

CITY OF ST. AUGUSTINE

Regular City Commission Meeting
July 10, 2006

The City Commission met in a formal session Monday, July 10, 2006 at 5:00 p.m. in the Alcazar Room at City Hall. The meeting was called to order by Mayor Gardner, and the following were present.

Roll Call:

George Gardner, Mayor/City Commissioner
Susan Burk, Vice Mayor/City Commissioner
Joe Boles, City Commissioner
Errol D. Jones, City Commissioner

Absent: Donald A. Crichlow, City Commissioner (Excused)

William B. Harriss, City Manager
James P. Wilson, City Attorney
Karen Rogers, City Clerk
Timothy A. Burchfield, Chief Administrative Officer
John Regan, Chief Operations Officer
Mark Litzinger, City Comptroller
Jim Piggott, General Services Director
Mark Knight, Director, Planning and Building Department
Robin Upchurch, Assistant City Attorney
Paul K. Williamson, Director, Public Affairs
Dr. William Adams, Director, Heritage Tourism
Loran Lueders, Chief of Police
Susan Goins, Recording Secretary

2. INVOCATION AND PLEDGE OF ALLEGIANCE

Father Tim Lozier, Cathedral Basillica, delivered the invocation, and Commissioner Jones led the Pledge of Allegiance.

3. ADMINISTRATIVE ITEMS

3.A/ Modification of Agenda

(None)

3.B/ Approval of Minutes

The minutes of the regular City Commission meeting of June 26, 2006 were approved as presented.

3.C/ Proclamation

(None Scheduled)

4. General Public Presentations and Comments (3 minutes per presentation with maximum total time limit of 20 minutes).

Ed Slavin, P.O. Box 3084, referred to the following:

- Illegal dumping and presented pictures of the after effects
- The City was being sued by West Augustine for not applying for a \$4.5 million grant for West Augustine water and sewer while charging residents 25% more for city services
-

Sherry Badger, 2772 South Collins Avenue,
referred to the following:

- Illegal dumping
- The Commission allowed city staff to direct them

B.J. Kalaidi, 8 Newcomb Street, referred to the following:

- An ordinance stating that it was unlawful to explode fireworks including firecrackers within the municipal boundaries of the city, and personal fireworks of any kind were prohibited and violators would be cited by the St. Augustine Police Department
- On July 4, 2006, 9:45 p.m. firecrackers exploded on Lincoln Street and other streets; she called the SAPD and was told that the State Attorney's Office would not prosecute people for shooting fireworks; therefore the SAPD was told not to respond to complaints
- On July 5, 2006 Officer Barry Fox stated on WFOY that the SAPD responded appropriately to residents about fireworks
- Political policing and selective enforcement by the SAPD created unsafe neighborhoods
- Neighborhoods in St. Augustine suffered on July 4, 2006, because the SAPD was burdened by traffic control at the VIC parking facility

Harvey Wolf, Co-owner of Wolf Head Books, 67 San Marco Avenue, commented that the impact of the VIC parking facility had taken a toll on the merchants of San Marco Avenue, because nobody had been walking on the street since the facility opened. He pointed out that he only had two customers Sunday. He stated that people were not walking on San Marco Avenue, because the lack of signage and the trolleys were pushing visitors to the south. He expressed that he and the other merchants on San Marco Avenue were asking for help from the Commission.

5. Staff Reports and Presentations

5.A./ Update on the initial opening of the VIC Parking Facility

John Regan, Chief Operations Officer referred to the following:

- Thanked staff and design team for their work to open the garage on schedule
- One third of the city revenue was generated within the first four days of July
- Displayed a comparison chart with daily usage for the first seven days of July, however, the numbers for July 1-3 were rounded because they were working with ticket splitters
- The parking facility provided St. Augustine for peaking capacity
- On surface parking in 2003 for the first seven days 4,600 people parked, in 2004 4,000 people parked, and in 2006 9,100 people parked
- Received anecdotal evidence of how the parking garage affected traffic throughout the town
- Shindler Elevators had been there daily to ensure the elevators were working
- They would make a curb cut to allow for handicap vehicle accessibility
- Close to 2,000 cars parked during the Fourth of July for the event
- After the fireworks display was over it took hours to clear the town
- They recently added new signage to help direct people parked in the garage toward San Marco Avenue
- Since the shuttle service began on July 1, 2006 they had 3,219 passengers that mostly took the shuttle to the plaza and walked back to the garage
- The Cordova Street stop was only 4% of the load and unloads for the shuttle

Mr. Regan reported that on July 6, 2006 they had a meeting and discussed issues that could be improved next year; some of which were traffic and exiting control. He reported that once the plaza system opened between

the garage and the VIC they would have an event space where they could design a festive environment with music and food to detain people and slow the exiting process. He indicated that to improve traffic control they would direct Castillo Drive traffic west bound to have double capacity. He explained that the issue with the garage was the roads that received the traffic, and he added that they could also control north bound traffic on Cordova Street.

Mayor Gardner questioned the timeline for completion of the facility.

Mr. Regan replied by the end of the month and stated that the largest issue for the San Marco business district was that the final design had a system of interconnectivity to the Castillo/San Marco intersection including broad sidewalks, walking features with ornate railings and lighting. He stated that they put a lot of design into the walk-ability to the north and the intersection would be improved to make it safer. He said that part of the intention of the VIC was to make visitors aware of the vibrant business community in the north area and expand their experience. He referenced the shuttle as first generation and depending on it's success, additional loops could be added to improve public transportation. He added that parking on San Marco Avenue was easier since they opened the parking facility, which was intended.

Mayor Gardner questioned whether there could be temporary signage.

Mr. Regan responded that they could add signage, and he added that they distributed maps to visitors at the facility. He said they could re-train parking lot staff to ensure that they mentioned the San Marco business district.

Mayor Gardner said that a site seeing vehicle attendant had commented that driving around the area was much better since the garage opened.

Mr. Regan said that type of feedback assured them that the parking facility was working.

6. ITEMS BY CITY ATTORNEY

Non-Agenda Item – Mayoral Election

James P. Wilson, City Attorney summarized that he had the proposed ordinance with the charter amendment to designate seat three as the Mayor's seat. He pointed out that the Commission suggested a second alternative to the charter amendment to allow the Commission to choose one of the seated Commission members as Mayor; which would eliminate the public vote. He stated that only one of the charter amendments could be passed since both could not operate at the same time. He stated that after the new Commission was seated, the Commission would choose a Mayor from one of the members by majority vote. He indicated that the ordinance needed a four vote majority to pass and be placed on the ballot.

Commissioner Burk stated that she did not like the thought of having everyone go for the two year seat and potentially lose experienced Commissioners. She expressed that taking away the residents' right to vote for Mayor was not a good idea, and she emphasized that she would never vote to do that. She pointed out that the problem was voting twice for Commission and Mayor so to eliminate that confusion, she suggested that the only Commissioner that could run for Mayor would be someone that was in the second two years of a four year term; therefore, the two Commissioners would be experienced and they could choose whether to run or not. She pointed out that the downside would be if neither of them wanted to be Mayor, in which case there could be a fall back position for the Commission to vote for the Mayor. She stated that personally she could not envision a situation in which neither Commissioner would run for Mayor.

Mr. Harriss questioned whether the person in the two year seat would be able to run for Mayor.

Commissioner Burk stated that they would have to run for a four year seat to be eligible to run for Mayor.

After a brief discussion, it was decided that they could add that if a Commissioner was in the two year seat for two years they could also run for Mayor.

Commissioner Boles questioned whether staff had researched cities with similar government structure and how they elected the Mayor.

Mr. Harriss replied that the Mayor of St. Augustine Beach was selected by the Commission.

Commissioner Jones pointed out that many cities including Palatka, Green Cove Springs, Orange Park, Ponde Vedra Beach and most cities of similar size had the Mayor elected by the Commission. He indicated that the Mayor generally served a one year term. He stated that anyone voted as Commissioner should also be capable of performing as Mayor and presiding over meetings. He disagreed with Commissioner Burk's idea, because he felt that the Commissioners would battle with each other over who should be elected and it could cause hard feelings among Commissioners.

Mayor Gardner stated that citizens contacted him thinking that he had more power because he was Mayor. He said that four years ago a new majority changed the course of the Commission and a major element had been bringing the people back into the government, which added responsibility for the Mayor. He said he would never vote for anything that took the vote away from the people, but the people had a right to vote without being confused at the polls, which had been the case under the present system. He expressed that he favored the idea of separate elections for the Mayor. He stressed that their primary responsibility was to make the system understandable and simple. He indicated that if Commissioner Boles wanted to make a motion on the alternate ordinance, he would join Commissioner Burk in opposition.

Commission Boles stated that it was first reading, and the ordinance would give the Commission another choice.

After a brief discussion, Commissioner Burk decided that she would second Commissioner Boles' motion to allow for continued discussion, as she would be inclined to vote for the initial ordinance if those were her only two choices.

MOTION

Commissioner Boles MOVED to place Ordinance 2006-21 on first reading, read by title only, and approved. The motion was SECONDED by Commissioner Burk.

Mr. Wilson read the title as follows:

ORDINANCE NO. 2006-21

A CHARTER ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, AMENDING THE CHARTER OF THE CITY OF ST. AUGUSTINE BY AMENDING ARTICLE IV, DIVISION 3, MAYOR, SECTION 4.09, TO DELETE THE SEPARATE MAYORAL PREFERENCE BALLOT AND TO PROVIDE THAT THE MAYOR BE THE COMMISSIONER SELECTED BY MAJORITY VOTE OF THE COMMISSION; PROVIDING BALLOT PROPOSITION FOR THE NEXT GENERAL ELECTION; AND PROVIDING FOR A REFERENDUM CLAUSE

VOTE ON MOTION

AYES: Boles, Burk, Jones

NAYES: Gardner

MOTION CARRIED 3/1

Non Agenda Item – Fourth of July Fireworks

Mayor Gardner questioned whether Mr. Wilson was aware of the situation in which the police had not enforced the fireworks ban because the State Attorney said that he would not prosecute.

Mr. Wilson replied that he was not aware of the matter.

Commissioner Jones requested for Loran Lueders, Chief of Police to comment on the matter.

Chief Lueders responded that July 4th was busy and they had to prioritize calls. He said the station had advised that unless a call was life or property threatening it would be handled as police officers became available, but if there was danger the Police Department would take appropriate action.

Mayor Gardner questioned whether the city could cite violators whether the State Attorney prosecuted or not.

Chief Lueders replied affirmatively.

Mr. Harriss stated that in the past police had been hampered when they came across someone with a large cache of fireworks because it had not been illegal in the city. He stated that unless violators were caught shooting fireworks off, they could not be prosecuted. He indicated that one of the things that was included in the new law was that possession of fireworks was against the law, but there were not enough officers to cover the problem; however, during the Fourth of July event officers used the law to confiscate illegal fireworks and destroy them. He pointed out that it had been difficult catching people while they were shooting fireworks.

7. ITEMS BY CITY CLERK

7.A/ Notification of Proclamations

- 2006-16 - USS Farragut
- 2006-35 - Certificate of Recognition for Florida Water, Wastewater and System Operators Week.
- 2006-36 - Retirement of Overton G. "Tony" Ganong, Director of the St. Augustine Historical Society.

7.B.1/ Consideration of appointment to the Firefighters' Retirement System Board of Trustees

Karen Rogers, City Clerk reported that there was one application from Dennis Mooney for appointment to the Firefighters' Retirement System Board of Trustees.

Commissioner Jones questioned whether he would be a new appointee.

Ms. Rogers replied affirmatively.

MOTION

Commissioner Burk MOVED to appoint Dennis Mooney to the Firefighters' Retirement System Board of Trustees. The motion was SECONDED by Commissioner Jones and approved by UNANIMOUS VOICE VOTE.

Non-Agenda Item – Proclamation for National Pearl Harbor Survivors Association

Mayor Gardner acknowledged that it was an honor for St. Augustine to have the National Pearl Harbor Survivors Association for the Southeastern United States which included approximately eight states visiting. He stated that there was a proclamation for the association that he would present the following Saturday. He pointed out that there were two or three other Pearl Harbor Associations that were still active and would come to St. Augustine at the end of the year, and he added that they should be recognized for their sacrifices.

8. ITEMS BY CITY MANAGER (Includes Consent Agenda)

8.A/ Consent Agenda

8A.1/ Preview of upcoming Commission Meetings.

8A.2/ Consideration of Release of Liens on Unit Connection Fee Mortgages.

MOTION

Commissioner Jones MOVED to accept the consent agenda as presented. The motion was SECONDED by Commissioner

Burk and approved by UNANIMOUS VOICE VOTE.

8.B/ Discussion Items

(None Scheduled)

9. ITEMS BY THE MAYOR AND COMMISSIONERS

Commissioner Jones – Parking Facility

Commissioner Jones expressed his appreciation to Mr. Regan and staff for their hard work enabling the parking facility to open July 1, 2006. He commented, in reference to San Marco Avenue, that once the parking facility was completed visitor's would have the opportunity to go north or south from the VIC.

Mayor Gardner questioned whether there would be intersection improvements for the intersection of Castillo Drive, Avenida Mendendez and San Marco Avenue planned as part of the project.

Mr. Harriss responded that they had looked at the budget and there was enough money for signage and crosswalk items, however, they did not have the money for all of the improvements they wanted to make.

Commissioner Burk questioned whether there was any temporary solution to assist the merchants on San Marco Avenue.

Mr. Harriss replied that the north side of the project was blocked off, and it would be the last section to be opened. He stated that people could see San Marco Avenue easier from the temporary lot than from the parking facility, because the north side was fenced off. He pointed out that they had an obligation to complete the facility in the next thirty to sixty days; therefore, it would not be much longer.

Commissioner Burk suggested that they use banners to assist in the interim.

Commissioner Boles – Council On Aging Transportation System

Commissioner Boles reported that the local C.O.A. transportation system was featured in the Community Transportation magazine. He stated that the amount of attention the C.O.A. received from outside of the community was due to their nationwide focus on transporting seniors.

Mayor Gardner - Announcements

Mayor Gardner delivered announcements regarding people and community events.

10. Appeals and Public Hearings (NOT PERTAINING TO ORDINANCES & RESOLUTIONS)

None scheduled for this meeting

11. RESOLUTIONS AND ORDINANCES (To include public hearing)

11.A/ Resolutions

11.A.1/ Consideration of Resolution 2006-12, concerning a petition to vacate a portion of West Avenue and Lewis Boulevard.

Mr. Knight summarized that resolution 2006-12 was in relation to a petition to vacate West Avenue and Lewis Boulevard. He stated that it was the right-of-way under the River's Edge project for a Planned Unit Development. He explained that part of the PUD was to vacate West Avenue and Lewis Boulevard in order to establish the PUD into one property. He stated that there were several utilities under the right-of-way and the developer agreed to have a contingency to ensure that the utilities were addressed to an offsite at the same time the road was vacated.

Commissioner Boles asked for clarification in reference to the utilities being addressed and relocated.

Mr. Knight responded that the utilities served residents offsite and traversed through the properties that existed in the street. He explained that the road vacation would be contingent upon the developers bonding or

building and granting easements and securing permits for the utilities to be relocated.

Commissioner Boles questioned whether the developers would relocate the utilities on their property and give the city easements across their property in another location.

Mr. Knight replied affirmatively and stated that the details would be agreed upon in advance of the second hearing of the ordinance.

Commissioner Burk inquired what would happen if the city decided to vacate the streets and the developers sold the project to someone else that decided not to proceed with the PUD.

Mr. Knight responded that the PUD stated that the road vacation would be contingent upon the following:

- The easement being granted for public access to the boardwalk
- The boardwalk being permitted through the state agencies
- The boardwalk and public infrastructure being bonded

Commissioner Burk questioned whether the boardwalk would have public access if the rest of the project was not developed.

Mr. Knight responded that the developer would grant easement, get the permits and bond it, which were all conditions of the street vacation. He pointed out that the utilities could be handled in a similar format once an agreement was made regarding their relocation. He stated that if the property owners walked away from the project, the city would still have the ability to relocate those utilities at the property owner's expense.

Commissioner Jones questioned whether the property owner would have to follow through with the plan at a later date.

Mr. Knight replied affirmatively.

After a brief discussion it was determined that the property owners would bond the area prior to the effective date of the road vacation to ensure that the cost would be the responsibility of the property owner or whoever put up the bond.

Mayor Gardner questioned whether the proposed boardwalk generally followed the line of the existing Lewis Boulevard.

Mr. Knight responded that there were two proposals for the boardwalk. He referred to the following:

- "Alternative A" would extend along the edge of the marsh by the water; therefore, the boardwalk would extend out over the marsh adjacent to the water. He indicated that there was a question whether that plan could be permitted through the state agencies but it had to be permitted and bonded.
- "Alternative B" would be located where Lewis Boulevard was in the event that the state would not approve "alternative A".

Mr. Knight stated that they were currently trying to obtain a boardwalk along the marsh rather than along the upland between the marshland and the upland.

Commissioner Boles suggested that they should have a better idea whether "alternative A" would be approved by the state.

Mr. Knight replied that their environmental people believed that it could be approved by the state, and they were trying to obtain approval in advance of the road vacation.

Commissioner Boles questioned whether "alternative A" was the only one that the city was considering in the PUD.

Mr. Knight responded that the city preferred "alternative A" however, if it were not permitted, then they would recommend "alternative B", which did not require approval from the state agency.

After a brief discussion it was determined that if "alternative A" was not approved, the Commission could reconsider "alternative B" as an alternate condition of the vacation.

Commissioner Burk stated that it should be mentioned in the vacation because that was what was going to be bonded; moreover, she believed they should state that bonding "alternative A" was one of the conditions.

Mr. Knight stated that there was a provision that either "alternative A or B" would interconnect with the property to the north; therefore, there would be a continual boardwalk.

Commissioner Boles pointed out that "alternative B" was close to the property owners; therefore, there would be less tendency for the public to use the boardwalk.

Mr. Harriss indicated that they were trying for "alternative A", because they did not want the boardwalk too close to the condominiums.

MOTION

Commissioner Boles MOVED that Resolution 2006-12 be approved. The motion was SECONDED by Commissioner Jones.

Mayor Gardner stated that previously, he was against the project, because he believed that the project had more potential. He expressed that the property was valuable and if the boardwalk was hidden behind condominiums, it would not be utilized. He questioned whether the project had passed state review.

Mr. Knight replied that it was currently under review by the state.

Mayor Gardner expressed his concern about losing track of details because all of them were contingent on the PUD. He questioned whether the developer had submitted elevations to the PZB.

Mr. Knight responded that they submitted elevation sketches to the PZB, but there was a condition under the PUD, as it existed on

first reading, that the developer was required to go back to the PZB with final elevations to ensure compliance with the original elevation sketches.

Commissioner Burk questioned whether either location to vacate led to waterfront.

Mr. Knight replied that Lewis Boulevard was waterfront; therefore, they had to apply for public access that was equivalent to what was being vacated.

After a brief discussion, it was determined that as an alternative to having Lewis Boulevard; which was the area to be vacated, the developers would provide a boardwalk either in the location of Lewis Boulevard or out further along the water.

Mayor Gardner questioned whether passing the resolution would move it to ordinance which would have two public hearings on first and second hearings.

Mr. Knight replied affirmatively. He stated that they would have first reading but the second reading on all three matters would be contingent on the state's review.

MOTION APPROVED BY UNANIMOUS VOICE VOTE.

11.A.2/ Consideration of Resolution 2006-13, concerning a petition to vacate a portion of Prado Avenue.

Mr. Knight summarized that the intent of resolution 2006-13 was to vacate a portion of Prado Avenue and an unnamed right-of-way located north of the Las Palmas condominiums complex and south of the old Motel Eight. He stated that the portion of Prado Avenue was grass and the right-of-way between the old Motel Eight and Las Palmas condominiums was over-grown. He explained that they wanted to vacate both portions of property in order to combine both properties for one development. He stated that there was a lift station in a portion of the right-of-way but presently it only served their property and no property offsite; therefore, if

something went wrong, the property owner would have to pay to reconnect.

Mayor Gardner questioned whether it was the same group that owned the Las Palmas condominiums.

Mr. Knight replied that it was not the same owners.

Mayor Gardner questioned whether the property was adjacent.

Mr. Knight replied that the property was to the north of the Las Palmas condominiums association; however, there was a right-of-way between the two that the applicant wanted to vacate.

Mayor Gardner questioned whether the resolution had two readings with public hearings.

Mr. Knight replied affirmatively and stated that the ordinance would come back for first and second reading with public hearings.

MOTION

Commissioner Burk MOVED that Resolution 2006-13 be adopted. The motion was SECONDED by Commissioner Jones and approved by UNANIMOUS VOICE VOTE.

11.B.1/ Introduction and consideration of Ordinance 2006-18 concerning a Petition for Voluntary Annexation of property located at 45 Anderson Street.

Mr. Knight distributed a petition for voluntary annexation which the Commission had to consider prior to the related ordinances. He stated that the property was located at 45 Anderson Street and was under common ownership. He explained that the applicant wanted to annex the property and designate it as Commercial Medium Intensity and Commercial Medium-two Zoning in conjunction with the rest of the property and eventually build a structure for rental.

Mayor Gardner asked for clarification in reference to the petitioner stating that the real property would be improved.

Mr. Knight responded that there was presently a mobile home on the property which the petitioners agreed to remove within one year of annexation.

Mr. Harriss explained that eight notices had been mailed to adjacent property owners and there had been no negative comments about the project. He added that the applicant assured him that the neighbors were in favor of the plan.

Commissioner Jones questioned whether it would be similar commercial type property.

Mr. Harriss replied that the applicant was building warehouses on the property that was annexed into the city a year or two earlier and he planned to build small businesses that required warehouse space on the property in question.

Commissioner Jones questioned whether the access to the back property would be from Anderson Street.

Mr. Knight responded affirmatively.

Commissioner Jones questioned whether there were tenants in the mobile home thus, the one year timeframe to remove it.

Mr. Harriss responded that they were not sure if there were tenants but one year was considered a reasonable amount of time for removal.

MOTION

Commissioner Burk MOVED to accept the petition for voluntary annexation. The motion was SECONDED by Commissioner Jones and approved by UNANIMOUS VOICE VOTE.

MOTION

Commissioner Burk MOVED to place ordinance 2006-18 on first reading, read

by title only in conjunction with the petition and approved. Commissioner Jones **SECONDED** the motion.

Mr. Wilson read the title as follows:

ORDINANCE NO. 2006-18

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, ANNEXING APPROXIMATELY 0.62 ACRES OF PROPERTY IN ST. JOHNS COUNTY, FLORIDA, LYING SOUTH OF ANDERSON STREET AND WEST OF SOUTH DIXIE HIGHWAY, AS DESCRIBED HEREIN; REDEFINING THE BOUNDARY LINES OF THE CITY OF ST. AUGUSTINE TO INCLUDE SAID PROPERTY; AMENDING SECTION 1.08 OF THE CHARTER LAWS OF THE CITY OF ST. AUGUSTINE, FLORIDA; PROVIDING FOR FILING OF A COPY HEREOF WITH THE CLERK OF THE CIRCUIT COURT OF ST. JOHNS COUNTY, FLORIDA, WITH THE CHIEF ADMINISTRATIVE OFFICER OF ST. JOHNS COUNTY, FLORIDA, AND WITH THE DEPARTMENT OF STATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

MOTION APPROVED BY UNANIMOUS VOICE VOTE

11.B.2/ Introduction and consideration of Ordinance 2006-19, designating property at 45 Anderson Street as Commercial Medium Intensity.

MOTION

Commissioner Burk MOVED to pass ordinance 2006-19 to amend the Comprehensive Plan and that it be placed on first reading read by title only and passed. Commissioner Jones SECONDED the motion.

Mr. Wilson read the title as follows:

ORDINANCE NO. 2006-19

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, AMENDING THE CITY OF ST. AUGUSTINE COMPREHENSIVE PLAN, FUTURE LAND USE MAP, TO INCORPORATE AND DESIGNATE APPROXIMATELY 0.62 ACRES OF PROPERTY, LYING SOUTH OF ANDERSON STREET AND WEST OF SOUTH DIXIE HIGHWAY, AS COMMERCIAL MEDIUM INTENSITY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

MOTION APPROVED BY UNANIMOUS VOICE VOTE

11.B.3/ Introduction and consideration of Ordinance 2006-20, establishing a zoning classification of Commercial Medium-Two (CM-2).

MOTION

Commissioner Burk MOVED to place 2006-20 on first reading read by title only and approved. The motion was SECONDED by Commissioner Jones.

Mr. Wilson read the title as follows

ORDINANCE NO. 2006-20

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, ESTABLISHING THE ZONING FOR PROPERTY CONTAINING APPROXIMATELY 0.62 ACRES LYING SOUTH OF ANDERSON STREET AND WEST OF SOUTH DIXIE HIGHWAY, AS MORE PARTICULARLY DESCRIBED HEREINAFTER, TO THE CLASSIFICATION OF COMMERCIAL MEDIUM-TWO (CM-2); REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING AN EFFECTIVE DATE.

MOTION APPROVED BY UNANIMOUS VOICE VOTE

Non Agenda Item - Ordinance 2006-21

Mr. Wilson said the proposed ordinance 2006-21 regarding Mayoral elections had a line that needed to be deleted from the title for proper advertising. He stated that it began on the second line stating "amending article 2 section 2.0 one of the charter laws of the City of St. Augustine".

MOTION

Commissioner Burk MOVED to remove the language as stated "amending article 2 section 2.0 one of the charter laws of the City of St. Augustine". Commissioner Jones SECONDED the motion and approved by UNANIMOUS VOICE VOTE.

11.C./ Ordinances – First Reading – Public Hearing Required

(None Scheduled This Meeting)

11.D./ Ordinances – Second Reading - Public Hearing

(None Scheduled)

12.A/ General Public Comments (5 minutes per individual).

Harvey Wolf, Co-owner of Wolf Head Books, 67 San Marco Avenue, commented that two people that used the parking facility admired it and he wanted that communicated to the Commission.

Commissioner Burk thanked him and stated that the Commission would like to assist him and the San Marco Merchants Association if the San Marco Merchants proposed something reasonable.

12.B/ Presentations (15 minutes per presentation).

13. Adjournment

There being no further business, the meeting was adjourned at 6:28 p.m.¹

¹ Recorded by Susan Goins

MAYOR

CITY CLERK