

CITY OF VERO BEACH, FLORIDA
JUNE 19, 2018 3:00 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 Luke Carson/Central Assembly of God 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 – June 5, 2018

B. Agenda Additions, Deletions, and Adoption.

C. Proclamations and recognitions by Council.

1) [The Vero Beach Dog Park is being awarded a grant from the Community Foundation of Vero Beach and Indian River County](#)

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

D. Staff/Consultant special reports and information items.

1) [Ms. Debra Atwell, Chairwoman of the Historic Preservation Commission to speak on the Old Dodgertown Golf Course: Historic Relevance](#)

2) Water and Sewer and Solid Waste Presentation

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

F. Public Comment (3 minute time limit).

3. CONSENT AGENDA

[A\) Renewal of Submerged Lands Easement for City Utilities](#)

[B\) Escrow Closing Agreement – COVB-FPL-FMPA transaction](#)

(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
- B. Old Business

1) Petitions to Public Service Commission (PSC) for Approval of Florida Power & Light (FPL) Filings: Formal Response by Councilwoman Laura Moss to an erroneous allegation by Councilman Zudans (Supporting documentation is attached for the convenience of all.) – Requested by Councilwoman Laura Moss

5. PUBLIC HEARINGS

A. ORDINANCES

1) 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

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

3) 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

B. RESOLUTIONS

1) A Resolution of the City Council of the City of Vero Beach, Florida, Expressing Support for the City’s Application to the Florida Department of Economic Opportunity Florida Job Growth Grant Fund for Public Infrastructure; Directing staff to submit an application; Providing for an Effective Date. – Requested by Mayor Harry Howle

6. PUBLIC NOTICE ITEMS FOR FUTURE PUBLIC HEARING

Public Hearing to be held on July 17, 2018 at 3:00 p.m.

A) An Ordinance of the City of Vero Beach, Florida, related to the City of Vero Beach Firefighter's Relief and Pension Fund; amending Section 58-79, Limitation on Benefits, Required Contributions, and Plan Termination, in Chapter 58, Personnel and Retirement, of the Code of the City of Vero Beach, to update Tax Compliance provisions required by the IRS Code; Providing for Codification; Providing for Conflict and Severability; and Providing an Effective Date. – Requested by the Fire Pension Board

Public Hearing to be held on July 17, 2018 at 3:00 p.m.

B) A Resolution of the City Council of the City of Vero Beach, Florida, Adopting a Revised Schedule Providing Fees and Charges for use of certain Recreation Department Facilities and Equipment and for Participation in certain Recreation Programs; Providing for an Effective Date. – Requested by the Recreation Director

7. CITY CLERK MATTERS

A) Commission/Boards

8. CITY MANAGER MATTERS

A) Vero Beach Downtown Post Office Site

9. CITY ATTORNEY MATTERS

A) Use of City Seal and City Centennial Logo

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.