

**CITY OF VERO BEACH, FLORIDA  
MAY 7, 2019 5:00 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 Pastor Randy Bryant/Ryanwood Fellowship followed by the Pledge of Allegiance to the flag.

**1. CALL TO ORDER**

A. Roll Call

**2. PRELIMINARY MATTERS**

A. Approval of Minutes

1. [Regular City Council Minutes – April 16, 2019](#)
2. [Special Call City Council Minutes – April 29, 2019](#)

A. Agenda Additions, Deletions, and Adoption.

B. Proclamations and recognitions by Council.

1. Mental Health Awareness Month – May 2019
2. National Safe Boating Week – May 18 – May 24, 2019
3. National Police Week – May 12 – May 18, 2019
4. Certificate of Appreciation being Presented to DIGG Gardens
5. Communicator of the Year Award being presented to the City Clerk

**3. CONSENT AGENDA (include amount of expense)**

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

- A) [Traffic Calming and 4-Way Stop Warrant Analysis for Intersections on Royal Palm Boulevard and Place – \(\\$16,000.00\)](#)

**4. PUBLIC HEARINGS**

A) **ORDINANCES**

B) **RESOLUTIONS**

- 1) [A Resolution of the City Council of the City of Vero Beach, Florida, Authorizing the City to enter into a Public Transportation Grant Agreement with the Florida](#)

Department of Transportation for a project entitled “Replace Emergency Generator” (FDOT #445444-1-94-01); Providing for an Effective Date. – Requested by the Airport Director

**5. CITY COUNCIL MATTERS**

**A) NEW BUSINESS**

1. Discussion of hiring Mr. Monte Falls, Acting City Manager, to the position of the new City Manager – Requested by Councilmember Harry Howle
2. Hiring of Temporary Legal Services as well as the hiring of the new City Attorney – Requested by the City Council

**B) OLD BUSINESS**

**6. PUBLIC NOTICE ITEMS FOR FUTURE PUBLIC HEARING**

**Public Hearing to be held on May 21, 2019 at 3:00 p.m.**

- A) An Ordinance of the City of Vero Beach, Florida, amending Chapter 62, Article VII, Airport Master Plan Land Use Zones, Section 62.105 Security Fences exempting the Airport Security Fences; Amending Chapter 68, Airport Zoning relating to construction and obstructions to Flight Navigation in the Airport Protection Overlay Zone; and Amending Chapter 72, Article IV, Tree and Palm Protection, Section 72.41 Permit required; Exemptions, exempting removal for Airport Security Fence Clear Zone; Providing for Codification; Providing for Conflict and Severability; and Providing for an Effective Date. – Requested by the Airport Director

**Public Hearing to be held on June 4, 2019 at 5:00 p.m.**

- B) An Ordinance of the City Council of the City of Vero Beach, Florida; Requested by RDP 12, LLC to Annex Property located at 1550 US Highway #1 in Tropical Park Subdivision, containing 0.47 acres more or less, pursuant to the Voluntary Annexation Provisions of Section 171.044 Florida Statutes; Providing for an Effective Date. – Requested by the Planning and Development Director

**Public Hearing to be held on June 4, 2019 at 5:00 p.m.**

- C) An Ordinance of the City Council of the City of Vero Beach, Florida, Amending the Comprehensive Plan Future Land Use Map by Changing the Future Land Use Designation of Annexed Land from Indian River County Designation C/I, Commercial/Industrial to City of Vero Beach Designation C, Commercial for the property located at 1550 US Highway #1, containing 0.47 acres more or less; Providing for an Effective Date. – Requested by the Planning and Development Director

**Public Hearing to be held on June 4, 2019 at 5:00 p.m.**

- D) [An Ordinance of the City Council of the City of Vero Beach, Florida, Amending the Official Zoning Map by changing the Zoning District Designation of Annexed Land from Indian River County Designation CG, General Commercial to City of Vero Beach Designation C-1, Highway Oriented Commercial, for the property located at 1550 US Highway #1, Containing 0.47 acres more or less; Providing for an Effective Date. – Requested by the Planning and Development Director](#)

**Public Hearing to be held on May 21, 2019 at 3:00 p.m.**

- E) [An Ordinance of the City of Vero Beach, Florida, Amending Section 64.12 of Chapter 64, Article I, Development Review relating to Temporary Use Permit; Creating Chapter 64, Article III, Temporary Uses and Structures; Providing for Codification; Providing for Conflict and Severability; and Providing for an Effective Date. – Requested by the Planning and Development Director](#)

**7. CITY CLERK MATTERS**

- A) [City Council Summer Meeting Schedule](#)  
B) [Reappointments to City Boards/Commissions](#)  
C) [Commission/Board Openings](#)

**8. CITY MANAGER MATTERS (include amount of expense)  
(Staff/Consultant special reports and information items)**

- A) [Discussion of April 16, 2019 Correspondence from Attorney Louis B. Vocelle, Jr., in Reference to the Water, Wastewater and Reuse Water Franchise Agreement between the Town of Indian River Shores, Florida, and the City of Vero Beach, Florida, dated October 1, 2012](#)

**9. CITY ATTORNEY MATTERS**

**10. PUBLIC COMMENT (3-minute time limit)**

**11. COUNCILMEMBER MATTERS**

- A. Mayor Val Zudans's Matters

Sponsored presentation items by the public (10-minute time limit)

- B. Vice Mayor's Tony Young's Matters

Sponsored presentation items by the public (10-minute time limit)

- C. Councilmember Laura Moss's Matters

Community Meeting for Central Beach Residents: **Wednesday, May 29<sup>th</sup> at 6:00 PM at Riverhouse** in MacWilliam Park hosted by Mr. Art Economy and Mrs. Phyllis Frey.

Attached for the convenience of all is my summary of the first meeting, which was held on April 17<sup>th</sup>.

Sponsored presentation items by the public (10-minute time limit)

D. Councilmember Robert Brackett's Matters

Sponsored presentation items by the public (10-minute time limit)

E. Councilmember Harry Howle's Matters

Sponsored presentation items by the public (10-minute time limit)

## **12. ADJOURNMENT**

### **ADDITIONAL MEETING INFORMATION**

*Public Participation.* Excluding ministerial/administrative matters and certain quasi-judicial proceedings, the Council will provide an opportunity for public comment prior to the Council taking final action on an agenda item, including those matters on the consent agenda, and other propositions or items not specifically listed on the meeting agenda on which the Council proposes to take final action at the meeting.

*Addressing the council generally.* After first securing permission from the presiding officer, any person may address the council, in the manner specified herein at the appropriate times where oral communication is permitted as provided in the order of business appearing on the agenda adopted for the meeting.

*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 for the record. Speakers shall confine their remarks to the subject of the agenda matter then under discussion by the council. Unless additional time is granted by majority vote of the council, persons making a councilmember-sponsored presentation under "presentation items by the public" shall limit such presentation to ten (10) minutes; persons speaking on any agenda item or other proposition shall limit their address to three (3) minutes; and persons speaking at the "public comment" portion of the agenda shall limit their address to three (3) minutes. 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.

*Meeting decorum.* No person shall make any personal, impertinent, slanderous, obscene, profane, inflammatory, untruthful, irrelevant, or immaterial remarks, or become boisterous while in the council chambers, or incite violence or fighting, or otherwise disturb the meeting, whether or not while addressing the council. Heckling or verbal outbursts in support or opposition to a speaker or his or her remarks and displays of anger, rudeness, ridicule, impatience, lack of respect, and personal attacks shall be prohibited.

*Record for appeal.* This is a public meeting. If a person decides to appeal a decision made by the Council with respect to any reviewable matter considered at such meeting, he or she will need a record of the

proceedings, and for such purpose, he or she is responsible for ensuring that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

*Persons with special needs.* 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. *\*Invocation.* 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.

*Meeting televised and recorded.* Council meetings may be broadcast live, recorded, and replayed on Comcast cable Channel 13, AT&T Channel 99 and on the City's website [www.covb.org](http://www.covb.org).