

**MINUTES OF THE JANUARY 26, 2016 REGULAR SESSION
GREEN COVE SPRINGS CITY COUNCIL**

Call to Order

The regular session of the Green Cove Springs City Council was called to order Tuesday, January 26, 2016, at 7:00 p.m. in the City Council Chambers, 321 Walnut Street, Green Cove Springs, Florida.

Invocation and Pledge of Allegiance to the Flag

The invocation was given by Mayor Royal followed by the Pledge of Allegiance to the Flag of the United States of America.

Roll Call

COUNCIL MEMBERS PRESENT:

C. Felecia Hampshire
Steven Kelley
Roy M. Timberlake, Jr.
Pamela J. Lewis, Vice Mayor
B. Van Royal, Mayor

STAFF MEMBERS PRESENT:

L. J. Arnold, III, City Attorney
Julia W. Clevinger, City Clerk
Janis Fleet, Development Services Director
Marlena Guthrie, Finance Director
Cynthia Hunter, Personnel Director
Danielle J. Judd, City Manager
Robert Musco, Chief of Police
Mike Null, Asst. City Mgr. / Public Works
Director / Interim Electric Utility Director

**Mayor to call on members of the audience wishing to address
the Council on matters not on the Agenda.**

AWARDS & RECOGNITION

Recognition – New Employee – Kimberley Farnsworth – Development Services Clerk

Mayor Royal and the City Council recognized Kimberley Farnsworth. Ms. Farnsworth is the new Development Services Clerk.

Recognition – Clay County Teachers and Support Employees of the Year

Mayor Royal and the City Council recognized the following:

Teacher of the Year

Sondra Bowers, Charles E. Bennett Elementary
Christopher Nooney, Green Cove Springs Jr. High
Jared Moses, Clay High School

Support Employee of the Year

Tamara Bennett, Charles E. Bennett Elementary
Christopher Britt, Green Cove Springs Jr. High
Melissa Davidson, Clay High School

REORGANIZATION

1. Swearing-in ceremony for Steven Kelley, Seat 5. *Julie Clevinger, City Clerk*

Mayor Royal advised the audience that Council Member Kelley had actually been sworn in at the end of their January 12th meeting. However, he wanted to provide Council Member Kelley's family with an opportunity for photographs.

2. City Council selection of a Vice Mayor to serve from January 26, 2016 to May 17, 2016.

Mayor Royal opened the floor for nominations for Vice Mayor.

A MOTION WAS MADE BY COUNCIL MEMBER HAMPSHIRE TO NOMINATE COUNCIL MEMBER LEWIS TO SERVE AS VICE MAYOR OF THE CITY OF GREEN COVE SPRINGS THROUGH MAY 17, 2016. THE MOTION WAS SECONDED BY COUNCIL MEMBER TIMBERLAKE. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS C. FELECIA HAMPSHIRE, STEVEN R. KELLEY, PAMELA J. LEWIS, ROY M. TIMBERLAKE, JR. AND MAYOR VAN ROYAL. NAYS – NONE.

PUBLIC HEARINGS

1. Second and Final Reading of Ordinance No. O-01-2016, an Ordinance authorizing a Referendum to vote on amendments to City Code Sections 7.07, entitled Judge of own elections, and 7.08, entitled Canvass of returns.

Mr. Arnold read the title of Ordinance No. O-01-2016 (see attachment marked Exhibit “A”) into the record as follows:

AN ORDINANCE OF THE CITY COUNCIL OF GREEN COVE SPRINGS, FLORIDA, AUTHORIZING A REFERENDUM TO VOTE ON PROPOSED CHARTER AMENDMENTS REGARDING THE CITY CANVASSING BOARD AND RELATED TOPICS; AND PROVIDING FOR REPEALER, SEVERABILITY, AND SETTING AN EFFECTIVE DATE.

Mayor Royal opened the Public Hearing. There being no comments, the Public Hearing was closed.

A MOTION WAS MADE BY COUNCIL MEMBER TIMBERLAKE TO APPROVE ORDINANCE NO. O-01-2016 ON SECOND AND FINAL READING AUTHORIZING A REFERENDUM TO AMEND CITY CHARTER SECTIONS 7.07 AND 7.08 TO ESTABLISH AN ALTERNATE CANVASSING BOARD AND RELATED ISSUES. THE MOTION WAS SECONDED BY COUNCIL MEMBER HAMPSHIRE. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS C. FELECIA HAMPSHIRE, STEVEN R. KELLEY, ROY M. TIMBERLAKE, JR., PAMELA J. LEWIS, AND MAYOR B. VAN ROYAL. NAYS – NONE.

Mayor Royal recognized James Otto, 2908 [Blanding Blvd.] Blueroom Gentlemen’s Club, who expressed among other things his concerns regarding the City Pool.

CONSENT AGENDA

- 1. City Council approval of the minutes of the Special and Regular Sessions on January 12, 2016.**
- 2. City Council approval of the After Action Report for the 2015 Annual Christmas on Walnut Street.**
- 3. City Council approval of a Professional Services Agreement with George E. Platt, M.D. dba Clay Medical of North Florida for Employee Physicals/Medical Tests/Immunizations and/or Drug and Alcohol Testing Services for prospective and current employees for the period of February 1, 2016 through January 31, 2019 with the option to renew for an additional two (2) 12-month periods and authorizing the Mayor to execute said Agreement.**
- 4. City Council approval of the presentation of a “Key to the City” by the Mayor to Carl Ledig, State President on Saturday, January 30, 2016 at the Elks Lodge.**
- 5. City Council approval to finance two (2) Rear-load Garbage Trucks to replace Truck Nos. 706 and 707 using the lease purchase method.**

6. **City Council approval of 2015-PZ-72, a Major Site Development Plan for the redevelopment of Spring Park located at 229 Walnut Street.**
7. **City Council approval of 2015-PZ-75, a Gateway Corridor and Central Business District Matching Grant Application for building/façade improvements for the property located at 36-38 N. Magnolia Avenue in the amount of \$3,150.00 from FY 2016 funds.**
8. **City Council approval of 2015-PZ-76, a Gateway Corridor and Central Business District Matching Grant Application for lighting improvements for the property located at 200 S. Orange Avenue in the amount of \$2,400 from FY 2016 funds.**
9. **City Council approval of 2015-PZ-79, a Major Site Development Plan for the development of the Augusta Savage Arts and Community Center located at 415 Lemon Street.**
10. **City Council approval of a Purchase Order to Chaney's Home Improvement in the amount of \$25,000 to replace the roof on the Public Works Main Building.**

Mayor Royal pulled Consent Agenda Item No. 9 for discussion.

A MOTION WAS MADE BY COUNCIL MEMBER HAMPSHIRE TO APPROVE CONSENT AGENDA ITEMS 1, 2, 3, 4, 5, 6, 7, 8, AND 10 AS LISTED ABOVE. THE MOTION WAS SECONDED BY COUNCIL MEMBER TIMBERLAKE. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS C. FELECIA HAMPSHIRE, STEVEN R. KELLEY, ROY M. TIMBERLAKE, JR., PAMELA J. LEWIS, AND MAYOR B. VAN ROYAL. NAYS – NONE.

Item No. 9 – Mayor Royal inquired about the Library Building at the ASA&CC and suggested scheduling another community meeting. Ms. Judd explained the draft floor plan and said she would look into plans for a community meeting at the ASA&CC. She also noted the connection between the formation of the new CATF and the upcoming CDBG Grant program. The draft floor plan would be submitted to the architect at a later date.

A MOTION WAS MADE BY COUNCIL MEMBER HAMPSHIRE TO APPROVE CONSENT AGENDA ITEM 9 AS LISTED ABOVE. THE MOTION WAS SECONDED BY VICE MAYOR LEWIS. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS C. FELECIA HAMPSHIRE, STEVEN R. KELLEY, ROY M. TIMBERLAKE, JR., PAMELA J. LEWIS, AND MAYOR B. VAN ROYAL. NAYS – NONE.

COUNCIL BUSINESS

1. **First Reading of Ordinance No. O-02-2016, an Ordinance creating City Code Article IX, entitled Natural Gas, Section 78-433 entitled "Franchise." *Arnold / Judd***

Mr. Arnold read the title of Ordinance No. O-02-2016 into the record as follows:

AN ORDINANCE OF THE CITY OF GREEN COVE SPRINGS, FLORIDA, AMENDING CHAPTER 78 ENTITLED "UTILITIES"; CREATING ARTICLE IX ENTITLED "NATURAL GAS", SECTION 78-433 ENTITLED "FRANCHISE"; FOR THE PURPOSE OF GRANTING TO PEOPLES GAS SYSTEM, A DIVISION OF TAMPA ELECTRIC COMPANY (TECO PEOPLES GAS), ITS SUCCESSORS AND ASSIGNS, A NON-EXCLUSIVE NATURAL GAS FRANCHISE AGREEMENT TO USE THE PUBLIC RIGHTS OF WAY OF THE CITY OF GREEN COVE SPRINGS, FLORIDA, AND PRESCRIBING THE TERMS AND CONDITIONS UNDER WHICH SAID FRANCHISE MAY BE EXERCISED; MAKING FINDINGS; PROVIDING FOR REPEALER, SEVERABILITY AND SETTING AN EFFECTIVE DATE.

Discussion ensued with the City Council regarding Ordinance No. O-02-2016, an Ordinance creating City Code Article IX, Entitled Natural Gas, Section 78-433 entitled "Franchise" as presented by Ms. Judd.

Mayor Royal recognized Jeff Whitson, TECO Gas, 4040 Philips Highway, Jacksonville, who introduced Mike Walsh, Eastern Regional Sales Manager, Brian DeFay, Account Manager, and Donna Spon Project Manager. Mr. Whitson explained how TECO had entered into a Sales Agreement with Emera out of Canada and the benefits associated with the merger. Ms. Spon gave a brief overview of the project which is expected to be completed by the end of 2016. Safety and health concerns were expressed by the City Council. Mr. Whitson confirmed there would be a groundbreaking ceremony. Mr. Wallace gave a brief overview of customer services.

A MOTION WAS MADE BY COUNCIL MEMBER TIMBERLAKE TO APPROVE ORDINANCE NO. O-02-2016 ON FIRST READING AND SET THE SECOND AND FINAL READING FOR FEBRUARY 16, 2016. THE MOTION WAS SECONDED BY VICE MAYOR LEWIS. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS C. FELECIA HAMPSHIRE, STEVEN R. KELLEY, ROY M. TIMBERLAKE, JR., PAMELA J. LEWIS, AND MAYOR B. VAN ROYAL. NAYS – NONE.

2. Presentations by ENCO Utility Services and Hooper Corporation on Electric Utility Distribution Services Proposals and Action Plan. *Judd / Warren*

Discussion ensued with the City Council regarding presentations by ENCO Utility Services and Hooper Corporation on Electric Utility Distribution Services Proposals and Action Plan as presented by Ms. Judd. Each firm gave a presentation to the City Council via PowerPoint: Bob deKorney for ENCO Utility Services and Steve Linley for Hooper Corporation. Mr. Linley also introduced Theron Colbert who would act as the Electric Utility Director for Hooper Corporation.

Mr. Null exited the meeting at 8:44 p.m. due to a family emergency.

A MOTION WAS MADE BY COUNCIL MEMBER TIMBERLAKE TO ACCEPT THE PRESENTATIONS AND AUTHORIZE THE ADMINISTRATION TO REPORT BACK PRIOR TO MARCH 31, 2016. THE MOTION WAS SECONDED BY COUNCIL MEMBER HAMPSHIRE. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS C. FELECIA HAMPSHIRE, STEVEN R. KELLEY, ROY M. TIMBERLAKE, JR., PAMELA J. LEWIS, AND MAYOR B. VAN ROYAL. NAYS – NONE.

Ms. Judd requested Mr. Warren to come forward. She requested both firms to “refresh” their prices and advised the City was no longer interested in pursuing an Apprentice position. In addition, she requested each firm to anticipate what date they would be able to start if they were awarded the contract. She requested this information be communicated to Mr. Warren by January 31, 2016. Mr. Warren would also proceed in conversations with each firm regarding draft agreements.

3. Implementation of Streaming Video. *Eversole*

Discussion ensued with the City Council regarding the proposed two (2) options for the installation of streaming video equipment in the City Council Chambers as presented by Mr. Eversole. Mayor Royal proposed an Option No. 3 and requested that Mr. Eversole schedule a demonstration for Mr. Eversole and Ms. Clevinger with NovusAgenda which is the system that is used by St. Vincent’s Board of Directors. Mr. Eversole reiterated that the Agenda Management portion would follow the installation of the video streaming equipment. Council Member Hampshire also suggested the prices be compared between the two (2) companies. Council Member Timberlake preferred the live streaming feature over the archiving feature and suggested setting up a demonstration for the City Council at a future meeting.

A MOTION WAS MADE BY COUNCIL MEMBER TIMBERLAKE TO SUPPORT THE PROCESS OF GOING WITH LIVE STREAMING; THAT WE ASK CHRIS AND STAFF TO COME BACK TO US WITH ANOTHER REPORT AFTER CONSIDERING THE THIRD ALTERNATIVE TO GIVE US AN IDEA OF WHAT THE COST DIFFERENCE OR THE COST DELTA WOULD BE BETWEEN THE ONES WE ARE LOOKING AT NOW AND THAT ONE AND THE FEATURE FUNCTION DIFFERENCE; TO SEE A PRESENTATION OR DEMO ON THOSE SYSTEMS SO WE AS A COUNCIL WILL HAVE AN IDEA TO UNDERSTAND ON WHAT WE ARE VOTING ON.

Under discussion of the motion, Ms. Judd expressed her concerns regarding transitional items. She noted she was trying to do the least elaborate or costly measure and would put this item on hold. She confirmed the Council's wish for live streaming and to see how both the systems work.

THE MOTION WAS SECONDED BY VICE MAYOR LEWIS. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS C. FELECIA HAMPSHIRE, STEVEN R. KELLEY, ROY M. TIMBERLAKE, JR., PAMELA J. LEWIS, AND MAYOR B. VAN ROYAL. NAYS – NONE.

4. **Approval of Resolution No. R-02-2016, a Resolution authorizing a Non-Exclusive Interlocal Subscription Agreement with Florida PACE Funding Agency for the period of January 26, 2016 through September 30, 2019 and authorization for the Mayor and City Clerk to execute said Agreement. *Arnold / Fleet***

Discussion ensued with the City Council regarding approval of Resolution No. R-02-2016 (see attachment marked Exhibit "B"), a Resolution authorizing a Non-Exclusive Interlocal Subscription Agreement with Florida PACE Funding Agency for the period of January 26, 2016 through September 30, 2019 and authorization for the Mayor and City Clerk to execute said Agreement as presented by Mr. Arnold and Ms. Fleet. Mr. Arnold noted that the County had approved it but had not implemented it yet. The program would provide an option for a homeowner to make energy improvements and the loan or assessment would be applied to their annual tax bill. The City Council concurred it looked like a good program.

A MOTION WAS MADE BY COUNCIL MEMBER TIMBERLAKE TO APPROVE RESOLUTION NO. R-02-2016 AND THE INTERLOCAL AGREEMENT. THE MOTION WAS SECONDED BY VICE MAYOR LEWIS. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS C. FELECIA HAMPSHIRE, STEVEN R. KELLEY, ROY M. TIMBERLAKE, JR., PAMELA J. LEWIS, AND MAYOR B. VAN ROYAL. NAYS – NONE.

Mayor Royal moved to the Supplemental Agenda Item No. 1 at this time.

S.A. 1 American Traffic Solutions, Inc. (ATS) Professional Services Agreement for Red Light Camera System Extension. *Judd*

Discussion ensued with the City Council regarding the American Traffic Solutions, Inc. (ATS) Professional Services Agreement for Red Light Camera System Extension as presented by Ms. Judd. She introduced Orlando Torres, Bradley Dreasher, and Rodney McClain, Vice President of Account Management. The following points were discussed:

- As City Manager, she stated she was not a proponent of the program; however, she would execute the direction of the Council;
- Ms. Judd had reviewed the final offer by ATS of a three-year term contract, a credit allowance for one month commensurate to the number of cameras we have but for the first year of the contract only or about \$21,000. They have indicated they would be willing to consider that for year 2 and year 3 of the contract;

- Ms. Judd expressed her concerns of the class action litigation and that it was all materializing;
- As City Manager, she shared that if the Council was inclined to go forward with a 3-year contract, her strong recommendation was to get a credit allowance for three (3) months in year 1 of the contract. Instead of spacing those 3 months credit over a 36 month term, she felt very strongly that the Council needed to get this in year 1;
- If this was not amendable to the company, and as it was her role to put the City Council in the best posturing position, her recommendation was for a one-year contract because the City would only get one month's credit in year 1;
- Mr. Arnold reviewed his discussions and findings regarding setting aside funds for potential legal indemnification and the efforts to sunset the statute;
- Mr. Arnold had requested ATS to set aside funds for the class action litigation and cover it up to some amount. Their attorney had advised that ATS was not doing that for anyone; and
- Mr. Arnold agreed with Ms. Judd's request for the 3 month's credit allowance to be issued at the beginning of the contract.

Mayor Royal recognized Orlando Torres, ATS Director of Account Management, 16395 Mariposa Circle North, Ft. Lauderdale, who reviewed the statistics of the program and the options being offered in the proposed contract. He expressed the desire of ATS to continue to partner with the City.

Council Member Timberlake expressed his support of the red light camera program and inquired as to why the costs continue to go down but there were no other dollars to the City. He also noted there were many other vendors now available who offered similar services. He would like to see the following:

- Get 3% upfront of a 3-year deal;
- \$50-\$60K Contingency Fund in case of a class action lawsuit; and
- If ATS is not willing with the City on this, look at a 30-60 day agreement and direct the Chief of Police and City Manager to research options with other vendors in the market place, put it back to bid, and report back to Council.

Council Member Hampshire concurred with these comments. Vice Mayor Lewis believed that as the "poster child" for the program, the City deserved a better rate than has been offered. Council Member Kelley also agreed and noted the competitive environment was hugely different than it was in 2010. Mr. Arnold confirmed for Mayor Royal that the contingency fund would be through and a good show of faith from ATS. Mr. Torres advised that there were no agreements for indemnification for lawsuits. He also noted that ATS had previously settled a lawsuit prior to the City contracting with ATS but stated there were only less than 10% of the claims actually filed. Further discussion was held regarding indemnification. The current lawsuit was based on current revenues of which the City Manager stated the City had received approximately \$5 million in gross revenues of which \$2.8 million when to the State.

Ms. Judd reiterated that she did not consider the proposed contract to be a good deal for the City. With the City having been under contract for five (5) years and being what she considered a "preferred customer," she did not feel the City was receiving the best contract they could get. Mr. Torres stated ATS was very confident that ATS could continue to partner with the City. He believed that ATS had also come to the table and made concessions and a fair offer. He recalled the Council's request that if they were to receive the 3-month credit allowance upfront, then they would agree to a 3-year contract. Mayor Royal agreed to support this.

A MOTION WAS MADE BY COUNCIL MEMBER TIMBERLAKE TO WE WOULD AGREE TO A 3-YEAR DEAL WITH 3% UP FRONT; HE STILL WANTED TO SEE SOME KIND OF CONTINGENCY FEE IN THE EVENT OF A CLASS ACTION LAWSUIT; AND IF NOT, THEN HE WOULD LIKE TO HAVE A 30-60 DAY AGREEMENT FOR THE CHIEF AND THE CITY MANAGER TO LOOK AT ALTERNATIVES THEN THEY CAN MAKE A DECISION GOING FORWARD HOW WE DO IT. BECAUSE IN HIS MIND, IT WAS NOT A QUESTION OF DO WE MAINTAIN A RED LIGHT CAMERA PROGRAM, IT WAS WHO DO WE MAINTAIN IT WITH. THE MOTION WAS SECONDED BY COUNCIL MEMBER HAMPSHIRE.

Under discussion of the motion, Mayor Royal and Vice Mayor Lewis concurred that they were “not completely hung up” on the contingency fee issue. However, Vice Mayor Lewis stated she was in favor of the “preferred customer credit” of three (3) months. She was not opposed to the idea of having an extension for two (2) to three (3) months so the Chief and City Manager could negotiate for us.

Mr. Torres asked for the City Council to allow him to make a phone call and reconvene in 5-10 minutes. He recapped the City Council’s request of a) 3 months up front; 2) 3 years; and 3) the consideration of a contingency.

Council Member Timberlake clarified that it was only in the event that a class action lawsuit is started and the City had to cough up the funds.

Mr. Arnold advised the City Council that they could hold their motion in abeyance and come back to it.

Mayor Royal moved to the next Council Business Item No. 5.

5. City Council review and discussion of City Clerk Julie Clevinger’s 2015 Performance Evaluation Results and related action. *Royal / Hunter*

Discussion ensued with the City Council regarding the results of the 2015 Performance Evaluation for the City Clerk as presented by Ms. Hunter. She had an overall score of 3.78 which is a rating of Exceptional. Ms. Hunter had also provided some additional information about her salary and the minimum.

The following comments were made by the City Council:

Council Member Hampshire – “Julie has an amazing job as the City Clerk and I hope that she is pleased with the score that she received from us. Although, I may not be here, I look forward to her continuing on in that position and to continue on to get the great scores and finish school and all that good stuff... So, I am going to approve whatever.”

Vice Mayor Lewis – “I’d also like to say that I think that Julie does a fabulous job. She probably embarrassed to death about this discussion but she does an excellent job and she has saved me from myself more than one time when it comes to her grammar and English skills and she just does an excellent job of backing us up and doing lots of wonderful work for us and I appreciate it.”

Council Member Timberlake – “Well, I agree. I think Julie has done a good job. I guess my question is ‘what is the action that as a council we are looking to take tonight?’ I mean, first off, we received and acknowledged the appraisal, we’ve done that, correct? Then is there a step 2, or what are we looking to do?”

Ms. Hunter clarified that Ms. Clevinger was a Charter Officer; however, her paygrade was on the City’s pay scale as she was not under a contract like the City Attorney and City Manager. Her last pay increase was in April 2015. Her anniversary date was January 27th

Mayor Royal stated that he believed Ms. Clevinger had done a wonderful job stepping in when Mr. Bentley had become ill. He made the recommendation that the City Council assume the same course as they had done with the rest of the employees. By taking the first one-half of getting her up to the minimum of what the minimum is as of April 1st, and with the idea that she continues to do what she's been doing, then by the end of the next 12 months, she would be at the minimum.

Vice Mayor Lewis believed, that as a Charter Office and working for the Council like the City Attorney and City Manager, she should be making whatever the minimum is for the City Clerk's position. Ms. Hunter confirmed her current salary was about 5% lower.

Ms. Clevinger confirmed for Council Member Timberlake that she should obtain both her AA Degree and FACC Certified Municipal Clerk Certification in the Spring of 2017.

Mr. Arnold clarified that the Council did have a "contract" with Ms. Clevinger because she is the Council's employee per the Charter and she serves at the pleasure of the Council just as the City Attorney and City Manager did. The Council also had the option to convert it to a "written" contract at any time but he did recall the Council ever doing that with the Clerk.

After further discussion, it was agreed that a 3% percent increase was acceptable to the Council. Ms. Hunter confirmed that the Administrative Pay was adjusted automatically based on the base pay rate.

Vice Mayor Lewis noted how Ms. Clevinger had worked double time while Mr. Bentley was sick while Mayor Royal stated Ms. Clevinger has been a wonderful employee.

A MOTION WAS MADE BY COUNCIL MEMBER TIMBERLAKE THAT BASED ON THE RESULTS OF THE APPRAISAL, THAT WE INCREASE THE CLERK'S PAY BY 3% THIS YEAR; THAT WHEN SHE GETS THE CERTIFICATION AND HER AA DEGREE NEXT YEAR, WE RE-LOOK TO BRING IT UP TO AT LEAST THE MINIMUM.. THE MOTION WAS SECONDED BY VICE MAYOR LEWIS.

Under discussion of the motion, Ms. Hunter confirmed that Ms. Clevinger's anniversary date was January 27th. Mayor Royal noted the intent of the motion was 3% and with the anticipation of the certification [in 2017] at least the minimum that the City pays the Clerk's office in that pay grade.

THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS C. FELECIA HAMPSHIRE, STEVEN R. KELLEY, ROY M. TIMBERLAKE, JR., PAMELA J. LEWIS, AND MAYOR B. VAN ROYAL. NAYS – NONE.

Ms. Clevinger thanked the City Council for their confidence in her. Mayor Royal also thanked her for all she did.

4. Continuation of Council Business Agenda Item No. 4.

Mayor Royal recognized Mr. Torres who advised that the contingency was not something that ATS could do as it would put them in a very difficult position. In reference to the one month credit allowance each year, they felt it was a very fair offer on their behalf and stood by that offer at this time. He hoped the City would think about the program in whole, what has been accomplished, and what the City wanted to continue to do. They understood the request by the Manager for some annual fiscal operation help and he believed they had come to the table to help in that cause and were committed to doing it again one month for each year.

Council Member Timberlake stated he would leave his motion as is. Ms. Judd clarified that with this information, the City Council would now only be considering a 30-60 day extension under the same terms. During the 30-60 days, she and the Chief would look at other options. Mr. Arnold requested the City Council make the extension agreement a "time certain" date to allow the City the option to consider or come back with a counter offer. Mr. Torres advised he was authorized to make that decision but could have an answer by the next day. Noting that the City Council's next meeting was on February 2nd, he did not feel there would be a problem but he did not want to misspeak. He was confident ATS would be able to compete in the marketplace and they stood by the offer presented.

For the public record, Mr. Arnold inquired if ATS has a contract with anybody in the State of Florida that has a hold harmless regarding the class action suit in any amount? To the best of his knowledge, they did not but he did not have access to every account in the state. Mr. Arnold requested Mr. Torres provide an answer as it would be very helpful to him and the City Council.

Mayor Royal emphasized to the City Manager that it was abundantly clear that the City Council wanted to stay in the Red Light Camera business. They were not looking at this as some way to get out of it or to be in less of a position. He wanted to make sure that when they went back out to the marketplace that they had not shot themselves in the foot. This was the wish of the Council. It was not to get out of the deal. They were not going to not have red light cameras. It was to have the best red light camera deal they could make with somebody. They were not going to be out of the red light camera business as of just yet.

Mr. Torres thanked the Council for their time, commended the program, and hoped they would continue to be part of the movement in Florida.

Mr. Arnold clarified that if they did not accept the 60-day extension it would need to be placed back on the February 2nd Agenda. Ms. Judd stated she would know further information the next day and it would be placed at the top of the Council Business portion of the Agenda.

THE MOTION PASSED BE THE FOLLOWING ROLL CALL VOTE: COUNCIL MEMBERS C. FELECIA HAMPSHIRE, STEVEN KELLEY, ROY M. TIMBERLAKE, JR., PAMELA J. LEWIS, AND MAYOR B. VAN ROYAL. NAYS – NONE.

6. City Manager and City Attorney Reports and/or Correspondence.

- a. Executive Summary – Development Services – December 2015.**
- b. Executive Summary – Electric – December 2015.**
- c. Executive Summary – Police – December 2015.**
- d. Executive Summary – Public Works – December 2015.**

The City Manager acknowledged the above reports provided to the City Council for information.

The City Manager and City Attorney made comments regarding various city activities, events, operations, and projects.

Ms. Judd distributed, and the Council discussed and reviewed, a draft floor plan for the Library Building at the ASA&CC. In reference to the issue of a kitchen being constructed, she strongly believed that the City needed to keep the Gym functioning only as a Gym. Mayor Royal reiterated that volunteers would be required to run any programs that may be initiated in the Library building.

7. City Council Reports and/or Correspondence.

The City Council made comments regarding various city activities, events, operations, and projects.

Council Member Hampshire reminded the Council that it was the 1-year anniversary of Lee Bentley's passing. Although she was sad about Lee, she was happy to announce that his two (2) nephews had been the recipients of the college scholarship presented at the Martin Luther King Jr. Breakfast.

Mayor Royal advised that Railroad and History Day would not be held this year.

Council Member Kelley thanked the City Clerk and City Manager for their assistance in bringing him up to speed and opening up the lines of communications for him.

Ms. Clevinger advised the City Council that a Resolution would be presented on the next Agenda to reschedule the March 15th meeting to March 22nd due to the Presidential Preference Primary.

8. Adjournment.

There being no further business to come before the City Council, the meeting was adjourned at 10:50 p.m.

CITY OF GREEN COVE SPRINGS, FLORIDA

B. Van Royal, Mayor

Attest:

Julia W. Clevinger, City Clerk