

## CITY OF ST. AUGUSTINE

Regular City Commission Meeting  
Monday, March 12, 2018

The City Commission met in formal session Monday, March 12, 2018 at 5:00 P.M. in the Alcazar Room at City Hall. The meeting was called to order by Mayor Nancy Shaver, and the following were present:

### **1. Roll Call:**

Nancy Shaver, Mayor/City Commissioner  
Todd Neville, Vice Mayor/City Commissioner  
Roxanne Horvath, City Commissioner  
Leanna S. A. Freeman, City Commissioner  
Nancy Sikes-Kline, City Commissioner

John Regan, City Manager  
Timothy A. Burchfield, Assistant City Manager  
Isabelle Lopez, City Attorney  
Denise May, Assistant City Attorney  
Darlene Galambos, City Clerk  
David Birchim, Director, Planning and Building  
Jim Piggott, General Services Director  
Mark Litzinger, Director, Financial Services  
Meredith Breidenstein, Director, Budget & Performance Management  
Paul K. Williamson, Director, Public Affairs  
Martha Graham, Director, Public Works  
Reuben Franklin, Manager, Mobility Program  
Barry Fox, Police Chief  
Carlos Aviles, Fire Chief  
Robin DiAngelis, Recording Secretary

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### **INVOCATION AND PLEDGE OF ALLEGIANCE**

Rabbi Levi Vogel, Chabad Lubavitch of St. Augustine, delivered the invocation, and Commissioner Neville led the Pledge of Allegiance.

### **2. ADMINISTRATIVE ITEMS**

#### **2.A. Modification of Agenda**

(None)

### **MOTION**

**Commissioner Neville MOVED to approve the Agenda. The motion was SECONDED by Commissioner Sikes-Kline and APPROVED BY UNANIMOUS VOICE VOTE.**

### **3. Special Presentations, Proclamations, Recognitions:**

- Proclamation 2018-03: Proclaiming March 12, 2018 as Girl Scout Day.
- Proclamation 2018-05: Proclaiming March as Archaeology Month.

#### 4. General Public Comments (3 minutes per individual)

The Commission heard from the following members of the public:

- James Otto
- Tom Reynolds
- Kirk Dougal
- Ed Slavin
- BJ Kalaidi<sup>1</sup>

#### 5. Consent Agenda

Mr. Regan read the Consent Agenda.

CA.1. Preview of upcoming Commission meetings.

a) The following ordinances are tentatively scheduled for 2nd reading on March 26, 2018:

- Ordinance 2018-06 and public hearing.

b) Reminder of upcoming meetings:

- March 26, 2018 - Regular Commission Meeting at 5:00 p.m.
- April 9, 2018 - Regular Commission Meeting at 5:00 p.m.

CA.2. Approval of Minutes from prior commission meetings:

- February 12, 2018 - Regular Commission Meeting.
- February 26, 2018 - Regular Commission Meeting.

CA.3. Releases of Lien for Unit Connection Fee Mortgage(s): None.

CA.4. PROPOSED Proclamations, Certificates of Appreciation/Recognition. (Commission approval required). (To be read at a subsequent meeting). None.

CA.5. Notification of Proclamations/Certificates of Recognition issued: None.

CA.6. Request for authorization for City staff to negotiate and enter into agreements with Fred Fox Enterprises, Inc. and request for authorization for the City Manager to execute agreements relating to the Lincolnville Drainage Improvements Community Development Block Grant and the Emergency Set Aside Funding Community Development Block Grant. (J. Piggott, Director, General Services).

CA.7. Invoice in the amount of \$1,624.00 dated February 28, 2018 from Cavendish Partners, P.A. for legal services regarding the Seavin, Inc. v COSA matter. (I. Lopez, City Attorney).

Invoice in the amount of \$7,568.26 dated February 28, 2018 from Michael Kahn, P.A. for legal services in the drafting of a new panhandling ordinance. (I. Lopez, City Attorney).

#### **5.A. Additions, deletions or modifications to Consent Agenda.**

#### **5.B. Approval of Consent Agenda.**

#### **MOTION**

**Commissioner Neville MOVED to approve the Consent Agenda. The motion was SECONDED by Commissioner Horvath and APPROVED BY UNANIMOUS VOICE VOTE.**

#### **6. Appeals.**

(None)

#### **7. General Public Presentations (10 minutes per presentation)**

#### **7.A. General Public Presentations**

(None)

#### **7.B. Items of Great Public Importance:**

<sup>1</sup> Written comments attached to original minutes.

**7.B.1. City Commission consideration on a future resolution regarding school safety and suggested policy positions.**

Darlene Galambos, City Clerk, gave an update on Senate Bill 7026, which Governor Scott signed on March 9, 2018. She said she had a PowerPoint presentation prepared; however, with the passage of the Bill, felt it was important to hear from the community.

The Commission heard from the following members of the public:

- James Otto
- Jo Ellen Parkey
- Donna Ortenzi
- Susan Ahrens
- Douglas Russo
- Steve Parr
- Melinda Rakoncay
- Molly Shields
- Grace Shields
- Nicholas Noloboff
- Dennis Gorlick
- Monica Gorlick
- Richard Marquis
- Gregory Von Hausch
- Ed Slavin
- BJ Kalaidi

Mayor Shaver thanked members of the community for coming to the meeting and sharing heartfelt thoughts.

Ms. Galambos reviewed the Governor's Initiatives included in SB7026 along with \$400 million to implement the Bill provisions.<sup>2</sup>

Commissioner Sikes-Kline spoke with St. Johns County School Board member Beverly Slough to ask what was happening in local schools. She learned that the School Board was continuing to harden schools and was forming a committee on safety with the St. Johns County Sheriff's Office.

<sup>2</sup> Presentation included with agenda packet.

After discussion, the Commission agreed to support the actions that had been taken but decided to defer a Resolution until it could have more impact.<sup>3</sup>

**8. Ordinances and Resolutions – Public Hearing Required.**

**8.A. Ordinances – First Reading**

(None)

**8.B. Ordinances - Second Reading**

(None)

**8.C. Resolutions**

(None)

**9. Ordinances and Resolutions - No Public Hearing Required**

**9.A. Ordinances – First Reading**

(None)

**9.B. Resolutions**

**9.B.1. Resolution 2018-14: Presentation by Kathy A. Fleming, Executive Director St. Augustine Lighthouse and Maritime Museum, regarding City support of the Nation's Oldest Port Heritage area.**

Kathy Fleming, Executive Director St. Augustine Lighthouse and Maritime Museum, presented Resolution 2018-14 asking for the City's continued support.

**MOTION**

**Commissioner Horvath MOVED to pass Resolution 2018-14. The motion was SECONDED by Commissioner Sikes-Kline and APPROVED BY UNANIMOUS VOICE VOTE.**

**9.B.2. Resolution 2018-13: Outlines permanent restrictions relating to**

<sup>3</sup> There was a brief recess from 6:41p.m. to 6:59 p.m.

**events on public property and in rights-of-way.**

Paul Williamson, Public Works Director, presented Resolution 2018-13, noting that it primarily made the moratorium on events permanent.

Mr. Williamson reviewed a calendar of events and suggested block out dates and Commissioners considered the following<sup>4</sup>:

- Controlling when events could be held at Francis Field
- No longer allowing events to be “grandfathered” in for fixed dates
- Asking high volume events to move forward or behind one weekend during periods that were exceptionally busy such as Bike Week and Spring Break
- Limiting or eliminating multi-day events during peak periods
- Local neighborhood impacts
- Visitor “drop ins” on the way to Disney World unaware of event congestion
- Excluding events during specific dates

Commissioner Sikes-Kline felt strongly that the City should not have to curtail events based upon events held by other cities.

**MOTION**

**Commissioner Neville MOVED to have changes discussed be incorporated into the Resolution and returned for Commission consideration. The motion was SECONDED by Commissioner Horvath.**

Commissioner Neville felt that livability and mobility deserved priority consideration during the festival scheduling process. He asked Mr. Williamson to outline specific black-out dates.

**MOTION**

**Commissioner Neville MOVED to amend his prior motion to include the removal of “grandfathered” events for fixed**

**dates. The motion was SECONDED by Commissioner Freeman.**

**The motion died for lack of a vote.**

After discussion, it was concluded that the Resolution would be modified and brought back during a future meeting.

**10. Staff Reports and Presentations**

**10.A. Mobility and Transportation Advisory Group (TAG) Update of the 2018 project rankings for load capacity, local and transportation alternative projects.**

Reuben Franklin, Mobility Program Manager, gave a PowerPoint presentation regarding proposed 2018 project rankings for road capacity. He noted the projects pertaining to the City and requested a letter of support to be sent to the St. Johns County Commission.

**MOTION**

**Commissioner Sikes-Kline MOVED to authorize a letter of support. The motion was SECONDED by Mayor Shaver and APPROVED BY UNANIMOUS VOICE VOTE.**

**11. ITEMS BY CITY ATTORNEY**

**11.A. Sunshine, Public Records and Ethics Minute.**

No presentation made, provided by the City Attorney’s Office for information purposes.

**11.B. 2018 Legislative Bill Tracking information.**

No presentation made, provided by the City Attorney’s Office for information purposes.

Isabelle Lopez, City Attorney, said that based upon the recent legislative session, the information provided was mostly

<sup>4</sup> Calendar attached to original minutes.

obsolete. She noted an environmental bill regarding solid waste, a worker's compensation bill for first responders and a small change in the medical marijuana bill that were important to the City had passed.

## 12. ITEMS BY CITY CLERK

### 12.A. Notice of upcoming request for two appointments to the Historic Architectural Review Board.

Ms. Galambos reminded the Commission of the upcoming request for two appointments.

## 13. ITEMS BY CITY MANAGER

(None)

## 14. Items by Mayor and Commissioners

Commissioner Sikes-Kline said she was concerned with the growing number internet cafés within the City.

Isabelle Lopez advised that internet cafés had the same licensing requirements of other establishments offering on-site use of the internet, and that the City did not regulate gambling or sweepstakes.

David Birchim addressed land use, saying it was problematic because the type of business was for internet access, not gambling.


Mayor Shaver said that she directed internet café inquiries to the Sheriff's office and/or the State Attorney and was successful.

Commissioner Sikes-Kline also noted that short term rentals remained under City rule except for frequency and duration. She said she was in favor of requiring hosts on site to minimize disturbances in neighborhoods.

Mr. Birchim said it would be difficult to enforce on site hosts without having a government official there at the time.


## 15. Adjournment

There being no further business, the meeting was adjourned at 8:33 P.M.<sup>5</sup>



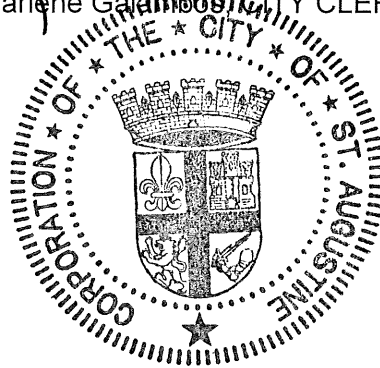
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Nancy Shaver, MAYOR



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Darlene Galambos, CITY CLERK



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<sup>5</sup> Transcribed by Robin DiAngelis