

MINUTES OF A REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, HELD IN THE CITY HALL COMMISSION CHAMBERS, 100 NORTH U.S. #1, FORT PIERCE, FLORIDA, AT 6:30 P.M. ON MONDAY, DECEMBER 16, 2013.

Mayor Hudson called the meeting to order at 6:44 p.m. following a performance by Future Generations of SLC.

Father Yves Geffrard, Notre Dame Catholic Mission, offered the opening prayer.

The Pledge of Allegiance was recited.

Upon Roll Call, those present were: Mayor Linda Hudson; Commissioners Rufus Alexander, Edward Becht, Thomas Perona, and Reginald Sessions.

Staff present were: City Manager Robert Bradshaw; City Attorney Robert Schwerer; and City Clerk Linda Cox.

Those absent: None.

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5. The next item on the Agenda was Approval of the Minutes of the Regular Meeting of December 2, 2013.

Motion was made by Commissioner Alexander, seconded by Commissioner Perona, to approve the Minutes of the Regular Meeting on December 2, 2013.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Perona, Sessions, and Hudson. Those opposed: None.

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6. No proclamations were issued.

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7. The following letters will be kept on file in the City Clerk's Office:

Certificate of Achievement for Excellence in Financial Reporting Award, awarded to the City by the Government Finance Officers Association for fiscal year ended September 30, 2012.

Letter received from St. Lucie County Commissioner Chris Dzadoovsky thanking Dean Kubitschek for his help with the Open Air Environmental Forum held at the Marina on November 2nd.

Letter received from Christine Coke on behalf of the South Beach Association thanking Public Works, Mike Reals and Paul Bertram for the outstanding job with the Christmas lighting.

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8. The next item on the Agenda was Comments from the Public.

Mr. Bob Benton, 1365 Bayshore Drive  
Mr. Roy Darby, 619 South 6th Street  
Mr. Patrick Henry, 1123 Granada Street  
Ms. Bonnie Howard, Lakewood Park

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9. The next item was the Consent Agenda. Commissioner Perona pulled Item 9b (Acquisition of Materials for Split Rail Fence).

Motion was made by Commissioner Becht, seconded by Commissioner Perona, that the following items on the Consent Agenda be approved:

- a. Waive administrative charges of \$100.00 for a Lot Clearing Lien totaling \$207.20 against 1001 N. 13th Street, owned by Mary A. Carroll, contingent upon payment of lot clearing, interest and penalty fees in the amount of \$107.20.

- c. Request for a two (2) year site plan approval extension for Sunrise Heights Senior Housing Center, 707 North 7<sup>th</sup> Street.
- d. Final Phase of upgrading the broadcasting room computer equipment from analog to digital in the amount of \$27,348.00.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Perona, Sessions, and Hudson. Those opposed: None.

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The next item considered was Item 9b, which had previously been removed from the Consent Agenda: Acquisition of materials in the amount of \$13,772.80 to construct a split rail fence surrounding Rotary Park, enhancing the appearance of the Park and providing additional safety to the children. Funds are available in the Parks MSTU account.

Commissioner Perona pulled this item with a couple of questions. Commissioner Perona questioned Derrick Johnson, Public Works, about the materials being used for the split fence. Mr. Johnson confirmed that the labor to build the fence will be done in-house with Public Works employees. Landscaping and renovation of the restrooms will be incorporated into the future plan.

Commissioner Sessions asked about how much money was available in the MSTU account for other purposes. Ms. Johnson indicated that there is approximately \$200,000.00 and the funds are to be used for park construction and improvements. Mr. Mike Reals confirmed that the funds can be used for substantial improvement or reconstruction. Any minor repairs or maintenance must come from the Public Works operational budget.

Commissioner Becht asked if any of these MSTU dollars were allocated to Veterans Park. Ms. Johnson confirmed that any monies dedicated to Veterans Park were already deducted and the \$200,000.00 are uncommitted funds.

Commissioner Alexander asked about benches for the park at Avenue M. Mr. Reals confirmed that the purchase of benches for the park will come from the Public Works operational budget and some benches have been ordered and will be in place soon.

Motion was made by Commissioner Perona, seconded by Commissioner Becht to approve acquisition of materials in the amount of \$13,772.80 to construct a split rail fence surrounding Rotary Park.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Perona, Sessions, and Hudson. Those opposed: None.

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10. Public Hearing on the Application for Conditional Use submitted by Brazilian Baptist Church Treasure Coast for the operation of Lifepoint Daycare Center at 2721 S US Highway 1, Suite 9; said property is zoned C-3, General Commercial.

Mr. Kori Benton appeared with a presentation outlining the details of the request. Commissioner Becht addressed several concerns including traffic circulation, sidewalk construction, and an existing school bus stop. Commissioner Alexander suggested that the City could pipe the ditch to allow the sidewalk to be built. Commissioner Sessions inquired about not seeing a staff recommended condition addressing traffic flow. Mr. Benton explained that traffic flow would continue to be addressed with the applicant to see how it works once they are up and running, but without any code provisions specific to on-site traffic flow it was difficult to create a specific condition. City Attorney Rob Schwerer explained that the City could reserve jurisdiction so the matter would come back before the City Commission if on-site traffic flow cannot be resolved between planning staff and the applicant.

Mayor Hudson opened the Public Hearing.

Mr. Joe Friscia, Friscia Engineering, appeared on behalf of the applicant. He indicated that they agree with all of the Planning Board and planning staff recommendations. The exit to US 1 will have a gate installed to prevent access and/or exit during drop off hours.

Pastor Claudio Ribeiro, applicant appeared to indicate that they are ready to go and did not feel traffic flow would be a problem. He indicated that the school board bus stop is a problem and hopes for a resolution and would appreciate any assistance.

Seeing no one else, the Mayor closed the public hearing.

Motion was made by Commissioner Becht, seconded by Commissioner Alexander to approve the Application for Conditional Use submitted by Brazilian Baptist Church Treasure Coast for the operation of Lifepoint Daycare Center at 2721 S US Highway 1, Suite 9, with the conditions addressed by staff and reserving jurisdiction if any issues need to come back to the Commission including traffic circulation or anything else.

Commissioner Becht brought up the problem with the bus stop. Chief Baldwin indicated that the property owner needed to formally notify Marty Sanders at the School Board that they cannot use their property as a bus stop any longer. The Chief agreed to call Mr. Sanders to let him know there was a problem and to be expecting notification from the property owner.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Perona, Sessions, and Hudson. Those opposed: None.

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11. Next item was Public and City Commission review and comment on the 2012-2013 CDBG Consolidated Annual Performance and Evaluation Report (CAPER) containing a summary of programmatic activities. SECOND READING.

Mr. Mimms appeared to address any questions.

Commissioner Alexander asked which department was in control of the rollover balance. Mr. Mimms confirmed that it was the Department of Urban Redevelopment.

Mayor Hudson opened the Public Hearing.

Seeing no one, she closed the Public Hearing.

Motion was made by Commissioner Alexander, seconded by Commissioner Becht, to approve the 2012-2013 CDBG Consolidated Annual Performance and Evaluation Report (CAPER).

Those voting in favor of the motion were: Commissioners Alexander, Becht, Perona, Sessions, and Hudson. Those opposed: None.

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12. Next item was Ordinance No. L-306 on first reading, AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT 3605 RIVER BIRCH DRIVE, SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2014; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWTH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF.

Ms. Davis appeared with a brief presentation recommending approval of the annexation.

Mayor Hudson opened the Public Hearing.

Seeing no one, Mayor Hudson closed the public hearing.

Motion was made by Commissioner Becht, seconded by Commissioner Alexander, to approve Ordinance No. L-306, extending the territorial limits of the City of Fort Pierce, Florida, to include property located at 3605 River Birch Drive.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Perona, Sessions, and Hudson. Those opposed: None.

13. Next item on the agenda was the Notice of Appeal submitted by Mr. David Cleveland. The relief sought is the reversal of the Historic Preservation Board's decision to deny the Certificate of Appropriateness for replacement of original and non-original windows at Old City Hall and St. Anastasia School Building, continued from the December 2, 2013 meeting. Staff continues to work towards a full resolution and is seeking a continuance until the January 6, 2014 meeting.

Motion was made by Commissioner Becht, seconded by Commissioner Alexander to continue the Notice of Appeal to the January 6, 2014 meeting.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Perona, Sessions, and Hudson. Those opposed: None.

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14. Next item was the City Marina Reconstruction Update by Mr. Ed Seissiger, Project Coordinator. Final inspections are now happening and hope to be complete with Phase 1 very soon. Mr. Seissiger he has pictures documenting the project from start to finish and can put this in a consolidated presentation.

Phase 2 negotiations for dock construction have begun. Mr. Seissiger offered a power point presentation depicting representative photos of the docks that will be constructed at City Marina.

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15. The next item was the Single Stream Recycling Update by Mr. Mike Reals, Public Works. He reported that they are officially complete with Phase 2 of the recycling program. All eligible residents have received their carts well before their deadline. FPUA has partnered with the City and will begin their internal recycling program in the next week. Remote recycling sites will be established at 4 sites around the city after the 1<sup>st</sup> of the year.

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16. Next item was Resolution 13-29 Appointing Members to the Historic Preservation Board.

Motion was made by Commissioner Becht, seconded by Commissioner Perona, to approve Resolution 13-29 Appointing Members to the Historic Preservation Board.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Perona, Sessions, and Hudson. Those opposed: None.

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17. Next item was Resolution 13-30 Appointing Members to Communitywide Council.

Motion was made by Commissioner Becht, seconded by Commissioner Alexander, to approve Resolution 13-30 Appointing Members to Communitywide Council.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Perona, Sessions, and Hudson. Those opposed: None.

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18. Next item was Resolution 13-31 Appointing Members to Code Enforcement Board.

Motion was made by Commissioner Becht, seconded by Commissioner Alexander, to approve Resolution 13-31 Appointing Members to Code Enforcement Board.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Perona, Sessions, and Hudson. Those opposed: None.

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19. Next item was comments from the City Manager and his Department Activity Report. Mr. Bradshaw had no comments.  
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Comments from the Commission:

Commissioner Alexander went to the Riverwalk Center and was happy to see seniors playing shuffleboard and learning that they have national tournaments at the Center. He also inquired about a church that was previously denied on Indiana and 13<sup>th</sup> Street and he has heard that another church is now open in that location and asked that someone follow up.

Commissioner Perona mentioned the article in the paper about animal control. He felt that it was time that the Commission get an update from the department on a future conference agenda to see if they need help with policy and regulation problems.

Commissioner Sessions didn't have any comments and is looking forward to brighter days ahead.

Commissioner Becht asked that everyone shops local.

Mayor Hudson thanked everyone in Fort Pierce for welcoming her into their homes and churches.

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There being no further business, Mayor Hudson declared the meeting adjourned at 8:24 p.m.  
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Adjournment.

ATTEST:

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CITY CLERK

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MAYOR COMMISSIONER

Video of December 16, 2013 City Commission Meeting:  
<http://fortpiercef1.swagit.com/play/12162013-792>