

**CITY OF VERO BEACH, FLORIDA
JANUARY 8, 2013 9:30 A.M.
REGULAR CITY COUNCIL MEETING
CITY HALL, COUNCIL CHAMBERS, VERO BEACH, FLORIDA**

A G E N D A

1. CALL TO ORDER

- A. Roll Call
- B. Invocation – Dr. Charles Lever/First United Methodist Church
- C. Pledge of Allegiance

2. PRELIMINARY MATTERS

- A. Agenda Additions, Deletions, and Adoption
- B. Proclamations

- 1. Purple Heart Cities
- 2. Rotary Homestay Day – January 8, 2013
- 3. Plaque to be presented to former Mayor Pilar Turner

C. Public Comment

- 1. [Ms. Marcela Camlor-Cutsaimanis, Treasure Coast Regional Planning Council to discuss Seven 50.](#)
- 2. [Mrs. Phyllis Frey to discuss Seven 50.](#)
- 3. [Ms. Stephanie Austin to discuss Seven 50.](#)
- 4. [Ms. Nancy Cook to discuss Seven 50 and also the overlay of Ocean and Cardinal Drive.](#)
- 5. [Ms. Dorothy Frances to discuss Seven 50.](#)
- 6. [Ms. Susan Mehiel to discuss Seven 50.](#)
- 7. [Mr. Warren Winchester to speak about the process being used to sell the Electric System.](#)
- 8. [Mr. Todd Howder, President, Vero Beach Air Show, Inc., to give an update on the Air Show.](#)
- 9. Mr. Jim Norconk to discuss Seven 50.

D. Adoption of Consent Agenda

- 1. [Regular City Council Minutes – December 4, 2012](#)
- 2. [Special Call City Council Minutes – December 11, 2012](#)
- 3. [Municipal Elections Agreement](#)
- 4. [Lease Agreement with State Representative Debbie Mayfield](#)
- 5. [Emergency Approval for Unit 5 Gas Turbine Generator – Extra Work Authorization #216506](#)

6. Utility Easement #2012-EG-0115 – 19th Street Group, LLC – 1800-1887 Old Dixie Highway – Block 1, Knight’s Addition to Edgewood
7. Utility Easements #2011-EG-0092, 2011-EG-0093 and Bill of Sale of Utility Facilities – McDonald’s Corporation – 1925 US Hwy 1, SP10-000009
8. Indian River Farms Water Control District Permits and Interlocal Agreements
9. Final Payment for Power Plant Cooling Tower Work
10. License Agreement #2012-LA-0205 – Don & Peggy Rosvold – 15 Marine Drive
11. Agreement between City of Vero Beach and Coastal Florida Police Benevolent Association – Lieutenant’s Agreement – October 1, 2012 – September 30, 2015

(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 the Code of the City of Vero Beach, Chapter 58, Article II, Division 4, relating to the City of Vero Beach Police Officer’s Retirement Fund; by amending Section 58-97 relating to Employee Contributions; Amending Section 58-98 relating to the definition of compensation; and amending Section 58-108 relating to Credited Service; Providing for Conflict and Severability; Providing for Codification; and Providing for an Effective Date. – Requested by the Police Pension Board
- B) An Ordinance of the City of Vero Beach, Florida, amending the Code of the City of Vero Beach, Chapter 62, Nonresidential Districts by Creating Article XIII, Ocean Drive/Cardinal Drive Commercial Overlay District; Providing for Development and Building Design Standards; Providing for Development Incentives; Providing for Conditions of Approval and Waivers from Use Requirements; Providing for Conflict and Severability; Providing for an Effective Date. – Requested by the Planning and Development Director
- C) An Ordinance of the City of Vero Beach, Florida, Designating the Ocean Drive/Cardinal Drive Commercial Overlay District by amending the Official Zoning Map of the City of Vero Beach; Providing for Conflict and Severability; Providing for an Effective Date. – Requested by the Planning and Development Director
- D) An Ordinance of the City of Vero Beach, Florida, pertaining to the City of Vero Beach Electric Utility; Calling for a Binding Referendum to be held on Tuesday, March 12, 2013 to present a Ballot Question to the Electors of the City of Vero Beach on whether or not such Electors Approve of the Sale and Disposition of the

City of Vero Beach Electric Utility and Substantially all of its assets for the purpose of exiting the Electric Utility Business; Providing for Conflict and Severability; and Providing for an Effective Date. – Requested by the City Council

4. RESOLUTIONS FOR ADOPTION WITHOUT PUBLIC HEARING

- A) A Resolution of the City Council of the City of Vero Beach, Florida, Granting a Non-Exclusive Franchise to Waste Pro of Florida, Inc. to provide roll-off container Solid Waste Collection and Disposal Services within the City of Vero Beach; Providing for an Effective Date. – Requested by the Public Work’s Director
- B) A Resolution of the City Council of the City of Vero Beach, Florida, Establishing for Abatement of an Unsafe Building and Conditions, A Special Assessment Lien in the amount of \$7,408.81 against the Real Property identified as Lot 14 and the East 15 Feet of Lot 13, Block D, Vero Pines #2, According to the Plat thereof recorded in Plat Book 5, Page 30, Public Records of Indian River County, Florida and with the address of 1445 20th Avenue in the City of Vero Beach, Indian River County, Florida. – Requested by the City Attorney
- C) A Resolution of the City Council of the City of Vero Beach, Florida, Adopting a Tobacco Usage Policy as part of the City of Vero Beach Personnel Rules; Providing for an Effective Date. – Requested by the Human Resource’s Director
- D) A Resolution of the City Council of the City of Vero Beach, Florida, recognizing the Vero Beach Arts District; Providing for an Effective Date. – Requested by the City Council

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

- A) An Ordinance of the City of Vero Beach, Florida, relating to Code Enforcement Procedures; Amending Article VII, Code Enforcement, of Chapter 2, Administration, of the Code of the City of Vero Beach; Providing for Clarification and Establishing Procedures for Processing Requests for Code Enforcement Lien Reductions; Providing for Conflict and Severability; Providing for Transition and Codification; Providing for an Effective Date. – Requested by City Council

6. CITY CLERK’S MATTERS

- A) Mr. Kenneth Weiss to ask Council for a reduction in a Code Enforcement Board lien.

7. CITY MANAGER’S MATTERS

A) Discussion of Asset Purchase and Sale Agreement between the City of Vero Beach and Florida Power & Light Company

B) Award of Contract to Gomez and Son Fence Company to Construct Security Fence Improvements (Bid No. 350-12-CSS)

8. CITY ATTORNEY'S MATTERS

9. CITY COUNCIL MATTERS

A. Old Business

B. New Business

1. Discussion of the Seven/Fifty (7/50) Project – Requested by Mayor Craig Fletcher

10. INDIVIDUAL COUNCILMEMBERS' MATTERS

A. Mayor Craig Fletcher's Matters

1. Correspondence
2. Committee Reports
3. Comments

B. Vice Mayor Tracy Carroll's Matters

1. Correspondence
2. Committee Reports
3. Comments

C. Councilmember Pilar Turner's Matters

1. Correspondence
2. Committee Reports
3. Comments

D. Councilmember Jay Kramer's Matters

1. Correspondence
2. Committee Reports
3. Comments

E. Councilmember Dick Winger'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.