

**CITY OF VERO BEACH, FLORIDA  
OCTOBER 6, 2009 7:00 P.M.  
REGULAR CITY COUNCIL MEETING  
CITY HALL, COUNCIL CHAMBERS, VERO BEACH, FLORIDA**

**REVISED AGENDA**

**1. CALL TO ORDER**

- A. Roll Call
- B. Invocation – Father Micheal W. Edwards/St. Helen’s Catholic Church
- C. Pledge of Allegiance

**2. PRELIMINARY MATTERS**

- A. Agenda Additions, Deletions, and Adoption
- B. Proclamations
  - 1. 90<sup>th</sup> Birthday of the City of Vero Beach
  - 2. Press Journal Day
- C. Public Comment
- D. Adoption of Consent Agenda
  - 1. Regular City Council Minutes – September 15, 2009
  - 2. Special Call City Council Minutes – September 8, 2009
  - 3. Final Payment Request – Contract #1442 (Bid #450-08/CSS) – Airport Security Improvements – Ph2 – Summit Construction Management, Inc.;  
FDOT Project #409842-1-94-01/#405771-1-94-01
  - 4. Downtown Friday Street Closure- October 23, 2009
  - 5. License for Use of City Property – Holy Cross Catholic Church – Riverside Park Buffer Area

(The matters listed on the consent agenda will be acted upon by the City Council in a single vote unless any Councilmember requests that any specific item be considered separately.)

**3. PUBLIC HEARINGS**

- A) An Ordinance of the City of Vero Beach, Florida, requested by Kite Miracle Mile, LLC, to amend the Comprehensive Plan Future Land Use

Map by changing the Land Use Designation from RH, Residential High (up to 15 dwelling units/acre) to C, Commercial (up to 15 dwelling units/acre) for the property located generally between 20<sup>th</sup> Place and 20<sup>th</sup> Street and US 1 and 6<sup>th</sup> Avenue, including a portion of Tract A of replat of Park View Subdivision and a portion of Block 1, Oak Park Subdivision, containing 2.15 acres, more or less; and providing for an effective date.

- B) An Ordinance of the City of Vero Beach, Florida, requested by Kite Miracle Mile, LLC, to amend the Official Zoning Map by changing the Zoning designation from POI, Professional Office, and Institutional (+2.15 acres) and C-1B, General Commercial Trades and Services (+0.41 acre) to C-1, Highway Oriented Commercial, for the property located generally between 20<sup>th</sup> Place and 20<sup>th</sup> Street and US 1 and 6<sup>th</sup> Avenue, including a portion of Tract A of replat of Park View Subdivision and a portion of Block 1, Oak Park Subdivision, containing 2.56 acres, more or less; and providing for an effective date.
- C) An Ordinance of the City of Vero Beach, Florida, amending Chapter 62, Article II, Professional, Office, and Institutional (POI) District, Section 62.18 and 62.29 of the Vero Beach Code; adding Health and Fitness Clubs as a permitted use in POI District for developments of at least 50,000 square feet in floor area and limiting size of Health and Fitness Clubs to 7,500 square feet; providing for required parking for Health and Fitness Clubs of one space per 200 square feet; providing for conflict and severability; providing for an effective date.
- D) A Resolution of the City Council of the City of Vero Beach, Florida, adopting the “Osceola Park Neighborhood Enhancement Strategies” and the “Original Town Neighborhood Enhancement Strategies” and directing the City staff to consider, as part of the City’s Evaluation and Appraisal Report Process, the incorporation of these strategies into the City’s Comprehensive Plan.
- E) Major Community Local Planning Issues for Evaluation and Appraisal Report for the City of Vero Beach Comprehensive Plan

#### **4. RESOLUTIONS FOR ADOPTION WITHOUT PUBLIC HEARING**

- A) A Resolution of the City of Vero Beach, Florida, recognizing the “Building Citizenship in the Community; Back to Basics” initiative of the Florida League of Cities, Inc.; and Pledging Support for this Statewide effort.

#### **5. FIRST READINGS BY TITLE FOR ORDINANCES AND RESOLUTIONS THAT REQUIRE A FUTURE PUBLIC HEARING**

- A) An Ordinance of the City of Vero Beach, Florida, amending Article II, “Boats,” Section 46-34, “Sunken, Abandoned, Wrecked or Derelict Vessels”; 46-35, “City Property”; 46-37, “Vessel Operating Restrictions”; Article III, “Municipal Marina,” Section 46-61, “Operation”; 46-62, “Definitions”; Section 46-63, “Permit Required”; 46-64, “Application Procedures for Permit”; 46-65, “Termination of Permit”; 46-66, “Fees”; 46-67, “Marina and Anchorage Regulations”; of the Code of the City of Vero Beach.

**6. CITY CLERK’S MATTERS**

- 1) Reappointments to Commission/Boards

**7. CITY MANAGER’S MATTERS**

- A) Discussion by Indian River County Commission Chairman Wesley Davis on Water and Wastewater Issues
- B) Rotary Nautical Bazaar
- C) Bay Drive and River Drive Bridge Replacements – Construction Phase Services
- D) Utility Governance

**8. CITY ATTORNEY’S MATTERS**

**9. CITY COUNCIL MATTERS**

- A. Old Business
- B. New Business

**10. INDIVIDUAL COUNCILMEMBERS’ MATTERS**

- A. Mayor Sabin Abell’s Matters
  - 1. Correspondence
  - 2. Committee Reports
  - 3. Comments
- B. Vice Mayor Tom White’s Matters
  - 1. Correspondence
  - 2. Committee Reports
  - 3. Comments
- C. Councilmember Debra Fromang’s Matters
  - 1. Correspondence
  - 2. Committee Reports

3. Comments
- D. Councilmember Bill Fish's Matters
1. Correspondence
  2. Committee Reports
  3. Comments
- E. Councilmember Kevin Sawnick's Matters
1. Correspondence
  2. Committee Reports
  3. Comments

## **11. ADJOURNMENT**

Council Meetings will be televised on Channel 13 and replayed.

This is a Public Meeting. Should any interested party seek to appeal any decision made by Council with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings and that, for such purpose he may need to ensure that a record of the proceedings is made which record includes the testimony and evidence upon which the appeal is to be based. 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.