

CITY OF ST. AUGUSTINE

Regular City Commission Meeting
Monday, August 22, 2022

The City Commission met in formal session Monday, August 22, 2022, at 5:00 P.M. in the Alcazar Room at City Hall. The meeting was called to order by Mayor Tracy Upchurch, and the following were present:

1. Roll Call: Tracy Upchurch, Mayor/City Commissioner
Nancy Sikes-Kline, Vice Mayor/City Commissioner
Roxanne Horvath, City Commissioner
Barbara Blonder, City Commissioner

Absent: John Valdes, City Commissioner (excused)

Also Present: John Regan, City Manager
Isabelle Lopez, City Attorney
Darlene Galambos, City Clerk
Meredith Breidenstein, Assistant City Manager
David Birchim, Assistant City Manager
Reuben Franklin, Director, Public Works
Jim Piggott, Director of General Services
Melissa Wissel, Director, Communications
Jennifer Michaux, Police Chief
Colleen Kuhn, Recording Secretary

INVOCATION AND PLEDGE OF ALLEGIANCE

Pastor Pitts from the Ancient City Baptist Church delivered the invocation, and Commissioner Sikes-Kline led the Pledge of Allegiance.

2. ADMINISTRATIVE ITEMS

2.A. Modification and Approval of Regular Agenda

MOTION

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

3. Special Presentations, Recognitions and Proclamations

3.A. Eryn Russell, Ambassador for the Florida League of Cities, Inc. will present a proclamation to the City of St. Augustine in honor of the 200th anniversary of the City's incorporation to the United States.

Eryn Russell, Ambassador for the Florida League of Cities presented the Commission with the Proclamation in honor of the City of St. Augustine's 200th anniversary of incorporation into the United States. She recognized the City of St. Augustine would be celebrating its' 457th year as a City.

4. General Public Comments (3 minutes per individual)

The Commission heard from the following members of the public:

- Jim Springfield
- Dwight Miller
- BJ Kaladai

Public comment closed

5. Consent Agenda

John Regan, City Manager, read the Consent Agenda.

CA.1. Preview of upcoming Commission meetings.

CA.2. THE FOLLOWING ORDINANCES ARE TENTATIVELY SCHEDULED FOR SECOND READING ON SEPTEMBER 12, 2022:

CA.3. Reminder of Upcoming Meetings:

- September 8, 2022, 5:05pm, Special Commission Meeting and public hearing for fiscal year 2023 budget and tentative millage rate adoption
- September 12, 2022, 5:00pm, City Commission Meeting
- September 22, 2022, 5:05pm, Special Commission Meeting and final public hearing for fiscal year 2023 budget and final millage rate adoption
- September 26, 2022, 5:00pm, City Commission Meeting

CA.4. APPROVAL OF MINUTES FROM PRIOR COMMISSION MEETINGS:

- July 25, 2022, Regular City Commission Meeting

CA.5. RELEASES OF LIEN FOR UNIT CONNECTION FEE MORTGAGE(S):

(None)

CA.6. PROPOSED PROCLAMATIONS, CERTIFICATES OF

APPRECIATION/RECOGNITION. (COMMISSION APPROVAL REQUIRED). (TO BE READ AT A SUBSEQUENT MEETING).

(None)

CA.7. NOTIFICATION OF PROCLAMATIONS/CERTIFICATES OF RECOGNITION ISSUED:

(None)

CA.8. Approval of license for use of City right-of-way at 1600 Ponce de Leon Boulevard North for the installation, use and maintenance of the irrigation system. (R. Franklin, Director Public Works)

CA.9. Approval of the nomination of Greg White for the 2022 Order of La Florida Award. (T. Upchurch, Mayor)

CA.10. Invoice in the amount of \$2,520.00 from Cavendish Partners, P.A. for legal services in the Smith v. City of St. Augustine matter. (I. Lopez, City Attorney)

End Consent Agenda

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

(None)

5.B. Approval of Consent Agenda

MOTION

Commissioner Sikes-Kline MOVED to approve the Consent Agenda. The motion was SECONDED by Commissioner Blonder.

VOTE ON MOTION:

AYES: Sikes-Kline, Blonder, Horvath, Upchurch

NAYES: None

MOTION APPROVED UNANIMOUSLY

6. Appeals

(None)

7. General Public Presentations, Items of Great Public Importance, and Other Items Requiring Public Hearings

7.A. General Public Presentations

(None)

7.B. Items of Great Public Importance

(None)

7.C. Other Items Requiring Public Hearing

(None)

8. Ordinances and Resolutions – Public Hearing Required.

8.A. Ordinances – Second Reading

8.A.1. Ordinance 2022-23: Regulates and posts idle speed - no wake zones. (IR. Thibault, Assistant City Attorney)

Isabell Lopez, City Attorney presented Ordinance 2022-23 which included affidavits from Mr. Franklin and Mr. Miller, photographs, and a Letter of Support from the Port Authority and the St. Augustine Chief of Police. She said the Ordinance would not be final until the Fish and Wildlife Conservation Commission had reviewed the Ordinance and found evidence of dangerous conditions warranting the Ordinance.

Public hearing was opened; however, there was no response.

MOTION

Commissioner Blonder MOVED to pass Ordinance 2022-23 on second reading, read by title only. The motion was SECONDED by Commissioner Sikes-Kline.

Ms. Lopez read the title as follows:

ORDINANCE NO. 2022-23

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, AMENDING THE CODE OF THE CITY OF ST. AUGUSTINE CREATING SECTION 7-4 REGULATING AND POSTING IDLE SPEED-NO WAKE ZONES; PROVIDING FOR INCLUSION IN THE CODE OF THE CITY OF ST. AUGUSTINE, PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, PROVIDING FOR SEVERANCE OF INVALID PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

VOTE ON MOTION:

AYES: Blonder, Sikes-Kline, Horvath, Upchurch

NAYES: None

MOTION APPROVED UNANIMOUSLY

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

(None)

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

(None)

9. Ordinances and Resolutions - No Public Hearing Required

9.A. Ordinances – First Reading

(None)

9.B. Resolutions

10. Staff Reports and Presentations

10.A. Review of agreements between the City and St. Augustine Historical Tours, Inc. d/b/a Old Town Trolley Tours, for the upcoming Nights of Lights event. (J. Piggott, Director General Services)

Jim Piggott, Director of General Services reminded the Commission that during their January 10th meeting the Commission discussed the reduction of noise during the Nights of Lights. He said minor adjustments were made to the Extended Usage Agreement of the Visitors Information Center (VIC) and the Performance Contract used by Old Town Trolley and the St. Johns School District.

Mr. Piggott reviewed the following changes:

- The Usage Agreement would include tour departure announcements stating that shouting at pedestrians and other vehicles and playing musical percussion instruments were prohibited.
- Last load times:

Beginning at 5:30 p.m. on November 19th – January 8th

- Sunday – Thursday at 10:30 p.m.
- Friday and Saturday at 10:45 p.m.
- November 24th – 27th (Thanksgiving) at 10:45 p.m.
- December 22nd – January 3rd (St. Johns School District Christmas break) at 10:45 p.m.

Beginning at 5:30 p.m. on January 9th – January 31st

- Sunday – Thursday at 9:30 p.m.
- Friday and Saturday at 10:00 p.m.

John Regan, City Manager stated that when ambient noise in the City drops, impulse noise became disturbing. He said the last load times were helpful and staff would monitor noise levels and make further adjustments in the next year if needed. He clarified the last load time reflected departure from the VIC and returned around 11:30 p.m. He said that each year Agreements were renewed.

Commissioner Blonder asked if the Agreement could be enforced.

Mr. Regan stated there was little remedy for violations and he believed driver training was the more important element. Commissioner Blonder stated her concern about late load times and requested close monitoring by staff and that Trolley drivers should remind patrons to keep unnecessary noises down.

MOTION

Commissioner Horvath MOVED to approve the Usage Agreement for the Nights of Lights as presented. The motion was SECONDED by Commissioner Sikes-Kline.

VOTE ON MOTION:

AYES: Horvath, Sikes-Kline, Blonder, Upchurch

NAYES: None

MOTION APPROVED UNANIMOUSLY

MOTION

Commissioner Sikes-Kline MOVED to approve the Performance Contract for the Nights of Lights as presented. The motion was SECONDED by Commissioner Horvath.

VOTE ON MOTION:

AYES: Sikes-Kline, Horvath, Blonder, Upchurch

NAYES: None

MOTION APPROVED UNANIMOUSLY

11. ITEMS BY CITY ATTORNEY

(None)

12. ITEMS BY CITY CLERK

(None)

13. ITEMS BY CITY MANAGER

(None)

14. Items by Mayor and Commissioners

14.A. Resilient First Coast Partner Agreement to work collaboratively to

make our region more resilient to extreme weather. (R. Horvath, Commissioner)

Commissioner Horvath reviewed the Agreement. She said she had been on the Board of the Northeast Florida Regional Council for about ten years. She stated the Council provided services to the region and began efforts to address issues of sea level rise and resiliency in 2014. She said in 2019, the Regional Resiliency Exposure Tool was released and allowed users to determine if resources in Southeast Florida were at risk for storm surge, flooding, and sea level rise. She stated the Council was qualified to manage the Coalition and would provide administrative support to the Regional Resiliency Collaboration. She said she had been selected to Chair the Collaboration and Jessica Beach, the City's Resiliency Manager, was selected as Vice Chair. She said it was a great opportunity to highlight the St. Augustine's work in this area and the City could learn from others and develop best practices. She invited Commissioners to attend meetings and noted there was a Resiliency Panel scheduled for September 15th.

MOTION

Commissioner Horvath MOVED to approve the Resilient First Coast Partner Agreement. The motion was SECONDED by Commissioner Blonder.

VOTE ON MOTION:

AYES: Horvath, Blonder, Sikes-Kline, Upchurch

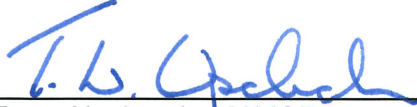
NAYES: None

MOTION APPROVED UNANIMOUSLY

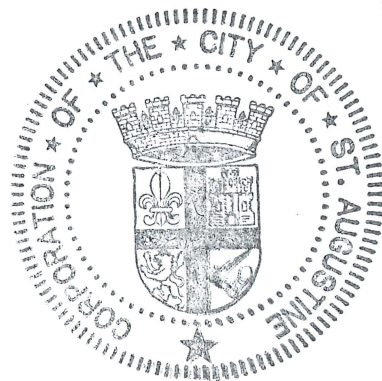
Mayor Upchurch advised he had written two letters, one to Colonel Pruitt for his recognition by the Merchant Marines and a letter of condolence to Mayor Petroglou on death of her husband, James.

15. Adjournment

There being no further business, the meeting was adjourned at 5:41P.M.¹


Tracy Upchurch, MAYOR


Darlene Galambos, CITY CLERK



¹ Transcribed by Colleen Kuhn