



MINUTES

EMERGENCY COMMISSION MEETING

THURSDAY, JULY 2, 2020 AT 5:30 P.M.

CITY OF ST. AUGUSTINE BEACH, 2200 A1A South, St. Augustine Beach, FL 32080

I. CALL TO ORDER

Mayor England called the meeting to order at 5:30 p.m.

II. PLEDGE OF ALLEGIANCE

Mayor England led the Pledge of Allegiance.

III. ROLL CALL

Mayor England asked City Clerk Raddatz for roll call.

Present: Mayor England, Vice Mayor Kostka, Commissioner George (virtually), Commissioner Rumrell (virtually) and Commissioner Samora.

Also present were: City Manager Royle, Assistant City Attorney Taylor, Police Commander Ashlock, and City Clerk Raddatz.

IV. SECTION 1-5 OF THE CITY CHARTER: VOTE TO DETERMINE THAT MEETING IS AN EMERGENCY (Super Majority Vote Required)

Mayor England introduced Item IV and advised that this meeting is to consider one agenda item to consider wearing facemask while physical distancing is not possible. She advised that there was a 500% increase in COVID-19 cases since Phase II.

Mayor England opened the Public Comments section. The following addressed the Commission:

Tom Reynolds, 50 Brigantine Court, St. Augustine Beach, FL, asked to have an emergency meeting on stopping the Republic National Convention and police officers and hazmat pay but not just for masks. Private business needs to regulate themselves.

Motion: approve the emergency meeting. **Moved by** Mayor England, **Seconded by** Commissioner Samora.

Roll Call was as followed:

Mayor England	Yes
Vice Mayor Kostka	No
Commissioner George	Yes
Commissioner Rumrell	Yes

Commissioner Samora

Yes

Motion passes 4 to 1.

V. CONSIDERATION OF PROPOSED RESOLUTION TO REQUIRE FACEMASKS WHEN MAINTAINING PHYSICAL DISTANCE IN BUSINESSES NOT POSSIBLE

Mayor England introduced Item V and then asked Flagler Hospital representative to the podium.

Ms. Nangela Pulsfus, Chief Clinical Officer for Flagler Hospital, 314 Marsh Point Lane, St. Augustine, FL, advised that the COVID-19 has transmission of 40% within homes and suggested everyone stay six feet away from each other and advised that there are currently 23 hospitalization of COVID-19 cases in the hospital and a few needed ventilators.

Commissioner George asked about an article that said that facemasks do not help reduce COVID-19.

Ms. Pulsfus advised that she could not comment on anything she did not read but believes that mask coverings would help reduce the spread.

Commissioner Samora asked about Flagler Hospital's capacity.

Ms. Pulsfus advised that there are 18 COVID patients and 8 are critical.

Vice Mayor Kostka asked about the types of face coverings.

Ms. Pulsfus would not comment on the types of face coverings that are available but advised face coverings are beneficial. Testing is available at Care Fast, CVS, and Flagler Hospital. She explained that on Wednesday Flagler Hospital will start testing again but did not know the costs involved and commented that there are higher numbers now than previous months.

Mayor England asked with the rise in cases, do we have sources for contact tracing.

Ms. Pulsfus said that the Department of Health and the CDC could help with that. Flagler Hospital has an app for contact tracing, which should help.

Vice Mayor Kostka asked if they are short on Personal Protection Equipment (PPE).

Ms. Pulsfus advised no.

City Clerk Raddatz, at Mayor England's request, advised there were 77 who wanted mandatory facemasks and 11 who did not want mandatory facemasks.

Assistant City Attorney Taylor advised that in the City's Charter, emergency orders can be adopted but advised that to have more of a legal foundation St. Johns County should approve the City's resolution. He explained that Florida Statutes 252 says that an Emergency

Management Director should be hired for the City if they wanted to do emergency orders. The City's emergency management plan follows St. Johns County, so there is a conflict between the City, county, and state regulations. He explained that if the City approves this resolution it could be legally challenged on whether it is constitutional and passes the test of scrutiny. He commented that there are several legal challenges regarding mandating masks across the State of Florida, but because the lawsuit is so new no judgement has been taken.

Commissioner George asked if we have an emergency order instead of a resolution would that limit the concern.

Assistant City Attorney Taylor advised that an emergency order would be better if the City did have their own Emergency Management Director.

Commissioner Rumrell asked if this resolution has enforcement and whether it conflicts with the Constitution of the United States.

Assistant City Attorney Taylor remarked that logistically there could be a problem with the Police Department and Code Enforcement keeping up with enforcement of the resolution.

Mayor England explained that she would like to have businesses require facemasks and if the individual refuses to wear a mask, then the businesses could identify the person refusing and give their name to the City's Code Enforcement Officer. She remarked that wearing the masks would help to reduce the spread and advised that enforcement is not her number one priority.

Assistant City Attorney Taylor commented that in Duval County Sheriff's Department did not arrest individuals for not wearing facemasks but if the person did not leave when the business owner asked them to the Sheriff's Office would site them for trespassing.

Commissioner Rumrell asked if this would be a law.

Assistant City Attorney Taylor advised that the resolution would not have a foundation if the County does not want to ratify it, but it might not be challenged. He explained that if St. Johns County did not ratify the City's resolution, it would put the resolution in limbo.

Commissioner Samora asked whether ratification could be done by the St. Johns County Administrator or by the St. Johns County Board of Commissioners.

Assistant City Attorney Taylor advised either authority could do it.

Mayor England advised that she is increasingly alarmed by the number of COVID-19 cases. She explained that she did not want tourists or residents to get sick and since the City links more with the City of St. Augustine than St. Johns County it makes sense to have similar regulations. Publix Manager is encouraging their clients to wear facemasks. She agreed with the CDC that facemasks are important along with other components to stop the spread of

COVID-19. There are several exceptions for people who have medical conditions and restaurant's cooks who are in hot kitchens may not wear facemasks, but all others should to stop the spread of the coronavirus. Police will not enforce the resolution, but the businesses would be the first line of defense and could identify the individual(s) who are not wearing masks and then tell the Code Enforcement Officer. The City has the authority to reduce the number of new COVID-19 cases and keep the community safe. Stopping the spread would eliminate hospitalization and deaths.

Mayor England opened the Public Comments section. The following addressed the Commission:

Tom Reynolds, 50 Brigantine Court, St. Augustine Beach, FL, urged the Commission to vote no and not to interfere with business regulations and said that the new Assistant City Attorney should be able to answer a question regarding emergency authority.

Joslyn Soto, 354 Ocean Forest Drive, St. Augustine Beach, FL, explained that she was a geriatric doctor at Flagler Hospital but was speaking for herself. In the last five days COVID-19 hospitalizations have increased by two to three cases a day at Flagler Hospital. She explained that there was a dedicated COVID-19 unit at Flagler Hospital with 24 patients currently. She recommended facemasks to be worn because they help.

Janine Rainville, 10 Coquina Blvd., St. Augustine Beach, FL, explained that she does not feel safe in the grocery store and has walked to work with signs to support people to wear facemasks because of the public health crisis.

Hester Longstreet, 11 13th Street, St. Augustine Beach, FL, thanked the Commissioners for voting for this and explained that enforcement should be done with it. She commented that she has lost many friends to COVID-19.

Mayor England closed the Public Comments section and asked for further Commission discussion.

Commissioner George advised that she supports wearing facemasks if it helps and thinks it would be constitutional under this emergency. Businesses are struggling and there might be another shutdown if the number of COVID-19 cases increase. She commented that the resolution does have ADA compliance.

Commissioner Rumrell explained that he believes everyone should wear a facemask; however, he does not agree with enforcement. He wanted the businesses be talked to first. People are wearing facemasks more because of the transmission. He commented that the City can make a law, but an individual could go across the street out of the City's jurisdiction and not wear it.

Mayor England advised that the businesses would agree to the resolution and need this resolution to back the businesses up. They can post a sign at the business just like “No Shoes, No Shirt, No Facemask, No Service.” The business could allow non-facemask wearing individuals to enter their business if they refuse to wear a facemask, but then try to identify them and give it to Code Enforcement to discuss it with them. The Police Department will not get involved. She repeated that this is not about enforcement as much as mandating the facemasks because most people will comply.

Commissioner George said businesses do not have to enforce it and the market can control it. The point would be well received and there would be no liability to the City. There may or not be a challenge and it would not make the resolution a moot point.

Commissioner Rumrell explained without enforcement it gives people false hope. Businesses should be held more responsible for their own business. He remarked that he is an advocate for property rights and does not like regulating without enforcement and the City is not setup to enforce it.

Mayor England asked Commissioner Rumrell if he would you do nothing if there was no enforcement even if it would help the businesses to feel like they have the City behind them.

Commissioner Rumrell said that the City could implore that all businesses, residents, and tourists to wear masks but should not regulate without enforcement.

Commissioner George advised people want to protect their health, but tourists do not wear the masks while on vacation. She asked if the City could do an ordinance after this and then repeal the resolution.

Commissioner Samora advised that the CDC has a strong recommendation and why would they override them with a City law. He recommended educating the public, businesses, and tourists.

Commander Ashlock advised that Police Officers educate sometimes instead of enforcing a violation or arresting an individual depending on what the violation is.

Commissioner Samora advised having a law on the books can promote education and messaging and explained that there are tons of comments on this issue. He agreed that no one likes wearing a facemask, but this is a global pandemic and has shut down countries around the world. Facemasks will slow the spread of the pandemic. Having a resolution would give a strong message but is not overbearing. A resolution is flexible and will give an opportunity for messaging. He suggested if someone cannot be socially distance, wear a facemask. He requested to modify the penalty to \$50, not \$500 and asked why exception K in the resolution was removed.

Mayor England advised exception K in the resolution was removed in case someone applied for a special permit of 50 or more people in a confined space, for example the Farmers Market at the pier.

Commissioner Samora advised that permitting could be allowed when socially distancing and facemasks can be worn. He asked whether the Commission wants to keep this resolution going for 30 or 60 days.

Mayor England suggested to keep the resolution in effect as long as the state of emergency is in effect. That way it does not have to be revisited every few months.

Commander Ashlock explained that there is a mechanism in place for trespassing if an individual will not leave after the business owner tells them to because they are not wearing a facemask.

Vice Mayor Kostka remarked that she has received more emails on this topic than any other and could not respond to all the emails personally but has been in touch with the residents. She agrees with wearing facemasks and agrees with the CDC that facemasks help. There has been an increase in COVID-19 infections and explained that she felt it was because most of Florida has come out from Phase I to Phase II. She commented that there was no easy fix and said the Governor DeSantis said there will be more cases from the July 4th celebrations. Socially distancing and facemasks are already encouraged, and people should be personally responsible for their actions. Deaths have not sufficiently increased, but people will get sick. She remarked that without St. Johns County ratifying the City's resolution, it will not be legal and can be challenged. She explained that the challenges have not gone to court yet, so the outcomes are not known. This might be an overreach of government regulations and the Constitution as well as our rights and advised that under Section III.C it could violate HIPPA regulations to identify persons. She said that this would be an enforcement nightmare and feels that the community should work together to educate. Building Official Law advised that his department only has one Code Enforcement Officer and his department would not be able to enforcement this regulation with no resources. She mentioned that she has seen people arguing in Publix about not wearing facemasks and if regulations are made, people might take enforcement in their own hands. Six businesses that she knows have gone back to take out only service because people are not wearing facemasks. She explained that the Department of Business and Professional Regulations (DBP), CDC, and the Health Department already regulates this. Sometimes the public misinterprets language and it can bring worse fighting amongst the community. Governor DeSantis suggested that if the cases increase to go back to Phase I. She suggested more messaging and the City and businesses need more resources. She asked if this would start on for July 4th and asked if the businesses would have enough supplies on hand to give facemasks to everyone. She explained that there should be a list created on when to wear facemasks and when it is not appropriate to wear facemasks and give it to our local businesses, communicate it with the residents, and the tourists.

Commander Ashlock commented that he was not aware of any physical altercations from people not wearing facemasks; however, he has received quarantine complaints from out-of-town visitors.

Vice Mayor Kostka asked how this affects the businesses and our economy.

Mayor England advised that the Communications and Events Coordinator is doing a frequently asked questions listing for the businesses and will get the communication out tomorrow.

Vice Mayor Kostka asked how the tourists will know.

Mayor England advised that the hotels would tell their guests and will answer questions.

Vice Mayor Kostka explained that all the agencies have already done these regulations and they are already in place. She mentioned that there were only three COVID-19 cases in the City boundaries. She requested that on page 14, Paragraph 5, of the resolution be removed because it is misleading and to change facemasks to "facecoverings or polymer shields."

Assistant City Attorney Taylor advised that this motion requires a supermajority vote.

Commissioner George suggested changing the penalties to \$50 for first offense, \$250 for second offense, and \$500 for three or more offenses.

Commissioner Samora agreed.

Motion: to approve the resolution with the following changes: to further articulate the penalty to \$50 for first offense, \$250 for second offense, and \$500 for third or more offense, to remove the fifth whereas paragraph, and to remove paragraph K in Section 3. **Moved by** Commissioner George, **Seconded by** Commissioner Samora.

Discussion ensued regarding changing the vote to a warning for the first offense, \$50 for second offense, and \$250 for three or more offenses; whether to wait to vote on this resolution and bring it to St. Johns County Emergency Commission meeting on Tuesday and have them ratify it before voting on it; keeping the penalty at \$500; Texas now is mandating all facemasks to be worn in public; whether to use messaging instead of having this resolution and revisit the resolution at a later date if it does not work.

Mayor England asked for a Roll Call was as followed:

Mayor England	Yes
Vice Mayor Kostka	No
Commissioner George	Yes
Commissioner Rumrell	No
Commissioner Samora	Yes

Motion did not pass because it is not a supermajority vote. Vote 3 to 2.

Discussion ensued regarding mandating employees to wear facemasks; all public buildings and employees have six feet of space while working and do not have to wear facemasks because they comply.

Assistant City Attorney Taylor advised that that the Commission could pass the resolution tonight, but table it until the Commission has reviewed it at Monday's Regular Commission meeting in case there is any changes necessary.

Motion: to approve the resolution with the following amendments: removing the word "mandatory" from the title, remove "shall" and replace it with "should" in Section 2, removing Section 4 of the enforcement provision and to be ratified by St. Johns County. **Moved by** Commissioner George, **Seconded by** Mayor England.

Vice Mayor Kostka asked if St. Johns County still must ratify the City's resolution.

Assistant City Attorney Taylor advised no, not if there is no enforcement.

Commissioner George amended her motion for the need for ratification.

Mayor England seconded the amendment.

Assistant City Attorney Taylor asked Commissioner George to restate her motion.

Motion: to approve the resolution with the following amendments: 1) removing the word "mandatory" from the title, 2) in Section in its entirety remove "shall" and replace it with "should" 3) removing Section 4 of the enforcement provision and 4) removing Section 5 in regards to ratification. **Moved by** Commissioner George, **Seconded by** Mayor England.

Discussion ensued what should replace the word mandatory in the title.

Mayor England asked to redraft the resolution and give a copy of the redrafted resolution to the Commission on July 6th Regular Commission meeting.

Assistant City Attorney Taylor advised that he would.

Commissioner Rumrell requested the words "strongly recommends" in the resolution. He requested to read the resolution where it says strongly recommends.

Assistant City Attorney Taylor read the sections of the resolution that were changed. He asked to leave the matter tabled in case there were any changes to the resolution due to the notice.

Commissioner George asked why this resolution must be tabled. She asked that the City Attorney prepare an ordinance for first reading with the penalties and it be read at the July 6th Commission meeting.

Mayor England asked for roll call.

Roll Call was as followed:

Mayor England	Yes
Vice Mayor Kostka	Yes
Commissioner George	Yes

Commissioner Rumrell	Yes
Commissioner Samora	Yes

Motion passes unanimously.

Commissioner George requested that the agenda item for an ordinance for first reading be heard on July 6th Regular Commission meeting but asked the Commission if they object or support it.

The Commission supported the ordinance to be drafted for first reading and be brought to the July 6th Commission meeting.

VI. PUBLIC COMMENTS

Done in Section V.

VII. ADJOURNMENT

Motion: to adjourn. **Moved by** Commissioner Samora, **Seconded by** Mayor England.

Roll Call was as followed:

Mayor England	Yes
Vice Mayor Kostka	Yes
Commissioner George	Yes
Commissioner Rumrell	Yes
Commissioner Samora	Yes

Motion passed unanimously.

The meeting was adjourned at 8:35 p.m.

Margaret England, Mayor

ATTEST:

Beverly Raddatz, City Clerk



MINUTES

REGULAR CITY COMMISSION MEETING

MONDAY, JULY 6, 2020 AT 6:00 P.M.

CITY OF ST. AUGUSTINE BEACH, 2200 A1A South, St. Augustine Beach, FL 32080

I. CALL TO ORDER

Mayor England called the meeting to order at 6:00 p.m.

II. PLEDGE OF ALLEGIANCE

Mayor England asked Commissioner Samora to lead the Pledge of Allegiance.

III. ROLL CALL

Mayor England asked City Clerk Raddatz for roll call.

Present: Mayor England, Vice Mayor Kostka, Commissioner George (virtually), Commissioner Rumrell (virtually), and Commissioner Samora.

Also present were: City Manager Royle, City Attorney Douglas, Assistant City Attorney Taylor, Police Chief Hardwick, City Clerk Raddatz, Building Official Law, and Public Works Director Tredik.

IV. APPROVAL OF MINUTES OF THE REGULAR COMMISSION MEETINGS OF JUNE 1, 2020, THE REGULAR CONTINUATION MEETING OF JUNE 2, 2020 AND EMERGENCY MEETING JUNE 9, 2020

Mayor England asked if there were any changes to the minutes. Being none, Mayor England asked for a motion.

Motion: to approve the Regular Commission minutes of June 1, 2020, Regular Commission continuation meeting of June 2, 2020 and Emergency meeting of June 9, 2020. **Moved by** Commissioner Rumrell, **Seconded by** Commissioner Samora.

Roll Call was as followed:

Mayor England	Yes
Vice Mayor Kostka	Yes
Commissioner George	Yes
Commissioner Rumrell	Yes
Commissioner Samora	Yes

Motion passed unanimously.

Mayor England moved on to Item V.

V. ADDITIONS OR DELETIONS OF THE AGENDA

VI. CHANGES TO THE ORDER OF TOPICS ON THE AGENDA

Mayor England asked if there were any additions or deletions of the agenda or changes to the order of topics.

City Attorney Douglas advised the Commission asked for the first reading of the ordinance for facemasks, which he has disbursed to the Commission.

Mayor England advised that she would assign this new topic as Item 6 under Old Business.

Vice Mayor Kostka request a Special Commission meeting for Item 10 instead of discussing this at this meeting.

The Commission agreed to have a Special Commission meeting regarding Item 10, which is shown on the current agenda.

City Manager Royle requested to remove Item 2 and reschedule the item for the August Regular Commission agenda.

Mayor England asked if there were any changes to the order of topics on the agenda. Being none, Mayor England moved on to Item VIII, Public Comments.

VII. PRESENTATIONS

None

VIII. PUBLIC COMMENTS

Mayor England opened the Public Comments section. The following addressed the Commission:

Tom Reynolds, 50 Brigantine Court, St. Augustine Beach, FL, said Mayor England was not civil to Vice Mayor Kostka at the last meeting, but wants civility from the public; requested police officers to have body and dashboard cameras; wants a letter from the Commission to stop the Republican National Convention in Jacksonville; asked for lighted crosswalks to be done; and advised that he will be making complaints against Mayor England and Commissioner George at St. Johns County meeting tomorrow.

Rafael Saler, 27 Lee Drive, St. Augustine Beach, FL, complained about drainage ditch on Mickler Boulevard being covered because it floods Ocean Walk's neighborhood.

Christopher Allen, 4 Lee Drive, St. Augustine Beach, FL, complained that the ditch on Mickler Boulevard does not move or receive water, which causes flooding in Ocean Walk neighborhood.

Clint Stoeve, 43 Lee Drive, St. Augustine Beach, FL, complained Mickler Boulevard ditch causes flooding.

Robert Vignato, 8 Lee Drive, St. Augustine Beach, FL, showed pictures of the flooding and standing water during rain events and advised that water is not going into the inlets and is affecting wildlife (Exhibit 1).

Sorrell Mercoglan, 113 Serenity Bay Blvd., St. Augustine Beach, FL, wants to defund police for mental health patients in the community; requested police officers wear body cameras; wants

accountability for police officers; stated there was a lack of trust between black residents and the police.

Rowan Maris, 111 13th Street, St. Augustine Beach, FL, requested accountability for police officers; requested to defund the police for social programs, education and invest in the communities; advised that St. Augustine Beach has lower crime rates by 28% than the national average and proves that the City's limited budget is spending too much for the Police Department; requested the Commission to justify the disproportionate use of funds being spent by the Police Department; explained that communities across the nation have already pledged to defund Police Departments; advised that in St. Johns County a petition has been started that all police officers wear body cameras and request that the City do the same; explained that the community was disappointed in not flying the rainbow flag this year; wants all minorities to feel included in the City; and address the inclusivity in the City.

Karen Kempler, 30 Lee Drive, St. Augustine Beach, FL, complained about the drainage problem at Ocean Walk and explained that the drains are too high, which causes flooding in the neighborhood.

Hester Longstreet, 11 13th Street, St. Augustine Beach, FL, advocated for police body cameras because young adults or teens have problems with the City's police officers and gave two examples.

Nick Binder, 232 Big Magnolia Court, St. Augustine Beach, FL, had a concern about the non-ad valorem tax costs for this year and future years and asked to consider those with small homes or only one person in the home.

Adam Morley, 1205 E State Road 206, St. Augustine, FL, requested to use a portion of the space at the beach garage for the Friends of A1A, St. Augustine Civic Association, Art Studio, and A1A Scenic & Historic Coastal Byway.

Mayor England closed the Public Comments section and asked Public Works Director Tredik to address the Lee Drive complaints.

Public Works Director Tredik advised that the issue is being addressed and wants to solve the neighborhood problem and he is trying to resolve the issue by starting the design work in the next budget.

Mayor England advised that the Police Chief Hardwick will address the public concerns on an upcoming agenda.

IX. COMMISSIONER COMMENTS

Mayor England opened Commissioner Comments.

Vice Mayor Kostka had no comments.

Commissioner George had no comments.

Commissioner Rumrell thanked Public Works Director Tredik for doing a great job and is advised that he is making the drainage issue a priority.

Commissioner Samora had no comments.

Mayor England advised she had no comments and moved on to Item 1.

X. PUBLIC HEARINGS

1. Ordinance, Public Hearing and Final Reading: to Change Sections 2-103 and 2-104 of the General City Code Regarding Transfers of Money between Accounts in the Annual Budget (Presenter: Max Royle, City Manager)

Mayor England introduced Item 1 and asked City Manager Royle to give his staff report.

City Manager Royle advised that this ordinance would allow the City Manager to transfer moneys between accounts within the annual budget and stated that this was the final reading.

Mayor England opened the Public Comments section. Being none, Mayor England closed the Public Comments section and asked City Attorney Douglas to read the title of the ordinance.

City Attorney Douglas read the title of the ordinance.

Mayor England asked for a motion.

Motion: to approve the ordinance. **Moved by** Commissioner George, **Seconded by** Commissioner Samora.

Roll Call was as followed:

Commissioner George	Yes
Commissioner Rumrell	Yes
Commissioner Samora	Yes
Mayor England	Yes
Vice Mayor Kostka	Yes

Motion passes unanimously.

Mayor England moved on to Item 3.

2. Ordinance, Public Hearing and Second Reading: to Amend Section 10 of the City Code re: Solid Waste Collection Regulations (Presenter: Bill Tredik, Public Works Director)

Rescheduled for August Regular Commission meeting.

3. Ordinance, First Public Hearing and Second Reading: to Establish Mixed Use District Boundaries Along A1A Beach Boulevard (Presenter: Brian Law, Building Official)

Mayor England introduced Item 3 and asked Building Official Law to give his staff report.

Building Official Law advised that the Comprehensive Planning and Zoning Board approved unanimously and that no changes have been made since last reading.

Mayor England opened the Public Comments section. Being none, Mayor England closed the Public Comments section and asked for any further discussion.

Commissioner Samora advised that there was a typo on the section number.

Building Official Law advised that he would fix before the final reading

Mayor England asked City Attorney Douglas to read the title of the ordinance.

City Attorney Douglas read the title of the ordinance.

Mayor England asked for a motion.

Motion: to approve the ordinance with the correction. **Moved by** Commissioner George, **Seconded by** Commissioner Rumrell.

Roll Call was as followed:

Commissioner George	Yes
Commissioner Rumrell	Yes
Commissioner Samora	Yes
Mayor England	Yes
Vice Mayor Kostka	Yes

Motion passes unanimously.

Mayor England moved on to Item 4.

XI. CONSENT

4. Resolution, to Have Canvassing and Certification of Vote-by-Mail Ballots Cast in August 2020 Primary Election Done by the Supervisor of Elections and County Canvassing Board
5. Budget Resolutions to Transfer Money from the General Fund to the Road/Bridge Fund and to Provide Money in the Police Department Budget for the Contribution to the St. Johns County Police Athletic League

Mayor England asked City Manager Royle to speak on the Consent Agenda.

City Manager Royle advised that normally there is only one vote for the Consent Agenda. He explained that the Supervisor of Elections counts the mail in ballots and according to the City's Charter a resolution must be passed. He explained that the budget resolution was to transfer money from the General Fund to the Road / Bridge Fund and the second budget resolution was to take money from fines and forfeitures to St. Johns County Athletic League.

Mayor England opened the Public Comment section. The following addressed the Commission:

Tom Reynolds, 50 Brigantine Court, St. Augustine Beach, FL, asked to vote no for St. Johns County Athletic League and give the money to the YMCA for recreation.

Mayor England closed the Public Comments section.

Vice Mayor Kostka asked if Police Chief Hardwick had any comments.

Police Chief Hardwick advised that this money is only allowed to go to a training education program according to Florida Statutes and is being used for a boxing program in St. Johns County.

Motion: to approve the Consent Agenda. **Moved by** Mayor England, **Seconded by** Vice Mayor Kostka.

Roll Call was as followed:

Commissioner George	Yes
Commissioner Rumrell	Yes
Commissioner Samora	Yes

Mayor England Yes
Vice Mayor Kostka Yes

Motion passes unanimously.

Mayor England moved on to Item 6.

XII. OLD BUSINESS

Resolution Regarding Wearing Facemasks (Added Item to Agenda)

Mayor England explained that this item has been added to the agenda and advised that City Attorney Douglas has disseminated the resolution that was passed on July 2, 2020 at an emergency meeting. She asked the Commission if there were any changes that need to be made.

Commissioner Samora advised that the resolution approved on July 2nd was correct; however, he would revisit the resolution to make it mandatory to wear facemasks instead of strongly encouraging people to wear facemasks.

Commissioner George had no comments.

Commissioner Rumrell had no comments.

Vice Mayor Kostka had no comments.

Mayor agreed that the final resolution from July 2nd was agreed to by the Commission. She then went back to the original resolution regarding facemasks being mandatory to see if the Commission would like to vote on the original resolution again and then asked the Commission to comment.

Commissioner Rumrell advised that he spent 17 hours calling and going to businesses in St. Augustine Beach from Friday through Monday. He explained that he spoke with other people who were upset that the City did not pass a facemask ordinance. He said that Resolution 20-13 made a difference in 75% of the 97% of the people he spoke to on the phone thought that the City passed a mandatory facemasks resolution. He explained that the people he spoke with did not know who he was and asked them if their businesses require facemasks for their visitors and employees. All but four businesses that he reached out to, which was 97% said that all employees wear facemasks and urge their visitors to wear facemasks. He commented that the businesses said that they did not enforce it because they were afraid to cause a problem within their own business and have people upset. He requested to get the message out of what we have and if the City changes the message to be mandatory, it will be very confusing to the public. He remarked that he called Neptune Beach, Atlantic Beach and Jacksonville Beach which have mandatory facemasks, they are only seeing 60% compliance. He showed a slide (Exhibit 2) for a campaign regarding messaging and education. He advised that Publix is urging their clients to wear facemasks, follow the directional pathways, and stay six feet apart over the loudspeakers. He explained that Publix is not carrying masks to give to people who do not have facemasks or forgot them at home. He suggested to purchase 5,000 masks in order to give 50 facemasks to each business in the City as a starter kit through the CARES Act, which St. Johns County received from the federal government to help with these types of purchases.

Mayor England advised that it was a good suggestion. She commented that the City has done four articles on wearing facemasks in the City's newsletter and numerous postings on

Facebook and social media. She agreed that the City should do more, but up until now the facemask usage has not been as high as what Commissioner Rumrell has indicated.

Commissioner Rumrell suggested that City Manager Royle send to all businesses a sign that says the City supports the public in wearing facemasks. He explained that the City is more compliant than the other mandated cities and the resolution cannot be enforced anyways. He asked for more education.

Commissioner George explained that there would be no point in voting on the original resolution, given what Commissioner Rumrell said, unless Vice Mayor Kostka changes her vote. The public has voiced an overwhelming support to wear facemasks and the Commission is supposed to balance what the citizens want against objective rational thought and data. She said in this case nine out of ten people want a stronger message and that facemasks would be mandated. She commented that she has no data to overrule the people's well-expressed preference on this issue. She asked the objectors in the Commission what principle do they have to not give the people what they want. She remarked to use the phrase it is unenforceable is a buzz phrase to justify another reason for not wanting to pass it. She explained that this is about public health and will not be permanent.

Commissioner Samora likes Commissioner Rumrell's idea of the posters being given to all the businesses and to make copies of them if additional ones are needed. He disagreed that the public thought the Commission mandated wearing facemasks because everything he saw in the media and community was that the City did not mandate wearing facemasks but believed that businesses and citizens complied. He commented that the visitors coming from all over the country are not complying and they need to receive the message.

Vice Mayor Kostka explained that it was unfortunate what the headlines were in the media. She suggested to consider removing both strongly encourage or mandate. She asked what the City's goal is because 100% compliance can not be achieved. She agreed with Commissioner Rumrell's suggestion regarding education, especially to the visitors. She applauded Mayor England for always reminding the public to wear masks at each meeting. She suggested that Mayor England's picture should be taken with all her different facemasks and post it in the inside of all the hotels, businesses, etc. She explained that she is having a problem with the strong arm of mandating and then not being able to enforce it. She advised that what complicates it more is that the City needs to get the County's blessing on the resolution. She wants to increase messaging.

Mayor England thanked Commissioner Rumrell for his outreach to the businesses. She advised that the intensity after two weeks will disappear, and it will not be followed. She quoted a news article News For Jaxs and said that major cities in Florida have passed mandate facemasks by resolution or ordinances. She explained that St. Augustine and Jacksonville have passed a mandatory resolution or ordinance.

Discussion ensued that public comments would have to be given at this meeting if a new resolution would be voted on and why a new resolution was being done if a resolution were passed at an emergency meeting.

Assistant City Attorney Taylor advised that the item will be tabled from the emergency meeting so that the Commission could vote on it again or to discuss any changes. He requested that if a new resolution is passed the Commission will have to take public comments. The ordinance would need public comments too. He advised that the Commission would have to vote if the Commission wants to bring another resolution to be

voted on. He explained that the vote would be different at this meeting than at the emergency meeting and explained that it would be better to vote on an ordinance than a resolution. He explained that enforcement should not be in resolutions.

Mayor England asked for a motion.

Motion: to bring the original resolution back up for consideration to have a formal vote.
Moved by Commissioner George, **Seconded by** Mayor England.

Roll Call was as followed:

Commissioner Rumrell	No
Mayor England	Yes
Vice Mayor Kostka	No
Commissioner George	Yes
Commissioner Samora	Yes

Motion passes 3 to 2.

Mayor England advised that next the original resolution will be voted on and asked Commissioner Samora what was agreed to on the original resolution that failed. She explained that what the Commission will vote on next would be the amended original resolution. She then opened the Public Comments section. The following addressed the Commission:

Janine Rainville, 1015 Coquina Blvd., St. Augustine Beach, FL, walked this weekend and there were a lot of businesses who were confused about what had passed and advised that many were not wearing masks. She advised that wearing a facemask makes a difference.

Tom Reynolds, 50 Brigantine Court, St. Augustine Beach, FL, asked the Commission to vote no and believes everyone is smart enough to wear a facemask.

Hester Longstreet, 11 13th Street, St. Augustine Beach, FL, advised that Commissioner Rumrell is wrong and a mandate is needed.

Jo Ellen Parkey, 3 Coquina Blvd., St. Augustine Beach, FL, advised that wearing a facemask supports the people who work in St. Augustine Beach and if a mandate is not done, they will not wear facemasks. She explained that employees will not ask people to wear masks because they are afraid of losing their jobs.

Mayor England closed the Public Comments section.

Commissioner Rumrell clarified that messaging should go to the Airbnb as well. He explained that there were posters in the hotels that the City requires people to wear facemasks. He advised that the businesses are not enforcing the rule because they do not want to be the authority. He asked who is going to be the enforcer.

Mayor England advised that the first line of defense would be the businesses. She said that there are exceptions to the resolutions for those who can not wear facemasks. She explained that this is not a criminal act so the Police Department would not be writing citations.

Commissioner Rumrell advised that the businesses have told him that they are not enforcing it and explained that that is what we have now. Businesses are scared to make people without facemasks to leave because they are trying to stay open and if they make people leave, they might not be able to feed their families tomorrow. Publix advised that they do not enforce wear facemasks now. He asked where the enforcement is because businesses are not enforcing it now. He explained that Miami has a mandatory facemask ordinance but has no enforcement, so they still have high numbers of infected people. He explained that if the City is not going to enforce it, it is nothing better than a strong recommendation.

Commissioner George advised that the City would enforce it and it empowers shoppers, employees, etc. She remarked that people are begging for wearing facemasks to be mandatory. Former Mayor Snodgrass advised that this is a matter of public health and it should be enforced.

Mayor England agreed with Commissioner George.

Commissioner Samora explained that the businesses are not afraid of asking people who are not wearing facemasks to leave but are afraid of having their businesses close because of an increase in the coronavirus. If they close again some will never reopen. He remarked that the City does not need to follow the County because we are different. St. Johns County has more agriculture space and the City has more hotel rooms and restaurants than them.

Mayor England advised that the City does not want businesses to be closed temporarily and the costs to disinfect is high. She explained that in Section 1 Definitions to add "polymer shield," add in Section 3 (k), the fine in Section 4 would scale at \$50 for first offense, \$250 for second offense, and \$500 for third offense, Section 5 effective date would be July 6, 2020.

Motion: to approve the original resolution. **Moved by** Mayor England, **Seconded by** Commissioner George.

Roll Call was as followed:

Commissioner Rumrell	No
Mayor England	Yes
Vice Mayor Kostka	No
Commissioner George	Yes
Commissioner Samora	Yes

Motion passes 3 to 2.

Assistant City Attorney Taylor advised that an ordinance would be more effective and if the Commission did a first reading tonight it could be passed on final reading on July 27, 2020 Special Commission meeting. He advised that an ordinance would reduce challenges.

Mayor England advised that the Commission now would consider an ordinance to mandate wearing facemasks indoors. She advised that the effective date would be changed.

Discussion ensued regarding 20-13 Resolution on strongly encouraging people to wear facemasks would be obsolete, since 20-14 Resolution mandatory wearing of facemasks was passed tonight.

Mayor England opened the Public Comments section. The following addressed the

Commission:

Tom Reynolds, 50 Brigantine Court, St. Augustine Beach, FL, asked to vote no on the ordinance and advised that people are smart enough to wear facemasks if they need to as well as gloves and safety glasses.

Discussion ensued regarding noticing of the ordinance for final reading; noticing the ordinance for second and final reading on July 27, 2020 at the Special Budget meeting; whether to have a Special Commission meeting before July 27, 2020; a resolution being created by second reading of the ordinance for the fines associated with not wearing facemasks; leaving the emergency declaration from St. Johns County under the Definition Section in order have an ordinance if there were any future pandemics; add language that specifies communicable disease or viral disease; pandemic language was from the CDC website; adding language regarding a measurement of positive cases; adding language for who enforces it; add language that the City would purchase masks for the businesses; and add an educational component for the businesses to the ordinance.

Mayor England advised that all the specific language for the type of pandemic would be in the resolution not a general ordinance.

Commissioner George that the ordinance is well written and is in support of Commissioner Rumrell's suggestion of purchasing facemasks. She agreed with the enforcement language is appropriate for the Land Development Regulations (LDRs).

Mayor England advised that the Commission can direct City Manager Royle to do communications regarding this ordinance and do Commissioner Rumrell's suggestions of purchasing facemasks for the businesses, education of the ordinance, a measurement clause, and who would enforce the ordinance.

Commissioner George asked about the measurement language if it should be temporary.

Assistant City Attorney Taylor advised that the temporary language already exists in the ordinance by saying it would only be effective when the county, state, or federal governments state there is an emergency. He asked if the Commission wanted to sunset the ordinance at the end of the year or do that by resolution.

Mayor England advised that instead of putting a date certain that the Commission would revisit it if any Commissioner wants to sunset the ordinance.

Commissioner Rumrell thanked the Commission for adding his suggestions when creating the resolution.

Vice Mayor Kostka advised that the Pledge cited in the ordinance is not through St. Johns County, but has their support.

Mayor England changed the language to "enter an agreement to support." She then asked City Attorney Douglas to read the title of the ordinance.

City Attorney Douglas read the title of the ordinance.

Mayor England asked for a motion.

Motion: to approve the ordinance with the amendment that the fifth whereas clause change the wording to “enter an agreement to support the Pledge for St. Johns County.” **Moved by** Commissioner George, **Seconded by** Commissioner Samora.

Roll Call was as followed:

Commissioner England	Yes
Vice Mayor Kostka	Yes
Commissioner Rumrell	No
Commissioner George	Yes
Commissioner Samora	Yes

Motion passes 4 to 1.

Assistant City Attorney Taylor asked the Commission to give staff direction on advertising.

Mayor England asked Commissioner Rumrell to discuss with City Manager Royle and the Communications / Event Coordinator the educational component and other items that Commissioner Rumrell wanted to address. She explained that the Communications / Event Coordinator has posted information on Facebook.

Commissioner Rumrell asked the City to purchase 5,000 facemasks for the businesses.

Mayor England asked City Manager Royle to ask the City of St. Augustine if the City could purchase some of their masks. Also, she advised that her friend has masks that could be sold at Ace Hardware and she could put facemasks at city hall for a donation if anyone wants them.

Commissioner Rumrell suggested City Manager Royle check with St. Johns County Emergency Management for facemasks for businesses.

Commissioner George advised that city hall must comply with the resolution and ordinance and to give staff direction to make sure they comply. She requested Mayor England to send a letter on letterhead to St. Johns County and to the State of Florida Representative and Governor to encourage any measures to put an end to COVID-19 and if Mayor England wanted to she could reference facemasks.

City Clerk Raddatz asked Commissioner George if all employees must wear facemasks.

Commissioner George advised that all employees must wear facemasks indoors if they cannot be six feet apart from another person. She commented for the record that the government who is making this ordinance is not exempt from this ordinance. She advised the public that they can go outside or indoors without a facemask if there is social distancing.

Mayor England advised that the Communications / Event Coordinator will be creating a Frequent Asked Question list for the public regarding the resolution and the ordinance.

The Commission agreed to using the letterhead but asked that Mayor England send the letter to the Commission through City Manager Royle.

6. City Building West of Former City Hall: Consideration of Leasing Part of It (Presenter: Max Royle, City Manager)

Mayor England introduced Item 6 and asked City Manager Royle to give his staff report.

City Manager Royle advised that the current lease expires in a month and the Police Department only needs half of the building, which leaves 400 square feet for others to use and asked the Commission for guidance.

Discussion ensued regarding that there was a consortium of non-profits that would like to use the space available; to use the current lease and have all the non-profit consortiums listed; the Police Chief determined what space was needed in the garage and they would use the door and the garage door for access; St. Johns Fire Rescue Division and the City's Police Department would be using half the garage space.

Mayor England opened the Public Comments section. The following addressed the Commission:

Rich Gallik, 471 High Tide Drive, St. Augustine Beach, FL, explained that he is an officer for St. Augustine Beach Civic Association who is part of the consortium of non-profits and would like to request storage space at the garage for events the Civic Association has.

Marge Rooyakkers, 9 Madera Court, Palm Coast, FL, represents the Friends of Historic A1A Coastal Byway and handed out maps and tour guides for the Commission (Exhibit 3) and would like to store the maps at the garage.

Michael Longstreet, 11 13th Street, St. Augustine Beach, FL, explained that he is a member of the Civic Association and has contributed for many years to the City. He advised that he would do the renovations for the garage at no costs to the City.

Michael Castagno, 35103 Harbour Vista Circle, St. Augustine, FL, thanked the Commission for allowing St. Auggie Bocce League to use the garage for storage of their materials for the bocce courts.

Tom Reynolds, 50 Brigantine Court, St. Augustine Beach, FL, asked the Commission to vote no because the Civic Association is a political organization and is under the designation of 501 (C) 4.

Bill Jones, P.O. Box 341, St. Augustine Beach Civic Association President, St. Augustine Beach, FL, discussed what the City has received a return on investments for allowing the Civic Association to use the garage by contributing to the City events approximately \$40,000 and helped local businesses by \$4,000,000.

Jocelyn Soto, 354 Ocean Forest Drive, St. Augustine Beach, apologized for her behavior at last night's meeting.

Mayor England closed the Public Comments section and then asked if there were any further Commission discuss.

Commissioner Rumrell advised had no comments.

Commissioner George had no comments.

Commissioner Samora had no comments.

Vice Mayor Kostka asked if the same lease would be use and what the costs are for the facility to the City.

City Manager Royle advised that is would be minimum costs since it is a storage facility and there would be no air conditioning and there is no restroom.

Vice Mayor Kostka asked who insures the building.

City Manager Royle advised that the City pays for ensuring the building, but the consortium would have to insure their contents. He explained that the City has a general insurance policy to cover our contents and liability.

City Attorney Douglas asked if the consortium was provided the declarations of insurances to the City.

City Manager Royle advised yes.

City Attorney Douglas asked the Commission to discuss the dollar amount of that the consortium would have to have for their contents.

Mayor England asked that City Manager Royle, City Attorney Douglas and the consortium discuss the lease and bring the lease back to the Commission in August.

Commissioner Samora advised that the current lease would expire on August 3rd and asked if the Commission would like to extend the lease.

Discussion ensued regarding the 30 day extension; before voting on the lease it should be advertised to all non-profits; whether charitable organizations should be considered instead of the Civic Association as a 501 (C) 4; requesting more information on the item before voting on the lease; the lease is only temporary; who should sign the lease document; should this be publicly noticed; and who would be responsible for what.

City Manager Royle advised that the City would advertise if it were for commercial use, but this is not. He explained that the land use is institutional, and the uses are restrictive.

Mayor England advised that there are no guarantees that the building could be used for any length of time since it could be taken back if the City needs it. She listed the organizations requesting to lease the space.

Commissioner Rumrell advised that if the Commission put it out to bid other local non-profits may not qualify for the lease. He asked if it is the coalition asking for the lease, not the Civic Association.

Mayor England advised yes.

Commissioner George advised that there is not a legal entity for the consortium or coalition and asked City Attorney Douglas his thoughts.

City Attorney Douglas advised that one entity would have to be responsible for the lease and that the coalition would not be able to get insurance if they are not a legal entity.

Mr. Jones advised that the four non-profits have done a memorandum of understanding. He explained that the Civic Associations started as a 501 (C) 3 and was told that they had to change to a 501 (c) 4 because if it had the word civic in the title the IRS reclassified them to

a 501 (c) 4. He explained that electrical costs were under .05 cents per kilowatt for the City and the County and would cost less than \$50 a year. He commented that the Civic Association always insures the property for liability and the carrier has had no problem sharing space with other non-profits. The Civic Association took the lead because they started using the garage and because they are in a better financial situation than others. He will send a listing of all four non-profits using the space.

Commissioner George advised that the Commission could look at the lease agreement at the August Regular Commission meeting; however, it does not address the bidding issue and feels that it should be noticed to give others an opportunity.

Mayor England asked for a motion.

Motion: to extend the lease another 30 days until the next Regular Commission meeting and ask that the attorneys work on the lease agreement with the consortium with the Civic Association being the lead. **Moved by** Mayor England, **Seconded by** Commissioner Samora.

Roll Call was as followed:

Vice Mayor Kostka	Yes
Commissioner George	Yes
Mayor England	Yes
Commissioner Rumrell	Yes
Commissioner Samora	Yes

Motion passes unanimously.

Mayor England asked Commissioner George to make a motion about advertising if she wanted to.

Commissioner George requested that notice be sent as it has been done at the old city hall. She felt that others should be able to utilize the garage.

City Manager Royle advised that the City could advertise in the local newspaper.

Mayor England asked if City Manager Royle could work with Commissioner George to see if any other entities would be interested in the space. She advised that the limitations need to be stated.

Commissioner George advised that instead of a formal advertisement, the City could contact the Chamber of Commerce and local non-profits. She commented that she would be happy to work with City Manager Royle on this.

Motion: that the City advertise the availability of this space to other non-profit organizations ten days in advance of the Regular Commission meeting that this item appears on the agenda. **Moved by** Commissioner George, **Seconded by** Vice Mayor Kostka.

Roll Call was as followed:

Vice Mayor Kostka	Yes
Commissioner George	Yes
Mayor England	No
Commissioner Rumrell	No
Commissioner Samora	No

Motion fails 3 to 2.

Motion: to extend the meeting until 10:00 p.m. **Moved by** Commissioner Samora, **Seconded by** Mayor England.

Roll Call was as followed:

Vice Mayor Kostka	Yes
Commissioner George	Yes
Mayor England	Yes
Commissioner Rumrell	Yes
Commissioner Samora	Yes

Motion passes unanimously.

Commissioner Samora asked to hear Item 10 since several people in the audience have been waiting since the beginning of the meeting.

The Commission agreed to move to Item 10.

7. Vulnerability Assessment and Adaptation Plan: Request for Approval of Amendment #32 to Contract with Civil Engineering Consultant CMT (Presenter: Bill Tredik, Public Works Director)
Continued this Item until July 7, 2020 at 6:00 p.m.

8. Accessing Private Property from Dead-End Streets: Review of Proposal (Presenter: Brian Law, Building Official)
Continued this Item until July 7, 2020 at 6:00 p.m.

9. City Manager's Response to Vice Mayor Kostka's Demand That He Resign
This will be rescheduled to a Special Commission meeting, time and date to be determined.

XIII. NEW BUSINESS

10. Opening 2nd Street West of 2nd Avenue for Construction of Single-Family Residences: Review of Proposal (Presenters: Bill Tredik, Public Works Director; Brian Law, Building Official)

Mayor England introduced Item 10 and asked Public Works Director Tredik to give his response.

Public Works Director Tredik showed a slide of the area (Exhibit 4). He then gave the history of this item dating back from 1998 to present. He advised that Mr. Kenney told staff that he would pay for the road to go straight through on 2nd Street. He explained that the costs for the City to do it would be approximately \$50,000 according to former Public Works Director Howell and he advised that now it would be \$75,000 or more. He commented that funding is a problem due to the budget for this project. He explained the three options that would work.

Mayor England asked Mr. Kenney to come to the podium.

Eric Kenny, 6 Oceanside Drive, St. Augustine Beach, FL, advised that he would like to pay for the road, so the City does not pay for anything. He requested this in order to complete the two homes he has built and to build two more homes that have no access to the property.

Commissioner Samora asked if there was a cost issue to go through 2nd Avenue.

Mr. Kenney advised it would be cost prohibitive.

Commissioner Samora asked if Mr. Kenney would be willing to contribute the cost to do the paving he wants and asked if he would agree to go straight through and the City would pay for the rest of the paving.

Mr. Kenney advised yes if the City can get it done quickly.

Mayor England asked if the paving is done straight through would sidewalks be done.

Mr. Kenney advised that he is not sure because he has not contacted an engineer; however, he believes that the sidewalks and handicap ramps would be done on both sides where the two sides connects.

Mayor England advised that the neighbors have expressed safety concerns if the road goes through.

Commissioner George asked what streets would this be done on.

Mr. Kenney advised on 115 and 117 2nd Street.

Mayor England opened the Public Comments section. The following addressed the Commission:

Chris Bartket, 114 2nd Street, St. Augustine Beach, FL, explained that he wants the least impact for the current residents. He advised that no neighbors were notified of this paving and the former public works director said it was his job pave to those undeveloped lots. He commented that the Commission said that they would not go through to these lots in 2014.

Marc Craddock, 116 2nd Street, St. Augustine Beach, FL, advised that the neighborhood has never been approached about paving. He explained that the alternate route is from 1st Street. The minutes reflected that this access route would not be done, and the neighbors want a dead-end street. He commented that Mr. Kenney just wants a lower cost option and asked the Commission not to revisit this.

Jay Floyd, 111 2nd Street, St. Augustine Beach, FL, explained that this issue would not come up again and the same concerns remain. He advised that there is no room for sidewalks because the street is so narrow. He complained that this is quality of life issue for the neighbors.

Attorney James Whitehouse, St. Johns Law Group, 104 Sea Grove Main Street, St. Augustine, FL, explained that he represents several property owners on the western section in the area. He explained that his clients did not reach the 65% threshold that needs to be accomplished and want an alternative from 2nd Street.

Mayor England closed the Public Comments section and asked Attorney Whitehouse if he was representing the owners of the undeveloped lots where the street does not go through.

Attorney Whitehouse advised yes. He explained that he has not spoken to all the owners but advised that they want this to move forward quickly and whichever is quickest they would be in favor of.

Public Works Director Tredik advised that there were 11 in favor of the paving, which is 69%. He advised that if the City wants to go from the south there are two owners who are dead set

against it. If there is alternative path, there needs to be enough contributions upfront and the budget would have to reflect the project.

Mayor England suggested that the meeting be continued in order to complete this item tomorrow.

11. 2021 St. Johns County Legislative Action Plan: Request from County Administrator for Topics (Presenter: Max Royle, City Manager)

Continued until July 7, 2020 at 6:00 p.m.

12. Florida League of Cities Annual Conference: Selection of Voting Delegate (Presenter: Max Royle, City Manager)

Continued until July 7, 2020 at 6:00 p.m.

13. Fiscal Year 2021 Budget: Scheduling Date in Later July to Review Budget, Set the Tentative Property Tax Millage, and the Date for the First Public Hearing on the Budget (Presenter: Max Royle, City Manager)

Continued until July 7, 2020 at 6:00 p.m.

XIV. STAFF COMMENTS

Continued until July 7, 2020 at 6:00 p.m.

XV. ADJOURNMENT

Motion: continue the meeting on July 7th at 6:00 p.m. **Moved by** Mayor England, **Seconded by** Commissioner George.

Roll Call was as followed:

Commissioner Samora Yes
Commissioner George Yes
Mayor England Yes
Vice Mayor Kostka Yes
Commissioner Rumrell Yes
Motion passed unanimously.

Motion: to adjourn. **Moved by** Mayor England, **Seconded by** Commissioner Samora.

Roll Call was as followed:

Commissioner Samora Yes
Commissioner George Yes
Mayor England Yes
Vice Mayor Kostka Yes
Commissioner Rumrell Yes
Motion passed unanimously.

The meeting was adjourned at 10:00 p.m.

Margaret England, Mayor

ATTEST:

Beverly Raddatz, City Clerk



MINUTES
CONTINUATION OF THE REGULAR
CITY COMMISSION MEETING OF JULY 6, 2020
TUESDAY, JULY 7, 2020 AT 6:00 P.M.
CITY OF ST. AUGUSTINE BEACH, 2200 A1A South, St. Augustine Beach, FL 32080

I. CALL TO ORDER

Mayor England called the continuation of the Regular Commission meeting to order at 6:41 p.m.

II. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was done at the Special Commission meeting.

III. ROLL CALL

Mayor England asked City Clerk Raddatz for roll call.

Present: Mayor England, Vice Mayor Kostka, Commissioner George (virtually), Commissioner Rumrell (virtually), and Commissioner Samora.

Also present were: City Manager Royle, City Attorney Douglas, Assistant City Attorney Taylor, Police Chief Hardwick, City Clerk Raddatz, Finance Director Douylliez, Building Official Law, and Public Works Director Tredik.

XIII. NEW BUSINESS CONTINUED FROM JULY 6, 2020

10. Opening 2nd Street West of 2nd Avenue for Construction of Single-Family Residences: Review of Proposal (Presenters: Bill Tredik, Public Works Director; Brian Law, Building Official)

Mayor England continued Item 10.

City Attorney Douglas advised that public comments should be done again because the vote will be done today.

Commissioner Rumrell asked to table the item to give notice to everyone and reschedule the date to August Regular Commission meeting.

Mayor England suggested that since people were in the audience for public comments, she would like to give them a chance to speak. She then opened the Public Comments section. The following addressed the Commission:

Chris Barkett, 114 2nd Street, St. Augustine Beach, FL, explained that the neighbors are thinking of safety as their number one priority in finding an alternative route. He explained that 2nd Street is very narrow and there is no widening of the street available. Sidewalks cannot be put in either. He explained that if Mr. Kenney is willing to give a portion of the alternate route,

then no one opposes it. He requested that Public Works Director Tredik advise how many times Mr. Kenney has asked to pave 2nd Street and when was the last time he did so.

Eric Kenney, 6 Oceanside Drive, St. Augustine Beach, FL, clarified that he has not agreed to put his money towards an alternate route because then he would be paying more than anyone else for the same access. He would pay for the access coming off 2nd Street to facilitate the building of the homes he has under contract and finish the two homes right now. He commented that he would provide Mr. Howell's emails to everybody and those emails said not to do 2nd Street and 7th Street because Mr. Howell and Mr. Larson told him he was not responsible for that paving, they were. He advised that there are some zoning violations and will file them with the St. Augustine Beach Zoning Department tomorrow.

Commissioner George asked when the purchase was on 2nd Street.

Mr. Kenney advised that he is still under contract and will purchase them when this issue is resolved. He explained that he has been waiting for six years with properties under contract for something to happen. He advised that he is not the current owner.

Jay Floyd, 111 2nd Street, St. Augustine Beach, FL, explained that he has access, which has been approved already but he does not want to pay for that access because it would cost him more money. He explained that his bamboo will be damaged.

Marc Craddock, 116 2nd Street, St. Augustine Beach, FL, he thanked the Commission for what they do; advised that a lot of the neighbors were not here tonight or last night; Mr. Kenney is not the property owner; neighbors were not properly notified about this issue; and 2nd Street is only 20 feet wide and is not compliant to regulations; he requested a traffic and environmental study and a green space analysis.

Mayor England closed the Public Comments section and advised that since all the neighborhood was not notified and the Commission does not have all the costs yet for this type of project, she would like to get more information. She then asked staff for their comments.

Public Works Director Tredik explained that coming from the north would be a problem for fire trucks.

Building Official Law advised that he asked the Fire Department off the record what they would prefer, and they said that they prefer straight access.

Mayor England asked staff to put in writing the three options with the positives and negatives and the costs for all three options. She explained that safety is number one and quality of life is number 2. She requested the costs of sidewalks and underground utilities as well.

Public Works Director Tredik advised that there will be a cost to getting those answers.

Mayor England said that maybe it should be done in stages, but we need the options in writing.

Commissioner Rumrell advised that he has multi concerns such as denying the right of access to a property and whether the City must pay for that or not. He wants options laid out and advised that he does not want this issue to be some government takeover or legal battle. He asked that this be a priority so that Mr. Kenney does not lose the contract and sue the City. He requested proper notices to the residents and a traffic study to be done.

Commissioner George advised that there was a clear policy on how to open a street. She gave the example of 8th Street. She explained that the lot owners must pay for it and the universal policy was adopted in 2016 for any street. She requested that the details of that policy should be given to the Commission. She said that majority of the neighbors wanted the west block of 2nd Street and the egress and ingress south onto 2nd Avenue, which would take a little traffic off A1A Beach Boulevard. She recalled discussion regarding access for emergency vehicles and that option would accommodate the turn. She requested staff provide what the preference would be for the Fire Department so that it can be reasonably accommodated. She explained that there is no liability on the City because the lots are undervalued but believes that the Commission should follow the policy that was set in 2016. The policy asks how many property owners agree to do the project and how the costs gets distributed. She explained that the City has an ordinance that show traffic patterns already instead of doing a traffic study.

Mayor England advised that the policy was that the owners would have to pay for the pavement.

Commissioner Samora asked to reevaluate all three routes in a timely manner. He commented that the policy that was made six years ago may not apply today because of the parking and traffic. This must be done quickly and if there was a precedence, then research it. He suggested notifying all the neighborhood including 1st Street and 3rd Street.

Vice Mayor Kostka advised that she remembers this issue on 8th Street and agreed with Commissioner George. She explained that it did not move forward because all the owners did not agree with putting in the road. She asked that all the property owners be noticed. She said that the City has a record that the City does not have to pay for the road, but the property owners are obligated to pay the expense.

Assistant City Attorney Taylor advised that the 2014 decision is not binding, and this would be a separate issue. The City has protection to do what it wants, but this issue should be resolve in an accelerated manner.

Mayor England was concerned that Public Works Director Tredik has a lot to do with the recent flooding and weir, etc. She asked what the Commission could do to help him with this.

Public Works Director Tredik advised that he would make some sketches on the three options and give the cost and time it would be completed. He advised that he was not a traffic engineer, which is a specialty field, and he would have to get a traffic study completed which would cost money.

Mayor England asked if the Commission feels a traffic study right now would be necessary.

Commissioner George advised that she trusted staff to give their opinion and feels that they are trained in this area, so no traffic study is needed. She said that they have other County colleagues that they can check with as well.

Commissioner Rumrell agreed with Commissioner George that no formal traffic study is needed, especially when time is of the essence.

Mayor England advised then no traffic study would be done at this point.

Public Works Director Tredik advised that he would bring this back to the Commission at the next meeting.

Mayor England asked the Commission to help Public Works Director Tredik as they can because streets and accesses is one of the basics for the City.

Vice Mayor Kostka asked to have proper notice as well.

Mayor England gave direction to staff to bring this item back in August.

XII. OLD BUSINESS CONTINUED FROM JULY 6, 2020

7. Vulnerability Assessment and Adaptation Plan: Request for Approval of Amendment #32 to Contract with Civil Engineering Consultant CMT (Presenter: Bill Tredik, Public Works Director)

Mayor England introduced Item 6 and asked Public Works Director Tredik to give his staff report.

Public Works Director Tredik advised he did not have the final letter for the grant but did get an email from them that it should be coming shortly, but do not initiate work until the grant money is received. The grant was for \$72,500, with no City match, to update the GIS system for drainage and stormwater model. He advised that this would help with improvements staff can do for the Adaptation Plan and improve the City's resistance to sea level rise and storm surge. CMT has detailed knowledge of the City so they will be doing the contracting and it should be done by April 30, 2021. He explained that he would be working with the North Florida Regional Council, which will include public workshops. This will be very useful for Lee Drive problem.

Discussion ensued regarding CMT being the same company that is involved in the weir; the work has been reviewed and costs \$72,500, which CMT agreed to; no change orders are allowed; the City Attorney has reviewed it; insert a clause that would stipulate if CMT does not complete the work on time there would be penalties; do not start until the money is received;

Motion: to approve the contract with CMT and insert the clause that there would be penalties if the work is not done on time, there would be no change orders, and to not start the project until the grant monies are received. **Moved by** Commissioner Rumrell, **Seconded by** Commissioner George.

Mayor England opened the Public Comments section. Being none, Mayor England asked for a motion.

Roll Call was as followed:

Commissioner Kostka	Yes
Commissioner George	Yes
Mayor England	Yes
Vice Mayor Rumrell	Yes
Commissioner Samora	Yes

Motion passes unanimously.

Mayor England moved on to Item 8.

8. Accessing Private Property from Dead-End Streets: Review of Proposal (Presenter: Brian Law, Building Official)

Mayor England introduced Item 8 and explained that she met with people on Blueberry Street and Pyrus Street and then asked Building Official Law to give his staff report.

Building Official Law advised there is a neighbor dispute will pass last year. He explained that the rights-of-ways are under the Public Works Director purview and it would cost approximately a \$250 fee and any fees would go to the Bridge and Road Fund. He commented that the application will be created.

Discussion ensued regarding whether to create another resolution for the fee schedule or keeping the fee in the ordinance; did staff analyze all the rights-of-ways that this apply to; on Pyrus Street make a horse type fence; and Police Department having a call every day on Pyrus Street.

Commissioner George asked if she should be recused because the Commission mentioned Pyrus Street. She said that creating an ordinance for the City she should be a part of because that is not one particular location.

Building Official Law advised that the Commission advised staff to build a barricade in a previous meeting.

Mayor England agreed and said that this was an administrative staff action and they could place barricades on the City's rights-of-way where needed. She explained that the ordinance would go through the general process.

Building Official Law asked if the City Attorneys could draft the ordinance and bring it to the Comprehensive Planning and Zoning Board first and then to the Commission for three more meetings.

Commissioner Samora asked since the permit has a 30-day time limit; what would they do if they pass the 30 days.

Building Official Law advised that the property owner would have to reapply for another permit and pay for another permit.

Mayor England opened the Public Comments section. Being none, Mayor England closed the Public Comments section and asked staff to moved forward with the ordinance procedures.

XIII. NEW BUSINESS CONTINUED FROM JULY 6, 2020

10. 2021 St. Johns County Legislative Action Plan: Request from County Administrator for Topics (Presenter: Max Royle, City Manager)

Mayor England introduced Item 11 and asked City Manager Royle to give his response.

City Manager Royle advised annually St. Johns County ask for a Legislative Action Plan from our City and advised that he needs to submit our Legislative Action Plan by July 24, 2020 and he needs approval from the Commission on what items the Commission want to give to St. Johns County.

Vice Mayor Kostka asked if any items on the list have been funded by the County.

City Manager Royle advised that not from the County; however, the beach restoration is funded by Tourist Development Council funds. Governor DeSantis has been asking the legislature to fund The Florida Forever Program and heard that The Florida Forever Program is purchasing Fish Island property with the City of St. Augustine.

Vice Mayor Kostka requested that beach restoration be on the list.

Mayor England asked to have Home Rule with Short-term rentals as one item. She asked to add to the list water quality, stormwater management, and sea level rise as a one item.

Commissioner Rumrell suggested putting the action plan with the County, but also go to the State Representatives ourselves and lobby for what we really need for the City.

Mayor England asked if Commissioner Rumrell was volunteering his time to put the list together and go to the State Representatives for other action items.

Commissioner Rumrell advised that he would work with City Manager Royle and have City Manager Royle circulate the list to the Commission before it is due on July 24th.

Commissioner George agreed that lobbying is important and can be done by the City. She suggested that all the Commissioners should utilize their contacts. She wanted to add to the list a reference to a municipal tourist development tax. She commented that she did not feel it would be done in a year or two, but the City could ask for it on the state level. There is a need for it. Other states charge for it and she hopes that the Commission would support it.

Mayor England suggested that both City of St. Augustine and our City lobby for it.

Commissioner George believed that she spoke with Mayor Shaver of the City of St. Augustine before and she agreed with it.

Mayor England asked City Manager Royle to call the City of St. Augustine and see if they would agree with that.

Commissioner Samora liked all the suggestions.

Vice Mayor Kostka had no comments.

Mayor England opened the Public Comments section. Being none, Mayor England moved on to Item 11.

11. Florida League of Cities Annual Conference: Selection of Voting Delegate (Presenter: Max Royle, City Manager)

Mayor England introduced Item 12 and asked City Manager Royle to give his response.

City Manager Royle advised due to COVID-19 there will be no conference this year. He explained that there will be a virtual business meeting and he needs to know who the voting delegate for the City will be.

After discussion, the Commission by consensus Vice Mayor Kostka as the voting delegate.

Mayor England opened the Public Comments section. Being none, Mayor England moved on to Item 12.

12. Fiscal Year 2021 Budget: Scheduling Date in Later July to Review Budget, Set the Tentative Property Tax Millage, and the Date for the First Public Hearing on the Budget (Presenter: Max Royle, City Manager)

Mayor England introduced Item 13 and asked City Manager Royle to give his response.

City Manager Royle suggested that the budget hearing for the tentative property tax be Monday, July 27th at 5:30.

Mayor England opened the Public Comments section. Being none, Mayor England closed the public comments section.

After discussion, the Commission agreed to set the tentative property tax millage on Monday, July 27th at 5:30 p.m.

Mayor England moved on to Item XIV.

XIV. STAFF COMMENTS

Mayor England asked City Manager Royle for comments.

City Manager Royle thanked the Commission for the last two meetings and getting so much accomplished and getting clear direction from the Commission.

Finance Director Douylliez advised she is working on the budget. She explained that April's revenues had a \$20,000 decrease and the projected revenues for May and June will be late. She commented that budget spending has been frozen, and expenses have been curtailed. She received a statement that Florida's May's revenues were \$653 million. She explained that Communications / Events Coordinator applied for the Beach Blast Off grant.

City Clerk Raddatz advised that the Request for Proposal bids for the medical insurance have been received on July 1, 2020. She explained that the Evaluation Commission will meet on July 15th and they will be brought to the Commission on July 27th Budget meeting. She advised that there might be a decrease in costs from the prior year.

Public Works Director Tredik advised that he is working on Ocean Walk and did well on other grant applications. He has not heard yet on the Florida Recreation Development Assistance Program (FRDAP) yet but expected to and when that happens, he can move forward with Ocean Hammock Park. The Coastal Partnership grant is \$25,000, which would be used to design the interior phase of Ocean Hammock Park. The Mizell weir grant is subject to the final Water Management budget in September, but he has not heard anything that would lead him to believe that that was in jeopardy. He explained that he is still waiting on monies with FEMA for the weir construction.

Building Official Law advised he had no comments.

Police Chief Hardwick commented that the City had a presentation today regarding a life-saving event of a woman who was saved by a 14-year old boy and two nurses who helped bring the woman back to life and she was saved. He also spoke regarding national civil unrest; six years of accreditation and the policy review process for the accreditation; only one-third of the nation has an accreditation and the City of St. Augustine Beach has an unblemished record; Police Department does sensitivity training, but mostly does on-the-job training; in 2018 the Police Department had researched body cameras and had cost restraints and suggested the Smart Cop program; Police Officers in the City of St. Augustine Beach takes their jobs personally and are

dedicated to the City; the City has two female sergeants; Police Department is customer service based; gave examples of training; doing an internal affairs investigation on the two incidents in past years that were mentioned at last night's meeting and will be a public record with completed.

Mayor England advised that the Police Department is working and is efficient.

Commissioner George thanked Police Chief Hardwick and said that he has answered her questions.

Commissioner Rumrell applauded Police Chief Hardwick and his staff and said that it starts at the top and to take time to meet to help his officers understand how to deal with autism is wonderful. The Police Department is very well respected and appreciate the relationships that they have with the residents and the County. He has done an outstanding job with the Police Department and the response time is amazing. Usually they are first on the scene and applauded all the Police Department.

Police Chief Hardwick thanked his staff for being so dedicated to their profession.

Vice Mayor Kostka agreed with Commissioner Rumrell and advised that she has a great admiration for the Police Department and thanked them for everything they do.

Mayor England advised that she covered a lot of topics with Police Chief Hardwick.

Commissioner Samora gave accolades for the Police Department and advised that Police Chief Hardwick built an agency that is to be looked up to by all agencies state and countywide. He explained that when the Commission does his evaluations to speak to his officers not to him. He thanked all the Police Officers on his staff and said they are the best officers around.

XV. ADJOURNMENT

Motion: to adjourn. **Moved by** Mayor England, **Seconded by** Commissioner Samora.

Roll Call was as followed:

Commissioner Samora Yes
Commissioner George Yes
Mayor England Yes
Vice Mayor Kostka Yes
Commissioner Rumrell Yes
Motion passed unanimously.

The meeting was adjourned at 8:21 p.m.

Margaret England, Mayor

ATTEST:

Beverly Raddatz, City Clerk



MINUTES

SPECIAL COMMISSION MEETING

TUESDAY, JULY 7, 2020 AT 5:30 P.M.

CITY OF ST. AUGUSTINE BEACH, 2200 A1A South, St. Augustine Beach, FL 32080

I. CALL TO ORDER

Mayor England called the meeting to order at 5:30 p.m.

II. PLEDGE OF ALLEGIANCE

Mayor England led the Pledge of Allegiance.

III. ROLL CALL

Mayor England asked City Clerk Raddatz for roll call.

Present: Mayor England, Vice Mayor Kostka, Commissioner George (virtually), Commissioner Rumrell (virtually), and Commissioner Samora.

Also present were: City Manager Royle, City Attorney Douglas, Assistant City Attorney Lex Taylor, Police Chief Hardwick, City Clerk Raddatz, Finance Director Douylliez, Building Official Law, and Public Works Director Tredik.

IV. PUBLIC HEARING CONCERNING THE SETTING OF FEES FOR THE NON-AD VALOREM ASSESSMENT FOR THE COLLECTION AND DISPOSAL OF HOUSEHOLD WASTE, YARD TRASH/SPECIAL WASTE AND RECYCLABLES

Mayor England introduced Item IV and asked Public Works Director Tredik for his report.

1. Introduction and Explanation by Bill Tredik, Public Works Director

Public Works Director Tredik showed a PowerPoint (Exhibit 1) of the history of this item. The current non-ad valorem tax was established in 2012 at \$74 per year, which only pays for a portion of the costs. The rest of the costs are paid out the General Fund. In September 2019, the costs were \$460 per year. On April 29, 2020, he did a reanalysis of the City costs and found the total rate was \$330. He explained that the St. Johns County Tax Collector did not tell the City that the non-ad valorem tax could go into effect in 2021, if the City decides that. He said if the Commission wants to decrease the tax by 2.5% to start the non-ad valorem in 2021, that could be an option. He then stated the corrected costs.

Commissioner George asked if the revenues would be collected this year would that be for FY 20-21 budget. She asked if this would be a one-year acceleration.

Finance Director Douylliez advised yes, that the non-ad valorem taxes would be billed in November 2020.

Commissioner Rumrell had no comments.

Commissioner Samora had no comments.

Vice Mayor Kostka had no comments.

Mayor England explained that the reason for the non-ad valorem tax is to right size our customers by reworking the fees, moving the large scale customers to dumpsters, moving short-term rentals and transient rentals to commercial rates, and reducing the costs from \$480 to \$330. She advised that the Commission has received and read the emails.

City Clerk Raddatz advised there were only a few and they were mostly about the size of the recyclable containers.

2. Public Comment

Mayor England opened the Public Comments section. The following addressed the Commission:

Nicholas Binder, 232 Big Magnolia Court, St. Augustine Beach, FL, advised that the \$74 tax assessment was what the County was asking for in 2012; explained that smaller homes will be paying less ad valorem tax than non-ad valorem tax; renters already have contracted rates will go up in 2021 for an average of \$100 for the year; containers fees will eventually increase to \$375; and he previously requested a table on ad valorem versus non-ad valorem if costs were going to be increased.

Mayor England closed the Public Comments section and moved on to Item 3.

3. Discussion by the Commission and Setting Rates for Fiscal Year 2021

Mayor England introduced Item 3 and asked the Commission to discuss the rate setting for Fiscal Year 2021.

Commissioner Samora thanked and appreciated the staff for working so hard on this item. He said that this is the correct structure, even if this is not a perfect system. This gets the City closer to paying fees on services that are being provided. The notice covers half the costs this year and will increase each year. A \$200,000 home would be assessed approximately \$35 a year more in non-ad valorem tax and only is half the costs for the services being provided. He advised that he supports starting the tax in 2021 and not decreasing the non-ad valorem total rate of \$178. He commented that one of the reasons why the City is in this situation was because the tax was never changed in eight years, which the City codes says that the fees were to keep up with the services provided.

Mayor England asked Commission if the Commission wants \$178 or \$165.

Commissioner Rumrell agreed with Commissioner Samora's comments. He explained that if the City residents were charged for the last eight years the City would not be in the same situation. He advised that he could not quantify how much trash each house puts out and the methodology that staff presented makes more sense than counting the trash. He believes that the City staff can do a more efficient service and at a cheaper rate than Advanced Disposal regarding recycling and will be looking to have the City's staff do the recycling as well in the future.

Commissioner George opposed to adding a non-ad valorem fee on principle but supports the methodology. Staff has done a lot of good work on this methodology. She commented that the Commission did get some public comments against this going into effect this year because of COVID-19 and the economic hardships.

Vice Mayor Kostka shared Commissioner George and Mr. Binder's comments. She did not agree that one size fits all with fees and would like this tax to be an ad valorem tax instead of non-ad valorem tax. She was concerned about the economic effect of COVID-19 and would like to cut back the amount for 2021 to \$165. She thanked staff for all their hard work.

Mayor England commented that the Commission has worked hard on the methodology and having the commercial fees not being less than residential fees. She explained that the millage rate has not increased in a few years and supports the non-ad valorem tax starting this year and the fee to be \$178. She asked staff to investigate creating a procedure for hardship cases.

Finance Director Douylliez advised that there is nothing in the code to allow for hardship cases and that due to HIPPA the Health Department would have to research the claims as they do for the County. She advised that a committee would have to be developed to vote on whether to grant them or not.

Mayor England requested staff to investigate how the County does their hardship cases and report back to the Commission.

Motion: to correct an error of the ranges to effect the Commission's intent more accurately. The ranges on the non-ad valorem collections would be a minimum of \$75 and maximum of \$175, the range of the non-ad valorem disposal would be a minimum of \$50 and maximum of \$150, and the range of the non-ad valorem recycling would be a minimum of \$0 to a maximum of \$50. **Moved by** Commissioner Samora, **Seconded by** Mayor England.

Roll Call was as followed:

Mayor England	Yes
Vice Mayor Kostka	Yes
Commissioner George	No
Commissioner Rumrell	Yes

Commissioner Samora Yes

Motion passed 4 to 1.

Motion: to assess the non-ad valorem taxes as noticed this year in the amount of collection non-ad valorem at \$87, disposal non-ad valorem at \$67 and recycling non-ad valorem at \$24 for a total of \$178. **Moved by** Commissioner Samora, **Seconded by** Mayor England.

Roll Call was as followed:

Mayor England Yes

Vice Mayor Kostka No

Commissioner George No

Commissioner Rumrell Yes

Commissioner Samora Yes

Motion passed 3 to 2.

V. ADJOURNMENT

Motion: to adjourn. **Moved by** Mayor England, **Seconded by** Commissioner Samora.

Roll Call was as followed:

Commissioner Samora Yes

Commissioner George Yes

Mayor England Yes

Vice Mayor Kostka Yes

Commissioner Rumrell Yes

Motion passed unanimously.

The meeting was adjourned at 6:40 p.m.

Margaret England, Mayor

ATTEST:

Beverly Raddatz, City Clerk