

**CITY OF VERO BEACH, FLORIDA  
DECEMBER 3, 2013 9:30 A.M.  
REGULAR CITY COUNCIL MEETING  
CITY HALL, COUNCIL CHAMBERS, VERO BEACH, FLORIDA**

**A G E N D A**

The invocation will be given by Pastor Donald Medley/First Church of God 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. Mayor Winger to present a Plaque to former Mayor Craig Fletcher and former Councilmember Tracy Carroll
2. Holiday Rec Party – December 6, 2013
3. Florida Power & Light (FPL) to give an update on the sale of the electric utilities

C. Public Comment

1. Mr. Scott Stradley, Chairman of the Utilities Commission, to recommend to Council to ask the Legislature to request that the State amend the Florida Statute to allow a combined type septic/sewer system. He will also presenting the Utilities Commission Annual Report to the City Council.
2. Mr. Peter Gorry, Chairman of the Finance Commission, to recommend that the City move forward with the plan to implement septic tank replacement in the City of Vero Beach.
3. Mr. Ken Daigne to speak about City owned Parks and land not protected in the City Charter.
4. Mrs. Vicky Gould and Ms. Robin Pelensky from Main Street Vero Beach (MSVB) requesting that Council approve \$1,000 from the City of Vero Beach's Tree and Beautification fund to help with the installation of irrigation to the hanging baskets and plants in the 14<sup>th</sup> Avenue block between 20<sup>th</sup> Place and 21<sup>st</sup> Street.

#### D. Adoption of Consent Agenda

1. Regular City Council Minutes – November 19, 2013
2. Organizational Minutes – November 8, 2013
3. Lease Agreement between the City of Vero Beach and The Honorable Debbie Mayfield for the Rental of City Hall Office Space
4. Request to Change FS 381.0065/On-site Sewage Treatment and Disposal Systems
5. Utility Easement #2013-EG-0139 – Kansas City Colony, Lots 21-24
6. Article 32 – Salaries of the Collective Bargaining Agreement between City of Vero Beach and Coastal Florida Police Benevolent Association (Rank & File) – October 1, 2013 – September 30, 2015
7. Utility Easement #2013-EG-0140 and Bill of Sale of Utility Facilities – Vero Beach Elementary Chiller Road Easements

(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.)

#### 3. PUBLIC HEARINGS

- A) An Ordinance of the City of Vero Beach, Florida, amending Chapter 60, Appendix, Definitions, of the Code of the City of Vero Beach by Creating a Definition for Community Garden; Amending Chapter 64, Article I, Development Review, by Creating Section 64.14, “Community Gardens;” providing procedures and standards for regulating Community Gardens; amending pertinent Sections of Chapter 61, Residential Zoning Districts, Articles I, III, IV, and V, to Provide for Community Gardens as a principle use in Residential Zoning Districts; Providing for Conflict and Severability; Providing for an Effective Date. – Requested by the Planning and Development Director

#### 4. RESOLUTIONS

- A) A Resolution of the City Council of the City of Vero Beach, Florida, expressing support for Senate Bill 356 and House Bill 307 which Bills delete from Section 509.032(7), Florida Statutes, Restrictions Preventing Local Laws, Ordinances, or Regulations from Regulating the Use of Vacation Rentals based solely on their classification, use, or occupancy; urging the Florida Legislature to adopt the Legislation and Governor Rick Scott to Support and Approve the Legislation; Providing for an Effective Date. – Requested by Mayor Richard Winger

#### 5. FIRST READINGS BY TITLE FOR ORDINANCES AND RESOLUTIONS THAT REQUIRE A FUTURE PUBLIC HEARING

- A) A Resolution of the City Council of the City of Vero Beach, Florida, Adopting Revised Recreation Fees for Riverside Racquet Complex Programs and Facilities;

[Adopting Recreation Fees for certain City Park Pavilions; and Providing for an Effective Date. – Requested by the Recreation Director](#)

**6. CITY CLERK’S MATTERS**

[A\) Appointments to the High Speed Rail Commission](#)

**7. CITY MANAGER’S MATTERS**

[A\) Request from Main Street Vero Beach Seeking the City’s Support of a Special Act from the State for a Non-Profit Liquor Permit Exception](#)

**8. CITY ATTORNEY’S MATTERS**

**9. CITY COUNCIL MATTERS**

A. Old Business

B. New Business

[1\) Replace Code Enforcement Board with a Magistrate – Requested by Mayor Richard Winger](#)

[2\) Add the parcel of land upon which Bob Summers Park is located to Section 5.05 of the City Charter – Requested by Mayor Richard Winger](#)

[3\) Charter Review – Requested by Councilmember Pilar Turner](#)

[4\) City Dog Park – Requested by Councilmember Pilar Turner](#)

[5\) Utility Commission Change – Requested by Councilmember Jay Kramer](#)

[6\) Rescind Utility Rate Increase – Requested by Councilmember Jay Kramer](#)

**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 Grave's 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.