

## CITY OF ST. AUGUSTINE

Regular City Commission Meeting  
January 26, 2009

The City Commission met in a formal session Monday, January 26, 2009 at 5:00 P.M. in the Alcazar Room at City Hall. The meeting was called to order by Mayor Boles, and the following were present:

### **Roll Call:**

Joe Boles, Mayor/City Commissioner  
Errol Jones, Vice Mayor/City Commissioner  
Donald Crichlow, City Commissioner  
Leanna S. A. Freeman, City Commissioner  
Nancy Sikes-Kline, City Commissioner

William B. Harriss, City Manager  
Ron Brown, City Attorney  
Karen Rogers, City Clerk  
Timothy A. Burchfield, Chief Administrative Officer  
Mark Knight, Director, Planning and Building  
Mark Litzinger, Comptroller  
Dr. William Adams, Director, Heritage Tourism  
Jim Piggott, General Services Director  
Martha Campbell, Director, Public Works  
Paul K. Williamson, Director, Public Affairs  
Loran Lueders, Police Chief  
Mike Arnold, Fire Chief  
Carlos E. Mendoza, Assistant City Attorney  
Susan Goins, Recording Secretary

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### **2. INVOCATION AND PLEDGE OF ALLEGIANCE**

Reverend Ken Asplund, Living Waters Ministry, delivered the invocation, and Commissioner Jones led the Pledge of Allegiance.

### **3. ADMINISTRATIVE ITEMS**

#### **3.A/ Modification of Agenda**

William B. Harriss, City Manager, recommended moving item 12.A. regarding the presentation to St. Francis House to follow item 3.B. He added that Phil McDaniel also wanted to speak on behalf of several families regarding the skate park.

Mayor Boles stated that both items would be heard following item 3.B.

#### **3.B/ Approval of Minutes**

#### **MOTION**

Commissioner Crichlow **MOVED** to approve the minutes of the regular meeting of January 12, 2009. The motion was **SECONDED** by Commissioner Sikes-Kline.

#### **VOTE ON MOTION**

**AYES:** Crichlow, Sikes-Kline, Freeman, Jones, Boles

**NAYES:** None

**MOTION APPROVED UNANIMOUSLY**

### **3.C.1/ Proclamations**

(None)

### **3.C.2/ Recognitions**

#### **Non-Agenda Item**

Phil McDaniel explained that he was speaking on behalf of the Angyalffy, Ross, Weiss and Martincak families. He said the families requested the construction of a memorial wall or monument at the skate area or entrance. He said the plaques would list the names and a personal message from each family. He said the families would raise all funds for the cost of the memorial, and they would work with city staff to design, construct and install the memorial. He noted that Billy Angyalffy was a general contractor and expert mason and he would design and assist with construction of the memorial. He clarified that the families did not want the park or skate area named after their sons.

Mayor Boles summarized that the families were proposing a memorial structure to honor residents that had passed.

#### **MOTION**

**Commissioner Crichlow MOVED to establish a memorial within the park to recognize Angyalffy, Ross, Weiss, and Martincak as outlined in the letter from the family. The motion was SECONDED by Commissioner Sikes-Kline.**

Commissioner Sikes-Kline gave her condolences to the family.

Commissioner Jones stated that he had received several emails regarding the matter, and he was glad that Mr. McDaniel had worked with the families to address their concern.

Commissioner Freeman stated that she was glad that the city had the opportunity to recognize the young men, and they would not be forgotten.

Commissioner Crichlow stated that the Commission should not be put in the position of deciding who was more deserving; however, the memorial would be respectful of everyone concerned.

Mayor Boles expressed that the memorial would be appropriate and positive.

#### **VOTE ON MOTION**

**AYES: Crichlow, Sikes-Kline, Jones, Freeman, Boles**

**NAYES: None**

**MOTION APPROVED UNANIMOUSLY<sup>1</sup>**

#### **4. Appeals and other Public Hearings**

(None)

#### **5. Ordinances and Resolutions - Public Hearing Required**

##### **5.A/ Ordinances – First Reading**

(None)

##### **5.B/. Ordinances - Second Reading**

**5.B.1/ Public Hearing – Second Reading - Re-adopt Ordinance 2008-16, amending the Comprehensive Plan Land Use Map from Residential Low Density to Commercial Low Intensity relative to property located at 117 Dr. Martin Luther King, Jr. Avenue.**

Mark Knight, Director, Planning and Building, explained that Ordinance 2008-16 had been adopted in October 2008 to change the landuse to Commercial Low Intensity for property located at 117 Dr. Martin Luther King Avenue. He said the landuse change had been transmitted to Tallahassee; however, considering that the Evaluation Appraisal Report had not been adopted, it was rejected. He said the EAR was found sufficient; therefore, the city had to re-adopt the ordinance.

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<sup>1</sup> Brief recess 5:20 P.M. to 5:27 P.M.

Mayor Boles opened the public hearing; however, there was no response.

**MOTION**

**Commissioner Crichlow MOVED to place Ordinance 2008-16 on second reading, read by title only and passed. The motion was SECONDED by Commissioner Jones.**

Mr. Brown read the title as follows:

**ORDINANCE NO. 2008-16**

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA AMENDING THE CITY OF ST. AUGUSTINE COMPREHENSIVE PLAN, FUTURE LAND USE MAP, TO RECLASSIFY A PARCEL OF LAND CONTAINING APPROXIMATELY 2,200 SQUARE FEET LOCATED SOUTHEAST OF THE INTERSECTION OF KINGS FERRY WAY WITH DR. MARTIN LUTHER KING, JR. AVENUE IN THE CITY OF ST. AUGUSTINE AND BEING MORE PARTICULARLY DESCRIBED HEREINAFTER FROM RESIDENTIAL LOW DENSITY TO COMMERCIAL LOW INTENSITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS OF COMPREHENSIVE PLAN; PROVIDING FOR SEVERANCE OF INVALID PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

**VOTE ON MOTION**

**AYES: Crichlow, Jones, Sikes-Kline, Freeman, Boles**

**NAYES: None**

**MOTION APPROVED UNANIMOUSLY**

**5.B.2/ Tabled - Public Hearing - Second Reading - Ordinance 2008-25, amending the Comprehensive Plan Land Use Map from Industrial to Commercial Medium Intensity relative to property located northeast of the intersection of Blanche Lane and West King Street.**

Mr. Knight explained that Ordinance 2008-25 was in conjunction with Ordinance 2008-26. He stated that Ordinance 2008-25 amended the landuse from Industrial to Commercial Medium Intensity and Ordinance 2008-26 rezoned the property. He displayed a diagram of the property and surrounding area.<sup>2</sup> He said the owner wanted to put a single family residence on the property and following rezoning, apply for a use by exception for a single family home. He pointed out that most of the area was single family homes. He concluded that the Planning and Zoning Board had reviewed the application on October 7, 2008 and recommended approval, and the Evaluation Appraisal Report had been approved in Tallahassee.

Mr. Brown said considering that the ordinances were interrelated the public hearings could be combined; however, the Commission must vote separately for each item.

Mayor Boles opened the public hearing; however, there was no response.

**MOTION**

**Commissioner Crichlow MOVED to place Ordinance 2008-25 on second reading, read by title only and passed. The motion was SECONDED by Commissioner Jones.**

Mr. Brown read the title as follows:

**ORDINANCE NO. 2008-25**

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA AMENDING THE CITY OF ST. AUGUSTINE COMPREHENSIVE PLAN, FUTURE LAND USE MAP, TO RECLASSIFY A PARCEL OF LAND CONTAINING APPROXIMATELY 0.088 ACRES LOCATED NORTHEAST OF THE INTERSECTION OF BLANCHE LANE AND WEST KING STREET IN THE CITY OF ST. AUGUSTINE AND BEING MORE PAR-

<sup>2</sup> Attached to original minutes

TICULARLY DESCRIBED HEREINAFTER FROM INDUSTRIAL TO COMMERCIAL MEDIUM INTENSITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS OF COMPREHENSIVE PLAN; PROVIDING FOR SEVERANCE OF INVALID PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

**VOTE ON MOTION**

**AYES:** Crichlow, Jones, Freeman, Sikes-Kline, Boles

**NAYES:** None

**MOTION APPROVED UNANIMOUSLY**

**5.B.3/. Tabled - Public Hearing - Second Reading - Ordinance 2008-26, rezoning property located northeast of the intersection of Blanche Lane and West King Street from Industrial and Warehouse (IW) to Commercial Medium-Two (CM-2).**

**MOTION**

**Commissioner Jones MOVED to place Ordinance 2008-26 on second reading, read by title only and passed. The motion was SECONDED by Commissioner Sikes-Kline.**

Mr. Brown read the title as follows:

ORDINANCE NO. 2008-26

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, REZONING APPROXIMATELY 0.088 ACRES OF PROPERTY LOCATED NORTHEAST OF THE INTERSECTION OF BLANCHE LANE AND WEST KING STREET, AS MORE PARTICULARLY DESCRIBED HEREINAFTER, FROM ITS CURRENT CLASSIFICATION OF INDUSTRIAL AND WAREHOUSING (IW) TO THE CLASSIFICATION OF COMMERCIAL MEDIUM-TWO (CM-2); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERANCE OF INVALID PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

**VOTE ON MOTION**

**AYES:** Jones, Sikes-Kline, Crichlow, Freeman, Boles

**NAYES:** None

**MOTION APPROVED UNANIMOUSLY**

**5.C/. Resolutions**

(None)

**6.A/ General Public Comments (3 minutes per individual)**

Mayor Boles stated that exact replicas of the lions from the Bridge of Lions were available for sale by the Colonial St. Augustine Foundation for \$750.

Mr. Harriss noted that the proceeds would be used to refurbish monuments in the Plaza, and the replicas would be tax deductible.

Robin Nadeau referred to the following:

- Thanked the city for assisting with the Inauguration Day festivities

Dee Lovell referred to the following:

- Thanked the Mayor and Commission for assisting with the Inauguration Day event in the Plaza
- Newspaper displayed pictures of the event

Dwight Hines, referred to the following:

- Openness in local government
- Complaint with the Florida Bar Association
- The city did not have the money to start an electric company

BJ Kalaidi, referred to the following:

- The agenda for the City Commission meeting should be on the city website

- The twelve parcel numbers for the adult entertainment district should be listed on the city website or in local newspaper
- TDC money should not be used to hire the Mayor from Williamsburg, VA to act as a consultant for the 450<sup>th</sup> Birthday Celebration
- The Commission and city staff should treat residents with respect

**6.B/ Presentations (15 minutes per presentation)**  
(None)

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

**7.A/ Ordinances – First Reading**

**7.A.1/ Introduction and Consideration of Ordinance 2009-01 concerning a Petition for Voluntary Annexation of property located between Old Dixie Highway and U.S. Highway 1, south of Arapaho Avenue.**

Mr. Knight stated that Ordinances 2009-01, 2009-03, 2009-04 and Resolution 2009-02 related to an annexation, rezoning, landuse plan amendment and road vacation of property. He displayed a diagram of the property.<sup>3</sup> He explained that Ordinance 2009-01 was a petition for annexation of the property, Ordinance 2009-03 designated the landuse of the property to Commercial Medium Intensity, Ordinance 2009-04 designated the zoning as Commercial Medium Intensity Two and Resolution 2009-02 initiated the process for vacating a small piece of property in the vicinity. He noted that the Planning and Zoning Board had recommended approval. He concluded that there was no purchaser or developer for the property.

**MOTION**

**Commissioner Crichlow MOVED to place Ordinance 2009-01 on first reading, read by title only and passed. The motion was SECONDED by Commissioner Sikes-Kline.**

Mr. Brown read the title as follows:

**ORDINANCE NO. 2009-01**

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA ANNEXING APPROXIMATELY 2.31 ACRES OF PROPERTY NOW LOCATED IN ST. JOHNS COUNTY, FLORIDA LYING BETWEEN OLD DIXIE HIGHWAY AND U.S. HIGHWAY 1 APPROXIMATELY 400 FEET SOUTH OF ARAPAHO AVENUE 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 FLORIDA DEPARTMENT OF STATE; PROVIDING FOR INCLUSION IN THE CITY CODE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERANCE OF INVALID PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

**VOTE ON MOTION**

**AYES: Crichlow, Sikes-Kline, Jones, Freeman, Boles**

**NAYES: None**

**MOTION APPROVED UNANIMOUSLY**

**7.A.2/ Introduction and Consideration of Ordinance 2009-03, designating a Commercial Medium Intensity Land Use for property located between Old Dixie Highway and U.S. Highway 1, South of Arapaho Avenue.**

<sup>3</sup> Attached to original minutes

**MOTION**

**Commissioner Sikes-Kline MOVED to place Ordinance 2009-03 on first reading, read by title only and passed. The motion was SECONDED by Commissioner Jones.**

Mr. Brown read the title as follows:

**ORDINANCE NO. 2009-03**

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 2.31 ACRES OF PROPERTY LYING BETWEEN OLD DIXIE HIGHWAY AND U.S. HIGHWAY 1 APPROXIMATELY 400 FEET SOUTH OF ARAPAHO AVENUE AS COMMERCIAL MEDIUM INTENSITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVISIONS OF COMPREHENSIVE PLAN; PROVIDING FOR SEVERANCE OF INVALID PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

**VOTE ON MOTION**

**AYES: Sikes-Kline, Jones, Crichlow, Freeman, Boles**

**NAYES: None**

**MOTION APPROVED UNANIMOUSLY**

**7.A.3/ Introduction and Consideration of Ordinance 2009-04, establishing a zoning classification of Commercial Medium-Two (CM-2) relative to property located between Old Dixie Highway and U. S. Highway 1, South of Arapaho Avenue.**

**MOTION**

**Commissioner Sikes-Kline MOVED to place Ordinance 2009-04 on first reading, read by title only and passed. The motion was SECONDED by Commissioner Crichlow.**

Mr. Brown read the title as follows:

**ORDINANCE NO. 2009-04**

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA ESTABLISHING THE ZONING FOR PROPERTY CONTAINING APPROXIMATELY 2.31 ACRES LYING BETWEEN OLD DIXIE HIGHWAY AND U.S. HIGHWAY 1 APPROXIMATELY 400 FEET SOUTH OF ARAPAHO AVENUE, AS MORE PARTICULARLY DESCRIBED HEREINAFTER, TO THE CLASSIFICATION OF COMMERCIAL MEDIUM-TWO (CM-2); PROVIDING FOR MODIFICATION OF THE CITY'S ZONING ATLAS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERANCE OF INVALID PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

**VOTE ON MOTION**

**AYES: Sikes-Kline, Crichlow, Freeman, Jones, Boles**

**NAYES: None**

**MOTION APPROVED UNANIMOUSLY**

**7.B/ Resolutions**

**7.B.1/ Consideration of Resolution 2009-02, concerning a Petition to Vacate a Portion of East Street, lying east of Henry Street.**

**MOTION**

**Commissioner Crichlow MOVED to pass Resolution 2009-02. The motion was SECONDED by Commissioner Sikes-Kline.**

**VOTE ON MOTION**

**AYES: Crichlow, Sikes-Kline, Jones, Freeman, Boles**

**NAYES: None**

**MOTION APPROVED UNANIMOUSLY**

**7.B.2/ Consideration of Resolution 2009-03, establishing a Policy for the Donation of Artwork to the City of St. Augustine.**

Mr. Brown explained that Resolution 2009-03 adopted a policy for accepting artwork. He said the resolution was identical to the one presented at the prior Commission meeting. He noted that the resolution established the creation of a committee to review the artwork; however, the Commission could appoint themselves.

Mayor Boles stated that the resolution was good, and he pointed out that a donor would relinquish all rights to the artwork. He added that the city might not need a separate committee, because they might not receive many donations.

Mr. Brown said staff wanted to ensure that art work placed in public places by the city was the city's decision; not a citizen wishing to place their artwork in a public place.

#### **MOTION**

**Commissioner Crichlow MOVED to pass Resolution 2009-03. The motion was SECONDED by Commissioner Freeman.**

#### **VOTE ON MOTION**

**AYES: Crichlow, Freeman, Sikes-Kline, Jones, Boles**

**NAYES: None**

**MOTION APPROVED UNANIMOUSLY**

Commissioner Freeman stated that the resolution was good, and the city could consider loaned art in the future.

#### **8. Staff Reports and Presentations**

(None)

#### **9. ITEMS BY CITY ATTORNEY**

##### **9.A. Discussion regarding Avalon Carriage Application for Transfer of Permits/Licenses**

Mr. Brown explained the Avalon Carriage Application for the transfer of permits/licenses as follows:

- Application for Avalon Carriage Service, Inc. for the transfer of permits and licenses for 42 carriages to be transferred from Stuart Gamsey
- In July 2008 an agreement had been reached and settlement of litigation regarding the city's regulation of horse and carriage permits and the number of carriages operating in the city
- Mr. Gamsey and Mr. McDaniel's companies were parties to the litigation along with the city
- There was a subsequent settlement to the Gamsey and McDaniel interests; however, the city was unsure of the details
- One of the requirements of the settlement was that Avalon Carriage Service, Inc. go before the Commission and seek transfer of the permits pursuant to the procedures in the code for transfer of carriage permits
- Seth Corneal, legal counsel for Avalon Carriage Service, Inc. prepared an application requesting transfer of the licenses
- Until currently there was a lease arrangement in which the Gamsey interests leased the license to the Avalon interests
- The code required basic information for new applications including the applicant, the number of carriages they would operate, and their ability to operate the business on the street within the requirements of the code
- Requirements for transfer were less detailed
- The same information should be required for the transfer of permits as issuing new permits
- The matter was complicated, because they were awaiting the outcome of the decision at the Eleventh Circuit Court of Appeals litigation
- The courts motion cancelled all arguments of the briefs on appeal

- There were issues in the pending litigation that effected the rights of the parties and the city
- Recommended that the Commission transfer the permits/licenses contingent on the outcome of the litigation and revisit the matter

Mayor Boles questioned whether the Commission had denied the transfer of permits in the past, and the response was negative. He said that he did not see grounds for denial; moreover, he did not want to use the meeting to argue the case. He questioned whether the application was thorough.

Mr. Brown replied that the application was satisfactory; however, he requested the number of carriages that would be operating.

Seth Corneal, Kelley & Corneal, P.L., 904 Anastasia Boulevard, referred to the following:

- Would not exceed 42 carriages
- Trying to determine their capacity in the barns and on the streets
- Presently had 30-35 operational carriages and horses
- Only use carriages and horses that passed city inspection

## MOTION

**Commissioner Crichlow MOVED to transfer the 42 permits contingent on the outcome of the pending litigation should it have an effect on the action. The motion was SECONDED by Commissioner Sikes-Kline.**

Mr. Brown explained that presently one person could have all the permits providing the city observed the operation.

Mr. Corneal stated that when they determined the maximum capacity, they would open sale of the permits with negotiations to possibly transfer some of them back to the city.

Commissioner Jones stated that the permits belonged to the city, and he was not comfortable with the carriage owners making decisions regarding what was fair.

Mr. Brown pointed out that according to the Code the city had the authority to regulate the operation.

## VOTE ON MOTION

**AYES: Crichlow, Sikes-Kline, Freeman, Jones, Boles**

**NAYES: None**

**MOTION APPROVED UNANIMOUSLY**

## Non Agenda Item

Mr. Brown stated that the city owned property at 650 Riberia Street, and the property had been leased to Stuart Gamsey in 1986. He said during the course of time, Mr. Gamsey had subleased the property to the Cushions of Country Carriages. He said the sublease went into effect; however, in July 2008 a termination letter was sent to the Cushions indicating that they were no longer sub-tenants of Mr. Gamsey. He said it appeared that Ms. Cushion still lived on the property, and the city was trying to determine who was suppose to live there. He suggested meeting with all parties, and he requested Commission representation.

Commissioner Jones stated that he would attend the meeting.

Commissioner Freeman questioned the terms of the lease.

Mr. Brown replied that there were several amendments to the five year lease that extended it. He said the lease under the latest amendment ran until 2011.

Commissioner Crichlow stated that the city should not lease property if they knew the person intended to sublease. He said it would be different if someone leased property, but their needs changed during the course of the lease, and then decided to sublease. He said the person leasing the

property, should show a need for property and tell the city how it would be used.

## **10. ITEMS BY CITY CLERK**

### **10.A/ Notification of Proclamations**

- **2009-03 - Coming Together Day**

### **10.B/ Notification of Recent Board Elections**

#### **10.B.1/ Parking and Traffic Committee**

Karen Rogers, City Clerk, read the names of the appointees to the Parking and Traffic Committee as follows:

- Ken Russom – Flagler College Representative
- Richard Pinto – Historic St. Augustine Area Council Representative
- Len Weeks
- Gerald Dixon
- Philip Moan
- Susan Burk
- Jeanette Berk

#### **10.B.2/ Historic Preservation Advisory Committee**

Ms. Rogers read the names of the appointees to the Historic Preservation Advisory Committee as follows:

- Maurine Marshall Boles
- Mariam Pujals
- Rosalie Russo
- Elizabeth Duncan

Ms. Rogers stated that there was one person yet to be affirmed.<sup>4</sup> She noted that the HPAC meetings would be held on a quarterly basis.

#### **10.B.3/ Entry Corridor Review Committee**

Ms. Rogers read the names of the appointees to the Entry Corridor Review Committee as follows:

- Fred Halback
- Les Thomas
- William (Bill) Leary
- Roxanne Horvath
- Paul Weaver

Ms. Rogers noted that she would send letters of notifications to the new committee members.<sup>5</sup>

#### **10.C/ Consideration of Naming the New Park Facility at Davis Shores**

Commissioner Jones stated that there had been intense interest regarding naming the new park, and he suggested delaying the decision to obtain further input; although, he had been informed by staff that waiting was not a good idea, because the contractors needed a name to move forward and prepare the sign. He said he preferred a name not unrelated to an individual. He suggested naming the park Memorial Park to recognize all citizens regardless of when they passed or their involvement with the city, and it would provide families the opportunity to place a plaque in recognition of their family members. He said another name was Remembrance Park. He added that they could name the park Fire Station Park, because of the Fire Station, and people would recognize the site. He said the city could also name it Barack Obama Park. He said if they named it after the President, he might come to visit for the 450<sup>th</sup> birthday celebration.

Commissioner Freeman requested that the Commissioners explain the reasoning for their favorite names. She added that it would be a privilege for the city to honor the young men with a memorial.

Commissioner Crichlow stated that naming the park after an individual was a great way to recognize people for their

<sup>4</sup> Alice Long Owens was appointed on January 28, 2009

<sup>5</sup> Brief recess 6:29 P.M. to 6:36 P.M.

accomplishments. He said Hamilton Upchurch and Gus Craig were worthy recipients due to their contributions and hard work for the community.

Commissioner Sikes-Kline stated that Hamilton Upchurch had touched the lives of many people, and he assisted the Junior Service League with the lighthouse project. She said Leon Shimer and Gus Craig also had a positive impacted on Davis Shores.

Mayor Boles stated that if they named the park after a person, he preferred using a name of the deceased. He commended the St. Augustine Record for their support and the community for their recommendations. He said that he was ready to name the park.

Mr. Harriss stated that being a city official was a thankless job, but naming the park after an official would be a good way to demonstrate appreciation. He pointed out that the Commission should name the park, because the job had to be completed on time for the city to receive the grant funding.

Following three ballot votes there was a unanimous vote for Hamilton Upchurch.

## **11. ITEMS BY CITY MANAGER (Includes Consent Agenda**

### **11.A/ Consent Agenda**

**11.A.1/ Preview of upcoming Commission meetings.**

**11.A.2/ Consideration of a Release of Lien on Unit Connection Fee Mortgage.**

**11.A.3/ Notification of One Term Expiration on the Historic Architectural Review Board.**

**11.A.4/ Consideration of Tax Deed Sale - 5 Prawn Street.**

Mr. Harriss read the consent agenda items. He referred to item 11.A.4. and explained that there was a tax deed filed for 5 Prawn Street, and the city had a \$2,500 Code

Enforcement lien on the property. He pointed out that the property would not go for \$12,500; however, they needed to bid that much to ensure that the city received the fine.

### **MOTION**

**Commissioner Jones MOVED to approve the consent agenda. The motion was SECONDED by Commissioner Crichlow.**

### **VOTE ON MOTION**

**AYES: Jones, Crichlow, Sikes-Kline, Freeman, Boles**

**NAYES: None**

**MOTION APPROVED UNANIMOUSLY**

### **11.B/ Discussion Items**

(None)

## **12. Items by Mayor and Commissioners**

### **Mayor Boles – 450<sup>th</sup> Celebration Planning**

Mayor Boles referred to the contract with Mayor Zeidler and stated that the City Attorney had presented a draft to the county, which had been approved.

Mr. Brown continued that the County Attorney's office had approved the content and forwarded it to the Tourist Development Council for review and execution.

Mayor Boles stated that he had appointed John Regan to the commission as his designee. He added that they had received a letter from the Seminole Indian tribe designating Tina Osceola as their member of the National Commission. He said she was the tribe's chief Historic Resource Officer and especially qualified to represent the tribe for the celebration.

### **Commissioner Crichlow - Northeast Florida Regional Council**

Commissioner Crichlow stated that he was the city representative for the Northeast Florida Regional Council, and he would

provide updates regarding the council at the regional level. He reported that the Council was reviewing Developments of Regional Impact (DRI) that had been submitted to the Regional Council by the Department of Community Affairs. He explained that many DRI's were currently not good, and the developers wanted to develop only portions of the project. He said the Regional Council was trying to determine how to handle the matter.

Commissioner Sikes-Kline - Institute of Elected Municipal Officials

Commissioner Sikes-Kline reported that she had attended the Institute of Elected Municipal Officials presented by the Florida League of Cities. She pointed out that the city was in good shape and well rounded.

North Florida Planning Organization

Commissioner Sikes-Kline stated that the North Florida Planning Organization was holding a public hearing, Tuesday, January 27, 2009 from 5:30 P.M. to 7:30 P.M. in the Gathering Room at the Ponce Mall. She said that they would take public input regarding regional transportation needs and how to fit those needs into the MPO.

Park-Now Card

Commissioner Sikes-Kline commended staff for marketing the Park-Now Card. She encouraged residents to buy the card.

Commissioner Crichlow stated that the card should be more accessible to residents.

Commissioner Freeman suggested providing free cards loaded with \$5 for residents that brought in their water bills, or for the first 50 people that visited the Financial Services Department.

Commissioner Sikes-Kline suggested that the Parking and Traffic Committee provide recommendations to market the card.

Mr. Harriss stated that the Parking and Traffic Committee had provided several ideas, and Commissioner Freeman's idea was also good.

Big Brothers/Big Sisters Fundraiser

Mayor Boles stated that he would be waiting tables at Zhanras restaurant on February 3, 2009. He said seating began at 7:30 P.M. and all tips went to the Big Brothers Big Sisters Organization.

Commissioner Crichlow stated that he and former Commissioner Gardner would also be waiting tables at Barnacle Bills for the event.

**12.A/ Presentation to the St. Francis House - Mayor Joe Boles**<sup>6</sup>

Mayor Boles presented a check to Renee Morris in the amount of \$21,184 that was raised during the Mayor's Holiday Lighting Event for the St. Francis House Relocation fund.

**13. Adjournment**

There being no further business, the meeting was adjourned at 7:18 P.M.<sup>7</sup>

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MAYOR

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CITY CLERK, CMC

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<sup>6</sup> Heard following item 3.B.

<sup>7</sup> Transcribed by Susan Goins