is to construct a veteran's memorial at the entrance to Warren Smith along Beach Blvd. *(cost is \$5,000 for sign with Innerface, \$35,000 for entrance archway and veterans memorial with Hufham Contracting, \$1,372 to Dixie for Flag Poles and \$4,584 to Contract Connections for trash receptacles for a total of \$45,956)*

This memorial will rebuild the columns that have been patched, construct matching flag pole areas on either side of the entrance using concrete curbing, block wall matching the wall and pavers around the new flag poles. This work will also include an archway across the top of the columns. The final part of this project is to replace the existing trash cans that are old wood style "in house" constructed containers with a barrel inside. The new replacement would be recycled plastic containers, with a hinged lid, and plastic liner inside. The recycled plastic does not rot or decay. There are 6 cans and 10 replacement dome lids.

4. **A1A Bulkhead** - The Huguenot /A1A landscape project included the installation of a bulkhead behind the tennis courts to repair this area and reduce erosion. *(Cost is \$23,000 with Hufham Construction for a total of \$23,000)*
5. **Golf Course** -This work will rebuild the 7th and 14th tees, replace irrigation and add curbing along both of the tees and along the "par 3" 14th fairway up to the green. *(Cost is \$18,300 with MacCurrach Golf and \$9,400 for curbing with Hufham for a total \$27,700)*
6. **Tall Pines Park** - This work will replace the existing wood playground equipment that is over fifteen years old and has for the 2nd time been damaged by vandalism. This replacement work will include playground equipment, plastic timbers and fall zone material. Also, this price includes installation of fall zone material around the other swings and playground equipment in the park. The fall zone material is an important safety component. *(Cost is \$31,107.76 with Contract Connection)*

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7. **Lee Kirkland Cemetery** -This project will involve the removal of the existing chain link fence and underbrush along the south side and west side of Lee Kirkland Cemetery. The removed fencing will be replaced with green colored vinyl coated top and bottom rail 6' chain link fence. *(Cost is \$12,387 for Fence with Newsom Fence and \$3,800 with Odom's Beaches Tree for removal of underbrush and existing chain link fence. Total for this project is \$16,187)*
8. **Carver Center Dumpster** - This work involves installation of a fenced dumpster enclosure around the dumpster at Carver Center. *(Cost is \$1,250 for fenced dumpster enclosure with Newsom Fence)*

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

Motion carried unanimously.

**City Manager “b”
Recommendation on Awarding Bids**

Bid No. 0506-20 Tree Trimming and Vegetation Management Work

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to award Bid No. 0506-20 for Tree Trimming and Vegetation Management Work to Lewis Tree Services, Inc. for a period of one-year, with an option to renew the contract for two additional one-year extensions, upon approval of the City Manager. *(Regular rate - \$103.49; Overtime rate \$122.90)*

Discussion: Mr. Forbes advised that Beaches Energy Services hires a tree trimming company to assist in keeping the trees trimmed along 28 miles of major transmission lines and distribution centers. He added, that this type of maintenance, keeps the customers' electric power on during storms.

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

Motion carried unanimously.

Bid No. 0506-23 Golf Course Seed

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to award Bid No. 0506-23 to Lesco, Inc., the lowest bid meeting specifications. *(Price of \$0.92 cents per pound for fairway seed and \$1.08 per pound for greens seed – total \$18,280.00)*

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

Motion carried unanimously.

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ORDINANCES

ORDINANCE NO. 2006-7912 – SECOND READING

Mayor Sharp requested that the City Clerk read Ordinance No. 2006-7912, on its second reading by title only; whereupon Ms. Reagan read the following:

“AN ORDINANCE REPEALING CHAPTER 33, ARTICLE II “PUBLIC VEHICLES” IN ITS ENTIRETY AND CREATING A NEW CHAPTER 33, ARTICLE II, “VEHICLES FOR HIRE” IN THE CODE OF ORDINANCES OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, AND ESTABLISHING AN EFFECTIVE DATE.”

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to adopt Ordinance No. 2006-7912, on its second reading, as read by title only.

Discussion: Ms. Spence advised that there had been a change in the State Statutes concerning the amount of liability insurance required and offered a motion to amend the ordinance.

Motion to Amend: It was moved by Ms. Spence, seconded by Ms. Sibley, to amend Section 33-53 of Ordinance No. 2006-7912, to change the required amount of liability insurance for any single injury from one hundred thousand dollars (\$100,000) to one hundred twenty-five thousand dollars (\$125,000).

Discussion: Mr. Forbes advised that this Ordinance would take away the need for taxi companies to appear before the City Council to obtain a Certificate of Convenience and Necessity. If the taxi company has a Medallion issued by, and meets the requirements of, the City of Jacksonville, they would only need to maintain documents verifying compliance with Jacksonville’s requirements and obtain a business tax receipt to operate in Jacksonville Beach.

Roll call vote to amend Ordinance No. 2006-7912: Ayes – Matthews, Sibley, Spence, Buck, Christian, Knight and Mayor Sharp.

Motion carried unanimously.

Motion to adopt, as amended: It was moved by Ms. Spence, seconded by Ms. Sibley, to adopt Ordinance No. 2006-7912, as amended, on its second reading, as read by title only.

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

Motion carried unanimously.

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ORDINANCE NO. 2006-7926 – FIRST READING

Mayor Sharp requested that the City Clerk read Ordinance No. 2006-7926, on its first reading by title only; whereupon Ms. Reagan read the following:

“AN ORDINANCE AMENDING LATE CHARGES AS SET FORTH IN ARTICLE I “IN GENERAL” OF CHAPTER 32, “UTILITIES” OF THE CODE OF ORDINANCES OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, REPEALING ORDINANCES IN CONFLICT WITH THIS ORDINANCE AND ESTABLISHING AN EFFECTIVE DATE.”

Motion: It was moved by Ms. Spence, seconded by Ms. Sibley, to adopt Ordinance No. 2006-7926, on its first reading, as read by title only.

Discussion: Mr. Forbes explained that the proposed ordinance will lower the late fee from 10% to 5 % and added that this is another of many improvements to customer service, being made by the City.

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

Motion carried unanimously.

Shade Meeting Announcement

Mayor Sharp announced that there will be a “Shade Meeting”, as requested by the City Attorney, at 5:30 p.m. on August 21, 2006, in the Board Room, 2nd Floor, Jacksonville Beach City Hall, to discuss the Bert Harris and Vested Rights Lawsuits. In attendance will be Council members, the City Manager, Legal Counsel – Stephen Stratford and Susan Erdelyi and the required court reporter.

Adjournment

There being no further business coming before the Council, Mayor Sharp adjourned the meeting at 7:23 pm.

Submitted by: Judy L. Bullock, Assistant City Clerk

Approval:

/s/Fland O. Sharp
Mayor

August 21, 2006
Date