



# City of Edgewater

104 N. Riverside Drive  
Edgewater, FL 32132

## Action Summary

### City Council

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Monday, November 18, 2019

6:00 PM

Council Chambers

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#### 3rd Monday due to Budget & Veterans Day

#### 1. CALL TO ORDER and ROLL CALL, PLEDGE OF ALLEGIANCE, INVOCATION

**Present:** 5 - Mayor Mike Thomas, Councilwoman Christine Power, Councilwoman Kimberly Yaney, Councilwoman Megan O'Keefe, and Councilman Gary Conroy

**Also Present:** 3 - City Attorney Aaron Wolfe, City Clerk/Paralegal Robin Matusick CMC, and City Manager Glenn Irby

#### 2. APPROVAL OF MINUTES - None at this time

#### 3. PRESENTATIONS/PROCLAMATIONS/PLAQUES/CERTIFICATES/DONATIONS

a. Presentation to EdgeFest Fall Festival supporters.

b. American Cancer Society's Relay For Life Fundraising Event seeking to partner with City of Edgewater EDGEfest event on May 15, 2020

**A motion was made by Councilwoman Power, second by Councilman Conroy, to approve the waiving of the Special Activity Fees for the American Cancer Society's Relay for Life Fundraising Event on May 15, 2020. The MOTION was APPROVED by the following vote:**

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

#### 4. CITIZEN COMMENTS

#### 5. APPROVAL OR CHANGES/MODIFICATIONS TO THE AGENDA

**A motion was made by Councilwoman Power, second by Councilman Conroy, to approve and continue Item #8b & #8d being postponed until a date certain on December 2, 2019. The MOTION was APPROVED by the following vote:**

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

Councilwoman Yaney also requested to also pull Consent Agenda Item #7h for discussion  
Mayor Thomas confirmed that he needed no motion to pull a consent item

#### 6. CITY COUNCIL REPORTS

**7. CONSENT AGENDA**

**A motion was made by Councilman Conroy, second by Councilwoman Power, to approve the Consent Agenda pulling "h". The MOTION was APPROVED by the following vote:**

**Yes: 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy**

- a. Approval to Contract with Enviro-Tech of America, Inc. for Fats, Oils & Grease (FOG) Treatment within the Wastewater Collection System and Wastewater Treatment Plant
- b. Fully Insured lines of coverage Insurance Premiums for Calendar Year January 1, 2020 - December 31, 2020
- c. Authorization to H&H Liquid Sludge Disposal Inc. for Biosolids Transportation and Disposal
- d. 2020 Elections Polling Place Agreement for Precinct 901/910 (City Council Chambers)
- e. Award and authorize the City Manager to execute the revised contracts to Mead & Hunt, Traffic Engineering Data Services Inc., CPH Inc., ECT Inc., Zev Cohen & Associates, Bentley Architects & Engineers Inc., Kimley-Horn, and Booth, Ern, Straughan & Hoitt for per terms and conditions of RFQ 19-GS-011 - Continuing Professional Engineering Services (CCNA) for the City of Edgewater
- f. Award and authorize the City Manager to execute contracts with Southern Georgia Staffing and Waterfield Florida Staffing, LLC for (ITB 19-GS-013) Temporary Staffing Services for the City of Edgewater.
- g. Authorization for the City Manager to execute the contract to piggyback on the City of Palm Coast award to Universal Engineering Sciences for Building Inspection and Plans Reviewer Services.

- h.** Authorization for the City Manager to execute a contract to Construct Co., Inc., for George R. Kennedy Memorial Park Seawall, Dock & Boat Ramp Repair/Replacement per terms and conditions in ITB 19-PR-016.

Councilwoman Yaney informed Council that their company, YES Electric had received a call from Construct Company to install temporary power at Kennedy Memorial Park Seawall. City Attorney Wolfe then informed Council that that creates a voting conflict for Councilwoman Yaney so she needs to abstain from voting, state what the conflict is (which she has already done) and abstain from voting on this item.

A motion was made by Councilwoman Power, second by Councilman Conroy, to approve Consent Agenda Item #7h. The MOTION was APPROVED by the following vote:

**Yes:** 4 - Mayor Thomas, Councilwoman Power, Councilwoman O'Keefe and Councilman Conroy

**Abstain:** 1 - Councilwoman Yaney

- i.** Authorization for the City Manager to execute a contract with Jacob Schumer of Shepard, Smith, Kohlmyer & Hand P.A., for Special Magistrate Services for the City of Edgewater.

## 8. PUBLIC HEARINGS, ORDINANCES AND RESOLUTIONS

- a.** Ordinance 2019-O-26 amending Ordinance No. 2014-O-20 relating to the City of Edgewater, Florida Firefighters' pension plan; providing for compliance with Chapter 2019-21, Laws of Florida which mandates certain amendments to the plan.

A motion was made by Councilman Conroy, second by Councilwoman Power, to approve Ordinance No. 2019-O-26 amending Ordinance No. 2014-O-20. The MOTION was APPROVED by the following vote:

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

- b.** 1st Reading - Ordinance No. 2019-O-24: Amendment to Article XVII (Development/Impact Fees) of the Land Development Code

Pulled and continued until a date certain, December 2, 2019

- c.** 1st Reading - Ordinance No. 2019-O-27: Glenn D. Storch, requesting an amendment to the Comprehensive Plan Future Land Use Map to include 17.29± acres of land located at 3757 S. Ridgewood Avenue and the two vacant parcels to the south as Medium Density Residential with Conservation Overlay.

A motion was made by Councilwoman O'Keefe, second by Councilwoman Power, to approve Ordinance No. 2019-O-27. The MOTION was APPROVED by the following vote:

**Yes:** 4 - Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

**No:** 1 - Mayor Thomas

**d.** 1st Reading - Ordinance No. 2019-O-25: Update to the Schedule of Impact Fees.

**Pulled and continued until a date certain, December 2, 2019**

**e.** 1st Reading - Ordinance No. 2019-O-19: Constance Silver requesting an amendment to the Official Zoning Map and to repeal and restate the Julington Oaks PUD Agreement for development now known as Lakeview Estates.

**A motion was made by Councilwoman Power, second by Councilman Conroy, to approve Ordinance No. 2019-O-19. The MOTION was APPROVED by the following vote:**

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

**f.** Resolution 2019-R-23 FDOT Highway MOA Maintenance Contract #ASF54

**A motion was made by Councilwoman Power, second by Councilman Conroy, to approve Resolution No. 2019-R-23 FDOT Highway MOA Maintenance Contract #ASF54 and authorize the City Manager to execute the Agreement. The MOTION was APPROVED by the following vote:**

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

**g.** Resolution No. 2019-R-22; November Amended Budget for Fiscal Year 2019-2020.

**A motion was made by Councilwoman Power, second by Councilwoman O'Keefe, to approve Resolution No. 2019-R-22 the November Amended Budget for Fiscal Year 2019-2020. The MOTION was APPROVED by the following vote:**

**Yes:** 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

## **9. BOARD APPOINTMENTS - None at this time**

## **10. OTHER BUSINESS**

*Meeting went into Recess at 7:28 pm*

*Meeting Reconvened at 7:32 pm*

- a. FP-1902 - Michael J. Good, requesting Final Plat approval for the Woodbridge Lakes subdivision.
- A motion was made by Councilman Conroy, second by Councilwoman Power, to approve FP-1902 - Michael J. Good requesting Final Plat approval for the Woodbridge Lakes Subdivision. The MOTION was APPROVED by the following vote:
- Yes: 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy
- b. City Sponsored Mediation
- City Manager Irby requested direction from Council on a neighborhood dispute in Florida Shores that has been going on for a couple of years between the neighbors. City Attorney stated that it would have to be a 3 party mediation, the City would have to have a representative & then the 2 neighbors with mediators typically costing approximately \$350.00 - 400.00 per hour plus the City Attorney & probably the City Manager or his designee.
- c. Utility Rate Study Services Agreement - Raftelis Financial Consultants, Inc. - Addendum #1
- A motion was made by Councilwoman Power, second by Councilwoman O'Keefe, to approve Addendum #1 to the Utility Rate Study Services Agreement - Raftelis Financial Consultants, Inc. The MOTION was APPROVED by the following vote:
- Yes: 3 - Mayor Thomas, Councilwoman Power and Councilwoman O'Keefe
- No: 2 - Councilwoman Yaney and Councilman Conroy
- d. State Farm Mutual Automobile Insurance Company, as subrogee of Joseph Manzi, v. City Of Edgewater Case No.: 2019 14577 CODL
- A motion was made by Councilwoman Power, second by Councilman Conroy, to approve the settlement with State Farm to conclude the lawsuit. The MOTION was APPROVED by the following vote:
- Yes: 5 - Mayor Thomas, Councilwoman Power, Councilwoman Yaney, Councilwoman O'Keefe and Councilman Conroy

## 11. OFFICER REPORTS

- a. City Clerk

Only thing I have is that no one got back to me on the tentative 2020 Schedule, if you are okay with it, I will go ahead & post it on our city website & agenda.

## b. City Attorney

Fire Association Litigation quick update - we are at the point now where I can start taking depositions so I have scheduled 3 depositions of the plaintiffs representatives for January.

In the Marina case - we sent out initial Discovery Interrogatories & a Request to Produce Documents. Plaintiff Thorallson just recently responded so we are in the process of going through that and the other plaintiff in the case, we do not have her responses yet but they are due in the next day or two & will analyze that & go forward in the case.

## c. City Manager

Late last week we received \$145,000.00 from FEMA as reimbursement for Irma, this may sound like lot but it is a little nugget since they still owe us 1.1 million.

**12. CITIZEN COMMENTS****13. ADJOURN**

Adjourned at 8:48 pm