

**MINUTES OF THE MAY 16, 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, May 16, 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 Vice Mayor Timberlake followed by the Pledge of Allegiance to the Flag of the United States of America.

Roll Call

COUNCIL MEMBERS PRESENT:

Constance W. Butler
Steven Kelley
B. Van Royal
Roy M. Timberlake, Jr., Vice Mayor
Pamela J. Lewis, 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.
(via telephone)
Kimberly Thomas, Exec. Asst. to the City Mgr.

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

There were none.

AWARDS AND RECOGNITION

A MOTION WAS MADE BY VICE MAYOR TIMBERLAKE TO APPROVE [THE PROCLAMATIONS FOR NATIONAL POLICE WEEK AND NATIONAL SAFE BOATING WEEK]. THE MOTION WAS SECONDED BY COUNCIL MEMBER BUTLER. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS CONSTANCE W. BUTLER, STEVEN R. KELLEY, B. VAN ROYAL, ROY M. TIMBERLAKE, JR., AND PAMELA J. LEWIS, MAYOR. NAYS – NONE.

1. Proclamation – National Police Week.

Mayor Lewis read the Proclamation into the record (see attachment marked Exhibit “A”) and presented it to Acting Chief of Police Derek Asdot, who thanked the City for the recognition.

2. Proclamation – National Safe Boating Week.

Mayor Lewis read the Proclamation into the record (see attachment marked Exhibit “B”) and presented it to Chuck Whipple, Flotilla 14-05 VFC FSO-VE, National Boating Safety Week Coordinator, who thanked the Council for the recognition.

3. Presentation – Award for Green Cove Springs Street Department.

Council Member Butler presented a Plaque recognizing the Green Cove Springs Street Department for the hard work they had done during the Historic Spring Park Pool Project. On behalf of Donald Chase, Lloyd Green, Richard Jackson, and Sean Thacker, Field Supervisor Steve Thomas thanked the Council for the recognition.

4. Recognition – Gabriella Manges.

Council Member Royal presented a Certificate of Recognition to Gabriella Manges for her 2,577 hours of community service. Ms. Manges thanked the Council for the recognition.

REORGANIZATION

1. Swearing-in Ceremony for three (3) year terms of office for Pamela J. Lewis, Seat 1 and Roy M. Timberlake, Jr., Seat 2. *Hon. Michael S. Sharrit, Clay County Circuit Court Judge*

Mr. Arnold introduced Honorable Michael S. Sharrit, Clay County Circuit Court Judge, for the swearing-in ceremonies.

Judge Sharrit led Pamela J. Lewis, Seat 1, in the Oath of Office (see attachment marked Exhibit “C”). She was joined by her husband, Bob Lewis who held the Holy Bible while she repeated the Oath of Office. The Judge congratulated Mrs. Lewis as she entered her third term as Council Member for the City of Green Cove Springs.

Judge Sharrit led Roy M. Timberlake, Jr., Seat 2, in the Oath of Office (see attachment marked Exhibit “D”). He was joined by his wife, Naomi Timberlake, who held the Holy Bible while he repeated the Oath of Office. The Judge congratulated Mr. Timberlake as he entered his third term as Council Member for the City of Green Cove Springs.

After pictures were taken, the Council and City Attorney thanked Judge Sharrit for conducting the swearing-in ceremonies.

2. City Council election of a Mayor and Vice Mayor to serve from May 16, 2017 to May 15, 2018.

A MOTION WAS MADE BY COUNCIL MEMBER ROYAL TO NOMINATE ROY M. TIMBERLAKE, JR. TO SERVE AS MAYOR OF THE CITY OF GREEN COVE SPRINGS FROM MAY 16, 2017 TO MAY 15, 2018. THE MOTION WAS SECONDED BY COUNCIL MEMBER BUTLER. THERE BEING NO FURTHER DISCUSSION, THE MOTION WAS APPROVED BY THE FOLLOWING ROLL CALL VOTE: AYES – COUNCIL MEMBERS CONSTANCE W. BUTLER, STEVEN R. KELLEY, B. VAN ROYAL, ROY M. TIMBERLAKE, JR., AND PAMELA J. LEWIS, MAYOR. NAYS – NONE.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO NOMINATE CONSTANCE W. BUTLER TO SERVE AS VICE MAYOR OF THE CITY OF GREEN COVE SPRINGS FROM MAY 16, 2017 TO MAY 15, 2018. THE MOTION WAS SECONDED BY MAYOR TIMBERLAKE. 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.

PUBLIC HEARINGS

1. Second and Final Reading and Public Hearing on Ordinance No. O-04-2017, an Ordinance amending City Code Section 110-5. “Exempt Signs”, to exempt certain City Council approved murals from the Sign Regulations and Land Development Code. *L. J. Arnold, III. Janis Fleet*

Mr. Arnold read the title of Ordinance No. O-04-2017 (see attachment marked Exhibit “E”) into the record as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREEN COVE SPRINGS, FLORIDA, AMENDING CITY CODE SECTION 110-5. “EXEMPT SIGNS”, TO EXEMPT CERTAIN CITY COUNCIL APPROVED MURALS FROM THE SIGN REGULATIONS AND LAND DEVELOPMENT CODE; PROVIDING FOR REPEALER, SEVERABILITY, AND SETTING AN EFFECTIVE DATE.

Mayor Timberlake open the Public Hearing. There being no comments, the Public Hearing was closed.

A MOTION WAS MADE BY VICE MAYOR BUTLER TO APPROVE ORDINANCE NO. O-04-2017 ON SECOND AND FINAL READING. 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.

2. Public Hearing and approval of Resolution No. R-06-2017, a Resolution amending the Operating Budgets for the General Fund, Building Fund, and Utility Funds for Fiscal Year 2017. *Marlena Guthrie*

Mayor Timberlake open the Public Hearing. There being no comments, the Public Hearing was closed.

Discussion ensued with the City Council regarding Resolution No. R-06-2017 (see attachment marked Exhibit “F”), a Resolution amending the Operating Budgets for the General Fund, Building Fund, and Utility Funds for Fiscal Year 2017 as presented by Ms. Guthrie.

In response to Council Member Royal’s inquiries, Ms. Guthrie and Ms. Judd explained the following:

1. The money was budgeted for the Compensated Absences Reserve Account from Fund Balance which was done at the end of the year as required by the State; it was a balance sheet item that showed a cash transfer in from the reserve account;
2. This is a benefit the City provides per the Personnel Manual that is paid out in December; and
3. Ms. Judd did not recommend “budgeting” for this due to attrition.

Mayor Timberlake requested that this discussion should be continued during the upcoming budget workshops.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE RESOLUTION NO. R-06-2017, A RESOLUTION AMENDING THE OPERATING BUDGETS FOR THE GENERAL FUND, BUILDING FUND, AND UTILITY FUNDS FOR FISCAL YEAR 2017. 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. Public Hearing and approval of Resolution No. R-07-2017, a Resolution amending the Electric Utility Fund Operating Budget for Fiscal Year 2017. *Marlena Guthrie*

Mayor Timberlake open the Public Hearing. There being no comments, the Public Hearing was closed.

Discussion ensued with the City Council regarding Resolution No. R-07-2017 (see attachment marked Exhibit “G”), a Resolution amending the Electric Utility Fund Operating Budget for Fiscal Year 2017 as presented by Ms. Guthrie.

A MOTION WAS MADE BY COUNCIL MEMBER KELLEY TO APPROVE RESOLUTION NO. R-07-2017, A RESOLUTION AMENDING THE ELECTRIC UTILITY FUND OPERATING BUDGET FOR FISCAL YEAR 2017. 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.

4. Public Hearing and approval of Resolution No. R-08-2017, a Resolution amending the Operating Budgets for the General Fund, Spring Park Capital Improvement Fund, and Electric Fund for Fiscal Year 2017. *Marlena Guthrie*

Discussion ensued with the City Council regarding Resolution No. R-08-2017 (see attachment marked Exhibit “H”), a Resolution amending the Operating Budgets for the General Fund, Spring Park Capital Improvement Fund, and Electric Fund for Fiscal Year 2017 as presented by Ms. Guthrie.

Mayor Timberlake open the Public Hearing. There being no comments, the Public Hearing was closed.

A MOTION WAS MADE BY VICE MAYOR BUTLER TO APPROVE RESOLUTION NO. R-08-2017, A RESOLUTION AMENDING THE OPERATING BUDGETS FOR THE GENERAL FUND, SPRING PARK CAPITAL IMPROVEMENT FUND, AND ELECTRIC FUND FOR FISCAL YEAR 2017. 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.

5. Public Hearing and approval of Resolution No. R-09-2017, a Resolution creating the Disaster Fund Operating Budget for Fiscal Year 2017. *Marlena Guthrie*

Discussion ensued with the City Council regarding Resolution No. R-09-2017 (see attachment marked Exhibit “I”), a Resolution creating the Disaster Fund Operating Budget for Fiscal Year 2017 as presented by Ms. Guthrie.

Mayor Timberlake open the Public Hearing. There being no comments, the Public Hearing was closed.

In response to Vice Mayor Butler’s inquiry, Ms. Guthrie advised that the City had approximately \$400,000 in expenses related to Hurricane Matthew. Approximately 75% in funds for expenditures were expected from FEMA, 12.5% in funds were expected from the State, and the City would be responsible for the remaining 12.5%. Ms. Guthrie noted the FEMA representatives had been very willing to help the City with its claim.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE RESOLUTION NO. R-09-2017, A RESOLUTION CREATING THE DISASTER FUND OPERATING BUDGET FOR FISCAL YEAR 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.

6. Public Hearing and approval of Resolution No. R-10-2017, a Resolution amending the General Fund Operating Budget for Fiscal Year 2017. *Marlena Guthrie*

Discussion ensued with the City Council regarding Resolution No. R-10-2017 (see attachment marked Exhibit “J”), a Resolution amending the General Fund Operating Budget for Fiscal Year 2017 as presented by Ms. Guthrie.

Mayor Timberlake open the Public Hearing. There being no comments, the Public Hearing was closed.

Council Member Royal requested a breakdown of the \$40,000. Mr. Arnold explained the following:

\$25,000 currently expended included:

- \$1,237 and \$6,022 – Core Construction
- \$3,926 – Schulte settlement
- \$4,500 – External investigation of Schulte
- \$2,153 – Annexation projects
- \$3,425 – Title research for third feed to Magnolia Point

\$15,000 – Projections were from Staff which would include \$3,500 in charges from Heather Encinosa for the 2nd year of the Special Assessments which would also have to be done every year; Survey from Eiland & Associates for the 100 foot Electric easement; Core project; and future possible personnel issues. The expenses were categorized by Staff but expenses were applied through the City Attorney's budget.

Council Member Royal requested information on possible future expenses. Ms. Judd advised she had provided copies of invoices for the external labor expenses.

A MOTION WAS MADE BY COUNCIL MEMBER KELLEY TO APPROVE RESOLUTION NO. R-10-2017, AMENDING THE 2017 OPERATING BUDGET FOR THE GENERAL FUND. 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.

CONSENT AGENDA

1. **City Council approval of the Minutes of the Regular Session on April 18, 2017.**
2. **City Council approval of Resolution No. R-11-2017 (see attachment marked Exhibit "K"), a Resolution cancelling and rescheduling the meetings of the City Council for July 2017 through and January 2018.**
3. **City Council approval of the State of Florida Contract #600-760-11-1 for a DM125 Digital Mailing System with Pitney Bowes effective May 16, 2017 through May 15, 2021.**
4. **City Council approval to execute a Release of Property Damage Claim for damages to a Backflow Prevention Device at the St. Johns Landing complex.**
5. **City Council approval of Pay Request No. 5 in the amount of \$3,078.50 to Skanska under the \$32,628 Engagement for Construction Management Services for Spring Park Pool Capital Project.**
6. **City Council approval of Pay Request No. 11 in the amount of \$3,500 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.**
7. **City Council approval of Pay Request No. 13 in the amount of \$5,408.00 to Matthews Design Group, Inc., under revised Contract Value of \$60,000, for the Historic Spring Park Pool & Interactive Water Feature Project Construction Inspection Services.**
8. **Planning and Zoning Board Appointments for Council Seats 1 and 2.**
9. **City Council approval of the utilization of the Police Department's Special Law Enforcement Trust Fund in support of the county-wide distribution of the Annual Safe & Drug-Free Schools Calendar Project sponsored by Clay Action Coalition, Inc. in an amount not to exceed \$300.00.**

Council Member Royal pulled Consent Agenda Item No. 6 for discussion. Vice Mayor Butler pulled Item No. 1 for discussion.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE CONSENT AGENDA ITEMS 2, 3, 4, 5, 7, 8, AND 9 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. 1 – Vice Mayor Butler stated she had meant to pull another item.

A MOTION WAS MADE BY COUNCIL MEMBER ROYAL TO APPROVE CONSENT AGENDA ITEM 1 AS LISTED ABOVE. THE MOTION WAS SECONDED BY COUNCIL MEMBER 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. 6 – Council Member Royal advised he would recuse himself from the vote.

A MOTION WAS MADE BY COUNCIL MEMBER LEWIS TO APPROVE CONSENT AGENDA ITEM 6 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, CONSTANCE W. BUTLER, AND ROY M. TIMBERLAKE, JR. MAYOR. NAYS – NONE. RECUSED – B. VAN ROYAL (SEE FORM 8B ATTACHED AS EXHIBIT “L”).

In regard to Consent Agenda Item No. 2, Vice Mayor Butler requested clarification on the Budget Workshop scheduled for August 17th being scheduled during the FLC Conference. Ms. Clevinger acknowledged this date was pulled from the Finance Director’s Budget Calendar but could be rescheduled if needed.

COUNCIL BUSINESS

1. Consideration of approval of an Interlocal Agreement with Clay County and all Municipalities located therein for distribution of the proceeds of the Local Option Fuel Tax (all six cents) effective January 1, 2018 through December 31, 2024. *L. J. Arnold, III*

Discussion ensued with the City Council regarding consideration of approval of an Interlocal Agreement with Clay County and all Municipalities located therein for distribution of the proceeds of the Local Option Fuel Tax (all six cents) effective January 1, 2018 through December 31, 2024 as presented by Ms. Judd and Mr. Arnold.

A MOTION WAS MADE BY VICE MAYOR BUTLER TO APPROVE THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF THE PROCEEDS OF THE LOCAL OPTION FUEL TAX LEVIED UNDER SECTION 336.025(1)(a), FLORIDA STATUTES, FROM JANUARY 1, 2018 THROUGH DECEMBER 31, 2024. 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.

S.A.1. Update on Historic Spring Park Pool Construction schedule. *Mike Null*

Mr. Null's attendance via telephone was acknowledged by Mayor Timberlake.

Discussion ensued with the City Council regarding the update on the Historic Spring Park Pool schedule as presented by Mr. Null and reviewed from his Staff Report:

Since the last update to Council, two major items have been completed. One of the HVAC units has been relocated per plans. Also, the interactive water feature was started up and is functioning. The computer program needs to be tweaked, but this could be a legitimate punch list item. The contractor has not given official notification of substantial completion to the City as of this writing. They did pass Electrical, Mechanical and Plumbing Finals this morning (May 15, 2017). City staff along with its engineers will be creating a list of deficient items for the contractor to work on. This will not be the final "punch list" until such time as the contractor notifies the City that they have, in their opinion, reached substantial completion. All of our engineers are scheduled to visit the site this week, with the last one being Friday. Therefore, staff anticipates that the list of deficiencies can be delivered to the Contractor at the first part of next week. It should also be noted that the contractor has made it clear for two weeks that no work will be done until a written list is received from the City. It should also be noted that City staff and our consultants as well as our Building Official are on site every day and are constantly pointing out items that can be worked on as they will eventually show on a punch list if not addressed before then.

As of this writing, the following items are remaining to be completed:

- Decorative soffit trim.
- Correct gaps that are larger than allowed by code at the ends of several rail sections on the second-story observation deck.
- Spiral and curved rail on the two round observation decks and the stairs.
- Guard rail around the Spring and above the Interactive Water Feature.
- Rail on one side of the bridge.
- Startup of the pool circulation pump.

Although it seems like a minor item, the reason for mentioning the gaps on the second-story is that the gaps are larger than 4", so the Building Official cannot pass the building on a final safety inspection. Therefore, without this item being complete, the City could not take use of the facility for its "intended use." City staff has not received any recent updates on the schedule for any of these remaining items.

In addition to the above, Mr. Null noted the following:

- Not all inspections had passed; Final inspections remaining included the pool, fire, irrigation and the building;
- The contractor had not met the definition of "Substantial Completion", as stated in Section 9.8.1 of the contract;
- A Certificate of Occupancy (CO) could not be issued until the railing was installed;
- The "punch list" items may be completed by next week;
- City Staff would be drafting a list of deficiencies;
- A walk-through was scheduled for Friday, May 19th;
- The project was now on its 4th Site Superintendent as of May 4th; and
- The Lifeguard stands had not been received to date.

Noting a reply to his e-mail this date to the contractor requesting an updated schedule/timeline on these major items, the contractor had stated "all of these punch items listed below will be completed by the end of next week". Mr. Null believed the contractor continued to defy reality as these items were major substantial items that prevented the project from reaching substantial completion. After his last site visit, he did not have a good feeling that the fence contractor would be able to get his work completed this week or next. The City was continuing to move ahead and asked the engineering team, consultants, and City Staff to compile a list of deficiencies. The last engineer would walk through on Friday, May 19th. Mr. Null also advised that the contractor had made it very clear that they would be doing nothing until they received it in writing from the City. As a result, the new Site Superintendent that was brought in to punch out the job on May 4th had not been able to do anything. However, the Electrical and HVAC subcontractors were working and trying to finish their punch lists based on the verbal comments as best they could.

Mr. Null clarified the items to achieve substantial completion versus the punch list items and recounted the previous reply by the contractor. Mr. Null had enumerated the items via e-mail and felt the letter writing campaign had continued, and as such, he believed a reply to the letter from their attorney of May 2nd would be in order.

Mr. Null clarified for Council Member Royal that the issue with the railing had been brought to the attention of the contractor when the first piece was installed.

Council Member Royal wanted to see the construction fences lowered down or moved back so that part of the area and the Large Pavilion to allow greater use of the Park for Memorial Day. Mr. Null reminded the City Council that once it was opened to the public, the City officially took ownership of it. Otherwise, a separate agreement with the contractor was necessary. Mr. Null noted that the work on the Large Pavilion was being done by the City. Mr. Arnold agreed. The contractor was still responsible for everything under their contract. Discussion continued regarding the possibility of opening the Large Pavilion but to restrict access to the Boil.

A MOTION WAS MADE BY VICE MAYOR BUTLER TO ACCEPT THE REPORT. 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.

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

a. Executive Summary Reports – April 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 reported on his research regarding lifeguard requirements at public pools from the Florida Administrative Code (FAC) and the City's insurance carrier, the Florida League of Cities. Due to potential liability and safety issues, he and the League did not recommend operating the pool without lifeguard coverages as noted in the FAC.

3. City Council Reports and/or Correspondence.

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

In response to Council Member Royal's inquiry, Mr. Arnold was requested to research what other public or city-owned pools did regarding lifeguards if an adult citizen just wanted to sit by the pool and read a book. Council Member Royal wanted the Council to carefully consider this during the upcoming budget workshops. He extended his compliments to Steve Thomas and his staff for the fantastic job they had done.

Ms. Judd requested clarification as to whether Council Member Royal was referring to lifeguards or a staff person being on duty. She would look into this further for budget discussions.

Adjournment.

There being no further business to come before the City Council, the meeting was adjourned at 9:17 p.m.

CITY OF GREEN COVE SPRINGS, FLORIDA

Roy M. Timberlake, Jr. Mayor

Attest:

Julia W. Clevinger, City Clerk