

CITY OF VERO BEACH, FLORIDA
AUGUST 20, 2019 3:00 P.M.
REGULAR CITY COUNCIL MEETING
CITY HALL, COUNCIL CHAMBERS, VERO BEACH, FLORIDA

The invocation will be given by Dr. Val Zudans.

1. CALL TO ORDER

A. Pledge of Allegiance

B. Roll Call

2. PRELIMINARY MATTERS

A. Approval of Minutes

1. [Regular City Council Minutes – July 16, 2019](#)
2. [Regular City Council Minutes – June 18, 2019](#)

A. Agenda Additions, Deletions, and Adoption.

B. Proclamations and recognitions by Council.

1. Treasure & Space Coast Radio to present a check to the City of Vero Beach for the July 4th Event
2. Gina Kempf to speak on the Tunnel to Towers 5K walk/run
3. Certificate of Appreciation to be presented to the Garden Club of Indian River County for their contribution to the Rain Garden at City Hall. - Peggy Gahn, President and Ruth Jones, Civic Chair attending

Photographs of City Hall Rain Garden attached for the convenience of all.

Requested by Councilwoman Laura Moss

3. CONSENT AGENDA (include amount of expense)

- A) [License Agreement between the City of Vero Beach and Vero Beach Air Show, Inc., for Temporary Use of Airport Property for the 2020 Air Show \(April 25-26, 2020\)](#)
- B) [Certification of Compliance – FY 2018 Edward Bryne Memorial Justice Assistance Grant Program](#)
- C) [Insurance Brokerage Services - \\$1,046,964](#)
- D) [RFP 090-19/JO – MRO Hangar – Sheltair Aviation](#)

- E) [Purchase of Axon X2 Tasers – \(FY18-19 - \\$6,800; FY 19-20, FY20-21, FY21-22, FY22-23 - \\$13,800 each FY\)](#)
- F) [Renewal of Contract 1517C – Cayenta Managed Services Agreement \(\\$143,211.12\)](#)
- G) [Xylem Pumps – Contract 1155-B Annual Contract – Expenditure: Approximately \\$25,000](#)
- H) [Biosolids Disposal Agreement – Indian River County Solid Waste Disposal District \(IRCSWDD\) – Annual Estimated Expenditure: \\$52,000/annually](#)
- I) [2019-2020 School Resource Officer Contracts with the Indian River County School District \(Rosewood & Beachland Elementary\) and St. Helen Catholic School](#)

(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, Abandoning a certain portion of right-of-way upon City owned Airport land in Section 34, Township 32 South, Range 39 East, being a part of the 43rd right-of-way plat as recorded in Plat Book 7, Page 85, and upon and between Lots 21, 22, and 23 Airport West Subdivision, as recorded in Plat Book 10, Page 89, all of the Public Records of Indian River County, Florida; Providing for Conflict and Severability; Providing for an Effective Date.](#)
- 2. [An Ordinance of the City of Vero Beach, Florida, Abandoning all of the City’s interest in a certain thirty \(30\) foot wide drainage easement, encumbering Vero Beach Regional Airport property, Lots 22 and 23 as platted within Airport West Subdivision, recorded in Plat Book 10, Page 89, of the Public Records of Indian River County, Florida; Providing for Conflict and Severability; Providing for an Effective date.](#)

B) RESOLUTIONS

- 1) [A Resolution of the City Council of the City of Vero Beach, Florida, Authorizing the City to enter into a Grant Agreement with the Federal Aviation Administration for a project entitled “Rehabilitate Apron \(Design Only\)” \(FAA AIP #3-12-0083-041-2019\) at the Vero Beach Regional Airport; Providing for an Effective Date.](#)
- 2) [A Resolution of the City Council of the City of Vero Beach, Florida, Authorizing the City to enter into a Public Transportation Grant Agreement with the Florida Department of Transportation for a Project entitled “Construct Natural Gas Pipeline” \(FDOT #445875-1-94-01\); Providing for an Effective Date.](#)
- 3. [A Resolution of the City of Vero Beach, Florida, Amending the Policies and Procedures regarding Annexation of Property into the City.](#)

5. CITY COUNCIL MATTERS

A) NEW BUSINESS

1. Florida Power and Light (FPL) Hardening and Smart Grid Plans – Mr. Bart Gaetjens and Mr. Andy Starke representing FPL –

Requested by Councilwoman Laura Moss

B) OLD BUSINESS

6. PUBLIC NOTICE ITEMS FOR FUTURE PUBLIC HEARING

Public Hearing to be held on September 3, 2019 at 6:00 p.m.

- A) 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.

Public Hearing to be held on September 17, 2019 at 6:00 p.m.

- B) 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, Simulated Gambling Establishment, Simulated Gaming Device, Vending Machine and Video Arcades; Providing for Codification; Providing for Conflict and Severability’ and Providing for an Effective Date.

Public Hearing to be held on September 17, 2019 at 6:00 p.m.

- C) 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.

Public Hearing to be held on September 17, 2019 at 6:00 p.m.

- D) 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.

- E) **Public Hearing to be held on September 17, 2019 at 6:00 p.m.**
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.

- F) **Public Hearing to be held on September 17, 2019 at 6:00 p.m.**
An Ordinance of the City of Vero Beach, Florida, amending the Comprehensive Plan 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.

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- G) **Public Hearing to be held on September 17, 2019 at 6:00 p.m.**
An Ordinance of the City of Vero Beach 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.

- H) **Public Hearing to be held on September 17, 2019 at 6:00 p.m.**
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) for property located at 705 Azalea Lane, containing 0.27 acres more or less; Providing for an Effective Date.

7. CITY CLERK MATTERS

- A) Announcement of some Reappointments to City Commission/Boards
B) November 5, 2019 City Council meeting
C) Lien Reduction Request – 2628 US1 Investments

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

- A) Proposed Scope from DPZ for Planning Services for the Former Power Plant and Wastewater Treatment Plant Sites.

9. CITY ATTORNEY MATTERS

- A) Discussion of the Mediation meeting scheduled for August 29, 2019

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

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

- 1) Mrs. Phyllis Frey to discuss the City Marina and Traffic Safety.

Join Councilwoman Laura Moss at Leisure Square for Cathie Callery's strength-training circuit class on Monday, September 9 from 10:30 -11:30 a.m. beginning on that date (currently on two-week summer hiatus).

For further information, call Leisure Square at 770-6500. Leisure Square is located at 3705 16th Street.

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.