



**AGENDA**  
**Workshop City Council Meeting**  
**Monday, August 17, 2020, 6:00 P.M.**

**THIS MEETING WILL TAKE PLACE VIA  
COMMUNICATIONS MEDIA TECHNOLOGY**

1. CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE
2. AWARDS / PRESENTATIONS / RECOGNITION OF GUESTS / NONE
3. CITY MANAGER REPORT
4. COMMITTEE REPORTS
  - A. Land Use and Parks
  - B. Strategic Planning and Visioning
  - C. Transportation and Public Safety
  - D. Finance, Charter and Boards
5. PUBLIC COMMENTS
6. PROPOSED ORDINANCES
  - A. PROPOSED ORDINANCE 2020-, An Ordinance of the City of Neptune Beach, Florida, Amending Chapter 2, Administration, Article V, Employee Benefits, Division 4, Police Officers' Retirement System of the Code of Ordinances of the City of Neptune Beach; Amending Section 2-349.12, Minimum Distribution of Benefits; Amending Section 2-349.25, Reemployment After Retirement; Amending Section 2-349.27, Individual Member Share Accounts; Providing for Compliance with the SECURE Act; Providing for Codification; Providing for Severability of Provisions; Repealing All Ordinances in Conflict Herewith and Providing an Effective Date. **p. 4**
  - B. PROPOSED ORDINANCE 2020-, An Ordinance Establishing a Sidewalk Construction Fund **p. 14**
7. CONTRACTS / AGREEMENTS / NONE
8. ISSUE DEVELOPMENT
  - A. Police Officers' Retirement Fund Board Appointment **p. 18**
  - B. Duval County Local Mitigation Strategy **p. 19**
9. PUBLIC COMMENTS
10. COUNCIL COMMENTS
11. ADJOURN

**INSTRUCTIONS FOR THE AUGUST 17, 2020**  
**CITY COUNCIL WORKSHOP**  
**VIRTUAL MEETING**

This meeting will be a webinar conducted electronically. No in-person meeting will be conducted as permitted in Governor Executive Order No. 20-69, extended by Executive Order 20-112, Executive Order 20-123, Executive Order 20-139, Executive Order 20-150, and Executive Order 20-193. The City has adopted Emergency Rules Regarding to COVID-19 to Govern the Operation of Meetings of the City Council and Board of the City of Neptune Beach. Such rules are available from the City Clerk.

Members of the public may provide written comments in the following manner:

1. Email to the City Clerk prior to the meeting at [clerk@nbfl.us](mailto:clerk@nbfl.us).
2. Fill out the speaker request form located at: <https://www.ci.neptune-beach.fl.us/home/webforms/request-address-council>

Comments must be received by noon on Monday, August 17, 2020. Only written comments of 300 words or less will be read into the record during the meeting. All other written comments received by the deadline will be entered into the record and distributed to the Council.

Registered webinar participants can also share comments live during the meeting. You must request to do this using the "raise your hand" feature during "Comments from the Public" portion of the meeting or during the public hearing portion. During the public hearing portion, any comments must be about that specific agenda item.

The meeting can be observed in the following ways:

You may register to attend the GoToWebinar and view the meeting on your computer or dial in and listen on your telephone by visiting the following link:

<https://attendee.gotowebinar.com/register/3625426696272603663>

**TO USE YOUR COMPUTER'S AUDIO:**

When the webinar begins, you will be connected to audio using your computer's microphone and speakers (VoIP). A headset is recommended.

--OR--

**TO USE YOUR TELEPHONE:**

If you prefer to use your phone, you must select "Use Telephone" after joining the webinar and call in using the numbers below.

United States: +1 (914) 614-3221

Access Code: 321-635-685

Audio PIN: Shown after joining the webinar

Webinar ID: 605-719-611

Attendees joining via computer/smart device can refer to instructions below on how to join the webinar at : <https://support.goto.com/webinar/how-to-join-attendees>

For questions or additional information, please contact the City Clerk's office at (904) 270-2400, ext. 30

If a person decides to appeal any decision made by the Council with respect to any matter considered at such meeting or hearing the person will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation, including hearing assistance, to participate in this meeting should contact the City Clerk's Office no later than 48 hours prior to the meeting.



**CITY OF NEPTUNE BEACH  
CITY COUNCIL MEETING  
STAFF REPORT**

<b>AGENDA ITEM:</b>	<b>6A-Proposed Pension Ordinance</b>
<b>SUBMITTED BY:</b>	Neptune Beach Police Officers' Retirement Fund Board Attorney Pedro Herrera
<b>DATE:</b>	August 14, 2020
<b>BACKGROUND:</b>	<p>This proposed ordinance amendment addresses three different issues.</p> <p>First, the in-service distribution issue with respect to the Police Chief's continued employment is rectified with the enclosed verbiage. While the Fund will still require an election to opt out of the Plan, technical compliance with the IRC is accomplished.</p> <p>Second, the amendment provides a necessary update again with respect to its IRC technical compliance recognizing the recent enactment of the SECURE Act (IRS guidance indicates that qualified plans are not technically required to be amended until 12/31/20).</p> <p>Finally, the police officer share plan provisions, as voted on by the police union, are also incorporated.</p>
<b>BUDGET:</b>	N/A
<b>RECOMMENDATION:</b>	Consider the proposed ordinance and move to first read at the September 8, 2020 Regular City Council Meeting
<b>ATTACHMENT:</b>	Proposed Ordinance 2020-

INTRODUCED BY:



PROPOSED ORDINANCE 2020-

**A BILL TO BE ENTITLED**

**AN ORDINANCE OF THE CITY OF NEPTUNE BEACH, FLORIDA, AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE V, EMPLOYEE BENEFITS, DIVISION 4, POLICE OFFICERS' RETIREMENT SYSTEM OF THE CODE OF ORDINANCES OF THE CITY OF NEPTUNE BEACH; AMENDING SECTION 2-349.12, MINIMUM DISTRIBUTION OF BENEFITS; AMENDING SECTION 2-349.25, REEMPLOYMENT AFTER RETIREMENT; AMENDING SECTION 2-349.27, INDIVIDUAL MEMBER SHARE ACCOUNTS; PROVIDING FOR COMPLIANCE WITH THE SECURE ACT PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Setting Every Community Up for Retirement Enhancement ("SECURE") Act, signed into law on December 20, 2019, amended the definition of "Required Beginning Date" under Section 401(a)(9) of the Internal Revenue Code; and

**WHEREAS**, amendments to the Plan are necessary to conform the Retirement System to the requirements of the SECURE Act; and

**WHEREAS**, the Board of Trustees of the City of Neptune Beach and Police Officers' Retirement System has recommended an amendment to the Retirement System to comply with the SECURE Act; and

**WHEREAS**, an amendment to the Plan is necessary to reconcile existing administrative practice with employment of certain City personnel; and

**WHEREAS**, an amendment to the Plan is necessary to fully define the eligibility rules, value and administration of Plan member share accounts as elected by the police

officer union; and

**WHEREAS**, the trustees of the City of Neptune Beach Police Officers' Retirement System have requested and approved the amendments provided herein as being in the best interests of the participants and beneficiaries and improving the administration of the Fund, and

**WHEREAS**, the City Council has received and reviewed an actuarial impact statement related to this change and attached as such; and

**WHEREAS**, the City Council deems it to be in the public interest to provide this change to the Retirement System for its police officers; and

**WHEREAS**, the City Council of the City of Neptune Beach, Florida has determined that it is necessary to amend the following

**NOW, THEREFORE**, be it ordained by the City Council of the City of Neptune Beach, Florida that:

**SECTION 1:** That Chapter 2, Administration, Article V, Employee Benefits, Division 4, Police Officers' Retirement System, of the Code of Ordinances of the City of Neptune Beach is hereby amended by amending Section 2-349.12, Minimum Distribution of Benefits, subparagraph (b), *Time and manner of distribution*, by adding the following underlined language and deleting the stricken through language:

**Sec. 2-349.12. - Minimum distribution of benefits.**

\* \* \* \* \*

(b) *Time and manner of distribution.*

(1) *Required beginning date.* The member's entire interest will be distributed, or begin to be distributed, to the member no later than:

a. With regard to distributions required to be made to a member who reaches age 70 ½ before January 1, 2020: no later than the Member's required beginning date which shall not be later

~~than~~ April 1 of the calendar year following the later of the calendar year in which the member attains age seventy and one-half (70 ½); or April 1 of the calendar year in which the member terminates employment with the district, whichever is later.

- b. With regard to distributions required to be made on or after January 1, 2020 to a participant who reaches the age of 70 ½ on or after said date: April 1 of the calendar year that next follows the calendar year in which the participant attains or will attain the age of 72 years, or April 1 of the calendar year that next follows the calendar year in which the participant retires, whichever is later.

\* \* \* \* \*

**SECTION 2:** That Chapter 2, Administration, Article V, Employee Benefits, Division 4, Police Officers' Retirement System, of the Code of Ordinances of the City of Neptune Beach is hereby amended by amending Section 2-349.25, Reemployment After Retirement, subparagraph (b), *After normal retirement*, by adding the following underlined language and deleting the stricken through language:

**Sec. 2-349.25. - Reemployment after retirement.**

- (a) Any retiree under this system, except for disability retirement as previously provided for, may be reemployed by any public or private employer, except the city, and may receive compensation from that employment without limiting or restricting in any way the retirement benefits payable under this system. Reemployment by the city shall be subject to the limitations set forth in this section.
- (b) *After normal retirement.* Any retiree who is retired under normal (or early) retirement pursuant to this system and who is reemployed as a police officer and, by virtue of that reemployment, is required ~~eligible~~ to participate in this system, shall upon being reemployed, discontinue receipt of benefits. Upon reemployment, the member shall be deemed to be fully vested and the additional credited service accrued during the subsequent employment period shall be used in computing a second benefit amount attributable to the subsequent employment period, which benefit amount shall be added to the benefit determined upon the initial retirement

to determine the total benefit payable upon final retirement. Notwithstanding, a retiree who is retired under normal (or early) retirement pursuant to this system and is subsequently reemployed as the Police Chief, and by virtue of such reemployment is permitted to opt out of participation in this system, shall be required to opt out of participation in this system pursuant to F.S. 185.02(16) and shall continue receiving eligible benefit payments during his period of reemployment. Calculations of benefits upon retirement shall be based upon the benefit accrual rate, average final compensation, and credited service (and early retirement reduction factor, if applicable) as of that date and the retirement benefit amount for any subsequent employment period shall be based upon the benefit accrual rate, average final compensation (based only on the subsequent employment period and not including any period of DROP participation), and credited service (and early retirement reduction factor, if applicable) as of the date of subsequent retirement. The amount of any death or disability benefit received during a subsequent period of employment shall be reduced by the amount of accrued benefit eligible to be paid for a prior period of employment. The optional form of benefit and any joint pensioner selected upon initial retirement shall not be subject to change upon subsequent retirement except as otherwise provided herein, but the retiree may select a different optional form and joint pensioner applicable only to the subsequent retirement benefit.

\* \* \* \* \*

**SECTION 3:** That Chapter 2, Administration, Article V, Employee Benefits, Division 4, Police Officers' Retirement System, of the Code of Ordinances of the City of Neptune Beach is hereby amended by amending Section 2-349.27, Individual Member Share Accounts, by adding the following underlined language and deleting the stricken through language:

**Section 2-349.27. - Individual Member Share Accounts.**

- (a) *Individual member share accounts.* The board shall create individual "member share accounts" ("Share Plan") for all eligible actively employed plan members and DROP participants and maintain appropriate books and records showing the respective interest of each member or DROP participant hereunder. Each member or DROP participant shall have a member share account for his respective share as provided for herein. The board shall maintain



separate member share accounts; however, the maintenance of separate accounts is for accounting purposes only and a segregation of the assets of the trust fund to each account shall not be required or permitted.

- (b) These share accounts shall be funded, according to provisions herein, if and when monies become available in accordance with the union contract and state statutes. In accordance with F.S. § 185.35, all annual premium tax revenues received up to \$48,395.90 shall be used to reduce the city's annual required contribution to the System. Annual premium tax revenues received in excess of \$48,395.90 shall be split 50/50, with 50 percent of the excess used to fund the share plan provided for herein, and the other 50 percent used to reduce the city's annual contribution to the system. Additionally, the portion of the Excess State Monies Reserve in place as of September 30, 2015 (after adjustment for the 13<sup>th</sup> check benefit provided in Ordinance 2015-06) is equally split between a credit to the Plan's Unfunded Actuarial Accrued Liability and a Share Plan allocation. Accordingly, the Share Plan allocation for this use of the Excess State Monies Reserve is \$115,524.10.
- (c) The supplemental pension retirement benefit shall consist of an individual share account for each active police officer employed by the City on or after September 11, 2019. DROP participants and retirees on such date shall be ineligible for such supplemental pension benefits. On or after September 11, 2019, all active police officers on the City's payroll, or new hires, or who enter the DROP, shall remain eligible for the supplemental pension retirement benefits provided for herein. The supplemental retirement benefit shall be funded solely by premium tax revenues received by the city pursuant to F.S. Chapter 185, as provided for by the City of Neptune Beach. The total initial amount to be allocated to the participants' share accounts as provided herein shall be \$126,120.74, comprised of the \$115,524.10 described in paragraph (b) above, in addition to allocations for fiscal years 2016 through 2018 due to retroactive application of the "Default" methodology pursuant to F.S. 185.35(1). Additionally, \$13,908.10 shall be allocated to the Share Plan for the fiscal year ending September 30, 2019. For plan years beginning October 1, 2019 and later, 50% of all premium tax revenues received by the city pursuant to F.S. Chapter 185, in excess of \$48,395.90 shall be allocated to the participants' share accounts as provided for herein. Participants' share accounts shall be credited with premium tax revenues and investment earnings or losses, and interest, and distributed as follows:

- (d) Initial crediting. The share account of each active police officer, excluding DROP participants, on the city's payroll as of September 11, 2019, shall be credited as of that date based on the Plan's definition of Credited Service. Each member who was employed on September 11, 2019 as a police officer, excluding members participating in DROP as of that date, shall receive a portion of the initial allocation of \$126,120.74, based on their Credited Service as a fraction of the total Credited Service of all members eligible for a Share allocation. Additionally, the fiscal 2019 allocation of \$13,908.10 shall be equally allocated to all members eligible for a Share allocation as of September 11, 2019.
- (e) Annual crediting. Effective January 1, 2020, and each January 1 thereafter, the share account of each eligible active police officer and DROP participant on the city's payroll as of the preceding September 30<sup>th</sup> shall receive an equal allocation of available Chapter 185 Premium Tax Monies. The total amount for allocation shall be 50% of amounts in excess of \$48,395.90.
- (f) Investment earnings and losses. Effective January 1, 2020, and each January 1 thereafter, the share account of each eligible active police officer and DROP participant shall be credited or debited with earnings or losses based upon the amount in the share account at the close of the immediately preceding calendar year at a rate equal to the pension plan's actual net rate of investment return for the preceding plan year. An annual administrative fee may be charged on each January 1 for the costs associated with the administration and operation of a participant's Share Plan account at a rate to be set by the Board of Trustees, however, in no event to exceed one-half ( $\frac{1}{2}$ ) of one (1) percent. In the case of a participant who separates from service after January 1, the administrative fee shall be paid on a prorated basis for the partial year of participation.
- (g) Distribution of share accounts. An eligible active police officer, or DROP participant, with ten or more years of continuous service upon termination of employment and eligibility for receipt of pension benefits shall be eligible to receive a distribution of 50% of the balance in his or her share account, together with all earnings and losses credited to the share account through the quarter immediately preceding the date of termination of employment. An eligible active police officer or DROP participant with 15 or more years of continuous service upon termination of employment and eligibility for receipt of pension benefits shall be eligible to receive a distribution of 75% of the balance in his or her share account, together with all earnings and losses and interest credited to the share account

through the date of termination of employment. An eligible active police officer or DROP participant with 20 or more years of continuous service upon termination of employment and eligibility for receipt of pension benefits shall be eligible to receive a distribution of 100% of the balance in his or her share account, together with all earnings and losses and interest credited to the share account through the date of termination of employment. No benefit shall be payable to an active police officer who terminates covered employment with less than ten years of credited service. The share account balances of such partially vested, as described herein, and non-vested terminated members shall be redistributed among all eligible participants' share accounts in the same manner as premium tax revenues in the following calendar year. The designated beneficiary of an active police officer who dies shall receive the accumulated total of his or her share account balance, and an active police officer awarded a disability pension from the Retirement System shall receive the accumulated total of his or her share account balance. There shall be no forfeiture of a member's share account based on the member's death, disability or termination of employment with ten or more years of credited service. Payment of share account benefits shall be by lump sum, which shall consist of the accumulated total balance of the active police officer's share account, or, at the participant's direction, the share account balance may be rolled over to another qualified plan in accordance with applicable Internal Revenue Code provisions and regulations, with an additional final payment made for any amount credited in the year following termination of employment.

**SECTION 4:** Specific authority is hereby granted to codify and incorporate this Ordinance in the existing Code of Ordinances of the City of Neptune Beach.

**SECTION 5:** All Ordinances or parts of Ordinances in conflict herewith be and the same are hereby repealed.

**SECTION 6:** If any section, subsection, sentence, clause, phrase of this ordinance, or the particular application thereof shall be held invalid by any court, administrative agency, or other body with appropriate jurisdiction, the remaining section, subsection, sentences, clauses, or phrases under application shall not be affected thereby.

**SECTION 7:** That this Ordinance shall become effective immediately upon its passage and adoption by the City Council.

**VOTE RESULTS OF FIRST READING:**

Mayor Elaine Brown  
Vice Mayor Fred Jones  
Councilor Scott Wiley  
Councilor Josh Messing  
Councilor Kerry Chin

Passed on First Reading this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**VOTE RESULTS OF SECOND AND FINAL READING:**

Mayor Elaine Brown  
Vice Mayor Fred Jones  
Councilor Scott Wiley  
Councilor Josh Messing  
Councilor Kerry Chin

Passed on Second and Final Reading this \_\_\_\_ day of \_\_\_\_\_, 2020.

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Elaine Brown  
MAYOR

ATTEST:

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Catherine Ponson  
CITY CLERK

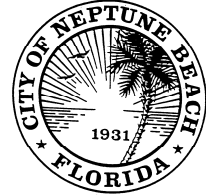
Approved as to form and correctness:

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Zachary Roth  
CITY ATTORNEY

# City of Neptune Beach

Kristina L. Wright, FRA-RA, Community Development Director  
116 First Street • Neptune Beach, Florida 32266-6140  
(904) 270-2400 x 34 • FAX (904) 270-2526



## Agenda Item #6B

### MEMORANDUM

**TO:** Neptune Beach City Council  
**FROM:** Kristina L. Wright, MAURP, FRA-RA, Community Development Director  
**DATE:** August 10, 2020  
**SUBJECT:** Sidewalk Construction Fund

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#### Background

Circumstances can occur that make sidewalk improvements less than feasible or practical. For example, often times situations arise where sidewalks do not exist or where infrastructure needs to be relocated. The strict requirement of the immediate implementation of sidewalks may not offer the solution featuring the best use of public or private resources to create desired sidewalk sections to promote increased walkability. A sidewalk construction fund can provide necessary relief and an alternative for all parties through the inclusion of flexibility that will promote the realization and implementation of a sustainable and efficiently implemented sidewalk network at the most appropriate time.

#### Summary

The attached example code language demonstrates that payment in lieu of construction is permitted when not practical due to existing physical impediments such as grade changes, trees, impending road or right-of-way construction, impacts to the pedestrian network, and/or any other situation that determines that sidewalk construction to not be practical.

The sidewalk construction fund requires applicants to make payment into the sidewalk construction fund prior to the issuance of any permits for the development. The calculation within the ordinance language is determined based on the city's cost per linear foot to install a sidewalk.

#### Conclusion

Due to situations that arise where the implementation of a sidewalk is not practical and due to the desire to expand the level of walkability throughout the community, staff is requesting the consideration to direct staff to create an action agenda item for the next regular city council meeting to establish a sidewalk construction fund.

## Sec. 54.45. - Sidewalks.

- (a) *Sidewalks Required.* Except as provided otherwise herein, sidewalks shall be required on both sides of all streets, subject to the following:
1. **Modification of Sidewalk Location.** The City Engineer shall be authorized to approve or require modifications in sidewalk locations to accommodate unique design characteristics or to protect existing trees or when there is a conflict between the sidewalk and a required Typical Cross-Section.
  2. **Sidewalk-Bikeway Trade-Offs.** The City Engineer shall be authorized to allow construction of a single paved sidewalk-bikeway in Townhome development, Special Plan Areas, Multiplex Development, and Mobile Home Developments in lieu of the required sidewalks on local streets only, when the sidewalk-bikeway forms part of an integrated bicycle and pedestrian system in common or dedicated open space. The sidewalk-bikeway shall be ten (10) feet in width, or such other appropriate dimension determined by the City Engineer after consideration of site conditions, pedestrian and bicyclist needs, and the requirements of this section.
  3. **Sidewalks a Priority Near Schools.** Sidewalks shall be required as a priority on both sides of all streets within a one-mile radius of any elementary, middle, or high school.
  4. **Substantial Enlargements and Improvements.** Sidewalks shall be required at the time of any substantial enlargement or substantial improvement, as those terms are defined in Chapter 66 of this Code. For purposes of this Section, the term "substantial improvement" includes paved areas, such as stand-alone or accessory parking lots. Sidewalks shall be required on all streets and/or right-of-way contiguous to a parcel undergoing the substantial improvement or enlargement. Notwithstanding the foregoing requirement, no sidewalks shall be required to be constructed at the time of a substantial improvement when the substantial improvement is necessitated by damage sustained as the result of a hurricane, tornado, flood, sinkhole, fire, natural disaster or other act of God, and the permit applicant does not have property insurance which will cover the cost of constructing the sidewalk.
  5. Sidewalks must be constructed on both sides of all new streets, public and private, unless the City Engineer determines that construction is not practical under the criteria set forth in Section 54.45(b)1.A—F.
- (b) *Payment in Lieu of Construction.*
1. **When Not Practical.** Upon request of a building permit applicant, the City Engineer shall be authorized to determine that construction of sidewalks is not practical. Examples of factors that may make sidewalk construction not practical include but are not limited to the following:
    - A. Existing physical impediments;

- B. Substantial grade changes;
  - C. Trees;
  - D. Impending road/right-of-way construction; and/or
  - E. Impacts on pedestrian network.
  - F. Any other situation where the City Engineer determines that sidewalk construction is not practical.
2. Sidewalk Construction Fund. If the City Engineer determines that sidewalk construction is not practical, the permit applicant shall not be required to construct sidewalks. Instead, the permit applicant shall make a payment into the Sidewalk Construction Fund prior to issuance of any permit for development of the site. Such payment shall be the equivalent of the per linear foot cost to the City for installing the sidewalk, based upon the City's Annual Sidewalk Contract in effect at the time of permit issuance, using 6" thick concrete for the driveway and 4" thick concrete for the remainder of the parcel frontage. The City shall expend proceeds from the Sidewalk Construction Fund for sidewalk construction only, that benefits the Transportation Area within which the Fund payments were collected.

(c) *Appeals.*

1. Any person desiring to appeal a determination issued by the City Engineer under this Article III is hereinafter referred to as "Appellant." In order to secure administrative review under this subsection, Appellant must file a written Notice of Appeal with the City of Orlando Public Works Director within ten calendar (10) days of the decision sought to be appealed. A required processing fee, as established from time-to-time by the Public Works Director, may be required with the Notice of Appeal in order to defray actual administrative costs associated with processing the appeal.
2. All Notices of Appeal shall include a full explanation of the reasons for the appeal, specifying the grounds therefore, and containing any documentation which the applicant desires to be considered.
3. Within thirty (30) days following the receipt of the Notice of Appeal, the Public Works Director will review the submitted documents and any other relevant material. The thirty (30) day review period may be extended if additional information is needed from the Appellant in order to render a decision. Upon completion of the administrative review, the Public Works Director will provide a written response to the Appellant.
4. Appellant may appeal the determination of the Public Works Director by filing a written Notice of Appeal to the Director of Transportation for the City within fifteen (15) days following receipt of the Public Works Director's determination. Within thirty (30) days following receipt of the Notice of Appeal, the Director of Transportation will review the



Appellant's submitted documentation and any other relevant material. Upon completion of the administrative review, the Director of Transportation will provide a written determination to Appellant.

5. Appellant may appeal the determination of the Director of Transportation by filing a written Notice of Appeal to City Council. Said filing shall be made with the City Clerk for the City within fifteen (15) days following receipt of the Director of Transportation's determination. All Notices of Appeal to City Council shall include a full explanation of the reasons for the appeal, specifying the grounds therefore, and containing any documentation which the applicant desires to be considered. The appeal shall contain the name and address of the person(s) filing the appeal and shall state their capacity to act as a representative or agent if they are not the owner of the property.
6. The City Clerk is responsible for scheduling the appeal before the City of Orlando City Council and will provide at least ten (10) days notice to the Appellant of the date of the designated Council meeting. Postponements of the City Council appeal date may be granted by the City Clerk if they are requested in writing at least ten (10) days in advance of the scheduled City Council meeting date. When an Appeal is scheduled before the City Council, the Appellant and the City staff shall each be given five (5) minutes for presentation at the meeting.

(Ord. No. 2019-30, § 1, 5-13-2019, Doc. #1905131205)



**CITY OF NEPTUNE BEACH  
CITY COUNCIL MEETING  
STAFF REPORT**

<b>AGENDA ITEM:</b>	
<b>SUBMITTED BY:</b>	
<b>DATE:</b>	
<b>BACKGROUND:</b>	
<b>BUDGET:</b>	
<b>RECOMMENDATION:</b>	



**CITY OF NEPTUNE BEACH  
CITY COUNCIL MEETING  
STAFF REPORT**

<b>AGENDA ITEM:</b>	<b>Duval County Local Mitigation Strategy</b>
<b>SUBMITTED BY:</b>	Colin Moore, Grant and Resiliency Coordinator
<b>DATE:</b>	8/14/2020
<b>BACKGROUND:</b>	<p>As required by law, Duval County has updated its county Local Mitigation Strategy (LMS) Plan. This plan is required to be updated every five years, and the amendments are made with input from other governmental agencies as well as the private sector.</p> <p>The Local Mitigation Strategy provides the basis for mitigation planning and the associated grant funding for all of Duval County. A Resolution adopting the county plan is a requirement for Neptune Beach projects to be eligible for mitigation grant funding.</p>
<b>BUDGET:</b>	None
<b>RECOMMENDATION:</b>	Approve resolution adopting the Duval County 2020 LMS Plan at September 8 City Council meeting
<b>ATTACHMENT:</b>	<p>The entire plan can be found at:  <a href="https://www.ci.neptune-beach.fl.us/police-department">https://www.ci.neptune-beach.fl.us/police-department</a>            Click on "Duval County Local Mitigation Strategy"</p>