



AGENDA  
FERNANDINA BEACH CITY COMMISSION  
REGULAR MEETING  
NOVEMBER 4, 2015  
6:00 P.M.  
CITY HALL COMMISSION CHAMBERS  
204 ASH STREET  
FERNANDINA BEACH, FL 32034

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. PLEDGE OF ALLEGIANCE / INVOCATION**

*Invocation by Reverend James Tippins, Senior Chaplain of Baptist Medical Center Nassau.*

**4. PROCLAMATIONS**

**4.1. PROCLAMATION - NATIONAL RECYCLE DAY**

*Recognizes November 15, 2015 as "National Recycle Day". Keep Nassau Beautiful Executive Director Len Kreger and City Fleet & Facilities Director Jeremiah Glisson will be present to accept the Proclamation.*

**Documents:** [National Recycle Day.pdf](#)

**4.2. PROCLAMATION - PANCREATIC CANCER AWARENESS MONTH & WORLD PANCREATIC CANCER DAY**

*Recognizes the month of November 2015 as "Pancreatic Cancer Awareness Month" and November 13, 2015 as "World Pancreatic Cancer Day". Ms. Alison Strother, Volunteer, Pancreatic Cancer Action Network will be present to accept the Proclamation.*

**Documents:** [Pancreatic Cancer Awareness Month.pdf](#)

**4.3. PROCLAMATION - NATIVE AMERICAN HERITAGE MONTH & NATIVE AMERICAN DAY**

*Recognizes the month of November 2015 as "Native American Heritage Month" and November 27, 2015, as "Native American Heritage Day". Ms. Cara Curtin, Chairwoman of the American Indians Committee will be present to accept the Proclamation.*

**Documents:** [Native American Heritage Month.pdf](#)

**4.4. PROCLAMATION – AIRPORT MASTER PLAN UPDATE TECHNICAL ADVISORY COMMITTEE**

*Recognizes the Airport Master Plan Update Technical Advisory Committee for their achievement in seeing the Airport Master Plan Project to fruition. Airport Master Plan Update Technical Advisory Committee Chairperson, Ms. Teresa Prince and Airport Advisory Commission Chairperson, Mr. Richard Gray will be in attendance to accept the Proclamation. This Proclamation is placed on the agenda at the request of Honorable Mayor Edward E. Boner.*

**Documents:** [Airport Master Plan Update Technical Advisory Committee.pdf](#)

**5. PUBLIC COMMENT REGARDING ITEMS NOT ON THE AGENDA OR ITEMS ON THE CONSENT AGENDA**

**6. CONSENT AGENDA**

**6.1. WORK ORDER # 15-68 – PASSERO ASSOCIATES, LLC**

RESOLUTION 2015-151 APPROVING PASSERO ASSOCIATES, LLC'S WORK ORDER 15-68 FOR THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FUNDED DESIGN AND CONSTRUCTION OF NEW TERMINAL PROJECT AT THE FERNANDINA BEACH MUNICIPAL AIRPORT; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves Passero Associates, LLC's Work Order 15-68 to prepare a specific plan for the Welcome Center / Operations / FBO building to implement the FDOT Design and Construction of New Terminal project at the Fernandina Beach Municipal Airport.*

**Documents:** [Resolution 2015-151.pdf](#)

**6.2. OUTSIDE COUNSEL AUTHORIZATION - EDWARD M. BOOTH, ESQUIRE & THE LAW FIRM OF QUINTAIROS, PRIETO, WOOD & BOYER, P.A.**

RESOLUTION 2015-152 AUTHORIZING QUALIFIED OUTSIDE LEGAL COUNSEL TO ASSIST THE CITY WITH VARIOUS AVIATION AND AIRPORT RELATED MATTERS INCLUDING BUT NOT LIMITED TO THE EVALUATION OF A FIXED BASED OPERATOR (FBO) PROPOSAL AND LEASE NEGOTIATIONS WITH 8 FLAGS AVIATION, LLC; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Authorizes the City Attorney and City Manager to utilize the services of Edward M. Booth, Esquire (Florida Bar board-certified aviation lawyer), and the law firm of Quintairos, Prieto, Wood & Boyer, P.A. to assist the City with various Airport legal issues.*

**Documents:** [Resolution 2015-152.pdf](#)

**7. ORDINANCES – FIRST READING**

**7.1. CODE AMENDMENT – IMPACT FEES**

ORDINANCE 2015-26 UPDATING ORDINANCE 2005-2 AND AMENDING THE CODE OF ORDINANCES CHAPTER 2, ARTICLE VII, FINANCE, DIVISION 3, POLICE, FIRE, SANITATION, PARKS AND RECREATION IMPACT FEES AND TRUST FUNDS BY UPDATING AND APPROVING A REASONABLE METHODOLOGY AND ANALYSIS FOR THE DETERMINATION OF THE IMPACT OF NEW DEVELOPMENT ON THE NEED FOR AND COST FOR SERVICES; REPEALING SECTION 2-451 IN ITS ENTIRETY AND ADOPTING A NEW SECTION 2-451, LEGISLATIVE FINDINGS; REPEALING SECTION 2-463 IN ITS ENTIRETY AND ADOPTING A NEW SECTION 2-463, REVIEW OF IMPACT FEES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. *Synopsis: Amends various sections of the City Code pertaining to impact fees.*

**Documents:** [Ordinance 2015-26.pdf](#)

**7.2. CODE AMENDMENT – PRIVATE ENCROACHMENTS INTO PUBLIC BEACH ACCESSES**

ORDINANCE 2015-27 AMENDING THE CODE OF ORDINANCES CHAPTER 70, ARTICLE I, TITLED IN GENERAL, SECTION 70-2 REGARDING ENCROACHMENTS IN THE PUBLIC RIGHT-OF-WAY BY PROVIDING FOR COMMISSION REVIEW AND APPROVAL PRIOR TO PRIVATE ENCROACHMENTS BEING PLACED IN PUBLIC BEACH ACCESSES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. *Synopsis: Amends Chapter 70 of the City Code pertaining to private encroachments in the public right-of-way.*

**Documents:** [Ordinance 2015-27.pdf](#)

**7.3. CODE AMENDMENT – ANIMAL CONTROL**

ORDINANCE 2015-28 AMENDING CHAPTER 18, ARTICLE IV, IMPOUNDMENT, OF THE CODE OF ORDINANCES; AMENDING SECTION 18-24 BY CLARIFYING THAT

DAYS ARE COUNTED AS CALENDAR DAYS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Amends Chapter 18 of the City Code pertaining to animal control.*

**Documents:** [Ordinance 2015-28.pdf](#)

**7.4. LAND DEVELOPMENT CODE AMENDMENT – SIGNS**

ORDINANCE 2015-29 AMENDING THE LAND DEVELOPMENT CODE, DELETING CHAPTER 5 SECTION 5.03.07 IN ITS ENTIRETY, REVISING CHAPTER 5 SECTION 5.03.05 TO CORRECT CROSS-REFERENCES, AND ADDING A NEW SUBCHAPTER 5.04.00, TEMPORARY SIGNS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Amends Chapter 5 of the Land Development Code pertaining to signs.*

**Documents:** [Ordinance 2015-29.pdf](#)

**7.5. LAND DEVELOPMENT CODE AMENDMENT – COMPLETENESS & SUFFICIENCY DETERMINATION**

ORDINANCE 2015-30 AMENDING THE LAND DEVELOPMENT CODE, REVISING CHAPTER 11 SECTION 11.03.01 TO INCLUDE A SUFFICIENCY REVIEW PROCESS AND SECTION 11.07.01 TO PROVIDE FOR AN APPEAL PROCEDURE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Amends Chapter 11 of the L*

**Documents:** [Ordinance 2015-30.pdf](#)

**8. BOARD APPOINTMENT**

**8.1. BOARD OF TRUSTEES OF THE GENERAL EMPLOYEES' PENSION PLAN – 1 APPOINTMENT**

**Documents:** [Board of Trustees General Employees Pension Plan.pdf](#)

**9. CITY MANAGER REPORTS**

**10. CITY ATTORNEY REPORTS**

**11. CITY CLERK REPORTS**

**12. MAYOR/COMMISSIONER COMMENTS**

**13. ADJOURNMENT**

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• A THREE (3) MINUTE TIME LIMIT MAY BE IMPOSED FOR ALL SPEAKERS (EXCEPT IN A QUASI-JUDICIAL HEARING). A "REQUEST TO SPEAK" FORM IS AVAILABLE ON THE COUNTER AT THE ENTRANCE TO THE COMMISSION CHAMBERS. THE FORM SHOULD BE GIVEN TO THE CITY CLERK UPON COMPLETION.

• IN ACCORDANCE WITH STATE LAW, ITEMS NOT ON THE AGENDA MAY BE BROUGHT UP FOR DISCUSSION BUT NO ACTION MAY BE TAKEN BY THE CITY COMMISSION. IF APPROPRIATE THE ITEM MAY BE SCHEDULED ON A FUTURE AGENDA.

• THE MAYOR WILL DETERMINE THE ORDER OF THE SPEAKERS AND MAY IMPOSE MORE RESTRICTIVE TIME LIMITS.

• ONE PERSON WILL SPEAK AT A TIME AND ADDRESS COMMENTS TO THE MAYOR, NOT INDIVIDUAL CITY COMMISSION MEMBERS.

• THE CITY COMMISSION MAY ASK QUESTIONS OF SPEAKERS WHO WILL HAVE ONE MINUTE TO RESPOND. ADDITIONAL TIME MAY BE GRANTED AT THE DISCRETION OF THE MAYOR OR BY A MOTION BY THE CITY COMMISSION.

- SPEAKERS MAY FILE COPIES OF THEIR REMARKS WITH THE CITY CLERK WHO WILL MAKE THEM AVAILABLE TO THE COMMISSION.
- FERNANDINA BEACH CITIZENS WILL SPEAK BEFORE NONRESIDENTS AND SPEAKERS WILL LIMIT REMARKS TO THE SPECIFIC SUBJECT MATTER.
- DISCUSSION – DIRECTION - ACTION ITEMS MAY BE ACTED UPON BY THE CITY COMMISSION BY EITHER MOTION AND VOTE IN ACCORDANCE WITH ROBERTS RULES OF ORDER, OR BY A CONSENSUS OF THE CITY COMMISSION.
- PURSUANT TO RESOLUTION 95-32, IF AN ITEM IS NOT ON THE AGENDA IT REQUIRES A FOUR-FIFTHS VOTE OF THE CITY COMMISSION DECLARING THE ITEM AN EMERGENCY BEFORE ACTION CAN BE TAKEN.
- QUASI-JUDICIAL - DENOTES THAT THE ITEM MUST BE CONDUCTED AS A QUASI-JUDICIAL HEARING IN ACCORDANCE WITH CITY COMMISSION ESTABLISHED PROCEDURE AND FLORIDA STATUTES. ANY PERSON WISHING TO APPEAL ANY QUASI-JUDICIAL DECISION MADE BY THE COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDINGS, AND, FOR SUCH PURPOSES, 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 MADE.

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Persons with disabilities requiring accommodations in order to participate should contact the City Clerk at (904) 310-3115 or TTY/TDD 711 (for the hearing or speech impaired).