

**ORGANIZATIONAL MINUTES OF THE CITY COUNCIL  
MONDAY, NOVEMBER 17, 2014 10:00 A.M.  
CITY HALL, COUNCIL CHAMBERS, VERO BEACH, FLORIDA**

**Canvassing Board:** City Manager, James O'Connor; City Attorney, Wayne Coment and City Clerk, Tammy Vock **Also Present:** Deputy City Clerk, Sherri Philo

**1. Call to Order of Canvassing Board – City Attorney**

Mr. Wayne Coment, City Attorney, called today's meeting to order at 10:00 a.m.

**A) Roll Call – Deputy City Clerk**

Ms. Sherri Philo, Deputy City Clerk, performed the roll call.

**B) Pledge of Allegiance – City Clerk**

Mrs. Tammy Vock, City Clerk, led the audience in the Pledge of Allegiance to the flag.

**2. Certification of Election Results**

**A) Presentation of Election Results – City Clerk**

The City Clerk reported that she received the Certified Election results and the election process went very smoothly.

**B) Reading of Certification Resolution – City Manager**

The City Manager, read the Resolution certifying the results of the Election in its entirety (please see attached).

**C) Motion to Adopt Resolution Certifying Election Results**

Mr. James O'Connor, City Manager made a motion to adopt the Resolution certifying the Election results. Mrs. Vock seconded the motion and it passed unanimously.

**3. Oath of Office of New Councilmembers**

**A) Administration of Oath of Office – City Clerk**

The City Clerk administered the Oath of Office en masse to Mr. Jay Kramer, Mrs. Pilar Turner, and Mr. Randolph Old.

**B) Adjournment of Canvassing Board**

The Canvassing Board meeting adjourned at 10:06 a.m.

**C) Council Takes Seats at Dais**

The City Councilmembers took their seats at the dais.

**4. Election of Mayor**

**A) Call for Nominations for Mayor – City Attorney**

The City Attorney asked for public comments prior to nominations for Mayor. There was no one in the audience wishing to speak.

Mr. Coment called for nominations for Mayor.

Mr. Old nominated Mr. Dick Winger for Mayor.

Ms. Graves nominated Mr. Jay Kramer for Mayor. She said that she had a lot of respect for both Mr. Winger and Mr. Kramer and looked forward to either one of them leading the City.

There were no other nominations.

**B) Motion for Election of one of the Nominees as Mayor**

The City Clerk called for the vote for Mr. Dick Winger for Mayor of the City of Vero Beach. Mr. Old voted yes, Ms. Graves yes, Mrs. Turner no, Mr. Kramer yes after the following comments were made.

Mr. Kramer felt that they needed to make sure they have a Council that does what is right for the people and perhaps Mr. Winger has not finished everything that he wants to accomplish as Mayor. He said they can have an Organizational meeting at any time and if Mr. Winger continues to be Mayor in order to finish things that is okay with him. If he finishes these things that he has started then they can have another Organizational meeting later. He asked Mr. Winger what he had to say.

Mr. Winger said there are a number of things that he would like to finish. One, which he would have for tomorrow's meeting, is a Power Point presentation regarding resources and stormwater. One thing they are going to have to do during tomorrow's meeting regardless who is Mayor is to discuss and make some policy guidelines. He would like to continue as Mayor for the next six months to finish what is underway. He thought that the last City Council did a lot of good things for the City and over the last three or four years staff's attitude has been better. City Council has supported their Lifeguards, 911, and put the Cemetery and other properties into the City Charter. He said they have done a lot of good things and he felt they were only halfway finished. He sees the electric as being only halfway done as they are going to have to find a solution to the sale or get to a sustainable place with lower rates. They are only halfway finished with the pension reform, which the City has to have in order to be viable in the future. He said there were a number of things that he would like to be able to finish and have a more orderly transition. One example is stopping short-term rentals. To answer Mr. Kramer's question, he feels that he could

carry these issues forward at least for the next six months. He said that he would not be running for City Council again and felt that some better transition halfway through the year would make more sense. He would like to continue as Mayor and voted yes. The nomination for Mr. Richard Winger for Mayor passed 3-2, with Mr. Old voting yes, Ms. Graves no, Mrs. Turner no, Mr. Kramer yes, and Mayor Winger yes.

**C) Mayor assumes Control of Meeting**

The Mayor assumed control of the meeting.

**5. Election of Vice-Mayor**

**A) Call for Nomination for Vice-Mayor – Mayor**

Mayor Winger nominated Mr. Jay Kramer for Vice Mayor of the City of Vero Beach. He said that Mr. Kramer is his obvious successor and is very strong on various issues. He felt that they had to have Mr. Kramer as Vice Mayor.

There were no other nominations.

Mayor Winger opened public comment and closed public comment with no one wishing to be heard.

The nomination for Mr. Jay Kramer for Vice Mayor passed 5-0 with Mr. Old voting yes, Mr. Kramer yes, Ms. Graves yes, Mrs. Turner yes and Mayor Winger yes.

**B) Motion for Election of One of the Nominees as Vice-Mayor**

Mr. Jay Kramer was appointed Vice Mayor of the City of Vero Beach.

**6. Seating Assignment & Appointments to Commission and Boards**

The seating assignments for the City Council will be from left to right, Mr. Old, Mrs. Turner, Mayor Winger, Vice Mayor Kramer and Ms. Graves.

Mrs. Vock reported that the appointments to the Commission and Boards were on tomorrow night's City Council agenda.

Mrs. Turner suggested that when they review the Committee appointments that they group them by those that have a monthly meeting and also requires travel so they could distribute that commitment among the City Council.

**7. Public Comment**

None

**8. Sunshine Law Briefing – Assistant City Attorney**

Mrs. Peggy Lyon, Assistant City Attorney, said each City Council member has previously served on City Council, a Commission, or a Board and therefore knows the Sunshine Law and the Public Records Law. She reported that the Florida Legislation passed a Bill that starting in January, 2015; City Councilmembers will be required to take four hours of ethics training each year. She has been working with the City Clerk in trying to get the Florida League of Cities to host this event here in Indian River County.

Mrs. Lyon said this is the first time that she has felt constrained not to speak out to much on what is going on with the Public Records Law in the State of Florida. She had two examples that she wanted to give Council, but does not feel that she should mention them at a public meeting. She said although there are a lot of people who request public records and follow their constitutional right to do so, there are some people who are looking for a profit motive and it has gotten so bad in some areas that there are cities that are looking for innovative legal means to try to protect their cities. She did not want to draw any fire to the City of Vero Beach so she did not want to discuss this any further.

**9. Adjournment**

Mr. Old made a motion to adjourn today's meeting at 10:23 a.m. Mr. Kramer seconded the motion and it passed unanimously.

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