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# ROCKLEDGE CITY COUNCIL REGULAR MEETING MINUTES

WEDNESDAY, FEBRUARY 1, 2023 ♦ 6:00 P.M.

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## 1. CALL TO ORDER / ROLL CALL

The Rockledge City Council met in regular session on Wednesday, February 1, 2023, at 6:00 p.m. in the Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

<b>PRESENT:</b>	Thomas J. Price	Mayor
	Dr. Michael A. Cadore	Councilmember, Seat #1
	Dr. R. Shaun Ferguson	Councilmember, Seat #2
	Sammie Brown Martin	Councilmember, Seat #3
	Frank T. Forester	Councilmember, Seat #4
	Duane A. Daski	Councilmember, Seat #5
	Ted J. Hartselle	Councilmember, Seat #6
	Joseph E. Miniclier	City Attorney
	Dr. Brenda Fettrow	City Manager
	Tricia T. Olsson	Deputy City Clerk

<b>STAFF PRESENT:</b>	Matthew Trine	Assistant City Manager & Finance Director
	John Cooper	Planning Director
	Joseph P. LaSata	Public Safety Director/Chief of Police
	Donna Seyferth	Deputy Police Chief
	Brian Smith	Assistant Wastewater Treatment Director
	Victor "VJ" Karycki	Public Works Director

With a quorum present, the meeting was called to order by Chairman Thomas J. Price.

## 2. INVOCATION

- The invocation was given by Councilman Hartselle.
- Mayor Price called for a moment of silence for the passing of former Councilwoman Colleen Stuart.

## 3. SALUTE TO THE FLAG AND PLEDGE OF ALLEGIANCE

- A salute was given to the flag, and the Pledge of Allegiance was repeated in unison.

#### 4. APPROVAL OF MINUTES

- Regular Meeting on January 18, 2023

***Councilwoman Martin moved to approve the minutes of the regular meeting on January 18, 2023; seconded by Councilman Cadore. The motion carried unanimously (7).***

#### 5. PRESENTATIONS

##### A. Mayor Price

##### 1. Mayoral Proclamation

##### a. Black History Month

Mayor Price read aloud a Proclamation recognizing February 2023 as Black History Month. The Proclamation was presented to the citizens of Rockledge and accepted by former Councilman Emeritus Dr. Joe Lee Smith.

#### 6. FINANCIAL / BUDGET REPORT

- None

#### 7. PUBLIC HEARINGS / ORDINANCES / RESOLUTIONS

- A. Ordinance: Second Reading and Public Hearing, Ordinance No. 1879-2023, Changing the Zoning Classification from M2 District to ROC District on Approximately 100+/- Acres, Lake Betsi (ZDA-22-07)

***Councilman Daski offered Ordinance No. 1879-2023 entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CHANGING THE ZONING CLASSIFICATION FROM THE M2-LIGHT INDUSTRIAL AND WAREHOUSING DISTRICT TO THE ROC - RECREATION, OPEN SPACE AND CONSERVATION DISTRICT IN PLANNING DISTRICT 5 OF APPROXIMATELY 100+/- ACRES, SITUATED AT THE NORTH END OF COGSWELL STREET, ABUTTING THE MCKNIGHT FAMILY SPORTS COMPLEX IN THE CITY OF ROCKLEDGE, AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; AMENDING THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF ROCKLEDGE TO REFLECT THE CHANGE OF ZONING EFFECTED BY THIS ORDINANCE; DIRECTING THE CITY MANAGER OR DESIGNEE TO FORTHWITH CAUSE THE APPROPRIATE DESIGNATION TO BE MADE ON THE FACE OF THE OFFICIAL CITY ZONING MAP INDICATING THE NEW ZONING CLASSIFICATION OF THE PROPERTY DESCRIBED IN THIS ORDINANCE; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," and moved for the second reading of the Ordinance by title only and to open the matter for public hearing;***

***seconded by Councilwoman Martin. The motion carried by unanimous vote (7).***

City Attorney Miniclier read aloud the title of the Ordinance for the second reading. Chairman Price declared the matter open to the public for discussion.

There being no public comment, Chairman Price declared the public hearing to be closed.

***Councilman Daski moved for the adoption of the Ordinance; seconded by Councilwoman Martin. Voting for the motion: Mayor Price and Councilmembers Cadore, Ferguson, Martin, Forester, Daski and Hartselle. The motion carried by unanimous vote (7).***

- B. Ordinance: Second Reading and Public Hearing, Ordinance No. 1880-2023, Changing the Zoning Classification from R2 District to ROC District on Approximately 3+/- Acres, Taylor Park (ZDA-22-08)

***Councilwoman Martin offered Ordinance No. 1880-2023 entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CHANGING THE ZONING CLASSIFICATION FROM THE R2 - SINGLE FAMILY DWELLING DISTRICT TO THE ROC - RECREATION, OPEN SPACE AND CONSERVATION DISTRICT IN PLANNING DISTRICT 3 OF APPROXIMATELY 3+/- ACRES, LOCATED AT 1292 FLORIDA AVENUE, NORTH OF SOUTH PALMWAY AND EAST OF ROCKLEDGE BOULEVARD KNOWN AS TAYLOR PARK IN THE CITY OF ROCKLEDGE, AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; AMENDING THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF ROCKLEDGE TO REFLECT THE CHANGE OF ZONING EFFECTED BY THIS ORDINANCE; DIRECTING THE CITY MANAGER OR DESIGNEE TO FORTHWITH CAUSE THE APPROPRIATE DESIGNATION TO BE MADE ON THE FACE OF THE OFFICIAL CITY ZONING MAP INDICATING THE NEW ZONING CLASSIFICATION OF THE PROPERTY DESCRIBED IN THIS ORDINANCE; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," and moved for the second reading of the Ordinance by title only and to open the matter for public hearing; seconded by Councilman Ferguson. The motion carried by unanimous vote (7).***

City Attorney Miniclier read aloud the title of the Ordinance for the second reading. Chairman Price declared the matter open to the public for discussion.

There being no public comment, Chairman Price declared the public hearing to be closed.

***Councilwoman Martin moved for the adoption of the Ordinance; seconded by Councilman Hartselle. Voting for the motion: Mayor Price and Councilmembers Cadore, Ferguson, Martin, Forester, Daski and Hartselle. The motion carried by unanimous vote (7).***

- C. Ordinance: Second Reading and Public Hearing, Ordinance No. 1881-2023, Changing the Zoning Classification from M2 District to ROC District on Approximately 40+/- Acres, The McKnight Family Sports Complex (ZDA-22-09)

***Councilman Ferguson offered Ordinance No. 1881-2023 entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CHANGING THE ZONING CLASSIFICATION FROM THE M2 - LIGHT INDUSTRIAL AND WAREHOUSING DISTRICT TO THE ROC - RECREATION, OPEN SPACE AND CONSERVATION DISTRICT IN PLANNING DISTRICT 5 OF APPROXIMATELY 40+/- ACRES, SITUATED AT THE NORTH END OF COGSWELL STREET AND KNOWN AS THE MCKNIGHT FAMILY SPORTS COMPLEX IN THE CITY OF ROCKLEDGE, AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; AMENDING THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF ROCKLEDGE TO REFLECT THE CHANGE OF ZONING EFFECTED BY THIS ORDINANCE; DIRECTING THE CITY MANAGER OR DESIGNEE TO FORTHWITH CAUSE THE APPROPRIATE DESIGNATION TO BE MADE ON THE FACE OF THE OFFICIAL CITY ZONING MAP INDICATING THE NEW ZONING CLASSIFICATION OF THE PROPERTY DESCRIBED IN THIS ORDINANCE; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," and moved for the second reading of the Ordinance by title only and to open the matter for public hearing; seconded by Councilwoman Martin. The motion carried by unanimous vote (7).***

City Attorney Miniclier read aloud the title of the Ordinance for the second reading. Chairman Price declared the matter open to the public for discussion.

There being no public comment, Chairman Price declared the public hearing to be closed.

***Councilman Ferguson moved for the adoption of the Ordinance; seconded by Councilwoman Martin. Voting for the motion: Mayor Price and Councilmembers Cadore, Ferguson, Martin, Forester, Daski and Hartselle. The motion carried by unanimous vote (7).***

- D. Ordinance: Second Reading and Public Hearing, Ordinance No. 1882-2023, Changing the Zoning Classification from IP District to ROC District on Approximately 74+/- Acres, Dick Blake Park (ZDA-22-11)

**Councilman Daski offered Ordinance No. 1882-2023 entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CHANGING THE ZONING CLASSIFICATION FROM THE IP - INDUSTRIAL PARK DISTRICT TO THE ROC - RECREATION, OPEN SPACE AND CONSERVATION DISTRICT IN PLANNING DISTRICT 6 OF APPROXIMATELY 74+/- ACRES, LOCATED AT 398 GUS HIPPO BOULEVARD AND KNOWN AS DICK BLAKE PARK, IN THE CITY OF ROCKLEDGE, AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; AMENDING THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF ROCKLEDGE TO REFLECT THE CHANGE OF ZONING EFFECTED BY THIS ORDINANCE; DIRECTING THE CITY MANAGER OR DESIGNEE TO FORTHWITH CAUSE THE APPROPRIATE DESIGNATION TO BE MADE ON THE FACE OF THE OFFICIAL CITY ZONING MAP INDICATING THE NEW ZONING CLASSIFICATION OF THE PROPERTY DESCRIBED IN THIS ORDINANCE; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," and moved for the second reading of the Ordinance by title only and to open the matter for public hearing; seconded by Councilwoman Martin. The motion carried by unanimous vote (7).**

City Attorney Miniclier read aloud the title of the Ordinance for the second reading. Chairman Price declared the matter open to the public for discussion.

There being no public comment, Chairman Price declared the public hearing to be closed.

**Councilman Daski moved for the adoption of the Ordinance; seconded by Councilwoman Martin. Voting for the motion: Mayor Price and Councilmembers Cadore, Ferguson, Martin, Forester, Daski and Hartselle. The motion carried by unanimous vote (7).**

- E. Ordinance: Second Reading and Public Hearing, Ordinance No. 1883-2023, Changing the Zoning Classification from C1 District to ROC District on Approximately 8+/- Acres, Larry L. Schultz Park (ZDA-22-12)

**Councilwoman Martin offered Ordinance No. 1883-2023 entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CHANGING THE ZONING CLASSIFICATION FROM THE C1 - NEIGHBORHOOD RETAIL COMMERCIAL DISTRICT TO THE ROC - RECREATION, OPEN SPACE AND CONSERVATION DISTRICT IN PLANNING DISTRICT 8 OF APPROXIMATELY 8+/- ACRES, LOCATED IN THE SOUTHEAST CORNER OF FISKE BOULEVARD AND LEVITT PARKWAY AND KNOWN AS LARRY L. SCHULTZ PARK SITUATED IN THE CITY OF ROCKLEDGE, AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE;**

AMENDING THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF ROCKLEDGE TO REFLECT THE CHANGE OF ZONING EFFECTED BY THIS ORDINANCE; DIRECTING THE CITY MANAGER OR DESIGNEE TO FORTHWITH CAUSE THE APPROPRIATE DESIGNATION TO BE MADE ON THE FACE OF THE OFFICIAL CITY ZONING MAP INDICATING THE NEW ZONING CLASSIFICATION OF THE PROPERTY DESCRIBED IN THIS ORDINANCE; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," **and moved for the second reading of the Ordinance by title only and to open the matter for public hearing; seconded by Councilman Cadore. The motion carried by unanimous vote (7).**

City Attorney Miniclier read aloud the title of the Ordinance for the second reading. Chairman Price declared the matter open to the public for discussion.

There being no public comment, Chairman Price declared the public hearing to be closed.

**Councilwoman Martin moved for the adoption of the Ordinance; seconded by Councilman Hartselle. Voting for the motion: Mayor Price and Councilmembers Cadore, Ferguson, Martin, Forester, Daski and Hartselle. The motion carried by unanimous vote (7).**

- F. Resolution: Naming Streets Within the Brevard Construction Company Project as "Commons Circle" and "Commons Court"

**Councilman Ferguson offered a Resolution entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, NAMING STREETS WITHIN THE BREVARD CONSTRUCTION COMPANY PROJECT AS 'COMMONS CIRCLE' AND 'COMMONS COURT' " and moved to waive the reading and adopt the Resolution; seconded by Councilwoman Martin. Voting for the motion: Mayor Price and Councilmembers Cadore, Ferguson, Martin, Forester, Daski, and Hartselle. The motion carried by unanimous vote (7).**

## 8. REPORTS FROM BOARDS AND COMMITTEES

**Councilman Daski moved to be in receipt of the minutes of the following meetings:**

- Code Enforcement Board, Minutes of Meeting on January 12, 2023
- Community Redevelopment Agency Board of Commissioners, Minutes of Meeting on January 25, 2023

**and to consider any recommendation(s) contained therein; seconded by Councilwoman Martin. The motion passed unanimously (7).**

- A. Code Enforcement Board, Minutes of Meeting on January 12, 2023 (no recommendation)
- B. Community Redevelopment Agency Board of Commissioners, Minutes of Meeting on January 25, 2023

- 1. Recommendation: Approval of Reimbursable Expenses for the Multi-Purpose Center Project

...approve the reimbursable expenses in the amount of \$250,000.00 and forward a recommendation of approval to the City Council...

City Manager Fettrow reported reimbursable expenses came under the architect's scope of work for required expenses for the project, and the Community Redevelopment Agency Board of Commissioners forwarded a recommendation of approval to City Council.

***Councilman Forester moved to approve the recommendation; seconded by Councilwoman Martin. The motion passed without objection (7).***

- C. Reappointments and Appointments
  - o None

## 9. UNFINISHED BUSINESS

- o None

## 10. CONSENT BUSINESS

***Councilman Daski moved for approval of these consent business items:***

- A. Approval: Race Management Services Agreement for Second Annual Rocktober 5K, Running Zone Race Management, Inc. (City Manager)
- B. Approval: Extension of Debris Removal and Tree Trimming Contracts (Public Works Department)
- C. Approval: Use of Forfeiture Funds for Confidential Informants (Public Safety Department)
- D. Approval: Lift Station Wet Well Rehabilitation, Paints & Coatings, Inc. (Wastewater Treatment Department)
- E. Approval: Sanitary Sewer Manhole Rehabilitation, Paints & Coatings, Inc. (Wastewater Treatment Department)
- F. Approval: Redirection of Secondary Deep Injection Well – Design and Permitting Funds (Wastewater Treatment Department)
- G. Approval: Statement of Work for Recodification of Code of Ordinances and Land Development Regulations, CivicPlus (City Clerk)

***The motion was seconded by Councilwoman Martin and passed by unanimous vote (7).***

## **11. ITEMS REMOVED FROM CONSENT BUSINESS**

- None

## **12. NEW BUSINESS**

- None

## **13. PETITIONS, REMONSTRANCES AND COMMUNICATIONS**

- Stan Oley, 4711 Chardonnay Drive (unincorporated), identified himself as a member of the Board of Directors for The Oaks of Country Club Condominiums and voiced his concerns about the fire alarms replaced in 2021 at the complex. He explained that The Oaks of Country Club Condominiums hired a contractor from Advanced Integrations, Justin Combs, to upgrade the fire alarm systems, but the work was not completed as contracted. Mr. Oley sought assistance from City Council to get this project remedied and brought up to code.

Planning Director John Cooper provided insight on the project and explained what plans are required for completion of this project. He noted that a meeting with Fire Marshal Brian Simmons will be set up to review the site plans and follow up with the applicant.

City Council provided options to Mr. Oley on remedying this situation, and City Manager Fettrow advised Mr. Oley that she will set up a meeting to discuss this matter more thoroughly.

## **14. REPORTS**

### **A. City Manager Report**

- Announced that printed copies of the events list for calendar year 2023 are available upon request.
- Reminded Council that the next Space Coast League of Cities meeting will be on Monday, February 13th and attendance is needed by Friday, February 3<sup>rd</sup>.

### **B. City Attorney Litigation Report**

- None

### **C. Reports from the Dais**

- Councilman Daski mentioned that former Councilwoman Colleen Stuart served the City of Rockledge well and encouraged all to keep her family and friends in their thoughts and prayers.
- Councilwoman Martin announced Gospel on the Lawn will be held on Friday, April 7<sup>th</sup> from 5:00 p.m. – 7:00 p.m.



- Councilman Hartselle:
  - Apologized for missing the last City Council meeting due to illness.
  - Requested a Resolution be brought back to Council naming the lake on Barnes Boulevard as “Lake Virginia” in honor of his late mother. City Manager Fettrow confirmed that the naming process in Rockledge has historically been accomplished via Resolution. It was suggested that a formal naming process be established for future requests. City Attorney Miniclier confirmed that this request is acceptable.  
  
***Councilwoman Martin moved to have a Resolution to name the lake in the City of Rockledge on Barnes Boulevard as Lake Virginia in honor of Virginia Hartselle; seconded by Councilman Cadore. The motion carried unanimously.***
  - Attended the Signing Out Ceremony of Councilman Ferguson as president of the Space Coast League of Cities.
- Councilman Cadore:
  - Thanked audience members for attending the meeting.
  - Echoed sentiments on the passing of former Councilwoman Colleen Stuart.
  - Attended the Infinite Scholars Program at Rockledge High School on January 26th and commended Deputy Mayor Forester for his speech.
  - Will be attending the 55<sup>th</sup> Annual Gala of the Cocoa Beach Regional Chamber of Commerce on Friday, February 3<sup>rd</sup>.
- Councilman Forester:
  - Attended the Infinite Scholars Program event as mentioned by Councilman Cadore and remarked on the event’s success.
  - Announced that he will be out of town and will not attend the Space Coast League of Cities dinner on February 13<sup>th</sup>.

## 15. ADJOURN

There being no further business to come before the Council, Chairman Price declared the meeting to be adjourned at 6:50 p.m.

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**Council Chairman**

ATTEST: \_\_\_\_\_

**Deputy City Clerk**