



Action Summary

City Council

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Monday, June 3, 2019

6:00 PM

Council Chambers

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**1. CALL TO ORDER and ROLL CALL, PLEDGE OF ALLEGIANCE, INVOCATION**

**Present:** 5 - Mayor Mike Thomas, Councilwoman Christine Power, Councilwoman Kimberly Yaney, Councilwoman Megan O'Keefe, and Councilman Gary Conroy

**Also Present:** 3 - City Attorney Aaron Wolfe, City Clerk/Paralegal Robin Matusick CMC, and City Manager Glenn Irby

*Councilwoman Yaney arrived at 6:01 pm*

*Councilwoman Power arrived at 6:02 pm*

**2. APPROVAL OF MINUTES**

**a.** Minutes of the January 22, 2019 Workshop - Rental Inspection Program

**A motion was made by Councilman Conroy, second by Councilwoman Yaney, to approve Minutes of the January 22, 2019 Workshop - Rental Inspection Program. The MOTION was APPROVED by the following vote:**

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

**b.** Minutes of the April 23, 2019 Town Hall Meeting - 1/2 Cent Local Infrastructure Sales Tax

**A motion was made by Councilman Conroy, second by Councilwoman O'Keefe, to approve Minutes of the April 23, 2019 Town Hall Meeting - 1/2 Cent Local Infrastructure Sales Tax. The MOTION was APPROVED by the following vote:**

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

**c.** Minutes of the May 6, 2019 Special Council Meeting - Ratify Election Results & Swear In District 2 Council

**A motion was made by Councilman Conroy, second by Councilwoman Power, to approve Minutes of the May 6, 2019 Special Council Meeting - Ratify Election Results & Swear In District 2 Council. The MOTION was APPROVED by the following vote:**

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

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**3. PRESENTATIONS/PROCLAMATIONS/PLAQUES/CERTIFICATES/DONATIONS - None at this time****3.a. Proclamations Presented Outside Chambers - None at this time****4. CITIZEN COMMENTS****5. APPROVAL OR CHANGES/MODIFICATIONS TO THE AGENDA****6. CITY COUNCIL REPORTS****7. CONSENT AGENDA**

**A motion was made by Councilwoman Power, second by Councilman Conroy, to approve the Consent Agenda. The MOTION was APPROVED by the following vote:**

**Yes: 5 -** Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

- a. Independence Day Fireworks Contract Zambelli
- b. Parking Agreements - Independence Day Celebration
- c. Concessions 4 Kids Concession Stand Agreement Renewal Addendum #1
- d. Addendum #2 to the Environmental Consulting Services Agreements.
- e. Change Order to Reclaim Water Main Extension Project: Additional Potable Water Main on SR-442
- f. Auditing Services for the City of Edgewater - RFP 19-FN-003**
- g. Award of contracts for Chemicals for the Water & Wastewater Treatment Plants, ITB 19-ES-004
- h. Addendum # 1 and #2 to the Planning Consulting Services Agreements.
- i. Authorization to Purchase a 2019 Mack 25 cubic yard Refuse Truck from Nextran Truck Center

**8. PUBLIC HEARINGS, ORDINANCES AND RESOLUTIONS**

- a.** 1st Reading - Ordinance No. 2019-O-07: Scott Griffin, requesting an amendment to the Comprehensive Plan Future Land Use Map to include 17.29± acres of land located at 3757 S. Ridgewood Avenue and the two vacant parcels to the south as Medium Density Residential with Conservation Overlay.
- A motion was made by Councilwoman Power, second by Councilwoman O'Keefe, to approve Ordinance No. 2019-O-07. The motion failed by the following vote:**
- Yes:** 2 - Councilwoman Power and Councilwoman O'Keefe
- No:** 3 - Mayor Thomas, Councilwoman Yaney and Councilman Conroy
- b.** 1st Reading - Ordinance No. 2018-O-33 - Richard Kowalski, requesting an amendment to the Official Zoning Map to include 1.26± acres of land located at 2001 South Riverside Drive as BPUD (Business Planned Unit Development) and approval of the associated Right-of-Way Use Agreement.
- Meeting went into a 5 minute Recess at 8:26 pm*
- Meeting Reconvened at 8:32 pm*
- Councilwoman Yaney made a motion to table this Ordinance until the next meeting. The motion died from lack of second.**
- A motion was made by Councilwoman Power, second by Councilwoman O'Keefe, to approve Ordinance No. 2018-O-33. The MOTION was APPROVED by the following vote:**
- Yes:** 3 - Mayor Thomas, Councilwoman Power and Councilwoman O'Keefe
- No:** 2 - Councilwoman Yaney and Councilman Conroy
- c.** 1st Reading - Ordinance No. 2019-O-12 - Alfred and Luana Schmitz requesting annexation of property located at 120 Godfrey Road.
- A motion was made by Councilwoman Power, second by Councilman Conroy, to approve Ordinance No. 2019-O-12. The MOTION was APPROVED by the following vote:**
- Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy
- d.** 1st Reading - Ordinance No. 2019-O-13 - Alfred and Luana Schmitz requesting an amendment to the Comprehensive Plan Future Land Use Map to include property located at 120 Godfrey Road.
- A motion was made by Councilwoman O'Keefe, second by Councilman Conroy, to approve Ordinance No. 2019-O-13. The MOTION was APPROVED by the following vote:**
- Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

- e. 1st Reading - Ordinance No. 2019-O-14 - Alfred and Luana Schmitz requesting an amendment to the Official Zoning Map to include property located at 120 Godfrey Road.
- A motion was made by Councilwoman Power, second by Councilwoman O'Keefe, to approve Ordinance No. 2019-O-14. The MOTION was APPROVED by the following vote:**
- Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy
- f. 2nd Reading-Ordinance No. 2019-O-03 Modifying the Firefighters Pension Plan by changing the definition of "Average Final Compensation" to be the same as the Police Officers definition.
- A motion was made by Councilman Conroy, second by Councilwoman O'Keefe, to approve Ordinance No. 2019-O-03 Modifying the Firefighters Pension Plan by changing the definition of "Average Final Compensation" to be the same as the Police Officers definition. The MOTION was APPROVED by the following vote:**
- Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy
- g. 2nd Reading - Ordinance No. 2019-O-08 modifying Chapter 11 Business Tax Receipts and Business Regulations.
- A motion was made by Councilman Conroy, second by Councilwoman Power, to approve 2nd Reading - Ordinance No. 2019-O-08 modifying Chapter 11 Business Tax Receipts and Business Regulations. The MOTION was APPROVED by the following vote:**
- Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy
- h. Resolution No. 2019-R-06 Approval and Execution of the Florida Department of Transportation State Highway Lighting, Maintenance and Compensation Agreement
- A motion was made by Councilwoman Power, second by Councilwoman Yaney, to approve Resolution No. 2019-R-06. The MOTION was APPROVED by the following vote:**
- Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy
- i. Resolution No. 2019-R-07: City Attorney to contact Attorney General Regarding Opinion on Firefighter Pension
- A motion was made by Councilwoman Power, second by Councilwoman O'Keefe, to approve Resolution No. 2019-R-347. The MOTION was APPROVED by the following vote:**
- Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

**9. BOARD APPOINTMENTS**

- a. Recreation & Cultural Services Board - Mayor Thomas' appointment due to the resignation of Kadie Mullins.

**A motion was made by Councilman Conroy, second by Councilwoman O'Keefe, to appoint Theresa VanderMevlen. The MOTION was APPROVED by the following vote:**

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

**10. OTHER BUSINESS**

- a. City Manager Position (Permanent)

**A motion was made by Councilman Conroy, second by Councilwoman O'Keefe, to approve the permanent position of City Manager to Glenn Irby and with that and also engage our attorney to negotiate with him, salary and benefits and all those other things that comes along with a contract. The MOTION was APPROVED by the following vote:**

**Yes:** 3 - Mayor Thomas, Councilwoman O'Keefe and Councilman Conroy

**No:** 2 - Councilwoman Power and Councilwoman Yaney

- b. FP-1901 - Parker Mynchenberg requesting Final Plat approval for property located at 100 Whaler Way and 4115 South Ridgewood Avenue.

**A motion was made by Councilwoman Power, second by Councilman Conroy, to approve FP-1901 - Final Plat approval for property located at 100 Whaler Way and 4115 South Ridgewood Avenue. The MOTION was APPROVED by the following vote:**

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

- c. Florida League of Cities Delegate & Conference Information

**A motion was made by Councilwoman Power, second by Councilman Conroy, to appoint Councilman Conroy as the Designated Voting Delegate for the Florida League of Cities Conference. The MOTION was APPROVED by the following vote:**

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

**11. OFFICER REPORTS**

## a. City Clerk

*City Clerk informed Council that there is a City Clerk's Conference June 23rd through June 26th outside of St. Augustine that she and Kelsey will be attending. Our new employee Haley Walker will be in our office assistance and I will be receiving emails and messages.*

*Informed Council of the Budget and Utility Workshop on June 24th at 4:00 pm at which Bonnie Brown will be in attendance to take care of the meeting. Councilwoman Power informed Council that she will not be in attendance at that Workshop.*

*Also provided an update on the Oak Lynn Cemetery.*

## b. City Attorney

*In the Case of John Ingles vs City of Edgewater - this is the case where the Plaintiff is seeking an injunction to prevent Code Enforcement action by the City related to docking his boat on his property. There was a hearing on May 8th where I had moved to dismiss the Amended Complaint and that motion was granted so the Judge dismissed the case with prejudice, meaning we won the case and that Order was entered on May 10th and they have 30 days from that date to appeal to the Circuit Court. There has been no appeal as of today's date.*

*In the Fire Association Case, they did ask for an extension on the discovery which I granted and they just produced their discovery in the last couple of days and I am going through their discovery responses to determine the next step in the litigation.*

## c. City Manager

*Just want to bring up one thing, the City is about to enter into a busy fiscal time of year, we will be reporting to you at some point and we have meetings scheduled with Directors beginning this week and it will go until it's done, no later than September 30th. It's not pretty but we will get there.*

**12. CITIZEN COMMENTS**

*Libby Lavatte requested that Council approve her having a powerpoint presentation on the 18th Canal Issue that we believe might be a possible fix. She would like to have John McGully and Steve Beaman be able to talk about the powerpoint at the next meeting. Council determined that she could have her presentation during the August meeting and no longer than 15 minutes.*

**13. ITEMS NOT REQUIRING COUNCIL ACTION - INFORMATION ONLY (not for discussion)**

## a. Citizen Compliments to City Employees

**14. ADJOURN**

**Councilman Conroy moved to adjourn at 10:09 pm**