

**CITY OF VERO BEACH, FLORIDA
AUGUST 17, 2010 6:00 P.M.
REGULAR CITY COUNCIL MEETING
CITY HALL, COUNCIL CHAMBERS, VERO BEACH, FLORIDA**

A G E N D A

1. CALL TO ORDER

- A. Roll Call
- B. Invocation – Dr. Earl Morgan/First Christian Church
- C. Pledge of Allegiance

2. PRELIMINARY MATTERS

- A. Agenda Additions, Deletions, and Adoption
- B. Proclamations
 - 1. National Health Center Week – August 8 – 14, 2010
 - 2. 35th Anniversary of the VNA
 - 3. Cheryl Conely/Teacher of the Year
- C. Public Comment
- D. Adoption of Consent Agenda
 - 1. [Regular City Council Minutes – July 20, 2010](#)
 - 2. [Special Call City Council Minutes – July 15, 2010](#)
 - 3. [Special Call City Council Minutes – July 20, 2010](#)
 - 4. [Monthly Capital Projects Status Reports](#)
 - 5. [Bid No. 370-09/PW – Relay Testing Service Contract for the T&D Department](#)

(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, amending Chapter 58 "Personnel and Retirement," Article II, Division 4 of the Code of Ordinances of the City of Vero Beach to provide for Compliance with State and Federal Laws and Regulations and Section 401(a) of the Internal Revenue Code; providing for repeal of all Ordinances in conflict herewith; providing for severability; providing for codification and providing an Effective Date.
- B) An Ordinance of the City of Vero Beach, Florida, amending the Code of the City of Vero Beach, Part III Land Development Regulations, Title VII Land Development, by adding Chapter 78 to be entitled "Dog-Friendly Dining"; establishing the City of Vero Beach "Dog-Friendly Dining Program" providing a Local Procedure and Regulations pursuant to Florida Statutes Section 509.233 to permit exemption from certain provisions of the United States Food and Drug Administration Food Code as adopted by the Florida Division of Hotels and Restaurants in order to allow Patrons' Dogs within certain designated outdoor portions of Public Food Service Establishments; providing for Enforcement; providing for Conflict and Severability; providing for codification; providing for an Effective Date.
- C) An Ordinance of the City of Vero Beach, Florida, amending the Code of the City of Vero Beach, Chapter 54 Parks and Recreation, Section 54-2 Definitions, by adding Definitions for "Bloodbaiting" and "Chumming" and amending certain other definitions for clarification and consistency; amending Section 54-49 Water Activity and Surfing, by adding Subsection 54-49(e) making unlawful Bloodbaiting and Chumming from any Park or Beach within the City and in the Waters of the Atlantic Ocean within on-half mile of the mean High-Water Line within the City limits and amending certain other provisions for Clarification and Consistency; providing for Conflict and Severability; providing for Codification; providing for an Effective Date.
- D) An Ordinance of the City of Vero Beach, Florida, amending the Code of the City of Vero Beach, Chapter 74, Traffic and Vehicles, Article V Intersection Safety, in order to comply with "Mark Wandall Traffic Safety Act," Laws of Florida, Chapter 2010-80; providing for Implementation of the "Mark Wandall Traffic Safety Program" and the use of Traffic Infraction Detectors in the City; authorizing Traffic Infraction Enforcement Officers to issue notices and citations pursuant to the program; providing for Conflict and Severability; providing for Codification; providing for an Effective Date.
- E) A Resolution of the City of Vero Beach, Florida, approving the Transmittal to the State of Florida Department of Community Affairs of a proposed City of Vero Beach Comprehensive Plan Amendment to Amend the Text of the Land Use Element, Traffic Circulation Element and Capital Improvements Element; providing for an Effective Date.

- F) An Ordinance of the City of Vero Beach, Florida, amending the Text of the Land Use Element, Traffic Circulation Element, and Capital Improvements Element of the City of Vero Beach Comprehensive Plan by Revising or Creating Policies to Encourage the Location of Multi-Modal Transportation Facilities including an Amtrak Passenger Rail Station in Downtown Vero Beach; revising the Level of Service Standard for A1A North of State Route 60 (Beachland Boulevard) and clarifying language describing roadway level of service standards; providing for an Effective Date.

4. RESOLUTIONS FOR ADOPTION WITHOUT PUBLIC HEARING

- A) A Resolution authorizing the City of Vero Beach, Florida, to enter into a Supplemental Joint Participation Agreement with the State of Florida, Department of Transportation, to Rehabilitate Runway 11L-29R to include Taxiway F and Connectors and Lighting (FDOT #416303-1-94-01).
- B) A Resolution authorizing the Mayor of the City of Vero Beach to accept a Grant Offer from the Federal Aviation Administration to Fund an Airport Improvement Project entitled: AIP Project No. 3-12-0083-034-201 Rehabilitate Taxiway "C" and a Section of Runway 11R/29L.

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, abandoning all of that 7.5 foot wide alley lying North of Lots 1 through 12, between 21st Street and 22nd Street, of Conn Addition Subdivision.
- B) A Resolution of the City of Vero Beach, Florida, adopting a Revised Schedule of Fees for Use of Recreation Department Facilities and for Participation in Recreation Programs; providing for an Effective Date.
- C) An Ordinance of the City of Vero Beach, Florida, requested by Indian River Plaza, LLC, to amend the Official Zoning Map by Changing the Zoning Designation from B-1, Planned Business Commercial District to C-1, Highway Oriented Commercial District for the property located generally South of the Southwest Corner of the Intersection of US Highway No. 1 and 16th Place, in the City of Vero Beach, including all of Tracts I and II of Indian River Plaza, according to the Plat recorded in Plat Book 10, Page 73, of the Public Records of Indian River County, Florida, containing 16.343 acres, more or less; and providing for an Effective Date.

6. CITY CLERK'S MATTERS

7. CITY MANAGER’S MATTERS

- A) [Discussion and Comments Regarding Moratorium on Opening of Pain Management Clinic](#)
- B) [Property, Casualty and Workers’ Compensation Insurance – 2010-2011 Renewal Evaluation](#)
- C) Utility Management Consulting Services
- D) Award of Bid No. 310-10/CSS – Pebble Quicklime Annual Supply Contract
- E) [Renewal of Bud No. 240/09/JV – Annual Street and Parking Lot Resurfacing Program Annual Contract](#)
- F) Award of Bid No. 270-10/JV – Disaster Debris Removal Contract
- G) Electric Utility Discussion – John Lee

8. CITY ATTORNEY’S MATTERS

9. CITY COUNCIL MATTERS

- A. Old Business
- B. New Business
- 1. [Renaming 22nd Avenue between 14th and 15th Avenues in honor of Graham W. Stikelether, Jr. – Requested by Councilmember Tom White](#)
- 2. Discussion of Interim City Manager – Requested by Vice Mayor Sabin Abell
- 3. [Discussion of letter addressed to Chairman Peter O’Bryan, County Commissioner dated July 27, 2010 – Requested by Councilmember Ken Daige](#)

10. INDIVIDUAL COUNCILMEMBERS’ MATTERS

- A. Mayor Kevin Sawnick’s Matters
 - 1. Correspondence
 - 2. Committee Reports
 - 3. Comments
- B. Vice Mayor Sabin Abell’s Matters
 - 1. Correspondence
 - 2. Committee Reports
 - 3. Comments

- C. Councilmember Tom White's Matters
 - 1. Correspondence
 - 2. Committee Reports
 - 3. Comments

- D. Councilmember Brian Heady's Matters
 - 1. Correspondence
 - 2. Committee Reports
 - 3. Comments
 - 1. FPL and public business in the public eye
 - 2. Liars, Cheats and Thieves
 - 3. Bad information = bad decisions

- E. Councilmember Ken Daige'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.