

**CITY OF VERO BEACH, FLORIDA
JANUARY 7, 2020 8:30 A.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 Doug Vogt/Pathway Church.

1. CALL TO ORDER

- A. Pledge of Allegiance
- B. Roll Call

2. PRELIMINARY MATTERS

- A. Approval of Minutes

1. Regular City Council Minutes – December 3, 2019

- A. Agenda Additions, Deletions, and Adoption.
- B. Proclamations and recognitions by Council.

3. CONSENT AGENDA (include amount of expense)

- A) Indian River Farms Water Control District Permits and Interlocal Agreements relating to Water and Sewer Utilities – VB-3, VB-4, VB-7, VB-8, and VB-9 – (\$3,738.07)
- B) Award of Contract – Airport Security Fence (FDOT #439717-2-94-01) – (\$399,886.72)
- C) Award of Bid 270-19/CSS – Recreation Department Covered Stage – (\$105,000.00)
- D) Municipal Elections Agreement for 2020
- E) Bid No. 220-19: Caustic Soda Solution Annual Supply Contract – Not-to-Exceed Expenditure: (\$60,000)
- F) Bid No. 230-19: Compressed Liquid Chlorine Annual Supply Contract – Not-to-Exceed Expenditure: (\$15,000)
- G) Lease Agreement between the City of Vero Beach and Girard Equipment, Inc.
- H) Second Amendment to Lease Agreement between the City of Vero Beach and Floss-Em, Inc.

(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

B) RESOLUTIONS

- 1) [A Resolution of the City of Vero Beach, Florida, Expressing Support for Restoring Funding for Florida Forever to its Historical Levels. – Requested by Vice Mayor Laura Moss](#)
- 2) [A Resolution of the City Council of the City of Vero Beach, Florida, Establishing a Special Assessment Lien in the amount of \\$5,205.00 for a Septic Tank Effluent Pump \(STEP\) System to serve the Real Property located at 1480 30th Avenue, Vero Beach, Indian River County, Florida; Providing for an Effective Date. – Requested by the Water and Sewer Department](#)
- 3) [A Resolution of the City Council of the City of Vero Beach, Florida, Establishing a Special Assessment Lien in the amount of \\$5,640.00, for a Septic Tank Effluent Pump \(STEP\) System to serve the Real Property located at 908 Coquina Lane, Vero Beach, Indian River County, Florida; Providing for an Effective Date. – Requested by the Water and Sewer Department](#)
- 4) [A Resolution of the City Council of the City of Vero Beach, Florida, Authorizing the City to enter into a Supplemental Joint Participation Agreement with the Florida Department of Transportation for a Project at the Vero Beach Regional Airport entitled “Apron Construction” \(FDOT #442101-1-94-01\); Providing for an Effective Date. – Requested by the Airport Department](#)

5. PUBLIC COMMENT (3-minute time limit)

6. CITY COUNCIL MATTERS

A) NEW BUSINESS

- 1) Brightline/Virgin Train in Indian River County for discussion by Council and Community. (Contact Vice Mayor Moss at lmoss@covb.org).
- a) Update by Vice Mayor Moss from “Town Hall” on the Train held by Senator Mayfield on 12/04/2019 in Melbourne City Hall.
- b) [Senator Mayfield’s proposed Bill for Rail Safety \(SB 676\) attached herein.](#)
- c) [Key Contacts for Senator Mayfield’s Bill.](#)
- d) [Most recent Court Order in the ongoing lawsuit between Indian River County and the Train: United States Court of Appeals, Case #19-5012, 12/20/2019 attached herein.](#)
- e) [Most recent list of legal expenses incurred by Indian River County in the matter of the Train attached herein: \\$3,499,324.87 in expenses processed as of 11/25/2019 with “remaining balance” of \\$480,095.88 shown.](#)

Requested by Vice Mayor Laura Moss

- 2) Affordable Housing in Indian River County for discussion by Council and Community.
 - a) Update by Vice Mayor Moss from Joint Regional Planning Council meeting held on 10/25/2019 in West Palm Beach.
 - b) [Joint Resolution of the South Florida and Treasure Coast Regional Planning Councils supporting full appropriation of State and Local Housing Trust Funds for Housing adopted 10/25/2019 with related Memorandum and Attachment. All documents attached herein.](#)
 - c) [ALICE information for Indian River County distributed at the Joint meeting attached herein.](#)
 - d) [Letter dated 06/04/2019 from Vero Beach City Council urging the Governor to spend affordable housing funds on affordable housing attached herein.](#)

Requested by Vice Mayor Laura Moss

B) OLD BUSINESS

7. PUBLIC NOTICE ITEMS FOR FUTURE PUBLIC HEARING

8. CITY CLERK MATTERS

- 1) [Appointment to the Citizens Oversight Committee](#)

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

- 1) [Captain Matt Monaco to give an update on Derelict Vessels](#)

10. CITY ATTORNEY MATTERS

- 1) [Updated Public Records Policy](#)
- 2) [Update on DOAH Case of 725 Azalea LLC et al v. COVB and Vero D&M Investments](#)

11. COUNCILMEMBER MATTERS

A. Mayor Young's Matters

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

- 1) [Mrs. Shotsi Lajoie to discuss Vero Beach Rowing.](#)
- 2) [Ms. Laura Luetzger to speak on the Boys & Girls Club of Indian River County initiatives.](#)

B. Vice Mayor Moss's Matters

- 1) [Veterans Art Program at Vero Beach Museum of Art. For veterans only. No charge. "The Power of Photography" begins Tuesday, 01/07/2020.](#)
- 2) [Pelican Island Audubon Society's third annual "Transforming Landscapes for a Sustainable Future" Conference Details attached.](#)

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

C. Councilmember Brackett's Matters

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

D. Councilmember Joe Graves's Matters

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

- 1) [Mr. Anthony Zorbaugh and Mr. Wil Murphy to discuss the Panhandling and the homeless issues in the City.](#)

E. Councilmember Rey Neville'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.