

**MINUTES OF THE JUNE 20, 2017 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, June 20, 2017, 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 George Smith followed by the Pledge of Allegiance to the Flag of the United States of America.

Roll Call

COUNCIL MEMBERS PRESENT:

Steven Kelley
Pamela J. Lewis
B. Van Royal
Constance W. Butler, Vice Mayor
Roy M. Timberlake, Jr., Mayor

STAFF MEMBERS PRESENT:

L. J. Arnold, III, City Attorney
Derek Asdot, Acting Chief of Police
Julia W. Clevinger, City Clerk
Janis Fleet, Development Services Director
Marlena Guthrie, Finance Director
Danielle J. Judd, City Manager
Mary Jane Lundy, Personnel Director
Mike Null, Asst. City Mgr. / Public Works Dir.

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

Mayor Timberlake recognized the following for comments:

1. Scott Iannucci, Taps Committee, 2322 Casablanca Court, Middleburg, who gave a brief update on the Clay County Veterans Memorial. The unveiling would be on September 11th at 11:00 a.m. Invitations would be sent out.
2. William Schaefer, Dominion Engineering, 4348 Southpoint Blvd., representing the Developer of the Edgewater Landing Subdivision, who advised that although they had not met the deadline for completion, was requesting the City Council to schedule a Special Session before the next scheduled July 25th City Council meeting (due to the rescheduling of the July meetings) to accommodate the expected completion of the project. He felt it would place a financial stress on the Developer to delay adoption of the first phase until August. He wanted the City to allow the Developer to place the water, sewer, and reuse lines into operation once City Staff had approved and then adopt the first phase on July 25th. This would allow the Developer to close on lots and assist a few displaced families due to the delays. He noted that the Developer was also offering to add an additional four (4) years to the original one (1) year warranty on the utility infrastructure for all phases.

Ms. Judd gave an update of the history of this project. Mr. Lyle had previously signed a letter in February acknowledging that the City would not accept any utilities until they were fully constructed in accordance with all governmental requirements and accepted by City Council action and she recommended not accepting any infrastructure at this meeting. Mr. Null reviewed the delays of the sewer videos. Ms. Judd recommended that the City continue to work with the Developer. It was decided that a Special Session could be scheduled if it were needed. It was requested that Mr. Schaefer relay the message that all the issues be addressed and corrected and then the sewer video needed to be resubmitted in one tape versus the pieces that had been received.

CONSENT AGENDA

- 1. City Council approval of the Minutes of the Regular Session on June 6, 2017.**
- 2. City Council approval of a Code Enforcement Lien Release at 1107 Roberts Street South for a Lien Recorded on 11/26/2013 in the amount of \$375.98.**
- 3. City Council approval of a Code Enforcement Lien Release at 1107 Roberts Street South for a Lien recorded on 05/21/2013 in amount of \$358.58.**
- 4. City Council approval of a Code Enforcement Lien Release at 1150 & 1156 Buccaneer Blvd for a lien recorded on 02/28/2012 in the amount of \$404.82.**
- 5. City Council approval of a Code Enforcement Lien Release at 1150 Buccaneer Blvd for a Lien Recorded on 08/22/2016 in the amount of \$423.91.**
- 6. City Council approval of a Code Enforcement Lien Release at 1156 Buccaneer Blvd for a lien recorded on 07/27/2016 in the amount of \$627.40.**
- 7. City Council approval of the submission of an Application for a Planning Technical Assistance Grant in the amount of \$30,000 to the Department of Economic Opportunity for revisions to the Gateway Corridor Land Development Regulations.**
- 8. City Council approval of the submission of a Competitive Florida Economic Development Project Grant Application in the amount of \$15,000 to the Department of Economic Opportunity to prepare an Economic Development Element to the City's Comprehensive Plan.**
- 9. City Council approval of Pay Request No. 12 in the amount of \$3,000 to Cypress Management and Design LLC, under new contract value of \$35,000, for the Historic Spring Park Pool & Interactive Water Feature Owner's Representative Services.**
- 10. City Council approval of Pay Request No. 14 in the amount of \$7,534.48 to Matthews Design Group, Inc., under revised Contract Value of \$73,500, for the Historic Spring Park Pool & Interactive Water Feature Project Construction Inspection Services.**
- 11. City Council approval of Final Payment Request No. 6 for period ending May 31, 2017, in the amount of \$3,221.57, to Skanska under the \$32,628 Engagement for Construction Management Services for Spring Park Pool Capital Project.**
- 12. City Council approval of Resolution No. R-14-2017 (see attachment marked (Exhibit "A")), a Resolution authorizing the Amendment to the FDOT Traffic Signal Maintenance and Compensation Agreement, Contract No. ARV47 for FY 2017/2018 in the amount of \$32,516.00 and approval of Invoice No. 22686 for FY 2016/2017 in the amount of \$31,653.00.**

13. **City Council approval to award construction of the North Grid Reclaimed Water Main to Commercial Industrial Corporation in the amount of \$1,682,131.69.**
14. **City Council approval to purchase a Kubota R430R43 Cab Wheel Loader for \$62,885.30 from Futch's Tractor Depot via the Florida Sheriff's Association Contract #FSA16-VEH14.0 and authorization to surplus existing John Deere Front Loader #287.**
15. **City Council approval of SRF Loan # 100401 REVISED Disbursement #3 and Mittauer & Associates Invoices # 17160 in the amount of \$75,000.00 and # 17216 in the amount of \$73,300.00.**
16. **City Council ratification of a grant application to the Hazard Mitigation Grant Program (HMGP) for Electric System Hardening -- Governors Creek, with a project cost of \$750,000.**
17. **City Council authorization to use the Head Start classrooms in accordance with the current lease to assist the Mexican Consulate in providing passports, Mexican IDs, and immigration questions, on Saturday, July 29, 2017.**
18. **City Council approval to renew the contract with Dr. Townsend & Associates for the period retroactive to June 1, 2017 through June 1, 2018 at a cost of \$225.00 per evaluation.**
19. **City Council approval to purchase a 2018 Freightliner 12 Yard Dump Truck from Tampa Truck Center under State of Florida Contract in the amount of \$97,487.00, and authorize the surplus of the existing Dump Truck # 218 upon receipt of replacement.**
20. **City Council approval to purchase a 2018 Caterpillar 303.5 Mini Hydraulic Excavator under State of Florida/Florida Sheriffs Association Contract in the amount of \$55,107.00, and authorize the surplus of the existing Mini Excavator # 800 upon receipt of replacement.**
21. **City Council approval to increase the "not-to-exceed" amount by \$5,000.00 to a total of \$10,000 for attorney Brenna Durden to assist the City in annexation and related issues.**
22. **City Council approval to surplus used utility poles.**
- S.A.1. **Proclamation – Honor Guards Day (see attachment marked Exhibit "B").**
- S.A.2. **City Council approval of 201700433 Gateway Corridor and Central Business District Matching Grant Application for Façade/Building Improvements for the Property located at 817 Palmetto Avenue for the Bearden Family Legacy, LLC.**
- S.A.3. **City Council approval of Pay Request No. 1 in the amount of \$23,123 to Bhide & Hall under \$30,425 Task Order to Produce Bid Documents for Demolition and Construction of Library Building on Augusta Savage Arts & Community Center (ASACC) Campus.**

Council Member Royal pulled Consent Agenda Item Nos. 7, 9, 14, 19, 20 and 21 for discussion.

A MOTION WAS MADE BY VICE MAYOR BUTLER TO APPROVE CONSENT AGENDA ITEMS 1, 2, 3, 4, 5, 6, 8, 10, 11, 12, 13, 15, 16, 17, AND 18, AND SUPPLEMENTAL AGENDA CONSENT AGENDA ITEMS 1, 2, AND 3 AS LISTED. THE MOTION WAS SECONDED BY COUNCIL MEMBER KELLEY. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

Consent Agenda Item No. 7 – In response to Council Member Royal inquiry, Ms. Fleet advised that the Grant was requesting additional funding to assist City Staff to continue making revisions to the Gateway Corridor Land Development Regulations as previously directed by the City Council. Mayor Timberlake requested Ms. Fleet prepare an internal document showing the proposed timeline.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE CONSENT AGENDA ITEM 7 AS LISTED ABOVE. THE MOTION WAS SECONDED BY VICE MAYOR BUTLER. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

Consent Agenda Item No. 9 – Council Member Royal advised he would recuse himself from the vote.

A MOTION WAS MADE BY COUNCIL MEMBER KELLEY TO APPROVE CONSENT AGENDA ITEM 9 AS LISTED ABOVE. THE MOTION WAS SECONDED BY COUNCIL MEMBER LEWIS. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE. RECUSED – B. VAN ROYAL (SEE FORM 8B ATTACHED AS EXHIBIT “C”).

Consent Agenda Item Nos. 14 and 19 – In response to Council Member Royal’s inquiry, Mr. Null explained that the dump truck was in the ROW Maintenance Budget and CIP. Ms. Guthrie further explained that these items were actually in the FY 2016-2017 Budget, bids were under budget, and needed to be expended prior to September 30, 2017.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE CONSENT AGENDA ITEMS 14 AND 19 AS LISTED ABOVE. THE MOTION WAS SECONDED BY COUNCIL MEMBER KELLEY. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

Consent Agenda Item No. 20 – In response to Council Member Royal’s inquiry, Mr. Null explained that the Cove Subdivision water service replacement project which would replace the polyethylene pipe with pvc pipe. This project would move forward at \$50,000 versus \$100,000. The City Council requested that any information related to savings for the City be documented in future staff reports.

A MOTION WAS MADE BY VICE MAYOR BUTLER TO APPROVE CONSENT AGENDA ITEM 20 AS LISTED ABOVE. THE MOTION WAS SECONDED BY COUNCIL MEMBER ROYAL. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

Consent Agenda Item No. 21 – In response to Council Member Royal’s inquiry, Mr. Arnold explained the breakdown of attorney’s fees for outside counsel for the annexation project as directed by the City Council. Ms. Fleet explained that the funding was for the assistance of Ms. Durden on this matter. Miscellaneous issues had arisen that prevented City Staff from completing the annexation tasks that were included with this engagement. Ms. Judd noted that Ms. Durden was letting the City Council know that we were approaching the \$5,000 limit as approved by the City Council. Mayor Timberlake also reiterated the need of a written breakdown of legal fees considering the upcoming budget process. Council Member Royal requested an update in September on the Annexation process.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE CONSENT AGENDA ITEM 21 AS LISTED ABOVE. THE MOTION WAS SECONDED BY VICE MAYOR BUTLER. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – COUNCIL MEMBER B. VAN ROYAL.

COUNCIL BUSINESS

- 1. City Council authorization for City Manager to proceed with Contract for the use of available bench locations for City Special Event advertisement in the amount of \$2,010.00 with Fuel Media Holdings, LLC. *Danielle J. Judd***

Discussion ensued with the City Council regarding authorization for the City Manager to proceed for the use of available bench locations for City Special Event advertisement in the amount of \$2,010.00 with Fuel Media Holdings, LLC as presented by Ms. Judd. The benches would be located in front of Winn-Dixie (south facing) and in front of Clay High School. Travis Hartzog gave a brief update on the company. All locations would be ready by the end of July and located at bus stop locations for the Clay Transit. The third (free) bench would be any of the rotating locations. Mr. Arnold explained that he did not like the

inequity of the cancellation clause. He also suggested that the term “LLC” be added to the contract.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE [AUTHORIZE CITY MANAGER TO PROCEED WITH A CONTRACT FOR THE USE OF 2 AVAILABLE BENCH LOCATIONS FOR CITY SPECIAL EVENT ADVERTISEMENT WITH FUEL MEDIA HOLDINGS, LLC. WE RECOMMEND THE WINN-DIXIE AND CLAY HIGH LOCATIONS]. THE MOTION WAS SECONDED BY COUNCIL MEMBER KELLEY. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

2. City Council approval of purchasing NEOGOV, an Employee Applicant Tracking Software System to assist in Employee Recruitment. *Mary Jane Lundy*

Discussion ensued with the City Council regarding approval of the purchase of NEOGOV, an Employee Applicant Tracking Software System, to assist in Employee Recruitment as presented by Ms. Lundy. A one-minute demonstration was shown. Ms. Lundy also showed examples from the City of St. Cloud and City of Jacksonville Beach websites. Mike Slator, on the telephone with NEOGOV, explained that the site was secure, was Tier 4 certified, and backed up on the servers in their California office and Billings, Montana. The time involved for employee evaluations was also labor intensive; however, Ms. Lundy felt it would be better to address one module at a time. Mr. Arnold reminded that the Public Records clause would have to be added to the contract. Mayor Timberlake complimented Ms. Lundy for bringing this to the City Council’s attention and requested that she bring forward the purchase of the employee evaluation module as quickly as possible once Staff was comfortable with this module. The City Council also suggested Ms. Lundy take advantage of using forms from other vendors wherever possible. Additional questions could be added to the general applications provided by the vendor.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE [THE PURCHASE OF NEOGOV--APPLICANT TRACKING SOFTWARE IN THE AMOUNT OF \$7108.00 FROM HUMAN RESOURCES FY 16/17 BUDGET]. THE MOTION WAS SECONDED BY VICE MAYOR BUTLER. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

3. [City Council] Approval of Resolution No. R-18-2017, a Resolution adding the Spring Park Pool Fee Schedule for FY 2017; Revenue Estimate \$16,000. *Danielle J. Judd*

Mayor Timberlake recognized Bob Lewis, 203 North Street, Green Cove Springs, who inquired if the City Council would consider opening the pool early to allow morning swimming. Mayor Timberlake noted this would be discussed during the Agenda item.

Discussion ensued with the City Council regarding approval of Resolution No. R-18-2017 (see attachment marked (Exhibit "D"), a Resolution adding the Spring Park Pool Fee Schedule for FY 2017 as presented by Ms. Judd. She also noted that the reservation fee for the new Pool Pavilion was recommended at \$400 such that it coincided with the Gazebo reservation fee. The summer pool passes were discounted at 75% for the first year. Pool reservations could be from 9:00 a.m. to 11:00 a.m. and 7:00 p.m. to 9:00 p.m. Mr. Null noted the pool had four (4) lights but was not designed for nighttime swimming. The City Council agreed that it was not concerned with early or late swim options at this time and would prefer to concentrate on the first year's operations. In August, the lifeguards would return to school and the need for lifeguards would have to be addressed in late July. Ms. Glisson noted that \$586 had been made since the pool opened but the rain had not helped.

Mayor Timberlake felt it was appropriate that a \$75 refundable fee for clean-up should be added. The Pool Manager would be responsible for determining whether or not the pool was cleaned to her satisfaction and notify Ms. Clevinger that the refund could be processed. Based on 84 days of service, Ms. Judd believed the pool pass rates were appropriate. She noted the lifeguards were very busy and had authorized another Assistant Pool Manager to be hired. The cash register would also be programmed to capture attendance statistics.

Mayor Timberlake recognized Pat Garlinghouse, 102 S. Magnolia Avenue, Green Cove Springs, who inquired if the fees were still rated for patrons inside the City and outside the State. Ms. Clevinger advised the reservation rates had always been one flat rate for everyone. She stated she was very excited and wanted to have the first pass issued.

Mayor Timberlake suggested the reservation fee for the pool be increased from the City Manager's suggested rate of \$150 (for 2 hours and 2 lifeguards) to \$200. The City Council agreed. Council Member Kelley also noted the additional assets that the community was wanting for validating the rate.

Mayor Timberlake recognized Diane Whiteman, 723 N. Magnolia Avenue, Green Cove Springs, who inquired about different pool fees based on times of need such as lower fees in the mornings for "Mommies and Me" or higher fees in the evening for parties. The City Council concurred this was a trial year and these ideas would be addressed later.

Mayor Timberlake reviewed the following recommendations:

1. Fee structure of \$4, \$3, and \$2;
2. 75% discount for summer pass;
3. \$200 rate for family pass for 5; anyone over that would pay the flat daily rate;

4. Pool reservation rate of \$200 for two (2) hours with a \$75 refundable clean-up fee; and
5. For this calendar year and would re-assess additional data from the pool and look to see what modifications would be needed for next year.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE THE MAYOR'S RECOMMENDATIONS ABOVE. THE MOTION WAS SECONDED BY COUNCIL MEMBER ROYAL. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

4. City Council approval of Resolution No. R-15-2017, a Resolution amending the reservation fee schedule for Spring Park to include the new Pool Pavilion. *Julie Clevinger*

Discussion ensued with the City Council regarding approval of Resolution No. R-15-2017 (see attachment marked (Exhibit "E")), a Resolution amending the reservation fee schedule for Spring Park to include the new Pool Pavilion as presented by Ms. Clevinger.

Mayor Timberlake felt that the \$400 was too low. Council Member Royal understood the \$400 reservation fee but wanted to see a tiered rate be reviewed. Council Member Kelley felt the difference in uses of the Pool Pavilion versus the Gazebo would be much more intensive and would be deserving of a higher fee. Ms. Judd did not feel it should be lower than the Gazebo. The reservation time included the set-up and clean-up time. Vice Mayor Butler wanted to see a reserved sign at each shelter. Ms. Judd reminded the City Council this would be her last budget and that they would have to address the levels of service for the Parks and Recreation Department based on these discussions. There were so many moving parts with different members of every department doing different things.

A MOTION WAS MADE BY COUNCIL MEMBER ROYAL TO CHARGE \$400 AND A \$250 DEPOSIT AND A FIVE HOUR BLOCK. THE MOTION WAS SECONDED BY VICE MAYOR BUTLER. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

5. Consider adoption of Resolution No. R-12-2017, a Resolution estimating the cost of Stormwater Management Services provided by the City, determining certain tax parcels will be benefited thereby and related issues, including setting a Public Hearing for Final Proposed Stormwater Service Assessments. *L. J. Arnold, III*

Discussion ensued with the City Council regarding consideration of the adoption of Resolution No. R-12-2017 (see attachment marked (Exhibit “F”), a Resolution estimating the cost of Stormwater Manager Services provided by the City, determining certain tax parcels will be benefited thereby and related issues, including setting a Public Hearing for Final Proposed Stormwater Service Assessments as presented by Mr. Arnold.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE [RESOLUTION NO. R-12-2017, A RESOLUTION ESTIMATING THE COST OF STORMWATER MANAGEMENT SERVICES PROVIDED BY THE CITY, DETERMINING CERTAIN TAX PARCELS WILL BE BENEFITED THEREBY AND RELATED ISSUES, AND SETTING A PUBLIC HEARING FOR TUESDAY, JULY 25, 2017 AT 7:00 P.M.]. THE MOTION WAS SECONDED BY COUNCIL MEMBER KELLEY. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

City Clerk’s Note: Due to a scrivener’s error within the Staff Report, the Public Hearing will be advertised and scheduled for Tuesday, August 15, 2017 at 7:00 p.m.

6. Consider adoption of Resolution No. R-13-2017, a Resolution relating to collection of Solid Waste and Recyclable Material within the Magnolia West Subdivision and related issues, including setting a Public Hearing for Final Proposed Solid Waste Service Assessments. *L. J. Arnold, III*

Discussion ensued with the City Council regarding consideration of adoption of Resolution No. R-13-2017 (see attachment marked (Exhibit “G”), a Resolution relating to collection of Solid Waste and Recyclable Material within the Magnolia West Subdivision and related issues, including setting a Public Hearing for Final Proposed Solid Waste Service Assessments as presented by Mr. Arnold.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE [RESOLUTION NO. R-13-2017, A RESOLUTION RELATING TO COLLECTION OF SOLID WASTE AND RECYCLABLE MATERIAL WITHIN THE MAGNOLIA WEST SUBDIVISION AND RELATED ISSUES, AND SETTING A PUBLIC HEARING FOR TUESDAY, JULY 25, 2017 AT 7:00 P.M.]. THE MOTION WAS SECONDED BY COUNCIL MEMBER ROYAL. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

City Clerk's Note: Due to a scrivener's error within the Staff Report, the Public Hearing will be advertised and scheduled for Tuesday, August 15, 2017 at 7:00 p.m.

7. City Council approval of Resolution Nos. R-16-2017 and R-17-2017 and submission for consideration by the Resolutions Committee the FLC Annual Conference in August.

Discussion ensued with the City Council regarding approval of Resolution Nos. R-16-2017 and R-17-2017 (see attachments marked (Exhibit "H and "I", respectively), and submission for consideration by the Resolutions Committee at the FLC Annual Conference in August as presented by Mayor Timberlake.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE [RESOLUTION NOS. R-16-2017 AND R-17-2017]. THE MOTION WAS SECONDED BY COUNCIL MEMBER KELLEY. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

S.A.C.B.1. City Council authorization to pay up to \$123,669.98 for Pay App Number 14 to Core Construction under amended contract amount of \$2,226,832.00 for the Historic Spring Park Pool Construction Project. *Mike Null*

Discussion ensued with the City Council regarding authorization to pay up to \$123,669.98 for Pay App Number 14 to Core Construction under amended contract amount of \$2,226,832.00 for the Historic Spring Park Pool Construction Project as presented by Mr. Null. This pay app is for 100% completion with the application holding back \$140,000, or a little more of the 5% retainage. It was received by e-mail on May 23rd. There were issues with missing lien releases required to process the application and the percent of retainage. On June 1st, Core provided a revised first page of the pay app but not the back-up documentation. On June 7th, an e-mail was sent requesting a status of the remaining lien releases and additional information for the pay app. Core asked for the drop dead date for the June 20th Agenda. As of Thursday, June 15th, and after the Agenda had been published, he received a letter from their attorney advising that they would stop work due to non-payment. This item was placed on the Supplemental noting that the City had not processed or approved it, and the engineers had not approved it. Noting that they were in "punch list status", he felt all the items were 100% done, less the punch list items, which is what the retainage would cover. Once all the lien releases were received, and after the engineers reviewed for completion, he was requesting release of the funds, less the 5% retainage or approximately \$140,000. In response to Council Member Royal's inquiry, Mr. Null did not feel there was anything that would push it over the \$140,000. The City also still had the Performance Bond.

A MOTION WAS MADE BY COUNCIL MEMBER ROYAL TO PAY THE AMOUNT. THE MOTION WAS SECONDED BY COUNCIL MEMBER LEWIS. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS STEVEN R. KELLEY, PAMELA J. LEWIS, B. VAN ROYAL, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR., MAYOR. NAYS – NONE.

For the record, Ms. Judd advised she would not draft a check for the retainage until all the items were done: 100% lien releases, the manuals, as-builts, and liquidated damages.

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

a. Executive Summary Reports – May 2017.

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.

Mr. Arnold gave a brief review of the medical marijuana issue that had been addressed by the Legislature during special session. At the City Council's direction, he could draft an Ordinance that would ban the medical marijuana dispensaries in Green Cove Springs as allowed in the legislation. Mr. Arnold was directed to bring more information on this item to the July 25th Agenda.

9. City Council Reports and/or Correspondence.

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

The City Council were unanimous in their compliments to City Staff for the coordination of, and appreciation to Caeleb Dressel and his mother, Christina Dressel, for their participation, in the dedication ceremony for the pool the past Saturday.

Adjournment.

There being no further business to come before the City Council, the meeting was adjourned at 10:00 p.m.

CITY OF GREEN COVE SPRINGS, FLORIDA

Roy M. Timberlake, Jr., Mayor

Attest:

Julia W. Clevinger, City Clerk