



# AMENDED

**CITY OF ST. AUGUSTINE CITY COMMISSION  
REGULAR MEETING AGENDA  
MONDAY, DECEMBER 9, 2019 - 5:00  
PM  
ALCAZAR ROOM**

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**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.** Presentations to Commissioners Horvath and Sikes-Kline of their 20-years of service awards by Mark Raymond Sittig, Membership Services Manager, Florida League of Cities, Inc. (*J. Regan, City Manager*)

**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.A.1. Ordinance 2019-41:** Amends Sec. 2.03 of the City Charter to provide for a residency requirement for City Commissioners of a period of one (1) year prior to the date of qualification for election and for continuous physical residency and voter registration within the City for the term of their office. *(I. Lopez, City Attorney)*
- 8.A.2. Ordinance 2019-19:** Amendment to Sec. 10.54 of the City Charter to extend the terms for police and fire department representatives on the Civil Service Board from one (1) year to three (3) years to provide greater continuity and the ability to discuss and review issues that may require multi-year context. *(I. Lopez, City Attorney)*
- 8.A.3. Ordinance 2019-46:** Vacates the street rights-of-way in the Antigua Phase One residential subdivision. *(R. Franklin, Director, Public Works)*
- 8.A.4. Ordinance 2019-47:** Creates Chapter 2, Division 3, Sections 2-340 through 2-343 creating the office of the special magistrate for code enforcement violations. *(J. Cary, Assistant City Attorney)*
- 8.A.5. Ordinance 2019-24:** Charter update to Article IV, Sections 4.01, 4.07, 4.09, 4.10, 4.12, 4.13, 4.14, 4.16, 4.19, 4.21 and 4.44 updating the powers and authority of executive and administrative officers, removing reference to municipal judges and the department of public safety and welfare and conforming language to current usage and policies of the City. *(I. Lopez, City Attorney)*
- 8.A.6. Ordinance 2019-25:** Charter update to Article V, Sections 5.21 and 5.28 providing intent regarding the provisions for ordinances submitted by petition of voters, clarifying the city attorney's responsibility to approve resident petition driven ordinances as to form only prior to consideration before the City Commission and repealing resident petition emergency measures as impracticable due to federal and state emergency procedure requirements. *(I. Lopez, City Attorney)*

**8.A.7. Ordinance 2019-26:** Charter update to Article VI, Sections 6.14, 6.18, 6.19, 6.201 and 6.26 updating the charter to conform with the Florida Election Code that superseded local rules and regulations regarding electoral procedures and incorporates the procedures found in Chapter 166.21(4) regarding charter amendments by ordinance. *(I. Lopez, City Attorney)*

**8.A.8. Ordinance 2019-44:** Creates Chapter 28, Article II, Division 1, Section 28-29 of the Code to the City of St. Augustine to provide consistency of appeals for all development permits and utilizes the statutory language, provides for uniform lower board procedures for appeals and conforms and clarifies the appeals procedure. *(I. Lopez, City Attorney)*

**8.A.9. Ordinance 2019-45:** Creates Chapter 28, Article II, Division 5, Sections 28-126 through 28-134 of the Code of the City of St. Augustine to establish the Corridor Review Committee to interpret the new Design Standards for Entry Corridors. *(I. Lopez, City Attorney)*

**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.A.1. Ordinance 2019-50:** Provides regulation of short-term rentals including registration, annual inspection, intensity of use, ancillary use, life-safety, parking, solid waste, effects on existing contracts and violations and penalties. *(I. Lopez, City Attorney)*

**9.A.2. Ordinance 2019-51:** Codifies the findings, intent, purpose and interpretation found in Ordinance 2010-24 that established regulations for registration and permissible activities for short-term rentals in RS-1 and RS-2 categories. *(I. Lopez, City Attorney)*

**9.A.3. Ordinance 2019-52:** Confirms regulations requiring monthly rentals for HP-1 zoned properties and submerged land leases for commercial use of docks that effect short-term rentals as previously enacted in Ordinance 1995-35 and Ordinance 1989-51. *(I. Lopez, City Attorney)*

**9.B. Resolutions**

**10. STAFF REPORTS AND PRESENTATIONS**

**10.A. Mobility update. *(R. Franklin, Director, Public Works)***

- Bridge of Lions update
- San Marco sidewalk

**11. ITEMS BY CITY ATTORNEY**

**12. ITEMS BY CITY CLERK**

- 12.A.** Review of applications and appointment of one board member to the Planning and Zoning Board. *(D. Galambos, City Clerk)*
- 12.B.** Notification of extension of time for accepting applications to the Code Enforcement Adjustment and Appeals Board for two board members to fill vacancies to expire on December 27, 2019. *(D. Galambos, City Clerk)*
- 12.C.** Request for appointments to fill two term seat expirations on the St. Augustine Firefighters' Pension Fund Board of Trustees. *(D. Galambos, City Clerk)*

**13. ITEMS BY CITY MANAGER**

**14. ITEMS BY MAYOR AND COMMISSIONERS**

- 14.A.** Review of City Manager's annual evaluation synopsis. *(T. Upchurch, Mayor)*
- 14.B.** Discussion regarding the creation of a citizen advisory committee regarding building code and land development code amendments. *(J. Valdes, Commissioner)*

**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.

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**CONSENT AGENDA - DECEMBER 9, 2019**

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**CA.1. PREVIEW OF UPCOMING COMMISSION MEETINGS:**

**The following Ordinances are tentatively scheduled for second reading on January 13, 2020:**

- Ordinance 2019-50
- Ordinance 2019-51
- Ordinance 2019-52

**Remainder of Upcoming Meetings :**

- January 6, 2020, 7 p.m., Lincolnville CRA Steering Committee, Galimore Center
- January 13, 2020, 5 p.m., Regular Meeting
- January 27, 2020, 5 p.m., Regular Meeting

**CA.2. APPROVAL OF MINUTES FROM PRIOR COMMISSION MEETINGS:**

- October 28, 2019, Regular Commission Meeting
- November 12, 2019, Regular Commission Meeting

**CA.3. RELEASES OF LIEN FOR UNIT CONNECTION FEE MORTGAGE(S):** *None.*

**CA.4. PROPOSED PROCLAMATIONS, CERTIFICATES OF APPRECIATION/RECOGNITION. (COMMISSION APPROVAL REQUIRED AND TO BE READ AT A SUBSEQUENT MEETING).** *None.*

**CA.5. NOTIFICATION OF PROCLAMATIONS/CERTIFICATES OF RECOGNITION ISSUED:** *None.*

**CA.6.** Approval of the license agreement between the City and Green Our Planet, LLC regarding a farmer's market in Lincolnville at Eddie Vickers Park. *(J. Piggott, Director, General Services).*

**CA.7.** Acceptance of Petition for Voluntary Annexation and Pre-Annexation Agreement for the retail store located at 1830 A1A South. *(D. Birchim, Director, Planning and Building)*

**CA.8.** Authorization of a letter to the County supporting proposed projects by the St. Johns County Transportation Advisory Group (TAG). *(R. Franklin, Director, Public Works)*

**CA.9.** Authorizing the City Manager to execute the agreement between the City and the Lightner Museum updating the 1967 agreement consistent with the terms of the 1947 Trust setting out the mutual responsibilities for management and maintenance of the property. *(I. Lopez, City Attorney)*

**CA.10.** Authorizes the Intergovernmental Agreement implementing Section 365.179, Florida Statutes, mandating direct radio communication between 9-1-1 first responders. *(I. Lopez, City Attorney)*

- CA.11.** Invoice in the amount of \$4,760.00 dated November 1 from Cavendish Partners, P.A. for legal services regarding the Seavin v. City of St. Augustine matter. *(I Lopez, City Attorney).*

Invoice in the amount of \$1,008.00 dated November 1 from Cavendish Partners, P.A. for legal services regarding the Parker L. Doan Revocable Trust litigation matter. *(I. Lopez, City Attorney).*

*End of Consent Agenda*