

**CITY OF VERO BEACH, FLORIDA
SEPTEMBER 17, 2019 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 Reverend Richard Demsick/Christ Church Vero Beach

1. CALL TO ORDER

- A. Pledge of Allegiance
- B. Roll Call

2. PRELIMINARY MATTERS

- A. Approval of Minutes

- 1. [Regular City Council Minutes – August 20, 2019](#)
- 2. [Special Call City Council Minutes – August 26, 2019](#)

- A. Agenda Additions, Deletions, and Adoption.

- B. Proclamations and recognitions by Council.

- 1) Hunger Action Month – September 2019
- 2) Suicide Prevention Awareness Month – Suicide Prevention Awareness Month
- 3) National Rifle Association as an Extraordinary Defender of Americans
Constitutional Civil Rights – Requested by Mayor Val Zudans

3. CONSENT AGENDA (include amount of expense)

- A) [Sale of City-Owned Surplus Property – Greytwig Road East of Indian River Drive East](#)
- B) [Hazard Mitigation Grant Contract Modification – FEMA Project #5283-51-R – COVB Project #2017-12](#)
- C) [Water and Sewer Materials Annual Supply Contract: Bid 050-19- Recommendation of Award \(Core & Main LP and Ferguson Enterprises – Estimated Annual Expenditure: \\$300,000](#)
- D) [Permission from the Tree and Beautification Commission to expend funds to purchase a dedicatory bench and plaque - \\$568.00](#)
- E) [Ratification of the Wage Reopener Agreements between the City of Vero Beach and the Teamster’s Union Blue Collar Unit and the Clerical Technical Unit – FY 2019-2020](#)

- F) [Ratification of the Wage Reopener Agreement between the City of Vero Beach and the Coastal Florida Police Benevolent Association, Lieutenant's Unit – FY 2019-2020](#)

(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. PUBLIC HEARINGS

A) ORDINANCES

- 1) [An Ordinance of the City of Vero Beach, Florida amending the Comprehensive Plan Future Land Use Map by changing the Future Land Use Designation from RL, Residential Low \(up to 6 units/acre\) to RM, Residential Medium \(up to 10 units/acre\) to RM, Residential Medium \(up to 10 unit/acre\) for property located at 705 Azalea Lane, containing 0.27 acres more or less; Providing for an Effective Date.](#)
- 2) [An Ordinance of the City of Vero Beach, Florida; Requested by Florida Institute of Technology, Inc. to annex property located at 805 46th Place East, containing 4.56 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](#)
- 3) [An Ordinance of the City of Vero Beach, Florida amending the Comprehensive Plan Future Land Use Map by changing the Future Land Use Designation of annexed property from Indian River County Designation L-1, Low Density Residential-1 to City of Vero Beach Designation C, Commercial for the Property located at 805 46th Place East, containing 4.56 acres more or less; Providing for an Effective Date. – Requested by the Planning and Development Director](#)
- 4) [An Ordinance of the City of Vero Beach, Florida, amending the Official Zoning Map by changing the Zoning District Designation of annexed property from Indian River County Designation RS-3, Single-Family Residential District to City of Vero Beach Designation C-1A, Tourist Oriented Services Commercial District, for the property located at 805 46th Place East, containing 4.56 acres more or less; Providing for an Effective Date. – Requested by the Planning and Development Director](#)
- 5) [An Ordinance of the City of Vero Beach, Florida, amending the Official Zoning Map by changing the Zoning District Designation from ALI-1, Airport Light Industrial – 1 to ALI-A1, Airport Light Industrial – A1, for property located at the Northeast corner of 43rd Avenue and Airport West Drive, containing 2.61 acres more or less; Providing for an Effective Date. – Requested by the Planning and Development Director](#)

- 6) [An Ordinance of the City of Vero Beach, Florida, amending Chapter 60 \(appendix, definitions\) of the Land Development Regulations to revise or add the Definitions of Amusement Game or Machine, Commercial Amusement, Simulate Gambling Establishment, Simulated Gaming Device, Vending Machine and Video Arcades; Providing for Codification; Providing for Conflict and Severability; and Providing for an Effective Date. – Requested by the Planning and Development Director](#)
- 7) [An Ordinance of the City of Vero Beach, Florida, Amending Chapter 60, Section 60.06 \(only specified uses allowed; interpretation\) of the Land Development Regulations; updating the reference materials for Land Use Interpretation; Providing for Codification; Providing for Conflict and Severability; and Providing for an Effective Date – Requested by the Planning and Development Director](#)
- 8) [An Ordinance of the City of Vero Beach, Florida, Amending Chapter 10 \(Amusements and Entertainments\) relating to Regulations of Video Arcades; Providing for Revisions to the Definition of Video or Amusement Game or Machine; Correcting an outdated regulatory reference; 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, Adopting a Revised General Fund Fund Balance Policy; Superseding Resolutions 2016-17 and 2019-15; and Providing for an Effective Date. – Requested by the Finance Director](#)

5. CITY COUNCIL MATTERS

A) NEW BUSINESS

1) Traffic Impact of Future Development

- a) [Rezoning Traffic Impact Analysis for 4.70-Acre Parcel 46th Place
Rezoning prepared by Kimley Horn](#)
- b) [Letter dated 09/28/2017 from Mayor Laura Moss to Metropolitan
Planning Organization \(MPO\) regarding from MPO dated 10/10/2017](#)
- c) [Response from MOP dated 10/10/2017
Requested by Councilwoman Laura Moss](#)

2) DPZ as Consultants to the City of Vero Beach

- a) [Organizational Chart of City of Vero Beach, Florida from Proposed
Budget Fiscal Year 2019-2020 First Public Hearing September 9, 2019
Attached for the convenience of all
Requested by Councilwoman Laura Moss](#)

3) **City Council Election on Tuesday, November 5, 2019. Go to covb.org for election information. Contact fbursick@covb.org with any questions. Please vote!**

a) Voter Turnout:

22.62% for COVB election held February 26, 2019

66.12% for General election held November 6, 2018

24.83% for COVB election held November 7, 2017

76.63% for General election held November 8, 2016

21.47% for COVB election held November 3, 2015

Source: IRC Supervisor of Elections Leslie Rossway Swan at voteindianriver.com

Requested by Councilwoman Laura Moss

4) **Veterans Memorial Island-** Requested by Vice Mayor Tony Young

B) OLD BUSINESS

6. PUBLIC NOTICE ITEMS FOR FUTURE PUBLIC HEARING

Public Hearing to be held on October 1, 2019 at 5:00 p.m.

A) [An Ordinance of the City of Vero Beach, Florida, amending the Land Development Regulations to amend Chapter 62, Article III, Commercial Districts, Section 62.45 to add Animal Boarding as an Accessory Use to a permitted Veterinary Services in the C-1 Zoning District; 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) [Appointments to Commission/Boards](#)

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

A) [Professional Services Agreement for Urban Planning and Consulting for Three City Properties](#)

B) [Update on the Waste Water Treatment Plant](#)

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

Join Councilwoman Laura Moss at Leisure Square for Cathie Callery's strength-training circuit class on Monday's from 10:30 – 11:30 a.m. For further information, call Leisure Square at 770-6500. Leisure Square is located at 3705 16th Street, Vero Beach.

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.