



**CITY OF ST. AUGUSTINE CITY COMMISSION
REGULAR MEETING AGENDA
MONDAY, FEBRUARY 27, 2023 - 5:00 PM
ALCAZAR ROOM**

1. CALL TO ORDER

- ◆ Roll Call
- ◆ Invocation and Pledge of Allegiance

2. ADMINISTRATIVE ITEMS

- ◆ Modification and Approval of REGULAR AGENDA

3. SPECIAL PRESENTATIONS, RECOGNITIONS AND PROCLAMATIONS

- 3.A. Proclamation 2023-08:** Declares February 2023 as Black History Month. (*C. Garris, Commissioner*)

4. PUBLIC COMMENTS FOR GENERAL PUBLIC COMMENTS OR FOR AGENDA ITEMS NOT REQUIRING A SEPARATE PUBLIC HEARING

- ◆ 3 minutes per individual

5. CONSENT AGENDA

6. APPEALS

7. GENERAL PUBLIC PRESENTATIONS, ITEMS OF GREAT PUBLIC IMPORTANCE, AND OTHER ITEMS REQUIRING PUBLIC HEARINGS

(PRESENTATIONS (MAXIMUM OF **10** MINUTES PER PRESENTATION)). PRESENTATIONS FOR COMMISSION MEETINGS MUST BE PRESENTED TO THE CITY MANAGER FOR APPROVAL NO LATER THAN TEN (10) WORKING DAYS PRIOR TO THE NEXT CITY COMMISSION MEETING. A PRESENTATION SUPPORT SERVICES REQUEST (AVAILABLE ON THE CITY'S WEBSITE) MUST ACCOMPANY ALL PRESENTATIONS.

7.A. General Public Presentations

7.B. Items of Great Public Importance

7.C. Other Items Requiring Public Hearing

8. ORDINANCES AND RESOLUTIONS - PUBLIC HEARING REQUIRED

8.A. Ordinances - Second Reading

8.B. Ordinances - First Reading (only if required by law)

8.C. Resolutions - Public Hearing (only if required by law)

9. ORDINANCES AND RESOLUTIONS – NO PUBLIC HEARING REQUIRED

9.A. Ordinances - First Reading

9.B. Resolutions

9.B.1. Resolution 2023-04: Easement State Road No. 5A (over San Sebastian River) granted to the State of Florida Department of Transportation for the San Sebastian Bridge Replacement Project. *(M. Breidenstein, Assistant City Manager)*

10. STAFF REPORTS AND PRESENTATIONS

10.A. Discussion of the offer to purchase property at 0 Seminole Drive (Parcel Number 151330 0251) with the condition limiting the use of the property to open space and passive stormwater retention. *(D. Birchim, Assistant City Manager)*

11. ITEMS BY CITY ATTORNEY

11.A. Legislative update. (For Informational Purposes - No Presentation) *(I Lopez, City Attorney)*

12. ITEMS BY CITY CLERK

13. ITEMS BY CITY MANAGER

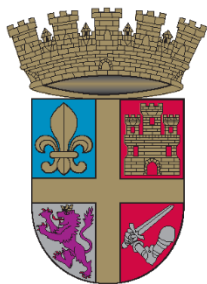
14. ITEMS BY MAYOR AND COMMISSIONERS

15. ADJOURN

NOTICES: In accordance with Florida Statute 286.0105: "if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she 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 to be based." ***In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the individual or agency sending notice not later than seven days prior to the proceeding at the address given on the notice. Telephone 904-825-1007; 1-800-955-8771 (TDB) or 1-800-955-8770 (V) via Florida Relay Services. ***The City of St. Augustine encourages anyone wishing to present the invocation at city commission meetings to contact the City Clerk's office, to be placed on the rotation list, and encourages people of all religious affiliations or of no religious affiliation to present a non-denominational invocation to inspire us in the work of the City Commission. The materials prepared and presented are part of the City's ongoing Florida Public Records and Government in the Sunshine compliance and are not intended to be relied upon or to reach investors or the trading markets.

CONSENT AGENDA - FEBRUARY 27, 2023

- CA.1.** Preview of upcoming Commission meetings.
- CA.2.** **THE FOLLOWING ORDINANCES ARE TENTATIVELY SCHEDULED FOR SECOND READING ON MARCH 13, 2023: NONE.**
- CA.3.** **Reminder of Upcoming Meetings:**
- March 13, 2023, 5:00pm, Regular City Commission Meeting
 - March 27, 2023, 1:00pm, Regular City Commission Meeting
 - April 10, 2023, 5:00pm, Regular City Commission Meeting
- CA.4.** **APPROVAL OF MINUTES FROM PRIOR COMMISSION MEETINGS:**
- January 9, 2023, Regular City Commission Meeting
 - January 23, 2023, Regular City Commission Meeting
- CA.5.** **RELEASES OF LIEN FOR UNIT CONNECTION FEE MORTGAGE(S):**
- 170 Duval Street - Carl Lewis
- CA.6.** **PROPOSED PROCLAMATIONS, CERTIFICATES OF APPRECIATION/RECOGNITION. (COMMISSION APPROVAL REQUIRED). (TO BE READ AT A SUBSEQUENT MEETING). NONE.**
- **Proclamation 2023-06:** Proclaiming March 20-24, 2023 as Government Finance Professionals Week. *(N. Sikes-Kline, Mayor)*
- CA.7.** **NOTIFICATION OF PROCLAMATIONS/CERTIFICATES OF RECOGNITION ISSUED: NONE.**
- CA.8.** Revised request for the American Rescue Plan Act spending plan. *(C. Sakryd, Deputy Director General Services)*
- CA.9.** Confirmation of appointment to fill one term expiration on the St. Augustine Firefighters' Pension Trust Fund, Board of Trustees. *(D. Galambos, City Clerk)*
- CA.10.** Invoice from Cavendish Partners, P.A. for services in the Smith v. City matter for \$930.00. *(I. Lopez, City Attorney)*
- End Consent Agenda*



Est. 1565

City of St. Augustine

La Lealísima y Valerosa Ciudad de San Agustín de la Florida

PROCLAMATION

***WHEREAS**, in 1926 Black historian Carter G. Woodson began a weeklong celebration that has since grown into a month dedicated to remembering the achievements, contributions, resilience, and legacies of Black Americans at a time when it was not commonly taught; and*

***WHEREAS**, during Civil Rights Movement, many people from all walks of life, young and old, black, and white, from St. Augustine and afar, participated in the struggle for racial equality in St. Augustine; and*

***WHEREAS**, In July 1963, JoeAnn Anderson Ulmer, Samuel White, Audrey Nell Edwards, and Willie Carl Singleton, known as the St. Augustine Four, started a sit-in protest at a Woolworth's lunch counter in St. Augustine. The group, along with several other teenagers, were arrested and taken to jail. Prosecutors offered each plea deals in which they would only be released if they agreed to not participate in any more demonstrations; and*

***WHEREAS**, The St. Augustine Four were the only individuals to reject the plea deal. The four were sent to reform school and remained incarcerated until they were ordered released about six months later; and*

***WHEREAS**, the City of St. Augustine is proud to honor and recognize the courage and tenacity of so many whose legacies are woven into the fabric of our Nation in our community, throughout our state, and nation.*

***NOW, THEREFORE**, the City Commission of the City of St. Augustine, Florida, declares **FEBRUARY 2023** be designated as **BLACK HISTORY MONTH** and calls upon all the citizens to celebrate our diverse heritage and culture, and continue our efforts to create a world that is more just, peaceful, and prosperous for all.*

***IN WITNESS WHEREOF**, I hereunto set my hand and do cause the Seal of the City of St. Augustine to be affixed this 27th day of February in the year of our Lord two thousand twenty-three and the four hundred and fifty seventh year of the founding of St. Augustine, the Nation's Oldest City.*

2023-08

Nancy Sikes-Kline, Mayor

"Most Loyal and Valorous"

Title conferred upon the Presidio of St. Augustine by King Philip V of Spain, November 26, 1715

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John Regan
City Manager

DATE: February 10, 2023

RE: Florida Department of Transportation
Easements for San Sebastian Bridge Replacement Project
Resolution 2023-04 Perpetual Easement 806.1

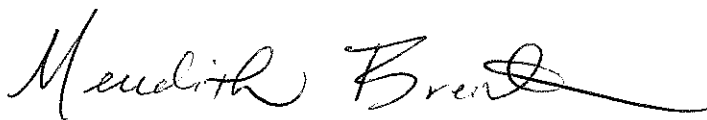
The City has been contacted by the Florida Department of Transportation (FDOT) regarding an additional easement needed from the City of St. Augustine for the construction of the SR5A (US1)(King Street) over San Sebastian bridge replacement project. The type and location of the easement is as follows:

RESOLUTION	TYPE OF EASEMENT	LOCATION
2023-04	Perpetual	806.1—Part of the Sovereign Submerged Lands of the City of St. Augustine, FL, That Lie Within San Sebastian River.

Please place this Resolution, with backup, on the February 27, 2023 agenda.

Should you have any questions, please call me.

Thank you,



Meredith Breidenstein
Assistant City Manager

Attachments

Cc: Isabelle Lopez, City Attorney
David Birchim, Assistant City Manager
Darlene Galambos, City Clerk
Reuben Franklin, Public Works Director

07-PE.14-Date: February 15, 2023

This instrument prepared by
or under the direction of:

Print Name:_____

PARCEL NO. 806.1
SECTION NO. 78010
F.P. NO. 4374281
STATE ROAD NO. 5A (Over San
Sebastian River)
COUNTY OF St. Johns

RESOLUTION

ON MOTION of Commissioner _____,
seconded by Commissioner _____, the following
Resolution was adopted; and

WHEREAS, the State of Florida Department of Transportation proposes to construct or
improve State Road No. 5A (Over San Sebastian River) Section No. 78010, F.P. No. 4374281 in St.
Johns County, Florida; and

WHEREAS, it is necessary that an easement across certain lands now owned by City of St.
Augustine, Florida, be acquired by the State of Florida Department of Transportation; and

WHEREAS, said use is in the best interest of the City; and

WHEREAS, the State of Florida Department of Transportation has made application to said
City to execute and deliver to the State of Florida Department of Transportation a perpetual
easement, or easements, in favor of the State of Florida Department of Transportation for the
purpose of constructing and maintaining SSLE Sovereign Submerged Land Easement, roadway,
drainage, and structural construction, and long-term maintenance, and said request having been
duly considered.

NOW THEREFORE, BE IT RESOLVED by the Board of City Commissioners of City of St.
Augustine, Florida, that the application of the State of Florida Department of Transportation for a
perpetual easement, or easements, is for transportation purposes which are in the public or
community interest and for public welfare; that a perpetual easement, or easements, in favor of the
State of Florida Department of Transportation in Lake City, Florida, should be drawn and executed
by this Board of City Commissioners. Consideration shall be \$_____.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded forthwith to the State of Florida Department of Transportation at Lake City, Florida.

Print Name: _____
Chairperson or (Vice Chairperson)
Board of City Commissioners
City of St. Augustine, Florida

STATE OF FLORIDA

CITY OF ST. AUGUSTINE

I HEREBY CERTIFY that the foregoing is a true copy of a Resolution adopted by the Board of City Commissioners of City of St. Augustine, Florida, at a meeting held on the _____ day of _____, 20_____.

Print Name: _____
Clerk, Board of City Commissioners
City of St. Augustine, Florida



Florida Department of Transportation

RON DESANTIS
GOVERNOR

1109 South Marion Avenue
Lake City, FL 32025-5874

JARED W. PERDUE, P.E.
SECRETARY

January 11, 2022

City of St. Augustine
Attn: Meredith Breidenstein
P.O. Box 210
St. Augustine, FL 32085

RE: Item: 4374281
 District: Two
 State Road: 5A(US 1)(King St) over San Sebastian River Bridge
 County: St. Johns
 Parcel: 806

Dear Ms. Breidenstein:

The Florida Department of Transportation is acquiring right of way for the construction of the SR 5A(US 1)(King St.) over San Sebastian bridge replacement project in St. Johns County. The Department is seeking an additional perpetual easement from the City of St. Augustine. We have previously acquired two temporary easements and two perpetual easements(704/705/804/805)

Attached are copies of the Right of Way Map, Parcel Information Sheet and Conveyance Document to assist in the conveyance of the interest sought within the project limits.

If you should have any questions or need any further information, please feel from to contact me directly at 386-961-7489 or via email at Kiersten.Dicks@dot.state.fl.us.

Sincerely,

Kiersten M. Dicks

Kiersten M. Dicks
Right of Way Agent

07-PE.13-Date: February 15, 2023

T. S. No. N/A
R/W Map Sheet No. 3
Tax Parcel No. N/A

This instrument prepared by
or under the direction of:
David M. Robertson
Chief Counsel District Two
Florida Department of Transportation
1109 South Marion Avenue
Lake City, Florida 32025-5874

PARCEL NO.	806.1
SECTION NO.	78010
F.P. NO.	4374281
STATE ROAD NO.	5A (Over San Sebastian River)
COUNTY OF	St. Johns

PERPETUAL EASEMENT

THIS EASEMENT, made this _____ day of _____, 20_____,
by the CITY OF ST. AUGUSTINE, FLORIDA, a municipality of the State of Florida, Post Office Box
210 (75 King Street), St. Augustine, Florida 32085-0210 grantor, to the STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION, 1109 South Marion Avenue, Lake City, Florida 32025-
5874, its successors and assigns, grantee.

WITNESSETH: That the grantor for and in consideration of the sum of One Dollar (\$1.00)
and other valuable considerations paid, the receipt and sufficiency of which is hereby
acknowledged, hereby grants unto the grantee, its successors and assigns, a perpetual easement
for the purpose of constructing and maintaining SSLE Sovereign Submerged Land Easement,
roadway, drainage, and structural construction, and long-term maintenance in, over, under, upon
and through the following described land in St. Johns County, Florida, to wit:

SEE **Exhibit "A"**, attached hereto and by reference made a part hereof.

TO HAVE AND TO HOLD the same unto said grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

ATTEST: _____
Darlene Galambos
Its City Clerk

The City of St. Augustine

BY: _____
Nancy Sikes-Kline
Its Mayor

Signed, sealed and delivered in
the presence of:

Witness:
Print Name: _____

Witness:
Print Name: _____

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me, by means of ☐ physical presence or ☐ online notarization, this _____ day of _____, 20____, by Nancy Sikes-Kline, Mayor, ☐ who is personally known to me or ☐ who has produced _____ as identification.

(Notary Seal)

Print Name: _____
Notary Public
My Commission Expires: _____

Exhibit "A"

Section No. 78010
F.P. No. 4374281

SR No. 5A (Over San Sebastian River)

St. Johns County

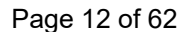
Parcel No. 806

Perpetual Easement

That Part Of The Sovereign Submerged Lands Of The City Of St. Augustine, Florida, That Lie Within San Sebastian River, Being A Part Of Unsurveyed Section 18, Township 7 South, Range 30 East, In The City Of St. Augustine, St. Johns County, Florida, Being More Particularly Described As Follows:

Commence At The Northwest Corner Of Block 46D Of Model Land Company's Subdivision As Recorded In Map Book 3, Page 4 Of The Public Records Of St. Johns County, Florida, Said Point Being On The Southerly Existing Right Of Way Line Of State Road 5A, Also Known As King Street (A 56' Width Right Of Way, As Per Florida Department Of Transportation Right Of Way Map, Section No. 78010, F.P. No. 4039202); Thence North 04°35'07" West Along A Projection Of The Westerly Subdivision Line Of Said Block 46D, A Distance Of 27.00 Feet To The Baseline Of Survey Of Said State Road 5A; Thence South 84°36'30" West Along Said Baseline Of Survey Of State Road 5A, A Distance Of 686.89 Feet To The Intersection With The Westerly Mean High Water Line Of San Sebastian River, Thence Along Said Westerly Mean High Water Line Of San Sebastian River The Following Four (4) Courses, 1) Thence North 06°40'08" West, A Distance Of 29.42 Feet; 2) Thence North 69°37'39" West, A Distance Of 7.20 Feet; 3) Thence North 85°56'07" West, A Distance Of 19.26 Feet; 4) Thence North 18°36'12" West, A Distance Of 12.50 Feet; To The **Point Of Beginning**; Thence Continue Along Said Westerly Mean High Water Line The Following Two Courses, 1) North 18°36'12" West, A Distance Of 1.26 Feet; 2) Thence North 27°57'10" East, A Distance Of 6.70 Feet; Thence North 84°42'36" East, A Distance Of 25.68 Feet; Thence South 04°46'49" East, A Distance Of 7.09 Feet; Thence South 85°13'11" West, A Distance Of 29.00 Feet To Said Westerly Mean High Water Line Of San Sebastian River And To The **Point Of Beginning**.

Containing 194 Square Feet, More Or Less.



Parcel Information Sheet
NOT A DEED - INFORMATION PURPOSES ONLY

T. S. No. N/A
R/W Map Sheet No. 3
Tax Parcel No. N/A

Section No. 78010 SR No. 5A (Over San Sebastian River) St. Johns County
F.P. No. 4374281

Parcel No. 806

Perpetual Easement

A perpetual easement for the purpose of constructing and maintaining SSLE Sovereign Submerged Land Easement, roadway, drainage and structural construction, and long-term maintenance, in, over, under, upon and through the following described land in St. Johns County, Florida, to wit:

That Part Of The Sovereign Submerged Lands Of The City Of St. Augustine, Florida, That Lie Within San Sebastian River, Being A Part Of Unsurveyed Section 18, Township 7 South, Range 30 East, In The City Of St. Augustine, St. Johns County, Florida, Being More Particularly Described As Follows:

Commence At The Northwest Corner Of Block 46D Of Model Land Company's Subdivision As Recorded In Map Book 3, Page 4 Of The Public Records Of St. Johns County, Florida, Said Point Being On The Southerly Existing Right Of Way Line Of State Road 5A, Also Known As King Street (A 56' Width Right Of Way, As Per Florida Department Of Transportation Right Of Way Map, Section No. 78010, F.P. No. 4039202); Thence North 04°35'07" West Along A Projection Of The Westerly Subdivision Line Of Said Block 46D, A Distance Of 27.00 Feet To The Baseline Of Survey Of Said State Road 5A; Thence South 84°36'30" West Along Said Baseline Of Survey Of State Road 5A, A Distance Of 686.89 Feet To The Intersection With The Westerly Mean High Water Line Of San Sebastian River, Thence Along Said Westerly Mean High Water Line Of San Sebastian River The Following Four (4) Courses, 1) Thence North 06°40'08" West, A Distance Of 29.42 Feet; 2) Thence North 69°37'39" West, A Distance Of 7.20 Feet; 3) Thence North 85°56'07" West, A Distance Of 19.26 Feet; 4) Thence North 18°36'12" West, A Distance Of 12.50 Feet; To The **Point Of Beginning**; Thence Continue Along Said Westerly Mean High Water Line The Following Two Courses, 1) North 18°36'12" West, A Distance Of 1.26 Feet; 2) Thence North 27°57'10" East, A Distance Of 6.70 Feet; Thence North 84°42'36" East, A Distance Of 25.68 Feet; Thence South 04°46'49" East, A Distance Of 7.09 Feet; Thence South 85°13'11" West, A Distance Of 29.00 Feet To Said Westerly Mean High Water Line Of San Sebastian River And To The **Point Of Beginning**.

Containing 194 Square Feet, More Or Less.

Parcel Description Verified By: _____

Rhonda Roberson

Date: 10-06-2022

Title Information
INFORMATION CONTAINED BELOW TO BE VERIFIED BY
RIGHT OF WAY ACQUISITION AGENT

Based upon a title search through 00/00/0000
Updated through 00/00/0000

Homestead Property: ☐ Yes ☐ No

Marital Status: ☐ Married ☐ Single ☐ Separated ☐ Other_____

OWNED BY: (07-PE.13) City of St. Augustine, Florida, a Florida municipal corporation

Grantor's Mailing Address: _____

Subordinate Interests: N/A

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John Regan, P.E.
City Manager

DATE: February 23, 2023

RE: **Purchase of 0 Seminole Drive – Parcel # 151330 0251 (see attached)**

The property known as 0 Seminole Drive, PID # 151330 0251, is a vacant, wooded lot on the Seminole Drive. This parcel is within a small enclave of homes that have frontage on Seminole Drive, Althea Street and Fern Street. This small enclave of homes has experienced flooding problems in the past and this is a low area that is adjacent to the marshlands of the Tolomato River/Robinson Creek area.

The property owner, Ms. Tawny Kern, contacted City Commissioner Barbara Blonder with an offer to sell her vacant lot to the city for it's assessed value of \$137,698.00 (and closing costs) with the condition that a conservation easement is placed on the property which limits the use of the property to open space and passive stormwater retention for adjacent homes.

The funds necessary to purchase this property are available from the General Fund Reserves if the City Commission chooses to purchase this property.

The neighboring property owners and the neighborhood council coordinator have been mailed notices of the proposed land purchase for their questions and comments.

Action Items:

- **The City Commission accepts or rejects the offer to purchase the property.**
- **If the City Commission accepts the offer, they must authorize money from reserves to pay for the real estate and closing costs.**

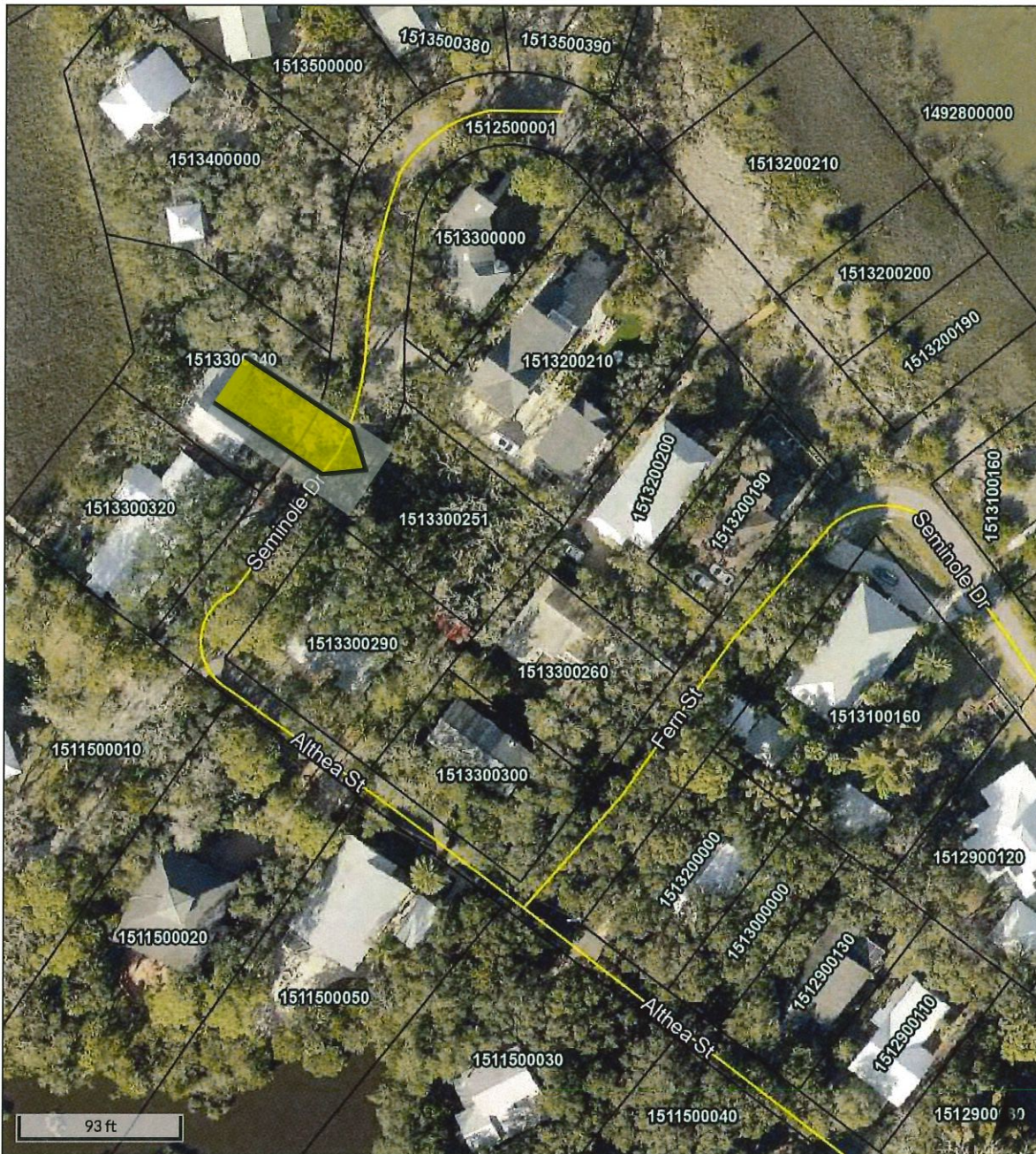
Please place this item on the February 27 City Commission agenda for staff presentations.

If you have any questions, please let me know.

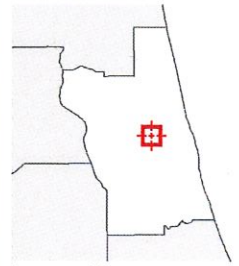


David Birchim, AICP
Assistant City Manager

attachments



Overview



Legend

□ Parcels

The St. Johns County Property Appraiser's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation.

Date created: 2/15/2023

Last Data Uploaded: 2/15/2023 1:38:02 AM

Developed by  **Schneider**
GEOSPATIAL



St. Johns County, FL

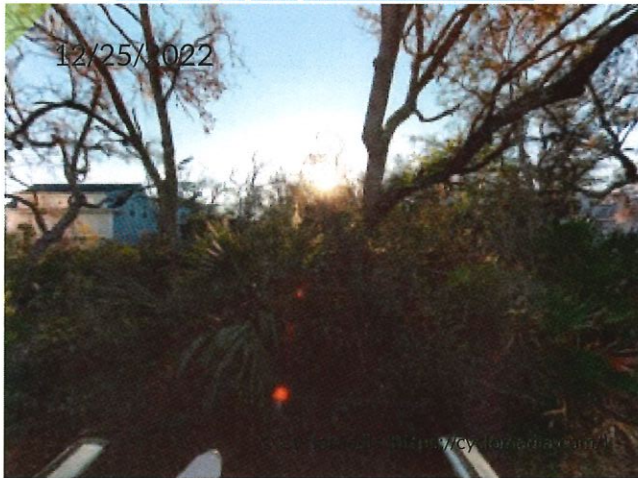
Apply for Exemptions

[Apply for Exemptions](#)

2022 TRIM Notice

[2022 TRIM Notice \(PDF\)](#)

Summary

[Clicking Image Opens Cyclomedia Viewer In a New Tab](#)


Parcel ID	1513300251
Location Address	SEMINOLE DR SAINT AUGUSTINE 32084-0000
Neighborhood	Lew Subdivision (582)
Tax Description*	3-29 LEW SUB LOT S1/2 LOT 25 & ALL LOT 27 OR3318/1499 <i>*The Description above is not to be used on legal documents.</i>
Property Use Code	Vacant Residential (0000)
Subdivision	Lew Subdivision Of Blocks A B & C Hildret
Sec/Twp/Rng	6-7-30
District	City of St Augustine (District 452)
Millage Rate	18.9763
Acreage	0.180
Homestead	N

Owner Information

Owner Name	Kern Tawny 100%
Mailing Address	23 ALTHEA ST SAINT AUGUSTINE, FL 32084-0000

Map



Valuation Information

	2023
Building Value	\$0
Extra Features Value	\$0
Total Land Value	\$207,480
Agricultural (Assessed) Value	\$0
Agricultural (Market) Value	\$0
Just (Market) Value	\$207,480
Total Deferred	\$69,782
Assessed Value	\$137,698
Total Exemptions	\$0
Taxable Value	\$137,698

Values listed are from our working tax roll and are subject to change.

Historical Assessment Information

Year	Building Value	Extra Feature Value	Total Land Value	Ag (Market) Value	Ag (Assessed) Value	Just (Market) Value	Assessed Value	Exempt Value	Taxable Value
2022	\$0	\$0	\$207,480	\$0	\$0	\$207,480	\$125,180	\$82,300	\$125,180
2021	\$0	\$0	\$128,250	\$0	\$0	\$128,250	\$113,800	\$14,450	\$113,800
2020	\$0	\$0	\$114,000	\$0	\$0	\$114,000	\$103,455	\$10,545	\$103,455
2019	\$0	\$0	\$114,000	\$0	\$0	\$114,000	\$94,050	\$19,950	\$94,050
2018	\$0	\$0	\$85,500	\$0	\$0	\$85,500	\$85,500	\$0	\$85,500
2017	\$0	\$0	\$85,500	\$0	\$0	\$85,500	\$85,351	\$149	\$85,351
2016	\$0	\$0	\$85,500	\$0	\$0	\$85,500	\$77,592	\$7,908	\$77,592
2015	\$0	\$0	\$70,538	\$0	\$0	\$70,538	\$70,538	\$0	\$70,538
2014	\$0	\$0	\$70,538	\$0	\$0	\$70,538	\$70,538	\$0	\$70,538
2013	\$0	\$0	\$70,538	\$0	\$0	\$70,538	\$70,538	\$0	\$70,538
2012	\$0	\$0	\$70,538	\$0	\$0	\$70,538	\$70,538	\$0	\$70,538
2011	\$0	\$0	\$70,538	\$0	\$0	\$70,538	\$70,538	\$0	\$70,538
2010	\$0	\$0	\$78,375	\$0	\$0	\$78,375	\$78,375	\$0	\$78,375

Land Information

Use Description	Front	Depth	Total Land Units	Unit Type	Land Value
Vacant Residential	75	110	75	EF	\$207,480

Sale Information

Recording Date	Sale Date	Sale Price	Instrument Type	Book	Page	Qualification	Vacant/Improved	Grantor	Grantee
	5/26/2010	\$65,500.00	WARRANTY DEED	3318	1499	Q	V	DUFFEY WILLIAM & SRI ANDRIANI	KERN TAWNY
	5/3/2001	\$55,000.00	WARRANTY DEED	1597	463	Q	V	WHITE TONY R & MARIAN H	DUFFEY WILLIAM & SRI ANDRIANI
	11/12/1986	\$100.00	WARRANTY DEED	916	1325	U	V	WHITE LEONA F	WHITE TONY R, MARIAN H
	12/28/1984	\$100.00	WARRANTY DEED	916	1324	U	V	WHITE LEONA F	WHITE LEONA F
	1/1/1980	\$6,000.00		456	706	U	V		WHITE LEONA F

No data available for the following modules: Sales Questionnaire Form, Exemption Information, Building Information, Sketch Information, Extra Feature Information.

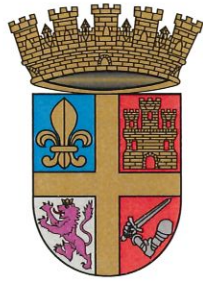
The St. Johns County Property Appraiser's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation.

[User Privacy Policy](#)
[GDPR Privacy Notice](#)

Developed by
 Schneider
 GEOSPATIAL

[Last Data Upload: 2/15/2023, 1:38:02 AM](#)

Version 2.3.246



CITY OF
ST AUGUSTINE
— EST. 1565 —
NATION'S OLDEST CITY
NOTICE

The property at 0 Seminole Drive, Parcel # 151330 0251 has been offered for sale by owner to the City of St. Augustine for public use as undeveloped conservation land and passive stormwater storage.

The City Commission of the City of St. Augustine will consider the purchase of this vacant lot at the property's assessed value for use as undeveloped conservation land and passive stormwater storage.

Date: February 27, 2023, 5:00pm

Location: Alcazar Room, City Hall, 75 King Street, St. Augustine, Florida 32084

If you have any questions, please contact;

David Birchim

Assistant City Manager

(904) 825-1006

dbirchim@citystaug.com

If you would like to email comments to the City Commisison regarding this proposed land purchase, please email

dbirchim@citystaug.com

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: Mayor, Vice Mayor, and City Commissioners

DATE: February 27, 2023

RE: **2023 LEGISLATIVE SESSION UPDATE**

The following is a summary of the bills that are identified as important for tracking by the City Commission or bills which the City Attorney's office has identified as impactful. Please note, all bills shall take effect July 1, 2023 unless specified otherwise.

❖ **HB 89 Building Construction (Maggard)**

Current Status: Regulatory Reform & Economic Development Subcommittee as of 1/10/23

This bill ensures that permit applicants are notified of their specific plan features that do not comply with the applicable codes regardless of if the plans are reviewed by the building code administrator themselves or an authorized administrator.

This bill also would prohibit a local government from requiring substantive changes to building plans after a permit has been issued. If substantive changes are made after a permit is issued, then the local government must identify the specific plan features, code chapters, and sections that do not comply with the Florida Fire Prevention Code or Life Safety or local amendments. A building code administrator that does not provide a permit applicant with reasons for making/requiring substantive changes to the plans is subject to disciplinary action.

❖ **SB 0714 (DiCeglie) and HB 833 (Duggan) Vacation Rentals**

Current Status: SB 714: Filed on 2/13/23; HB 833: Filed on 2/15/23

These bills require advertising platforms to collect and remit taxes if a guest uses a payment system on or through the advertising platform. Also, licensing of public food and lodging service establishments is preempted to the state for regulation.

These bill also prohibits local governments from regulating the duration or frequency of renting a vacation rental. This provision does not apply to local ordinances adopted on or before June 1, 2011.

Additionally, local governments may not charge a fee of no more than \$50 for processing an individual registration application or \$100 for processing a collective registration application. As a condition of registration, the local ordinance may only require the owner or operator of a vacation rental to: 1) submit identifying information about the owner or the owner's agents; 2) obtain a license as a transient public lodging establishment issued by the division within 60 days after local registration; 3) obtain all tax registrations; 4) update required information on a continuing basis to ensure it is current; 5) comply with parking standards and solid waste handling and containment requirements; 6) designate and maintain a responsible party who is capable of responding to complaints and other immediate problems related to the vacation rental; and (7) pay in full all recorded municipal liens against the property.

When a local government denies an application for registration of a vacation rental, the local government must give written notice to the applicant. To the contrary, upon an accepted registration of a vacation rental, a local government must assign a unique registration number to the vacation rental and provide it to the owner.

These bills also requires local governments to review registration applications for completeness and accept the registration within 15 business days or issue a written notice specifying with particularity any areas that are deficient.

These bills also authorizes the local government to terminate or refuse to issue or renew a vacation rental registration when:

- 1) The operation of the subject premises violates a registration requirement; or
- 2) The applicant is the subject of a final order or judgment lawfully directing the termination of the premises' use as a vacation rental.

These bills also authorizes the division to revoke, refuse to issue or renew, or suspend, for a period not longer than 30 days, a vacation rental license under certain circumstances.

Effective: January 1, 2024

❖ **SB 92 (Garcia) and HB 105 (Basabe) Short term rentals (Garcia)**

Current Status: Referred to Regulated Industries; Community Affairs on 1/4/23

These companion bills create a carve out for local governments to regulate short term rentals for the purpose of maintaining contact information of a responsible party but does not preempt the entire field of short term rentals to the local governments. The regulation of short-term rentals continues to be regulated by the state.

A responsible party is someone capable of responding to complaints and other immediate problems related to the vacation rental, including being available by telephone at a publicly listed telephone number.

❖ **SB 106 Florida Shared-Use Nonmotorized Trail Network (Brodeur)**

Current Status: On Committee agenda—Appropriations, 2/22/23 at 3:30pm

This bill authorizes the Department of Environmental Protection to establish a program to recognize local communities located along or in proximity to one or more long-distance nonmotorized recreational trails as trail towns. The bill also authorizes the Greenways and Trails Council to recommend priorities for regionally significant trails for inclusion by the Florida Department of Transportation in the Florida Shared Use Nonmotorized Trail Network.

The bill also authorizes local governments to obtain sponsorships from nonprofit or commercial entities and to use the sponsorship revenue for maintenance, signage, and amenities. Local governments should ensure that their sponsorship agreement complies with the requirements of Section 335.065(3)(b) and (c).

❖ **SB 102 Live Local Act (Calatayud)**

Current Status: On Committee agenda-- Appropriations, 02/22/23, 3:30 pm

This bill prohibits local governments from adopting or maintaining an ordinance which has the effect of imposing price controls on rent. It also authorizes municipalities to provide property tax incentives (exemptions) for developments that serve households at 50% AMI or below. As it relates to zoning and land use, municipalities are prohibited from restricting

density and height of an affordable housing development that is below the highest allowed density/height within the municipality. The bill also requires municipalities to post an inventory of lands appropriate for affordable housing on its website. Lastly, the bill proposes over \$700 million for affordable housing programs including \$252 million for SHIP, \$259 million for SAIL and \$100 million dollars for the Florida Hometown Hero Housing Program.

❖ **HB 229 Taxation of Affordable Housing (Cross)**

Current Status: Now in Ways & Means Committee as of 1/25/23

If approved, like SB 102, this bill authorizes municipalities to adopt ordinances to grant ad valorem tax exemptions to property owners whose properties are used to provide affordable housing to families or persons meeting the extremely low income, very-low income, low income, or moderate income limits specified in section 420.0004.

❖ **SB 136 (Gruters) and HB 179 (Andrade) Florida Kratom Consumer Protection Act**

Current Status: SB 136: Referred to Commerce and Tourism; Appropriations Committee on Agriculture, Environment, and General Government; Fiscal Policy on 1/19/23; HB 179: Now in Regulatory Reform & Economic Development Subcommittee on 1/17/23

This bill provides that a processor who violates the requirements of section 501.9745(3), Florida Statutes, is subject to an administrative fine.

Section 501.9745(3) sets out that a processor may not sell, prepare, distribute, or expose for sale a kratom product that is: (1) adulterated with a dangerous non-kratom substance, (2) contains a poisonous or otherwise harmful non-kratom ingredient, (3) contains a level of 7-hydroxymitragynine in the alkaloid fraction which is greater than 2% of the alkaloid composition of the product, (4) contains a synthetic alkaloid, (5) does not include directions for the safe and effective use of the product, and (6) has a label that contains any claim that the product is intended to diagnose, treat, cure, or prevent any medical condition or disease.

In addition, a processor may not sell, distribute, or expose for sale a kratom product to an individual under 21 years of age.

❖ **SB 170 Local Ordinances (Trumbell)**

Current Status: On Committee agenda-- Rules, 02/23/23, 9:30 am as of 2/13/23

• **57.112 Attorney fees and costs**

SB 170 adds additional grounds upon which reasonable attorney fees and costs and damages will be awarded to the prevailing plaintiff. Not only will the prevailing party receive attorney fees on the grounds that the local ordinance is preempted by state law: it will now include challenges based on the grounds that the ordinance is arbitrary or unreasonable. An award of reasonable attorney fees or costs and damages may not exceed \$50,000. Double recovery is not allowed. Of note, this section will only apply to ordinances adopted on or after October 1, 2023.

• **166.0411 Legal challenges to certain recently enacted ordinances**

This bill will require a municipality to suspend enforcement of an ordinance that is the subject of an action challenging its validity on grounds that it is preempted by state law or arbitrary or unreasonable if: (1) the action was filed with the court no later than 90 days

after the adoption of the ordinance; (2) the plaintiff requests suspension in the initial complaint; and (3) the municipality has been served with a copy of the complaint or petition. Under this section, the bill requires courts to prioritize and expedite the disposition of cases in which enforcement of an ordinance is suspended.

- **166.041 Procedures for adoption of ordinances and resolutions.**

This bill states that before the enactment of a proposed ordinance, the governing body of a municipality must prepare a business impact estimate, not to be construed with a requirement to procure an accountant or other financial consultant, which must be posted on the municipality's website no later than the date the notice of proposed enactment is published.

The business impact estimate must include: (1) a summary of the proposed ordinance, including a statement of public purpose; (2) an estimate of direct economic impact of the proposed ordinance on private, for-profit businesses in the municipality; (3) a good faith estimate of the number of businesses likely to be impacted by the ordinance; and (4) any additional information the city commission determines to be useful.

The following ordinances would be exempt from the business impact estimate requirement: (1) ordinances required for compliance with federal or state law or regulation; (2) ordinances related to the issuance or refinancing of debt; (3) ordinances relating to the adoption of budgets or budget amendments; (4) Ordinances required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a municipal government; (5) emergency ordinances; (6) ordinances relating to procurement; or (7) ordinances enacted to implement Part II of chapter 163 relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements, and development permits.

- ❖ **HB 325 (Valdes) and SB 484 (Bradley) Flood Disclosures for Residential and Commercial Property Sales**

Current Status: Now in Regulatory Reform & Economic Development Subcommittee on 2/1/23

SB 484 states that sellers of residential or commercial property must disclose, in writing, the following: (1) whether the property they are selling has suffered water damage; (2) if the property owner maintained flood insurance; (3) whether any portion of the property is located in a designated flood hazard zone; (4) whether the seller has ever received federal assistance for flood damage; (5) whether the seller has ever filed a claim with insurance for flood damage; and (6) whether a Federal Emergency Management Agency elevation certificate is available for the property.

Companion bill HB 325 is not as broad as SB 484, but requires sellers of residential or commercial property to disclose the following: (1) whether the property has suffered water damage or moisture related damage caused by a natural flood event within the last 10 years; (2) whether the property owner has maintained flood insurance; and (3) whether any portion of the property is located in or near a designated flood hazard zone.

- ❖ **HB 111 Public Financing of Potentially At-risk Structures and Infrastructure (Hunschofsky)**

Current Status: Now in Agriculture, Conservation & Resiliency Subcommittee on 1/10/23

Beginning July 1, 2024, construction on a potentially at-risk structure or infrastructure must not occur without a Sea Level Impact Project (SLIP) study. In addition, a public-financed constructor must provide a list of flood mitigation strategies along with other requirements to be evaluated as part of the design of the potentially at-risk structure or infrastructure.

❖ **HB 401 Sovereign Immunity (Beltran)**

Current Status: Now in Appropriations Committee on 2/13/23

This bill acts as a limited waiver of sovereign immunity by removing the limits on liability for tort claims against states and its agencies and subdivisions, including cities, and mandating that they be equally liable as a private individual under like circumstances. However, the bill does cap the liability by any one person to \$2,500,000.

Effective: October 1, 2024

❖ **HB 1B (Giallombardo & Basabe) and SB 2B (Albritton) Emergency Response**

Current Status: HB 1B: Laid on Table 2/9/23; SB 2B: Passed; YEAS 106, NAYS 0

This bill creates the Local Government Emergency Bridge Loan Program which will provide financial assistance to local governments impacted by Hurricane Ian or Nicole. The purpose is to provide financial assistance during the gap in between when the disaster occurred and when additional funding sources are secured.

❖ **HB 23 (Bell) and SB 162 (Collins) Water and Wastewater Facility Operators**

Current Status: Both bills were referred to subcommittees

These companion bills recognize water and wastewater facility operators as first responders. As such, the bills require the Department of Environmental Protection to issue a license, by reciprocity, to any applicant who: (1) is a water treatment plant operator, water distribution system operator or domestic wastewater treatment plant operator and who holds an active and valid license from another state, the federal government or tribal government, for which the licensure requirements are comparable to or exceed Florida's licensure requirements; (2) has passed a licensure examination comparable to the Department's licensure examination, subject to approval of the Department; (3) is not the subject of a disciplinary or enforcement action outside of Florida at the time of application; (4) submits a completed application for reciprocal licensure; and (5) remits the application fee.

These bills further direct the Department to issue a license by reciprocity to any applicant who: (1) has performed comparable duties while serving in the U.S. armed forces, for which the requirements for performing the duties are comparable to or exceed the Department's licensure requirements; (2) has passed a skills assessment or competency examination comparable to the Department's licensure exam, subject to approval by the Department; (3) is not the subject of any disciplinary or enforcement action at the time of application; (4) submits a completed application to the Department; and (5) remits the application fee.

Lastly, the bills authorize the Department, during a declared state of emergency, to issue a temporary operator license by reciprocity under specified conditions and to waive the application fee for such temporary operator license.

❖ **HB 37 Financial Disclosures for Local Officers (Roach)**

Current Status: Now in Local Administration, Federal Affairs & Special Districts Subcommittee as of 1/30/23.

This bill expands the local officers that are required to file an annual Full Disclosure of Financial Interests Form (Form 6) with the Florida Commission on Ethics to include mayors, elected members of the governing body of the municipality, and county and municipal managers.

❖ **HB 41 Land Development Initiative and Referendum Processes (Garcia)**

Current Status: Now in Local Administration, Federal Affairs & Special Districts Subcommittee as of 12/23/22

This bill prohibits an initiative or referendum process regarding any development order or any amendment to the land development regulations.

❖ **HB 471 (Fernandez-Barquin) and SB 120 (Avila) Homestead Assessments**

Current Status: Now in Ways & Means Committee on 2/1/23

These companion bills reduce the limitation on annual increases of homestead property tax assessments from 3% to 2%.

Effective: January 1, 2025

❖ **HJR 469 (Fernandez-Barquin) and SJR 122 (Avila) Revised Limitation on Increases of Homestead Property Tax Assessments**

Current Status: Now in Ways & Means Committee on 2/1/23

These bills serve as an amendment to Section 4 of Article XII of the State Constitution which will work to reduce the annual increases of homestead property taxes from 3% to 2%. Of note, SJR 122 and HJR 469 are constitutional amendments and would require the approval of the Florida Legislature and the voters of Florida.

Effective: January 1, 2025.

❖ **HB 235 (Robinson) and SB 350 (Brodeur) Alternative Mobility Funding Systems**

Current Status: Now in Local Administration, Federal Affairs & Special Districts Subcommittee as of 1/25/23

These companion bills clarify that the binding agreement between the applicant and municipalities for mobility fees must be considered as a mitigation to the municipalities' transportation impact; therefore, the applicant's project will be allowed to proceed. Furthermore, a local government may not prevent a single applicant from proceeding with their project after the applicant has satisfied its proportionate-share contribution.

These bills also state that if a local government elects to repeal transportation concurrency, then the local government may adopt an alternative mobility planning and fee system. However, the alternative system must comply with section 163.31801 governing impact fees.

Also, the bills would require mobility fees to be updated every five years once adopted or updated.

❖ **HB 359 (Duggan) and SB 540 (DiCeglie) Local Government Comprehensive Plans**

Current Status: Local Administration, Federal Affairs & Special Districts Subcommittee as of 2/1/23

These bills would allow the Capital Improvement Element of Local Comprehensive Plans to have the option to be modified administratively and not just by ordinance if all the projects have been adopted by the project's appropriate board.

In addition, the bills allows for the prevailing party in a challenge regarding the Local Comprehensive Plan to recover attorney fees and costs, including reasonable appellate attorney fees and costs.

❖ **HB 397 Public Meetings (Tuck)**

Current Status: Now in Ethics, Elections & Open Government Subcommittee as of 2/1/23

HB 397 would allow local governments to meet in private with legal counsel, during the 90 day notice period, to discuss claims concerning the Bert Harris Act and private property rights. However, transcripts of these private meetings would be made a part of the public record upon settlement of a claim or when the statute of limitation has expired (if there is no litigation or settlement).

❖ **HB 499 and SB 288 Florida Main Street Program and Historic Preservation Tax Credits**

Current Status: HB 499 Now in Ways & Means Committee on 2/1/23; SB 288 Favorable by Commerce and Tourism; YEAS 9 NAYS 0 on 2/14/23

These bills create the Main Street Historic Tourism and Revitalization Act which provides a tax credit against corporate income taxes and insurance premium taxes for qualified expenses incurred in the rehabilitation of a certified historic structure. The tax credit may not exceed 20% of qualified expenses incurred in the rehabilitation of a certified historic structure that has been approved by the National Park Service to receive the federal historic rehabilitation tax credit or 30% of the total qualified expenses incurred in the rehabilitation of a certified historic structure that has been approved by the National Park Service to receive the federal historic rehabilitation tax credit that is located within a local program area of an Accredited Main Street Program.

If a taxpayer is eligible for a tax credit that exceeds taxes owed, the taxpayer may carry the unused tax credit forward for a period of up to 5 taxable years. In addition, a taxpayer that incurs qualified expenses may sell or transfer all or part of the tax credit that may otherwise be claimed to another taxpayer.

In addition, the department, with the assistance of the Division of Historical Resources, may perform any additional financial and technical audits and examinations to verify the legitimacy of the qualified expenses.

Effective: January 1, 2024

❖ **HB 439 Land Use and Development Regulations (McClain)**

Current Status: Now in Local Administration, Federal Affairs & Special Districts Subcommittee on 2/1/23

With regard to land use and environmental dispute resolutions, this bill states that local governments must comply with Special Magistrate decisions within 45 days after receipt of the recommendation involving petitioners who were previously denied land use decisions. A special magistrate's recommendation will constitute data in support of, and a support document for, a comprehensive plan or comprehensive plan amendment.

Also, this bill amends the definitions of density and intensity, in section 163.3164 F.S., to state: density means an objective measurement of the number of residential units allowed per unit of land, such as a dwelling unit per acre. Intensity means an objective measurement of the extent to which land may be developed or used expressed in square feet per unit of land, such as a maximum floor ratio per acre.

Also, local governments must submit a separate affidavit along with its annual financial report attesting that all elements of the comprehensive plan is based upon relevant and appropriate data and an analysis by the local government. The bill also mandates that local governments must comprehensively evaluate and, as necessary, update comprehensive plans to reflect changes in local conditions.

This bill will apply retroactively to January 1, 2022.

❖ **HB 383 (Griffitts) and SB 346 (DiCeglie) Public Construction**

Current status: Now in Local Administration, Federal Affairs & Special Districts Subcommittee as of 2/1/23

These companion bills mandate that a development permit application be approved by a municipality after 180 days or more of review unless the parties have agreed to extend the deadline.

These bills further clarify that contracts for construction services between a local governmental entity and a contractor must provide for the development of a single list of items required to render complete, satisfactory, and acceptable, which must also include a dollar valuation of the estimated cost to complete each item. It further states that within 20 days after developing the list, the local governmental entity shall pay the contractor the remaining balance of the contract.

❖ **SB 154 Condominium and Cooperative Associations (Bradley)**

Current Status: On Committee agenda-- Regulated Industries, 02/21/23, 1:00 pm as of 2/13/23

This bill authorizes the local enforcement agency to require a milestone inspection at the time in which the building reaches 25 years of age instead of 30 years of age due to local circumstances, including environmental conditions such as proximity to salt water as defined in s. 379.101. In addition, the local government agency may extend the deadline for a building's initial milestone inspection upon a showing of good cause by the owner of the building that the inspection cannot be timely completed if the owner or owners have entered into a contract with an architect or engineer to perform the milestone inspection and the inspection cannot reasonably be completed before the deadline.

The bill also authorizes municipalities to adopt an ordinance requiring a condominium or cooperative association and any other owner that is subject to section 11 to schedule or commence repairs for substantial structural deterioration within a specified timeframe after the local enforcement agency receives a phase two inspection report. However, such repairs must be commenced within 365 days after receiving such report.

Effective: July 1, 2027

❖ **HB 133 (Mooney) and SB 494 (DiCeglie) Fees in Lieu of Security Deposits**

Current Status: HB 133 Favorable by Civil Justice Subcommittee; SB 494 Referred to Judiciary; Community Affairs on 2/9/23

These bills allow a landlord to offer a tenant the option to pay a fee in lieu of the security deposit if a security deposit is required. In fact, landlords have the exclusive discretion whether to offer tenants an option to pay a fee in lieu of a security deposit, but they must not use a prospective tenant's choice to pay a fee as criteria in the determination to approve or deny an application for occupancy.

In addition, those who have paid a fee in lieu of a security deposit must be notified within 30 days after their tenancy of any costs or fees due.

Also, under these bills, at any time, the tenant may terminate the written agreement to pay the fee in lieu of the security deposit and instead pay a security deposit in the amount that's specified in the rental agreement.

❖ **HB 843 (Cross) and SB 816 (Polsky) Challenges to Development Orders**

Current Status: HB 843: Filed 2/15/23; SB 816: Filed 2/15/23

These bills allow the prevailing party in a challenge to a development order to recover reasonable attorney fees and costs incurred in challenging or defending the order upon a showing that the challenge to the development order was frivolous. They also restrict an intervenor from recovering reasonable attorney fees and costs for challenging a development order. Unlike SB 843, HB 843 includes an additional provision which states that the prevailing party in a challenge to a comprehensive plan amendment is not entitled to an award of reasonable attorney fees and costs under section 163.3215, Florida Statutes.

❖ **HB 729 Local Officials' Employment Contracts (Holcomb)**

Current Status: Filed 2/10/23

This bill adds to section 125.73, Florida Statutes, and states that employment contracts for the municipal attorney and chief executive officer of a municipality are not to be renewed, extended, or renegotiated within 12 months before an August primary election for the municipal mayor or for members of the governing body of the municipality.

❖ **HB 696 Local Officials (Ingoglia)**

Current Status: Filed 2/10/23

This companion bill also states that employment contracts for the municipal attorney and chief executive officer of a municipality cannot be renewed, extended, or renegotiated within 12 months before an August primary election for the municipal mayor or for members of the governing body of the municipality.

❖ **HB 55 (Garcia) and SB 108 (Rodriguez) Trees and Other Vegetation within Rights of Way**

Current Status: HB 55: in Transportation & Modals Subcommittee as of 1/10/23; SB 108: in Community Affairs as of 2/16/23

These bills authorize the Department of Transportation to suspend the prohibition against the removal or cutting of certain trees or other vegetation in response to a state of emergency declared by the Governor; therefore, allowing two exceptions to removal or cutting of trees within the right of way.

These bills also requires the Department of Transportation to adopt guidelines relating to the removal or cutting of trees or other vegetation within the right of way of roads located on the State Highway System or within publicly owned rail corridors for the purpose of clearing debris generated during a declared state of emergency including, but not limited to, a named tropic storm or hurricane.

❖ **HB 169 (Lopez) and SB 314 (Rodriguez) Licensed Counseling for First Responders**

Current Status: HB 169: in Constitutional Rights, Rule of Law & Government Operations Subcommittee; SB 314: on Committee agenda—Governmental Oversight and Accountability as of 2/13/23

These bills require an employing agency of a first responder, including volunteer first responders, to pay for up to 12 hours of licenses counseling for responders who experience certain events.

- If a licensed mental health professional determines that the first responder needs additional hours of licensed counseling, then the employing agency is required to pay for up to an additional 24 hrs of counseling.

These bills also clarify that first responders must not be required to use accrued annual or vacation leave, personal leave, or sick leave if counseling is scheduled during work.

❖ **HB 525 (Arrington) and SB 216 (Burgess) Public Records/Current and Former County and City Attorneys**

Current Status: in Civil Justice Subcommittee as of 2/7/23

These bills provide an exemption from public records requirements for personal identifying (dates of birth and photographs) and location information (telephone numbers and home addresses) for current and former county attorneys, assistant county attorneys, deputy county attorneys, city attorneys, assistant city attorneys, and deputy city attorneys.

These bills also exempt the names and locations of schools and day care facilities attended by children of current or form county attorneys, assistant county attorneys, deputy county attorneys, city attorneys, assistant city attorneys, and deputy city attorneys.

❖ **HB 215 (Raynor-Goolsby) and SB 456 (Berman) Possession or Use of a Firearm in a Sensitive Location**

Current Status: HB 215: in Criminal Justice Subcommittee as of 1/25/23 ; SB 456:

A person who discharges a firearm in a sensitive location commits a felony of the third degree. These bills define what constitutes a sensitive location. Of particular importance, the following are considered a sensitive locations: 1) any part of building owned, lease, or operated by a governmental entity, including a polling place, courthouse, or law enforcement facility; 2) any park, recreational facility or area, or playground owner or controlled by a municipality; and 3) any place owned or controlled by local governments for the purpose of government administration, including any court.

These bills, if passed, would not apply to a law enforcement officer, an employee of a security agency, a member of the US Armed Forces on active duty, a government

employee under the consent of the employee's supervising governmental entity, and a person operating a program in a sensitive location other than his or her residence.

❖ **HB 827 (Basabe & Lopez) and SB 458 (Rodriguez) Wastewater Grants**

Current Status: HB 827: Filed; SB 458: Referred to Environment and Natural Resources; Appropriations Committee on Agriculture, Environment, and General Government; Fiscal Policy

These bills authorize the Department of Environmental Protection to provide grants for the following projects: 1) projects to retrofit onsite sewage treatment and disposal systems to upgrade such systems; 2) projects to construct, upgrade, or expand facilities to provide advanced waste treatment; and 3) projects to connect onsite sewage treatment and disposal systems to central sewer facilities.

❖ **HB 535 (Botana) and SB 364 (Avila) Bereavement Benefits for Law Enforcement Officers**

These companion bills authorize the head of a law enforcement agency to authorize travel expenses for an employee of the law enforcement agency who is certified as law enforcement officers to attend the funeral service of a law enforcement officer killed in the line of duty. They further clarify that use of a police vehicle to attend the funeral of a law enforcement officer killed in the line of duty is considered official state business and is authorized. In addition, \$10,000 must be paid toward the funeral and burial expenses of an officer lost in the line of duty.

Please place this item on the agenda for the February 27, 2023 City Commission meeting under City Attorney items, for information only, no presentation necessary.

Thank you,

/s/ Danyelle Alston

Danyelle Alston
Assistant City Attorney

CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
HB 89	Building Construction	Maggard	Revises definition of term "class A air-conditioning contractor"; prohibits certain persons or entities from making substantive changes to building plans after permit has been issued; provides exceptions; requires certain persons to provide certain information to certain persons or entities; provides that certain persons are subject to disciplinary action under certain circumstances.	Filed 01/03/23; Referred to Regulatory Reform & Economic Development Subcommittee, Referred to Local Administration, Federal Affairs & Special Districts Subcommittee, Referred to Commerce Committee, 01/10/23.	
SB 92	Short term Rentals	Garcia	Vacation Rentals; Providing that local laws, ordinances, or regulations requiring vacation rental owners or operators to provide the local government with certain contact information are not prohibited or preempted to the state, etc.	Filed 12/16/22; Referred to Regulated Industries; Community Affairs on 01/4/23;	
HB 105	Preemption of the Regulation of Vacation Rentals	Basabe	Preemption of the Regulation of Vacation Rentals; Provides local laws, ordinances, or regulations requiring vacation rental owners or operators to provide local government with certain contact information are not prohibited or preempted to state.	Filed 01/4/23; Referred to Regulatory Reform & Economic Development Subcommittee, Referred to Local Administration, Federal Affairs & Special Districts Subcommittee, Referred to Commerce Committee, 01/10/23.	
HB 833	Vacation Rentals	Duggan	Revises provisions relating to vacation rentals including taxes collected by advertising platforms; licensing; local registration; information included on advertising platforms.	Filed 02/15/23.	
SB 714	Vacation Rentals	DiCeglie	Requiring advertising platforms to collect and remit specified taxes for certain vacation rental transactions; defining the term "advertising platform"; revising the regulated activities of public lodging establishments and public food service establishments preempted to the state to include licensing; requiring advertising platforms to require that persons placing advertisements for vacation rentals include certain information in the advertisements and attest to certain information; authorizing the division to revoke, refuse to issue or renew, or suspend vacation rental licenses under certain circumstances, etc.	Filed 2/13/2023.	
SB 106	Florida Shared-Use Nonmotorized Trail Network	Brodeur	Authorizing the Department of Environmental Protection to establish a program to recognize specified local communities as trail towns; revising the membership of the Florida Tourism Industry Marketing Corporation; extending the Florida Shared-Use Nonmotorized Trail Network to lands of the Florida wildlife corridor; increasing the amount the Department of Transportation is required to allocate for purposes of funding and maintaining projects within the Florida Shared-Use Nonmotorized Trail Network, etc. APPROPRIATION: \$200,000,000.	Filed 01/24/23; Referred to Transportation; Appropriations 01/26/23, On Committee agenda--Transportation, 2/7/23, 9:30am, 110 Senate Building, 1/31/23; In Appropriations on 2/8/23; On Committee agenda--Appropriations for 2/22/23 at 3:30pm, 2/13/23.	Favorable by Transportation; Yeas 9 Nays 0, 2/7/23

**CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION**

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
SB 102	Housing / "Live Local Act"	Calatayud	Deleting the authority of local governments to adopt or maintain laws, ordinances, rules, or other measures that would have the effect of imposing controls on rents; providing an exemption from ad valorem taxation for land that meets certain criteria; authorizing local governments to adopt ordinances to provide an ad valorem tax exemption for portions of property used to provide affordable housing meeting certain requirements; suspending, for a specified period, the General Revenue Fund service charge on documentary stamp tax collections; authorizing the Governor, under the Florida Job Growth Grant Fund, to approve state or local public infrastructure projects to facilitate the development or construction of affordable housing, etc. APPROPRIATION: \$811,000,000.	Filed: Referred to Community Affairs; Appropriations, 01/26/23. On Committee agenda--Community Affairs, 2/8/23, 9:30am, 401 Senate Building, 01/31/23; On Committee agenda--Appropriations for 2/22/23 at 3:30p, 2/13/23.	Favorable by Community Affairs; YEAS 9 NAYS 0
HB 229	Taxation of Affordable Housing	Cross	Authorizes counties & municipalities to adopt ordinances to grant partial ad valorem tax exemptions to property owners whose properties are used to provide affordable housing; specifies duties of boards of county commissioners & municipal governing bodies adopting ordinances granting such exemptions; requires owners of property that is improperly granted such exemptions to pay owed taxes, penalties, & interest.	Filed 01/17/23; Referred to Ways & Means Committee; Referred to Local Administration, Federal Affairs & Special Districts Subcommittee; Referred to State Affairs Committee; In Ways & Means Committee, 01/25/23.	
SB 136	Florida Kratom Consumer Protection Act	Gruters	Creating the "Florida Kratom Consumer Protection Act"; prohibiting processors from selling, preparing, distributing, or exposing for sale certain kratom products; prohibiting processors from distributing, selling, or exposing for sale a kratom product to an individual under 21 years of age; providing civil penalties, etc.	Filed 01/09/23; Referred to Commerce and Tourism; Appropriations Committee on Agriculture, Environment, and General Government; Fiscal Policy, 01/19/23.	
HB 179	Florida Kratom Consumer Protection Act	Andrade	Prohibits processors from selling, preparing, distributing, or exposing for sale certain kratom products & from distributing, selling, or exposing for sale kratom products to individuals under 21 years of age; provides civil penalties & exception.	Filed 01/11/23; Referred to Regulatory Reform & Economic Development Subcommittee; Referred to Agriculture & Natural Resources Appropriations Subcommittee; Referred to Commerce Committee; In Regulatory Reform & Economic Development Subcommittee, 01/17/23.	
SB 170	Local Ordinances	Trumbull	Authorizing courts to assess and award reasonable attorney fees and costs and damages in certain civil actions filed against local governments; requiring a board of county commissioners to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; requiring a county to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; requiring a governing body of a municipality to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance, etc.	Filed 01/24/23; Referred to Community Affairs; Rules, 01/26/23; On Committee agenda--Community Affairs, 02/08/23, 9:30 am, 01/30/23, On Committee agenda, 2/6/23; Senate--pending reference review under Rule 4.7(2), 2/9/23; On Committee agenda--2/23/23 at 9:30am, 2/13/23.	Favorable by Community Affairs; YEAS 7 NAYS 2

CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
HB 325	Flood Disclosures for Residential and Commercial Property Sales	Valdés	Requires seller of residential & commercial property to disclose certain flood information to prospective purchaser before executing contract for sale of property.	Filed 01/23/23; Referred to Regulatory Reform & Economic Development Subcommittee; Referred to Civil Justice Subcommittee; Referred to Commerce Committee; In Regulatory Reform & Economic Development Subcommittee, 02/01/23.	
SB 484	Flood Disclosures for Real Property Sales	Bradley	Requiring a seller of real property to disclose in writing certain flood information to a prospective purchaser before executing a contract for the sale of the property; defining the term "flooding", etc.	Filed 02/02/23.	
HB 111	Public Financing of Potentially At-risk Structures and Infrastructure	Hunschofsky	Provides certain areas are at risk due to sea level rise & structures & infrastructure within those areas are potentially at risk.	Filed 01/04/23; Referred to Agriculture, Conservation & Resiliency Subcommittee; Referred to Agriculture & Natural Resources Appropriations Subcommittee; Referred to Infrastructure Strategies Committee; In Agriculture, Conservation & Resiliency Subcommittee, 01/10/23.	
HB 401	Sovereign Immunity	Beltran	Removes statutory limits on liability for tort claims against state & its agencies & subdivisions; revises requirements for government entity to settle claim or judgment; revises timeframes within which claim must be presented & within which agency must make final disposition of claim after it is filed to prevent claim from being deemed denied; revises exceptions relating to instituting actions on claims against state or one of its agencies or subdivision.	Filed 01/24/23; Referred to Civil Justice Subcommittee; Referred to Appropriations Committee; Referred to Judiciary Committee; In Civil Justice Subcommittee, 02/01/23; Added to Civil Justice Subcommittee agenda, 02/02/23; Favorable with CS by Civil Justice Subcommittee, 2/9/23; Reported out of civil justice subcommittee, Laid on table, CS Filed, 2/10/23; Referred to Appropriations Committee, Referred to Judiciary Committee, Now in Appropriations Committee, 2/13/2023.	Favorable with CS by Civil Justice Subcommittee.

**CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION**

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
HB 1B	Emergency Response	Giallombardo	Creates Local Government Emergency Bridge Loan Program within DEO, subject to appropriation; provides program's purpose; specifies program eligibility requirements; authorizes DEO to provide interest-free loans to eligible local governments through specified means; provides for expiration of program; provides appropriations. APPROPRIATION: \$700,000,000.	Filed; Referred to Appropriations Committee; In Appropriations Committee, 02/03/23; Added to Appropriations Committee agenda; 1st Reading (Original Filed Version); Favorable by Appropriations Committee; Reported out of Appropriations Committee; Bill released to House Calendar; Added to Second Reading Calendar, 02/06/23; Added to Special Order Calendar, 2/9/23; Laid on Table, refer to SB 2B, 2/9/23.	
SB 2B	Emergency Response	Albritton	Creating the Local Government Emergency Bridge Loan Program within the Department of Economic Opportunity, subject to appropriation; authorizing the department to provide interest-free loans to eligible local governments through specified means; requiring the loan amount to be based on demonstrated need of the local government and disbursed in a lump sum; authorizing the department to approve loans through the end of the 2023-2024 fiscal year, subject to the availability of funds, etc. APPROPRIATION: \$700,000,000.	Filed; Referred to Fiscal Policy -SJ 2, 02/03/23; On Committee agenda-Fiscal Policy; Introduced -SJ 2, 02/06/23; Placed on Calendar, on 2nd reading; Placed on Special Order Calendar, 02/08/23; Read 2nd and 3rd time, 2/8/23. Bill referred to House Calendar, 2/8/23. Bill added to Special Order Calendar, 2/9/23; Signed by Officers and presented to Governor, 2/10/23; Approved by Governor, 2/15/23.	Favorable by- Fiscal Policy; YEAS 20 NAYS 0. Passed, 2/8/23; YEAS 39 NAYS 0.
HB 23	Water and Wastewater Facility Operators	Bell	Requires DEP to issue water treatment plant operator licenses, water distribution system operator licenses, & domestic wastewater treatment plant operator licenses by reciprocity to certain applicants; authorizes DEP to issue temporary operator licenses during declared state of emergency; requires DEP to waive application fee for temporary operator licenses.	Filed 12/06/22; Referred to Water Quality, Supply & Treatment Subcommittee; Referred to Agriculture & Natural Resources Appropriations Subcommittee; Referred to Infrastructure Strategies Committee; In Water Quality, Supply & Treatment Subcommittee, 12/23/22.	
SB 162	Water and Wastewater Facility Operators	Collins	Revising legislative findings and intent; requiring the Department of Environmental Protection to issue water treatment plant operator licenses, water distribution system operator licenses, and domestic wastewater treatment plant operator licenses by reciprocity to certain applicants; providing licensure requirements; authorizing the department to issue temporary operator licenses during a declared state of emergency, etc.	Filed 01/10/23; Referred to Environment and Natural Resources; Regulated Industries; Fiscal Policy, 01/19/23.	

CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
HB 37	Financial Disclosures for Local Officers	Roach	Requires specified local officers to file full & public disclosure of financial interests; excludes specified local officers from requirement to file statements of financial interests.	Filed 12/07/22; Referred to Ethics, Elections & Open Government Subcommittee; Referred to Local Administration, Federal Affairs & Special Districts Subcommittee; Referred to State Affairs Committee; In Ethics, Elections & Open Government Subcommittee 12/23/22; PCS added to Ethics, Elections & Open Government Subcommittee agenda, 01/18/23; Favorable with CS by Ethics, Elections & Open Government Subcommittee, 01/25/23; Reported out of Ethics, Elections & Open Government Subcommittee; Laid on Table under Rule 7.18(a); CS Filed, 01/26/23; Referred to Local Administration, Federal Affairs & Special Districts Subcommittee; Referred to State Affairs Committee; In Local Administration, Federal Affairs & Special Districts Subcommittee, 01/30/23.	
HB 41	Land Development Initiative and Referendum Processes	Garcia	Revises restrictions on initiative and referendum processes.	Filed 12/14/22; Referred to Local Administration, Federal Affairs & Special Districts Subcommittee; Referred to Infrastructure Strategies Committee; Referred to State Affairs Committee; In Local Administration, Federal Affairs & Special Districts Subcommittee, 12/23/22.	
HB 471	Homestead Assessments	Fernandez-Barquin	Revises limitation on annual increases of homestead property tax assessments.	Filed 01/24/23; Referred to Ways & Means Committee; Referred to Local Administration, Federal Affairs & Special Districts Subcommittee; Referred to State Affairs Committee; In Ways & Means Committee, 02/01/23.	
SB 120	Homestead Assessments	Avila	Revising the limitation on annual increases of homestead property tax assessments, etc.	Filed 01/04/23; Referred to Community Affairs; Finance and Tax; Appropriations, 01/19/23; On Committee agenda-Community Affairs, 02/15/23.	CS by Community Affairs; YEAS 6 NAYS 3, 2/15/23

CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
HJR 469	Revised Limitation on Increases of Homestead Property Tax Assessments	Fernandez-Barquin	Proposes amendment State Constitution to revise limitation on annual increases of homestead property tax assessments.	Filed 01/24/23; Referred to Ways & Means Committee; Referred to Local Administration, Federal Affairs & Special Districts Subcommittee; Referred to State Affairs Committee; In Ways & Means Committee, 02/01/23.	
SJR 122	Revised Limitation on Increases of Homestead Property Tax Assessments	Avila	Proposing amendments to the State Constitution to revise the limitation on annual increases of homestead property tax assessments and to provide an effective date, etc.	Filed 01/04/23; Referred to Community Affairs; Finance and Tax; Appropriations, 01/19/23; On Committee agenda-Community Affairs, 02/15/23; in Finance and Tax, 2/15/23	Favorable by Community Affairs; YEAS 8
HB 235	Alternative Mobility Funding Systems	Robinson	Revises requirements related to agreements to pay for or construct certain improvements; authorizes local governments to adopt alternative mobility planning & fee system; prohibits alternative system from imposing responsibility for funding existing transportation deficiency upon new development; revises requirements for calculation of impact fees; removes ability of local government, school district, or special district to increase impact fees in certain instances; provides requirements for mobility fees-based funding systems, mobility fees & fee increases; specifies criteria to be used in adopting mobility plan & mobility fee for transportation mitigation improvements; prohibits courts from using deferential standard for specified purpose; provides for specified mobility fee credits.	Filed 01/18/23; Referred to Local Administration, Federal Affairs & Special Districts Subcommittee; Referred to Ways & Means Committee; Referred to Commerce Committee; In Local Administration, Federal Affairs & Special Districts Subcommittee, 01/25/23.	
SB 350	Alternative Mobility Funding Systems	Brodeur	Authorizing certain local governments to adopt an alternative mobility planning and fee system or, in certain circumstances, an alternative system; specifying requirements for the application of an adopted alternative system; revising requirements for the calculation of impact fees by certain local governments and special districts; requiring certain mobility fees to be updated within a specified timeframe; specifying criteria to be used by a local government in calculating a mobility plan and mobility fee for transportation mitigation improvements; providing that mobility fee credits must comply with the Florida Impact Fee Act in any mode that creates equivalent capacity that is designated in a local government capital improvements list, etc.	Filed 01/24/23; Referred to Community Affairs; Transportation; Finance and Tax; Rules, 02/09/23.	
HB 359	Local Government Comprehensive Plans	Duggan	Authorizes certain administrative modifications to capital improvement schedules; provides that prevailing party in challenge to plan or plan amendment is entitled to recover attorney fees & costs; awards attorney fees & costs, including reasonable appellate attorney fees & costs, to prevailing party in challenge to compliance of small scale development amendment.	Filed 01/23/23; Referred to Local Administration, Federal Affairs & Special Districts Subcommittee; Referred to Civil Justice Subcommittee; Referred to State Affairs Committee; In Local Administration, Federal Affairs & Special Districts Subcommittee, 02/01/23; Added to Local Administration, Federal Affairs, & Special Districts Subcommittee agenda, 2/15/23.	

CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
SB 540	Local Government Comprehensive Plans	DiCeglie	Authorizing certain administrative modifications to capital improvement schedules; providing that the prevailing party in a challenge to a plan or plan amendment is entitled to recover attorney fees and costs; awarding attorney fees and costs, including reasonable appellate attorney fees and costs, to the prevailing party in a challenge to the compliance of a small scale development amendment, etc.	Filed 02/06/23.	
HB 397	Public Meetings	Tuck	Provides specified entities may meet in private with their attorneys to discuss claims concerning private property rights; specifies what may be discussed during such meetings; requires such meetings be transcribed; provides transcripts become public records at specified times.	Filed 01/23/23; Referred to Ethics, Elections & Open Government Subcommittee; Referred to Civil Justice Subcommittee; Referred to State Affairs Committee; In Ethics, Elections & Open Government Subcommittee, 02/01/23.	
HB 499	Florida Main Street Program and Historic Preservation Tax Credits	Stark	Specifies eligibility requirements for receiving specified tax credits for taxpayers that rehabilitate certified historic structures; specifies requirements for taxpayers claiming or transferring specified tax credits; specifies requirements for Division of Historical Resources of DOS for evaluating & certifying applications for specified tax credits; specifies amount of tax credits; authorizes carryforward, sale, & transfer of tax credits; revises order in which tax credits against corporate income tax credit or franchise tax are applied; revises order in which credits & deductions against insurance premium tax are applied.	Filed 01/24/23; Referred to Ways & Means Committee; Referred to Regulatory Reform & Economic Development Subcommittee; Referred to Commerce Committee; In Ways & Means Committee, 02/01/23.	
SB 288	Florida Main Street Program and Historic Preservation Tax Credits	DiCeglie	Citing this act as the "Main Street Historic Tourism and Revitalization Act"; providing a credit against the state corporate income tax and the insurance premium tax for qualified expenses in rehabilitating certain historic structures; specifying eligibility requirements for the tax credit; specifying requirements for the Division of Historical Resources of the Department of State for evaluating and certifying applications for tax credits; specifying the order in which the credit is applied against the corporate income tax or franchise tax, etc.	Filed 01/19/23; Referred to Commerce and Tourism; Finance and Tax; Appropriations, 01/26/23; On Committee agenda-Commerce and Tourism, 02/14/23;	Favorable by Commerce and Tourism; YEAS 9 NAYS 0, 2/12/23.
HB 439	Land Use and Development Regulations	McClain	Revises effect of special magistrate's recommendation; revises local governmental entity notification requirements; revises types of data that comprehensive plans & plan amendments must be based on; requires local government to submit affidavit for specified purposes; requires that EDR be sole publisher of specified estimates; revises elements that must be included in comprehensive plan; revises frequency at which local government must evaluate its comprehensive plan; prohibits local government from adopting plan amendments when it fails to meet certain requirements; revises exceptions to applicability of land development regulations relating to single-family or two-family dwelling building design elements; requires AG to audit county transportation trust fund.	Filed 01/24/23; Referred to Local Administration, Federal Affairs & Special Districts Subcommittee; Referred to Commerce Committee; Referred to State Affairs Committee; In Local Administration, Federal Affairs & Special Districts Subcommittee, 02/01/23.	

**CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION**

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
HB 383	Public Construction	Griffitts	Provides that certain permit applications shall be deemed approved; revises provisions relating to payments for purchases of construction services by local governmental entities & public entities; revises time periods within which certain proceedings must be commenced & concluded; provides dates by which undisputed portion of certain payment requests must be paid.	Filed 01/23/23; Referred to Local Districts Subcommittees; Referred to Commerce Committee; Referred to State Affairs Committee; In Local Administration, Federal Affairs & Special Districts Subcommittee, 02/01/23.	
SB 346	Public Construction	DiCeglie	Providing that applications for approval of a development permit or development order which are under review by a municipality are deemed approved after a specified timeframe; requiring a certain list to include a dollar valuation using reasonable market rates of the estimated cost to complete items on the list; revising the timeframe within which proceedings must commence to resolve disputes between vendors and local governmental entities; revising the conditions that require a public entity to pay or release amounts subject to certain disputes or claims, etc.	Filed 01/24/23; Referred to Community Affairs; Governmental Oversight and Accountability; Rules, 02/09/23.	
SB 154	Condominium and Cooperative Associations	Bradley	Revising the circumstances under which community association managers or management firms must comply with a specified provision; revising the definition of the terms "milestone inspection" and "substantial structural deterioration"; authorizing local enforcement agencies to make certain determinations relating to milestone inspections after a building reaches a specified age; authorizing municipal governing bodies to adopt certain ordinances relating to association repairs; revising the types of policyholders not required to purchase flood insurance as a condition for maintaining certain policies issued by the Citizens Property Insurance Corporation; revising condominium association reserve account requirements, etc.	Filed; Referred to Regulated Industries; Rules, 02/10/23; On Committee Agenda-Regulated Industries for 2/21/23 at 1pm, 2/13/2023; On committee agenda-Regulated Industries for 2/21/23 at 1pm, 2/13/23.	
HB 133	Fees in Lieu of Security Deposits	Mooney	Authorizes landlord to offer tenant option to pay fee in lieu of security deposit; requires landlord to provide notices to tenants; prohibits landlord from filing insurance claim within specified period of time; prohibits landlord from accepting certain payments; requires written agreement signed by landlord & tenant if tenant decides to pay fee in lieu of security deposit; specifies landlords have exclusive discretion whether to offer tenants option to pay fee in lieu of security deposit.	Filed 01/09/23; Referred to Civil Justice Subcommittee; Referred to Judiciary Committee; In Civil Justice Subcommittee, 01/17/23; added to Civil Justice Subcommittee agenda, 02/02/23; Favorable by Civil Justice Subcommittee, 02/09/23; Reported out of Civil Justice Subcommittee; In Judiciary Committee, 02/10/23.	Favorable by Civil Justice Subcommittee, 2/9/23.

CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
SB 494	Fees in Lieu of Security Deposits	DiCeglie	Authorizing a landlord to offer a tenant the option to pay a fee in lieu of a security deposit; requiring the landlord to notify the tenant of certain unpaid fees and costs within a specified time after the conclusion of the tenancy; requiring a written agreement signed by the landlord, or the landlord's agent, and the tenant if the tenant decides to pay a fee in lieu of the security deposit; specifying that certain fees, insurance products, and surety bonds are not security deposits; prohibiting a landlord from approving or denying an application for occupancy based on a prospective tenant's choice to pay a fee in lieu of a security deposit, etc.	Filed 02/02/23; Referred to Judiciary; Community Affairs; Rules, 02/09/23.	
HB 843	Challenges to Development Orders	Cross	Requires prevailing party to show challenge to development order was frivolous before prevailing party is entitled to recover reasonable attorney fees & costs; provides intervenors are not entitled to recover reasonable attorney fees & costs.	Filed 02/15/23.	
SB 816	Challenges to Development Orders	Polisky	Requiring a prevailing party to show that the challenge to a development order was frivolous before the prevailing party is entitled to recover reasonable attorney fees and costs; prohibiting a prevailing party in a challenge to a comprehensive plan from an award of reasonable attorney fees and costs; providing that intervenors are not entitled to recover reasonable attorney fees and costs and may not recover certain attorney fees and costs, etc.	Filed 02/15/23.	
HB 729	Local Officials' Employment Contracts	Holcomb	Provides employment contracts for county administrator & county attorney; chief executive officer of municipality & municipal attorney; and district school superintendent & attorney are not to be renewed, extended, or renegotiated during specified timeframe.	Filed 02/10/23.	
SB 696	Local Officials	Ingoglia	Providing that the employment contract for a county administrator is not to be renewed, extended, or renegotiated during a specified timeframe; providing that the employment contract for a county attorney is not to be renewed, extended, or renegotiated during a specified timeframe; providing that the employment contracts for a chief executive officer of a municipality and a municipal attorney are not to be renewed, extended, or renegotiated during a specified timeframe; providing that a district school superintendent's employment contract with the district school board is not to be renewed, extended, or renegotiated during a specified timeframe; providing that the employment contract of an attorney employed by a district school board is not to be renewed, extended, or renegotiated during a specified timeframe, etc.	Filed 02/10/23.	

CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
HB 55	Trees and Other Vegetation within Rights-of-Way	Garcia	Authorizes DOT to suspend prohibition against removal or cutting of trees or other vegetation in response to state of emergency declared by Governor; requires DOT to adopt guidelines relating to removal or cutting of trees or other vegetation for purpose of clearing debris generated during declared state of emergency.	Filed 12/16/22; Referred to Transportation & Modals Subcommittee; Referred to Constitutional Rights, Rule of Law & Government Operations Subcommittee; Referred to Infrastructure Strategies Committee; In Transportation & Modals Subcommittee, 01/10/23.	
SB 108	Trees and Vegetation Within the Rights-of-Way of Certain Roads and Rail Corridors	Rodriguez	Providing that the prohibition against the removal, cutting, marring, defacing, or destruction of trees or other vegetation in certain rights-of-way does not apply if the Department of Transportation suspends such prohibition pursuant to a declared state of emergency; requiring the department to publish informational guidelines regarding the removal of debris from certain emergencies, etc.	Filed 12/27/22; Referred to Transportation; Community Affairs; Rules, 01/04/23; On Committee agenda-Transportation, 02/14/23; Pending reference review under Rule 4.7(2) - (Committee Substitute), 02/15/23; In Community Affairs, 02/16/23.	CS by Transportation; YEAS 9 NAYS 0, 02/14/23.
HB 169	Licensed Counseling for First Responders	Lopez	Requires employing agency of first responder to pay for certain licensed counseling for first responders; requires such counseling to be completed within specified timeframe; prohibits employing agency from requiring first responder to use leave for such counseling; authorizes first responder to select licensed mental health professional; prohibits payment by employing agency for such counseling from creating presumption of compensable occupational disease.	Filed 01/10/23; Referred to Constitutional Rights, Rule of Law & Government Operations Subcommittee; Referred to Appropriations Committee; Referred to State Affairs Committee; In Constitutional Rights, Rule of Law & Government Operations Subcommittee, 01/17/23.	
SB 314	Licensed Counseling for First Responders	Rodriguez	Requiring an employing agency of a first responder to pay for certain licensed counseling for first responders; prohibiting the employing agency from requiring the first responder to use specified leave for such counseling under certain circumstances; authorizing a first responder to select a licensed mental health professional and providing requirements for the employing agency related thereto, etc.	Filed 01/20/23; Referred to Governmental Oversight and Accountability; Community Affairs; Fiscal Policy, 01/26/23; On Committee agenda-Governmental Oversight and Accountability, 02/21/23.	
HB 215	Possession or Use of a Firearm in a Sensitive Location	Rayner-Goolsby	Defines "sensitive location"; prohibits possession or use of firearm in sensitive location; provides exceptions.	Filed 01/17/23; Referred to Criminal Justice Subcommittee; Referred to Justice Appropriations Subcommittee; Referred to Judiciary Committee; In Criminal Justice Subcommittee, 01/25/23.	
SB 456	Possession or Use of a Firearm in a Sensitive Location	Berman	Prohibiting the possession or use of a firearm in a sensitive location; providing criminal penalties, etc.	Filed 01/31/23; Referred to Criminal Justice; Judiciary; Rules, 02/09/23.	

**CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION**

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
HB 525	Pub. Rec./Current and Former County and City Attorneys	Arrington	Provides exemption from public records requirements for personal identifying & location information of current & former county attorneys, assistant county attorneys, deputy county attorneys, city attorneys, assistant city attorneys, & deputy city attorneys & names & personal identifying & location information of spouses & children of such attorneys; provides for future legislative review & repeal; provides statement of public necessity.	Filed 01/25/23; Referred to Civil Justice Subcommittee; Referred to Ethics, Elections & Open Government Subcommittee; Referred to Judiciary Committee; In Civil Justice Subcommittee, 02/07/23.	
SB 216	Public Records/Current and Former County and City Attorneys	Burgess	Providing an exemption from public records requirements for the personal identifying and location information of current and former county attorneys, deputy county attorneys, assistant county attorneys, city attorneys, deputy city attorneys, and assistant city attorneys, and the names and personal identifying and location information of the spouses and children of such attorneys; providing applicability; providing for future legislative review and repeal; providing a statement of public necessity, etc.	Filed 01/17/23; Referred to Community Affairs; Governmental Oversight and Accountability; Rules, 01/26/23.	
HB 827	Wastewater Grants	Basabe & Lopez	Authorizes DEP to provide grants for certain projects to restore specified impaired water bodies & water segments.	Filed 02/14/23.	
SB 458	Wastewater Grant Program	Rodriguez	Authorizing the Department of Environmental Protection to provide wastewater grant program grants to projects directed at or focused on a water body included on a specified list of impaired waters, etc.	Filed 01/31/23; Referred to Environment and Natural Resources; Appropriations Committee on Agriculture, Environment, and General Government; Fiscal Policy, 02/09/23.	
HB 535	Law Enforcement Officer Funeral Service Benefits	Botana	Authorizes certain number of hours of administrative leave be granted to certain members of law enforcement agency for specified purpose; authorizes head of law enforcement agency to deny such administrative leave; authorizes travel expenses to certain members of law enforcement agency for specified purpose; authorizes use of state motor vehicle to attend funeral of law enforcement officer killed in line of duty; increases amount of money to be paid toward funeral & burial expenses for certain officers killed in line of duty.	Filed 01/26/23; Referred to Constitutional Rights, Rule of Law & Government Operations Subcommittee; Referred to Appropriations Committee; Referred to State Affairs Committee; In Constitutional Rights, Rule of Law & Government Operations Subcommittee, 02/07/23; Added to Constitutional Rights, Rule of Law & Government Operations Subcommittee agenda, 02/16/23.	
SB 364	Bereavement Benefits for Law Enforcement Officers	Avila	Citing this act as the "Respecting the Sacrifice of Law Enforcement Officers Act"; authorizing the head of a law enforcement agency to grant administrative leave to law enforcement officers under certain circumstances; authorizing the head of a law enforcement agency to designate specified travel as official state business; revising the sum paid on the behalf of specified law enforcement officers killed in the line of duty for funeral and burial expenses, etc.	Filed 01/24/23; Referred to Governmental Oversight and Accountability; Criminal Justice; Fiscal Policy, 02/09/23.	

**CITY ATTORNEY LEGISLATIVE BILL TRACKING
2023 REGULAR SESSION**

BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	VOTE HISTORY
CS = Committee Substitute filed. * Bills with no counterpart in Senate or House have minimal chance of passage.					

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John P. Regan, City Manager

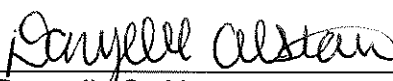
DATE: February 16, 2023

RE: **SATISFACTION AND RELEASE OF UTILITY MORTGAGE – 170 DUVAL STREET**

Enclosed is a Satisfaction and Release of Mortgage for 170 Duval Street, regarding the Unit Connection Fee Mortgage and Promissory Note executed between the City of St. Augustine and Carl Lewis. The mortgage was recorded in the Public Records of St. Johns County on September 27, 2013. Copies of the Unit Connection Fee Mortgage and Promissory Note are enclosed as well for reference.

Please place this Release and Satisfaction of Mortgage on the consent agenda for consideration and execution at the February 27, 2023 City Commission meeting.

Please contact me if you have any questions or comments. Thank you.

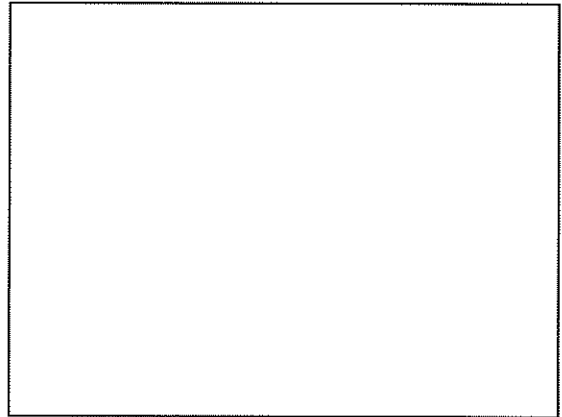


Danyelle S. Alston
Assistant City Attorney

/sl
Attachment

xc: Darlene Galambos, City Clerk (with original)

This instrument was prepared under the supervision and direction of Isabelle C. Lopez, City Attorney, P.O. Box 210, St. Augustine, Florida 32085



**SATISFACTION AND
RELEASE OF MORTGAGE**

KNOW ALL MEN BY THESE PRESENTS:

THE CITY OF ST. AUGUSTINE, a municipal corporation organized and existing under the laws of the State of Florida, whose mailing address is P.O. Box 210, St. Augustine, Florida, 32085-0210 (hereinafter referred to as "Mortgagee"), in consideration of the covenants and agreements set forth hereinafter, hereby releases **CARL LEWIS**, whose address is 170 Duval Street, St. Augustine, Florida 32084, his heirs, assigns or successors in title (hereinafter referred to as "Mortgagor"), from the Mortgage entitled, "Unit Connection Fee Mortgage," executed between the parties and dated September 23, 2013, recorded at Official Records Book 3795, Page 976, of the Public Records of St. Johns County, Florida, and relating to that certain lot, parcel or piece of land situated in the City of St. Augustine, St. Johns County, Florida, described in **Exhibit "A"** attached hereto and incorporated herein.

Mortgagee hereby releases said Mortgagor from any obligations created by or existing by virtue of said Mortgage and the Promissory Note relating thereto recorded at Official Record Book 3795, Page 976, of the Public Records of St. Johns County, Florida, and such obligations related to said documents have been fully performed and are therefore satisfied.

IN WITNESS WHEREOF, this Satisfaction and Release of Mortgage has been duly signed and executed by the Mortgagee, this _____ day of _____, 2023.

ATTEST:

CITY OF ST. AUGUSTINE, FLORIDA,
a municipal corporation

Darlene Galambos, City Clerk
(S E A L)

By: _____
Nancy Sikes-Kline, Mayor-Commissioner

I **HEREBY CERTIFY** that on this day, personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, by means of ☐ physical presence or ☐ online notarization, **Nancy Sikes-Kline**, who is personally known to me, who is the person who executed the foregoing instrument and who acknowledged before me that she executed the same for the uses and purposes therein expressed.

WITNESS my hand and official seal, this _____ day of _____, 2023.

Notary Public, State of Florida

(S E A L)

EXHIBIT "A"

LEGAL DESCRIPTION: LOTS 19, 20, 21 AND 22 OF BLOCK 3, McLAUGHLIN'S ADDITION TO ST. AUGUSTINE IN THE W1/2 OF THE HUERTAS GRANT, SECTION 45, TOWNSHIP 7 SOUTH, RANGE 29 EAST, ACCORDING TO OFFICIAL MAP OF NEW AUGUSTINE DATED JUNE, 1918 ON FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF ST. JOHNS COUNTY, FLORIDA.

PARCEL ID NUMBER: 129160-0000

LOCATION ADDRESS: 170 DUVAL STREET, ST. AUGUSTINE, FLORIDA 32084

**UNIT CONNECTION FEE
MORTGAGE**

THIS MORTGAGE, by and between Carl Lewis, whose address is 170 Duval Street, hereinafter called "Mortgagor") and CITY OF ST. AUGUSTINE, FLORIDA, a municipal corporation organized under the laws of the State of Florida, whose address is P.O. Box 210, Attention Financial Services Department, St. Augustine, Florida, 32085 (hereinafter called "Mortgagee").

WITNESSETH that for good and valuable consideration, and also in consideration of the Mortgagee's deferment of certain water and/or sewer unit connection fees owed by the Mortgagor to the Mortgagee as evidenced by the Unit Connection Fee Promissory Note hereinafter described, the said Mortgagor does hereby grant, bargain, sell, alien, remise, release, convey and confirm unto the said Mortgagee all that certain piece, parcel or tract of land of which the said Mortgagor is now seized and possessed and in actual possession, situate in the county of St. Johns and state of Florida, described as follows:

SEE EXHIBIT "A" ATTACHED HERETO

Together with all structures and improvements now and hereafter on said land, and the fixtures attached thereto.

To have and to hold the same, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and also all the estate, right, title, interest, homestead, separate estate, possession, claim and demand whatsoever, as well in law as in equity, of the said Mortgagor in and to the same, and every part thereof, unto the said Mortgagee, in fee simple.

And the Mortgagor hereby covenants with the Mortgagee that it is indefeasibly seized of said land in fee simple; that it has full power and lawful right to convey the same in fee simple as aforesaid; and that said Mortgagor will make such further assurances to prove the fee simple title to said land to said Mortgagee as may be reasonably required.

Provided always, and these presents are executed and delivered upon the following conditions, to-wit:

The Mortgagor agrees to timely pay the Mortgagee, or order, the payments described in the copy of the Unit Connection Fee Promissory Note attached hereto as Exhibit "B" in the manner and at the times described therein.

And shall duly, promptly and fully perform, discharge, execute, effect, complete and comply with and abide by each and every of the stipulations, agreements, conditions, and covenants of said Promissory Note and of this mortgage, then this mortgage and the estate hereby created shall cease and be null and void.

And the Mortgagor further covenants as follows:

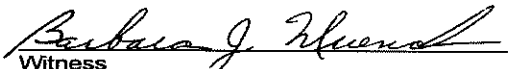
1. That it will pay all and singular the costs, charges and expenses, including reasonable attorney's fees, and costs of abstracts of title, incurred or paid at any time by the Mortgagee because of the failure on the part of the Mortgagor promptly and fully to perform the agreements and covenants of said Promissory Note and this mortgage, and said costs, charges and expenses shall be immediately due and payable and shall be secured by the lien of this mortgage.

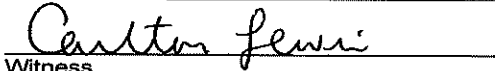
2. That (a) in the event of any breach of this mortgage or any mortgage superior or junior hereto or default on the part of the Mortgagor under this or any other mortgage encumbering the property mortgaged hereby, or (b) in the event that any of said sums of money herein referred to be not promptly and fully paid without demand or notice, or (c) in the event that each and every of the stipulations, agreements, conditions and covenants of said note and this mortgage are not promptly and fully performed, then in either or any such event, the said aggregate sum mentioned in said note then remaining unpaid, with interest accrued to that time, and all moneys secured hereby, shall become due and payable forthwith, or thereafter, at the option of said Mortgagee, as fully and completely as if all of the said sums of money were originally stipulated to be paid on such day, anything in said note or in this mortgage to the contrary notwithstanding; and thereupon or thereafter, at the option of said Mortgagee, without notice or demand, suit at law or in equity may be prosecuted as if all moneys secured hereby had matured prior to its institution. The Mortgagee may foreclose this mortgage, as to the amount so declared due and payable, and the said premises shall be sold to satisfy and pay the same, together with costs, expenses and allowances.

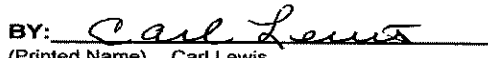
3. That the Mortgagee will make monthly payments in the amount of \$37.09 for 120 months.

IN WITNESS WHEREOF, the Mortgagor has hereunto set its hand and seal, this 23rd day of September 2013.

Signed, sealed and delivered
in the presence of:


Witness
Printed Name: Barbara J Muench


Witness
Printed Name: CARLTON Lewis

BY: 
(Printed Name) Carl Lewis
(Address) 170 Duval Street
(Telephone) 904-824-2179

* * * NOTARY CERTIFICATION APPEARS ON THE FOLLOWING PAGE * * *

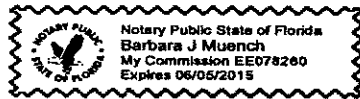
FOR AN INDIVIDUAL ACTING IN HIS OR HER OWN RIGHT:

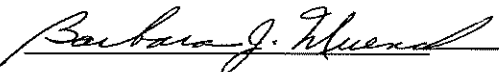
STATE OF Florida

COUNTY OF St. Johns

I HEREBY CERTIFY that on this day, personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, **Carl Lewis**, who is personally known to me or who has produced FLA. DRIVER'S LICENSE as identification and is the person described in and who executed the foregoing instrument, and acknowledged before me that he executed the same for the uses and purposes therein expressed.

Witness my hand and official seal, this 23rd day of September 2013.




Notary Public, State of Florida

LEGAL DESCRIPTION

Lots 19, 20, 21 and 22 of Block 3, McLaughlin's Addition to St. Augustine in the W1/2 of the Huertas Grant, Section 45, Township 7 South, Range 29 East, according to official map of New Augustine dated June, 1918 on file in the office of the Clerk of the Circuit Court of St. Johns County, Florida.

Parcel No. 129160-0000

Exhibit "A"

**UNIT CONNECTION FEE
PROMISSORY NOTE**

APPLICANT(S) NAME: Carl Lewis
ADDRESS: 170 Duval Street
St. Augustine, FL 32084

\$3,808.00

St. Augustine, Florida

FOR VALUE RECEIVED, and as payment for certain unit connection fees on premises located at **170 Duval Street**, the undersigned, jointly and severally, promises to pay to the order of **CITY OF ST. AUGUSTINE, P.O. Box 210, St. Augustine, Florida, 32085**, or elsewhere as the holder hereof may from time to time require, the principal sum of **3808 Dollars**, together with interest on so much of said principal sum as remains from time to time outstanding and unpaid, at the rate of **3.18 percent** per annum from the date hereof until paid. Said principal and interest shall be paid in equal consecutive monthly installments of **37.09 Dollars** each, commencing on the date hereof and continuing on the same date each and every month thereafter until paid in full, said installments to be applied first to interest and the balance to principal.

The maker(s) hereof waives presentment for payment and demand. Time is of the essence hereof. It is expressly agreed that if this Note or any part or installment thereof be not paid within ten (10) days after the same becomes due and payable, anything herein to the contrary notwithstanding, the maker(s) hereof understands that all unpaid sums shall immediately be due and payable at once, without notice or demand, together with all costs of collection, including reasonable attorney's fees, whether suit be filed or not.

The maker(s) hereof may prepay any part of the principal sum hereof in any amount at any time, but any such prepayment shall not relieve the maker(s) hereof from making payment of the installment then due nor any subsequent installment provided hereby, unless at the time of such prepayment the maker(s) hereof pays all sums hereon.

Any waiver of the right to exercise any option by the holder hereof shall not constitute a waiver of the right to exercise said option at any future time.

All notices, demand, presentment, dishonor and requirements under any law of Florida are hereby expressly waived.

Exhibit "B"

This Note is secured by and subject to the terms of a mortgage (or a letter of credit) of even date herewith.

Signed, sealed and delivered Dated as of: **September 23, 2013**, in the presence of:

Barbara J. Muench
Witness
Printed Name: Barbara J Muench

Carlton Lewis
Witness
Printed Name: CARLTON Lewis

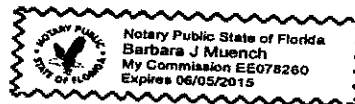
BY: Carl Lewis
(Printed Name) Carl Lewis
(Address) 170 Duval Street
(Telephone) 904-824-2179

STATE OF FLORIDA
COUNTY OF ST. JOHNS

I HEREBY CERTIFY that on this day, personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, Carl Lewis, who is personally known to me or who has produced FLA. DRIVER'S LICENSE as identification and is the person described in and who executed the foregoing instrument, and acknowledged before me that he executed the same for the uses and purposes therein expressed.

Witness my hand and official seal, this 23rd day of September 2013.

Barbara J. Muench
Notary Public, State of Florida





Est. 1565

City of St. Augustine

La Lealísima y Valerosa Ciudad de San Agustín de la Florida

PROCLAMATION

***WHEREAS,** The City of St. Augustine's Financial Services Department serves the community of St. Augustine by safeguarding the City's assets, maximizing the use of City revenue, and efficiently providing accurate and timely information to the City Commission, City Manager, and the general public; and*

***WHEREAS,** The City of St. Augustine's Financial Services Department provides customer service to all customers of its three utilities; water, sewer, and solid waste. In addition to assisting the public with business tax receipts, licensing, parking, and vendor permits; and*

***WHEREAS,** The Florida Government Finance Officers Association is a professional association founded in 1937 and serves more than 3,300 professionals from state, county and city governments, school districts, colleges and universities, special districts and private firms; and*

***WHEREAS,** this Government Finance Professionals Week, sponsored by the FGFOA and all of its governmental organization members, is a weeklong series of activities aimed at recognizing government finance professionals and the vital services that they provide to our state and our community; and*

***WHEREAS,** the City of St. Augustine acknowledges the hard work, dedication, and leadership of its finance staff, and extends appreciation to all government finance professionals in the state of Florida.*

***NOW, THEREFORE,** the City Commission of the City of St. Augustine, does hereby proclaim **March 20-24, 2023, as Government Finance Professionals Week** and urges citizens to recognize government finance professionals and the vital services they provide to our community.*

***IN WITNESS WHEREOF,** I have hereunto set my hand and caused the Seal of the City of St. Augustine to be affixed this 13th day of March in the year of our Lord two thousand and twenty-three and the four hundred and fifty-seventh year of the founding of St. Augustine, the Nation's Oldest City.*

Nancy Sikes-Kline, Mayor

CITY OF ST. AUGUSTINE

M E M O R A N D U M

TO: John P. Regan, P.E.
City Manager

DATE: February 15, 2023

RE: Consent Agenda Item: Revision Request for the American Rescue Plan Act (ARPA) Spending Plan.

Early last year, Staff conducted a presentation of various options and projects available for the use of ARPA funding and received Commission's approval to proceed as presented. Staff has been diligently working on encumbering funding for these projects to meet grant timeline requirements. During this process, two projects have evolved requiring an adjustment to the ARPA spending plan.

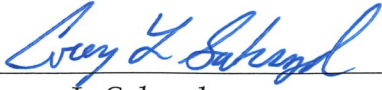
The first is the recently signed Florida Back Bay Coastal Storm Risk Management Feasibility Study. This joint project with the Army Corps of Engineers project is a three-year study to investigate storm impacts and explore solutions to mitigate coastal storm risks to the City.

The second proposed project adjustment was discovered during the construction planning of a new Police Department (PD) evidence shed project. A more cost-effective and efficient alternative was identified. This alternative would represent savings and allow funding for other approved ARPA projects.

Request Commission approval for adjustment from the APRA spending plan of \$2,080,933 from the Stormwater Master Plan to the Florida Back Bay Coastal Storm Risk Management Feasibility Study and \$200,000 from the construction of the PD evidence shed to purchase four additional PD vehicles. These new PD vehicles are an increase to the three already purchased through ARPA.

If you concur, please place this item on the Consent Agenda for the City Commission meeting scheduled for Monday, February 27, 2023.

As always, please do not hesitate to contact me if you have any questions. Thank you for your assistance.



Corey L. Sakryd
Deputy Director, General Services

CLS

Encl: ARPA Review and Request for Adjustment

xc: Meredith Breidenstein, Assistant City Manager
Isabelle Lopez, City Attorney
Darlene Galambos, City Clerk
file

ARPA Review and Request for Adjustment								
Internal Project Code	Project Description	12/13/2021 Presentation of ARPA budget to Commission	2/28/2022 Presentation of ARPA budget to Commission	3/28/2022 Commission Approval of ARPA budget	2/27/2023 Requested Adjustment for Back Bay Study and PD Vehicles	Spent through 2/3/2023	Encumbered through 2/3/2023	Remaining Balances 2/3/2023
ARPA1	Street Sweepers	500,000	500,000	500,000		500,000	-	-
ARPA2	Cyber Security Upgrades	650,000	509,726	509,726		264,822	53,462	191,442
ARPA3	Police Cars	250,000	120,000	120,000	200,000	89,872	28,089	202,039
ARPA4	Garbage Trucks	350,000	700,000	700,000		188,303	511,697	-
	Stormwater Master Plan	2,000,000	2,110,000	2,080,933	(2,080,933)	-		-
ARPA5	Back Bay Study	-	-		2,080,933	1,500,000		580,933
ARPA6	Septic to Sewer	2,000,000	2,000,000	2,000,000				2,000,000
ARPA7	Police Evidence Shed	200,000	200,000	200,000	(200,000)			-
ARPA8	Utility Monitoring System (SCADA)	650,000	510,000	510,000				510,000
ARPA9	WWTP Outfall Rehab	500,000	550,000	550,000				550,000
	WWTP UV Disinfection	700,000	-					-
ARPA10	WWTP Generator Replacement		550,000	550,000				550,000
		7,800,000	7,749,726	7,720,659	-	2,542,997	593,248	4,584,414

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John P. Regan, PE

DATE: February 13, 2023

RE: Request for Confirmation of appointment to fill one (1) Term Expiration – St. Augustine Firefighters' Pension Trust Fund, Board of Trustees

An advertisement was placed in the St. Augustine Record and one application was received from Jolinda Leveck and is attached.

During the regular meeting of the St. Augustine Firefighters' Pension Fund Board of Trustees held on February 8, 2023, the Board re-appointed Jolinda Leveck as the 5th trustee of the Board. This appointment is for a two-year term, which will expire on January 1, 2025. In accordance with City Code 20-193, City Commission ministerial approval is required.

If you concur, please place this item on the Consent Agenda for the February 27, 2023, regular City Commission Meeting.



City Clerk

Attachments: Application

xc: Clerk's Office

CITY OF ST. AUGUSTINE
APPLICATION REQUESTING APPOINTMENT TO CITY BOARD/COMMITTEE

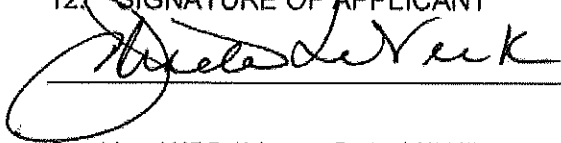
The undersigned wishes to apply for City Commission appointment to serve in a voluntary capacity on a City of St. Augustine board or committee. In accordance with Ordinance 2003-14 citizen boards that assist in the governing of the City of St. Augustine shall be made up of persons who reside within the City Limits. Exceptions to this City Commission policy may be made for members of ad-hoc committees on a case-by-case basis by the City Commission. All applications must include a cover letter and resume.

1. APPLICANT JOLINDA LEVECK
2. RESIDENCE (address) 276 SUNSHINE DR. 32086 PHONE 904-669-4182
3. BUSINESS OWNED (Address) _____ PHONE _____
4. PROPERTY OWNED (Address) Same
5. MAILING ADDRESS PREFERRED Same
6. E-mail Address jolinda.levack@protonmail.com
7. BOARD DESIRED ST. AUG. FIREFIGHTERS PENSION BOARD
8. OCCUPATION (include resume) RETIRED ST. AUGUSTINE FIRE DEPT
9. PROFESSIONAL QUALIFICATIONS: (Attach additional information or Cover Letter)
CURRENT BOARD MEMBER
ADMIN COORDINATOR FOR SAED FOR 20 YEARS SERVING
AS LIAISON FOR SAEDPT AND HANDLING ALL BILLING +
CORRESPONDENCE
10. OTHER COMMENTS OR INFORMATION

11. "Ethnicity and race information is requested under the authority of 42 U.S.C. Section 2000e-16 and in compliance with the Office of Management and Budget's 1997 Revisions to the Standards for the Classification of Federal Data on Race and Ethnicity. Providing this information is voluntary and has no impact on your employment status, but in the instance of missing information, your employing agency will attempt to identify your race and ethnicity by visual observation."

Specific instructions: The two questions below are designed to identify your ethnicity and race. Regardless of your answer to question 1, go to question 2.	
Question 1. Are You Hispanic or Latino? (A person of Cuban, Mexican, Puerto Rican, South or Central American, or other Spanish culture or origin, regardless of race.) ☐ Yes ☒ No	
Question 2. Please select the racial category or categories with which you most closely identify by placing an "X" in the appropriate box. Check as many as apply.	
RACIAL CATEGORY (Check as many as apply)	
☐ American Indian or Alaska Native	
☐ Asian	
☐ Black or African American	
☐ Native Hawaiian or Other Pacific Islander	
☒ White	

12. SIGNATURE OF APPLICANT



DATE 10/8/2022

12. AGREEMENT: In filing this application, the undersigned understands that it becomes a part of the public records of the City of St. Augustine and does hereby certify that all information contained herein is true to the best of his/her knowledge. It is also understood that, if appointed, it is required by the State of Florida to file a financial disclosure Form 1 with the Supervisor of Elections, St. Johns County, within thirty (30) days of appointment, and each year thereafter, covering the term of appointment and to file Form 1-F upon departure from the board. Submit applications to Darlene Galambos, City Clerk, P.O. Box 210, St. Augustine, FL 32085.


Initial

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John P. Regan, City Manager

DATE: February 7, 2023

RE: **SMITH V. CITY – INVOICE FOR PROFESSIONAL SERVICES**

Enclosed please find Invoice No. 01-2023-10-3029 dated February 1, 2023, from Cavendish Partners, P.A. for legal services rendered in January 2023 regarding the Philip Smith v. City of St. Augustine matter.

The amount due is **\$930.00**. We have reviewed the billing and submit same to you for placement on the consent agenda for the February 27, 2023 City Commission meeting.

*{ WITH THIS INVOICE THE TOTAL EXPENDED TO DATE FOR ATTORNEY'S
FEES AND COSTS ON THIS MATTER EQUALS \$27,497.65. }*

Thank you.



Isabelle C. Lopez
City Attorney

/sl
Attachment

xc: Meredith Breidenstein, Assistant City Manager
David Birchim, Assistant City Manager
Darlene Galambos, City Clerk
Mark Simpson, Financial Services

CAVENDISH PARTNERS

200 West Forsyth Street, Suite 1300
Jacksonville, FL 32202

INVOICE

Date: 02/01/2023

Invoice #: 01-2023-10-3029

Matter: Stampedes Dance Hall Liquor License
Lawsuit File #: 3029

INVOICE TOTAL AND BALANCE DUE \$930.00

Bill To:

Isabelle Lopez, City Attorney
75 King Street
P.O. Box 210
St Augustine, FL 32085

Due Date: 03/03/2023

Please Remit Payment To:

Cavendish Partners, P.A.
200 West Forsyth Street
Suite 1300
Jacksonville, FL 32202

**PAYMENTS RECEIVED AFTER 02/01/2023 ARE
NOT REFLECTED IN THIS BALANCE DUE INVOICE**