

CITY OF VERO BEACH, FLORIDA
JULY 17, 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 Randy Fullerton/Glendale Baptist Church followed by the Videotaped Pledge of Allegiance to the flag led by the late Mr. Arnie Schwichtenberg, U.S. Navy and Pearl Harbor Survivor, courtesy of the Schwichtenberg Family.

1. CALL TO ORDER

A. Roll Call

2. PRELIMINARY MATTERS

A. Approval of Minutes

1. [Regular City Council Minutes – June 19, 2018](#)

B. Agenda Additions, Deletions, and Adoption.

C. Proclamations and recognitions by Council.

1. Proclamation proclaiming the 100th Birthday of the City of Vero Beach
2. Treasure Coast Waterway Cleanup Week – July 23 – 29, 2018
3. Certificate of Completion for the Advanced Institute for Elected Municipal Officials given to Councilwoman Laura Moss and Councilmember Tony Young

D. Staff/Consultant special reports and information items.

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

1. Mrs. Sue Dinunno to discuss the Riverhouse Lease. – Sponsored by Councilwoman Laura Moss

F. Public Comment (3 minute time limit).

3. CONSENT AGENDA

A) [Water Treatment Plant Expansion – Recommendation of Final Acceptance and Payment – City of Vero Beach Project No. WS 15007 – Bid No. 140-17/PJW – \(\\$118, 652.30\)](#)

B) [Street Resurfacing Project #2017-11 – Construction Contract #C-6-2017 – Change Order #1 – Additional Paving, Milling, Concrete and Task Order #3](#)

C) [Service Agreement – Communications International](#)

D) [FMIT Health Insurance – \(Estimated at \\$5,589,283\)](#)

E) [Public Works Compound Roof Replacement – Bid 180-18/JO](#)

F) Purchase of Downtown Post Office Property

4. CITY COUNCIL MATTERS

A. New Business

- 1) Consider directing the City Attorney to draft a referendum for community vote in November to remove “Big Blue” Electric Site from the City Charter. – Requested by Councilman Val Zudans
- 2) Consider directing the City Attorney to draft a referendum for community vote in November to remove the Water and Sewer Site from the City Charter. – Requested by Councilman Val Zudans
- 3) Consider as part of the budget process, exploring options of both internal and external legal services for the City including a possible RFP to determine the best option for taxpayers. – Requested by Councilman Val Zudans

B. Old Business

Riverhouse – Council/Community Discussion

For the convenience of all the following documents are attached:

- 1) Recent Photographs of newly refurbished Riverhouse
- 2) Vero Beach Code, Section 5.05 (Note: Riverhouse is located in Alex MacWilliam Boat Basin Park.)
- 3) Minutes of 05/15/2018 City Council Meeting regarding Riverhouse as New Business: pages 16-26 (Note: Motion made and Council vote on page 26.)
- 4) Background Information provided for that 05/15/2018 Meeting Agenda
- 5) Minutes (Draft) of the 06/19/2018 City Council Meeting regarding Riverhouse
 - a. Howle Proclamation
 - b. Moss Response to Proclamation (“remaining professional”) as pertains to Riverhouse: pages 2-4
 - c. Public Comment as pertains to Riverhouse: pages 9-14Requested by Councilwoman Laura Moss

5. PUBLIC HEARINGS

A. ORDINANCES

- 1) An Ordinance of the City of Vero Beach, Florida, related to the City of Vero Beach Firefighter’s Relief and Pension Fund; amending Subsection 58-79(a), limitation on Benefits, 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.

B. RESOLUTIONS

- 1) 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 for Participation in certain Recreation Programs; Providing for an Effective Date – Requested by the Recreation Director
- 2) A Resolution of the City Council of the City of Vero Beach, Florida, Establishing a Special Assessment Lien in the amount of \$3,325.00, for a Septic Tank Effluent Pump (STEP) System to serve the real property located at 640 Fiddlewood Road, Vero Beach, Indian River County, Florida; Providing for an Effective Date – Requested by the Water & Sewer Director
- 3) 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 1, Definitions; 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
- 4) A Resolution of the City Council of the City of Vero Beach, Florida, Recognizing and Honoring Fifty Years of Home Rule Granted to Municipal Government by Florida’s Citizens under Article VIII, Section 2, of the Florida Constitution; committing to oppose efforts offensive to Home Rule and to help educate all Floridians to better understand the importance of Municipal Home Rule. – Requested by Councilmember Tony Young
- 5) A Resolution of the City Council of the City of Vero Beach, Florida, related to City of Vero Beach Administrative Policy/Personnel Rules and the City Comprehensive Emergency Management Plan; Adopting an Updated Emergency Personnel and Pay Policy; Providing for an Effective Date. – Requested by the Human Resource Director

6. PUBLIC NOTICE ITEMS FOR FUTURE PUBLIC HEARING

Public Hearing to be held on August 21, 2018 at 3:00 p.m.

- A) A Ordinance of the City of Vero Beach, Florida, amending Chapter 2, Article 1, of the Code of the City of Vero Beach, Florida by creating a New Section 2-2, to be entitled “City Seals, Graphic Marks, and Emblems; designating Official City of Vero Beach Corporate Seals, Graphic Marks, and Emblems; Establishing General Restrictions for use; Providing for Conflict and Severability; Providing for Codification; and Providing for an Effective Date. – Requested by the City Council

Public Hearing to be held on August 21, 2018 at 3:00 p.m.

- B) An Ordinance of the City of Vero Beach, Florida, related to the City of Vero Beach Police Officer’s Retirement Fund; Amending Section 58-99,

Administration of Fund, in Chapter 58, Personnel and Retirement, of the Code of the City of Vero Beach, to clarify that Deferred Retirement Option Plan (“DROP”) Participants may serve as Employee-Elected Trustees of the Retirement Fund; Providing for Conflict and Severability; Providing for Codification; and Providing an Effective Date. – Requested by the Police Pension Board

Public Hearing to be held on August 21, 2018 at 3:00 p.m.

C) A Resolution of the City Council of the City of Vero Beach, Florida, implementing Floodplain Management Performance Measures required by the State Floodplain Management Office; Providing for an Effective Date. – Requested by the Planning and Development Director

7. CITY CLERK MATTERS

A) Openings on City Commission/Boards

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.