

**CITY OF VERO BEACH, FLORIDA**  
**JUNE 1, 2021 8:30 A.M.**  
**REGULAR CITY COUNCIL MEETING**  
**CITY HALL, COUNCIL CHAMBERS, VERO BEACH, FLORIDA**

The invocation will be given by Pastor Peter Vitale/Calvary Chapel.

**A G E N D A**

**1. CALL TO ORDER**

- A. Pledge of Allegiance
- B. Roll Call

**2. PRELIMINARY MATTERS**

A. Approval of Minutes

- 1. [Regular City Council Minutes – May 18, 2021](#)
- 2. [Special Call City Council Minutes – May 18, 2001](#)

A. Agenda Additions, Deletions, and Adoption.

B. Proclamations and recognitions by Council.

- 1. Proclamation recognizing Jim Gabbard being inducted into the Florida Law Enforcement Officers' Hall of Fame
- 2. Alzheimer's & Brain Awareness Month – June 2021

**3. CONSENT AGENDA (include amount of expense)**

- A) [License Agreement between the City of Vero Beach and Vero Beach Airshow, Inc., for Temporary Use of Airport property for the 2022 Airshow \(April 29-May 1, 2022\)](#)
- B) [Memorandum of Lease Agreement \(Patterson-Vero, LLC\)](#)
- C) [Memorandum of Lease Agreement \(Langfitt\)](#)
- D) [Memorandum of Lease Agreement \(Dragonfly Boatworks\)](#)
- E) [Memorandum of Lease Agreement – Fixed Base Operator](#)  
[Memorandum of Lease Agreement – Commercial](#)  
[\(Vero Beach Flight Training Academy, Inc.\)](#)
- F) [Approve Statement of Work for Upgrade of Cayenta \(\\$119,240\)](#)
- G) [Approve Final Payment to Garland/DBS Inc. for \\$89,889.70 City Hall Roof Replacement Contract #71-2020](#)
- H) [Reiss Engineering, Inc. CHA Consulting, Inc. Assignment and Assumption](#)

- I) Bid 130-21 Water and Sewer Laboratory Services provider Recommendation of Award – Pace Analytical Services, LLC Estimated Expenditure \$255,000 (\$85,000 annually)
- J) Approval of Amendment #1 to Contract #73-2020 A.C. Schultes of Florida, Inc. – Continuation of Production Well Rehabilitation – Wells C-2, 10, 26, 5 Estimated Expenditure not to exceed (\$330, 974.00)

(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, related to the Budget for the City of Vero Beach, Florida, for the Period beginning October 1, 2020 and ending September 30, 2021; Providing and Establishing Revisions to said Budget based on revised Revenue and Expenditure Estimates; Providing for an Effective Date. – Requested by the Finance Department
- 2) An Ordinance of the City of Vero Beach, Florida, amending the Land Development Regulations by amending Chapter 62, Article IV, Industrial District, to add Microbreweries to the list of permitted uses in the M Zoning District; amending Chapter 62, Article III, Commercial Districts, and Article X, Downtown District, to add use conditions for Microbreweries; amending Chapter 60 (Appendix. Definitions) to revise the Definition of Microbrewery and add a definition for Restaurant, Carry-Out; Providing for Codification; Providing for Conflict and Severability; Providing for Correction of Scrivener’s Errors; and Providing for an Effective Date. – Requested by the Planning and Development Director

##### **B) RESOLUTIONS**

- 1) A Resolution of the City of Vero Beach, Authorizing the City to join with the State of Florida and other local Governmental Units as a participant in the Florida Memorandum of Understanding and Formal Agreements Implementing a Unified Plan to combat the Opioid Epidemic; Providing for an Effective Date. – Requested by the City Attorney
- 2) A Resolution of the City of Vero Beach, Pursuant to Section 125.01(5)(a), Florida Statutes, Granting Approval to the Inclusion of the Incorporated Areas of the City of Vero Beach within the Proposed Children’s Trust District, a Dependent Special Taxing District of the Board of County Commissioners of Indian River County, Florida; Providing for Conflict and Severability; and Providing for an Effective Date. – Requested by the City Attorney

- 3) A Resolution of the City Council of the City of Vero Beach, Florida, initiating Intergovernmental Conflict Resolution procedures, pursuant to Chapter 164, Florida Statutes, with Indian River County, Florida; Providing for an Effective Date. – Requested by the City Attorney
- 4) A Resolution of the City of Vero Beach, Florida, relating to the Provision of Stormwater Management Services; estimating the cost of Stormwater Management Service Provided by the City’s Stormwater Management Utility; determining that certain real property will be benefited thereby; establishing the method of assessing the cost of Stormwater Management Services against the real property that will be benefited thereby; establishing the method of charging the Cost of Stormwater Management Services to Government property; directing the Stormwater Management Utility Director to prepare or direct the preparation of the initial stormwater rolls based upon the methodology set forth herein; establishing a Public Hearing for the Proposed Stormwater Service Assessments and Stormwater Service Fees and Directing the Provision of Notice in connection therewith; Providing for Severability; and Providing an Effective Date. – Requested by City Council

**5. PUBLIC COMMENT (3-minute time limit)**

**6. CITY COUNCIL MATTERS**

**A) NEW BUSINESS**

**B) OLD BUSINESS**

- 1) City to move forward to Receive its Rightful Share of the Bed Tax – Requested by Councilmember Richard Winger

**7. PUBLIC NOTICE ITEMS FOR FUTURE PUBLIC HEARING**

**Public Hearing will be held on June 15, 2021 at 5:00 p.m.**

- A) An Ordinance of the City of Vero Beach, Florida, amending Chapter 38 of the Code of the City of Vero Beach; Creating Article VI, Providing for Local Implementation of the Water Conservation Rule for Landscape Irrigation of the St. Johns River Water Management District; Providing Definitions; Providing Landscape Irrigation Schedules; Providing for Variances from the Specific Day of the Week Limitations; Providing for Applicability of the Ordinance; Providing for Enforcement of the Ordinance; Providing for Penalties for Violation of the Ordinance; Providing for Codification; Providing for Conflict and Severability; Providing for Scrivener’s Errors; and Providing for an Effective Date. – Requested by the Water and Sewer Director

**Public Hearing will be held on June 15, 2021 at 5:00 p.m.**

- B) An Ordinance of the City of Vero Beach, Florida, Amending the Land Development Regulations by adding Sustainable Development Incentives by creating Chapter 79, Development Incentives, Article II, Sustainable Development Incentives; Providing for Codification; Providing for Conflict and Severability; Providing for Correction of Scrivener's Errors; and Providing for an Effective Date. – Requested by the Planning and Development Director

**8. CITY CLERK MATTERS**

- A) Waterway Signage for the City of Vero Beach – Mr. Ben Trautman, Chairman of the Marine Commission  
B) City Council Meeting Dates for the Summer

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

- A) Approval of Agreement for Reimbursement of Costs for Stormwater Utility non-ad valorem assessments between the City of Vero Beach and the Indian River County Tax Collector (\$8,144)  
B) Update on STEP System

**10. CITY ATTORNEY MATTERS**

**11. COUNCILMEMBER MATTERS**

- A. Mayor Brackett's Matters

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

- B. Vice Mayor Neville's Matters

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

- C. Councilmember Winger's Matters

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

- D. Councilmember Minuse's Matters

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

- E. Councilmember McCabe's Matters

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

## 13. 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](http://www.covb.org).