

CITY OF VERO BEACH, FLORIDA
JUNE 15, 2021 5:00 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 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 – June 1, 2021](#)

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

3. CONSENT AGENDA (include amount of expense)

- A) [Quit Claim Deed of former proposed Substation Parcel by Grand Harbor to Developer](#)
- B) [Approval of Amendment #1 to Work Order #8 of Professional Services Master Agreement with Kimley-Horn and Associates, Inc. – Continuation of Production Well Rehabilitation – Wells C-2, 10, 26, 5 – Estimated Expenditure not to exceed \(\\$31,500.00\)](#)
- C) [Award of Contract to Ranger Construction Industries, Inc. for project titled Rehabilitate Runway 12R-30L \(FDOT #445950\) \(\\$6,701,933.60\)](#)
- D) [Award of Contract to Ranger Construction Industries, Inc. for Project titled Construct Hangar Apron \(FDOT #442101\) \(\\$3,463,768.15\)](#)
- E) [Consider Approval of the UWHCA for the Valve and Manhole Adjustments due to Florida Department of Transportation's \(FDOT\) Road Improvements on A1A from South of Jasmine Lane to North of SR60/Beachland Blvd.](#)
- F) [Sovereignty Submerged Lands Lease Renewal – South Complex](#)
- G) [Tennis Court Resurfacing at Charles Park and Riverside Park - Final Pay and Acceptance Bid #010-21/CSS and Contract #90-2021 \(\\$57,750.00\)](#)

(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, 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 Applicants Ryan & Sara Jones
- 2) 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
- 3) 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 permittee 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.Definitins) to revise the Definitintion of Microbrewery and add a definition for Restaurant, Carry-Out; Providing for Codificatin; providing for Conflict and Severability; Providing for Correction of Scrivener's Errors; and Providing for an Effective Date. – Requested by Applicant Thomas Corr, III

B) RESOLUTIONS

- 1) A Resolution of the City of Vero Beach, Florida, relating to the Provision of Stormwater Management Services; Estimating the Code 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 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 for an Effective Date. – Requested by the City Council

- 2) A Resolution of the City Council of the City of Vero Beach, Florida, Abandoning a portion of the City’s Interest in the Easement encumbering the Real Property located at 1735 24th Avenue, Vero Beach, Indian River County, Florida; Providing for an Effective Date. – Requested by the Public Work’s Department

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

6. **CITY COUNCIL MATTERS**

A) **NEW BUSINESS**

B) **OLD BUSINESS**

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

Public Hearing will be held on July 20, 2021 at 8:30 a.m.

- A) An Ordinance of the City of Vero Beach, Florida, Amending Article III, “Sanitary Sewer System,” of Chapter 78 “Utilities,” of the Code of the City of Vero Beach; Amending the frequency of Mandatory Pump Outs and Inspections of Private Wastewater Disposal Systems; Providing for Conflict and Severability; Providing for Correction of Scrivener’s Errors; and Providing for an Effective Date. – Requested by the City Council

8. **CITY CLERK MATTERS**

- A) Appointments to City Boards/Commissions

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) SR 60 Downtown Twin Pairs Lane Reduction and Traffic Calming (Project #2012-09) (Cost \$75,000 - \$100,000)

10. **CITY ATTORNEY MATTERS**

- A) Scott McCracken Penalties and Cost for Code Enforcement Board Cases
- B) Discussion on Allocating Fees and Costs collected in Code Enforcement Cases

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)

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.