

**CITY OF VERO BEACH, FLORIDA
OCTOBER 21, 2014 6:00 P.M.
REGULAR CITY COUNCIL MEETING
CITY HALL, COUNCIL CHAMBERS, VERO BEACH, FLORIDA**

A G E N D A

The invocation will be given by Rabbi Michael Birnholz/Temple Beth Shalom followed by the Pledge of Allegiance to the flag.

1. CALL TO ORDER

A. Roll Call

2. PRELIMINARY MATTERS

A. Agenda Additions, Deletions, and Adoption

B. Proclamations

1. National Arts and Humanities Month – October 2014

Manner of addressing council; time limit. Each person recognized by the presiding officer and granted leave to address the council shall: step up to the microphone and state his or her name and address for the record. On specific agenda matters, speakers shall confine their remarks to the subject of the agenda matter then under discussion by the council. Unless further time is granted by majority vote of the council, members of the public shall limit their address to three (3) minutes during the public comment section of the meeting. All remarks shall be addressed to the council as a body and not to any individual member thereof, nor to members of the audience. No person, other than the council and the person having the floor, shall be permitted to enter into any discussion, either directly or through a member of the council, without the permission of the presiding officer. No question shall be asked a councilmember except through the presiding officer. The presiding officer may limit immaterial, unnecessary, or redundant comments, presentations, or requests. Once a motion is made by a councilmember, no person from the audience shall address the council.

C. Public Comment

1. Attorney Schef Wright to give an update on utility litigation

3. CONSENT AGENDA

- [1. Regular City Council Minutes – October 7, 2014](#)
- [2. Agreement Consenting to Transfer of Interest of Tenant in Commercial Lease Agreement \(Vero Airport Business Center, LLC\)](#)
- [3. Utility Easement #2014-EG-0149 – IMG Enterprises, Inc. – 2600 45th Street](#)
- [4. Utility Easements #2014-EG-0151 and #2014-EG-0152 – Florida Veggies and Kenneth & Marsha Peterson](#)
- [5. Work Order #1588-3 between the City of Vero Beach and URS Corporation to Construct/Mark/Light West GA Apron, Phase III \(FDOT #422489-1-94-01\)](#)
- [6. Award of Contract to Construct/Mark/Light West GA Apron Taxiway B Repair \(Bid No. 220-14/CSS\)](#)

(The matters listed on the consent agenda will be acted upon by the City Council in a single vote unless any Councilmember requests that any specific item be considered separately.)

4. PUBLIC HEARINGS

A) ORDINANCES

- 1) An Ordinance of the City of Vero Beach, Florida, Amending the Land Development Regulations, Part II of the Code of the City of Vero Beach, relating to Medical Marijuana Dispensaries; Providing for Conflict and Severability; Providing for an Effective Date. – Requested by City Council
- 2) An Ordinance of the City of Vero Beach, Florida, Abandoning all of the 15' Alley shown on the Plat of The Ocean Corporation Subdivision lying between Tract D and Tract E and lying between the East right-of-way of State Highway A1A and the West right-of-way the abandoned Coral Avenue as recorded in Plat Book 4 at Page 81 of the Public Records of Indian River County, Florida; retaining a Utility Easement; Providing for Conflict and Severability; Providing for an Effective Date. – Requested by the Public Work's Director

B) RESOLUTIONS

- 1) A Resolution of the City Council, of the City of Vero Beach, Florida, Supporting reauthorization of the Florida Enterprise Zone Program, currently set to sunset on December 31, 2015; Providing for an Effective Date. – Requested by City Council
- 2) A Resolution of the City Council of the City of Vero Beach, Florida, Supporting Florida State Senator Thad Altman's request for a Florida Attorney General Opinion concerning certain provisions of the Lease Agreement between the Orlando-Orange County Expressway Authority (now known as the Central Florida Expressway Authority) and All Aboard Florida – Operations, LLC; Providing for an Effective Date. – Requested by City Council

5. ORDINANCES AND RESOLUTIONS FOR FIRST READING BY TITLE (FUTURE PUBLIC HEARING REQUIRED)

- A) An Ordinance of the City of Vero Beach, Florida, Amending Divisions 1 and 2 of Article III in Chapter 78 of the Code of the City of Vero Beach, relating to Sanitary Sewers, Septic Systems, and Septic Tank Effluent Pump ("STEP") Systems; Providing for Conflict and Severability; Providing for Codification; and Providing for an Effective Date – Requested by the Director of Water & Sewer

B) A Resolution of the City Council of the City of Vero Beach, Florida, relating to Septic Tank Effluent Pump (“STEP”) Systems; Providing Incentives for Installation of Step Systems; Amending the Existing Water and Sewer Rate Structure to address Step Systems; Providing for Conflict and Severability; and Providing for an Effective Date. – Requested by the Director of Water & Sewer

6. CITY CLERK’S MATTERS

7. CITY MANAGER’S MATTERS

8. CITY ATTORNEY’S MATTERS

9. CITY COUNCIL MATTERS

A. Old Business

1) Establish a Stormwater Utility within 100% of the City boundaries to fund baffle boxes at outfalls, and to otherwise improve the quality of street and land water run-off entering the Lagoon to improve the health of the Lagoon. As a secondary goal, limit the need to dredge much from the Lagoon in areas such as the Fingers, and therefore reduce on-going expenses. – Requested by Mayor Richard Winger

2) Indian River Shores and County Mediation Review – Requested by Councilmember Pilar Turner

B. New Business

10. INDIVIDUAL COUNCILMEMBERS’ MATTERS

A. Mayor Richard Winger’s Matters

1. Correspondence
2. Committee Reports
3. Comments

B. Vice Mayor Jay Kramer’s Matters

1. Correspondence
2. Committee Reports
3. Comments

C. Councilmember Pilar Turner’s Matters

1. Correspondence
2. Committee Reports
3. Comments

D. Councilmember Amelia Graves’ Matters

1. Correspondence

2. Committee Reports
 3. Comments
- E. Councilmember Craig Fletcher's Matters
1. Correspondence
 2. Committee Reports
 3. Comments

11. ADJOURNMENT

Council Meetings will be televised on Channel 13 and replayed.

This is a Public Meeting. Should any interested party seek to appeal any decision made by Council with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings and that, for such purpose he may need to ensure that a record of the proceedings is made which record includes the testimony and evidence upon which the appeal is to be based. Anyone who needs a special accommodation for this meeting may contact the City's Americans with Disabilities Act (ADA) Coordinator at 978-4920 at least 48 hours in advance of the meeting.

An invocation that may be offered before the official start of the Council meeting is and shall be the voluntary offering of a private citizen to and for the benefit of the Council pursuant to Resolution No. 2013-30. The views and beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent their individual religious beliefs, nor are the views or beliefs expressed intended to suggest allegiance to or preference for any particular religion, denomination, faith, creed, or belief by the Council or the City. No person in attendance at the meeting is or shall be required to participate in any invocation and such decision whether or not to participate will have no impact on his or her right to actively participate in the public meeting.