

**CITY OF VERO BEACH, FLORIDA
JUNE 5, 2018 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 – May 15, 2018

B. Agenda Additions, Deletions, and Adoption.

C. Proclamations and recognitions by Council.

1) National Garden Week – June 3-2, 2018

2) Vero Beach Wine & Film Festival Weekend – June 7-10, 2018

3) Amateur Radio Week – June 18-24, 2018

4) Casual Dress Days – June 5, 2018 – September 18, 2018

D. Staff/Consultant special reports and information items.

1) Annual Crime Report by Vero Beach Police Chief David Currey – Requested by Councilwoman Laura Moss

2) [Dodgertown Golf Course Presentation](#)

3) [Report by Mr. Tim Grabenbauer, Marina Director, regarding Pump-Outs](#)

E. Presentation items by the public (10 minute time limit).

1) Mr. Ray Hooker to speak about summer time fertilizer ban and avoiding over irrigation during the rainy season. – Sponsored by Dr. Val Zudans

F. Public Comment (3 minute time limit).

3. CONSENT AGENDA

A) [Approval of License for the Florida Department of Transportation's SR60 Project at 43rd Avenue for City-Owned Dodgertown Property](#)

- B) [Approval of the Purchase and Sale Agreements for City-Owned Real Property Adjacent to 601 Banyan Road](#)
- C) [Plat of Airport Drive Right of Way](#)
- D) [Conn Beach and Humiston Park Dune Restoration Hurricane Irma Project #2017-32 – Bid 380-16/JO – Contract C-2-2017 – Recommendation of Final Pay and Acceptance – \(Cost – Final Pay - \\$27,369.14; Total Project - \\$257,491.38\)](#)
- E) [Police Department Elevator \(Cost \\$58,715.00\)](#)
- F) [Change Order #1 – Janitorial Services – Contract 1722C – \(Change Order Amount - \\$31,200; Total Contract Amount - \\$135,200\)](#)
- G) [Mrs. Joy Heath requests permission from the City Council to serve alcohol at her daughter’s wedding on December 29, 2018 at Royal Palm Pointe.](#)

(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).

4. CITY COUNCIL MATTERS

A. New Business

- 1. Parking Matters – Requested by Councilwoman Laura Moss
 - a.) 3 Hour Parking Beachside
 - b.) Shared Parking

B. Old Business

- 1. FPL Update – Requested by Councilwoman Laura Moss
- 2. Tourist Tax Update – Requested by Councilwoman Laura Moss

5. PUBLIC HEARINGS

A. ORDINANCES

- 1) [An Ordinance of the City of Vero Beach, Florida, Amending Chapter 60, General Provisions, of the Land Development Regulations, by Creating New Section 60.17; Providing for Codification; Providing for Conflict and Severability; and Providing for an Effective Date. – Requested by the Planning and Development Director](#)
- 2) [An Ordinance of the City of Vero Beach, Florida, Amending Chapter 60, Appendix, Definitions, C-1 \(Highway Commercial\), M \(Industrial\), H \(Hospital and Institutional\), and GU \(Government Use\) Zoning Districts and Chapter 63, Off-Street Parking and Loading Requirements of the Land Development Regulations; Providing for Codification; Providing for Conflict and Severability; and Providing for an Effective Date. – Requested by the Planning and Development Director](#)

B. RESOLUTIONS

- 1) A Resolution of the City Council of the City of Vero Beach, Florida, Abandoning all of the City's interest in the Utility Easement encumbering the real property located at 2664 19th Street in the J.S. Evans and Sons Subdivision, Vero Beach, Indian River County, Florida; Providing for an Effective Date. – Requested by the Public Works Director
- 2) A Resolution of the City Council of the City of Vero Beach, Florida, Amending the City of Vero Beach General Employee Retirement Plan; Amending Article 12, Administration of the Plan, to address Qualified Domestic Relations Orders; Providing for incorporation into the General Employee Retirement Plan; Providing for Conflict and Severability; and Providing for an Effective Date. – Requested by the City Attorney

6. PUBLIC NOTICE ITEMS FOR FUTURE PUBLIC HEARING

- Public Hearing to be held on June 19, 2018 at 3:00 p.m.**
- A) An Ordinance of the City of Vero Beach, Florida, relating to the amount of Civil Penalties for Code Violations; Amending Subsection (C) of Section 2-300, Civil Penalties, in Article VII, Code Enforcement, Chapter 2, of the Code of the City of Vero Beach; Providing for Codification; Providing for Conflict and Severability; and Providing for an Effective Date. – Requested by the City Attorney

 - B) An Ordinance of the City of Vero Beach, Florida, Amending the Code of the City of Vero Beach to add a New Section 2-57 in Chapter 2, Administration, to be entitled "Ex Parte Communications"; Removing the presumption of prejudice from Ex Parte Communications with Local Public Officials of the City by establishing a process to disclose Ex Parte Communications with such local Public Officials; Providing for Codification; Providing for Conflict and Severability; Providing for an Effective Date. – Requested by the City Council

7. CITY CLERK MATTERS

- A) Commission/Boards
- B) Lien Reduction Request – 703 Holly Road

8. CITY MANAGER MATTERS

9. CITY ATTORNEY MATTERS

10. COUNCILMEMBER MATTERS

- A. Mayor Harry Howle's Matters
 1. Correspondence
 2. Committee Reports

3. Comments
- B. Vice Mayor's Lange Sykes's Matters
 1. Correspondence
 2. Committee Reports
 3. Comments
- C. Councilmember Laura Moss's Matters
 1. Correspondence
 2. Committee Reports
 3. Comments
- D. Councilmember Anthony W. Young's Matters
 1. Correspondence
 2. Committee Reports
 3. Comments
- E. Councilmember Val Zudans's Matters
 1. Correspondence
 2. Committee Reports
 3. Comments

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 five (5) 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 and other websites.