



**AGENDA**  
**FERNANDINA BEACH CITY COMMISSION**  
**REGULAR MEETING**  
**DECEMBER 6, 2022**  
**6:00 PM**  
**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 Stantley Palmer, Former Pastor of O'Neal Memorial Baptist Church*

**4. PRESENTATIONS**

4.1 **PRESENTATION - NASSAU HUMANE SOCIETY** - *Nassau Humane Society Representatives will present the "City Commission Dog of the Month."*

4.2 **PRESENTATION - FERNANDINA BEACH MAIN STREET PROGRAM** - *Fernandina Beach Main Street Executive Director Ms. Lisa Finkelstein will provide a synopsis of projects occurring within each of the four Main Street Councils (Promotions, Economic Vitality, Organization, and Design).*

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

**6. CONSENT AGENDA**

6.1 **SPECIAL EVENT SPONSORSHIP APPROVAL - RESOLUTION 2022-198 APPROVING CITY CO-SPONSORSHIP OF FIVE EVENTS SELECTED BY THE SPECIAL EVENTS COMMITTEE AND FOUR ADDITIONAL EVENTS SELECTED BY THE FERNANDINA BEACH MAIN STREET PROGRAM FOR FISCAL YEAR 22/23; PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Approves five City co-sponsored events and four Fernandina Beach Main Street co-sponsored events.*

**7. RESOLUTIONS**

7.1 **VOLUNTARY ANNEXATION PETITION FOR WATER SERVICES - 200 BONNIEVIEW ROAD** - **RESOLUTION 2022-208 APPROVING THE EXTENSION OF WATER SERVICES OUTSIDE THE CORPORATE LIMITS; ACCEPTING THE VOLUNTARY ANNEXATION PETITION FOR ONE PARCEL CONTAINING APPROXIMATELY 0.29 ACRES OF LAND LOCATED AT 200 BONNIEVIEW ROAD; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE.** *Synopsis: Authorizes the extension of water services to the property owners identified whose property is located at 200 Bonnieview Road, Parcel Number 00-00-30-0860-0014-0000 and also approves the Voluntary Annexation Petition.*

- 7.2 **FIRST AMENDMENT - AMELIA HISTORIC TOURS, LLC FRANCHISE AGREEMENT - RESOLUTION 2022-209** APPROVING THE FIRST AMENDMENT TO THE NON-EXCLUSIVE FRANCHISE AGREEMENT WITH AMELIA HISTORIC TOURS, LLC TO ALLOW CONSUMPTION OF ALCOHOL BY TOUR GUESTS WHILE PASSENGERS IN TOUR VEHICLES; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves an amendment to the tour agreement with Amelia Historic Tours, LLC.*
- 7.3 **AUTHORIZING CITY STAFF TO SUBMIT A PRE-APPLICATION FOR THE LOCATION OF AN AMELIA RIVER BULKHEAD** RESOLUTION 2022-210 AUTHORIZING THE CITY STAFF TO PREPARE AND SUBMIT A PRE-APPLICATION TO APPROPRIATE REGIONAL, STATE, AND FEDERAL AGENCIES FOR REVIEW AND CONSIDERATION OF THE PLACEMENT OF A PROPOSED AMELIA RIVER BULKHEAD; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Authorizing City staff to prepare a collaborative pre-application to appropriate regional and state agencies for consideration and location of a proposed bulkhead at the Amelia River waterfront.*
- 7.4 **SINGLE SOURCE VENDOR APPROVAL - HORTON INC. - RESOLUTION 2022-211** APPROVING HORTON INC. AS THE SINGLE SOURCE VENDOR FOR PURCHASE OF A REPLACEMENT STACKING HANGAR DOOR FOR AIRPORT HANGAR D; AUTHORIZING EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves Horton Inc. as a single source vendor for purchase of a replacement hangar door on Hangar D at the Fernandina Beach Municipal Airport.*
- 7.5 **AMENDMENT TO THE BUDGET AND COMMUNITY REDEVELOPMENT AREA FUND - RAILWAY PROJECT CONSULTANTS - RESOLUTION 2022-212** APPROVING AMENDMENT TO THE BUDGET FOR FISCAL YEAR 2022/2023; AND PROVIDING AN EFFECTIVE DATE. *Synopsis: Changes the account code to properly charge the Railway Project for the associated consultant costs.*
- 7.6 **BUDGET AMENDMENT TO REFLECT AWARD OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION GRANT - RESOLUTION 2022-213** AMENDING THE CITY'S FY 2022/2023 BUDGET TO REFLECT AWARD OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION GRANT LPA0286 FOR \$1,000,000 FOR DOWNTOWN SHORELINE STABILIZATION AND FLOOD PROTECTION IMPROVEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Accepts the funding awarded through FDEP and Grant Agreement LPA0286 and increases the City's FY 2022/2023 Budget.*
- 7.7 **BUDGET AMENDMENT - PARKS AND POLICE DEPARTMENTS - RESOLUTION 2022-214** APPROVING AN AMENDMENTS TO THE BUDGET FOR FISCAL YEAR 2022/2023; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves amendments to the Budget for FY2022/2023 to reallocate the expenses associated with the Lighthouse Rehabilitation and the Police Station Rehabilitation.*
- 7.8 **LEGISLATIVE PRIORITY RECOMMENDATION AND SUPPORT - RESOLUTION 2022-215** SETTING FORTH CITY OF FERNANDINA BEACH LEGISLATIVE PRIORITIES FOR STATE OF FLORIDA FISCAL YEAR 2022/2023; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO PURSUE FUNDING FOR LEGISLATIVE PRIORITIES; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Formalizes the City Commission's priorities for the next Florida State Legislative Session.*

## 8. **ORDINANCE - FIRST READING**

- 8.1 **AMENDING THE MASTER FEE SCHEDULE – ORDINANCE 2022-37** AMENDING FEES FOR STORMWATER, WASTEWATER, AND WATER FEES FOR FY 2022/2023; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Approves the amended Master Fee Schedule consisting of the Stormwater, Wastewater and Water for Fiscal Year 2022/2023.*

**9. ORDINANCE - SECOND READING**

- 9.1 **CODE AMENDMENT - ENCROACHMENTS IN THE RIGHT-OF-WAY - ORDINANCE 2022-29** AMENDING THE CODE OF ORDINANCES OF THE CITY OF FERNANDINA BEACH, FLORIDA, BY AMENDING CHAPTER 70, STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, ARTICLE I, IN GENERAL, BY AMENDING SECTION 70-1 BY CLARIFYING LANGUAGE; BY AMENDING SECTION 70-2 RELATED TO ENCROACHMENTS AND USE OF THE PUBLIC RIGHT-OF-WAY BY ADDING A DEFINITION, UPDATING THE PERMITTING PROCESS, AND REQUIRING THAT ENCROACHMENTS MUST SERVE A PUBLIC PURPOSE; BY AMENDING SECTIONS 70-3 AND 70-4, TO CLARIFY LANGUAGE; BY AMENDING SECTIONS 70-5 AND 70-6 TO REMOVE SUNDAY EXCEPTION TO CLEANING; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Removes legalese language and provides updated regulations regarding encroachments in the public rights-of-way.*
- 9.2 **CODE AMENDMENT - PARK CLOSURE - ORDINANCE 2022-34** BY AMENDING CHAPTER 58, OFFENSES, SECTION 9, USE OF RECREATIONAL VEHICLES, ETC. AS LIVING QUARTERS, AND BY AMENDING CHAPTER 65, RECREATIONAL FACILITIES AND SPECIAL EVENTS, ARTICLE I, IN GENERAL, BY CREATING SECTION 65-4 USE OF PUBLIC PARKS AT NIGHT; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE. *Synopsis: Closes City parks between the hours of midnight and 5:00 a.m.*

**10. BOARD APPOINTMENTS**

- 10.1 **AIRPORT ADVISORY COMMISSION** - *Two appointments.*
- 10.2 **ARTS AND CULTURE NASSAU** - *One appointment.*
- 10.3 **CODE ENFORCEMENT AND APPEALS BOARD** - *Two appointments.*
- 10.4 **GOLF COURSE ADVISORY BOARD** - *One appointment.*
- 10.5 **HISTORIC DISTRICT COUNCIL** - *One appointment.*
- 10.6 **PARKS AND RECREATION ADVISORY COMMITTEE** - *Three appointments.*
- 10.7 **PLANNING ADVISORY BOARD** - *Three appointments.*
- 10.8 **MARINA ADVISORY BOARD** - *One appointment.*

**11. CITY MANAGER REPORTS**

**12. CITY ATTORNEY REPORTS**

**13. CITY CLERK REPORTS**

**14. MAYOR/COMMISSIONER COMMENTS**

## 15. 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.
  - 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.
  - MULTI-MEDIA PRESENTATIONS MUST BE SUBMITTED TO THE CITY CLERK NO LATER THAN THE FRIDAY BEFORE THE MEETING.
  - FERNANDINA BEACH CITIZENS WILL SPEAK BEFORE NONRESIDENTS AND SPEAKERS WILL LIMIT REMARKS TO THE SPECIFIC SUBJECT MATTER.
  - DISCUSSION – DIRECTION - ACTIONS ITEMS MAY BE ACTED UPON BY THE CITY COMMISSION BY EITHER A 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.
  - AT THE DISCRETION OF THE MAYOR, A RECESS MAY BE SCHEDULED EVERY NINETY MINUTES.
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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).