C I T Y O F F O R T P I E R C E

CITY COMMISSION AGENDA

Regular Meeting - Monday, September 15, 2014 - 6:30 p.m.
City Hall - City Commission Chambers, 100 North U.S. #1, Fort Pierce, Florida

1. **CALL TO ORDER**

2. **OPENING PRAYER -** Pastor Todd Smith, Common Ground Vineyard Church

3. **PLEDGE OF ALLEGIANCE**

4. **ROLL CALL**

5. **APPROVAL OF MINUTES**

   a. Approval of the Minutes from the September 2, 2014 meeting and the September 8, 2014 Public Hearing on the FY2015 Proposed Budget.

6. **PROCLAMATIONS**

   a. Proclamation recognizing September 17 through 23, 2014 as Constitution Week. Being received by Karen Evans, Regent, Cora Stickney Harper Chapter, Daughters of the American Revolution.

7. **LETTERS TO COMMISSION**

8. **COMMENTS FROM THE PUBLIC**
   Any person who wishes to comment on any subject which is not under Public Hearings on the Agenda may be heard at this time. Please limit your comments to three (3) minutes or less, as directed by the Mayor, as this section of the Agenda is limited to thirty minutes. The City Commission will not be able to take any official actions under Comments from the Public. Speakers will address the Mayor, Commissioners, and the Public with respect. Inappropriate language will not be tolerated.

   ANY PERSON SEEKING TO APPEAL ANY DECISION BY THE CITY COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING IS ADVISED THAT A RECORD OF PROCEEDINGS IS REQUIRED IN ANY SUCH APPEAL AND THAT SUCH PERSON MAY NEED TO INSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE INCLUDING THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

9. **CONSENT AGENDA**

a. Waive interest, penalties, and administrative fees in the amount of $6,046.79 for Lot Clearing Lien totaling $8,072.07 against 432 (430) Means Court, Ft. Pierce, FL owned by Latonya N. Simmons, contingent upon payment of $2,025.28 within 60 days.

b. Waive interest, penalties, administrative fees in the amount of $1,449.38 for Demolition Lien totaling $2,249.38 against 432 (430) Means Court, Ft. Pierce, FL owned by Latonya N. Simmons, contingent upon payment of $800.00 within 60 days.

c. Approval of proposal from the Police Executive Research Forum (PERF) to facilitate a national executive search for the Chief of Police for the amount of $43,500.

d. Approve Request for a One (1) Year Site Plan Extension for the Bev Smith Toyota Site with a new expiration date of September 15, 2015.

e. Approve Request for a Two (2) Year Site Plan Extension for the Oak Alley Office Park Planned Non-Residential Development located at approximately 4431 S. 25th Street with a new expiration date of April 5, 2017.

f. Approval of the purchase of Traffic System Equipment from Econolite Group, Inc. in the amount of $46,549.00.

10. **PUBLIC HEARINGS**

a. Approval of Application for Subdivision Review – Final Plat for Carriage Pointe Estates (fka Ten Miles Estates) at the intersection of Selvitz and Ralls Roads in a Portion of S30/T35S/R40E

b. Ordinance No. 14-019 - Amending Chapter 9, Article IV - Peddlers, Solicitors and Canvassers. SECOND READING

c. Ordinance No. 14-020 - Levying and Collecting of taxes for Fiscal Year beginning October 1, 2014 and ending September 30, 2015; Adopting Final Millage Rate. FIRST READING

d. Ordinance No. 14-021 - Adopting a Final Budget for Fiscal Year 2015, Beginning October 1, 2014 and Ending September 30, 2015. FIRST READING

11. **MISCELLANEOUS REPORTS & REQUESTS**

a. Presentation by Doug Coward, Executive Director, Solar and Energy Loan Fund (SELF) on a new program called Property Assessed Clean Energy (PACE).

b. Presentation by Acting Chief Frank Amandro of 30 Day Operational Plan and 60-90 Day Vision for the Police Department.

12. **CITY COMMISSION**

a. Resolution No. 14-R28, authorizing the execution of the Local Agency Program (LAP) Supplemental Agreement No. 1 decreasing the Federal Aid funding amount previously allocated for the construction of the South 31st Street sidewalks.

b. Resolution No. 14-R29 establishing a Mobile Vendor Fee Schedule and permit limitations.

13. **COMMENTS FROM THE CITY MANAGER**

a. City Manager's Activity Report

b. Announcement: Special Closed Meeting (Attorney-Client Session) pursuant to F.S. 286.011(8) at the request of the City Attorney to discuss settlement negotiations or strategy session related to litigation expenditures in connection with Dickerson of Florida vs. City of Fort Pierce 56-2014-CA-260(BC).

14. **COMMENTS FROM THE COMMISSION**

15. **ADJOURNMENT**

City Commission Regular Meeting **Agenda Item # 5. a.**

Meeting Date: 09/15/2014

Re: Minutes

Submitted For: Linda Cox, City Clerk, City Clerk

SUBJECT:

Approval of the Minutes from the September 2, 2014 meeting and the September 8, 2014 Public Hearing on the FY2015 Proposed Budget.

Attachments

Minutes 09.02.2014

09.08.2014 Minutes

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, SEPTEMBER 2, 2014.

1. CALL TO ORDER - Mayor Hudson called the meeting to order at 6:30 p.m.

2. OPENING PRAYER - Pastor Mary Ann Carroll of Foundation Revival Center Church of Redemption offered the opening prayer.

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL

Present: Mayor Linda Hudson; Commissioner Rufus Alexander; Commissioner Edward Becht; Commissioner Thomas Perona; Commissioner Reginald Sessions

Staff Present: City Clerk Linda Cox
City Manager Robert Bradshaw
City Attorney Robert Schwerer

5. APPROVAL OF MINUTES

a. Approval of Minutes from the August 18, 2014 meeting.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Edward Becht to approve the Minutes of the Regular Meeting on August 18, 2014.

AYE: Mayor Linda Hudson, Commissioner Rufus Alexander, Commissioner Edward Becht, Commissioner Thomas Perona, Commissioner Reginald Sessions

Passed

6. **PROCLAMATIONS**

a. Mayor Hudson issued a Proclamation declaring September as Hunger Action Month. It was received by Amber Vlangas of the Treasure Coast Food Bank.

7. **LETTERS TO COMMISSION**

8. **COMMENTS FROM THE PUBLIC**

Mr. Roy Darby, 619 South 6th Street
Ms. Brenda Delong-Benary
Mr. Patrick Henry, 1123 Granada Street
Mr. John Debus, 5244 Compass Cove Place
Mr. Richard Sylvestri, 5708 Buchanan Drive
Mr. Tracey Williams, 808 Georgia Avenue
Ms. Felicia Bruce, 106 Mariners Bay Blvd
Rev. John Lee

9. CONSENT AGENDA

a. Waive interest and penalties in the amount of $1766.96 for Demolition Lien totaling $7430.21against 815 Tumblin Kling Road, Ft. Pierce, FL owned by Carroll Collins, contingent upon payment of $5663.25 within 60 days.

b. Reduce Code Enforcement Lien in the amount of $9,000.00 against 314 N. 15th Street, Ft. Pierce, FL owned by WPG Group, 4410 NE 18th Avenue, Oakland Park, FL 33334 contingent upon payment of $1,016.12 within 60 days.

c. Approval of Memorandum of Understanding between the City of Fort Pierce and the Fort Pierce Utilities Authority regarding the billing of streetlights due to the City's streetlight retrofit program.

d. Approve the purchase of the six (6) remaining trail markers from Ampersand Graphics, Stuart, FL, in accordance with the attached quote, as a single source commodity in the amount of $17.050.02.

e. Approval to piggyback the Florida Sheriff's Association Contract no. 13-11-0904 (bid award period 10/1/13 through 9/30/14), Specification No. 47, for the purchase of a 2014 Elgin Pelican Street Sweeper from Environmental Products, Apopka, FL, in accordance with the attached quote, for the amount not to exceed $174,780.00.

f. Approval of Subordination of City Utility Interests Agreement between FDOT and the City of Fort Pierce for the Use and Benefit of the Fort Pierce Utilities Authority and St. Lucie County.

g. Request approval for a contribution of $500 to the Parent Academy of St. Lucie County from the Law Enforcement Trust Fund.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Edward Becht that the following items on the Consent Agenda be approved - **9a, 9b, 9e, 9g.** Commissioner Sessions pulled item **9c.** Commissioner Alexander pulled items **9d, 9f.**

AYE: Mayor Linda Hudson, Commissioner Rufus Alexander, Commissioner Edward Becht, Commissioner Thomas Perona, Commissioner Reginald Sessions

Passed

As to item 9c, Commissioner Sessions wanted to acknowledge the changes in the lighting the public may have begun to notice. This is not only an effort of the City to save money; it is also a crime prevention mechanism.

Mr. Mimms stated that approximately 1200 street lights have been replaced with LED technology. The LED lighting is more consistent with a brighter luminance. The City will be saving a tremendous amount of money, enabling us to operate more efficiently. The savings of upgraded lighting pays the debt service of the capital improvements that are being implemented. Our goal is to reduce the City’s energy consumption and to save the taxpayers money.

Commissioner Alexander asked that he be provided information on the City's total utility bill.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Edward Becht to approve item **9c,** Memorandum of Understanding with Fort Pierce Utilities Authority.

AYE: Mayor Linda Hudson, Commissioner Rufus Alexander, Commissioner Edward Becht, Commissioner Thomas Perona, Commissioner Reginald Sessions

Passed

As to item 9d, Commissioner Alexander pulled this item in error.

Motion was made by Commissioner Rufus Alexander, seconded by Commissioner Edward Becht to approve item **9d**.

AYE: Mayor Linda Hudson, Commissioner Rufus Alexander, Commissioner Edward Becht, Commissioner Thomas Perona, Commissioner Reginald Sessions

Passed

As to item **9f,** Commissioner Alexander requested clarification.

Mr. Schwerer responded this is an agreement that was worked out between the Utilities Authority and the Florida Department of Transportation. In the area of Jenkins Road, FDOT has been doing a lot of land acquisitions in preparation for widening the road and installing turn lanes. The Utilities Authority has an easement on a piece of privately owned property and FDOT is taking a portion of the property on which the utility easement is located. The Utilities Authority is being asked to subordinate their easement to the greater right of FDOT to build the roadway improvements. The agreement requires that if the Utilities Authority cannot maintain their utilities within that strip of land because of conflicts with the road improvements, FDOT will pay for and compensate the Utilities Authority to relocate those utilities to another area so the utilities can continue function in place.

Motion was made by Commissioner Rufus Alexander, seconded by Commissioner Edward Becht to approve item **9f,** Subordination of City Utility Interests Agreement.

AYE: Mayor Linda Hudson, Commissioner Rufus Alexander, Commissioner Edward Becht, Commissioner Thomas Perona, Commissioner Reginald Sessions

Passed

10. PUBLIC HEARINGS

a. Ordinance 14-018 - Right-of-way Abandonment - Boston Avenue Extension – East of South Indian River Drive. SECOND READING

City Clerk Linda Cox introduced the ordinance, read by title only, into the record.

Mr. Kori Benton, Historic Preservation Officer, appeared and was available for questions.

Mayor Hudson opened the Public Hearing.

Seeing no one, the Mayor closed the Public Hearing.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Rufus Alexander to approve Ordinance No. 14-018 on second and final reading.

AYE: Mayor Linda Hudson, Commissioner Rufus Alexander, Commissioner Thomas Perona, Commissioner Reginald Sessions

NAY: Commissioner Edward Becht

Passed

b. Ordinance No. 14-019 - Amending Chapter 9, Article IV - Peddlers, Solicitors and Canvassers. FIRST READING (postponed from 8/4/2014 meeting)

City Clerk Linda Cox introduced the ordinance, read by title only, into the record.

Ms. Peggy Arraiz, Code Enforcement Director, appeared with a presentation outlining the changes the Commission requested be made.

Mayor Hudson opened the Public Hearing.

Ms. Marcia Baker stated this should have been a Planning Department matter, all new rules and/or changes should be drawn up by qualified planning department staff and be incorporated into the City's current LDR and Comprehensive Plan. She stated the idea of food trucks and carts creating jobs is unlikely and that greedy franchisers will take advantage when these businesses fail to succeed.

Ms. Brenda Delong-Benary stated the hot dog cart is not going to be in competition with the restaurants, they are not corporations that are going to put people out of work. She said they can put people to work that cannot get jobs otherwise and this is a good way to enable them to do this. She thinks the Commission made a mistake by removing the lottery and wishes them to reconsider not allowing vendors on the beach.

Mr. John Divas stated there is a difference between a cart and a truck and he does not see a problem with them being in the parks. He commented on the restriction of only 20; he likes that this can be revisited to possibly add more to the 20 stated. He feels this could be a job opportunity for today's youth.

Mr. Augusta Williams stated he used to have a cart on 16th Street and Avenue D selling ribs, chicken and fish until he was shut down. He stated he is a convicted felon and he cannot find a job because they are still on his record. He is looking for a hand up, the chance to take care of his children. This ordinance will help him.

Mr. Rick Reed stated he can understand child and sexual offenders being prohibited, but questioned the amount of 5 years for the felony conviction rule. He asked who is to judge when someone is trying to better themselves. He also questions the 500 foot setback from each vendor and the restrictions it creates on south beach.

Ms. Denise Houston stated she had received fines about a year ago for a food truck that she had set up on Okeechobee Road. She stated she was unaware of the ordinance at that time that did not permit vending. She offers jobs to the 12th graders at Westwood to earn a little money as well as to earn toward their volunteer hours. She prefers a setback of 300 feet instead of the stated 500 feet.

Mr. Richard Silvestri stated great things can come from people that push ice cream carts as his grandfather did in Miami in the 1900's.

Mr. Bruce Murray feels the revised ordinance was very well done and hopes the Commission approves. He stated he followed an ice cream through Causeway Park on Sunday and was concerned by the traffic that was generated by the truck and then the safety issues for the pedestrians when he parked. He is pleased that the amendment to the ordinance addressed these issues.

Ms. Carole Mushier wanted to remind the Commission that the City does have a contract in place with only one vendor for non-motorized kayaks and bicycle rentals at two beach parks that she feels should be honored. She wanted to thank staff for making the revisions simple

and comprehensive and supports the ordinance as written.

Mr. Patrick Henry questions whether it is about vehicles or push carts that are typically on the sidewalk and not parked on the street. He commented he sees plenty of people drinking alcohol and listening to loud music at the jetty and then the drinking at Friday Fest. He feels that families after being at the beach with the sand and the kids would rather have a hot dog or snow cone, they don't want a restaurant.

Mr. Charlie Hayek would like to speak in favor of having vendors on the beach and ask the Commission to reconsider vendors on the beach; he does not feel they will disrupt the restaurants on south beach. He has been a member of the South Beach Association for years. He wanted it known the Association is not a unified group.

Ms. Deanna Voehl stated the beach has changed. She sees vendors as minimal compared to the changes she sees at Jetty Park with the drinking and partying and with some organization she feels vendors could be doable. She deals a lot with repressed and recovery individuals and states they need a chance and five years is a long time to not have a job. This is an opportunity for them and they should have the same requirements as everyone else that has a business, it should be across the board and not discrimate against the vendors.

Seeing no one further Mayor Hudson closed the Public Hearing.

Ms. Arraiz clarified for Commissioner Alexander that a 2002 felony conviction would not impact an applicant's ability to get a permit. She also wanted to point out that included in this ordinance the City is allowing individuals to go knock on doors with door to door solicitations. The City wants to make sure they are not giving someone convicted of a felony permission to go knocking on the doors of its citizens.

Commissioner Sessions feels Fort Pierce is unique culturally and if the circumstances do not necessitate government getting involved he does not like it. He now does see where this warrants government even getting involved. To protect the businesses that are in existence he can understand the 500 foot setback. However, the 300 foot rule seems to be there just to protect a special interests group. He stated that he thinks five years is a little more extensive than necessary and may deny people jobs.

Commissioner Perona stated it is a balance between the safety of the people and not to take away the quality of life of the people that have an investment there. He said he is a member of the South Beach Association only as a dues payer and he received an email indicating everything that was being spoken of here tonight.

Commissioner Becht commended Ms. Arraiz on a great job balancing the varying viewpoints. He would like to look at this as a work in evolution that the City is going to try this and learn from it. The cap of 20 permits will make it easier to police and see where it goes; in the future it may increase. He would rather be more cautious and keep the 300 foot setback in place but is willing to talk compromise on a three year felony rule instead of five years. He asked Ms. Arraiz to prepare a comparison of permit costs for a 20 seat restaurant and a mobile food vendor.

Commissioner Alexander stated he is concerned about the five year felony; he is more comfortable with the requirement of two years.

Ms. Arraiz clarified for the Commission the permit process and required fees an applicant would be responsible for to obtain their vendor permit. The fees are a separate resolution that will be presented with conjunction of the second reading and can be easily amended or

changed by the Commission.

Mayor Hudson commented she wanted to commend Mr. Arraiz for all of her hard work on this ordinance. She does not have a problem with vendors on south beach; her concern is with the pedestrian traffic that would be generated. The distance requirements were for safety issues and not to prevent vendors on beachside as well as the concern for the safety issues in any park. She stated she wanted to clarify that as the Commission, it was not stated they do not want vendors on south beach, it was simply they wanted children to be safe in parks.

Motion was made by Commissioner Edward Becht, seconded by Commissioner Rufus Alexander to approve Ordinance No. 14-019 with a two year limitation on felony convictions on first reading.

AYE: Mayor Linda Hudson, Commissioner Rufus Alexander, Commissioner Edward Becht, Commissioner Thomas Perona, Commissioner Reginald Sessions

Passed

11. MISCELLANEOUS REPORTS & REQUESTS

12. CITY COMMISSION

a. Approve Resolution 14-R26 appointing Leon Porter as an alternate member of the Code Enforcement Board.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Rufus Alexander to approve Resolution No. 14-R26.

AYE: Mayor Linda Hudson, Commissioner Rufus Alexander, Commissioner Edward Becht, Commissioner Thomas Perona, Commissioner Reginald Sessions

Passed

b. Approve Resolution 14-R27 reappointing Michael A. Perri, Jr. to the Fort Pierce Utilities Authority Board.

Motion was made by Commissioner Edward Becht, seconded by Commissioner Thomas Perona to approve Resolution No. 14-R27.

Commissioner Reginald Sessions stated he is concerned about the process. He feels there is a need to look at the common practice, to evaluate and allow the public to see and decide if they want to apply instead of automatically re-appointing an individual.

Ms. Linda Cox responded Mr. Perri submitted an application for reappointment that was included on the agenda of the August 18, 2014 meeting. There were no applications on file for the position therefore, it is back before the Commission as a Resolution. The applications are online and can be submitted at any time to be kept in the respective board files until an opening becomes available.

Commissioner Alexander wants the Commission to be cognizant there are no board members representing District 1.

Commissioner suggested making an announcement 30 days in advance.

AYE: Mayor Linda Hudson, Commissioner Rufus Alexander, Commissioner Edward Becht, Commissioner Thomas Perona, Commissioner Reginald Sessions

Passed

c. Discussion on the consultant agreements entered into by the City Attorney.

Commissioner Alexander stated concern about turning the mortgages over to a bank and questioned approval authority for consultants.

From Commission discussion it was determined that Mr. Mimms had recommended that the Oaks and SHIP mortgages be modified; the SHIP modified loans will stay with the City, only the Oaks mortgages will go to the bank. The referenced foreclosure in Bent Creek subdivision was not foreclosed upon; the City Manager authorized an outside consultant to draft and record a Forbearance Agreement. This authorization, being under the allowable amount of $10,000, was approved by Mr. Bradshaw. Had the fees exceeded $10,000, it would have required approval from the Commission.

13. COMMENTS FROM THE CITY MANAGER

a. City Manager's Activity Report

Mr. Bradshaw wanted to remind the Commission that on September 8, 2014 at 5:05 p.m. there will be the first public hearing for the City's tentative budget and proposed millage rate. Doug Coward and his team from SELF and PACE
will come and give a presentation at the next meeting on September 15, 2014. Mr. Bradshaw stated this should be extremely positive for the City. Also on the agenda for the next Conference Agenda on September 8, 2014, as per the memorandum the Commission received from Interim Administrative Services Director, is regarding the Police Chief executive search. He stated there have been some discussions, comments and concerns about the development of the King Plant site, they have asked Mosaic to come back and address the CRA, Community Advisory Board. He is hopeful the Commissioners can attend this meeting that will happen on Wednesday, September 17, 2014 at 1:00 p.m. in the Commission Chambers of City Hall. The public is welcome.

b. Reminder - A public hearing will be held at a special meeting on Monday, September 8, 2014 at 5:05 p.m. to consider a tentative budget for Fiscal Year 2014-2015 and the proposed millage rate.

14. COMMENTS FROM THE COMMISSION

Commissioner Sessions had no comment.

Commissioner Perona had no comment.

Commissioner Alexander stated he was approached about recording a movie in Fort Pierce about the Highwaymen. He wanted to bring it before the Commission to see if it is going to be done, and that the Commission play their part. He wants the City to be open and cooperative to promote the heritage of Fort Pierce. It is his hope this can be embraced by the community.

Commissioner Becht stated the biggest obstacle he has observed so far is getting the artists united into one, common cause. He stated he cannot see them not being interested in this.

Mayor Hudson stated there is a book coming out about the life and art of the only woman Highwaymen, Mary Ann Carroll. There will be a book signing on at Jetson's on October 10, 2014. The City approved the markers for the Highwaymen Trail earlier and she agreed they are a product of Fort Pierce and the City should take every advantage to promote it.

15. ADJOURNMENT

There being no further business, Mayor Hudson declared the meeting adjourned at 9:18 p.m.

ATTEST:

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CITY CLERK MAYOR COMMISSIONER

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 5:05 P.M. ON MONDAY, SEPTEMBER 8, 2014.

1. CALL TO ORDER

The meeting was called to order at 5:05 p.m.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Present: Mayor Linda Hudson; Commissioner Rufus Alexander; Commissioner Edward Becht; Commissioner Thomas Perona

Absent: Commissioner Reginald Sessions

Staff Present: City Clerk Linda Cox
City Manager Robert Bradshaw
City Attorney Robert Schwerer

4. PUBLIC HEARING on the proposed 2014-15 General Fund Budget and Millage Rate for the City of Fort Pierce.

Gloria Johnson, Finance Director, offered a brief summary of the proposed FY2015 budget indicating the proposed budget for FY2015 is $34,267,078 compared to last year which was $34,108,541 for an increase of $158,537. This year's millage rate is set at 6.5786 compared to last year's rate of 6.6050.

The Mayor opened the Public Hearing. Seeing no one, she closed the Public Hearing.

a. **Consider any proposed amendments to the 2014-15 Budget**.

The Mayor indicated there were no amendments to the proposed FY2015 budget.

b. **Adopt the (amended) Tentative 2014-15 General Fund Budget.**

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Edward Becht to adopt the tentative FY2014-2015 general fund budget.

AYE: Mayor Linda Hudson, Commissioner Rufus Alexander, Commissioner Edward Becht, Commissioner Thomas Perona

Passed

c. **Recompute (if necessary) and adopt the proposed Millage Rate.**

The Mayor indicated no recalculation was needed.

Motion was made by Commissioner Edward Becht, seconded by Commissioner Thomas Perona to adopt the proposed millage rate of 6.5786.

AYE: Mayor Linda Hudson, Commissioner Rufus Alexander, Commissioner Edward Becht, Commissioner Thomas Perona

Passed

d. **Announce the percentage, if any, by which the Millage Rate exceeds the Roll-Back Rate.**

The Mayor announced that the percentage by which the millage rate exceeds the roll-back rate is zero percent (0%).

5. The Second Public Hearing (and First Reading of the Budget Ordinances) will be held at the Regular City Commission Meeting on Monday, September 15, 2014, which begins at 6:30 p.m. in the City Commission Meeting Chambers, City Hall, 100 North U.S. Highway 1, Fort Pierce, Florida.

6. ADJOURNMENT

Meeting was adjourned at 5:19 p.m.

ATTEST:

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CITY CLERK MAYOR COMMISSIONER

City Commission Regular Meeting **Agenda Item # 6. a.**

Meeting Date: 09/15/2014

Re: Constitution Week

Submitted For: Linda Cox, City Clerk, City Clerk

SUBJECT:

Proclamation recognizing September 17 through 23, 2014 as Constitution Week. Being received by Karen Evans, Regent, Cora Stickney Harper Chapter, Daughters of the American Revolution.

Attachments

Constitution Week

WHEREAS, The Constitution of the United States of America, the guardian of our liberties, embodies the principles of limited government in a Republic dedicated to rule by law; and

WHEREAS, September 17, 2014, marks the two hundred twenty-seventh anniversary of the framing of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate it; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week.

NOW, THEREFORE, I, Linda Hudson, Mayor of the City of Fort Pierce, Florida, do hereby proclaim the week of September 17 through September 23 as:

"Constitution Week"

and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Official Seal of the City of Fort Pierce, Florida, to be affixed this 15th day of September, 2014.

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MAYOR COMMISSIONER

City Commission Regular Meeting **Agenda Item # 9. a.**

Meeting Date: 09/15/2014

Re: Lot Clearing Lien Reduction - 432 (430) Means Court, Ft. Pierce, FL

Submitted For: Peggy Arraiz, Code Compliance Manager, Code Enforcement

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SUBJECT:

Waive interest, penalties, and administrative fees in the amount of $6,046.79 for Lot Clearing Lien totaling $8,072.07 against 432 (430) Means Court, Ft. Pierce, FL owned by Latonya N. Simmons, contingent upon payment of $2,025.28 within 60 days.

SUMMARY:

Request by Latonya N. Simmons, c/o Attorney's Title Insurance Fund, 6545 Corporate Centre Blvd., #200, Orlando, FL 32822 to waive administrative fees, interest, and penalties in the amount of $6,046.79 leaving a balance due of $2,025.28.

RECOMMENDATION:

Staff recommends waiving interest, penalties, and administrative fees of $6,046.79 leaving a balance due of $2,025.28 payable in 60 days.

ALTERNATIVES:

1. Deny request.
2. Determine alternative amount.

RESPONSIBLE STAFF:

Colleen Greer, Code Enforcement Executive Secretary.

COORDINATED WITH:

Margaret Arraiz, Code Compliance Manager.
Kathy D'Arton, Accounts Receivable.

Fiscal Impact

Budgeted Y/N:

Fiscal Year: 2014

Account:

Amount: $2,025.28

OTHER INFORMATION:

$2,025.28 to the general fund.

Attachments

Breakdown

Tax Card

Request for Reduction

MEMORANDUM

TO: The Honorable Mayor and Members of the City Commission

THROUGH: Robert J. Bradshaw, City Manager

FROM: Colleen Greer, Executive Assistant to Code Enforcement

SUBJECT: **LOT CLEARING LIEN REDUCTION**
Address: 432 (430) Means Court, Ft. Pierce, FL
Owner: Latonya N Simmons

DATE: September 15, 2014

The following is a breakdown of the above property:

Description	Costs (General Fund)	Interest & Penalties	Administrative Fees
Lot Clearing Lien	$2,025.28	$4,351.79	$1,695.00
TOTAL	$2,025.28	$4,351.79	$1,695.00

CAN BE WAIVED (ALL INTEREST, PENALTIES, AND ADMIN. COSTS)	$6,046.79
CANNOT BE WAIVED (ALL LOT CLEARING COSTS)	$2,025.28
	$8,072.07

PROPERTY RECORD CARD

Latonya N Simmons Record: 1 of 1 <<Prev Next >> Spec.Assmnt Taxes Exemptions Permits Home Print

Property Identification

Site Address:	430 Means Ct	ParcelID:	2409-501-0250-000-6
Sec/Town/Range:	09 :35S :40E	Account #:	21236
Map ID:	24/09N	Use Type:	SF Res
Zoning:	R4	City/Cnty:	Fort Pierce

Ownership and Mailing

Owner: Latonya N Simmons
Address: 430 Means Ct
Fort Pierce FL 34950

Legal Description

LINCOLN PARK NO 2 BLK 9 LOTS 8 AND 9 (OR 3048-503)

Sales Information

Date	Price	Code	Deed	Book/Page
12/30/2008	97500	00	WD	3048 / 0503
5/22/2007	100	03	QC	2854 / 0115
3/1/2007	7500	01	QC	2777 / 2186
11/2/2006	2500	01	TD	2693 / 2834
11/13/1990	0	01	DE	0715 / 1707

Assessment 2014

2014 TRIM:	72300
Assessed:	69987
Ag.Credit:	0
Exempt:	44987
Taxable:	25000
Taxes:	776.53

Total Land and Building

Land Value: 3000 Acres: 0.23
Building Value: 69300
Finished Area: 1404 SqFt

BUILDING INFORMATION

Exterior Features

View:	-	RoofCover:	FS - Fibrglss Shg	RoofStruct:	GA - Gable
ExtType:	HC+ - HC+	YearBlt:	2008	Frame:	-
Grade:	C+ - C+	EffYrBlt:	2008	PrimeWall:	HP - Hardi Plank
StoryHght:	0010 - 1 Story	No.Units:	1	SecWall:	-

Interior Features

BedRooms:	4	Electric:	MX - MAXIMUM	PrmIntWall:	DW - Drywall
FullBath:	2	HeatType:	FHA - FrcdHotAir	AvgHt/Fl:	
1/2Bath:	0	HeatFuel:	ELEC - Electric	Prm.Flors:	CU - Carpet
%A/C:	100	%Heated:	100	%Sprinkled:	0

Special Features and Yard Items

Type	Y/S	Qty.	Units	Qual.	Cond.	YrBlt.
DWBP - Drive-BrkPav	Y	1	1200	AV	AV	2008

Land Information

No.	Use Type	Type	Measure	Depth
1	0100-SF Res	205 -Front Ft	83	119

THIS INFORMATION IS BELIEVED TO BE CORRECT AT THIS TIME BUT IT IS SUBJECT TO CHANGE AND IS NOT WARRANTED.

CITY OF FORT PIERCE

DIVISIONS OF CODE ENFORCEMENT & ANIMAL CONTROL

MARGARET M. ARRAIZ, CODE COMPLIANCE MANAGER

REQUEST FOR REDUCTION OF PENALTY

By completing this form, you are making statements under oath. Failure to be truthful is a violation of Fort Pierce City Code and Florida Statutes pertaining to perjury, which is a felony punishable by up to fifteen (15) years imprisonment.

INSTRUCTIONS:

1. Please fill in blanks completely.
2. Be specific when writing your statement. Use additional pages if necessary.
3. If you are claiming medical or financial hardship, attach supporting documentation (i.e. doctor's statement or proof of income).
4. Complete either the application for Waiver of Penalties (lot clearing / demolition) or Request for Reduction / Rescindment (code enforcement fines).
5. For lot clearing or demolition liens, contact Kathy D'Arton in the Finance Department (772-467-3076) for cost / fees breakdown.
6. For code enforcement liens (those imposed by a Special Magistrate or Code Enforcement Board), contact Colleen Greer (772-467-3149) for cost / fees breakdown.
7. If you do not have access to a Notary of the Public, one will be provided to you by the Department at no charge. All forms must be signed in the presence of the Notary to be valid.
8. Return this form, the application and any other pertinent documentation to the Code Enforcement Department.
9. Requests for Reduction / Rescindment of code enforcement liens must be heard before either the Code Enforcement Board or Special Magistrate prior to being heard before the City Commission.

Property Address: 432 (430) Means Ct., Ft Pierce, FL 34950

Property Owner: Latonya N. Simmons c/o Attys' Title Insurance Fund

Mailing Address: 6545 Corporate Centre Blvd. #200, Orlando, FL 32822

Telephone #: 855-730-4759 Cell Phone #: _____

E-Mail Address: MHARDEN@ATIF.COM

Is the property in compliance? yes If no, please explain _____

CITY OF FORT PIERCE
DIVISIONS OF CODE ENFORCEMENT & ANIMAL CONTROL

MARGARET M. ARRAIZ, CODE COMPLIANCE MANAGER

REQUEST FOR A WAIVER
LOT CLEARING / DEMOLITION LIENS

Property address:	430 (432) Means Ct, Ft Pierce, FL 34950				
Owner(s) of record:	Latonya N. Simmons C/o Attorneys' Title Ins. Fund				
Mailing address:	6545 Corporate Centre Blvd., Orlando, FL 32822 STE 200				
Property tax ID #:	2409-501-0250-000 16				
Original purchase date:	12/30/2008	Original purchase price:	$97,500.-		
Other information:	☐ Inherited Property	☐ Purchased at Tax Sale	☐ Adjoining Property Owner		
Property is used for:	☑ Single Family	☐ Multi-family	☐ Commercial	☐ Industrial	☐ Vacant Lot
Name of person requesting waiver	Aissa Dorange, paralegal	Relationship to owner(s):	Title Insurance		
Telephone #:	855-730-4759	Mobile phone #:			
E-mail: mharden@ATIF.com intern@ATIF.com		Preferred contact method:	Email		
What are owner(s) intentions for property:	Homestead				
Are there current code violations?	☑ No	☐ Yes	Explain: (please attached notice)		
Is a lien filed against the property?	☐ No	☑ Yes	If yes, what is the lien amount?	Numerous-Amt attchd.	
Is property listed for sale?	☑ No	☐ Yes	If yes, what is listing price?		
Is property under contract for sale?	☑ No	☐ Yes	If yes, what is the sale price?		

City incurred charges (lot clearing, demolition, etc)	$ 2025.28
Administrative fees	$ 1695.- + 12.17
Interest	$ 3696.79
Penalties	$ 642.83
TOTAL AMOUNT DUE TO CITY	$ 8072.07
DOLLAR AMOUNT REQUESTING TO BE WAIVED	$ 6046.79
DOLLAR AMOUNT I AGREE TO PAY	$ 2025.28

If the city waives any fees, interest, penalties or lien amount, the undersigned does hereby agree to pay the remainder within sixty (60) days from the date of the Commission's decision unless an alternate time frame is specified in the motion.

Aissa Dorange
(Signature of Owner or Representative)

Aissa Dorange, Legal Assistant
(Printed Name)

CITY OF FORT PIERCE

DIVISIONS OF CODE ENFORCEMENT & ANIMAL CONTROL

MARGARET M. ARRAIZ, CODE COMPLIANCE MANAGER

I, Aissa Dorange, Legal Assistant do hereby submit this Petition in request for a reduction in the total amount of the penalty imposed and in support offer the following statement:

The subject property is in compliance. The liens were not those of the current owner, Latonya Simmons who purchased the property after renovation and revitalization. Said owner through her title company wishes to resolve the aged liens and therefore seeks this reduction.

We respectfully ask the City to consider the reduction of the numerous liens that need to be cleared from the record.

Date: 8-19-14

Signed: Aissa Dorange

Print Name: Aissa Dorange, Paralegal

STATE OF FLORIDA

COUNTY OF ~~ST. LUCIE~~ ORANGE

PERSONALLY APPEARED before me, the undersigned authority Aissa Dorange who acknowledged before me that the information contained herein is true and correct. He / She is not personally known to me and has produced personally Known as identification.

SWORN TO AND SUBSCRIBED before me this 19th day of August, 2014.

Mark S. Harden

Notary Public, State of Florida

MARK S. HARDEN
Notary Public - State of Florida
My Comm. Expires Sep 19, 2014
Commission # EE 18292
Bonded Through National Notary Assn.

STATEMENT OF ACCOUNT PAGE 1

DATE: 8/15/14

TO: LATONA N SIMMONS
430 MEANS CT
FT PIERCE, FL 34950

Lot Clearing

CUSTOMER NO: 239/4287 TYPE: LL - 001 0000 115 02 00 LC

CHARGE	DATE	DESCRIPTION	REF-NUMBER	DUE DATE	TOTAL AMOUNT
	8/11/14	BEGINNING BALANCE			8,072.07

MR430I01 CITY OF FORT PIERCE FINANCE DEPARTMENT 8/15/14
Miscellaneous Receivables Inquiry 15:30:21

Customer ID . . . : 239 Name: 432(430) MEANS CT SIMMONS
Last statement . : 8/11/14 Addr: 240950102500006 SIMMONS
Last invoice . . : 8/23/07 FT PIERCE, FL 34950
Current balance . : 8,072.07
Pending . . . . . : .00 Status: A ACTIVE
Previous balance : 8,072.07 Type: 001 0000 115 02 00 LC
Deposit balance . : .00
Type options, press Enter. Open Activity
1=Select

Opt	Code	Description	Current	Overdue	Total due
	FEELC	FILING FEES/LOT CLEARING	.00	12.17	12.17
	INT01	LC INTEREST CHARGE 6%/YR	15.78	3681.01	3696.79
	LOTAD	LOT CLEARING ADMIN FEE	.00	1695.00	1695.00
	LOTCL	LOT CLEARING	.00	2025.28	2025.28
	PEN01	LC PENALTY CHARGES OF .1%	3.16	639.67	642.83

Bottom

Current	OVER 10	30 days	over 60
18.94		18.94	8034.19

DUE DATE: 8/15/14 PAYMENT DUE: 8,072.07
TOTAL DUE: $8,072.07

PLEASE DETACH AND SEND THIS COPY WITH REMITTANCE

DATE: 8/15/14 DUE DATE: 8/15/14 NAME: SIMMONS, LATONA N
CUSTOMER NO: 239/4287 TYPE: LL - 001 0000 115 02 00 LC

REMIT AND MAKE CHECK PAYABLE TO:
CITY OF FORT PIERCE
P O BOX 1480
FORT PIERCE FL 34954-1480
(772) 467-3000

TOTAL DUE: $8,072.07

City Commission Regular Meeting **Agenda Item # 9. b.**

Meeting Date: 09/15/2014

Re: Demolition Lien Reduction - 432 (430) Means Court, Ft. Pierce, FL

Submitted For: Peggy Arraiz, Code Compliance Manager, Code Enforcement

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SUBJECT:

Waive interest, penalties, administrative fees in the amount of $1,449.38 for Demolition Lien totaling $2,249.38 against 432 (430) Means Court, Ft. Pierce, FL owned by Latonya N. Simmons, contingent upon payment of $800.00 within 60 days.

SUMMARY:

Request by Latonya N. Simmons, c/o Attorney's Title Insurance Fund, 6545 Corporate Centre Blvd., #200, Orlando, FL 32822 to waive administrative fees, interest, and penalties in the amount of $1,449.38 leaving a balance due of $800.00.

RECOMMENDATION:

Staff recommends waiving interest, penalties, and administrative fees of $1,449.38 leaving a balance due of $800.00 payable in 60 days.

ALTERNATIVES:

1. Deny request.
2. Determine alternative amount.

RESPONSIBLE STAFF:

Colleen Greer, Code Enforcement Executive Secretary.

COORDINATED WITH:

Margaret Arraiz, Code Compliance Manager.
Kathy D'Arton, Accounts Receivable.

Fiscal Impact

Budgeted Y/N:

Fiscal Year: 2014

Account:

Amount: 800.00

OTHER INFORMATION:

$800.00 to the general fund.

Attachments

Request for Reduction

Breakdown

Tax Card

CITY OF FORT PIERCE
DIVISIONS OF CODE ENFORCEMENT & ANIMAL CONTROL

MARGARET M. ARRAIZ, CODE COMPLIANCE MANAGER

REQUEST FOR A WAIVER
LOT CLEARING / DEMOLITION LIENS

Property address:	430 (432) Means Ct, Ft Pierce, FL 34950				
Owner(s) of record:	Latonya N. Simmons C/o Attorneys' Title Ins. Fund				
Mailing address:	6545 Corporate Centre Blvd, Orlando, FL 32822 STE 200				
Property tax ID #:	2409-501-0250-00016				
Original purchase date:	12/30/2008	Original purchase price:	$97,500.-		
Other Information:	☐ Inherited Property	☐ Purchased at Tax Sale	☐ Adjoining Property Owner		
Property is used for:	☑ Single Family	☐ Multi-family	☐ Commercial	☐ Industrial	☐ Vacant Lot
Name of person requesting waiver	Aissa Dorange, Paralegal	Relationship to owner(s):	Title Insurance		
Telephone #:	855-730-4759	Mobile phone #:			
E-mail:	mharden@ATIF.com intern@ATIF.com	Preferred contact method:	Email		
What are owner(s) intentions for property:	Homestead				
Are there current code violations?	☑ No	☐ Yes	Explain: (please attached notice)		
Is a lien filed against the property?	☐ No	☑ Yes	If yes, what is the lien amount?	Numerous-Amt attchd.	
Is property listed for sale?	☑ No	☐ Yes	If yes, what is listing price?		
Is property under contract for sale?	☑ No	☐ Yes	If yes, what is the sale price?		

City incurred charges (lot clearing, demolition, etc)	$ 800.-
Administrative fees	$ 79.-
Interest	$ 1141.94
Penalties	$ 228.44
TOTAL AMOUNT DUE TO CITY	$ 2249.38
DOLLAR AMOUNT REQUESTING TO BE WAIVED	$ 1449.38
DOLLAR AMOUNT I AGREE TO PAY	$ 800.-

If the city waives any fees, interest, penalties or lien amount, the undersigned does hereby agree to pay the remainder within sixty (60) days from the date of the Commission's decision unless an alternate time frame is specified in the motion.

Aissa Dorange
(Signature of Owner or Representative)

Aissa Dorange, Legal Assistant
(Printed Name)

DATE: 8/15/14

TO: LATONA N SIMMONS
430 MEANS CT
FT PIERCE, FL 34950

Demolition

CUSTOMER NO: 239/239 TYPE: DM - 001 0000 115 03 00 DEMO

CHARGE	DATE	DESCRIPTION	REF-NUMBER	DUE DATE	TOTAL AMOUNT
	8/11/14	BEGINNING BALANCE			2,249.38

MR430I01 CITY OF FORT PIERCE FINANCE DEPARTMENT 8/15/14
Miscellaneous Receivables Inquiry 15:30:18

Customer ID . . . : 239 Name: 432 MEANS CT SIMMONS
Last statement . : 8/11/14 Addr: 240950102500006 SIMMONS
Last invoice . . : 8/23/07 FT PIERCE, FL 34950
Current balance . : 2,249.38
Pending . . . . . : .00 Status: A ACTIVE
Previous balance : 2,249.38 Type: 001 0000 115 03 00 DEMO
Deposit balance . : .00
Type options, press Enter. Open Activity
1=Select

Opt	Code	Description	Current	Overdue	Total due
	DEMO	DEMOLITION	.00	800.00	800.00
	DEMOA	ADMINISTATION/DEMO	.00	75.00	75.00
	FEEDM	FILING FEES/DEMOLITION	.00	4.00	4.00
	INT	DM INTEREST CHARGE 6%/YR	4.38	1137.56	1141.94
	PEN	DM PENALTY CHARGES OF .1%	.88	227.56	228.44

Bottom

Current	OVER 10	30 days	over 60
5.26		5.26	2238.86

DUE DATE: 8/15/14

PAYMENT DUE: 2,249.38
TOTAL DUE: $2,249.38

PLEASE DETACH AND SEND THIS COPY WITH REMITTANCE

DATE: 8/15/14 DUE DATE: 8/15/14 NAME: SIMMONS, LATONA N
CUSTOMER NO: 239/239 TYPE: DM - 001 0000 115 03 00 DEMO

REMIT AND MAKE CHECK PAYABLE TO:
CITY OF FORT PIERCE
P O BOX 1480
FORT PIERCE FL 34954-1480
(772) 467-3000

TOTAL DUE: $2,249.38

Cl 34373 St Lucie County - Lots 8 & 9, Blk 9 PB 4/77
LIENS: 432-(414) Means Court, Ft Pierce, FL

1 402/973 - Expired 20 years - Unenforceable
2 429/1919 - Expired " "
3 523/2456 - Rec 12/11/86 = Expired 20 years
4 774/268 - Rec 1/31/92 = Expired "
5 831/1182 - Rec 3/9/93 = " "
6 868/458 - Rec 11/5/93 = " "

Expired 20 years Unenforceable

7 958/1024 INV 04-12 4/18/95 $167.-
8 985/911 - INV 09-27
9 1064/1164 - INV 1698
10 1090/2889 - INV 2494
11 1109/146 - INV 3026
12 1165/1087 - INV 4763
13 1202/192 - INV 5876
14 1212/1349 - INV 6320
15 1255/2889 - INV 7132
16 1333/372 - INV 8189
17 1392/1337 - INV 8912
18 1404/2543 - INV 9008
19 1461/1558 - INV 9365
* 20 1484/2029 - INV 9559
21 1508/2660 - INV 9780
22 1763/729 - INV 15380
23 1860/1999 - INV 15659
24 1928/1091 - INV 16264

Releases: ✓2752/526 X N/A
✓ " / 524 X N/A
✓2683/2408 X N/A
✓1260/2901 ← Sat 1258/1458 N/A
✓ & 3130/921 - Applys to Lots 12 & 13, Blk 9 - Other indem. - N/A
We obtained

MEMORANDUM

TO: The Honorable Mayor and Members of the City Commission

THROUGH: Robert J. Bradshaw, City Manager

FROM: Colleen Greer, Executive Assistant to Code Enforcement

SUBJECT: **DEMOLITION LIEN REDUCTION**
430 (432) Means Court, Ft. Pierce, FL

DATE: September 15, 2014

The following is a breakdown of the above property:

	Costs (General Fund)	Interest & Penalties	Administrative Fees
Demolition Lien	$800.00	$1,374.38	$75.00
TOTAL	$800.00	$1,374.38	$75.00

CAN BE WAIVED (ALL INTERESTS, PENALTIES & ADMIN COSTS)	$1,449.38
CANNOT BE WAIVED (ALL DEMOLITION COSTS)	$ 800.00
	$2,249.38

PROPERTY RECORD CARD

Latonya N Simmons Record: 1 of 1 <<Prev Next >> Spec.Assmnt Taxes Exemptions Permits Home Print

Property Identification

Site Address:	430 Means Ct	ParcelID:	2409-501-0250-000-6
Sec/Town/Range:	09 :35S :40E	Account #:	21236
Map ID:	24/09N	Use Type:	SF Res
Zoning:	R4	City/Cnty:	Fort Pierce

Ownership and Mailing

Owner: Latonya N Simmons
Address: 430 Means Ct
Fort Pierce FL 34950

Legal Description

LINCOLN PARK NO 2 BLK 9 LOTS 8 AND 9 (OR 3048-503)

Sales Information

Date	Price	Code	Deed	Book/Page
12/30/2008	97500	00	WD	3048 / 0503
5/22/2007	100	03	QC	2854 / 0115
3/1/2007	7500	01	QC	2777 / 2186
11/2/2006	2500	01	TD	2693 / 2834
11/13/1990	0	01	DE	0715 / 1707

Assessment 2014

2014 TRIM:	72300
Assessed:	69987
Ag.Credit:	0
Exempt:	44987
Taxable:	25000
Taxes:	776.53

Total Land and Building

Land Value: 3000 Acres: 0.23
Building Value: 69300
Finished Area: 1404 SqFt

BUILDING INFORMATION

Exterior Features

View:	-	RoofCover:	FS - Fibrglss Shg	RoofStruct:	GA - Gable
ExtType:	HC+ - HC+	YearBlt:	2008	Frame:	-
Grade:	C+ - C+	EffYrBlt:	2008	PrimeWall:	HP - Hardi Plank
StoryHght:	0010 - 1 Story	No.Units:	1	SecWall:	-

Interior Features

BedRooms:	4	Electric:	MX - MAXIMUM	PrmIntWall:	DW - Drywall
FullBath:	2	HeatType:	FHA - FrcdHotAir	AvgHt/Fl:	
1/2Bath:	0	HeatFuel:	ELEC - Electric	Prm.Flors:	CU - Carpet
%A/C:	100	%Heated:	100	%Sprinkled:	0

Special Features and Yard Items

Type	Y/S	Qty.	Units	Qual.	Cond.	YrBlt.
DWBP - Drive-BrkPav	Y	1	1200	AV	AV	2008

Land Information

No.	Use Type	Type	Measure	Depth
1	0100-SF Res	205 -Front Ft	83	119

THIS INFORMATION IS BELIEVED TO BE CORRECT AT THIS TIME BUT IT IS SUBJECT TO CHANGE AND IS NOT WARRANTED.

City Commission Regular Meeting **Agenda Item # 9. c.**

Meeting Date: 09/15/2014

Re: PERF Proposal for National Executive Search

Submitted For: Robert Bradshaw, City Manager

SUBJECT:

Approval of proposal from the Police Executive Research Forum (PERF) to facilitate a national executive search for the Chief of Police for the amount of $43,500.

SUMMARY:

As directed by the City Manager, the Interim Administrative Services Director, Sheritta Johnson, researched three professional executive search organizations to obtain proposals to facilitate the search for a Chief of Police due to Chief Baldwin's request for retirement. The proposals from the International Association of Chiefs of Police (IACP), the Florida Police Chiefs STARS Program and the Police Executive Research Forum (PERF) were presented to the City Commission at the September 8, 2014 Conference Agenda meeting. At the meeting, Ms. Johnson recommended the Police Executive Research Forum (PERF) to conduct the search for a Chief of Police because they offer the most comprehensive approach that includes onsite assessment meetings with the City Manager, City Commission, other key City officials, Police Department leaders, community leaders and other important groups. Additionally, PERF's recruitment proposal includes the solicitation of candidates from a number of diversity oriented groups.

RECOMMENDATION:

Staff recommends the approval of PERF's proposal to conduct a search for the Chief of Police for the amount of $43,500.

ALTERNATIVES:

Staff will proceed as directed by the City Commission.

RESPONSIBLE STAFF:

Sheritta Johnson, Interim Administrative Services Director

COORDINATED WITH:

Robert J. Bradshaw, City Manager
Nick Mimms, Deputy City Manager

Fiscal Impact

Budgeted Y/N:	N
Fiscal Year:	2015
Account:	001-6000-513-4980
Amount:	$43,500

FISCAL IMPACT:

The funds to cover the cost of the Chief of Police search will be appropriated from the contingency budget.

Attachments

Recommendation from Interim Services Director

Police Executive Research Forum Proposal

IACP Proposal

The Florida Police Chiefs Proposal

ADMINISTRATIVE SERVICES DEPARTMENT
INTEROFFICE MEMORANDUM

TO: Robert J. Bradshaw, City Manager

FROM: Sheritta Johnson, Interim Administrative Service Director

RE: **Recommendation for Police Chief Search Services**

DATE: September 4, 2014

The City is undertaking a very important charge in searching for a Chief of Police, and it is imperative that the right individual is selected for the position. I have researched three organizations, the Florida Police Chiefs STARS Program, International Association of Chiefs of Police (IACP) and Police Executive Research Forum (PERF) for the Executive Search and my recommendation is herein.

Each firm provides the following basic services:

1) Job and Candidate Profiling
2) Recruitment and Marketing
3) Resume Receipt and Review

In my opinion, Police Executive Research Forum (PERF) has the most comprehensive approach. "Prior to initiating the national search process, PERF will conduct an onsite assessment to meet with key stakeholders including the City Manager, City Commission, other city officials, leaders within the Fort Pierce Police Department, community leaders and other important groups to identify the knowledge, skills, experience and interpersonal qualifications desired for the Chief of Police." In addition, PERF recruitment includes soliciting candidates from diversity-oriented groups, such as the International Association of Chiefs of Police (IACP), the National Organization of Black Law Enforcement Executives (NOBLE), the National Association of Women Law Enforcement Executives (NAWLEE), the Hispanic American Police Command Officers Associations (HAPCOA) and other like associations.

Recommendation

Based on the aforementioned information, I recommend Police Executive Research Forum (PERF) to conduct the search to fill the vacant position for Police Chief.

If you have any questions, please contact me.

SJ

PROPOSAL

NATIONAL EXECUTIVE SEARCH
FOR FORT PIERCE CHIEF OF POLICE

Submitted by the Police Executive Research Forum
September 4, 2014

The Police Executive Research Forum (PERF) is pleased to present this proposal to facilitate a national executive search for the Fort Pierce Chief of Police. PERF is ideally suited to conduct the tasks required to complete a successful executive search. As a Washington, D.C.-based policing research organization and membership association of law enforcement leaders, PERF is thoroughly familiar with the role, responsibilities, and experience required of successful law enforcement chief executives.

PERF Overview

Founded in 1977, the Police Executive Research Forum (PERF) is both a premier police research organization and a provider of high quality management services, technical assistance, police executive search services, and training to support law enforcement and the criminal justice system. As an international, private, non-profit 510 (c) (3) organization located in Washington, DC, PERF was formed to improve the delivery of police services and the effectiveness of crime control through:

1. The exercise of strong national leadership;
2. Public debate of police and criminal justice issues;
3. Research and policy development; and
4. The provision of vital management and leadership services to police agencies.

PERF is governed by a member-elected President and Board of Directors, and a Board-appointed Executive Director with a staff of approximately 30 full-time professionals.

PERF continues to conduct some of the most innovative police and criminal justice research and provides a wide variety of management and technical assistance programs to police agencies throughout the world. PERF has pioneered studies in such fields as community and problem-oriented policing, racially-biased policing, reducing the use of force, violent crime reduction strategies, multijurisdictional investigations, the police response to people with mental illnesses, and homeland security. PERF's groundbreaking work has earned it a prominent position in the police community.

PERF is also a professional organization of progressive chief executives of city, county and state law enforcement agencies. In addition, PERF has established formal relationships with international police executives and law enforcement organizations from around the globe. Membership includes police chiefs, superintendents, sheriffs, state police directors, university police chiefs, public safety directors, and other law enforcement professionals.

PERF sponsors and conducts the Senior Management Institute for Police (SMIP). This program provides comprehensive professional management and executive development training to police chiefs and law enforcement executives. Convened annually at Boston University, SMIP instructors include professors from leading universities, though primarily with faculty from Harvard University's Kennedy School of Government. SMIP is considered one of the leading police executive training programs in the nation. To date, over 3,000 professionals have attended.

PERF publishes some of the leading literature in the law enforcement field, addressing the difficult issues that challenge today's police leaders. PERF publications are used for training, promotion exams and to inform police professionals about innovative approaches to community problems. The hallmark of PERF's publications is translating the latest research and thinking about a topic into best police practices that can be tailored to the unique needs of a jurisdiction.

The following titles illustrate the range of PERF's work: *Citizen Review Resource Manual* (1995); *Managing Innovation in Policing* (1995); *Crime Analysis Through Computer Mapping* (1995); *And Justice For All: Understanding and Controlling Police Use of Deadly Force* (1995); *Why Police Organizations Change: A Study of Community-Oriented Policing* (1996); *Themes and Variations in Community Policing: Case Studies in Community Policing* (1996); *The Nature of Community Policing Innovations: Do the Ends Justify the Means?* (1996); *Under Fire: Gun-Buy Backs, Exchanges and Amnesty Programs* (1996); *Mental Illness: Police Response* (1996); *The Police Response to Mental Illness* (2002); and the first authoritative work on racial profiling, *Racial Profiling: A Principled Response* (2001); *Protecting Your Community from Terrorism: The Strategies for Local Law Enforcement Series* (2003); *Chief Concerns: Exploring the Challenges of Police Use of Force* (2005); *Chief Concerns: Police Management of Mass Demonstrations: Identifying Issues and Successful Approaches* (2006); *Chief Concerns: A Gathering Storm—Violent Crime in America* (2006); *Chief Concerns: Police Planning for an Influenza Pandemic: Case Studies and Recommendations from the Field* (2006); *Good to Great Policing: Application of Business Management Principles in the Public Sector* (2007); *Promoting Effective Homicide Investigations* (2007); *Violent Crime in America: What We Know About Hot Spots Enforcement* (2008); Police *Chiefs and Sheriffs Speak Out On Local Immigration Enforcement* (2008); *Violent Crime and the Economic Crisis: Police Chiefs Face a New Challenge* (Parts I and II, 2009); *2011 Electronic Control Weapon Guidelines*; *Improving the Police Response to Sexual Assault* (2012); *Civil Rights Investigations of Local Police: Lessons Learned* (2013); *The Police Response to Active Shooter Incidents* (2014); *New Challenges for Police: A Heroin Epidemic and Changing Attitudes Toward Marijuana* (2014).

More details about PERF's wide spectrum of activities can be found at our website (www.policeforum.org).

EXECUTIVE SEARCH QUALIFICATIONS

The selection of a chief law enforcement executive is one of the most important tasks a City can undertake, and a solid, rigorous search process is critical to identifying the right person for this position.

PERF's range of work and in-depth knowledge and understanding of policing issues in America and internationally provides an unparalleled foundation for the provision of these services. PERF's executive search team has combined their efforts of conducting police executive searches for over 20 years.

PERF's expertise in law enforcement executive selection is highlighted by the publication of two books on police executive selection issues. With the International City/County Management Association (ICMA) as co-publisher, PERF collaborated on *Police Chief Selection: A Handbook for Local Government*. PERF produced a second book entitled, *Command Performance: A Career Guide for Police Executives*, written for job applicants.

In 2009, PERF addressed leadership and management topics in *Leadership Matters: Police Chiefs Talk About Their Careers.* For this publication, PERF interviewed 25 experienced police chiefs about their strategies for succeeding as chiefs and working well with their mayors, their officers, and their communities. PERF also explored police management issues in *"Good to Great" Policing: Application of Business Management Principles in the Public Sector*.

PERF's experience in conducting search processes and knowledge of the field of law enforcement executive candidates is second to none.

Over the past decade, PERF has conducted or assisted with more than 75 executive searches and is successful in providing our clients with a highly qualified and diverse *national* candidate pool from which to select a new top executive. PERF has conducted or assisted with executive searches for police leaders in a variety of jurisdictions including: Chicago, Illinois; Grand Rapids, Michigan (consecutive searches); San Francisco, California; Charlotte, North Carolina; Pittsburgh, Pennsylvania; Minneapolis, Minnesota; Prince George's County, Maryland; Tallahassee, Florida; Kansas City, Missouri; Trenton, New Jersey; Memphis, Tennessee; Lakeland, Florida; Los Angeles, California (consecutive searches); the Massachusetts Institute of Technology; the Kentucky State Police; the New Jersey State Police; Nashville, Tennessee; Montgomery County, Maryland; Wilmington, North Carolina; Jupiter, Florida; Boston University; Springfield, Massachusetts; Charleston, South Carolina; Colonial Heights, Virginia; Savannah, Georgia; and New Haven, Connecticut (consecutive searches). We have recently assisted Dallas, Texas; Seattle, Washington; Houston, Texas; Akron, Ohio; Denver, Colorado; Corpus Christi, Texas; Sanford, Florida (interim chief); Baltimore, Maryland; Fayetteville, North Carolina; the United States Capitol Police; Northeastern University, Chattanooga, Tennessee; Miami Beach, Florida; and Grand Rapids, Michigan.

STAFF QUALIFICATIONS AND EXPERIENCE

PERF has established a team whose experience and expertise will provide the foundation for successful completion of a nationwide search for the Fort Pierce Police Department's next Chief of Police. PERF proposes the following personnel for this effort.

Project Oversight and Recruiting

Chuck Wexler, appointed as the Executive Director of PERF in 1993, leads a staff engaged in police and criminal justice research, management studies and consulting, publication of research findings, technical assistance, demonstration projects, and executive development and selection. At PERF, Mr. Wexler has been directly involved in technical assistance, research and consulting projects to improve the delivery of police services. Studies managed by Mr. Wexler in recent years include: the role of local law enforcement in addressing cybercrime, the police response to "active shooters," U.S. Department of Justice investigations of local police departments, best practices in eyewitness identification, gun violence prevention, improving the police response to sexual assault, and policing in the Middle East, to name a few. Further, he initiated PERF's executive search services in 1994 and has overseen all of the organization's search projects.

Prior to joining PERF, Mr. Wexler worked as an assistant to the nation's first Director of the Office of National Drug Control Policy, where he identified exemplary local initiatives and helped craft national policy. He also headed the Professional Development Division of the International Association of Chiefs of Police, where he designed its national program for the selection of police chiefs and revamped and broadened executive development programs for police executives. He has also held a number of key positions in the Boston Police Department. Mr. Wexler graduated from Boston University with a liberal arts degree. He earned a master's degree in criminology from Florida State University and a Ph.D. in urban studies and planning from the Massachusetts Institute of Technology (MIT). He has been an instructor at Bowdoin College and MIT.

In addition to overseeing all of PERF's executive search process since 1994, Mr. Wexler has been the lead recruiter for chief searches for the cities of Los Angeles, CA; San Francisco, CA; Charlotte, NC; Kansas City, MO; Seattle, WA; and Boston, MA; to name a few. He also contributed to *Selecting a Police Chief: A Handbook for Local Government*, published by ICMA and PERF. Mr. Wexler will oversee the search process and will consult with the lead recruiter and project director on potential candidates.

Lead Recruiter

Rebecca Neuburger, Lead Recruiter, is an executive search consultant for PERF. Prior to joining PERF's executive search team, Ms. Neuburger worked with PERF for over 13 years coordinating its membership and general office operations. During this time, Neuburger was responsible for managing PERF's member relations, including planning and executing PERF's annual and semi-annual meetings, providing support for PERF's executive leadership training program, the Senior Management Institute for Police (SMIP), and for a wide variety of other project work.

Given her extensive knowledge of PERF's membership of police executives and network of up and coming chiefs in the field, as an executive search consultant for PERF she has successfully completed searches for the City of Fayetteville, NC, Northeastern University, and Chattanooga, TN.

As PERF's lead recruiter, Ms. Neuburger will lead and manage the national recruitment effort

for the City of Fort Pierce. She will work closely with PERF's executive director and project director on this search process, and will be PERF's primary representative with the City on all aspects of the search. Ms. Neuburger has a Bachelor's degree from Wesleyan University and an MBA from George Washington University.

Project Director

Charlotte Lansinger has been a specialist in the field of police chief selection for over 25 years, first as the Director of Executive Search Services at the International Association of Chiefs of Police (IACP) and then as a consultant to PERF. Ms. Lansinger has assisted municipalities with the placement of more than 80 police executives in cities across the country. Ms. Lansinger is active in law enforcement career counseling and has given numerous presentations on the topic. She has also served as project associate for the development and administration of various police promotional examinations and assessment centers. She is a co-author of *Command Performance: A Career Guide for Police Executives*, and a contributor to *Selecting a Police Chief: A Handbook for Local Government*, published by ICMA and PERF. Ms. Lansinger holds a bachelor's degree in Government and Public Service from Indiana University of Pennsylvania.

As Recruiting Advisor, Ms. Lansinger will provide oversight on the selection process and potential candidates. Ms. Lansinger will participate in the interview process.

Recruitment Coordinator

Thomas Wilson serves as Deputy Director of the Management Services Division of PERF. The division provides a full range of consulting services to police organizations of all sizes. These services include management and organizational studies, policy review, performance audits, resource allocation, workload assessments, strategic planning, and education and training development. Mr. Wilson has worked with over 20 law enforcement agencies including the Chicago Police Department, Houston Police Department, Nassau County New York Police Department, Fairfax County Virginia Police Department, Miami Beach Florida Police Department, and Northeastern University's Police Department. He has extensive experience conducting on-site interviews with police leaders and staff, elected officials, and community members.

Previously, Mr. Wilson served for almost 24 years with the Anne Arundel County, MD Police Department, retiring as a Major. As Major, Mr. Wilson served in command of both the Patrol Services and Administrative Services Bureaus. The Patrol Services Bureau consisted of roughly 500 sworn and civilian personnel. The Administrative Services Bureau consisted of roughly 160 sworn and civilian personnel. Mr. Wilson holds a Master of Science in Administration from Central Michigan University and a Bachelor's in Criminal Justice from the University of Maryland, College Park.

Mr. Wilson will provide assistance in all aspects of the search process. He will conduct the initial on site visit, write the position profile, and assist with candidate interviews.

Management and Technical Support

Shannon Branly, PERF Deputy Chief of Staff, has provided project management and administrative oversight to the organization since 2011. As Deputy Chief of Staff she is responsible for assisting in administrative oversight for all PERF projects, contributing to project development and management for both private and federally funded work. Since joining PERF in 2008, she has successfully lead the management and hosting of many national meetings and executive sessions, aided in the development and execution of project strategies, contributed to recent PERF publications, and has provided technical assistance and management expertise on a number of PERF's most critical projects, including work on the reporting and investigation of sexual assaults, the impact of the economic recession on police agencies, new police technologies, the police response to active shooters, police use of force and interactions with the mentally ill, and violent crime reduction initiatives among other topics. Ms. Branly serves as a liaison for PERF with federal agencies, executive search clients, other funders, and consultants. She provides technical support on executive searches and has managed searches for Baltimore, MD; the U.S. Capitol Police; Northeastern University; Miami Beach, FL, Chattanooga, TN; and Grand Rapids, MI. Ms. Branly holds a bachelor's degree in Psychology from James Madison University, and a master's degree in Forensic Psychology from Marymount University.

Ms. Branly will manage the contract with the City and administer the overall search process. She will respond to inquiries about the process, correspond with applicants, oversee daily search activities, and ensure all deadlines are met.

Jason Cheney is a Research Associate for PERF's Management Services division and has been with PERF since 1999. Mr. Cheney also handles day-to-day administrative activities in PERF's Executive Search Division. He is responsible for managerial and logistical support for numerous PERF projects, including violent crime and CED research. Prior to joining PERF, Mr. Cheney served as a Legal Assistant for a private attorney in Toms River, New Jersey. Mr. Cheney holds a bachelor's degree in Political Science from Stockton College in New Jersey and a master's degree in International Commerce and Policy from George Mason University.

Mr. Cheney will provide daily administrative support for the search process, including logging and receiving resumes, preparing acknowledgement letters, maintaining the search database, and placing advertisements.

RECRUITMENT PROCESS AND TECHNIQUES

PERF proposes a flexible framework of services to assist the City of Fort Pierce in selecting the most qualified candidate for the position of Chief of Police. This list of proposed steps provides a general set of milestones and serves as a basis for further discussions in shaping the details of the process. In collaboration with the City Manager, City Commission and other officials, PERF will tailor the search process to ensure the presentation of a highly-qualified candidate pool that will meet the unique needs of the Fort Pierce Police Department and the City.

Process Steps:

1. Discuss Needs and Expectations

2. Develop Profile of the Position and Ideal Candidate

3. Prepare and Place Position Announcements

4. Actively Recruit Candidates

5. Receive, Screen and Assess Applications

6. Conduct Detailed Screening of Candidates and Contact References

7. Recommend Pool of Candidates

8. Provide Advice on Interview Process and Structure

9. Provide Advice for Developing a Compensation Package

10. Maintain Documentation of Selection Activities

11. Notify Applicants of Final Appointment

Step 1: Discuss Needs and Expectations

Prior to initiating the national search process, PERF will conduct an onsite assessment to meet with key stakeholders including the City Manager, Commission, and other officials, leadership of the Fort Pierce Police Department, community leaders, and other constituent groups to identify the knowledge, skills, experience, and interpersonal qualifications desired for the Chief of Police.

PERF will also collect information regarding the needs of the police department, and the ideal candidate's qualifications in order to identify the unique aspects of the position and the competencies desired of the next Chief of Police.

To accomplish this important task, PERF will work with the City Manager and others as appropriate, to identify and discuss important issues and candidate qualifications and skills, and to finalize the overall executive search process.

PERF will also gather and review relevant documents, including but not limited to the following:

- Fort Pierce Police Department organizational charts;
- Current and projected budgets;
- Annual reports;
- Mission and values statements; and,

- General information about the City of Fort Pierce, the Police Department, and city residents.

The information reviewed and feedback discussed during this step will ensure PERF has a clear understanding of the needs and expectations associated with the Chief of Police position.

Step 2: Develop Profile of the Position and Ideal Candidate

Using the information gathered in Step 1, PERF will develop an updated profile of the position and the ideal candidate. The profile will be a tool used in the recruitment process to inform prospective candidates of the responsibilities, issues, and other matters pertaining to the role and responsibilities of the Chief of Police, and will provide a detailed description of the professional and interpersonal qualifications required for the position.

In consultation with the City Manager and other appropriate personnel, PERF will finalize the position profile, which will then be used throughout the process to identify the best, most qualified candidate pool. The profile will provide legitimacy to the applicant screening process and will assist others involved in screening and evaluating the recommended candidate pool.

Step 3: Prepare and Place Position Announcements

a. Prepare Position Announcement

PERF will develop a position announcement for distribution to various law enforcement, policing, and public safety information outlets nationwide. PERF will solicit applications from qualified candidates through advertising on national and regional law enforcement organizations' websites, direct e-mailing of position announcements, and perhaps most importantly, through **active recruitment**.

b. Outline Recruitment Plan

In consultation, PERF will finalize the national recruitment strategy, identifying key organizations as well as several dissemination methods to ensure the appropriate target audience is reached. A variety of methods will be used to advertise the position to ensure recruitment of a highly qualified and diverse candidate pool. PERF will submit all position announcements and materials for final review and approval prior to posting.

Projected methods may include:

- Posting advertisements on websites of the International Association of Chiefs of Police **(IACP)**, the National Organization of Black Law Enforcement Executives **(NOBLE)**, the National Association of Women Law Enforcement Executives **(NAWLEE)**, the Hispanic American Police Command Officers Association **(HAPCOA**), as well as numerous partner associations' websites.

- Notification to PERF members through PERF's website at www.PoliceForum.org, and through electronic mailings to its **over 1,700 member professionals** who represent law enforcement agencies worldwide and leading schools of criminal justice.

- Notification by letter or e-mail to **regional and state associations of chiefs of police**.

Step 4: Actively Recruit Candidates

Using the knowledge and insight acquired in Step 1, the position profile and our extensive national network of police professionals, PERF will **actively recruit** qualified candidates for the position. PERF has successfully conducted more than 75 executive searches and keeps meticulous recruitment databases. PERF has developed extensive contacts in the law enforcement and public safety communities over the course of numerous projects, through our membership program, and through our Senior Management Institute for Police. Over 3,000 up and coming police executives have graduated this program. PERF will reach out to these contacts, either to solicit their candidacy on the search, or to recommend suitable colleagues who may be interested in the position.

Step 5: Receive, Screen, and Assess Applications

PERF will acknowledge and review all candidate applications received and will conduct an initial screening of the applications to identify a group of qualified candidates based on the position profile and credentials to continue in the selection process.

Step 6: Conduct Detailed Screening of Candidates and Contact References

a. Conduct Detailed Screening Interviews with Candidates

PERF will conduct screening interviews with selected candidates who display the competencies, skills, knowledge, and abilities that meet and exceed the established qualification criteria. The interview format will include – but will not be limited to – questions related to the candidates' work experience, management philosophy, and interest in the position. PERF may also utilize candidate questionnaires with essay questions to further collect information on the candidates. Candidate responses would be reviewed by PERF's subject matter experts and taken into consideration during the selection process.

b. Speak with References

PERF routinely requests that semi-finalists provide five professional references that are thoroughly checked before the candidates are permitted to move forward in the search process. PERF will conduct preliminary reference checks with listed references and reach out to other trusted individuals in our network of police professionals to identify additional information on candidates in the semi-finalist group. Information provided on the resumes will be checked for accuracy through a variety of methods.

c. Database Search

In addition, PERF conducts thorough internet searches of all semi-finalist candidates using multiple search engines and news sites. These searches have been helpful in yielding additional information on search candidates.

Step 7: Recommend Pool of Candidates

Based on each candidate's background, experience and management philosophy, PERF will recommend a pool of the most qualified candidates to the City Manager, Commission and other identified persons for interviews. PERF will assist the City with the logistics of candidate interviews. The interview process will be structured to assess candidate skills and experience in order to determine those with the best qualifications to match the position profile.

Step 8: Provide Advice on Interview Process and Structure
PERF representatives will be available for advice and input during the interview phase of this search. PERF will prepare a list of possible questions and provide guidance on conducting the interviews and evaluating candidates.

Step 9: Provide Advice for Developing a Compensation Package
PERF will also provide advice to the City on developing a competitive salary offer and compensation package and assist in contract negotiations as requested.

Step 10: Maintain Documentation of Selection Activities
PERF will report progress to the City Manager on a routine basis and will provide important updates as needed between official meetings. Throughout PERF's involvement with the selection process, PERF will maintain detailed records of all activities related to the search and will make these records available to the City on request. All search documentation will be retained by PERF for three years.

Step 11: Notify Applicants of Final Appointment
Through all stages of the search process, PERF will maintain correspondence with applicants, including acknowledgement of receipt of resumes and applications. Upon the selection of a Chief of Police, PERF will notify other applicants of the final appointment action.

PERF recommends that a full and thorough background investigation be conducted on the person selected for appointment as Chief of Police. While we endeavor to provide a complete summary of each candidate's background, we are limited in terms of our investigative capacity. In all cases, a reputable investigative body should be engaged to conduct site interviews and detailed background investigations. PERF can recommend experienced investigative organizations and will work closely with the selected organization to ensure as comprehensive an investigation as possible.

COST PROPOSAL

Professional Service Fee

The cost of the scope of work outlined in this proposal is $43,500. This fee covers PERF's professional services, and basic office expenditures associated with the work (supplies, postage, telephone expense, etc.), and expenses for PERF staff to travel to Fort Pierce to conduct the initial site visit and participate in the interview process.

Additional/Reimbursable Expenses

The following costs are in addition to PERF's professional service fee and will be covered by the City:

- Travel Expenses for Candidates: (e.g., expenses for out-of-town candidates to travel to Fort Pierce to participate in the search process).

- Meeting Facilities: Suitable facilities for activities related to the performance of this contract (such as interview and meeting rooms) will be provided by the City.

- Background Investigation: PERF recommends that a full and complete background investigation be conducted on the person selected for appointment as Chief of Police. PERF does not offer this service, however we can recommend a reputable private, third party investigation firm to the City to perform detailed background investigations on the final candidate(s).

Process Timeline

PERF is available to begin work on this search process in October with completion expected to be approximately four months. PERF will work closely with the City to develop a detailed search timeline in Step 1.

IACP Executive Search Services

A Proposal for the City of Fort Pierce, Florida

The International Association of Chiefs of Police (IACP) offers the most comprehensive and thorough police executive search process available. We take pride in working closely with the client agency and its stakeholders during all stages of the transition process. A nationwide IACP executive search process typically follows the work plan outlined below. However, the IACP is always able to tailor its services to meet the needs and requirements of the client agency.

I. JOB AND CANDIDATE PROFILING

At the very outset, specific criteria will be established in cooperation with hiring officials to define qualifications of the ideal candidate. Criteria typically include management style; policing philosophy; minimum education; minimum level of law enforcement command experience; demonstrated ability to work with the community and social agencies in pursuit of common goals; unquestionable record of integrity; and demonstrated leadership, management, team building, and crime-control program implementation skills.

Job Analysis. An on-site job analysis will be conducted. The analysis will produce a comprehensive list of tasks, duties, and responsibilities for the next chief. The analysis will specify additional critical knowledge, skills, and abilities required to perform effectively as a police leader and manager.

The contemporary police chief is properly expected to lead. He or she is expected to

- promote professional ethics and values.
- foster public support for the agency.
- ensure that the public is satisfied with police services.
- establish objectives.
- achieve those objectives successfully.
- create and maintain an effective and motivated police force.
- manage resources productively.
- observe professional police principles.
- function productively with external agencies.
- remain accountable to the governing body.

The leadership role must be fulfilled in a way that satisfies not only the many constituencies both inside and outside of the police agency. Failure to do so usually results in conflict, acrimony, and frustration. The IACP job analysis will concentrate on all of the foregoing dimensions and

requirements in the police, government, and community settings. The result of the job analysis is a comprehensive position profile that will guide recruitment and initial screening efforts.

Profiling Methodology. Our profiling methodology includes interviews with a cross section of individuals from various constituencies. In a municipal environment, these normally include elected and appointed leaders, heads of other departments, police union officials, members of the police agency, civic and religious leaders, business leaders, and members of the community.

Our methodology also entails an examination of factors and trends that condition the client's policing environment. Factors and trends of significance are policing style, serious and less serious crime, citizen attitudes and complaints, police resources, staff characteristics, urgent problems, and significant accomplishments and department assets. Prime candidates will insist on such information when seriously considering applying for the job. The information also enables us to appraise candidate qualifications.

The IACP concentrates heavily on discovering and, if necessary, formulating, specific goals and objectives the new chief will be expected to achieve, problems to be solved, and innovations sought. Our view is that the thoroughness of job profiling dictates the effectiveness of the entire search process. Accordingly, the IACP focuses substantial attention at this initial phase of the process.

II. RECRUITMENT MARKETING & ADVERTISING

The IACP offers unparalleled reach into the law enforcement community and will leverage our considerable avenues of information transfer to support the client's recruitment effort. Specific examples include:

***Police Chief* Magazine**. A full page advertisement for the position will be designed and published in *Police Chief*, IACP's monthly magazine with a circulation of more than 20,000. Advertising will be complimentary and is contingent upon the production schedule of the magazine. The IACP will develop ad copy describing the position, the hiring agency, and the jurisdiction designed to elicit responses from the best possible applicants.

The IACP Network. Using our nationwide network of governmental and police executives, the IACP will proactively search for (cold source) ideal candidates. The IACP will discuss this position with individuals across the country whose professional judgment is respected and solicit their recommendations. The IACP is uniquely qualified through its position in the law enforcement community to identify and recruit the most dynamic and highly qualified law enforcement executives.

Internet and Email. An ad will be prominently posted on www.DiscoverPolicing.org, the official career center of the IACP and an award-winning police recruitment website. In addition, awareness of the job will be promoted through a series of email notices sent directly to

IACP members, including prominent placement in the *IACP News* biweekly e-newsletter with a distribution of 31,500. Finally, the announcement will be shared through the IACP's social media outlets, including Facebook and Twitter.

Diversity Recruitment. We will provide notices to and solicit candidate recommendations from diversity-oriented groups like the National Organization of Black Law Enforcement Executives, the Hispanic American Command Officers Association, the National Center for Women and Policing, and the National Association of Women Law Enforcement Executives. The IACP understands the importance of diversity and works hard to ensure an inclusive recruitment process. Many successful finalists in past IACP searches for police chief and other command positions have been minority candidates.

III. APPLICANT SCREENING, EVALUATION & SELECTION

Resume Receipt and Review. The IACP will acknowledge receipt of application materials from candidates and conduct an initial review of all resumes and cover letters. Applicants are be categorized based on their basic qualifications relative to the needs of the department as identified through the job analysis. Common evaluation factors include:

- Experience as a chief or at a command level, including consideration of breadth and depth of experience.
- Patterns of employment, including frequency of job changes and gaps in employment.
- Experience in an agency or environment similar to the client agency.
- Demonstrated record of accomplishments in areas of specific relevance to the client.
- Evidence of formal education and specialized leadership training such as the FBI National Academy.
- Written communication skill and the extent to which the candidate expresses an understanding of the department and is able to present and correlate his or her qualification to the needs of the agency.

This initial review process will identify the best candidates (approximately 15) for initial screening.

Initial Screening. Initial screening typically involves internet checks and structured telephone interviews tailored to the agency's job. We have found that at this stage, thorough questioning of the candidate and an internet search provide adequate information to form an accurate picture of the candidate's history. Based on the results of the initial screening, the IACP will recommend a group (approximately six) of the most highly qualified candidates for further on-site evaluation. Brief dossiers on each recommended finalist are provided summarizing the candidate's resume and the results of the preliminary background checks and telephone interviews.

Finalist Evaluation. The IACP will assist with evaluation of the finalists, including development of an interview process, scheduling, coordination of finalist travel arrangements,

and on-site administration. The IACP typically recommends an independent structured interview process with IACP-provided interviewers, augmented by one or more client interview panels. For the IACP panel, we will develop interview questions designed to reveal comparative strengths and weaknesses of the finalists and the best match among candidates and the job. Questions are based on the job analysis as well as knowledge of the department and its policing environment. The IACP will schedule, coordinate, and facilitate the interview process, including arrangement of candidate travel. Results can present candidates in rank order or as groupings in terms of suitability.

Assessment Center Option. At your option, an assessment center will be conducted to evaluate the managerial and administrative capabilities of the final group of five or six candidates. In an assessment center, candidates participate in a series of individual and group exercises that simulate critical aspects of the target job. Trained assessors observe each candidate's performance and evaluate their behavior on predefined dimensions that relate to success in the specific job in question

Selection. The IACP search team will rank order or group candidates in terms of suitability and can offer hiring recommendations. Candidate strengths and weaknesses, as revealed by all efforts undertaken, will be documented and discussed with agency officials. Consultation with selecting officials is particularly intense at this juncture in the process.

On-site Background Investigation. Our experienced investigators will conduct a thorough on-site background investigation of the selected candidate. A candidate's current supervisor and subordinates, leaders in the community, union representatives, and others who know the candidate will be contacted and interviewed at length. Records concerning civil suits, financial status, driving history, etc., will be obtained. The entire career of the candidate is considered and controversies in previous jobs are investigated as necessary.

Offer Negotiation. The IACP is able to assist in extending and negotiating an offer to the top candidate as needed.

IV. TIMELINE

The typical executive search can be completed within four to six months. While this time frame was designed to produce work that meets IACP quality standards, we are happy to work to accommodate individual agency needs. The following table outlines the major activities of an IACP search and the estimated timeframe to complete each.

Activity	Estimated Timeframe
Contract Execution	-
Onsite Visit - Job/Candidate Profile	2 weeks of contract execution
Open Job; Begin Recruitment Marketing and Advertising	Immediately following on-site; continue for 30 – 60 days
Review resumes, make first cut	2 weeks after job closes
Conduct initial screening / phone interviews; select finalists; Deliver finalist dossiers	2 weeks after making first cut
Develop interview questions or assessment exercises; Schedule and conduct on-site evaluation for finalists.	2.5 weeks after phone interviews
Conduct background on candidate; Negotiate offer	2 weeks after on-site interviews

V. QUALIFICATIONS

The IACP is a non-profit 501c(3) corporation, chartered in the District of Columbia and headquartered in Alexandria, Virginia. The IACP is the world's leading association of law enforcement executives with over 20,000 members in over 100 countries. Headquarters staff comprises approximately 100 professionals engaged in a variety of activities, from grant management and research to training and technical assistance. The association's mission is simple: to serve the police leaders of today and develop the leaders of tomorrow. Assisting agencies with the identification and placement of that leadership helps us attain that goal. The IACP differs from private firms who are in the business of offering executive search services. We are motivated by our commitment to improving law enforcement leadership and professionalism across the country. Further, we concentrate our efforts exclusively on police and law enforcement matters. We do not diffuse our interests and capacities.

Since the association began its program of field consulting in 1935, it has conducted hundreds of management surveys, technical assistance projects, staff studies, planning projects, and has provided contract training and testing services for jurisdictions of all sizes and types. The IACP's Executive Search Service was established in 1986 in response to urgings of local government officials, chiefs, and potential chiefs. Since that time, the same veteran team of resident professional staff and associate consultants has assisted scores of police organizations with the important task of identifying future leadership. Client lists, references and resumes are available upon request.

VI. PRICING

We have estimated the cost to provide these services to your agency:

PROCEDURE	COST
Comprehensive Executive Search *(includes Assessment Center)*	$35,000 plus travel expenses
Comprehensive Executive Search *(includes Structured Interview)*	$30,000 plus travel expenses

These prices include all developmental and administrative costs except travel expenses for IACP staff, candidates, and assessors, assessor honoraria (if any), and facility costs. IACP is always ready to tailor its services to your agency's needs and financial abilities. The proposed price can be adjusted, therefore, to accommodate variations in scope of services, either greater or lesser.

VII. CLIENT LIST

The IACP has assisted scores of agencies in their search and assessment of new chief executives. Below is a sampling of our recent clients.

AGENCY	CONTACT PERSON	NATURE OF SERVICE COMPLETION DATE
Sykesville, MD Population: 4,500	Dawn Ashbacher Town Manager Town of Sykesville 7547 Main Street Sykesville, MD 21784 (410) 795-6390 dashbacher@sykesville.net	Comprehensive executive search for police chief December 2013
East Carolina University, NC	Bill Koch Associate Vice Chancellor East Carolina University EH&S Building 210 E. 4th Street Greenville, NC 27858 (252) 328-6166 kochw@ecu.edu	Comprehensive executive search for police chief October 2013 Previous process completed February 2008

AGENCY	CONTACT PERSON	NATURE OF SERVICE COMPLETION DATE
New Smyrna Beach FL Population: 25,000	Carol Hargy Human Resources Director City of New Smyrna Beach 210 Sams Avenue New Smyrna Beach, FL 32168 (386) 424-2111 chargy@cityofnsb.com	Comprehensive executive search for police chief April 2013
Washington Metropolitan Transit Authority	Rod Dones Talent Acquisitions Manager WMATA 600 Fifth St, NW, 7th floor Washington, D.C. 20001 (202) 962-9819 ext 29819 rdones@wmata.com	Comprehensive executive search for police chief March 2013
Greenville, NC Population: 90,000	Barbara Lipscomb City Manager City of Greenville 200 W. Fifth St Greenville, NC 27834 (252) 329-4642 blipscomb@greenvillenc.gov	Comprehensive executive search for police chief November 2012 April 2006
National Railroad Passenger Corporation (Amtrak)	Barry Melnkovic Chief Human Capital Officer Human Resources, Diversity Initiatives Labor Administration National Railroad Passenger Corporation 60 Massachusetts Avenue, NE Washington, DC 20002 (202) 906-2216 barry.melnkovic@amtrak.com	Comprehensive executive search for police chief October 2012
Delaware River & Bay Authority Transit system	Charlotte L. Crowell Chief HR Officer Delaware River & Bay Authority New Castle, DE 19720 (302) 571-6397	Comprehensive executive search for police chief August 2012 - Deputy Police Administrator July 2010 - Police Chief

AGENCY	CONTACT PERSON	NATURE OF SERVICE COMPLETION DATE
University of Massachusetts Amherst	Ruth Yanka Executive Director A&F Operations Administration and Finance University of Massachusetts Amherst 181 Presidents Drive 340 Whitmore, UMASS Amherst MA 01003 (413) 545-1581 ryanka@admin.umass.edu	Comprehensive executive search for police chief July 2012
Rutland, VT Population: 16,500	Larry Jensen Chair, Police Commission City of Rutland 7 Tuttle Meadow Drive Rutland, VT 05701 (802) 755-6526 lgjensen@aol.com	Comprehensive executive search for police chief July 2012
West Palm Beach, FL Population: 101,000	Patrick J. Cooney Director of Human Resources City of West Palm Beach 401 Clematis Street West Palm Beach, FL 33407 (561) 494-1006 pcooney@wpb.org	Comprehensive executive search for police chief May 2012

VIII. CONTACT

Kim Kohlhepp
Manager
International Association of Chiefs of Police
Center for Professional Services
44 Canal Center Plaza, Suite 200
kohlheppk@theiacp.org
Direct: 703-647-7237
Main line: 800-THE-IACP
www.theiacp.org

THE FLORIDA POLICE CHIEFS STARS PROGRAM

City of Fort Pierce Florida

Executive Search and Recruitment Services

Police Chief

September 3, 2014

The Florida Police Chiefs STARS Program

Law Enforcement Professional Consultants

PO Box 14038
Tallahassee, FL 32317

P: 850 219 3631
F: 850 219 3640

www.fpca.com/stars

THE FLORIDA POLICE CHIEFS STARS PROGRAM

City of Fort Pierce

Proposal for

Executive Search & Recruitment Services

Police Chief

September 3, 2014

The Florida Police Chiefs STARS Program
Amy Mercer
Executive Director, FPCA/STARS Project Coordinator
P.O. Box 14038
Tallahassee, FL 32317
850-219-3631
amercer@fpca.com
www.fpca.com

THE FLORIDA POLICE CHIEFS STARS PROGRAM

September 3, 2014

Sheritta Johnson
Risk Management
100 N. US 1
Fort Pierce, FL 34950

Dear Ms. Johnson:

Thank you for allowing the Florida Police Chiefs Education and Research Foundation (FPCERF) STARS to submit our qualifications for the City of Fort Pierce Police Chief recruitment.

The Florida Police Chiefs Association (FPCA), established in 1952, the professional association for which the FPCERF was created is the state's pre-eminent law enforcement professional association, speaking for Florida's chiefs and providing guidance and leadership for the future of law enforcement and our communities. The FPCA's mission is to continuously enhance law enforcement professionalism in the state of Florida, serving as the public face of law enforcement executive leadership, and providing a forum for executive education, development, and exchange of ideas.

STARS understands the scope of the work desired by the City of Fort Pierce. The attached proposal illustrates our understanding and details our approach. A STARS executive search is a collaborative effort. Our work plan will be developed by officials from your agency and STARS. Our services will be tailored to preferences from your agency.

As the Project Coordinator for the STARS program, I am authorized to submit this proposal on behalf of the FPCERF. Please contact me if you have any questions or require further information. I can be reached by phone at 850-219-3631 and my email address is amercer@fpca.com.

Sincerely

Amy Mercer

Amy Mercer
FPCA Executive Director / STARS Project Coordinator

THE FLORIDA POLICE CHIEFS STARS PROGRAM

STARS PROGRAM OVERVIEW:

When a community, organization or an agency has to fill a law enforcement executive position, finding the best candidates can be challenging. Those hiring may have limited or no access to law enforcement recruitment experts, and qualified candidates may be difficult to locate. Professional searches for qualified candidates can also be costly.

By providing Selection, Training, Assessment, Recruitment and Support, the Florida Police Chiefs STARS Program is setting the standard for finding, retaining and supporting the best law enforcement executives available.

The STARS Program will take an organization through an extensive search and qualification process. Pre-screened qualified applicants will be recommended to the participating entity, based on that agency's specific needs.

With **the Florida Police Chiefs STARS Program**, you have access to the following benefits:

A professional search team managed by law enforcement experts

Florida-based experts with extensive knowledge of national law enforcement issues and those specific to our state

Cost efficient process with proven results

Reassurance that the best candidates have been recruited for the job

Support and training provided so the selected candidate's transition is seamless

PO Box 14038
Tallahassee, FL 32317

P: 850 219 3631
F: 850 219 3640

www.fpca.com/stars

Project Team:

STARS has the resources available to conduct this search and avoid untimely delays in the process. Uniquely qualified to lead this search for the new Police Chief is top law enforcement expert Dr. Jim Sewell with Retired Chief James Gabbard. Full resumes are provided below.

Dr. Jim Sewell

EDUCATION

1980	The Florida State University; Tallahassee, Florida Ph.D. in Criminology Dissertation: Development of a Critical Life Events Scale for Law Enforcement
1975	Master of Science in Criminology
1971	Bachelor of Science in Criminology

PROFESSIONAL EXPERIENCE

May 2003 - February 2005	Florida Department of Law Enforcement Assistant Commissioner
August 2002 - May 2003	Deputy Commissioner
Nov. 1996 - August 2002	Regional Director Tampa Bay Regional Operations Center
May 1994 - October 1996	Director Division of Criminal Justice Information Systems
September 1990 - May 1994	Director Florida Criminal Justice Executive Institute

March 1986 - August 1990	Chief of Police City of Gulfport Florida Department of Safety and Motor Vehicles
December 1982 - February 1986	Director Office of Management and Planning Services
	Florida Department of Law Enforcement
May 1982 - December 1982	Deputy Director Division of Criminal Justice Information Systems
July 1981 - May 1982	Deputy Director Division of Local Law Enforcement Assistance
March 1981 - July 1981	Chief, Criminal Intelligence Bureau Division of Criminal Investigation
March 1980 - March 1981	Internal Inspector/Research and Development Specialist Office of Inspector General
	The Florida State University Department of Public Safety
October 1974 - March 1980	Assistant to the Director/Sergeant to Lieutenant
January 1973 - October 1974	University Police Officer/Education Officer

SELECTED PROFESSIONAL CERTIFICATES

December 2000	Diplomate, American Academy of Experts in Traumatic Stress
September 1993	Florida Criminal Justice Executive Institute: Chief Executive Seminar, Class 8
April 1990	Florida Department of Law Enforcement Executive Institute: Advanced Chiefs of Police Seminar
May 1988	University of South Florida Institute of Government: Executive Fellows Leadership Development Program
September 1978	F.B.I. National Academy, 114th Session

SELECTED PUBLICATIONS

“Dealing with Employee Stress: How Managers Can Help—or Hinder—Their Personnel,” *FBI Law Enforcement Bulletin*, 2006, 75, 7, 1-6.

“Training Strategies and Techniques for Investigators,” in Palmiotto, M.J., *Policing and Training Issues*, Upper saddle River, NJ: Prentice-Hall, 2003, 235-258.

"Managing the Stress of Organizational Change," *FBI Law Enforcement Bulletin, 200*2, 71, 3, 14-20.

"The Police Officer's Ethical Use of Force," in Palmetto, M. J., *Police Misconduct,* Upper Saddle River, NJ: Prentice Hall, 2001.

Controversial Issues in Policing (Edited Work), Boston, MA: Allyn and Bacon, 1999.

“The Four R’s for Police Executives,” *FBI Law Enforcement Bulletin,* 1996, 65,
7, 9-13.

"What They Didn't Teach in Management School," *F.B.I. Law Enforcement Bulletin,* 1991, 60, 8, 5-8.

With Robert A. Butterworth, "Politics and The Police Executive: Defining a Code of Ethics," *Florida Police Chief,* 1987, 13, 12, 32-43.

"Administrative Concerns in Law Enforcement Stress Management," *Police Studies: The International Review of Police Development,* 1986, 9, 3, 153-159.

"The Development of a Critical Life Events Scale for Law Enforcement," *Journal of Police Science and Administration*, 1983, 11, 1 109-116.

COMMUNITY AND PROFESSIONAL SERVICE

Teaching Activity

- Adjunct Instructor in Criminology, University of South Florida,
  2005-Present
- Adjunct Instructor in Criminology, Florida Metropolitan University, 1999-2000
- Adjunct Instructor, The Florida State University School of Criminology
  1975, 1979, 1981, 1983 - 1986, 1992 – 1996

- Lecturer, Florida Criminal Justice Executive Institute; Lively Law Enforcement Education Center; Florida Law Enforcement Academy; Florida Marine Patrol Academy; Florida Highway Patrol Academy; Florida Crime Prevention Training Institute; Institute of Police Technology and Management; Florida Institute for Law Enforcement; and St. Leo University.

- General Topics: Police Leadership; Futures in Criminal Justice; Crime Prevention; Community Relations; Terrorism and Extremist Groups; Police Officer Stress Awareness and Management; Post Shooting Trauma; Crisis Intervention

Community Boards of Directors

- Juvenile Welfare Board, Gubernatorial appointee, 2010-date
- Independent Review Commission on Hillsborough County Jails, Chair, 2008
- Drug Free America Foundation, 2005-date
- Pinellas Association of Retarded Children, 2004-2007, 2008-2010
- Pinellas Marine Institute, 2000 - 2006
- St. Petersburg Center Against Spouse Abuse, 1987 – 1990, 1997 - 2000
- Tau Kappa Epsilon Fraternity, Board of Trustees for Lambda Iota Chapter, 1983 - 1986; Chairman, 1985 - 1986
- Tallahassee Telephone Counseling and Referral Service, 1976 – 1979, 1983 – 1986; President, 1985 – 1986; Professional Advisory Board, 1979 - 1983
- Tallahassee Rape Crisis Service, Vice President, 1978 - 1980

Professional Memberships

- American Academy of Experts in Traumatic Stress, 2000 - 2008
- Police Executive Research Forum, 1988 - 2005
- Tampa Bay Area Chiefs of Police Association, 1986 - 1990; 1996 - Present
- Florida Police Chiefs Association, 1986 – Present (Life Member)
- National Association of Women Law Enforcement Executives, 1996 - 2005
- Society of Police Futurists International, 1992 - Present
- International Association of Chiefs of Police, 1986 – Present (Life Member)

REFERENCES AVAILABLE UPON REQUEST

Retired Chief James Gabbard

Employment History

2008 to Present-Senior Manager with the International City/County Management Association (ICMA) Police Consulting Services

2005 to 2010 - City Manager for the City of Vero Beach Florida (Retired 2010)

1986 to 2005 - Chief of Police for the City of Vero Beach Florida Retired 2005)

1970 to 1986 - Member of the West Palm Beach Police Department (Retired 1986)

1985 - 1986 Captain of Traffic
1982 - 1985 Captain of Special Investigations
1978 - 1985 Lieutenant of Detectives
1973 - 1978 Sergeant of Detectives
1970 - 1973 Patrol Officer and Undercover Drug Investigator

Professional Associations

Federal Bureau of Investigation's National Academy (Class #112)

Florida Police Chiefs Association - Past President and Life Member

International Association of Chiefs of Police - Life Member

Treasure Coast Chiefs and Sheriffs Association - Past President and Life Member

Federal Bureau of Investigations National Academy Associates

Past Member and Chairman of the FDLE Region XI Training Council

Past Member and Chairman of the FDLE Crime Laboratory Council

Past Member and Chairman of the Treasure Coast Crime Laboratory Council

Past Member of the Police Executive Research Forum

REFERENCES AVAILABLE UPON REQUEST

Proposal/Scope of Services:

It is our understanding that the scope of work, minimum responsibilities and search and recruitment services shall include the following:

- Job and Candidate Profiling in cooperation with hiring officials that will identify the agency policing environment;
- Job Analysis that will produce a list of tasks, duties and responsibilities for your next Police Chief;
- Advertisement and Outreach that utilizes the STARS nationwide network, internet, email and diversity recruitment;
- Resume receipt and review;
- Categorize resumes based on their basic qualifications relative to the needs of the department as identified through the job analysis;
- Provide a written report to the City Manager that identifies the best candidates (approximately 10) for initial and further screening;
- Provide a written questionnaire to the 10 identified candidates for further screening;
- Questionnaire receipt and review;
- Provide a written report to the City Manager that identifies the best candidates (approximately 5) for further screening by the municipality.
- Once the new Chief is selected, we will provide mentoring, training, various resources and support services to the selected individual.

Objectives:

- To assist the municipality and the agency during a time of transition.
- To save a considerable amount of the municipality's time in establishing a position profile and reviewing applicants.
- To independently and objectively assess the qualifications and suitability of candidates for the position.
- To recommend a pool of highly qualified candidates to the City Manager
- To respond to all candidate inquiries and produce all correspondence during the search.
- To preserve the confidentiality of inquiries to the degree possible under Florida law.
- To keep the City Manager closely involved in key decisions and informed of our progress.
- To support the new Chief once hired to help ensure his or her success in leading the Police Department.

Tasks Timeline & Deliverables:

Task	Estimated Timeframe	Deliverable
Contract Execution		
Phone Conference – Job/Candidate Profile	1 week of contract execution	
Open Job: Begin Recruitment Marketing, Advertising and Outreach	Immediately following phone conference and continue for 30 days	Recruitment advertising materials
Review Resumes, make first cut and provide detailed report to City Manager	2 weeks after job closes	Listing of all applicants noting those advanced to written questionnaire
Review Written Questionnaires, make second cut and provide detailed report to the City Manager	2 weeks after municipality reviews and approves the written questionnaire	Listing of all applicants noting those advanced to municipality for final screening
Mentor, Train, Provide various resources and support	Immediately once the new chief is selected and on going	Assign a mentor, conduct training for the new chief, provide polices and other resources as needed

Sampling of Client List:

2014	City of Port Richey, FL Police Department
2014	University of Central Florida Police Department
2014	City of High Springs, FL, Police Department
2014	City of Bunnell, FL, Police Department
2014	City of Miami Gardens, FL, Police Department
2012	City of Miami Beach, FL, Police Department
2012	City of West Melbourne, FL, Police Department
2011	City of Altamonte Springs, FL, Police Department
2008	City of Bartow, FL, Police Department
2007	City of Greenacres, FL, Police Department
2007	City of Lake City, FL, Police Department
2007	City of North Miami Beach, FL, Police Department
2007	City of Fort Pierce, FL, Police Department
2006	City of Perry, FL, Police Department

References:

Mr. Wadie Atallah, City Manager
City of Greenacres
5800 Melaleuca Lane
Greenacres, FL 33463
Email: cm@ci.greenacres.fl.us

Mr. George Long
City of Bartow
450 North Wilson Ave.
Bartow, FL 33830
Phone: 863-534-0100
Email: psams.cm@cityofbartow.net

Mr. Larry Williams, City Manager
City of Bunnell
1769 E. Moody Blvd.
Bunnell, FL 32110
Phone: 386-437-7500
Email: ljwilliams@bunnellcity.us

Chief Richard M. Beary
University of Central Florida P.D.
PO Box 163550
Orlando, FL 32816-3550
Phone: (407) 823-2419
Email: richard.beary@ucf.edu

Mr. Tom O'Neill, City Manager
City of Port Richey
6333 Ridge Road
Port Richey, FL 34668
Phone: (727) 816-1900
Email: t.oneill@cityofportrichey.com

Cost:
Below are the proposed fees associated with providing these services to the municipality. The fees outlined below are inclusive of all developmental and administrative costs.

Procedure	Cost
Job/Candidate Profile, Job Analysis, Job advertisement and outreach	$4,500
Resume Receipt and Review, Categorize resumes and provide written report to the municipality	$4,500
Questionnaire Development, Receipt and Review and provide written report to the municipality	$2,000
Mentoring, training, various resources and support services for the new Chief	No Cost
Total	**$11,000**

Additional Services are available through the STARS program if requested.

City Commission Regular Meeting **Agenda Item # 9. d.**

Meeting Date: 09/15/2014

Re: Bev Smith Toyota Site Plan Extension

Submitted For: Rebecca Grohall, Planning & Zoning Manager, Planning & Zoning

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SUBJECT:

Approve Request for a One (1) Year Site Plan Extension for the Bev Smith Toyota Site with a new expiration date of September 15, 2015.

SUMMARY:

Approval of a site plan extension for Bev Smith Toyota. On September 16th, 2013, Bev Smith Toyota received approval to expand the existing service area facility in the rear by 6,550 square feet.

RECOMMENDATION:

Approval, granting a new expiration date of September 15, 2015.

ALTERNATIVES:

Denial

RESPONSIBLE STAFF:

Clarissa Davis, Planner

COORDINATED WITH:

Rebecca Grohall, AICP, Planning Manager

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

No fiscal impact.

Attachments

Staff Report

Location Map

CC Minutes 9-16-2013

Extension Letter

CITY OF FORT PIERCE
PLANNING DEPARTMENT

REBECCA GROHALL, AICP, PLANNING MANAGER
COMPREHENSIVE PLANNING ◊ DEVELOPMENT REVIEW
HISTORIC PRESERVATION ◊ URBAN DESIGN ◊ URBAN FORESTRY ◊ ZONING

TO: The Honorable Mayor and Members of the City Commission

THROUGH: Rebecca Grohall, AICP, Planning Manager

FROM: Clarissa Davis, Planner

SUBJECT: Bev Smith Toyota Site Plan Extension

DATE: September 2, 2014

STAFF REPORT

Owner/Applicant: NSS Acquisition Corp.
Mr. Frank Gonzalez, VP
3350 S US Hwy 1
Fort Pierce, FL 34950

Representative: Culpepper & Terpening, Inc
Mr. Patrick J. Ferland, P.E.
2980 S 25th Street
Fort Pierce, Florida 34950

Requested Action: Approval of a site plan extension.

Location: 3550 S US Hwy 1

Parcel Id: 2427-801-0001-000-3

Current Future Land Use: GC, General Commercial

Current Zoning: C-3, General Commercial

Surrounding Zoning:

North	East	South	West
C-3	R-5/RM-11(SLC)	C-3	IL (SLC)

Parcel(s) Size: 6.04 acres

Utilities: Within the FPUA Retail Service Area

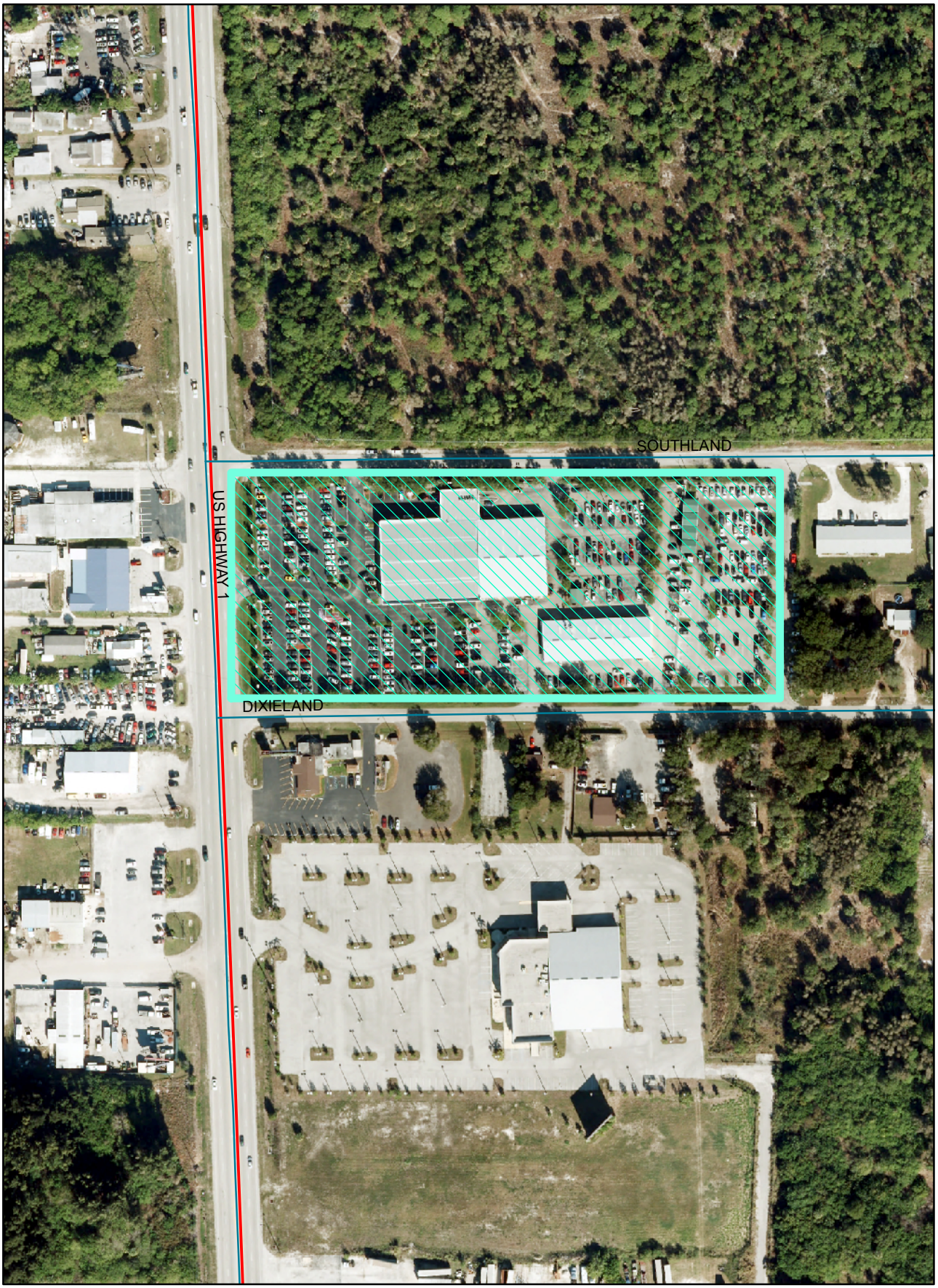
Staff Analysis:

The applicant is requesting the approval of a site plan extension for the Bev Smith Toyota dealership located on 3350 S US Hwy 1. On September 16th, 2013, Bev Smith Toyota received approval to expand the existing facility in the rear by 6,550 square feet. This expansion will enlarge the service area and will match the existing elevation.

Staff Recommendation:

Staff recommends that the City Commission **approve** the site plan extension, granting a new expiration date of September 15, 2015.

Bev Smith Toyota Location Map



pass this permit for us.

Seeing no one and hearing no one wishing to be heard, Mayor Hudson declared the Public Hearing closed.

Commissioner Perona stated he was trying to see how this proposed structure could encumber anyone's line of site. I can't see how a line of vision could be block with the large dune line right there. I have had these sail shades for a long period of time.

Mayor Hudson asked Mr. Benton to refresh her on the numbers of letters.

Mr. Benton stated 246 letters were sent out, 42 approved and 16 opposed.

Mayor Hudson stated that some of the 16 individuals that opposed the project were discussing things that the City has no control over.

Motion was made by Commissioner Perona, seconded by Commissioner Becht, voting in favor of the Conditional Use to permit construction of sail shades with one condition; receive a DEP permit of these amenities seaward of the Coastal Construction Control Line prior to the issuance of a building permit were: Commissioners Becht, Perona, Sessions and Hudson. Those oppose: None.

The next item was a Public Hearing on Application for Site Plan with conditions to construct a 6,550 square foot addition by Frank Gonzalez, NSS Acquisition Corporation, Bev Smith Toyota at 3350 South U.S. Highway #1; said property zoned C-3, General Commerical.

Mr. Ryan Sweeny, Interim Planning Manager said the applicant is requesting to construct a 6,550 square foot addition to the existing car dealership. The property is zoned C-3 General Commercial. The majority of the addition is to the rear, about 50 linear feet, and they are contemplating a remodel of the front façade to match the corporate appearance of the building. They will be making some minor site improvements. The car storage area will be reconfigured and landscape islands to bring the site back into compliance with City Code. The Planning Board at the August 13, 2013 meeting to unanimously approve the Site Plan with conditions. City Staff recommends approval of the Site Plan with 3 conditions: The applicant shall record a Unity of Title combining the two (2) parcels into one (1), prior to issuance of a Building Permit; The applicant shall pay the required payment-in-lieu for the western and southern property boundary sidewalk requirements, prior to issuance of a Building Permit; and the applicant shall dedicate said pedestrian easement to St. Lucie County, prior to issuance of a Certificate of Completion.

Commissioner Becht said a Certificate of Occupancy or a Certificate of Completion is your condition. If I may, we are asking them to pay money in this payment-in-lieu for the sidewalk requirement on the western and southern side. Do you know what happens to that money?

Mr. Sweeny said it goes into a sidewalk for the City but we will

be paying to the County. A Certificate of Completion.

Commissioner Becht said I don't know if anyone else knows what happens to funds at the County. After 10 years if they are not used, then they are dispersed back to the owner and I don't know if that is how it works. I'll ask the question.

Mayor Hudson declared a Public Hearing on the Site Plan Application, and asked if anyone in the audience wished to be heard.

Mr. Patrick Ferland, P.E. Culpepper & Terpening came forward and stated he is representing the applicant. I don't know the answer to that question.

Commissioner Becht said let me be real clear with the applicant, if they got their money back in 10 years that would be better than taking money from a City project and using it for an unincorporated project. We'll probably find out somewhere along the line.

Mr. Ferland stated the sidewalk on the western side along U.S. 1 is a FDOT road and the sidewalk is under design with an overlay program; we are not paying for that, it is funded by FDOT.

Commissioner Sessions asked Mr. Ferland how he feels about staff did they work with you? Business friendly?

Mr. Ferland said he had a very good experience with Staff.

Mr. Bill McNeely, 2705 Sunrise Boulevard came forward and stated often I see sidewalks to now where and we create this puzzle. We have been short on sidewalks since this city was built. I think we should never waive sidewalks. After 10 years they are linked together. I have watched this Commission waive sidewalks for 20 years and every time I think we do it is a mistake. They are useful.

Mr. Ferland stated there are no waivers being requested. We are donating a sidewalk on the north and we are paying for one on the south and FDOT is paying for one on the west.

Seeing no one and hearing no one wishing to be heard, Mayor Hudson declared the Public Hearing closed.

Motion was made by Commissioner Perona, seconded by Commissioner Becht that the Application for Site Plan be approved as amended with the conditions.

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

The next item was a Public Hearing on the proposed 2013-2014 General Fund Budget and Millage Rate for the City of Fort Pierce.

Commissioner Becht stated his support of the increase in the millage rate was dependent on the adoption of a resolution which comes after this matter. I don't think I am the only one up here. Mr. Schwerer, how do we proceed; such that the intent is expressed by the Commission to go to this level if we had a

Bev Smith TOYOTA
FRANK X. GONZALEZ
General Manager/ Vice President

RECEIVED
JUL 28 2014

July 21, 2014

City of Ft. Pierce Planning Department
City Hall
100 N. US 1
P.O. Box 1480
Ft. Pierce, FL 34954

Attn: Clarrisa Davis

RE: Bev Smith Toyota Renovation
Bev Smith Toyota
3350 S. US Highway 1
Ft. Pierce, FL 34982

Dear Ms. Davis:

This letter will serve as an extension request to the City of Fort Pierce Planning Department for the Commission Approved Site Plan for the Bev Smith Toyota Dealership Renovation Project. We understand that the approval will expire on September 16, 2014. The project has been stalled due to our negotiations that are currently underway with Toyota Motor Sales. We expect those negotiations to be completed this month and for our project to start moving forward by the end of September or early October.

Thank you for your understanding in this matter. Please do not hesitate to contact me regarding this matter at (772) 464-8440 or via email at fgonzalez@bevsmithautomtive.com.

Sincerely,

Frank X. Gonzalez
Vice President/General Manager
Bev Smith Toyota

Cc: Richard Hartman, AIA
Hartmann Architecture, Inc.

Sworn before me this 31st day July 2014

DEBRA A. MONEY
Notary Public - State of Florida
My Comm. Expires Jun 26, 2016
Commission # EE 194672
Bonded Through National Notary Assn.

Personally known

City Commission Regular Meeting **Agenda Item # 9. e.**

Meeting Date: 09/15/2014

Re: Site Plan Extension - Oak Alley Planned Non-Residential Development

Submitted For: Rebecca Grohall, Planning & Zoning Manager, Planning & Zoning

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SUBJECT:

Approve Request for a Two (2) Year Site Plan Extension for the Oak Alley Office Park Planned Non-Residential Development located at approximately 4431 S. 25th Street with a new expiration date of April 5, 2017.

SUMMARY:

• On April 5, 2005, the St. Lucie County Commission approved a the Oak Alley Final Planned Non-Residential Development Plan to construct Two (2) Office Buildings totally 12,500 square feet on South 25th Street as an element of the overall Oak Alley Development Plan.
• In 2006,the installation of Utility, Paving, and Drainage Infrastructure was completed as phase one of the site development.
• The subject site was annexed into the City of Fort Pierce on December 2nd, 2013 as part of the Oak Alley Subdivision Annexation.
• Pursuant to County Code Section 7.02.03 I. 2. The final stage or phase of a phased Final Development Plan shall be completed within ten (10) years of the date of final development plan approval.
• Per Section 22-58(j) of the City Code, extensions “of time” may be granted by the City Commission prior to the expiration of a Site Plan upon a showing of good cause and when such extension will promote public health, safety and general welfare.

RECOMMENDATION:

Approval

ALTERNATIVES:

- Approval of a different extension period.
- Denial

RESPONSIBLE STAFF:

Kori Benton, Historic Preservation Officer

COORDINATED WITH:

Rebecca Grohall, AICP, Planning Manager

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

Potential Increase in Ad-Valorem Tax Revenue

Attachments

Request for Extension
Approved Site Plan
Conceptual Elevations
Overall Site Plan - Oak Alley

Spanish Gold Investments, LLC
Corporate Office
5456 N.W. 37th Terrace
Fort Lauderdale, FL 33309
Tel: 954 567 5161 ext.19
Fax: 954 567 5166

August 25, 2014

City of Fort Pierce
Planning Department
Attention: Kori Benton, Historic Preservation Officer
100 North U.S. 1
Fort Pierce, FL 34954

Via E-Mail: kbenton@city-ftpierce.com
and Regular Mail

Re: Modification to the Resolution 05-134 for Oak Alley PNRD, as recorded in Official Records Book 2370, at Page 1352, of the Public Records of St. Lucie County, Florida on September 23, 2005

Dear Mr. Benton:

As you are aware the Oak Alley PNRD Property was officially annexed in to the City of Fort Pierce from St. Lucie County, Florida on December 4, 2013 by the City Commission of the City of Fort Pierce.

Therefore, pursuant to our discussions at the Pre-Application Meeting held on Wednesday, August 6, 2014 with regard to the Oak Alley PNRD Property, this is a written request for the City of Fort Pierce Planning Department to modify Resolution 05-134, where the Board of County Commissioners of St. Lucie County, Florida **approved** "A RESOLUTION GRANTING PRELIMINARY AND FINAL PLANNED NON-RESIDENTIAL DEVELOPMENT SITE PLAN APPROVAL FOR A PROJECT TO BE KNOWN AS OAK ALLEY PNRD, AND GRANTING A CHANGE IN ZONING FROM THE AR-1 (AGRICULTURAL RESIDENTIAL, 1 DU/AC) ZONING DISTRICT TO THE PNRD (PLANNED NON-RESIDENTIAL DEVELOPMENT – OAK ALLEY) ZONING DISTRICT FOR THE NON RESIDENTIAL PORTION OF THE PROJECT TO BE KNOWN AS OAK ALLEY."

We herein request an extension to the Final Planned Unit Development Site Plan approvals to have an expiration date of April 5, 2017, which is a two (2) year extension from the current expiration date of April 5, 2015, as indicated by Resolution 05-134.

Please be advised that the request for this extension is due to the fact that Spanish Gold Investments, LLC, a Florida Limited Liability Company, became the Owner of the Oak Alley PNRD Property on February 20, 2014. As the new Owner of the property, we intend to complete the next phase of the project consisting of the construction of two (2) buildings, one of which is approximately 6,000 square feet, and the other one is approximately 6,500 square feet, which project is to be known as the Oak Alley PNRD Property. As you are aware the initial phase of the project has been completed and approved by the appropriate governmental authorities, which includes but is not limited to, the grading, paving, drainage, water, sewer, etc.

We feel that due to the economy in the Fort Pierce, St. Lucie County area improving measurably since the recession, that this is a great time to take advantage of the positive economic climate and have a presence in the City of Fort Pierce.

If any additional information is needed in order to expedite this request, please do not hesitate to contact me at 954-439-2689.

Thank you.

Very truly yours,
SPANISH GOLD INVESTMENTS, LLC

Matthew Markofsky
Managing Agent

St. Lucie County Project No: *N/A*

Date: *11/15/04* Original SP Resolution No: *04-220*

Minor Adjustment Date	File No.	Description	Approval Order: Order No.
1 *06/27/06*	*05-032*	*lot setbacks blocks 1-3*	*Letter*
2 *06/27/06*	*06-004*	*cul-de-sac revisions*	*Letter*
3 *03/20/09*	*spmn220092877*	*blk 4 setback revisions*	*Letter*
4 *05/29/13*	-	*scrivener's error*	*Letter*
5			

Major Adjustment Date	File No.	Description	Approval Order: Order No.
1			
2			
3			
4			
5			

Site Plan (PUD)
Minor Adjustment #4

APPROVED

Date:_____

By:_____

reserved for agency approval stamp

MINOR ADJUSTMENT No. 4

SITE DATA:

1. PROJECT NAME: OAK ALLEY
2. TAX ID NUMBERS: 2432-431-0001-000/4; 2432-443-0001-000/1; 2432-441-0001-000/5; 2432-444-0004-000/5; 2432-444-0003-000/8; 2432-423-0001-030/8 2432-423-0001-020/5
3. LOCATION: 4554 & 4511 South 25th. Street Fort Pierce, FL. 34981 Section 32, Township 35 South, Range 40 East, in St. Lucie County, Florida.
4. APPLICANT: South 25th Street, L.L.C. 2980 South 25th. Street Fort Pierce, Fl. 34981 Phone: (772) 464-3537 Fax: (772) 464-9497
5. AGENT: Bobby Kilen, P.L. 805 Virginia Avenue, Suite 25 Fort Pierce, FL 34982 Phone: (772) 409-1133 Fax: (772) 409-1134
6. ENGINEER/SURVEYOR: Culpepper & Terpening, Inc. 2980 South 25th. Street Fort Pierce, FL. 34981 Phone: (772) 464-3537 Fax: (772) 464-9497 F.L. P.E. Reg. No. 24276 F.L. P.S.M. Cert. No. 5556
7. ENVIRONMENTAL CONSULTANT: E.W. Consultants, Inc. 735 Colorado Avenue, Suite One Stuart, FL. 34994 Phone: (772) 287-8771 Fax: (772) 287-2988
8. PLANNER: Houston Cuozzo Group, Inc. 735 South Colorado Avenue, Suite 1 Stuart, FL. 34994 Phone: (772) 221-2128 Fax: (772) 221-0788
9. TYPE OF PROJECT: Residential = P.U.D. Commercial = P.N.R.D.
10. ZONING: Proposed: P.U.D. = Planned Unit Development Existing: AR-1 = Agricultural, Residential
11. LAND USE: Proposed & Existing: RS = Residential Suburban (2 Units per Acre)
12. FLOOD ZONE: ZONE "X" F.I.R.M Map# 12111C0188 F Panel# 120285 Dated August 19th, 1991
13. MAX. BUILDING ENVELOPE: 70' x 85' (5,950sf) Residential
14. MAX. BUILDING HEIGHT: 40' Above the finished floor elevation (F.F.E.) as established by the SFWMD.
15. GROSS PROJECT SIZE:

Residential Area	68.40 AC.	2,979,536 SF
Non-Residential Area	2.10 AC.	91,278 SF
Total Area	70.50 AC.	3,070,814 SF
Average Lot Size	100' x 130'	

16. PROJECT DENSITY: Allowable Density: (2 Units per Acre)
Total Units Allowable 68 Acres x 2 = 136 Units
Total Units Proposed 58 Units or 0.85 units/acres
17. PARKING:
Single Family Residential will have 2 parking spaces per lot
58 Units x 2 = 116 spaces
Non-Residential parking shall be in accordance with SLCLDC section 7.06.02. as described in table 7-20.
Formula is 1 space per 1000sf of Building Area)

Required (12,000sf/1,000) x 5 spaces	60 spaces
Provided (10' x 18' Min.)	66 spaces
Handicapped Spaces Required (51-75 Total)	3 spaces
Handicapped Spaces Provided (12' x 18' Min.)	4 spaces

18. SITE COVERAGE:

RESIDENTIAL: (Basin=2,979,536 SF)

IMPERVIOUS:	Acreage	Square Footage	Percentage of Basin
Buildings	5.99 AC.	261,000 SF	8.76%
Pavement	2.89 AC.	125,737 SF	4.09%
Misc.*	2.52 AC.	109,714 SF	3.68%
Sub-total	11.40 AC.	496,451 SF	16.17%

NON-RESIDENTIAL: (Basin=91,278 SF)

IMPERVIOUS:	Acreage	Square Footage	Percentage of Basin
Buildings (6,000 SF each)	0.28 AC.	12,000 SF	13.15%
Pavement & misc.	0.82 AC.	35,875 SF	39.30%
Sub-total	1.10 AC.	47,875 SF	52.45%

TOTALS:

	Acreage	Square Footage	Percentage of Site
Total Impervious	12.5 AC.	544,326 SF	17.73%
Total Pervious	58.0 AC.	2,526,488 SF	82.27%
Total Site Area	70.5 AC.	3,070,814 SF	100.00%

*RV & Boat Storage and Pedestrian Paths not Included (Pervious)
1. Misc. Impervious area includes driveways, patios, pools, curb, and walks.
2. All numbers are approximate and subject to change through final permitting.

19. OPEN SPACE:
Minimum of 35% of Site for common open space per SLCLDC 7.01.00.

	Acreage
Required (70.50 x 0.35)	24.68 AC.
Provided	
UBT (1-4)	24.64 AC.
TRACTS C-E	2.49 AC.
TRACTS F-H	7.92 AC.
Landscape TRACT 1	0.20 AC.
Total	35.25 AC.

Open Space Compliance: 36.32/70.50 = 50.00%

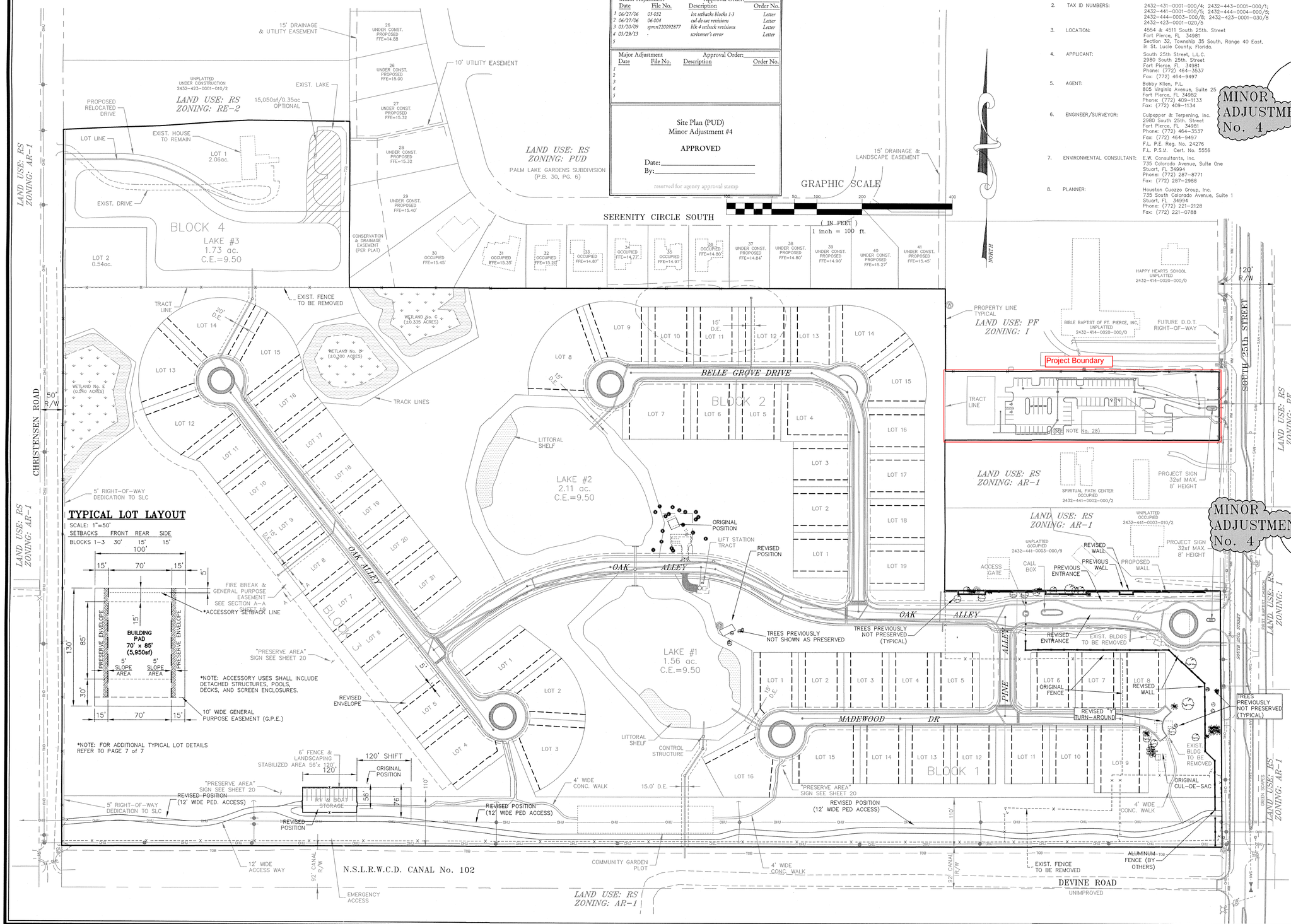
1. Community area to include passive recreation such as picnic tables, & barbecue areas.
2. All numbers are approximate and subject to change through final permitting.

20. NATIVE UPLAND PRESERVE:
Pre-development native habitat is 52.8 acres.
15% of Native Habitat must be preserved.

	Acreage
Required (52.8 x 0.15)	7.9 AC.
Provided	
UBT-1	3.62 AC.
UBT-2	11.54 AC.
UBT-3	7.19 AC.
UBT-4	2.29 AC.
Total	24.64 AC.

Upland Preserve Compliance: 25.63/52.8 = 46.67%
1. All numbers are approximate and subject to change through final permitting.
21. DEVELOPMENT SCHEDULE:
Construction to begin: FEBRUARY 2005
Construction to be completed: 180 DAYS
22. BUILDING CONSTRUCTION MATERIALS: ~~Construction materials for the buildings will consist of concrete block on slab foundation with stucco exterior finish. All buildings 2 story and above will be fire sprinkled.~~
23. PHASING: All of the improvements will be completed in a single phase for the residential area.
24. UTILITY SERVICE:
Water Service: Ft. Pierce Utilities Authority (FPUA)
Sewage Treatment: Ft. Pierce Utilities Authority (FPUA)
25. SITE DRAINAGE: RESIDENTIAL: The storm water management system will consist of a detention system that will provide both water quality and storm attenuation. Road crown elevations will be set above the 10 year, 1 day storm event and Finished Floor Elevations above the 100 year, 3 day, zero discharge stage. The drainage system shall be designed in accordance with the SFWMD criteria prior to discharge into the North St. Lucie River Water Control District (NSLRWCD) Canal No. 102. Water quality will be designed based on 150% of required volume consistent with discharge into an Outstanding Florida Water (O.F.W.). Discharge rates will be based on pre vs. post run-off and consistent with the South 25th Street Improvement Project.
26. SITE DRAINAGE: NON-RESIDENTIAL: Discharge will be to the South 25th Street Drainage network designed by Inwood Consulting Engineers. Allowable discharge is based on the pre-development discharge incorporated into the South 25th Street design calculations. A half inch of dry pre-treatment will be accomplished by ex-filtration trench.
27. OWNERSHIP: It is intended that the property will be platted in accordance with the St. Lucie County Land Development Code, Section 11.03.00. Common areas will be dedicated to a Property Owner's Association along with road rights-of-way, wetland preserves, and upland buffer areas. The Rights-of-way will include dedication for Utility easements both public and private.
28. NON-RESIDENTIAL: Tract A will be developed as a "Planned Nonresidential Development" (PNRD) area consistent with the provisions of Section 7.03.00 of the St. Lucie County Land Development Code. Final site plans and use restrictions for this area will be identified as part of the Final Planned Development reviews for the Oak Alley Project.
29. TRAFFIC: South 25th Street Improvements shown per St. Lucie County approved construction plans by Inwood Consulting Engineers.

SITE PLAN ADJUSTMENT APPROVED
Approval Date
Approval Doc. & Number



BY	DATE
REVISED PER MINOR ADJUSTMENT NO. 4	RC 05/29/13

COMPUTER FILE REF.
03-064base minor rev no4.dwg
pud-1.lsh

– REVISIONS –	BY	DATE
REVISED LOTS (-1)	CSM	09/02/05
REVISED ENTRANCE (NARROWER); REVISED SETBACKS	CSM	02/02/06
REVISED SETBACKS & EAST END OF MADEWOOD	CSM	03/27/06
REVISED PER SLC COMMENTS	CSM	05/10/06
REVISED 8' TO 12'; MOVED REC & STORAGE AREA; CHANGED WALL	CSM	06/05/06
REVISED PER MINOR ADJ. #3	MJP	03/20/09

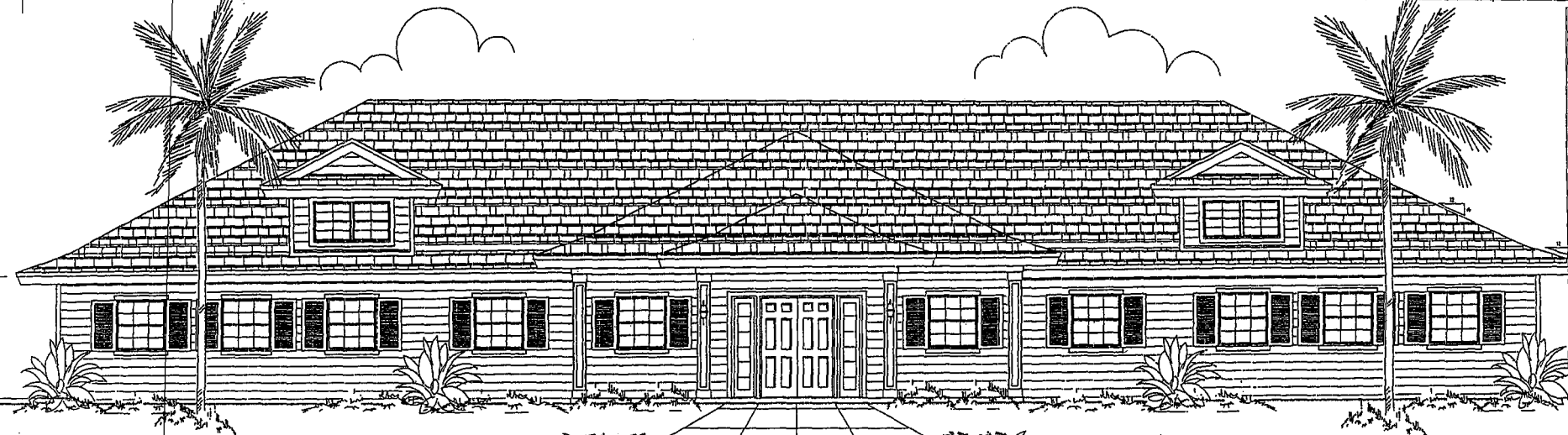
	BY	DATE
DESIGNED	JPT	02/06/06
CALCS.	PPP	06/07/04
DRAWN	CSM	02/06/06
DETAILED		
CHECKED	JPT	06/05/06
APPROVED		

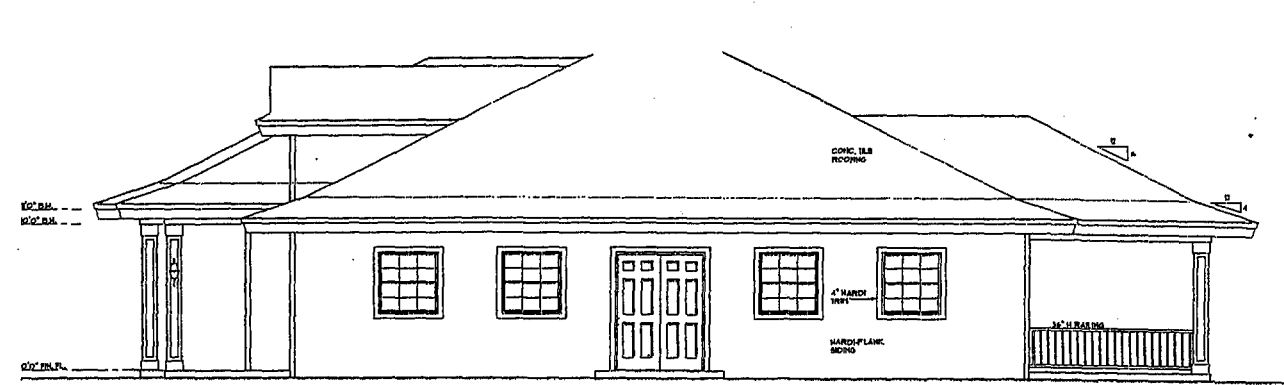
OAK ALLEY

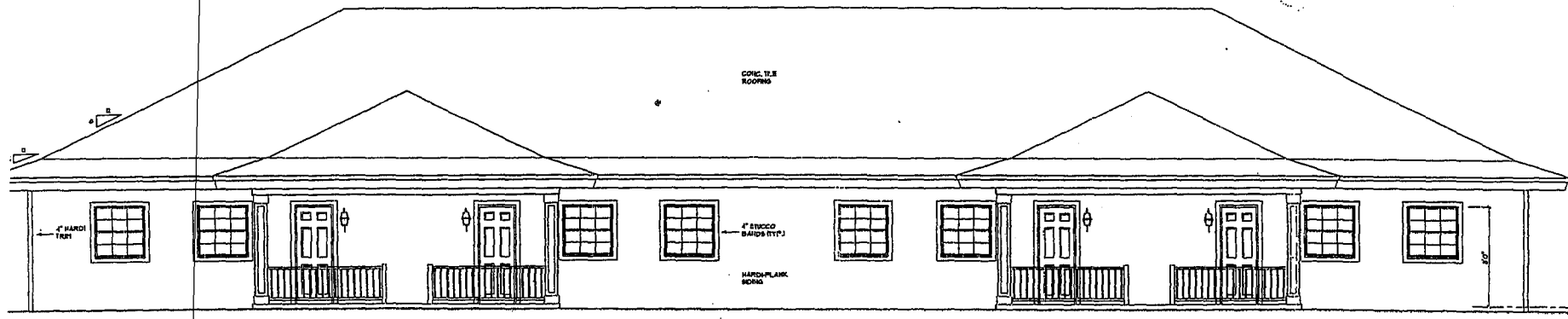
SITE PLAN ADJUSTMENT No. 4

DATE: 05/29/13
HORIZ. SCALE: 1"=100'
VERT. SCALE: N/A
JOB No. 03-064
SHEET 3 OF 7

J:\Proj\2003\03-064 Oak Alley\SLC Minor Adjustment No. 4\03-064base minor rev no4.dwg, 5/29/2013 6:26:14 PM, DWG To PDF.pc3




CONC. TILE ROOFING
4" HARDI TRIM
HARDI-PLANK SIDING
36" H RAILING


CONC. TILE ROOFING
4" HARDI TRIM
4" STUCCO BANDS (TYP.)
HARDI-PLANK SIDING
8'-0"

SITE DATA:

1. PROJECT NAME: OAK ALLEY OFFICE PARK
2. TAX ID NUMBER: 2432-441-0001-000/5
3. LOCATION: 4511 South 25th. Street
   Fort Pierce, FL 34981
   Section 32, Township 35 South, Range 40 East,
   In St. Lucie County, Florida.
4. APPLICANT: South 25th Street, L.L.C.
   2980 South 25th. Street
   Fort Pierce, FL 34981
   Phone: (772) 464-3537
   Fax: (772) 464-9497
5. AGENT: Bobby Kilen, P.L.
   805 Virginia Avenue, Suite 25
   Fort Pierce, FL 34982
   Phone: (772) 409-1133
   Fax: (772) 409-1134
6. ENGINEER/SURVEYOR: Culpepper & Terpening, Inc.
   2980 South 25th. Street
   Fort Pierce, FL 34981
   Phone: (772) 464-3537
   Fax: (772) 464-9497
   F.L. P.E. Reg. No. 24276
   F.L. P.S.M. Cert. No. 5556
7. ENVIRONMENTAL CONSULTANT: E.W. Consultants, Inc.
   735 Colorado Avenue, Suite One
   Stuart, FL 34994
   Phone: (772) 287-8771
   Fax: (772) 287-2988
8. PLANNER: Houston Cuozzo Group, Inc.
   735 South Colorado Avenue, Suite 1
   Stuart, FL 34994
   Phone: (772) 221-2128
   Fax: (772) 221-0788
9. TYPE OF PROJECT: Commercial = P.N.R.D.
10. ZONING: Existing: P.N.R.D. = Planned Non-Residential Development
11. LAND USE: Proposed & Existing: RS = Residential Suburban (2 Units per Acre)
12. FLOOD ZONE: ZONE "X" F.I.R.M. Map# 12111C0188 F Panel# 120285 Dated August 19th, 1991
13. MAX. BUILDING ENVELOPE: 6,000sf Commercial
14. MAX. BUILDING HEIGHT: 40' Above the finished floor elevation (F.F.E.) as established by the SFWMD.
15. PROJECT SIZE: 2.10 AC. 91,278 SF

16. PARKING:
Non-Residential parking shall be in accordance with SLCLDC section 7.06.02. as described in table 7-20.
(Formula is 1 space per 1000sf of Building Area)

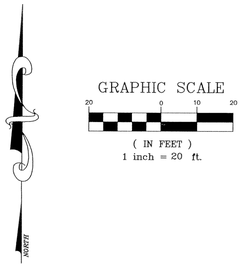
	APPROVED	MODIFIED
Required (12,000sf/1,000) x 5 spaces	60 spaces	60 spaces
Provided (10' x 18' Min.)	66 spaces	70 spaces
Handicapped Spaces Required (51-75 Total)	3 spaces	3 spaces
Handicapped Spaces Provided (12' x 18' Min.)	4 spaces	4 spaces

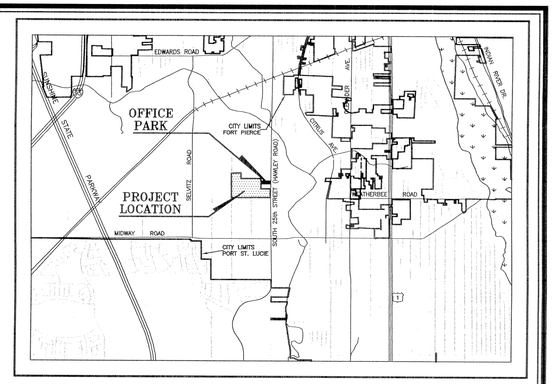
17. SITE COVERAGE:

	Acreage	Square Footage	Percentage of Site	Acreage	Square Footage	Percentage of Site
NON-RESIDENTIAL: (Basin=91,278 SF)						
IMPERVIOUS:						
Buildings (6,000 SF each)	0.28 AC.	12,000 SF	13.15%	0.28 AC.	12,572 SF	13.77%
Pavement & misc.	0.82 AC.	35,875 SF	39.30%	0.82 AC.	35,774 SF	39.19%
PERVIOUS:	1.00 AC.	43,403 SF	47.55%	1.00 AC.	43,504 SF	47.04%
TOTAL:	2.10 AC.	91,278 SF	100.00%	2.10 AC.	91,278 SF	100.00%

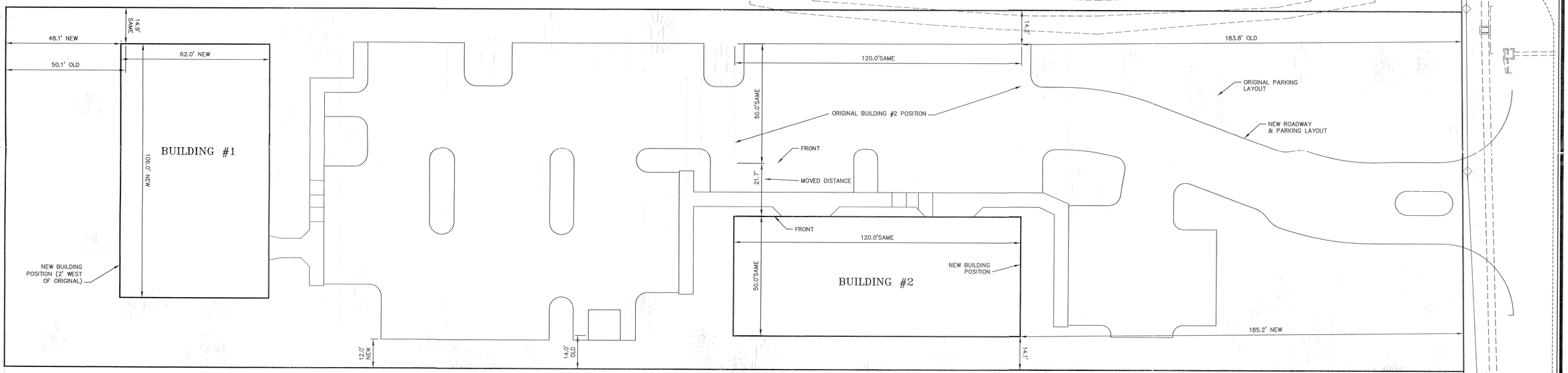
18. TREE PRESERVATION:

	Quantity	Inches	Total	Quantity	Inches	Total
Trees to be removed						
Oaks	10	131"	10 Trees/131"	Oaks 13	178"	13 Trees/178"
Pines	31	409"	31 Trees/409"	Pines 27	362"	27 Trees/362"
		540"			540"	
Trees to be preserved						
Oaks	23	331"	23 Trees/331"	Oaks 20	284"	20 Trees/284"
Pines	10	142"	10 Trees/142"	Pines 14	189"	14 Trees/189"
		473"			473"	





LOCATION MAP
N.T.S.



TREE KEY

= OAK TREE TO BE PRESERVED
= PALM TREE TO BE PRESERVED
= PINE TREE TO BE PRESERVED

SITE PLAN
MINOR REVISION (S)
APPROVED
DATE: 5/9/06
SFTRC REP.

Received by
AUG 11 2005
Growth Management

The purpose of this adjustment is to indicate the relocation of Building #2 to the south property line and the increase square footage of Building #1 from 6,000 square feet to 6,572 square feet.

AUG 11 2005

JAMES P. TERPENING, JR P.E. FL. REG. NO. 24276

COMPUTER FILE REF.	FIELD BK./PG.
04-193-REVISION	
REV	

CULPEPPER & TERPENING, INC.
CONSULTING ENGINEERS & LAND SURVEYORS
2980 SOUTH 25th STREET
FORT PIERCE, FLORIDA 34981
(772) 464-3537
STATE OF FLORIDA BOARD OF PROFESSIONAL ENGINEERS AUTHORIZATION NO. 4286

- REVISIONS -	BY	DATE
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	BY	DATE
DESIGNED	JPT	08/31/04
CALCS.		
DRAWN	CSM	08/08/05
DETAILED		
CHECKED	JPT	08/11/05
APPROVED		

OAK ALLEY OFFICE PARK
MINOR REVISION

DATE: 08/11/05
HORIZ. SCALE: 1"=20'
VERT. SCALE: N/A
JOB No. 04-193
SHEET 1 OF 1

P:\Proj\2004\04-193\Oak Alley\Plans\Revised\Rev-04-193-ELEVATIONS.dwg, 8/11/2005 3:00:33 PM

City Commission Regular Meeting **Agenda Item # 9. f.**

Meeting Date: 09/15/2014

Re: Purchase of Traffic System Equipment from Econolite Group, Inc in the Amount of $46,549.00

Submitted For: John Andrews, City Engineer, Engineering

SUBJECT:

Approval of the purchase of Traffic System Equipment from Econolite Group, Inc. in the amount of $46,549.00.

SUMMARY:

Approval for the purchase of traffic system equipment from Econolite Control Group, Inc of Jacksonville , FL in the amount of $46,549.00. Econolite is the City's sole source manufacturer and provider of closed loop traffic systems controls.

The Procurement Department has reviewed and investigated this request, and found all terms and conditions meet the requirements of the City of Fort Pierce. Econolite Control Group, Inc., was approved as a "sole source" vendor by the Commission for FY2006 - FY2013. It is on this basis that I recommend that competitive procurement be waived and that the above item be treated as a “Sole Source” commodity.

RECOMMENDATION:

Approval

ALTERNATIVES:

Not purchase equipment.

RESPONSIBLE STAFF:

Ed Seissiger, Project Manager

COORDINATED WITH:

Purchasing Department

Fiscal Impact

Budgeted Y/N:	Y
Fiscal Year:	2013/14
Account:	001-4400-541-53-20
Amount:	46,549.00

FISCAL IMPACT:

This is a budgeted purchase to complete Fiscal Year 2013/14 purchases of equipment required to maintain the City's Traffic System.

Attachments

Equipment Quote

ECONOLITE Group, Inc.

The Solution Team

Date: August 26, 2014

To:		
	Fort Pierce; City of 100 North U.S. 1 Fort Pierce, FL 34954 Attn: Ed Seissiger	Re: Fort Pierce Spares 8/26/14 Econolite Reference: Q-05190-F0D9

Item #	Part #	Qty	Description	Price per	Extended
1	40691P3	6	Flash Transfer Relay	$30.00	$180.00
2	1133-141	2	MMU - 16LEip Smart Monitor	$1,082.00	$2,164.00
3	AENCOREH	8	Autoscope ENCORE MVP Sensor with EasyLock Connector - white	$3,920.00	$31,360.00
4	37006P3	12	Load Switch	$30.00	$360.00
5	ATAPE	3	Terra Access Point	$1,850.00	$5,550.00
6	ATIP1	3	Terra Interface Panel	$650.00	$1,950.00
7	1084-003	2	Cabinet Power Supply	$275.00	$550.00
8	160-1003-501	5	BIU	$185.00	$925.00
9	54408P54	6	Relay, 120VAC, DPDT 10amp, 8 Pin plug in	$35.00	$210.00
10	44693G16	4	12 Channel CMU with LCD	$825.00	$3,300.00

SubTotal		$46,549.00
Shipping & Handling*		
Taxes**		
TOTAL		$46,549.00

Unless specifically requested or noted on this quotation, the product(s) quoted herein may or may not comply with any Buy America requirements.

Quote Valid For: 60 Days
FOB: Econolite Factory
Terms: Net 30
***Shipping: Included**
****Taxes: Included**

Matthew Joseph

Matthew Joseph-Account Manager
mjoseph@econolite.com

Delivery: 4 weeks ARO, approved credit terms and submittal approval when applicable

City Commission Regular Meeting **Agenda Item # 10. a.**

Meeting Date: 09/15/2014

Re: Approval of Final Plat for Carriage Pointe Estates

Submitted For: Rebecca Grohall, Planning & Zoning Manager, Planning & Zoning

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SUBJECT:

Approval of Application for Subdivision Review – Final Plat for Carriage Pointe Estates (fka Ten Miles Estates) at the intersection of Selvitz and Ralls Roads in a Portion of S30/T35S/R40E

SUMMARY:

Pursuant to Section 18-9(b) of the City Code, the applicant is requesting Final Plat approval to subdivide 74.85 acres into a 131-lot residential subdivision located at the intersection of Selvitz and Ralls Roads (addresses to be determined) in a portion of S30/T35S/R40E. The subject property is located on the west side of Selvitz Road, just south of Edwards Road.

RECOMMENDATION:

Staff recommends that the City Commission approve the final plat, with the condition that staff initiate and prepare, as a scriveners error, a rezoning application to change Carriage Pointe Estates from an R-1 zoning district to PUD zoning district to make the subject property consistent with the City of Fort Pierce Land Development Code.

ALTERNATIVES:

N/A

RESPONSIBLE STAFF:

Sandy Ramseth, AICP, Senior Planner

COORDINATED WITH:

N/A

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

No fiscal impact.

Attachments

Staff Report

Exhibit 1 - Ordinance K-308

Exhibit 2 - Resolution 04-228
Exhibit 3 - Plat Maps
Exhibit 4 - Letter from FP
Developer's Agreement & Engineering Costs
TRC Comments
Application
Location Map
Site Aerial
P. A. Record Card
Plat - Coversheet
Plat - Page 2 of 6
Plat - Page 3 of 6
Plat - Page 4 of 6
Plat - Page 5 of 6
Plat - Page 6 of 6

CITY OF FORT PIERCE

PLANNING DEPARTMENT

COMPREHENSIVE PLANNING ◊ DEVELOPMENT REVIEW
HISTORIC PRESERVATION ◊ URBAN DESIGN ◊ URBAN FORESTRY ◊ ZONING

TO: Rebecca Grohall, AICP, Planning Manager

FROM: Sandy Ramseth, AICP, Senior Planner

RE: Application for Subdivision Review – Final Plat
Carriage Pointe Estates (fka Ten Miles Estates)
At Selvitz and Ralls Roads in a Portion of S30/T35S/R40E

DATE: September 5, 2014

STAFF REPORT

Owner/Applicant: Pierce 131, LLC (Peter J. Brennan, Manager)
12 Salt Creek Lane, Suite 200
Hinsdale, IL 60521

Representative: Dean, Mead, Minton & Zwemer
1903 South 25th Street, Suite 200
Fort Pierce, Florida 34947

Requested Action: Approval of a Final Plat

Location: At the intersection of Selvitz and Ralls Roads in a Portion of Section 30, Township 35S, Range 40E

Current Zoning: **R-1, Single-Family Low Density Zone**; this classification is primarily intended to provide for areas of single-family dwellings with an average net density of less than four (4) units per acre for conventional developments. Regulations for the district are designed to promote sound neighborhoods and accommodate compatible nonresidential uses. Water and sewer service should be available.
The Final Plat is not consistent with the R-1 zoning district. (See staff analysis).

Future Land Use: **RL, the Low Density Residential**; this designation is intended for parcels that are best suited for lower density residential uses. The predominant development typology will consist of single-family detached housing but can also contain duplexes and multifamily residences. This land use category ranges in density from 1 to 6.5 dwelling units per acre. Carriage Point Estates is proposing a density of 1.75 du/ac. The Final Plat is consistent with the Comprehensive Plan.

Surrounding Zoning: (Jurisdiction)
Surrounding FLU: (Jurisdiction)

North	East	South	West
RS3 & AR-1 (SLC)	AR-1 (SLC)	IX, AR-1 & I-1 (SLC) & (FP)	R-1 (FP)
RU (SLC)	RS (SLC)	RU & HI (SLC) & (FP)	RL (FP)

Infrastructure: Located within the FPUA Retail Water and Sewer Service Area. All infrastructure including water, sewer, drainage and roadways have been constructed, except for the final lift of asphalt.

Area: 74.85 Acres

Project History:
Unlike a typical Final Plat approval, this project has undergone various names, ownerships, and has been around for almost a decade. For that reason, a bit of history is necessary for a better understanding of the project.

The residential development currently known as Carriage Pointe Estates (fka Ten Mile Estates) was annexed into the City of Fort Pierce via Ordinance K-308 (Exhibit 1) on December 20, 2004 which took effect on December 31, 2004. The annexation ordinance rezoned the subject property to the City's R-1 zoning district and assigned a future land use designation of RL (Residential, low density: 1 - 6.5 dwelling units per acre) Subsequently, on December 21, 2004, St. Lucie County via Resolution 04-228 (Exhibit 2) approved a rezoning of the subject site to the Planned Unit Development (PUD) zoning, and granted Preliminary and Final Site Plan approval for development of 132 single family homes. The County resolution approved the Site Plan prepared by Thomas Lucido & Associates, Inc., dated November 8, 2004 (Exhibit 3). The Preliminary Plat of the subject property was reviewed and approved by the County earlier that year.

In the following years, the project's infrastructure plans were formerly permitted by the City and improvements were substantially completed, including the construction of offsite roadways, onsite roadways through the first lift of asphalt, onsite and offsite sewage collection and transmission systems, water distribution system, and storm water management system. In 2007 a building permit was also issued by the City for a model home, which was constructed.

In March of 2011, The Wantman Group, Inc. (WGI) filed an application for Final Plat approval with the City on behalf of Regions Bank. The City's Technical Review Committee (TRC) conducted a review but the staff comments were never sufficiently addressed in order to advance the application to a hearing before the City Commission. The applicant had been informed of the outstanding issues identified by the Fort Pierce City Engineer during the 2011 Final Plat review, and these were never addressed by the former property owner/applicant, Regions Bank.

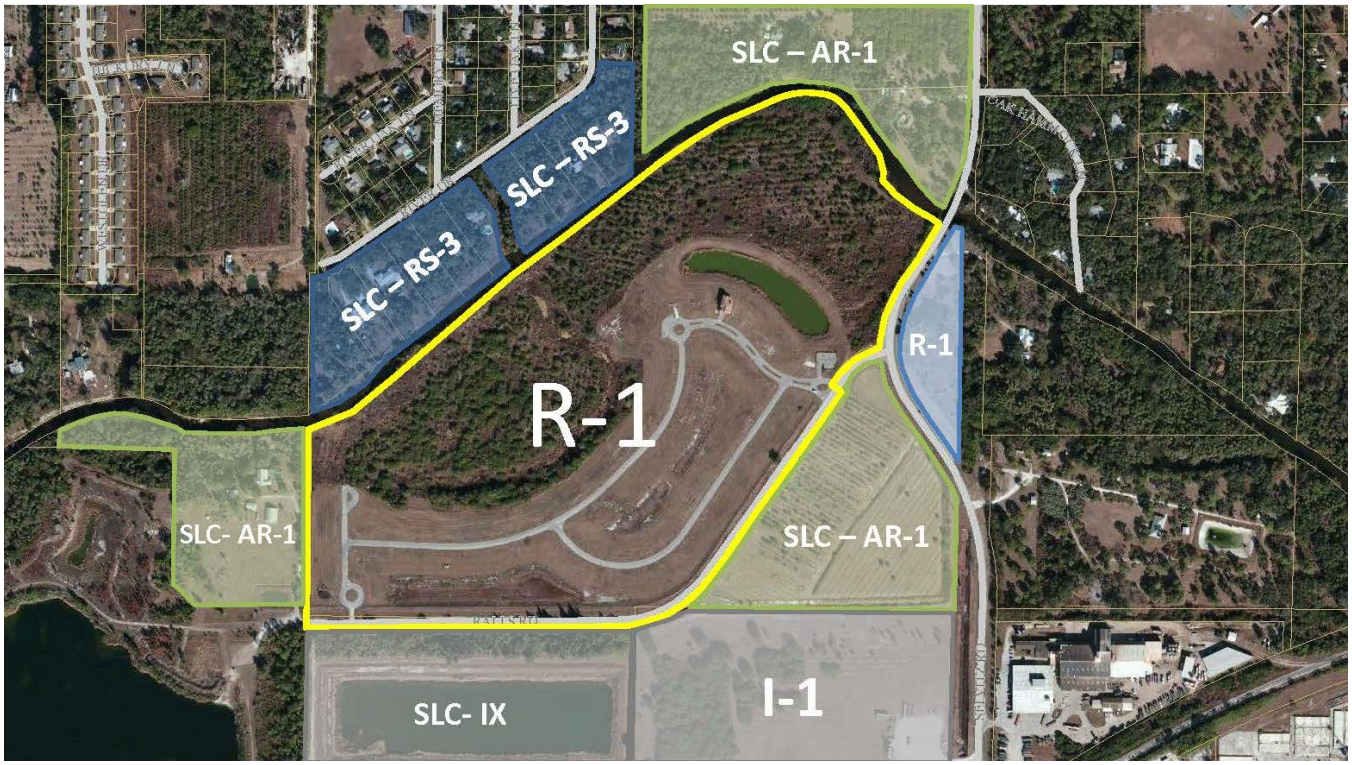
One of the biggest hurdles for Final Plat approval was the fact that the approved development did not meet the requirements of the City's R-1 zoning district, and would require substantial redesign and new or amended development orders in order to do so. To put this issue to rest, the City issued a letter dated October 9, 2012, stating, "*The City of Fort Pierce will honor the Site Plan approved by St. Lucie County in 2004 without necessity of substantial requirements for deviation"* (Exhibit 4). On October 29, 2012, the subject property was then purchased by its current owner, Pierce 131 LLC.

Beginning in February 2013, a revised Final Plat, based on previous TRC comments, was submitted to the City for their review and approval; again, more comments and resubmittals. During that year, the model home was also demolished as the housing product type was revised under the new ownership. The project

history now leads us to where we are today; the latest Final Plat submittal plan has been reviewed by all affected departments and has met with their approval.

Staff Analysis:
Pursuant to Section 18-9(b) of the City Code, the applicant is requesting Final Plat approval to subdivide 74.85 acres into a 131-lot residential subdivision located at the intersection of Selvitz and Ralls Roads (addresses to be determined) in a portion of S30/T35S/R40E. The subject property is located on the west side of Selvitz Road, just south of Edwards Road.

Surrounding Vicinity: The subject property is zoned R-1, Single-Family Low Density and has a Future Land Use designation of RL, Low Density Residential. The subject property is mostly surrounded by unincorporated properties that lie within St. Lucie County. Immediately abutting the subject property to the north is Ten Mile Creek which runs the entire length of the property. Just beyond Ten Mile Creek on the north, are unincorporated properties zoned for low density residential use and agriculture; to the west is unincorporated agricultural land; to the south is unincorporated and incorporated industrial property; and to the northeast and southeast are more unincorporated agricultural lands; and immediately east is a tract of low density residential property within the City, but owned by the County.



Zoning Map of Subject Property and Vicinity

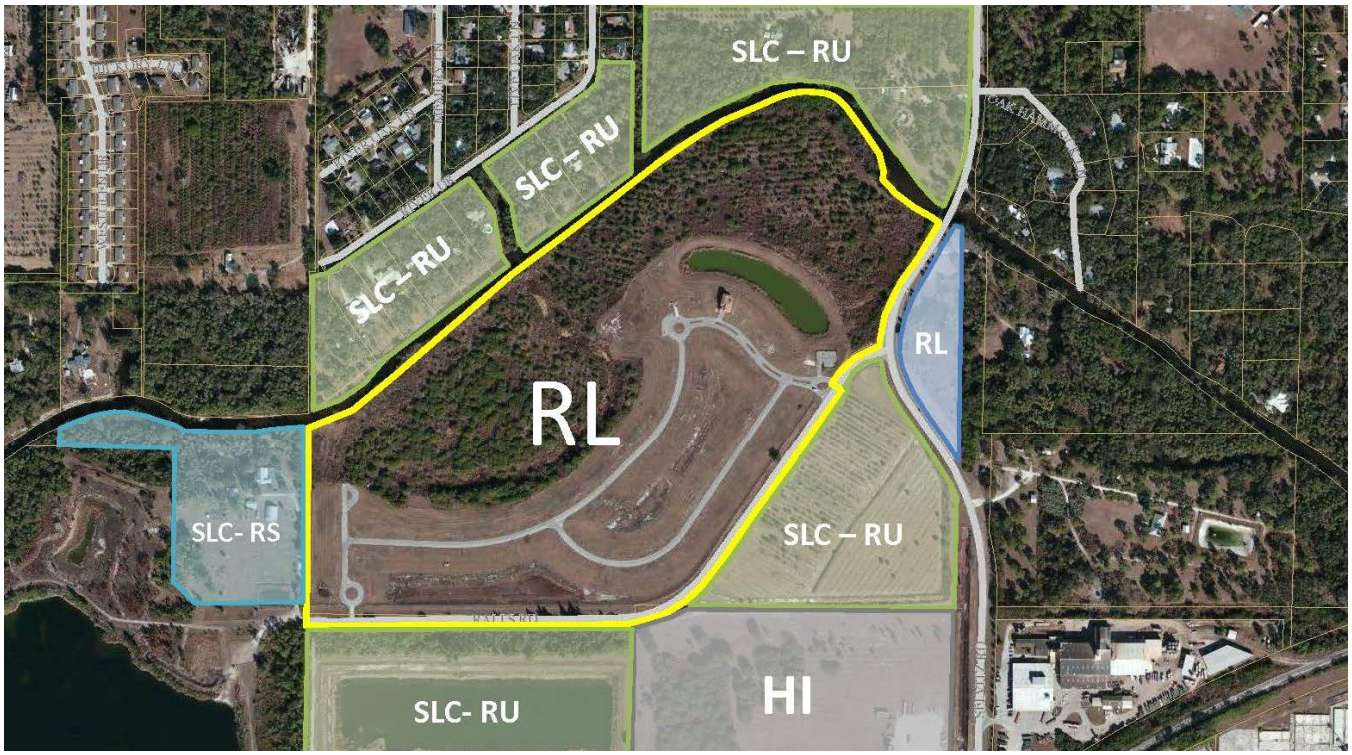
SLC = St. Lucie County Zoning

AR-1 = Agricultural, Residential
RS-3 = Residential, Single Family- 3
IX = Industrial, Extraction

Fort Pierce Zoning

R-1 = Single Family Low Density
I-1 = Light Industrial

Subject Parcel



Future Land Use Map of Subject Property and Surrounding Vicinity

SLC = St. Lucie County Future Land Use

RU = Residential Urban
RS = Residential Suburban

Fort Pierce Future Land Use

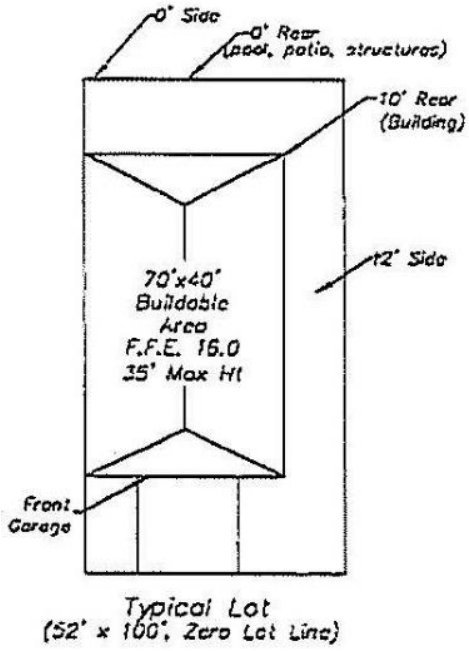
RL = Single Family Low Density
HI = Light Industrial

Subject Parcel

Roads: The subject property was annexed into the City on December 20, 2004, and was assigned the R-1 zoning classification along with an RL, Low Density Residential Land Use. Subsequently, the property received PUD Site Plan and Preliminary Plat approval by St. Lucie County on December 21, 2004. Since that time, the infrastructure for the proposed 131 lot residential subdivision has been installed and includes an entrance drive, "Carriage Point Circle" which leads to the recreation amenity area and provides access for 17 residential lots. This road connects to the primary access road, "Sapphire Hallow Way" which provides access to 60 residential lots. The road extends east/west and terminates in two cul-de-sacs. Between the two cul-de-sacs "Bennington Lane", provides access to 11 lots. There is also a secondary road, "Lancove Way" that provides access to the lower half of the subdivision and 43 more lots for a total of 131 lots.

Lots: The property will be subdivided into 131 lots, (a reduction of one lot from the originally approved PUD Plan) that do not meet the minimum lot width (70 ft), depth (110 ft), or area (12,000 sf) requirements of the R-1, Single Family Low Density zoning district. The Carriage Pointe lot sizes are as follows:

107 lots measure 5,200sf – 6,000sf (typically measuring 100'x 52')
17 lots measure 6,001sf – 7,000sf
7 lots measure 7,001+sf



The typical building setbacks for the Carriage Point lots are as follows:

Front: 20 foot
Side: 0 and 12 foot
Rear: 10 foot for the principal structure, 0 foot for accessory.

Like the Carriage Point lot dimensions, these setback distances are not consistent with the requirements of the R-1 zoning district, which requires a 25-foot front setback, a 7-foot side setback (both sides), and a 15 to 7-foot rear setback.

However, in order to bring Carriage Point Estates into complete compliance with the City's Land Development Code, Staff recommends that the City initiate a rezoning of the subject property from its current R-1 zoning designation to a Planned Unit Development (PUD) zoning designation as a scrivener's error as soon as possible. The PUD is the zoning district that was originally adopted by the County Commission for this property, and per the City's Land Development Code, the "PUD zone is intended to provide for comprehensive developments incorporating residential uses, a substantial amount of open space and appropriate commercial, public and semi-public uses. It is designed to achieve a desirable environment through application of flexible and diversified land development standards in an overall site plan. It is further intended to promote economics in land development, maintenance, street systems and utility networks." A PUD zoning designation will allow for Carriage Pointe Estates' lot and setback deviations which do not adequately fit within any other of the City's zoning district.

Environmental: Due to the environmental characteristics of the property, there has been several preserve areas set aside, including one conservation easement for a total of 32.95 acres. No development will occur in the conservation areas that protects existing wetlands and other environmentally sensitive areas. Recreation and open space, including a lake accounts for 9.33 acres.

Infrastructure: It should be noted that the existing roadway/infrastructure was permitted and built pursuant to County regulations. Consequently, there are some aspects of the Final Plat specifications that differ from City Code requirements. For example sidewalks, which are also a City design requirement that differs from County Code regulation, have been not constructed into the subdivision. However, in accordance with City Code Section 18-13, surety will be provided for the remaining required improvements. A developer's agreement and engineer's cost estimate for the improvements are attached. (Exhibit 5)

TRC: Each affected Department has reviewed the Plat submittal and has approved the proposed Final Plat. (Exhibit 6)

Staff Recommendation:
Staff recommends that the City Commission **APPROVE** the final plat, with the condition that staff initiate and prepare, as a scriveners error, a rezoning application to change Carriage Point Estates from an R-1 zoning district to PUD zoning district to make the subject property consistent with the City of Fort Pierce Land Development Code.

ORDINANCE NO. K-308

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE SIX PARCELS OF LAND GENERALLY LOCATED EAST AND WEST OF SELVITZ ROAD, NORTH OF GLADES CUT-OFF ROAD (KNOWN AS 3398 SELVITZ ROAD, 3548 SELVITZ ROAD, 3630 SELVITZ ROAD, 4100 GLADES CUT-OFF ROAD, 4510 GLADES CUT-OFF ROAD, AND OTHER PARCELS CONTIGUOUS THERETO); DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS JANUARY 1, 2005; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, be and they are hereby extended to annex to the said City six parcels of land generally located east and west of Selvitz Road, north of Glades Cut-off Road (known as 3398 Selvitz Road, 3548 Selvitz Road, 3630 Selvitz Road, 4100 Glades Cut-off Road, 4510 Glades Cut-off Road, and other parcels contiguous thereto); legally described as:

PARCEL 1 - THAT PART OF NW 1/4 OF SECTION 29, TOWNSHIP 35 SOUTH, RANGE 40 EAST, LYING SOUTH OF TEN MILE CREEK, SUBJECT TO CANAL RIGHT-OF-WAY OVER THE WEST 48 FEET THEREOF; AND ALSO THAT PART OF THE NORTH 1/2 OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 29, TOWNSHIP 35 SOUTH, RANGE 40 EAST, LYING SOUTH OF TEN MILE CREEK, SUBJECT TO CANAL RIGHT-OF-WAY OVER THE WEST 48 FEET THEREOF; AND ALSO THAT PART OF SECTION 30, TOWNSHIP 35 SOUTH, RANGE 40 EAST, LYING EAST OF THE EAST RIGHT-OF-WAY LINE FOR SELVITZ ROAD AS IT PRESENTLY EXISTS, SUBJECT TO A CANAL RIGHT-OF-WAY OVER THE EAST 48 FEET THEREOF, ALL OF THE ABOVE BEING IN ST. LUCIE COUNTY, FLORIDA. (OR 455-1910) (PROPERTY I.D. 2429-321-0003-000-0)(PROPERTY I.D. 2430-411-0001-000-6) - 3398 SELVITZ ROAD

PARCEL 2 - 30 35 40 THAT PART OF S 1/2 OF NE 1/4 LYG SLY OF CANAL 71 (TEN MILE CREEK) AND WLY OF SELVITZ RD AND N 1/2 OF SE 1/4 LYG WLY OF SELVITZ AND RALLS RDS AND SLY OF CANAL 71 (TEN MILE CREEK) AND N 50FT OF N 1/2 OF SW 1/4 OF SE 1/4 (72.62 AC)(OR 495-2541)(PROPERTY I.D. 2430-134-0014-000-0) - ADDRESS TO BE DETERMINED

PARCEL 3 - 29 35 40 S 1/2 OF NW 1/4 OF SW 1/4- LESS W 88 FT AND LESS THAT PART LYG WITHIN 54.08 FT ELY OF BASE LI OF SURVEY OF SELVITZ RD (SURVEY RECORDED IN PB 13-2)(19.00 AC)(PROPERTY I.D. 2429-323-0001-000-2)- 3548 SELVITZ ROAD

PARCEL 4 - 29 35 40 THAT PART OF SW 1/4 OF SW 1/4 LYG N OF FEC CUT-OFF BRANCH MPDAF: BEG SW COR OF SEC RUN N 1320 FT, TH E 1320 FT, TH S 1320 FT, TH W 1320 FT TO POB-LESS W 128 FT FOR RD AND CANAL RS/W- (33) (12.34 AC) (OR 1641-2079)(PROPERTY I.D. 2429-331-0002-000-4) - 3630 SELVITZ ROAD

PARCEL 5 - 0/31 35 40 THAT PART OF SE 1/4 OF SE 1/4 OF SEC 30 AND THAT PART OF NE 1/4 OF NE 1/4 OF SEC 31 LYG N AND W OF GLADES CUT-OFF RD-LESS W 272.18 FT AND LESS RD AND CANAL RS/W- (37.46 AC)(OR 232-1272,1273)(PROPERTY I.D. 2430-441-0005-000-7) - 4100 GLADES CUT-OFF ROAD

PARCEL 6 - 31 35 40 BEG AT NE COR OF NW 1/4 OF NE 1/4 TH ELY ALG N LI SD SEC31 272.18 FT, TH SLY 410 FT M/L TO N LY R/W GLADES CUTOFF RD, TH S44 DEG 34 MIN W ALG SD R/W 608.44 FT M/L, TH N 45 DEG 26 MIN W 219.21 FT, TH S 44 DEG 34 MIN W727.15 FT, TH N 882.03 FT, TH W LY ALG S LI OF N 1/2 OF N 1/2 OF NW 1/4 OF NE 1/4 457.88 FT M/L TO ELY R/W CANAL #99, TH N LY ALG SD ELY CANAL R/W 330 FT M/L TO N LI SD SEC 31, TH ELY ALG SD N LI 1277.50 FT M/L TO POB (23.57 AC)(OR 351-1336,1341:514-2288)(PROPERTY I.D. 2431-121-0002-000-6) - 4510 GLADES CUT-OFF ROAD

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Section 1 hereof as of January 1, 2005 and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That the City Clerk shall cause notice of this annexation to be published once each week for two consecutive weeks prior to final passage in The Tribune in Fort Pierce, Florida.

SECTION 4. That upon this ordinance becoming effective, the land hereinabove described and annexed to the territorial limits of

the City of Fort Pierce shall be and the same are zoned: Parcels 1-3 - R-1, Single Family Low Density Zone, and the Future Land Use Designation is RL, Low Density Residential Land Use; and Parcels 4-6 - I-1, Light Industrial Zone, and the Future Land Use Designation is I, Industrial Land Use, in accordance with the Zoning Ordinance of the City of Fort Pierce, Florida.

SECTION 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 6. This ordinance shall be and become effective December 31, 2004.

STATE OF FLORIDA)
ss
ST. LUCIE COUNTY)

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. K-308 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in The Tribune in Fort Pierce, Florida, on November 8, 2004, and on November 15, 2004; copy of said ordinance was made available at the office of the City Clerk to the public upon request; said ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on December 6, 2004; and was duly introduced, read by title only, and passed on second and final reading on December 20, 2004, by the City Commission of the City of Fort Pierce, Florida.

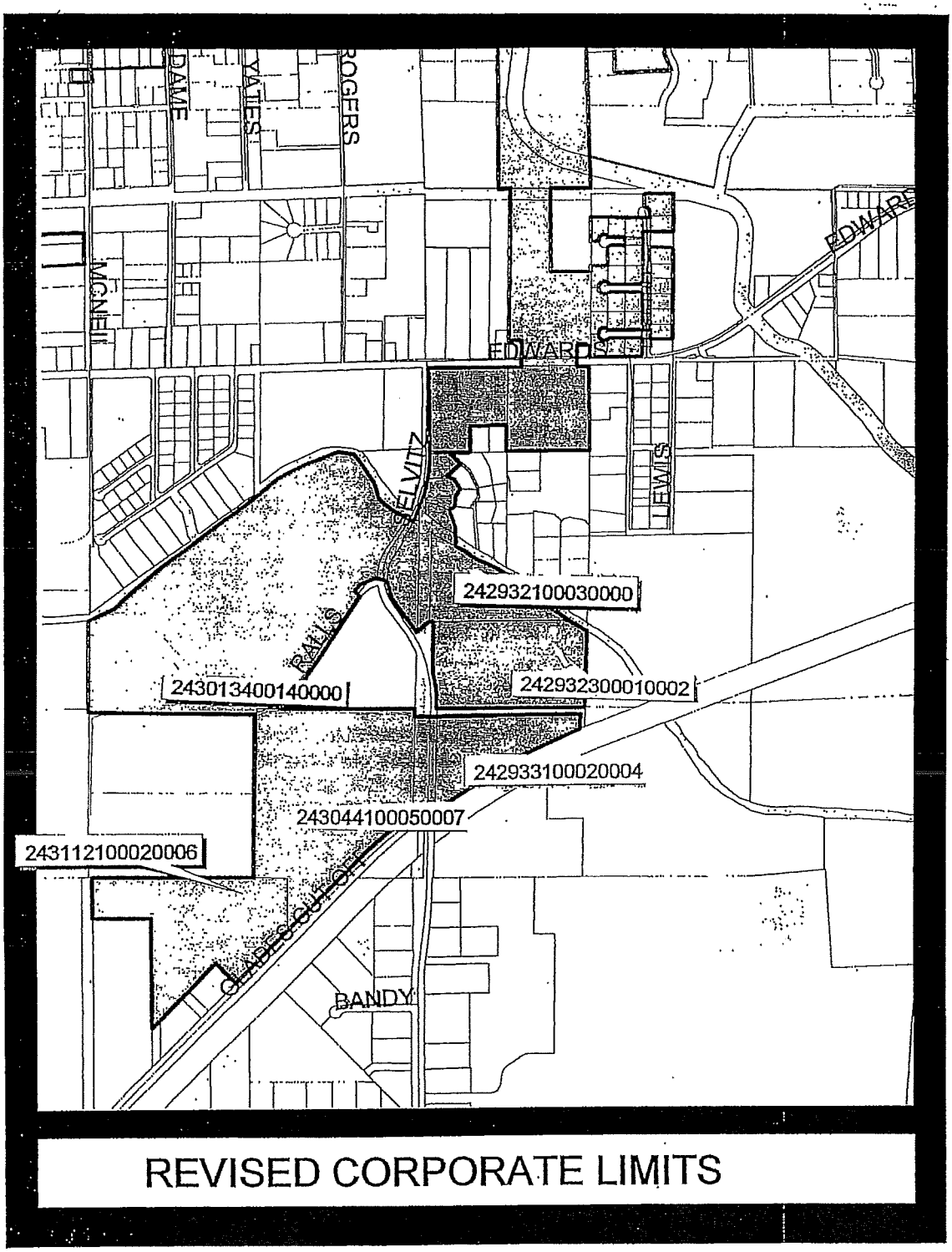
IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this the 21th day of December 2004.

MAYOR COMMISSIONER

CITY CLERK

(CITY SEAL)

ATTACHMENT TO ORDINANCE NO. K-308



EDWIN M. FRY, Jr., CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 2551335 OR BOOK 2153 PAGE 1497, Recorded 02/04/2005 at 03:24 PM

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RESOLUTION 04-228

FILE NO.: RZ-04-005/PUD-04-004

A RESOLUTION GRANTING PRELIMINARY AND FINAL PLANNED DEVELOPMENT SITE PLAN APPROVAL FOR THE PROJECT TO BE KNOWN AS TEN MILE ESTATES – A PLANNED UNIT DEVELOPMENT, AND A CHANGE IN ZONING FOR CERTAIN PROPERTY IN ST. LUCIE COUNTY, FLORIDA

WHEREAS, the Board of County Commissioners of St. Lucie County, Florida, based on the testimony and evidence, including but not limited to the staff report, has made the following determinations:

CHANGE IN ZONING

1. Becker Holding Corporation presented a petition for a change in zoning from the AR-1 (Agricultural, Residential – 1 du/acre) Zoning District to the PUD (Planned Unit Development – Ten Mile Estates) Zoning District for certain property in St. Lucie County, Florida depicted on the attached maps as Exhibit "A" and described in Part "B" below.

2. On October 21, 2004, the St. Lucie County Planning and Zoning Commission held a public hearing, of which due notice was published and mailed to all property owners within 500 feet at least 10 days prior to the hearing, and continued the public hearing to November 18, 2004.

3. On November 18, 2004, the Planning and Zoning Commission continued the public hearing on this matter and recommended to this Board that the requested change in zoning from the AR-1 (Agricultural, Residential – 1 du/acre) Zoning District to the PUD (Planned Unit Development – Ten Mile Estates) Zoning District be granted.

4. On December 21, 2004, this Board held a public hearing on the petition, after publishing a notice of such hearing and notifying by mail all owners of property within 500 feet of the subject property and granted final approval to the property described below.

5. The proposed change in zoning is consistent with the St. Lucie County Comprehensive Plan and meets the requirements of Section 11.06.03 of the St. Lucie County Land Development Code.

SITE PLAN

6. The petitioner is proposing the development of 132 single-family lots for property located at the northwest corner of the intersection of Selvitz Road and Ralls Road.

7. The Development Review Committee has reviewed the site plan for the proposed project and found it to meet minimum technical requirements.

8. On October 21, 2004, the St. Lucie County Planning and Zoning Commission held a public hearing, of which due public notice was published and mailed to all property owners within 500 feet at least 10 days prior to the hearing, and continued the public hearing until November 18, 2004.

9. On November 18, 2004, the Planning and Zoning Commission continued the public hearing and recommended to this Board that Preliminary Development Plan approval for the project to be known as Ten Mile Estates be granted.

10. On December 21, 2004, this Board held a public hearing on the petition, after publishing a notice of such hearing and notifying by mail all owners of property within 500 feet of the subject property, and granted Preliminary and Final Development Site Plan approval for the property described below.

11. The proposed project is consistent with the general purpose, goals, objectives, and standards of the St. Lucie County Land Development Code, the St. Lucie County Comprehensive Plan, and the Code of Ordinances of St. Lucie County.

12. The proposed project will not have an undue adverse effect on adjacent property, the character of the neighborhood, traffic conditions, parking, utility facilities, or other matters affecting the public health, safety, and general welfare.

13. All reasonable steps have been taken to minimize any adverse effect of the proposed project on the immediate vicinity through building design, site design, landscaping, and screening.

14. The proposed project will be constructed, arranged, and operated so as not to interfere with the development and use of neighboring property, in accordance with applicable district regulations.

15. The proposed project will be served by adequate public facilities and services.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Lucie County, Florida:

A. Pursuant to Section 11.02.05 of the St. Lucie County Land Development Code, the Final Site Plan for the project to be known as **Ten Mile Estates - A Planned Unit Development**, is hereby approved as shown on the site plan drawings for the project prepared by Thomas Lucido & Associates, Inc., dated November 8, 2004, and date stamped received by the St. Lucie County Community Development Director on November 9, 2004, for the property described in Part "B" below, subject to the following conditions:

1. **No two adjoining homes shall have the same front architectural elevation.**

2. **Prior to Final Plat approval for this project, the developers, their successors and assigns, shall have entered into an enforceable utility service agreement with Ft. Pierce Utilities Authority to ensure the provision of water and sewer services. This agreement shall be in a form consistent with St. Lucie County regulations regarding utility service extensions and service provisions.**

3. **The irrigation system within this project shall be designed to accept reuse water from the Ft. Pierce Utilities Authority as the preferred method of irrigation.**

4. **Prior to the issuance of any land clearing permits for the Ten Mile Estates development, the developers shall clearly delineate all areas to be preserved and/or protected. Delineation shall be either the placing of silt fencing, safety fencing or similar type of materials. Flagging shall not be used except as a guide for the installation of the fencing materials. All land clearing activities shall be in accordance to the specific conditions/standards outlined in the Land Clearing Permit.**

B. The property on which this Preliminary and Final Planned Non-Residential Development is being granted is described as follows:

SECTION 30, TOWNSHIP 35, RANGE 40, THAT PART OF THE SOUTHERLY 1/2 OF THE NE 1/4, LYING SOUTHERLY OF CANAL 71 (TEN MILE CREEK) AND WESTERLY OF SELVITZ ROAD AND THE NORTHERN 1/2 OF THE SOUTHEAST 1/4, LYING WESTERLY OF SELVITZ AND RALLS ROADS AND SOUTHERLY OF CANAL 71 (TEN MILE CREEK) AND THE NORTHERN 50 FEET OF THE NORTHERN 1/2 OF THE SOUTHWEST 1/4 OF THE SOUTHEAST ¼. (Tax ID#: 2430-134-0014-000/0)

(Location: Northwest corner of the intersection of Selvitz Road and Ralls Road.)

C. This Preliminary and Final Planned Unit Development Site Plan approval shall expire on December 21, 2006, unless a building permit is issued or an extension is granted in accordance with Section 11.02.06(B)(3), St. Lucie County Land Development Code.

D. A Certificate of Capacity, a copy of which is attached to this resolution, was granted by the Growth Management Director on December 21, 2004.

E. A copy of this resolution shall be attached to the site plan drawings described in Section A, which plan shall be placed on file with the St. Lucie County Growth Management Director.

After motion and second, the vote on this resolution was as follows:

Chairman Frannie Hutchinson AYE

Vice-Chairman Doug Coward AYE

Commissioner Paula A. Lewis AYE

Commissioner Joseph E. Smith AYE

Commissioner Chris Craft AYE

PASSED AND DULY ADOPTED this 21st Day of December 2004.

BOARD OF COUNTY COMMISSIONERS
ST. LUCIE COUNTY, FLORIDA

BY _____
Chairman

ATTEST:

_____
Deputy Clerk

APPROVED AS TO FORM AND
CORRECTNESS:

_____
County Attorney

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Exhibit "A"

COPY

Certificate of Capacity

COPY

St Lucie County
Certificate of Capacity

COPY

Date 12/21/2004 **Certificate No.** 1816

This document certifies that concurrency will be met and that adequate public facility capacity exists to maintain the standards for levels of service as adopted in the St Lucie County Comprehensive Plan for:

1. Type of development Preliminary and Final PUD

Number of units 132 **Number of square feet**

2. Property legal description & Tax ID no.

2430-134-0014-000/0

NW cnr of Selvitz and Ralls Road

Ten Mile Estates - PUD

3. Approval: Building **Resolution No.** 04-228 **Letter**

4. Subject to the following conditions for concurrency:

See Resolution

Owner's name

Becker Holding Corporation

Address

2627 South Jenkins Road

Fort Pierce FL 34981

6. Certificate Expiration Date 12/21/2006

This Certificate of Capacity is transferable only to subsequent owners of the same parcel, and is subject to the same terms, conditions and expiration date listed herein. The expiration date can be extended only under the same terms and conditions as the underlying development orderissued with this certificate, or for subsequent development order(s) issued for the same property, use and size as described herein.

Signed Edward Cot **Date:** 12/21/2004

Growth Management Director
St Lucie County, Florida

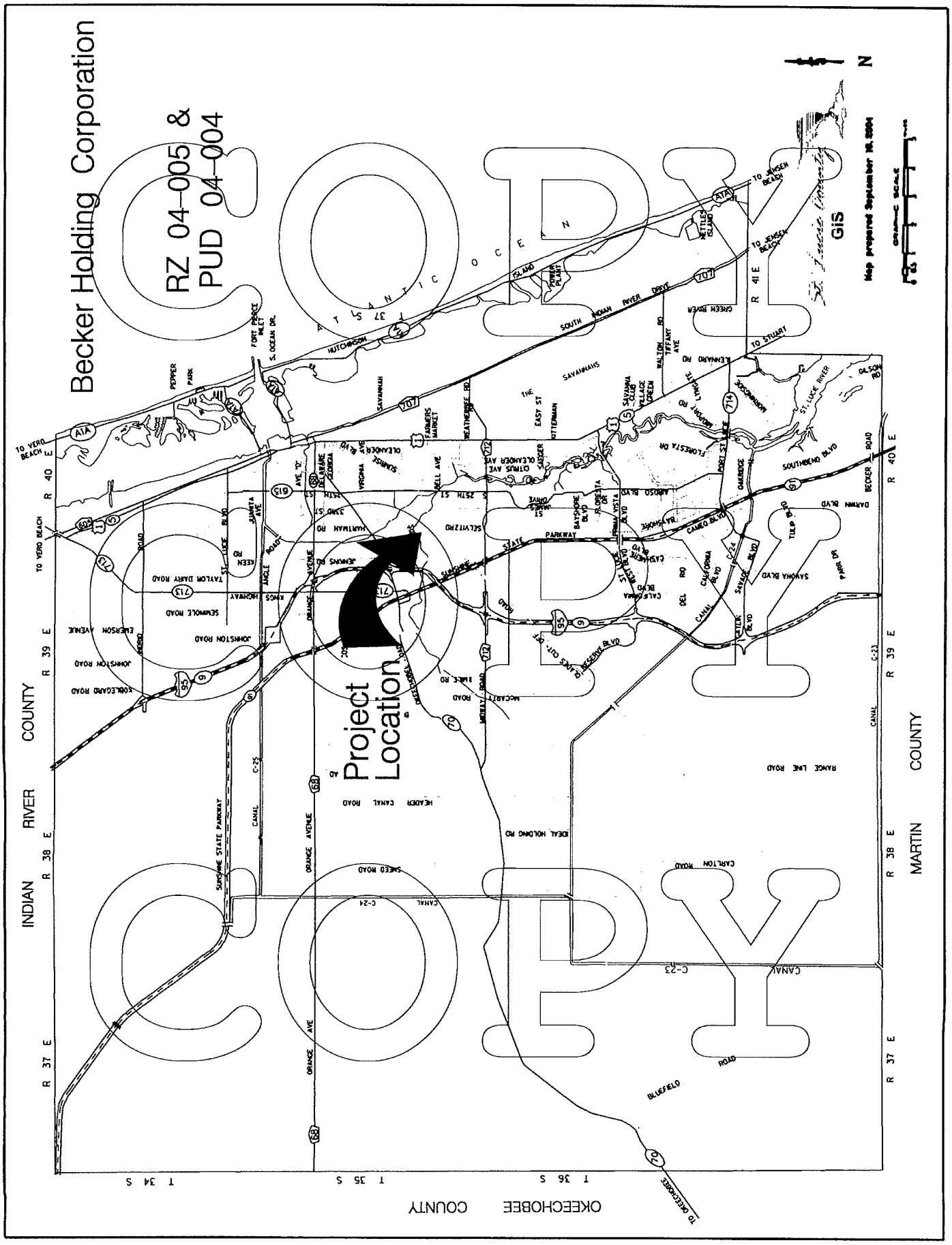
COPY

Exhibit "B"

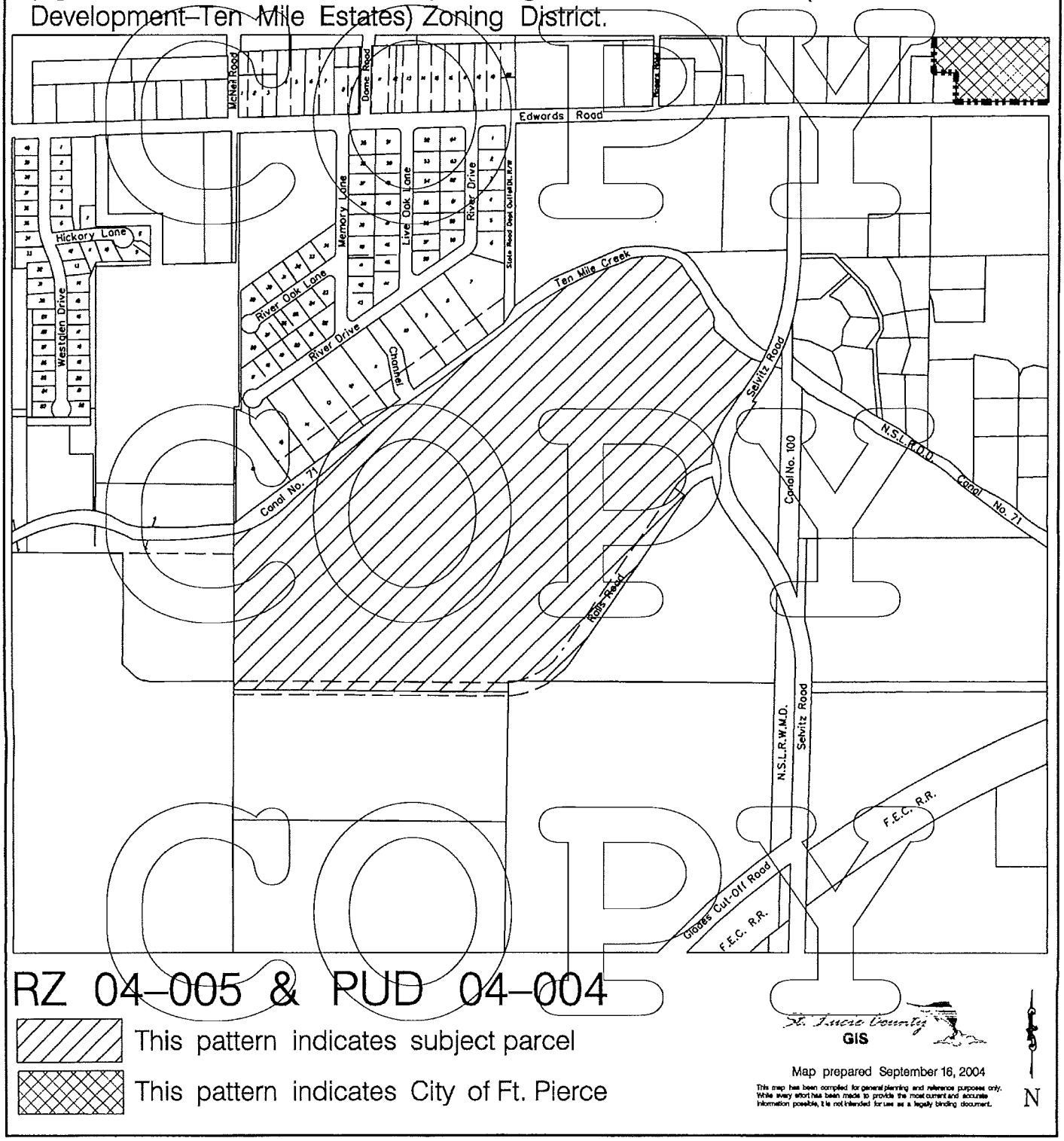
Location Maps and Site Plan Graphics

COPY

COPY


Becker Holding Corporation
RZ 04-005 &
PUD 04-004
Project Location
COPY
COPY
INDIAN RIVER COUNTY
MARTIN COUNTY
OKEECHOBEE COUNTY
ATLANTIC OCEAN
SOUTH FORK ST. LUCIE RIVER
R 37 E
R 38 E
R 39 E
R 40 E
R 41 E
T 34 S
T 35 S
T 36 S
GIS
Map prepared September 16, 2004
N

A Petition of Becker Holding Corporation for a Change in Zoning from the AR-1 (Agricultural, Residential-1 du/acre) Zoning District to the PUD (Planned Unit Development-Ten Mile Estates) Zoning District.



RZ 04-005 & PUD 04-004

This pattern indicates subject parcel

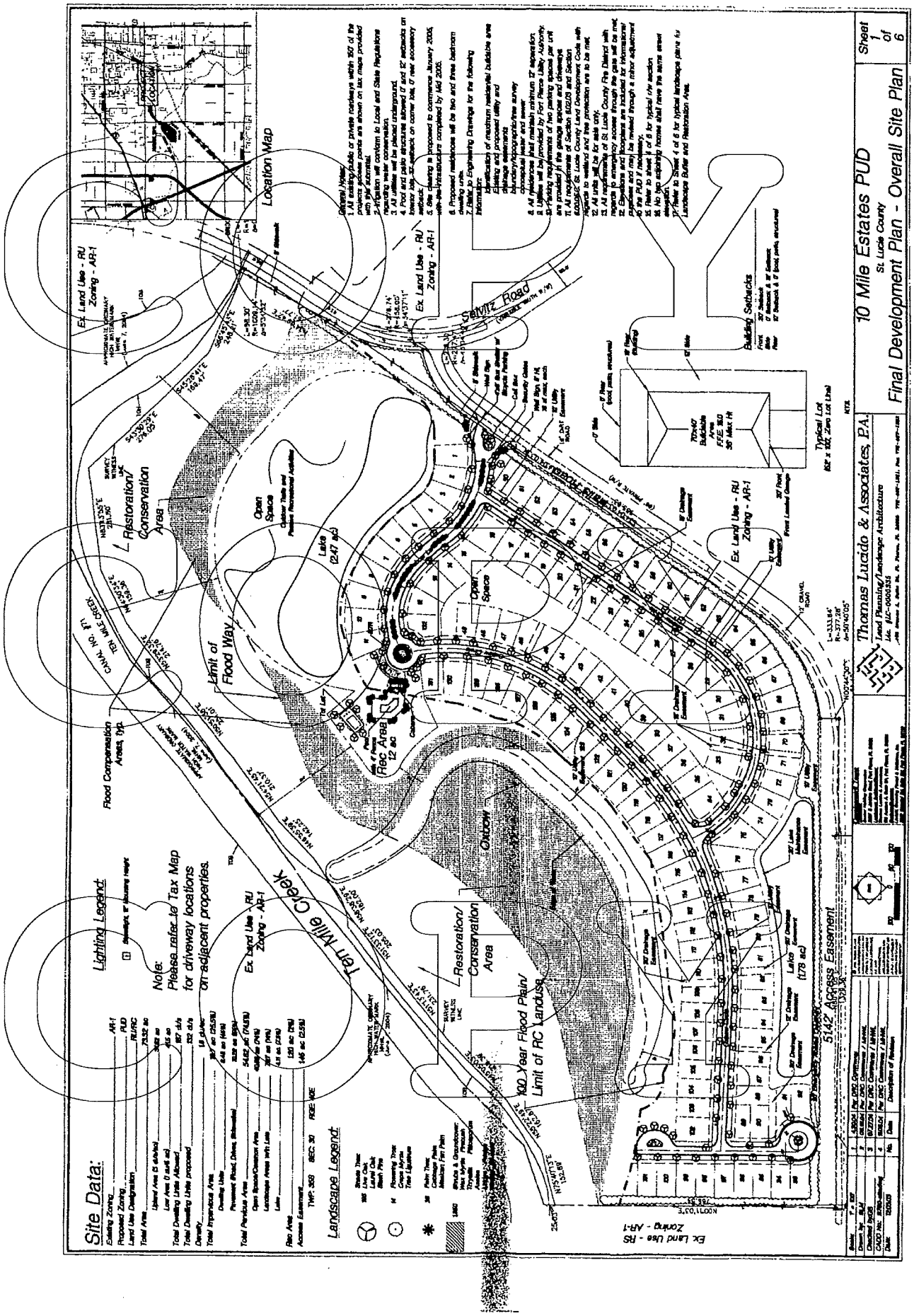
This pattern indicates City of Ft. Pierce

St. Lucie County GIS

Map prepared September 16, 2004

This map has been compiled for general planning and reference purposes only. While every effort has been made to provide the most current and accurate information possible, it is not intended for use as a legally binding document.

N


10 Mile Estates PUD
St. Lucie County
Final Development Plan - Overall Site Plan
Sheet 1 of 6
Thomas Lucido & Associates, P.A.
Land Planning/Landscape Architecture
Site Data:
Lighting Legend:
Landscape Legend:
Location Map
Selvitz Road
Ten Mile Creek
Restoration/ Conservation Area
Rec Area 1.2 ac
Lake 2.47 ac
Open Space
Limit of Flood Way
100 Year Flood Plain/ Limit of RC Landuse
Flood Compensation Areas, typ.
Ex. Land Use - RU Zoning - AR-1
Ex. Land Use - RS Zoning - AR-1
6142' Access Easement
Typical Lot
Building Setbacks
70'x40' Building Area FFE= 18.0 35' Max. Ht.
Note: Please refer to Tax Map for driveway locations on adjacent properties.
General Notes:
Site Data:
Existing Zoning AR-1
Proposed Zoning RUD
Land Use Designation RU/RC
Total Area 73.52 ac
Upland Area (3.5 dw/ac) 382 ac
Lor Area (3 dw/ac) 455 ac
Total Dwelling Units Allowed 837 d/u
Total Dwelling Units proposed 332 d/u
Density 1.8 du/ac
Total Impervious Area 30.7 ac (25.5%)
Dwelling Units 6.48 ac (44%)
Pavement (Road, Drives, Sidewalks) 10.29 ac (14%)
Total Pervious Area 54.82 ac (74.5%)
Open Space/Common Area 42.69 ac (74%)
Landscape Areas with Lots 2.87 ac (5%)
Lots 4.31 ac (12%)
Rec Area 1.20 ac (2%)
Access Easement 1.55 ac (2.5%)
TWP: 35S RGE: 40E SEC: 30

BECKER
HOLDING CORPORATION

10 Mile Estates PUD

Overall Master Plan _____ Sheet 1
Final Development Plan _____ Sheet 2 - 4
Aerial _____ Sheet 5
Tax Map _____ Sheet 6

Developer:
Becker Holding Corporation
2627 S Jenkins Road, Fort Pierce, FL 34981
Landscape Architect/Planner:
Thomas Lucido & Associates,
100 Avenue A, Suite 2A, Fort Pierce, FL 34950
Engineer/Surveyor:
Lindahl, Browning Ferrari & Hellstrom, Inc.
2222 Colonial Rd, Suite 201, Fort Pierce, FL 34950

Thomas Lucido & Associates, P.A.
Land Planning/Landscape Architecture
Lic. #LC-0000335
100 Avenue A, Suite 2A, Ft. Pierce, FL 34950 772-467-1301, Fax 772-467-1303

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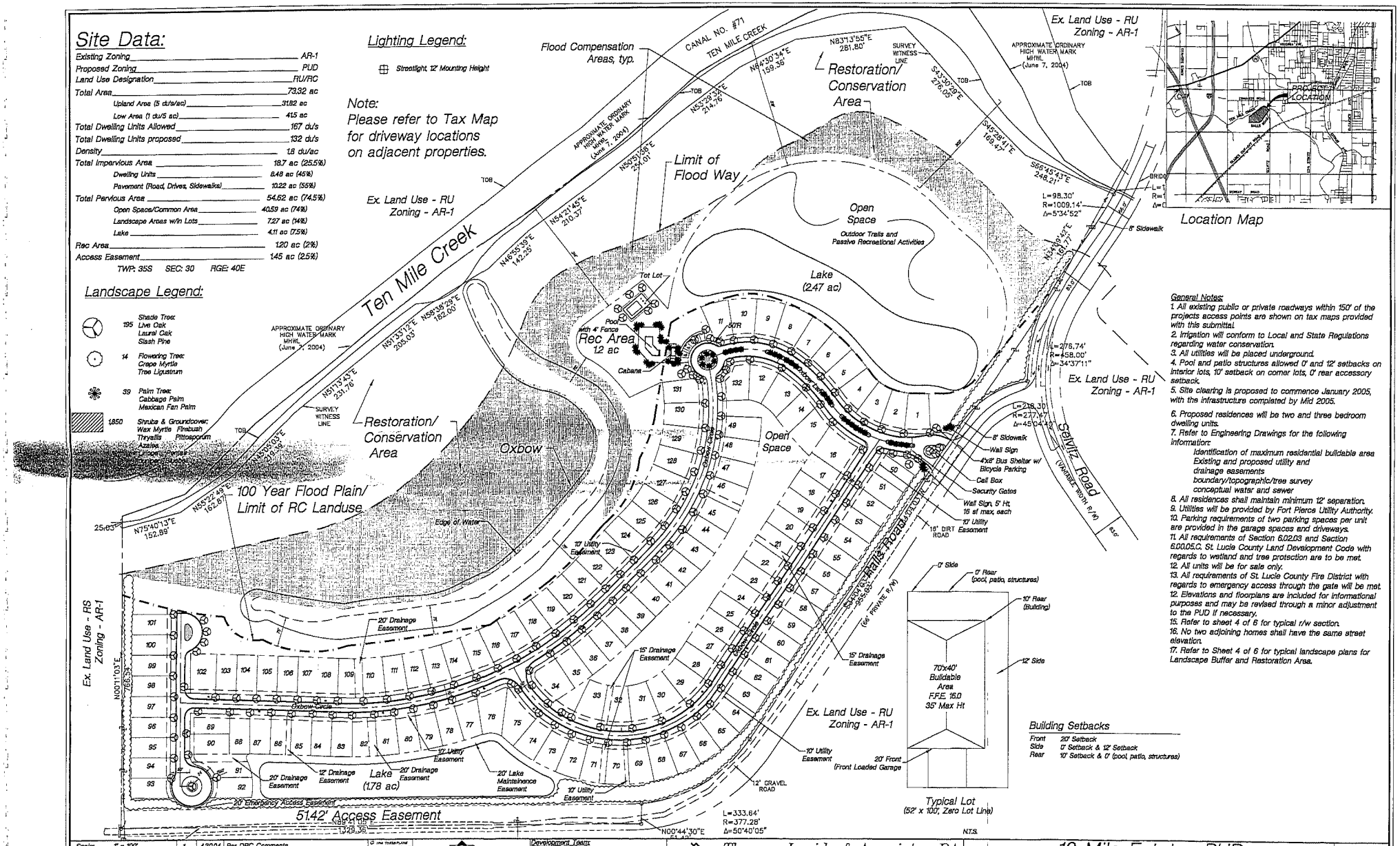
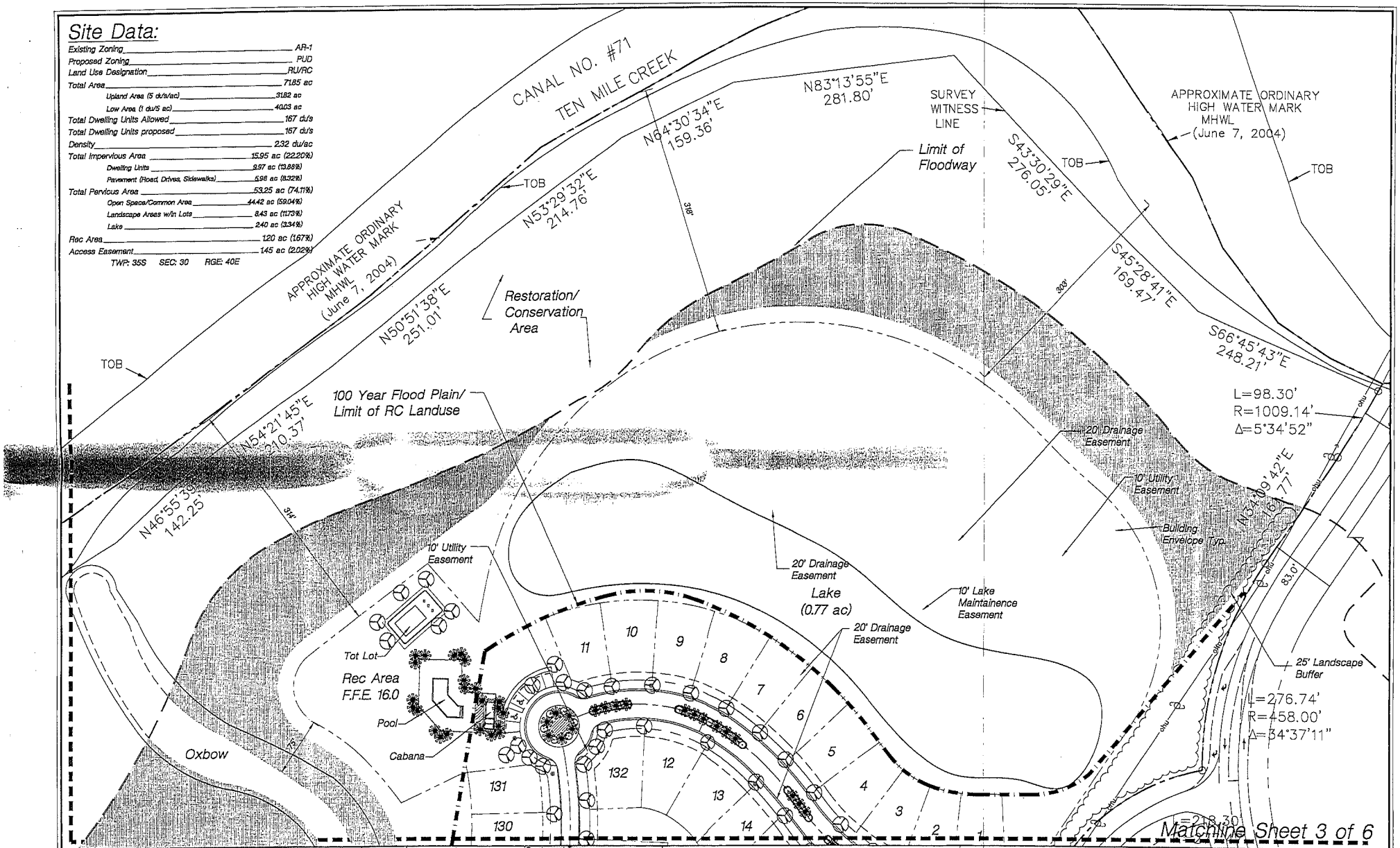

Site Data:
Existing Zoning AR-1
Proposed Zoning PUD
Land Use Designation RU/RC
Total Area 73.32 ac
Upland Area (5 du/s/ac) 31.82 ac
Low Area (1 du/5 ac) 41.5 ac
Total Dwelling Units Allowed 167 du's
Total Dwelling Units proposed 132 du's
Density 1.8 du/ac
Total Impervious Area 18.7 ac (25.5%)
Dwelling Units 8.48 ac (45%)
Pavement (Road, Drives, Sidewalks) 10.22 ac (55%)
Total Pervious Area 54.62 ac (74.5%)
Open Space/Common Area 40.59 ac (74%)
Landscape Areas w/in Lots 7.27 ac (14%)
Lake 4.11 ac (7.5%)
Rec Area 1.20 ac (2%)
Access Easement 1.45 ac (2.5%)
TWP: 35S SEC: 30 RGE: 40E
Lighting Legend:
Streetlight, 12' Mounting Height
Note:
Please refer to Tax Map for driveway locations on adjacent properties.
Landscape Legend:
195 Shade Tree: Live Oak, Laural Oak, Slash Pine
14 Flowering Tree: Crape Myrtle, Tree Ligustrum
39 Palm Tree: Cabbage Palm, Mexican Fan Palm
1850 Shrubs & Groundcover: Wax Myrtle, Firebush, Thryallis, Pittosporum, Azalea, Indian Hawthorn, Juniper, Perennials
Ten Mile Creek
Flood Compensation Areas, typ.
CANAL NO. #71
TEN MILE CREEK
Limit of Flood Way
Restoration/ Conservation Area
Ex. Land Use - RU Zoning - AR-1
Open Space
Outdoor Trails and Passive Recreational Activities
Lake (2.47 ac)
Tot Lot
Pool with 4' Fence
Rec Area 1.2 ac
Cabana
Oxbow
100 Year Flood Plain/ Limit of RC Landuse
Edge of Water
Ex. Land Use - RS Zoning - AR-1
Oxbow Circle
Oxbow Trails Road
Oxbow Court
Sawgrass Circle
Sawgrass Court
Sawgrass Trail
Sawgrass Road
(VARIABLE WIDTH R/W)
8' Sidewalk
Wall Sign
4'x8' Bus Shelter w/ Bicycle Parking
Call Box
Security Gates
Wall Sign, 5' Ht, 15 sf max, each
10' Utility Easement
16' DIRT ROAD
(66' PRIVATE R/W)
20' Drainage Easement
15' Drainage Easement
10' Utility Easement
12' Drainage Easement
20' Lake Maintenance Easement
Lake (1.78 ac)
20' Emergency Access Easement
51.42' Access Easement
12' GRAVEL ROAD
Typical Lot
(52' x 100', Zero Lot Line)
0' Side
0' Rear (pool, patio, structures)
10' Rear (Building)
12' Side
70'x40' Buildable Area F.F.E. 15.0 35' Max Ht
20' Front (Front Loaded Garage)
Building Setbacks
Front 20' Setback
Side 0' Setback & 12' Setback
Rear 10' Setback & 0' (pool, patio, structures)
Location Map
PROJECT LOCATION
General Notes:
1. All existing public or private roadways within 150' of the projects access points are shown on tax maps provided with this submittal.
2. Irrigation will conform to Local and State Regulations regarding water conservation.
3. All utilities will be placed underground.
4. Pool and patio structures allowed 0' and 12' setbacks on interior lots, 10' setback on corner lots, 0' rear accessory setback.
5. Site clearing is proposed to commence January 2005, with the infrastructure completed by Mid 2005.
6. Proposed residences will be two and three bedroom dwelling units.
7. Refer to Engineering Drawings for the following information:
Identification of maximum residential buildable area
Existing and proposed utility and drainage easements
boundary/topographic/tree survey
conceptual water and sewer
8. All residences shall maintain minimum 12' separation.
9. Utilities will be provided by Fort Pierce Utility Authority.
10. Parking requirements of two parking spaces per unit are provided in the garage spaces and driveways.
11. All requirements of Section 6.02.03 and Section 6.00.05.C. St. Lucie County Land Development Code with regards to wetland and tree protection are to be met.
12. All units will be for sale only.
13. All requirements of St. Lucie County Fire District with regards to emergency access through the gate will be met.
12. Elevations and floorplans are included for informational purposes and may be revised through a minor adjustment to the PUD if necessary.
15. Refer to sheet 4 of 6 for typical r/w section.
16. No two adjoining homes shall have the same street elevation.
17. Refer to Sheet 4 of 6 for typical landscape plans for Landscape Buffer and Restoration Area.
Scale: 1" = 100'
Drawn by: SLM
Checked by: SB
CADD No: B750-sitedwg
Date: 12.03.03
1 4.30.04 Per DRC Comments
2 06.16.04 Per DRC Comments / MHWL
3 07.27.04 Per DRC Comments / MHWL
4 11.08.04 Per DRC Comments / MHWL
No. Date Description of Revision
Development Team:
Thomas Lucido & Associates, P.A.
Land Planning/Landscape Architecture
Lic. #LC-0000335
100 Avenue A, Suite 2A, Ft. Pierce, Fl. 34950 772-467-1301, Fax 772-467-1302
10 Mile Estates PUD
St. Lucie County
Final Development Plan - Overall Site Plan
Sheet 1 of 6
NOV 09 2004



Site Data:

Existing Zoning	AR-1
Proposed Zoning	PUD
Land Use Designation	RU/RC
Total Area	71.85 ac
Upland Area (5 du/s/ac)	31.82 ac
Low Area (1 du/5 ac)	40.03 ac
Total Dwelling Units Allowed	167 du's
Total Dwelling Units proposed	167 du's
Density	2.32 du/ac
Total Impervious Area	15.95 ac (22.20%)
Dwelling Units	9.97 ac (13.88%)
Pavement (Road, Drives, Sidewalks)	5.98 ac (8.32%)
Total Pervious Area	53.25 ac (74.11%)
Open Space/Common Area	44.42 ac (59.04%)
Landscape Areas w/in Lots	8.43 ac (11.73%)
Lake	2.40 ac (3.34%)
Rec Area	1.20 ac (1.67%)
Access Easement	1.45 ac (2.02%)

TWP: 35S SEC: 30 RGE: 40E

Scale:	1" = 50'
Drawn by:	SLM
Checked by:	GB
CADD No:	8760-sitadwg
Date:	12.03.03

No.	Date	Description of Revision
1	4.30.04	Per DRC Comments
2	06.16.04	Per DRC Comments / MHWL
3	07.27.04	Per DRC Comments / MHWL
4	11.08.04	Per DRC Comments / MHWL

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North

50 0 25 50

Development Team:
Developer:
Becker Holding Corporation
2627 S Jenkins Road, Fort Pierce, FL 34981
Landscape Architect/Planner:
Thomas Lucido & Associates,
100 Avenue A, Suite 2A, Fort Pierce, FL 34950
Engineer/Surveyor:
Linden, Browning Ferrell & Hellstrom, Inc.
2222 Colonial Rd, Suite 201, Fort Pierce, FL 34982

Thomas Lucido & Associates, P.A.
Land Planning/Landscape Architecture
Lic. #LC-0000335
100 Avenue A, Suite 2A, Ft. Pierce, Fl. 34950 772-467-1301, Fax 772-467-1302

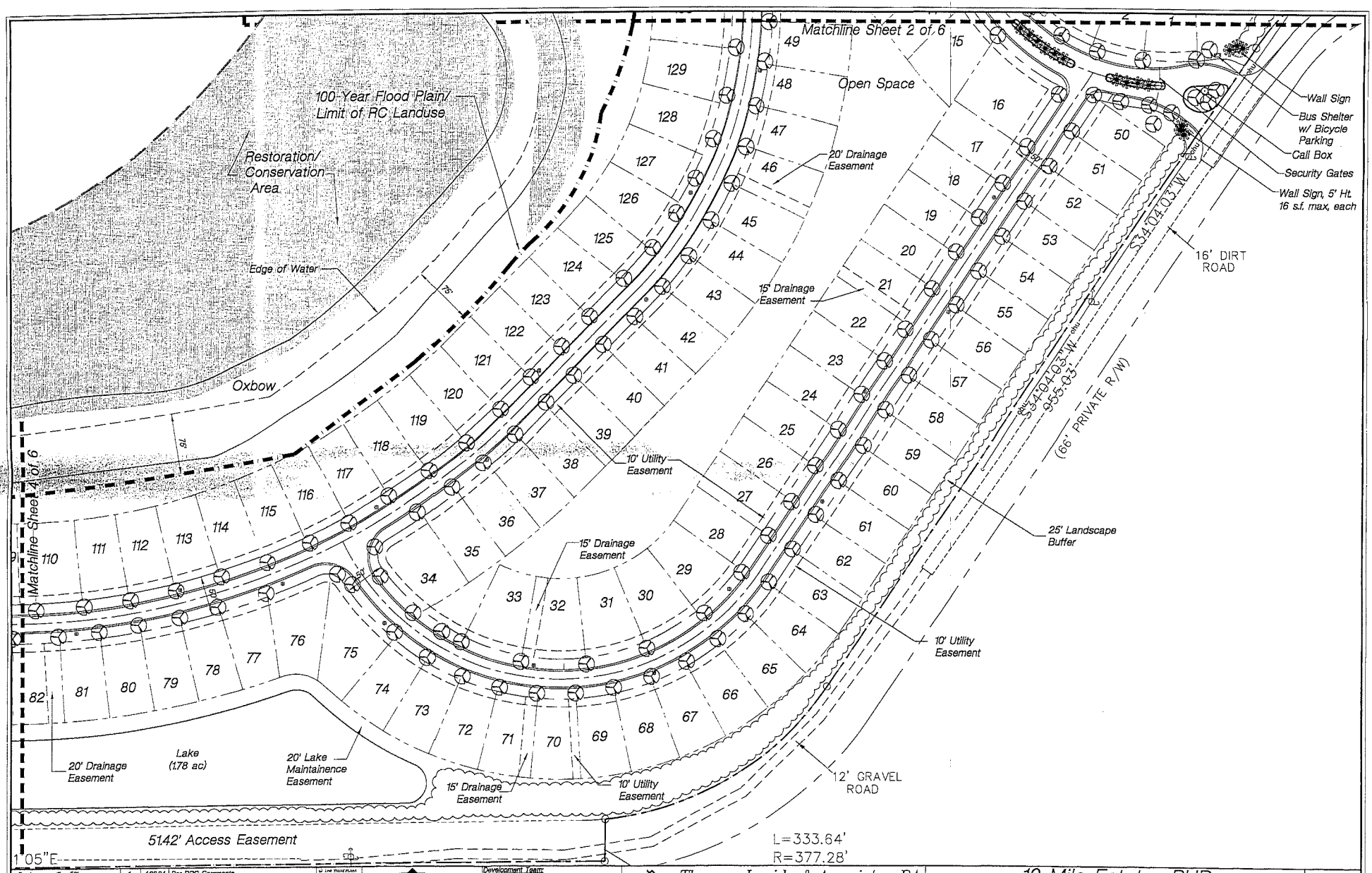
10 Mile Estates PUD

St. Lucie County

Final Development Plan

Sheet 2 of 6

NOV 09 2004



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Checked by:GB	2	06.16.04	Per DRC Comments / MHWL
CADD No: B760-site2.dwg	3	07.27.04	Per DRC Comments / MHWL
Date: 12.03.03	4	11.08.04	Per DRC Comments / MHWL

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Development Team:
Owner/DDC:
Decker Holding Corporation
2627 S. Jenkins Road, Fort Pierce, FL 34981
Landscape Architect/Planner:
Thomas Lucido & Associates
100 Avenue A, Suite 2A, Fort Pierce, FL 34950
Engineer/Surveyor:
Lindahl, Browning, Ferrell & Hellstrom, Inc.
2222 Colonial Rd, Suite 201, Fort Pierce, FL 34950

Thomas Lucido & Associates, P.A.
Land Planning/Landscape Architecture
Lic. #LC-0000335
100 Avenue A, Suite 2A, Ft. Pierce, Fl. 34950 772-467-1301, Fax 772-467-1303

10 Mile Estates PUD
St. Lucie County
Final Development Plan

Sheet 3 of 6

NOV 0 9 2004

Notes
1. See legend for tree, palm and shrub species.
2. All open areas between shrub plantings to be seeded with native wildflowers.
3. All exotic plant materials to be cleared from revegetation areas.

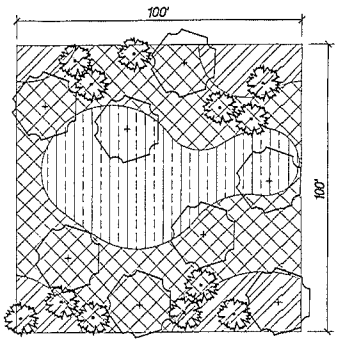
Legend

8 — Trees (#3, 3-4' oa, spacing as shown)
Live Oak, Quercus Virginiana
Laurel Oak, Quercus Laurifolia
Bald Cypress, Taxodium Distichum
Red Maple, Acer Rubrum
Red Bay, Persea Borbonia

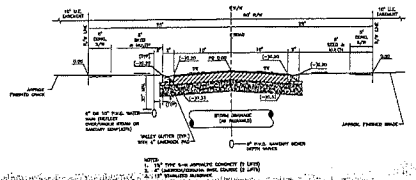
12 — Palms (#3, spacing as shown)
Cabbage Palm, Sabal Palmetto

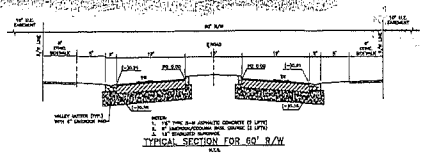
100 — Shrubs
Saw Palmetto, Serenoa Repens (#1, 5' o.c.)
Gallberry, Ilex glabra (BR, 5' o.c.)

300 — Wild Coffee, Psychotria nervosa (BR, 5' o.c.)
Saltbush, Baccharis halimilfolia (BR, 5' o.c.)

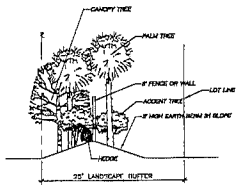


Typical Revegetation Planting Schematic
Scale 1"=20'

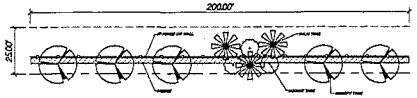




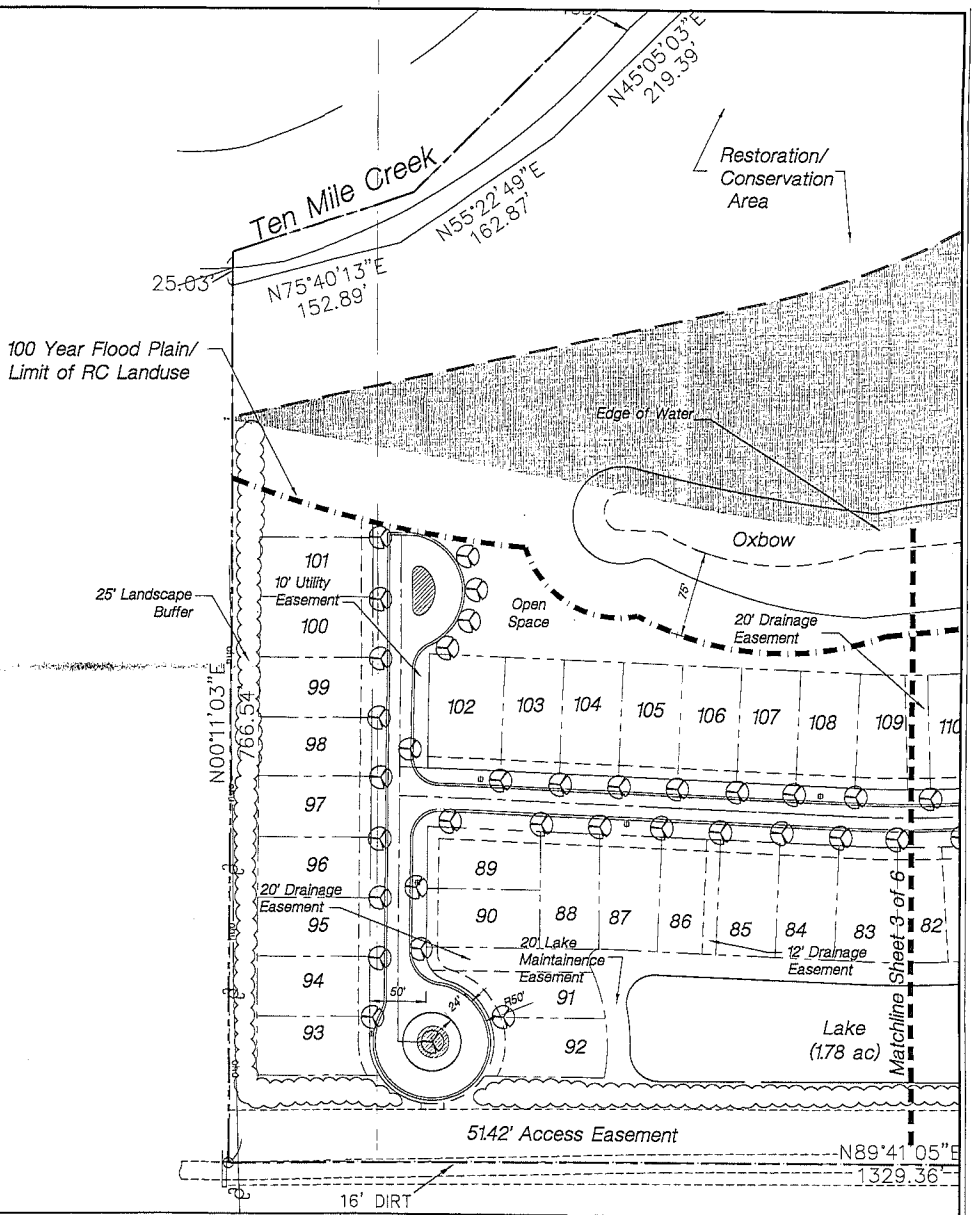
Typical Right-of-Way Sections
Scale 1"=10'



25' Landscape Buffer Section
Scale 1"=10'



Typical 25' Landscape Buffer Plan View
Scale 1"=30'



Scale: 1" = 50'	1	4.30.04	Per DRC Comments	
Drawn by: SLM	2	06.16.04	Per DRC Comments / MHWL	
Checked by:GB	3	07.27.04	Per DRC Comments / MHWL	
CADD No: 8750-alta.dwg	4	11.08.04	Per DRC Comments / MHWL	
Date: 12.03.03	No.	Date	Description of Revision	

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North
50 0 25 50

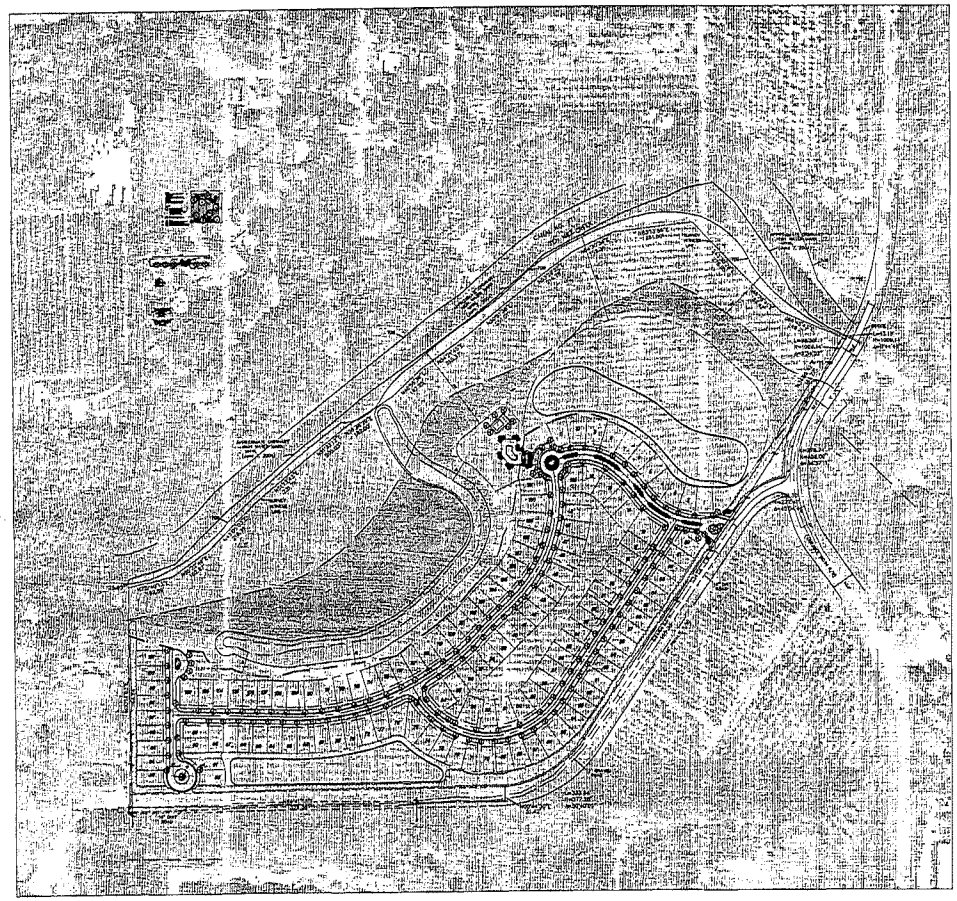
Development Team:
Owner/Developer:
Decker Holding Corporation
2207 S Jenkins Road, Fort Pierce, FL 34981
Landscape Architect/Planner:
Thomas Lucido & Associates
100 Avenue A, Suite 2A, Fort Pierce, FL 34950
Engineer/Surveyor:
Lindahl, Browning Ferrell & Mellstrom, PA.
2222 Colonial Rd, Suite 201, Fort Pierce, FL 34950

Thomas Lucido & Associates, P.A.
Land Planning/Landscape Architecture
Lic. #LC-0000335
100 Avenue A, Suite 2A, Ft. Pierce, Fl. 34950 772-467-1301, Fax 772-467-1302

10 Mile Estates PUD
St. Lucie County
Final Development Plan

Sheet 4 of 6

NOV 09 2004



Scale:	1" = 200'
Drawn by:	SLM
Checked by:	GB
CADD No:	8760-site.dwg
Date:	12.03.03

No.	Date	Description of Revision
1	4.30.04	Per DRC Comments
2	06.15.04	Per DRC Comments / MHWL
3	07.27.04	Per DRC Comments / MHWL

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North

200 0 100 200

Development Team:
Developer:
Becker Holding Corporation
2627 S Jenkins Road, Fort Pierce, FL 34981
Landscape Architect/Planner:
Thomas Lucido & Associates
100 Avenue A, Suite 2A, Fort Pierce, FL 34950
Engineer/Surveyor:
Lindahl, Browning Ferrell & Hellstrom, Inc.
2239 Colonial Rd, Suite 201, Fort Pierce, FL 34950

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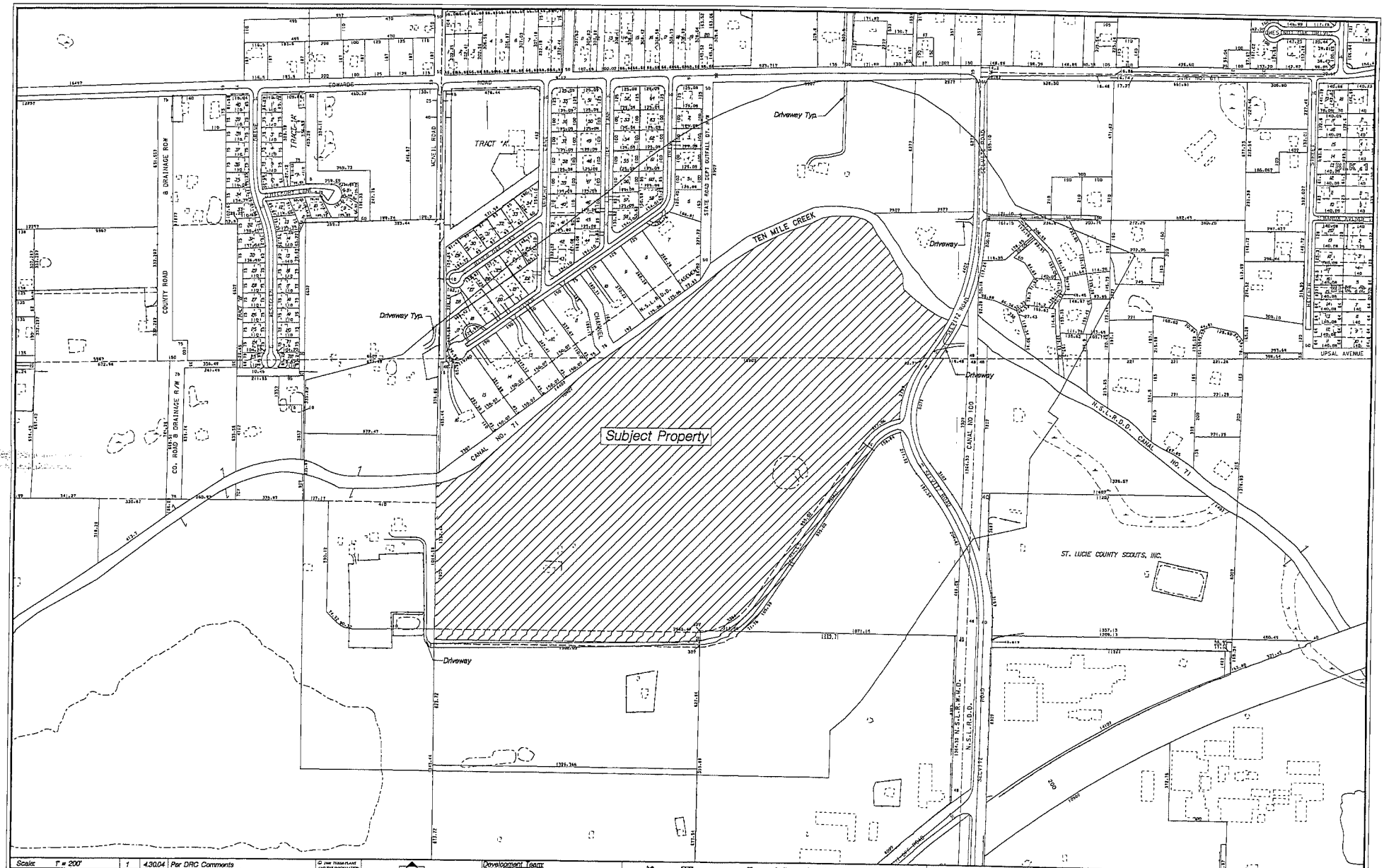
Land Planning/Landscape Architecture
Lic. #LC-0000335
100 Avenue A, Suite 2A, Ft. Pierce, FL 34950 772-467-1301, Fax 772-467-1303

10 Mile Estates PUD

St. Lucie County

Aerial Map

NOV 0 5 2004



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Drawn by: SLM	2	06.16.04	Per DRC Comments / MHWL	
Checked by: GB	3	07.27.04	Per DRC Comments / MHWL	
CADD No: B760-site.dwg				
Date: 12.03.03	No.	Date	Description of Revision	

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North

200 0 100 200

Development Team:
Owner:
Decker Holding Corporation
2627 S Jenkins Road, Fort Pierce, FL 34981
Landscape Architect/Planner:
Thomas Lucido & Associates
50 Avenue A, Suite 2A, Fort Pierce, FL 34950
Engineer/Surveyor:
Lindahl, Browning Ferrell & Heskamp, Inc.
2225 Colonial Rd, Suite 201, Fort Pierce, FL 34982

Thomas Lucido & Associates, P.A.
Land Planning/Landscape Architecture
Lic. #LC-0000335
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10 Mile Estates PUD
St. Lucie County
Tax Map

Sheet 6 of 6

NOV 0 9 2004

CITY OF FORT PIERCE

PLANNING DEPARTMENT

MATTHEW G. MARGOTTA, AICP, DIRECTOR
COMPREHENSIVE PLANNING ◊ DEVELOPMENT REVIEW
HISTORIC PRESERVATION ◊ URBAN DESIGN ◊ URBAN FORESTRY ◊ ZONING

October 9, 2012

Foxford, LLC
Attn: Mr. Steve Liller
3601 Quantum Boulevard
Boyton Beach, FL 33426

RE: Carriage Pointe Estates (Formerly 10 Mile Estates)

Dear Mr. Liller,

Thank you for your coordination and effort to resolve any outstanding issues in order to achieve Final Plat approval for the subject development. The City of Fort Pierce will honor the Site Plan approved by St. Lucie County in 2004 without necessity of substantial requirements for deviation. This correspondence reiterates the City's continued understanding of the subject development approvals as indicated in the 2005 correspondence from the Assistant City Manager and the meeting I held with your representatives today regarding the status of the development.

Per our phone conversation earlier today, I understand that coordination with Ron Harris, Saint Lucie County Engineer, for the public dedication of Rawls Road needs to occur. Depending upon the processing time of the final plat approval, I'm willing to make that a condition of the final plat.

Coordination with both the St. Lucie County & Fort Pierce Engineering Departments will be essential to finalizing the final steps necessary to bring forward a Final Plat for approval. St. Lucie County Engineer Ron Harris (772) 462-1721 and Assistant City Engineer Tracy Telle (772) 467-3776 are familiar with the project and are available for further assistance.

Sincerely,

Matthew G. Margotta, AICP
Director of Planning

cc: Tracy Telle, Assistant City Engineer
Ron Harris, St. Lucie County Engineer

CITY OF FORT PIERCE - OFFICE OF THE CITY ATTORNEY

MEMORANDUM

TO: Rebecca Grohall, Planning Manager

FROM: Robert V. Schwerer, City Attorney

SUBJECT: Carriage Pointe Subdivision – Developer's Agreement

DATE: August 29, 2014

Please find attached the Development Agreement for the Carriage Pointe project which is approved as to form and correctness by this office. We understand the Developer's counsel is also in agreement with the document.

Please let me know if you have any questions.

Robert V. Schwerer, Esq.
City Attorney

/mlp
Attachment
cc: Robert J. Bradshaw, City Manager
John R. Andrews, City Engineer
Sandra Ramseth, Senior Planner
Karen Emerson, Assistant City Attorney

This Instrument Prepared By:
W. LEE DOBBINS, ESQ.
Dean Mead Minton & Zwemer
1903 S. 25th Street
Suite 200
Fort Pierce FL 34947
(772) 464 - 7700

DEVELOPMENT AGREEMENT

THIS DEVELOPMENT AGREEMENT ("Agreement") is entered into this 15th day of September, 2014 (the "Effective Date"), by PIERCE 131, LLC, a Florida limited liability company (henceforth referred to as the "Developer"), whose mailing address is 12 Salt Creek Lane, Suite 200, Hinsdale, IL 60521, and the CITY OF FORT PIERCE, a Florida municipal corporation (hereafter referred to as the "City"), whose mailing address is City Hall, 100 North U.S. 1, Fort Pierce, FL 34950.

WITNESSETH:

WHEREAS, the Developer is the owner in fee simple title to certain real property located in Fort Pierce, Florida, as more particularly described in **Exhibit "A"** attached hereto and incorporated herein by this reference (hereafter referred to as the "Property"); and

WHEREAS, a previous owner of the Property obtained final site plan approval from the St. Lucie County Board of County Commissioners on December 21, 2004, pursuant to County Resolution 04-228, for a residential development on the Property, then known as Ten Mile Estates and now known as Carriage Pointe (the "Project"); and

WHEREAS, the City Commission of the City of Fort Pierce approved the annexation of the Project into the City on December 31, 2004, pursuant to City Ordinance No. K-308; and

WHEREAS, the City has determined that entering into this Agreement with respect to the development of the Property is in the best interest of the citizens of the City of Fort Pierce; and

WHEREAS, the City and the Developer desire to set forth certain terms, conditions and agreements with respect to the development of the Project upon the Property; and

WHEREAS, the proposed Project is consistent with the general purpose, goals, objectives and standards of the City of Fort Pierce Comprehensive Plan and the City of Fort Pierce land development code; and

NOW, THEREFORE, in consideration of the premises contained herein and other good and valuable consideration exchanged by and between the City and the

Developer, the receipt and sufficiency of such is hereby acknowledged, Developer agrees and covenants as follows:

1. **Recitals.** The above recitals are true and correct, and are incorporated herein by reference.

2. **Consideration and Conditions.** In further consideration of the forgoing and of the terms and covenants set forth herein, the parties hereto agree that final plat approval for the Project by the City Commission of the City of Fort Pierce, is and shall be specifically conditioned upon the following:

a. **Landscaping.** Prior to recording of the plat for the Project, the Developer shall provide the City with a letter of credit (in accordance with Paragraph 3 hereinbelow) to secure the Developer's obligation to complete the installation of all landscaping within the Project (the "Landscaping"). The Developer shall complete the installation of all landscaping at the entrance to the Project before the issuance of the first certificate of occupancy (C.O.) issued for the Project, but no later than two (2) years after the Effective Date of this Agreement. The Developer shall complete the installation of all remaining common area Landscaping (excluding Street Trees) no later than two (2) years after the Effective Date of this Agreement. As each home is built within the Project, the Developer shall install the street trees in front of each home ("Street Trees"), and no home shall be issued a C.O. unless the required Street Trees have been installed in front of it.

b. **Amenities.** The approved site plan for the Project includes community amenities consisting of a pool, cabana and playground (collectively referred to herein as the "Amenities"). Prior to recording of the plat for the Project, the Developer shall provide the City with a letter of credit to secure the Developer's obligation to complete the installation of the Amenities. The Developer shall complete the installation of all Amenities no later than two (2) years after the Effective Date of this Agreement.

c. **Sidewalks.** Prior to recording of the plat for the Project, the Developer shall provide the City with a letter of credit to secure the Developer's obligation to complete the installation of all sidewalks along the roads within the Project (the "Sidewalks"). As each home is built within the Project, the Developer shall install the Sidewalks in front of each home, and no home shall be issued a C.O. unless the required Sidewalks have been installed in front of it.

d. **Infrastructure Improvements.** Prior to recording of the plat for the Project, the Developer shall provide the City with a letter of credit to secure the Developer's obligation to complete the installation of all infrastructure improvements within the Project (the "Infrastructure Improvements"). The letter of credit shall be in an amount sufficient to secure the Developer's obligation to complete the installation of the Landscaping, Amenities, Sidewalks and any other

Infrastructure Improvements, as set forth in the engineer's cost estimate attached hereto as **Exhibit "B"**. The Developer shall complete the installation of all Infrastructure Improvements (which shall not include Sidewalks and Street Trees), no later than two (2) years after the Effective Date of this Agreement.

3. **Surety.** The Surety provided by Developer to the City to secure Developer's obligation to construct improvements as set forth in Paragraph 2 above, shall be an irrevocable letter of credit in an amount equal to 150% of the estimated cost of constructing the improvements, as set forth in **Exhibit "B"**, and in a form with conditions as approved by the City Attorney. After completion of the construction of the Amenities, the amount of the letter of credit may be reduced at Developer's request to an amount equal to 150% of the cost to complete the installation of all then remaining uncompleted Landscaping, Sidewalks and other Infrastructure Improvements, as determined by an engineer's certified cost estimate and approved by the City Engineer. Upon representation by Developer that the required improvements are completed, a final inspection shall be made by the City. Upon satisfactory completion of all the required improvements, the City shall release the Letter of Credit. In the event Developer fails to timely complete the required improvements, the City shall be entitled to draw, utilize and apply to its account the security provided by the Developer for the purposes as herein described. In the event Developer fails to timely make or complete the improvements, and the City chooses to make or complete the required improvements, Developer grants the City and/or its designated agent(s) right of entry in order to complete the improvements, and Developer hereby agrees to indemnify and hold harmless the City, its employees, officers and agent(s) from an against any claims related to such entry. In no event shall the City have any obligation to complete the improvements.

4. **Notices.** Any notice, demand, consent, approval or other document or instrument required or permitted to be given to any party to this Agreement shall be in writing and shall be delivered in person or sent by registered or certified mail, postage prepaid, return receipt requested, to the following address (or such other address as any party may designate from time to time in writing):

City:

City Manager
100 North U.S. 1
Fort Pierce, FL 34950

With a copy to:

City Attorney
100 North U.S. 1
Fort Pierce, FL 34950

Developer:

Pierce 131, LLC
Attn: Peter Brennan
12 Salt Creek Lane
Suite 200
Hinsdale, IL 60521

With a copy to:

Dean, Mead, Minton & Zwemer
Attn: Lee Dobbins, Esq.
1903 S 25th Street, Suite 200
Fort Pierce, FL 34947

This forgoing is not intended to require that notice of the approval or denial of development permits be given as provided for in this provision.

5. **Headings.** Captions and paragraph headings contained in this Agreement are for convenience and reference only and in no way define, describe, extend or limit the scope or intent of this Agreement, nor the intent of any provision hereof.

6. **Counterparts.** This Agreement may be executed in any number of identical counterparts. If so executed, each of such counterparts is to be deemed an original for all purposes and all such counterparts shall, collectively, constitute one agreement, but, in making proof of this Agreement, it shall not be necessary to produce or account for more of such counterparts than are required to show that each party hereto executed at least one such counterpart.

7. **Governing Law.** This Agreement and the construction and the enforcement thereof shall be interpreted under the laws of the State of Florida. The parties hereto agree without reservation of any rights under federal or state law, that in any litigation arising under this Agreement, the parties hereto waive the right to trial before a jury and all such litigation shall be litigated only in a non-jury hearing in the State Courts of Florida, St. Lucie County.

8. **Binding Effect.** This Agreement shall be deemed to be a covenant running with the land and shall be binding upon the heirs, legal representatives, successors and assigns of the Developer and any person, firm, corporation or entity who or which may become the successor in interest to the Property. No subsequent transfer of the Property or any assignment of interest therein shall relieve or discharge the Developer from any term, condition, obligation, or duties set out in this Agreement.

9. **Laws, Ordinances and Codes.** The Developer shall comply with all federal, state and local, laws, codes, ordinances and regulations governing the permitting and construction of the Project.

10. **Covenant with Respect to Engineer's Certification.** The Developer hereby covenants and warrants that to the best of the Developer's knowledge and belief, the engineer's cost estimate, attached hereto and made a part hereof as **Exhibit "B"**, is an accurate and complete estimate of the cost to complete the installation of all uncompleted subdivision improvements the Developer is required to install in the Project pursuant to this Agreement.

11. **Permits, Conditions, Terms or Restrictions.** The failure of this Agreement to address a particular permit, condition, term or restriction existing at the time of execution of this Agreement shall not relieve the Developer of the necessity of complying with the law governing permitting requirements, conditions, terms or restrictions.

12. **Amendments.** This Agreement shall not be changed, modified or amended except by an instrument in writing and executed by the parties, or their successors in the interest.

13. **Further Documentation.** The parties hereto agree that at any time following a request therefore by another party, each shall execute and deliver to the other party such other documents and instruments, in form and substance reasonably necessary to confirm and/or effectuate the obligations of any party hereunder and the consummation of the transactions contemplated hereby.

14. **Remedies.** The City and the Developer shall have the right to enforce the terms and conditions of this Agreement by an action for specific performance. However, nothing in this Agreement shall be construed to limit the right of either the Developer or the City to pursue any and all remedies available at law or in equity to enforce this agreement.

15. **Entire Agreement.** This Agreement constitutes the complete and entire agreement between the parties with respect to the subject matter hereof and supersedes any and all prior agreements, arrangements or understandings, whether oral or written, between the parties relating hereto.

16. **Disclaimer of Third Party Beneficiaries.** This Agreement is solely for the benefit of the formal parties to this Agreement and no right or cause of action shall accrue by reason hereof to or for the benefit of any third party not a formal party hereto. Nothing in this Agreement, express or implied, is intended nor shall be construed to confer upon nor give any person or entity any right, remedy or claim under or by reason of this Agreement or any provisions or conditions hereof, other than the parties hereto and their respective representatives, successors and assigns.

IN WITNESS WHEREOF, the Developer and the City have caused this Agreement to be duly executed by their respective authorized representatives on the day and year set forth above.

ATTEST:

_____
Linda W. Cox, City Clerk

CITY:

CITY OF FORT PIERCE, FLORIDA

By:_____
Linda Hudson
Mayor, City of Fort Pierce

APPROVED AS TO FORM AND CORRECTNESS:

By: _____
Robert V. Schwerer, City Attorney

DEVELOPER:

PIERCE 131, LLC, a Florida limited liability company

By: _____
Peter Brennan, Managing Member

EXHIBIT "A"

PARCEL 1:

THAT PART: OF THE EAST 1/2 OF SECTION 30, TOWNSHIP 35 SOUTH, RANGE 40 EAST, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

ALL THAT PART OF THE SOUTH 1/2 OF THE NORTHEAST 1/4 LYING SOUTHERLY OF CANAL #71 (TEN MILE CREEK) AND WESTERLY OF SELVITZ ROAD; AND THE NORTH 1/2 OF THE SOUTHEAST 1/4 LYING WESTERLY OF SELVITZ ROAD AND RALLS ROAD AND SOUTHERLY OF CANAL #71 AND ALSO THE NORTH 50 FEET OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 LESS RALLS ROAD;

PARCEL 2:

A PARCEL OF LAND LYING IN SECTION 30, TOWNSHIP 35 SOUTH, RANGE 40 EAST,ST. LUCIE COUNTY, FLORIDA, ALSO REFERRED TO AS A PORTION OF RALLS ROAD, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FOR A POINT OF REFERENCE, COMMENCE AT THE INTERSECTION OF THE SOUTH LINE OF THE SOUTH 1/2 OF THE NE 1/4 OF SAID SECTION 30 WITH THE WEST RIGHT OF WAY LINE OF SELVITZ ROAD; THENCE SOUTH 34°09'42" WEST, ALONG SAID WEST RIGHT OF WAY LINE, A DISTANCE OF 38.49 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE EAST, HAVING A RADIUS OF 458.00 FEET; THENCE SOUTHERLY THROUGH A CENTRAL ANGLE OF 34°37'11", CONTINUING ALONG SAID WEST RIGHT OF WAY LINE AN ARC DISTANCE OF 276.74 FEET TO THE NORTH RIGHT OF WAY LINE OF RALLS ROAD AND A NON-TANGENT INTERSECTION WITH A CURVE CONCAVE TO THE SOUTH, A RADIAL FROM SAID POINT BEARS SOUTH 10°51'18" EAST AND HAVING A RADIUS OF 277.47 FEET; THENCE SOUTHWESTERLY, ALONG SAID NORTH RIGHT OF WAY LINE THROUGH A CENTRAL ANGLE OF 45°04'40", AN ARC DISTANCE OF 218.30 FEET TO A POINT OF TANGENCY AND THE POINT OF BEGINNING. THENCE SOUTH 34°04'03" WEST, A DISTANCE OF 955.03 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 377.28 FEET; THENCE SOUTHWESTERLY, THROUGH A CENTRAL ANGLE OF 50°40'05", AN ARC DISTANCE OF 333.64 FEET TO A NON-TANGENT INTERSECTION; THENCE SOUTH 00°44'30" WEST, A DISTANCE OF 51.42 FEET; THENCE SOUTH 89°41'05" WEST, A DISTANCE OF 1329.36 FEET TO THE WEST LINE OF THE NORTH 1/2 OF THE SE 1/4 OF SAID SECTION 30; THENCE SOUTH: 00°11'03" WEST, ALONG SAID WEST LINE, A DISTANCE OF 20.17 FEET; THENCE NORTH 89°30'02" EAST, A DISTANCE OF 1299.37 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHWEST HAVING A RADIUS OF 443.28 FEET; THENCE NORTHEASTERLY, THROUGH A CENTRAL ANGLE OF 55°25'59", AN ARC DISTANCE OF 428.87 FEET TO A POINT OF TANGENCY; THENCE NORTH 34°04'03" EAST, A DISTANCE OF 955.03 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF RALLS ROAD; THENCE NORTH 55°55'57" WEST, A DISTANCE OF 66.00 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF RALLS ROAD AND THE POINT OF BEGINNING.

EXHIBIT

B

SCHNARS ENGINEERING CORPORATION

949A Clint Moore Road - Boca Raton, Florida 33487 Tel: (561) 241-6455 Fax: (561) 241-5182

Permit No.	Schnars Job No.: 12193	Prepared by:	Jeff Schnars, P.E.
Control No.:	Date: 18-Jun-14	Developer:	Pierce 131, LLC

Carriage Point Estates

Fort Pierce, Florida

Engineer's Cost Estimate of Remaining Required Improvements Per City Code Sec 18-12

DESCRIPTION	QUANTITY	UNITS	UNIT PRICE	TOTAL
I. Remaining Required Improvements				
Remove and replace valley gutter	20	LF	$25.00	$500.00
Asphalt 3/4" Type S-III	12,753	SY	$6.00	$76,518.00
Concrete sidewalk	42,155	SF	$3.00	$126,465.00
Detectable Warning	12	EA	$350.00	$4,200.00
Stop sign and street signs	5	EA	$500.00	$2,500.00
Thermoplastic pavement markings	1	LS	$2,000.00	$2,000.00
Adjust drainage manhole	1	EA	$250.00	$250.00
Set Survey Lot Corners	1	LS	$8,500.00	$8,500.00
Set Survey Permanent Control Points	1	LS	$2,500.00	$2,500.00
Temporary Parking lot removal. Seed and mulch.	1	LS	$2,500.00	$2,500.00
Common Area Landscaping and Irrigation	1	LS	$111,025.00	$111,025.00
Cabana and Pool Amenity	1	LS	$181,757.65	$181,757.65
TOTAL				$518,715.65
SURETY AMOUNT (150%)				$778,073.48

6.19.2014

Jeffrey T. Schnars, P.E.
President
Civil Engineer
Florida Registration No. 46697
For the Firm
Certification of Authorization No. 6640

JEFFREY THOMAS SCHNARS LICENSE No. 46697 STATE OF FLORIDA PROFESSIONAL ENGINEER

Notes:
1. Common Area Landscape and Irrigation price provided by Dixie Landscape - see attached budget proposal
2. Cabana and Pool Amenity price provided by Owner - see attached budget breakdown

CITY OF FORT PIERCE

PLANNING DEPARTMENT

COMPREHENSIVE PLANNING ◊ DEVELOPMENT REVIEW
HISTORIC PRESERVATION ◊ URBAN DESIGN ◊ URBAN FORESTRY ◊ ZONING

June 19, 2014

For: Pierce 131 LLC
c/o Jeffery T. Schnars, P.E.
949A Clint Moore Road
Boca Raton, FL 33487

Re: ***Technical Review – Final Plat Approval***
Carriage Point Estates – Selvitz & Ralls Roads

Dear Mr. Schnars,

The following are advisory comments from the Planning Department's review of the application for Final Plat:

1) The Developer's Agreement, Engineer's Estimate, and Financial Security will need to be agreed upon and approved by the Attorney's office prior to the City Commission meeting for Final Plat Approval.

Please address this item as part of the July 7th City Commission meeting submittal. The deadline for submission for the July 7th meeting is by end of business, Wednesday, June 25, 2014. Please contact me should you have any questions regarding the project at (772) 467-3738 or by e-mail: sramseth@city-ftpierce.com.

Sincerely,

Sandy Ramseth, AICP
Senior Planner

CITY OF FORT PIERCE
DEPARTMENT OF ENGINEERING

Roadway Design, Engineering Reviews, Stormwater Utility Management, Project Management, Traffic Control and Maintenance

INTEROFFICE MEMORANDUM

TO: Sandy Ramseth, AICP, Senior Planner

FROM: John R. Andrews, P.E., City Engineer

DATE: June 18, 2014

PROJECT: **Carriage Pointe (10 Mile Estates)**
Request for Final Plat Approval

cc:

Attachment(s):

This is to advise you that we have completed the review of the following documents as received by this office on June 16, 2014:

- ☑ Final Plat
- ☐ Test Reports & Related Documents
- ☐ Record Drawings
- ☐ Clearances from all applicable Local, State and Federal Agencies
- ☐ Permits & Approved Site Plan
- ☐ Certificate of Completion
- ☐ Permits from applicable Local, State & Federal Agencies

Based on our reviews and appropriate site final inspection, we ☑ Recommend ☐ Do Not Recommend

☑ Plat approval w/ conditions ☐ Building Permit ☐ C/O

Developer, Owner, Engineer, Contractor and other members of the Development Team must be aware, the above recommendation is based only on the construction requirements of the engineering plans and other engineering documentation approved by this department. The Development Team shall be responsible for the compliance with other City department requirements and all approved documents, as well as Local, State and Federal regulations. The development requirements for this project may necessitate additional construction requirements that are not subject to this department's review for approval.

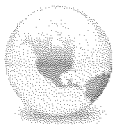
☑ Please refer to the attached condition

P.O. BOX 1480 ◊ FORT PIERCE, FL 34954-1480 ◊ 772-467-3774

This approval of the Final Plat is based on the following condition:

1) Prior to issuance of the first building permit, all stop signs and street signs shall be in place.

JRA/tst



RE: Carriage Point Final Plat <Watchdog: Virus checked>
Lugey Dawson
to:
'Sandra Ramseth'
06/18/2014 12:01 PM
Cc:
James Carnes
Hide Details
From: Lugey Dawson <ldawson@fpua.com>
To: 'Sandra Ramseth' <SRamseth@City-FtPierce.Com>,
Cc: James Carnes <jcarnes@fpua.com>

Good morning Sandra,
Please see below the comments from W/WW:

Upon review of the attached Carriage Pointe Final Platt, I find that they have addressed our comments by clearly identifying FPUA's utility easements. ***Approved!***

Thank you.

Lugey Dawson
Engineering Coordinator
Fort Pierce Utilities Authority
Water/Wastewater Engineering
1701 S. 37th Street
Fort Pierce, FL 34947
Telephone: (772) 466-1600, Ext. 3428
Fax: (772) 468-2414
www.fpua.com

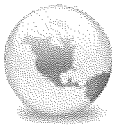
From: Sandra Ramseth [mailto:SRamseth@City-FtPierce.Com]
Sent: Wednesday, June 18, 2014 8:33 AM
To: Lugey Dawson
Subject: RE: Carriage Point Final Plat <Watchdog: Virus checked>

REVISED plat as promised.

Regards,

Sandy Ramseth, AICP
Senior Planner

(772) 467-3738
Planning Department
City of Fort Pierce
PO Box 1480
Fort Pierce, FL 34954



Technical Reveiw Project # 11-41000001 Carriage Pointe- Final Plat <Watchdog: Virus checked>
Jason Mittler
to:
'SRamseth@City-FtPierce.com'
06/03/2014 11:25 AM
Cc:
Paul Laguerre, Javier Cisneros
Hide Details
From: Jason Mittler <jmittler@fpua.com>
To: "'SRamseth@City-FtPierce.com'" <SRamseth@City-FtPierce.com>,
Cc: Paul Laguerre <plaguerre@fpua.com>, Javier Cisneros <jcisneros@fpua.com>

Sandy,

FPUA Electric & Gas do not have any comments or objections concerning this project.

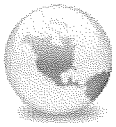
Please feel free to contact me if you have any questions.

Thanks

Jason Mittler
Utility Designer
Electric & Gas Engineering
772-466-1600x6306

Please note: Florida has a very broad public records law. Most written communications to or from Fort Pierce Utilities Authority employees regarding government business are public records, available to the public and media upon request. Your e-mail communications may be subject to public disclosure.

(For additional information, go to http://www.fpua.com/important_information/privacy.php)



RE: Carriage Point - Revised Final Plat Comments <Watchdog: Virus checked>
Ron Harris
to:
Sandra Ramseth
06/18/2014 04:13 PM
Cc:
Michael Powley
Hide Details
From: Ron Harris <harrisr@stlucieco.org>
To: Sandra Ramseth <SRamseth@City-FtPierce.Com>,
Cc: Michael Powley <powleym@stlucieco.org>

Sandra:

Previous comments have been addressed.

Sincerely,

Ron Harris, PLS
County Surveyor

2300 Virginia Avenue
Ft. Pierce, Florida 34982
772 462-1721

From: Sandra Ramseth [mailto:SRamseth@City-FtPierce.Com]
Sent: Wednesday, June 18, 2014 4:08 PM
To: Ron Harris
Subject: Carriage Point - Revised Final Plat Comments <Watchdog: Virus checked>

Good Afternoon Ron,

Did you receive the REVISED final Plat for Carriage Point that I sent out on June 13? The revisions were based on comments you had provided on May 27th. Do you have any new comments or does the Plat pass muster with you as revised? Thank you.

Regards,

Sandy Ramseth, AICP
Senior Planner

(772) 467-3738
Planning Department
City of Fort Pierce
PO Box 1480
Fort Pierce, FL 34954

RE: TRC - Carriage Point Final Plat <Watchdog: Virus checked>
Peter Buchwald
to:
'Sandra Ramseth'
06/18/2014 05:05 PM
Hide Details
From: Peter Buchwald <BuchwaldP@stlucieco.org>
To: 'Sandra Ramseth' <SRamseth@City-FtPierce.Com>,

Dear Ms. Ramseth:

The St. Lucie Transportation Planning Organization (St. Lucie TPO) has reviewed the above-referenced Final Plat. Comments with regard to the potential impacts of the proposed subdivision on the transportation network of the St. Lucie TPO area are provided as follows.

The connections of the proposed subdivision to the transportation network of the St. Lucie TPO area appear to be limited to a single connection. Therefore, the transportation improvements associated with the proposed subdivision are inconsistent with several of the Goals, Objectives, and Policies of the St. Lucie TPO 2035 Regional Long Range Transportation Plan.

However, based on the City's policy of accepting previous approvals and associated conditions of approvals by St. Lucie County of development applications upon annexation of the property into the City limits, the St. Lucie TPO does not have any additional comments pertaining to the above-referenced Final Plat.

Please contact me should you require any additional information or clarification pertaining to the St. Lucie TPO's review of the above-referenced Final Plat.

Sincerely,

Peter Buchwald, AICP
Executive Director
St. Lucie Transportation Planning Organization
Coco Vista Centre
466 SW Port St. Lucie Blvd, Suite 111
Port St. Lucie, FL 34953
www.stlucietpo.org
Tel: (772) 462-1593
Fax: (772) 785-5839
Email: buchwaldp@stlucieco.org

From: Sandra Ramseth [mailto:SRamseth@City-FtPierce.Com]
Sent: Tuesday, June 17, 2014 2:23 PM
To: Kim West; marc meyers; Peggy Arraiz; Tracy Telle; Leticia Cruz; Paul Bertram; Julie Bye; Robbie Creswell; dfoxx@slcfd.org; Ron Harris; Jeffrey Johnson; mreals@fppwd.com; jcisneros@fpua.com; vschulte@fpua.com; Corine Williams; Edward DeFini; Peter Buchwald; djohnson@fppwd.com; gprescott@fppd.org; rcurry@fppd.org; cglennreed@fppd.org; marty.sanders@stlucieschools.org; victor.faconti@flhealth.gov; WWW_FPUA@fpua.com
Subject: TRC - Carriage Point Final Plat <Watchdog: Virus checked>

Good Afternoon All,

For those of you who had comments/concerns with the most recent submittal of the Carriage Pointe Final Plat,

Fort Pierce Police Department

Memo

To: Lt. Robert Curry

From: Officer Cheryl Glenn-Reed

Date: 6/16/2014

Re: Final Plat – Carriage Pointe Subdivision (Selvitz Road near Edwards Road)

A copy of this Final Plat was not distributed to the fort Pierce Police Department. Per Sandra Ramseth, she did not see a need to issue the Fort Pierce Police Department this particular Plat.

CITY OF FORT PIERCE
COMMUNITY DEVELOPMENT DEPARTMENT
PLANNING DIVISION

COMPREHENSIVE PLANNING ◊ DEVELOPMENT REVIEW
HISTORIC PRESERVATION ◊ URBAN DESIGN ◊ URBAN FORESTRY ◊ ZONING

APPLICATION FOR SUBDIVISION REVIEW
(Final Plat)

Subdivision Name: Carriage Pointe Estates

1. Legal description for which a subdivision approval is being requested : See attached

2. Property Tax ID of parent parcel: 2430-134-0014-000-0

   Total Acreage: 74.85

3. Property address: To be determined

4. Project description: 131 single family homes and amenities including pool and tot lot

5. Zoning District: R1

6. Future Land Use: RL

7. Number of proposed parcels: 131 SF lots

8. Typical lot size: 5,200 SF

9. Historic District Y/N: N If yes, which district:

10. Name of Owner(s): Pierce 131, LLC (Attn: Peter J. Brennan, Manager)

    Signature of Owner(s):

    Mailing Address: 12 Salt Creek Lane, Suite 200

    (City) Hinsdale (State) IL (Zip) 60521

    Phone #

11. Name of Applicant: Pierce 131, LLC (Attn: Peter J. Brennan, Manager)

    Signature of Applicant:

    Mailing Address: 12 Salt Creek Lane

    (City) Hinsdale (State) IL (zip) 60521

    Phone #

12. Name of Representative: Ken Tuma, Urban Design Kilday Studios

    Signature of Representative:

    Mailing Address: (Street) 477 S. Rosemary Ave, Suite 225

    (City) West Palm Beach (State) FL (zip) 33401

    Phone # 561.366.1100 Fax # 561.366.1111

    E-mail: ktuma@udkstudios.com

13. Property Owners Acknowledgements: - This application will not be considered complete without the signature of all property owners of record, which shall serve as an acknowledgement of the submission of this application. The property owner's signature below shall also authorize the Applicant (if other than the property owner) and/or Representative to act in his/her behalf for the purposes of seeking approval for the subdivision – final plat as described herein.

Peter J. Brennan, Manager for Pierce 131, LLC
Property Owner's Name (Please Print) Phone

12 Salt Creek Lane, Suite 200, Hinsdale IL 60521
Address State Zip

Property Owner's Signature 1/29/13 Date

IL
STATE OF ~~FLORIDA~~)
~~ST LUCIE~~ COUNTY)
DuPage

The foregoing instrument was acknowledged before me this 29th day of Jan, 2013, by Peter J. Brennan who is personally known to me ~~or has produced~~ ~~as identification.~~

Signature of Notary (seal)

OFFICIAL SEAL
JEAN YIN
Notary Public - State of Illinois
My Commission Expires Jul 7, 2015

To be completed by the City

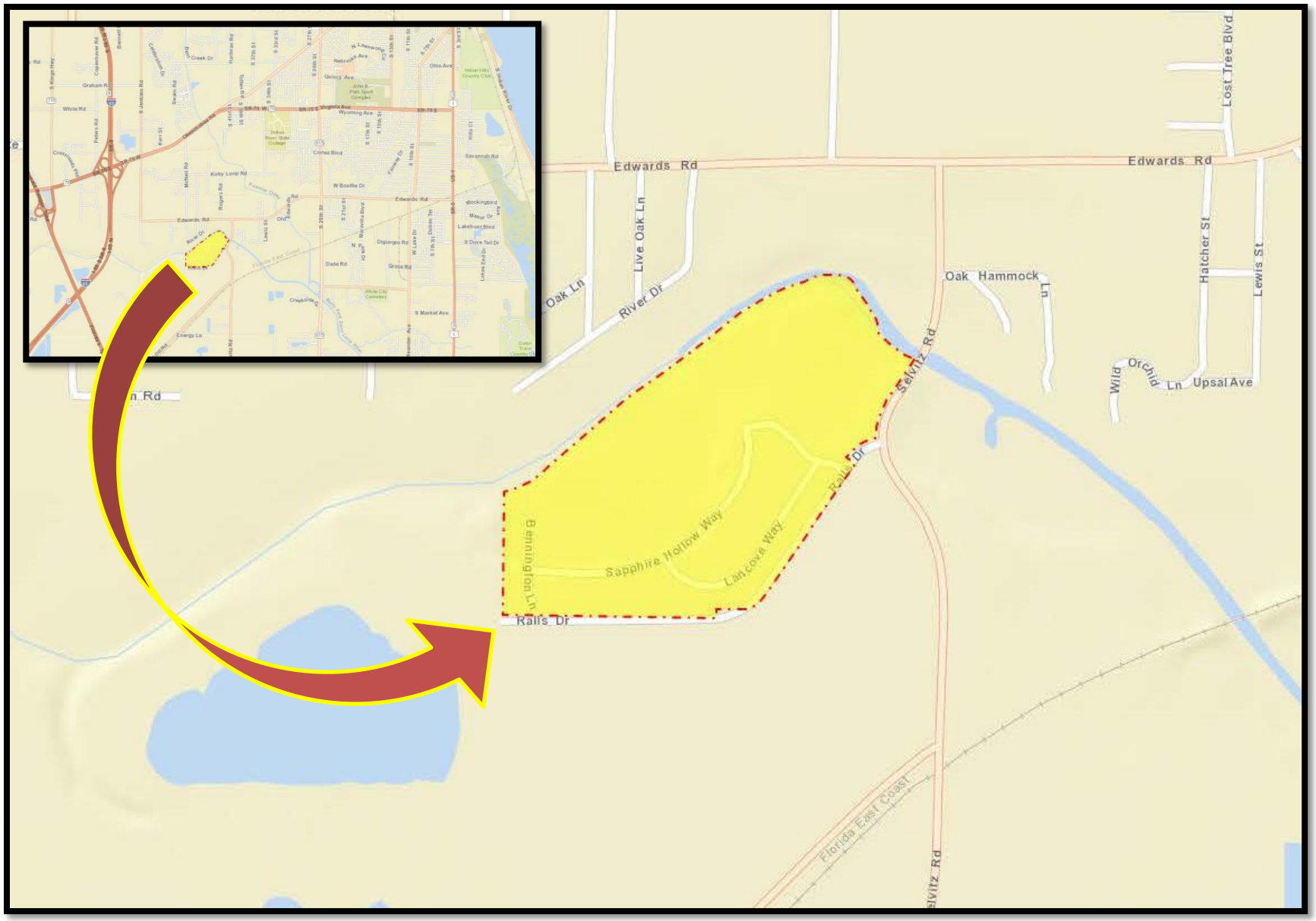
Date Received February 14, 2013 By Ryan Sweeney
Fee: $ 2,500.00 Receipt# 5161

APPLICATION REQUIREMENTS:

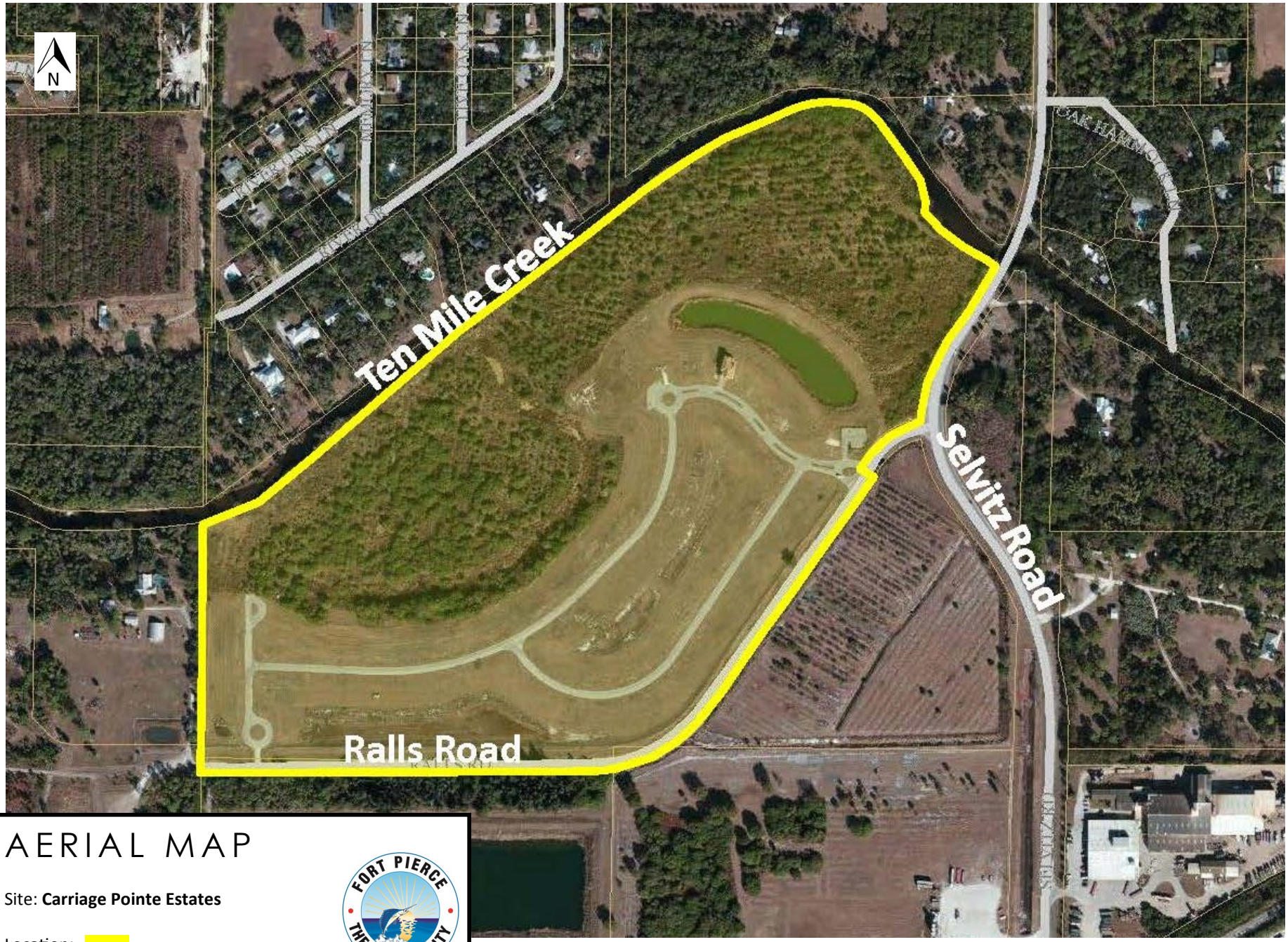
a. **Application fee**

b. **Application submission shall include the following:**

- TRC (Initial Submission): One (1) original and (13) paper copies of the application and support documents and provide one (1) electronic copy of the application packet as described below.
- Planning Board: One (1) original and (16) paper copies of the application and support documents and provide one (1) electronic copy of the application packet as described below
- City Commission: One (1) original and (11) paper copies of the application and support documents and provide one (1) electronic copy of the application packet as described below



Location Map



AERIAL MAP

Site: **Carriage Pointe Estates**

Location:

PROPERTY RECORD CARD

Pierce 131 LLC Record: 1 of 1 <<Prev Next >> Spec.Assmnt Taxes Exemptions Permits Home Print

Property Identification

Site Address:	TBD	ParcelID:	2430-134-0014-000-0
Sec/Town/Range:	30 :35S :40E	Account #:	32774
Map ID:	24/30N	Use Type:	UNCLSFD ACRG
Zoning:	R1	City/Cnty:	Fort Pierce

Ownership and Mailing

Owner: Pierce 131 LLC

Address: 12 Salt Creek Ln #200
Hinsdale IL 60521-8611

Legal Description

30 35 40 THAT PART OF S 1/2 OF NE 1/4 LYG SLY OF CANAL 71 (TEN MILE CREEK) AND WLY OF SELVITZ RD AND

More...

Sales Information

Date	Price	Code	Deed	Book/Page
10/29/2012	725000	0112	SP	3448 / 2883
9/4/2009	1000100	0112	CT	3140 / 1326
6/22/2005	2700000	00	WD	2286 / 2383
4/1/1986	976300	00	CV	0495 / 2541

Assessment 2013

2013 Final:	798400
Assessed:	798400
Ag.Credit:	0
Exempt:	
Taxable:	
Taxes:	20406.55

Total Land and Building

Land Value: 798400 Acres: 72.62
Building Value: 0
Finished Area: 0 SqFt

BUILDING INFORMATION

No Sketch Available

Exterior Features

View:	-	RoofCover:	-	RoofStruct:	-
ExtType:	-	YearBlt:		Frame:	-
Grade:	-	EffYrBlt:		PrimeWall:	-
StoryHght:	-	No.Units:		SecWall:	-

Interior Features

BedRooms:		Electric:	-	PrmIntWall:	-
FullBath:		HeatType:	-	AvgHt/Fl:	
1/2Bath:		HeatFuel:	-	Prm.Flors:	-
%A/C:		%Heated:		%Sprinkled:	

Special Features and Yard Items

Type	Y/S	Qty.	Units	Qual.	Cond.	YrBlt.

Land Information

No.	Use Type	Type	Measure	Depth
1	9900-UNCLSFD ACRG	800 -Acres	38	
2	9900-UNCLSFD ACRG	800 -Acres	38.42	

THIS INFORMATION IS BELIEVED TO BE CORRECT AT THIS TIME BUT IT IS SUBJECT TO CHANGE AND IS NOT WARRANTED.

12193

CARRIAGE POINTE ESTATES

A PORTION OF SECTION 30, TOWNSHIP 35 SOUTH, RANGE 40, EAST
CITY OF FT. PIERCE, ST. LUCIE COUNTY, FLORIDA.
JUNE, 2014

PLAT BOOK ____, PAGE ____

PERIMETER
SURVEYING & MAPPING
Prepared by: Jeff S. Hodapp, P.S.M.
Certificate of Authorization No. LB7264
949A Clint Moore Road
Boca Raton, Florida 33487
Tel: (561) 241-9988
Fax: (561) 241-5182

DESCRIPTION, DEDICATION AND RESERVATION

KNOW ALL MEN BY THESE PRESENTS: THAT PIERCE 131, LLC, A FLORIDA LIMITED LIABILITY COMPANY, OWNER OF THE LANDS SHOWN HEREON, BEING A PARCEL OF LAND LYING IN SECTION 30, TOWNSHIP 35 SOUTH, RANGE 40 EAST, ST. LUCIE COUNTY, FLORIDA, AND SHOWN HEREON AS "CARRIAGE POINTE ESTATES", AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 1:

THAT PART OF THE EAST½OF SECTION 30, TOWNSHIP 35 SOUTH, RANGE 40 EAST, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

ALL THAT PART OF THE SOUTH½OF THE NORTHEAST¼LYING SOUTHERLY OF CANAL #71 (TEN MILE CREEK) AND WESTERLY OF SELVITZ ROAD; AND THE NORTH ½OF THE SOUTHEAST¼LYING WESTERLY OF SELVITZ ROAD AND RALLS ROAD AND SOUTHERLY OF CANAL #71 AND ALSO THE NORTH 50 FEET OF THE NORTH½OF THE SOUTHWEST¼OF THE SOUTHEAST¼LESS RALLS ROAD;

PARCEL 2:

A PARCEL OF LAND LYING IN SECTION 30, TOWNSHIP 35 SOUTH, RANGE 40 EAST, ST. LUCIE COUNTY, FLORIDA, ALSO REFERRED TO AS A PORTION OF RALLS ROAD, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FOR A POINT OF REFERENCE, COMMENCE AT THE INTERSECTION OF THE SOUTH LINE OF THE SOUTH½OF THE NE¼OF SAID SECTION 30 WITH THE WEST RIGHT OF WAY LINE OF SELVITZ ROAD; THENCE SOUTH 34°09'42" WEST, ALONG SAID WEST RIGHT OF WAY LINE, A DISTANCE OF 38.49 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE EAST, HAVING A RADIUS OF 458.00 FEET; THENCE SOUTHERLY THROUGH A CENTRAL ANGLE OF 34°37'11", CONTINUING ALONG SAID WEST RIGHT OF WAY LINE AN ARC DISTANCE OF 276.74 FEET TO THE NORTH RIGHT OF WAY LINE OF RALLS ROAD AND A NON-TANGENT INTERSECTION WITH A CURVE CONCAVE TO THE SOUTH, A RADIAL FROM SAID POINT BEARS SOUTH 10°51'18" EAST AND HAVING A RADIUS OF 277.47 FEET; THENCE SOUTHWESTERLY, ALONG SAID NORTH RIGHT OF WAY LINE THROUGH A CENTRAL ANGLE OF 45°04'40", AN ARC DISTANCE OF 218.30 FEET TO A POINT OF TANGENCY AND THE POINT OF BEGINNING. THENCE SOUTH 34°04'03" WEST, A DISTANCE OF 955.03 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 377.28 FEET; THENCE SOUTHWESTERLY, THROUGH A CENTRAL ANGLE OF 50°40'05", AN ARC DISTANCE OF 333.64 FEET TO A NON-TANGENT INTERSECTION; THENCE SOUTH 00°44'30" WEST, A DISTANCE OF 51.42 FEET; THENCE SOUTH 89°41'05" WEST, A DISTANCE OF 1329.36 FEET TO THE WEST LINE OF THE NORTH½OF THE SE¼OF SAID SECTION 30; THENCE SOUTH 00°11'03" WEST, ALONG SAID WEST LINE, A DISTANCE OF 20.17 FEET; THENCE NORTH 89°30'02" EAST, A DISTANCE OF 1299.37 FEET TO A POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHWEST HAVING A RADIUS OF 443.28 FEET; THENCE NORTHEASTERLY, THROUGH A CENTRAL ANGLE OF 55°25'59", AN ARC DISTANCE OF 428.87 FEET TO A POINT OF TANGENCY; THENCE NORTH 34°04'03" EAST, A DISTANCE OF 955.03 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF RALLS ROAD; THENCE NORTH 55° 55'57" WEST, A DISTANCE OF 66.00 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF RALLS ROAD AND THE POINT OF BEGINNING.

PARCEL 1 AREA = 3,149,505 SQUARE FEET (72.30 ACRES) MORE OR LESS.
PARCEL 2 AREA = 111,176 SQUARE FEET (2.55 ACRES) MORE OR LESS.
TOTAL AREA = 3,260,681 SQUARE FEET (74.85 ACRES) MORE OR LESS.

HAS CAUSED THE SAME TO BE SURVEYED AND PLATTED AS SHOWN HEREON AND DOES HEREBY DEDICATE AS FOLLOWS:

TRACT A (PRIVATE ROAD) AS SHOWN HEREON, IS HEREBY RESERVED FOR THE CARRIAGE POINTE HOA, INC., ITS SUCCESSORS AND ASSIGNS, FOR PRIVATE STREET PURPOSES AND OTHER PURPOSES NOT INCONSISTENT WITH THIS RESERVATION AND IS THE PERPETUAL MAINTENANCE OBLIGATION OF SAID ASSOCIATION, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO ST. LUCIE COUNTY OR THE CITY OF FORT PIERCE. ALL PUBLIC AUTHORITIES SHALL HAVE THE RIGHT TO USE THE STREETS IN THE COURSE OF PERFORMING THEIR RESPECTIVE DUTIES.

TRACT B, AS SHOWN HEREON, IS HEREBY DEDICATED TO THE PUBLIC FOR ROADWAY PURPOSES, AND THE ROAD IMPROVEMENTS THEREIN SHALL BE THE PERPETUAL MAINTENANCE OBLIGATION OF ST. LUCIE COUNTY, FLORIDA..

THE WATER MANAGEMENT TRACTS, TRACT L-1 (LAKE), TRACTS D-1,D-2 (DETENTION AREAS) AND TRACT C-1 (PRESERVE AREA) AS SHOWN HEREON, ARE HEREBY RESERVED FOR THE CARRIAGE POINTE HOA, INC., ITS SUCCESSORS AND ASSIGNS, FOR STORMWATER MANAGEMENT AND DRAINAGE PURPOSES AND ARE THE PERPETUAL MAINTENANCE OBLIGATION OF SAID ASSOCIATION, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO ST. LUCIE COUNTY OR THE CITY OF FORT PIERCE.

THE DRAINAGE EASEMENTS (D.E.) AS SHOWN HEREON ARE HEREBY DEDICATED IN PERPETUITY FOR DRAINAGE PURPOSES. THE MAINTENANCE OF ALL DRAINAGE FACILITIES LOCATED THEREIN SHALL BE THE PERPETUAL MAINTENANCE OBLIGATION OF THE CARRIAGE POINTE HOA, INC., ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO ST. LUCIE COUNTY OR THE CITY OF FORT PIERCE.

THE LAKE MAINTENANCE EASEMENTS (L.M.E.'s), AS SHOWN HEREON, ARE RESERVED FOR THE CARRIAGE POINTE HOA, INC., ITS SUCCESSORS AND ASSIGNS, FOR ACCESS TO STORMWATER MANAGEMENT AND DRAINAGE FACILITIES LOCATED WITHIN THE ASSOCIATED WATER MANAGEMENT TRACTS FOR PURPOSES OF PERFORMING ANY AND ALL MAINTENANCE ACTIVITIES PURSUANT TO THE MAINTENANCE OBLIGATION OF SAID ASSOCIATION, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO ST. LUCIE COUNTY OR THE CITY OF FORT PIERCE.

ST. LUCIE COUNTY AND THE CITY OF FORT PIERCE SHALL HAVE THE RIGHT, BUT NOT THE OBLIGATION, TO MAINTAIN ANY PORTION OF THE DRAINAGE SYSTEM ENCOMPASSED BY THIS PLAT WHICH IS ASSOCIATED WITH THE DRAINAGE OF PUBLIC STREETS, INCLUDING THE RIGHT TO UTILIZE FOR PROPER PURPOSES ANY AND ALL MAINTENANCE EASEMENTS, LAKE MAINTENANCE EASEMENTS AND LAKE MAINTENANCE ACCESS EASEMENTS, AND PRIVATE STREETS ASSOCIATED WITH SAID DRAINAGE SYSTEM.

THE RECREATION AREA TRACT R-1 AS SHOWN HEREON, IS HEREBY RESERVED FOR THE CARRIAGE POINTE HOA, INC., ITS SUCCESSORS AND ASSIGNS, FOR RECREATIONAL PURPOSES AND IS THE PERPETUAL MAINTENANCE OBLIGATION OF SAID ASSOCIATION, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO ST. LUCIE COUNTY OR THE CITY OF FORT PIERCE.

THE OPEN SPACE AREA TRACT OS-1 AS SHOWN HEREON, IS HEREBY RESERVED FOR THE CARRIAGE POINTE HOA, INC., ITS SUCCESSORS AND ASSIGNS, FOR OPEN SPACE PURPOSES AND IS THE PERPETUAL MAINTENANCE OBLIGATION OF SAID ASSOCIATION, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO ST. LUCIE COUNTY OR THE CITY OF FORT PIERCE.

THE LANDSCAPE BUFFER AREA, TRACT LB-1 AS SHOWN HEREON, IS HEREBY RESERVED FOR THE CARRIAGE POINTE HOA, INC., ITS SUCCESSORS AND ASSIGNS, FOR LANDSCAPING AND BUFFER PURPOSES AND IS THE PERPETUAL MAINTENANCE OBLIGATION OF SAID ASSOCIATION, ITS SUCCESSORS AND ASSIGNS, WITHOUT RECOURSE TO ST. LUCIE COUNTY OR THE CITY OF FORT PIERCE.

THE LIFT STATION EASEMENT (L.S.E.), AS SHOWN HEREON IS HEREBY DEDICATED IN PERPETUITY TO FORT PIERCE UTILITY AUTHORITY, ITS SUCCESSORS AND ASSIGNS, FOR LIFT STATION ACCESS, CONSTRUCTION, OPERATION, MAINTENANCE AND RELATED PURPOSES.

THE UTILITY EASEMENTS (U.E.'s), AS SHOWN HEREON, ARE NON-EXCLUSIVE EASEMENTS AND ARE HEREBY DEDICATED IN PERPETUITY TO FORT PIERCE UTILITY AUTHORITY AND ALL OTHER UTILITY PROVIDERS FOR THE INSTALLATION, OPERATION, MAINTENANCE, REPAIR, EXPANSION AND REPLACEMENT OF UTILITIES, BOTH PUBLIC AND PRIVATE, INCLUDING, BUT NOT LIMITED TO, POTABLE WATER PIPELINES, RAW WATER PIPELINES, WASTEWATER PIPELINES, RECLAIMED WATER PIPELINES, ELECTRIC POWER LINES, TELECOMMUNICATION LINES, CABLE TELEVISION LINES, GAS LINES, AND RELATED APPURTENANCES. THE INSTALLATION OF CABLE TELEVISION SYSTEMS SHALL NOT INTERFERE WITH THE CONSTRUCTION AND MAINTENANCE OF OTHER UTILITIES. IN THE EVENT A CABLE TELEVISION COMPANY DAMAGES THE FACILITIES OF A PUBLIC UTILITY, IT SHALL BE SOLELY RESPONSIBLE FOR THE DAMAGES. SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION SHALL COMPLY WITH THE NATIONAL ELECTRICAL SAFETY CODE AS ADOPTED BY THE FLORIDA PUBLIC SERVICE COMMISSION.

ALL TRACTS FOR PRIVATE STREET AND RESIDENTIAL ACCESS PURPOSES, AS SHOWN HEREON, ARE HEREBY SUBJECT TO AN OVERLYING NON-EXCLUSIVE EASEMENT DEDICATED IN PERPETUITY TO THE PUBLIC FOR THE INSTALLATION, OPERATION, MAINTENANCE, REPAIR, EXPANSION AND REPLACEMENT OF UTILITIES, BOTH PUBLIC AND PRIVATE, INCLUDING, BUT NOT LIMITED TO POTABLE WATER PIPELINES, RAW WATER PIPELINES, RECLAIMED WATER PIPELINES, ELECTRIC POWER LINES, TELECOMMUNICATION LINES, CABLE TELEVISION LINES, GAS LINES, AND RELATED APPURTENANCES.

THE WATER, MAINTENANCE AND OVERHANG EASEMENTS (W.M.O.E.) AS SHOWN HEREON, ARE HEREBY RESERVED FOR THE CARRIAGE POINTE HOA, INC., ITS SUCCESSORS AND ASSIGNS, AND FOR THE LOT OWNER WHOSE HOME ABUTS SAID EASEMENT FOR ROOF OVERHANG, UTILITY SERVICES AND BUILDING MAINTENANCE AND ALL RELATED PURPOSES NOT INCONSISTENT WITH THIS RESERVATION.

THE PEDESTRIAN ACCESS EASEMENTS (P.A.E.'s), AS SHOWN HEREON, ARE HEREBY DEDICATED TO ST. LUCIE COUNTY FOR THE PURPOSE OF PUBLIC PEDESTRIAN (NON-VEHICULAR) ACCESS OVER AND ACROSS SUCH EASEMENTS. ST. LUCIE COUNTY SHALL ALSO HAVE THE RIGHT TO CONSTRUCT AND MAINTAIN STABILIZED PEDESTRIAN PATHS WITHIN THE PEDESTRIAN ACCESS EASEMENTS, AT THE COUNTY'S COST AND EXPENSE. ST. LUCIE COUNTY SHALL BE RESPONSIBLE FOR THE MAINTENANCE OF ANY SUCH PATHS IT CONSTRUCTS WITHIN THE PEDESTRIAN ACCESS EASEMENTS. THE PUBLIC SHALL ALSO HAVE AN EASEMENT OVER AND ACROSS THE SIDEWALKS ON BENNINGTON LANE FOR INGRESS AND EGRESS TO AND FROM THE PEDESTRIAN ACCESS EASEMENTS, HOWEVER, THE PUBLIC SHALL HAVE NO RIGHT FOR VEHICULAR PARKING ON BENNINGTON LANE OR ANY OTHER STREET ON THIS PLAT. THE PEDESTRIAN ACCESS EASEMENTS SHALL BE NON-EXCLUSIVE EASEMENTS AND SHALL NOT BLOCK, RESTRICT OR ENCUMBER ANY OTHER EASEMENTS, WHETHER DEDICATED HEREIN OR SEPARATELY CONVEYED, INCLUDING UTILITY EASEMENTS OR DRAINAGE RIGHTS.

STATE OF FLORIDA)
COUNTY OF ST. LUCIE) SS

PIERCE 131, LLC, A FLORIDA LIMITED LIABILITY COMPANY, THE OWNER OF THE ABOVE DESCRIBED LAND, HAS CAUSED THESE PRESENTS TO BE SIGNED BY ITS MANAGING MEMBER AND ITS COMPANY SEAL AFFIXED HERETO.

IN WITNESS WHEREOF, THE UNDERSIGNED COMPANY HAS CAUSED THIS CERTIFICATION TO BE EXECUTED IN ITS NAME, THIS ____ DAY OF _____, 2014.

PIERCE 131
A FLORIDA LIMITED LIABILITY COMPANY

_____ BY: _____
WITNESS PETER J. BRENNAN
MANAGING MEMBER

_____
WITNESS

ACKNOWLEDGEMENT

STATE OF FLORIDA)
COUNTY OF ST. LUCIE) SS

BEFORE ME, THE UNDERSIGNED AUTHORITY, PERSONALLY APPEARED PETER J. BRENNAN, MANAGING MEMBER OF PIERCE 131, LLC, A FLORIDA LIMITED LIABILITY COMPANY, TO ME KNOWN TO BE THE INDIVIDUAL DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE OF DEDICATION, AND HE EACH DULY ACKNOWLEDGED BEFORE ME THAT HE EXECUTED SAME, AS SUCH OFFICER FOR AND IN BEHALF OF SAID COMPANY.

WITNESS MY HAND AND OFFICIAL SEAL AT ST. LUCIE COUNTY, FLORIDA, THIS _____ DAY OF _____, 2014.

_____

NOTARY PUBLIC, STATE OF FLORIDA
MY COMMISSION EXPIRES:_____

HOMEOWNERS' ASSOCIATION ACCEPTANCE

STATE OF FLORIDA)
COUNTY OF ST. LUCIE) SS

THE CARRIAGE POINTE HOA, INC., A FLORIDA CORPORATION, NOT FOR PROFIT, HEREBY ACCEPTS THE DEDICATIONS AND RESERVATIONS TO SAID ASSOCIATION AS STATED AND SHOWN HEREON, AND HEREBY ACCEPTS ITS MAINTENANCE OBLIGATIONS FOR SAME AS STATED HEREON, DATED THIS _____ DAY OF _____, 2014.

CARRIAGE POINTE HOA, INC.
A FLORIDA CORPORATION, NOT FOR PROFIT

_____ BY: _____
WITNESS
PRINT NAME:_____

_____
WITNESS: ITS: _____

ACKNOWLEDGEMENT

STATE OF FLORIDA)
COUNTY OF ST. LUCIE) SS

BEFORE ME PERSONALLY APPEARED _____,
WHO IS PERSONALLY KNOWN TO ME OR HAS PRODUCED _____
_____ AS IDENTIFICATION, AND WHO EXECUTED THE FOREGOING INSTRUMENT AS _____ OF THE CARRIAGE POINTE HOA, INC., A FLORIDA CORPORATION, NOT FOR PROFIT, AND SEVERALLY ACKNOWLEDGED TO AND BEFORE ME THAT HE EXECUTED SUCH INSTRUMENT AS SUCH OFFICER OF SAID CORPORATION, AND THAT THE SEAL AFFIXED TO THE FOREGOING INSTRUMENT IS THE CORPORATE SEAL OF SAID CORPORATION AND THAT IT IS AFFIXED TO SAID INSTRUMENT BY DUE AND REGULAR CORPORATE AUTHORITY, AND THAT SAID INSTRUMENT IS THE FREE ACT AND DEED OF SAID CORPORATION.
WITNESS MY HAND AND OFFICIAL SEAL THIS _____ DAY OF _____, 2014.

MY COMMISSION EXPIRES:

_____
NOTARY PUBLIC:

MORTGAGEE APPROVAL

STATE OF FLORIDA)
COUNTY OF ST. LUCIE) SS

THE PRIVATEBANK AND TRUST COMPANY, AN ILLINOIS BANKING CORPORATION, THE HOLDER OF A MORTGAGE, RECORDED IN O.R. BOOK 3587, AT PAGE 549 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, ON THE ABOVE DESCRIBED LAND, BY ITS DULY ELECTED PRESIDENT AND SECRETARY, DOES HEREBY JOIN IN AND CONSENT TO THE DEDICATION OF THIS PLAT OF "CARRIAGE POINTE ESTATES".

IN WITNESS WHEREOF, THE UNDERSIGNED CORPORATION HAS CAUSED THESE PRESENTS TO BE EXECUTED IN ITS NAME AND ITS CORPORATE SEAL TO BE AFFIXED BY ITS PRESIDENT AND SECRETARY THIS _____ DAY OF _____, 2014.

THE PRIVATEBANK AND TRUST COMPANY,
AN ILLINOIS BANKING CORPORATION

BY:_____
PRESIDENT

ATTEST: _____
SECRETARY

ACKNOWLEDGEMENT

STATE OF FLORIDA)
COUNTY OF ST. LUCIE) SS

BEFORE ME, THE UNDERSIGNED AUTHORITY, PERSONALLY APPEARED _____, PRESIDENT AND _____, SECRETARY, OF THE PRIVATEBANK AND TRUST COMPANY, AN ILLINOIS BANKING CORPORATION, TO ME KNOWN TO BE THE INDIVIDUALS DESCRIBED IN AND WHO EXECUTED THE FOREGOING CERTIFICATE OF DEDICATION, AND THEY EACH DULY ACKNOWLEDGED BEFORE ME THAT THEY EXECUTED SAME, AS SUCH OFFICERS FOR AND IN BEHALF OF SAID CORPORATION.

WITNESS MY HAND AND OFFICIAL SEAL AT ST. LUCIE COUNTY, FLORIDA, THIS _____ DAY OF _____, 2014.

_____
NOTARY PUBLIC, STATE OF FLORIDA
MY COMMISSION EXPIRES:_____

TITLE CERTIFICATION

STATE OF FLORIDA)
COUNTY OF ST. LUCIE) SS

WE, DEAN, MEAD, MINTON & ZWEMER, MEMBERS OF THE FLORIDA BAR, IN RELIANCE UPON THAT CERTAIN TITLE SEARCH REPORT DATED _____, ISSUED BY OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY HEREBY CERTIFY THAT AS OF _____ AT _____ :
1) APPARENT RECORD TITLE TO THE LAND DESCRIBED AND SHOWN ON THIS PLAT OF "CARRIAGE POINT ESTATES" IS IN THE NAME OF THE ENTITIES AND/OR PERSONS EXECUTING THE DEDICATION HEREON.
2) ALL RECORDED MORTGAGES, NOT SATISFIED OR RELEASED OF RECORD, ENCUMBERING THE LAND DESCRIBED HEREON ARE LISTED AS FOLLOWS: MORTGAGE, ASSIGNMENT OF RENTS AND LEASES, SECURITY AGREEMENT AND FIXTURE FILING IN FAVOR OF THE PRIVATEBANK AND TRUST COMPANY, DATED NOVEMBER 14, 2013 AND RECORDED IN OFFICIAL RECORDS BOOK 3587, PAGE 549 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA.

PURSUANT TO FLORIDA STATUTE 197.192, ALL TAXES HAVE BEEN PAID THROUGH THE YEAR _____

DATED THIS ___ DAY OF _____, 2014

DEAN, MEAD, MINTON & ZWEMER

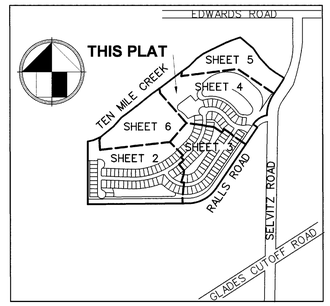
BY:_____
W. LEE DOBBINS
VICE PRESIDENT
1903 S. 25TH ST. SUITE 200
FT. PIERCE, FL 34947

CERTIFICATE OF APPROVAL CLERK OF THE CIRCUIT COURT

STATE OF FLORIDA)
COUNTY OF ST. LUCIE) SS

I, JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT OF ST. LUCIE COUNTY, FLORIDA, DO HEREBY CERTIFY THAT THIS PLAT HAS BEEN EXAMINED AND THAT IT COMPLIES IN FORM WITH ALL THE REQUIREMENTS OF THE LAWS OF FLORIDA PERTAINING TO MAPS AND PLATS, AND THAT THIS PLAT HAS BEEN FILED FOR RECORD IN PLAT BOOK _____, PAGE _____ OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, THIS _____ DAY OF _____, 2014.

_____
JOSEPH E. SMITH
CLERK OF THE CIRCUIT COURT
ST. LUCIE COUNTY, FLORIDA



LOCATION AND KEY MAP

NOT TO SCALE

CITY COMMISSION APPROVAL

STATE OF FLORIDA)
COUNTY OF ST. LUCIE) SS

I HEREBY CERTIFY THAT THIS PLAT OF "CARRIAGE POINTE ESTATES", AFTER HAVING BEEN REVIEWED HAS BEEN OFFICIALLY APPROVED FOR RECORDING BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, AND THIS PLAT HAS BEEN REVIEWED FOR CONFORMITY TO CHAPTER 177.071-177.151, FLORIDA STATUTES BY A PROFESSIONAL SURVEYOR AND MAPPER EMPLOYED BY OR UNDER CONTRACT WITH THE CITY OF FORT PIERCE, FLORIDA.

THIS _____ DAY OF _____, 2014.

CITY COUNCIL
CITY OF FORT PIERCE

BY: _____
LINDA W. COX
CITY CLERK

REVIEWING SURVEYOR APPROVAL

STATE OF FLORIDA)
COUNTY OF ST. LUCIE) SS

IT IS HEREBY CERTIFIED THAT THE UNDERSIGNED SURVEYOR AND MAPPER DULY LICENSED IN THE STATE OF FLORIDA HAS REVIEWED THIS PLAT FOR CONFORMITY WITH THE REQUIREMENTS OF CHAPTER 177, FLORIDA STATUTES.

_____
GREGORY S. FLEMING, P.S.M.
PROFESSIONAL SURVEYOR AND MAPPER
LICENSE NO. LS 4350, STATE OF FLORIDA

NOTES:

01. THE BEARINGS SHOWN HEREON ARE BASED ON THE WEST LINE OF THE SOUTHEAST ONE-QUARTER OF SAID SECTION 30, HAVING A BEARING OF NORTH 00°11'03" EAST, AS MONUMENTED, BASED ON THE FLORIDA COORDINATE SYSTEM, EAST ZONE, GRID NORTH, 1983 STATE PLANE TRANSVERSE MERCATOR PROJECTION, 1990 ADJUSTMENT.
02. NO BUILDINGS OR STRUCTURES SHALL BE PLACED IN EASEMENTS.
03. BUILDING SETBACK LINES SHALL BE AS REQUIRED BY CURRENT CITY OF FT. PIERCE ZONING REGULATIONS.
04. IN THOSE CASES WHERE EASEMENTS OF DIFFERENT TYPES CROSS OR OTHERWISE COINCIDE, DRAINAGE EASEMENTS SHALL HAVE FIRST PRIORITY, UTILITY EASEMENTS SHALL HAVE SECOND PRIORITY, ACCESS EASEMENTS SHALL HAVE THIRD PRIORITY, AND ALL OTHER EASEMENTS SHALL BE SUBORDINATE TO THESE WITH THEIR PRIORITIES DETERMINED BY USE OF RIGHTS GRANTED.
05. ALL LINES WHICH INTERSECT CURVED LINES ARE RADIAL UNLESS NOTED AS BEING NON-RADIAL (N.R.)
06. NOTICE: THIS PLAT, AS RECORDED IN ITS GRAPHIC FORM, IS THE OFFICIAL DEPICTION OF THE SUBDIVIDED LANDS DESCRIBED HEREIN AND WILL IN NO CIRCUMSTANCES BE SUPPLANTED IN AUTHORITY BY ANY OTHER GRAPHIC OR DIGITAL FORM OF THE PLAT. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA.

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THE PLAT SHOWN HEREON IS A TRUE AND CORRECT REPRESENTATION OF A SURVEY MADE UNDER MY RESPONSIBLE DIRECTION AND SUPERVISION; THAT SAID SURVEY IS ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF; THAT (P.R.M.'s) PERMANENT REFERENCE MONUMENTS HAVE BEEN PLACED AS REQUIRED BY LAW AND THAT PERMANENT CONTROL POINTS (P.C.P.'s) AND MONUMENTS PER CHAPTER 177.091(9) WILL BE SET UNDER GUARANTEES POSTED WITH THE CITY OF FT. PIERCE BOARD OF CITY COMMISSIONERS FOR THE REQUIRED IMPROVEMENTS; AND, FURTHER, THAT THIS PLAT COMPLIES WITH ALL THE REQUIREMENTS OF CHAPTER 177, FLORIDA STATUTES.

_____
JEFF S. HODAPP
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA CERTIFICATE NO. LS5111
PERIMETER SURVEYING AND MAPPING, INC.
CERTIFICATE OF AUTHORIZATION NO. LB7264

SURVEYOR

12193

CARRIAGE POINTE ESTATES

A PORTION OF SECTION 30, TOWNSHIP 35 SOUTH, RANGE 40, EAST
CITY OF FT. PIERCE, ST. LUCIE COUNTY, FLORIDA.
JUNE, 2014

PLAT BOOK ____, PAGE ____

PERIMETER
SURVEYING & MAPPING
Prepared by: Jeff S. Hodapp, P.S.M.
Certificate of Authorization No. LB7264
949A Clint Moore Road
Boca Raton, Florida 33487
Tel: (561) 241-9988
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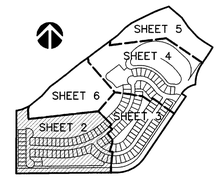

KEY MAP
NOT TO SCALE

GRAPHIC SCALE
1" = 50'
0 50' 100'

SEE SHEET 6

SEE SHEET 3

MATCH LINE

PLAT OF RIVER OAK ESTATES (P.B. 16, PG. 5, S.L.C.R.)

MEAN HIGH WATER LINE PER FDEP POINT 915 ELEV.=1.20' (NGVD 1929) ELEV=(-)0.30' (NAVD 1988) PER SURVEY BY WANTMAN & ASSOCIATES 01-04-2006

TEN MILE CREEK

PLAT LIMITS

N66° 22'28"E 102.89'

N77° 27'23"E 71.00'

50' P.A.E.

N75° 40'13"E 152.89'

WITNESS LINE

77.03'

FOUND 4"X4" CONC. MON. WITH ALUMINUM DISK STAMPED PRM *LB7055

SET 4"X4" CONC. MON. WITH ALUMINUM DISK STAMPED PRM *LB7264 (26.20' O/S SJ)

N19° 57'41"W 14.36'

W LINE SE1/4SEC 30-35-40 (BASIS OF BEARINGS)

247.10'

PRESERVE AREA TRACT C-1
1435397 SF

N00° 11'03"W 56.45'

10' P.A.E.

N89° 48'57"W 29.91'

N89° 48'57"W 125.80'

25.80'

18.02'

100.00'

100 5200 SF

99 5200 SF

98 5200 SF

97 5200 SF

96 5200 SF

95 5200 SF

94 5200 SF

93 5200 SF

92 5289 SF

N89° 48'57"W 100.00'

52.00'

R=39.00' L=132.36' D=194°27'28" CHB=N00° 11'03"E CH=77.38'

R=60.00' L=108.96' D=104°2'52"

R=74.00' L=106.36' D=82°20'50"

R=800.00' L=277.62' D=19°53'00"

R=490.00' L=47.25' D=5°31'31"

R=450.00' L=232.98' D=29°39'52"

R=700.00' L=350.05' D=28°39'02"

R=943.00' L=20.06' D=1°13'05"

S44° 59'41"W 169.84'

CONSERVATION EASEMENT (ORB 2587, PG. 655, S.L.C.R.)

R=3188.00' L=103.92' D=1°52'09"

R=200.00' L=89.73' D=25°42'17"

R=4091.00' L=280.35' D=3°55'35"

R=500.00' L=66.36' D=7°36'16"

R=282.00' L=152.10' D=30°54'13"

R=64.00' L=174.26' D=156°01'09"

L=162.16' D=145° 10'09"

R=500.00' L=86.14' D=9°52'17"

98.12'

20' DE

S87° 56'57"E 20.00'

N02° 03'03"E 98.12'

PRESERVE AREA TRACT C-1
1435397 SF

S87° 56'57"E 368.41'

(NR)

53.28' L=12.10' D=10° 50'09" R=10.00' L=11.52' D=66° 00'18"

101 6836 SF

102 5304 SF

103 5304 SF

104 5304 SF

105 6120 SF

106 5304 SF

107 5339 SF

108 5580 SF

109 5580 SF

110 5580 SF

111 5578 SF

112 5572 SF

113 5565 SF

114 5558 SF

115 5558 SF

116 5558 SF

117 5558 SF

118 5558 SF

119 5581 SF

120 5430 SF

102.00'

3' WMOE(TYP.)

S00° 11'03"W 76.77'

S00° 11'03"W 139.56'

S00° 11'03"W 430.32'

S00° 11'03"W 455.63'

N00° 09'26"E 812.67'

TRACT LB-1 87552 SF

UNPLATTED ACREAGE SECTION 30-35-40

PLAT LIMITS

499.57'

S00° 11'03"W 468.00'

BENNINGTON LANE

R=64.00' L=15.38' D=88° 08'00"

S87° 56'57"E 371.87'

S87° 56'57"E 405.75'

SAPPHIRE HOLLOW WAY

PRIVATE ROAD TRACT A
24497 SF

S87° 56'57"E 369.59'

59.76'

52.10'

65.00'

36.43'

89 6890 SF

88 5262 SF

87 5262 SF

86 5262 SF

85 6565 SF

84 5262 SF

83 5338 SF

82 5537 SF

81 5544 SF

80 5539 SF

79 5539 SF

78 6405 SF

77 5549 SF

76 7725 SF

75 8374 SF

74 5797 SF

73 5797 SF

72 6175 SF

71 5772 SF

R=10.00' L=16.03' D=91° 52'00"

10' UE

S02° 03'03"W 101.00'

3' WMOE(TYP.)

S00° 11'03"W 99.76'

S00° 11'03"W 213.38'

S87° 56'57"E 157.77'

S87° 56'57"E 218.86'

R=10.00' L=20.41' D=116° 57'50"

R=25.00' L=32.95' D=75° 31'21" 8074 SF

90

L=49.40' D=51° 27'42"

L=46.82' D=16° 57'04" (NR)

UTILITY EASEMENT (ORB 3596, PG. 1450, S.L.C.R.)

N89° 48'57"W 106.43'

L=55.30' D=57° 36'31"

L=53.08' D=19° 13'11"

S89° 48'57"E 30.00'

D=23° 24'09" L=22.46'

R=55.00' L=245.28' D=255° 31'21"

91 5536 SF

(NR)

N89° 48'57"W 109.47'

N89° 48'57"W 109.16'

TRACT LB-1 S00° 11'03"W 87552 SF

14.06'

S87° 27'29"E 48.10'

L=108.39' D=112° 54'37"

DETENTION AREA TRACT D-2
9041 SF

TRACT LB-1
87552 SF

N89° 30'02"E 725.50'

N LINE N1/2SW1/4SE1/4SECTION 30-35-40

N89° 30'02"E 1299.14'

150.58'

10' P.A.E.

66.00'

20.18'

12' UTILITY EASEMENT (ORB 3596, PG. 1450, S.L.C.R.)

RALLS ROAD
(66' PUBLIC RIGHT-OF-WAY)
TRACT B
174999 SF

N 50' N1/2SW1/4 SE1/4SECTION 30-35-40

S89° 41'05"W 1329.36'

PLAT LIMITS

N89° 30'02"E 1299.90'

FOUND 4"X4" CONC. MON. WITH ALUMINUM DISK STAMPED PRM *LB7055

UNPLATTED ACREAGE SECTION 30-35-40

R=900.00' L=739.16' D=47° 03'22" L=461.49'

CHB=N68° 31'22"E CH=718.56'

R=875.00' L=718.62' D=47° 03'22"

R=773.00' L=634.85' D=47° 03'22"

R=1026.00' L=381.69' D=21° 18'55"

R=25.00' L=35.40' D=81° 08'04"

R=925.00' L=427.19' D=26° 27'38"

R=925.00' L=234.38' D=14° 31'04"

R=925.00' L=277.66' D=17° 12'12"

R=1027.00' L=156.22' D=8° 42'55"

R=173.00' L=249.08' D=82° 29'36"

DETENTION AREA TRACT D-1

SAPPHIRE HOLLOW WAY

LANCOVE WAY

R=275.00' L=529.47' D=110° 18'47"

R=300.00' L=633.52' D=120° 59'36"

CHB=S85° 26'09"E CH=522.20'

R=325.00' L=639.03' D=112° 39'27"

R=28.02' L=77.38' D=158° 13'30"

R=427.00' L=534.05' D=71° 39'37"

R=170.00' L=422.49' D=22° 52'36"

R=25.00' L=41.51' D=95° 07'54"

R=177.00' L=62.63' D=20° 16'36"

R=1027.00' L=111.44' D=6° 13'02"

R=275.00' L=118.24' D=24° 38'37"

R=25.00' L=39.42' D=90° 19'07"

L=91.40'

L=22.28' D=53° 20'55"

L=20.43' D=24° 23'06"

L=24.84' D=28° 18'21"

L=48.00' D=63° 24'59"

L=53.13' D=63° 24'59"

L=9.10' D=0° 30'30"

L=32.70' D=39° 01'53"

L=57.85' D=39° 13'50"

L=64.54' D=90° 39'38"

L=64.54' D=90° 39'38"

L=68.75' D=90° 13'29"

L=64.26' D=88° 37'21"

L=48.90'

L=52.38'

L=49.13'

L=48.13'

L=50.98'

L=49.72'

L=56.60' D=90° 09'27"

L=46.91' D=15° 32'06"

L=277.00' D=15° 03'36"

L=56.60' D=90° 09'27"

L=50.98'

L=49.72'

L=56.60' D=90° 09'27"

L=46.91' D=15° 32'06"

L=277.00' D=15° 03'36"

L=62.63' D=20° 16'36"

L=111.44' D=6° 13'02"

L=102.43'

L=118.24' D=24° 38'37"

L=90.07'

12193

PERIMETER
SURVEYING & MAPPING
Prepared by: Jeff S. Hodapp, P.S.M.
Certificate of Authorization No. LB7264
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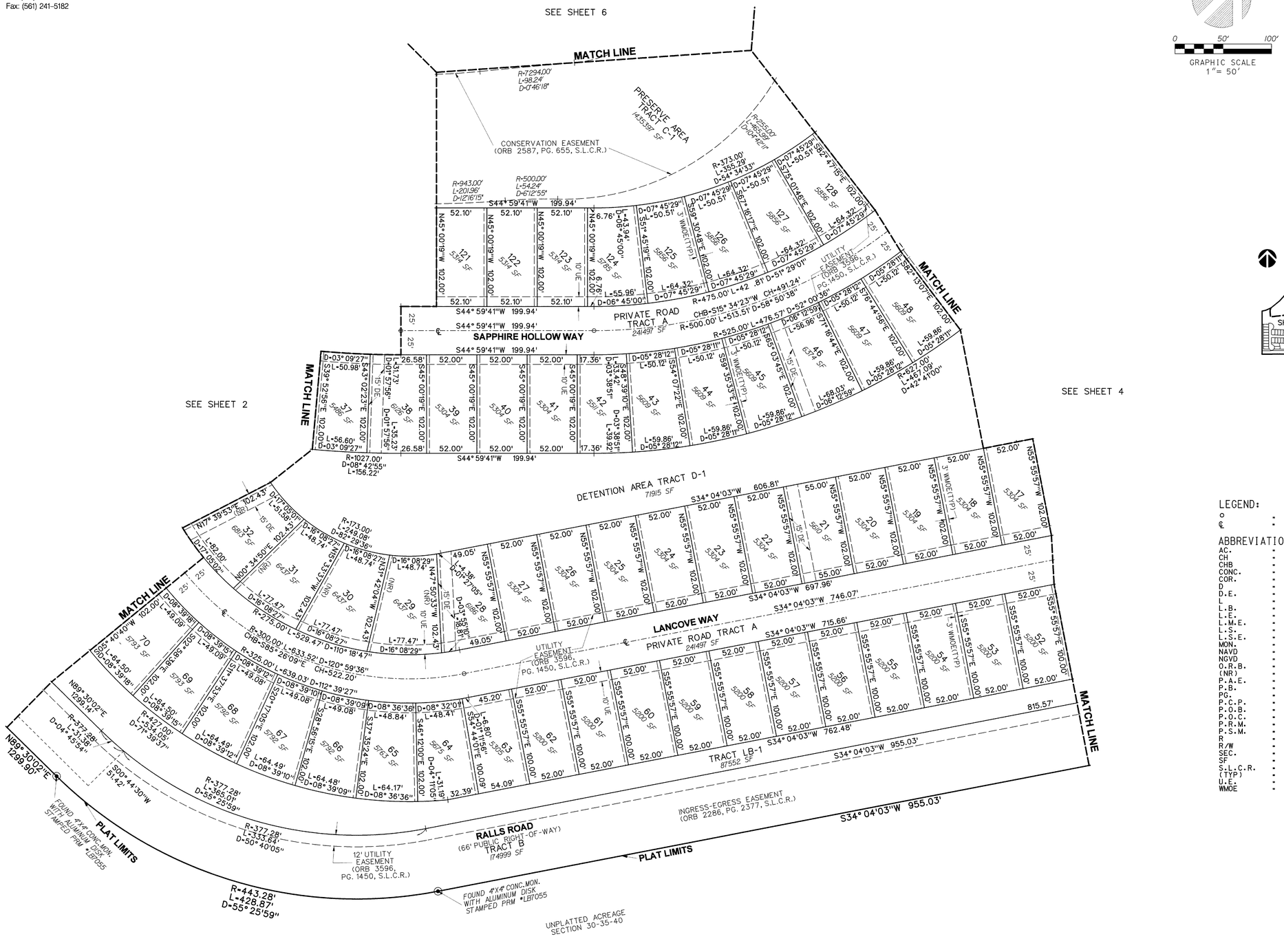
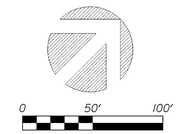
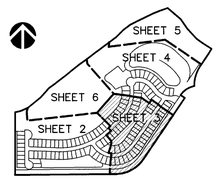
CARRIAGE POINTE ESTATES

A PORTION OF SECTION 30, TOWNSHIP 35 SOUTH, RANGE 40, EAST
CITY OF FT. PIERCE, ST. LUCIE COUNTY, FLORIDA.
JUNE, 2014

PLAT BOOK ____, PAGE _____







KEY MAP
NOT TO SCALE

LEGEND:

○	-	P.C.P. STAMPED #LB7264
℄	-	CENTERLINE

ABBREVIATIONS:

AC.	-	ACRES
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COR.	-	CORNER
D	-	DELTA (CENTRAL ANGLE)
D.E.	-	DRAINAGE EASEMENT
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L.B.	-	LICENSED BUSINESS
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L.M.E.	-	LAKE MAINTENANCE EASEMENT
L.S.	-	LICENSED SURVEYOR
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(NR)	-	NON-RADIAL
P.A.E.	-	PEDESTRIAN ACCESS EASEMENT
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R/W	-	RIGHT-OF-WAY
SEC.	-	SECTION
SF	-	SQUARE FEET
S.L.C.R.	-	ST. LUCIE COUNTY RECORDS
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U.E.	-	UTILITY EASEMENT
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PLAT BOOK ____, PAGE ____

GRAPHIC SCALE
1" = 50'

SEE SHEET 5

MATCH LINE

TEN MILE CREEK

PLAT LIMITS

N53° 15'31"E 127.09'

N52° 56'40"E 122.59'

N52° 42'06"E 113.32'

MEAN HIGH WATER LINE
PER FDEP POINT 915
ELEV.=1.20' (NGVD 1929)
ELEV=(-)0.30' (NAVD 1988)
PER SURVEY BY
WANTMAN & ASSOCIATES
01-04-2006

UNPLATTED ACREAGE
SECTION 30-35-40

50' P.A.E.

N54° 21'45"E 210.37'

WITNESS LINE

FOUND 4"X4" CONC.MON. WITH ALUMINUM DISK STAMPED PRM *LB7055

N46° 55'39"E 142.25'

FOUND 4"X4" CONC.MON. WITH ALUMINUM DISK STAMPED PRM *LB7055

S LINE S1/2NE1/4SECTION 30-35-40

PRESERVE AREA
TRACT C-1
1435397 SF

S71°06'49"E RADIAL

TRACT OS-1
231490 SF

R=405.00'
L=825.44'
D=116° 46'35"

R=1972.57'
L=12.57'
D=0° 43'52"

R=110.00'
L=98.18'
D=51° 08'33"

R=100.00'
L=89.28'
D=51° 08'33"

R=635.00'
L=645.21'
D=58° 13'00"

R=825.00'
L=835.09'
D=58° 13'00"

10' LME

R=355.00'
L=33.70'
D=5° 26'10"
D=0° 08'04"

R=50.00'
L=112.96'
D=129° 26'27"

R=381.83'
L=164.33'
D=24° 40'02"

L=72.50'
D=56° 48'56"

R=367.00'
L=289.05'
D=45° 07'34"

SHARED USE POND EASEMENT
(ORB 3401, PG. 375, S.L.C.R.)

R=333.00'
L=316.89'
D=54° 31'23"

N00° 36'32"E RADIAL

LAKE TRACT L-1
114476 SF

34' LME

R=514.00'
L=88.92'
D=9° 54'45"

R=480.00'
L=83.04'
D=9° 54'45"

R=647.00'
L=111.93'
D=9° 54'45"

R=613.00'
L=106.04'
D=9° 54'45"

R=70.00'
L=157.86'
D=129° 12'22"

R=149.00'
L=42.74'
D=16° 26'00"

R=115.00'
L=38.31'
D=19° 05'21"

R=81.78'
L=79.87'
D=56° 01'49"

R=115.78'
L=113.09'
D=56° 01'49"

R=225.00'
L=130.39'
D=84° 06'39"

S55° 50'18"E
25.00'

L=71.77'
D=08°58'44"

S65°45'38"E
11.20'

PLAT LIMITS

N67°52'10"E 236.08'
20' DRAINAGE EASEMENT
(ORB 3401, PG. 375, S.L.C.R.)
N67°52'10"E 228.36'

R=80.00'
L=39.80'
D=28°30'28"

S65°45'38"E
4.77'

S34°15'18"W 267.75'

R=458.00'
L=226.74'
D=34° 37'11"

SELVITZ ROAD
(R/W WIDTH VARIES)

N45°06'52"E
11.04'

L=3.05'
D=0°35'37"

N66°54'57"E
11.72'

N23°58'41"E
24.60'

UE

L=31.28'
D=06°26'47"

FOUND NAIL & DISK STAMPED PRM *LB7055

S10°05'17"E RADIAL

UTILITY EASEMENT
(ORB 3596, PG. 1450, S.L.C.R.)

P.O.B. (PARCEL 2)
FOUND 4"X4" CONC.MON. WITH ALUMINUM DISK STAMPED PRM *LB7055

TRACT OS-1
231490 SF

R=277.47'
R=218.30'
D=45° 04'40"
RALLS ROAD
(66' PUBLIC RIGHT-OF-WAY)

S55° 55'57"E
66.00'

FOUND 4"X4" CONC.MON. WITH ALUMINUM DISK STAMPED PRM *LB7055

PLAT LIMITS

SEE SHEET 6

MATCH LINE

R=100.00'
L=69.26'
D=39°40'59"

R=50.00'
L=95.91'
D=109° 54'16"

S27°09'33"W RADIAL

R=257.43'
L=70.20'
D=15° 37'29"

R=434.23'
L=86.52'
D=11° 24'58"

S54°46'10"W
144.54'

S78°02'26"W 129.23'

20' DRAINAGE EASEMENT
(ORB 3401, PG. 375, S.L.C.R.)

S78°02'26"W 144.85'

S54°46'10"W
140.22'

R=334.00'
L=43.27'
D=7° 25'29"

CONSERVATION EASEMENT
(ORB 2587, PG. 655, S.L.C.R.)

TRACT R-1
60703 SF

PRIVATE ROAD
TRACT A
24497 SF

R=60.00'
L=200.15'
D=191° 06'35"

R=12.00'
L=9.85'
D=47° 02'28"

R=200.00' L=229.43' D=65° 43'41"

CHB=S87° 39'36"E CH=217.06'

R=12.00'
L=13.48'
D=64° 20'27"

R=60.00'
L=36.22'
D=34° 36'01"

R=170.00' L=138.84' D=46° 47'54"

D=159° 32'32"
L=167.07'

D=15° 49'38"
L=46.96'

R=12.00'
L=11.67'
D=55° 43'15"

D=27° 59'54"
L=83.07'

N82° 52'35"E 81.61'

D=17° 00'34"
L=17.81'

R=12.00'
L=13.16'
D=62° 49'40"

130
6428 SF

N89° 27'16"E 102.00'

S65° 15'53"W
90.39' (NR)

R=373.00'
L=355.29'
D=54° 34'33"

D=09° 02'08"
L=58.82'

3' WMOE
(TYP)

10' UE

D=07° 45'29"
L=50.51'

129
5856 SF

S82° 47'15"E 102.00'

L=64.32'
D=07° 45'29"

L=49.27'
D=05° 56'36"

L=42.81'
D=51° 29'01"

CHB=S15° 34'23"W
CH=491.24'

R=500.00'
L=515.51'
D=58° 50'38"

R=475.00'
L=476.57'
D=57° 29'38"

R=525.00'
L=50.12'
D=5° 28'12"

S82° 13'07"E 102.00'

R=627.00'
L=467.09'
D=42° 41'00"

DETENTION TRACT
7195 SF

AREA=0.17 AC±

S34°04'03"W
608.81'

L=59.86'
D=5° 28'12"

12
5332 SF

7056 SF

L=2.20'
D=0° 42'15"

L=55.35'
D=6° 02'26"

S88° 54'55"W
64.58'

L=30.11'
D=3° 17'10"

EASEMENT
SEE DETAIL

10' UE

S04° 14'18"W

D=28° 38'03"
L=36.88'

S20° 15'09"W

L=16.52'
D=2° 47'28"

R=371.00'
L=312.54'
D=48° 15'09"

R=50.00'
L=44.78'
D=51° 19'28"

R=12.00'
L=12.56'
D=60° 00'00"

R=450.00'
L=21.05'
D=2° 40'46"

R=450.00'
L=52.05'
D=6° 37'46"

R=278.78'
L=134.81'
D=27° 42'25"

L=161.23'

CARRIAGE POINTE CIRCLE

(ORB 3596, PG. 1450, S.L.C.R.)

UTILITY EASEMENT

C1

C2

C3

C4

C5

14
5509 SF

L=7.00'
D=0° 01'02"

S49° 01'57"W (NR)

103.00'

D=0° 27'47"

L=2.86'

D=0° 14'52"

L=52.05'

103.25'

15
5705 SF

S00° 27'47"W (NR)

L=17.77'
D=2° 40'00"

16
8943 SF

R=10.00'
L=16.96'
D=97° 10'49"

L=83.76'

R=562.00'
L=36.28'
D=3° 41'56"

R=136.00'
L=178.57'
D=75° 12'20"

R=136.00'
L=178.57'
D=75° 50'20"

L=16.10'
D=3° 23'38"

S55° 55'57"E (NR)

L=16.10'
D=3° 23'38"

50
5197 SF

3' WMOE(TYP)

10' UE

S55° 55'57"E 100.00'

51
5200 SF

S55° 55'57"E 100.00'

S34° 04'03"W
748.07'

715.66'

52.00'

R=10.00'
L=15.71'
D=90° 00'00"

R=23.00'
L=15.82'
D=39° 24'15"

S34° 04'03"W
955.03'

59.07'

55.42'

N55° 12'36"W
22.48'

12' UTILITY EASEMENT
(ORB 3596, PG. 1450, S.L.C.R.)

UNPLATTED ACREAGE
SECTION 30-35-40

RALLS ROAD
(66' PUBLIC RIGHT-OF-WAY)
TRACT RALLS
11599 SF

815.57'

S34° 04'03"W 955.03'

MATCH LINE

SEE SHEET 3

SHEET 5
SHEET 4
SHEET 6
SHEET 2
SHEET 1
SHEET 3

KEY MAP
NOT TO SCALE

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COR.	-	CORNER
D	-	DELTA (CENTRAL ANGLE)
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L	-	ARCLENGTH
L.B.	-	LICENSED BUSINESS
L.E.	-	LANDSCAPE EASEMENT
L.M.E.	-	LAKE MAINTENANCE EASEMENT
L.S.	-	LICENSED SURVEYOR
L.S.E.	-	LIFT STATION EASEMENT
MON.	-	MONUMENT
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CURVE TABLE

NO.	RADIUS	ARCLENGTH	DELTA	CHORD BEARING	CHORD
C1	347.00'	60.03'	09°54'45"	N49°50'24"W	59.96'
C2	480.00'	79.40'	09°28'38"	N40°08'42"W	79.31'
C3	248.78'	177.24'	40°49'09"	N55°48'58"W	173.51'
C4	322.41'	93.37'	16°35'34"	N84°31'19"W	93.04'
C5	50.00'	32.82'	37°36'30"	N74°00'51"W	32.23'

LOT 131

S88° 54'55"W
64.58'

50.00'

S00°25'21"W
28.67'

TRACT D-1

UTILITY EASEMENT
(ORB 2667, PG.399, SLCR)

R=525.00'
L=30.11'
D=3° 17'10"

R=353.00'
D=02°45'11"
L=25.71'

N87°41'19"W
50.00'

3' WMOE

LOT 49

UTILITY EASEMENT DETAIL

SHEET 4 OF 6

12193

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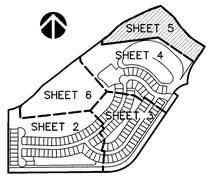

KEY MAP
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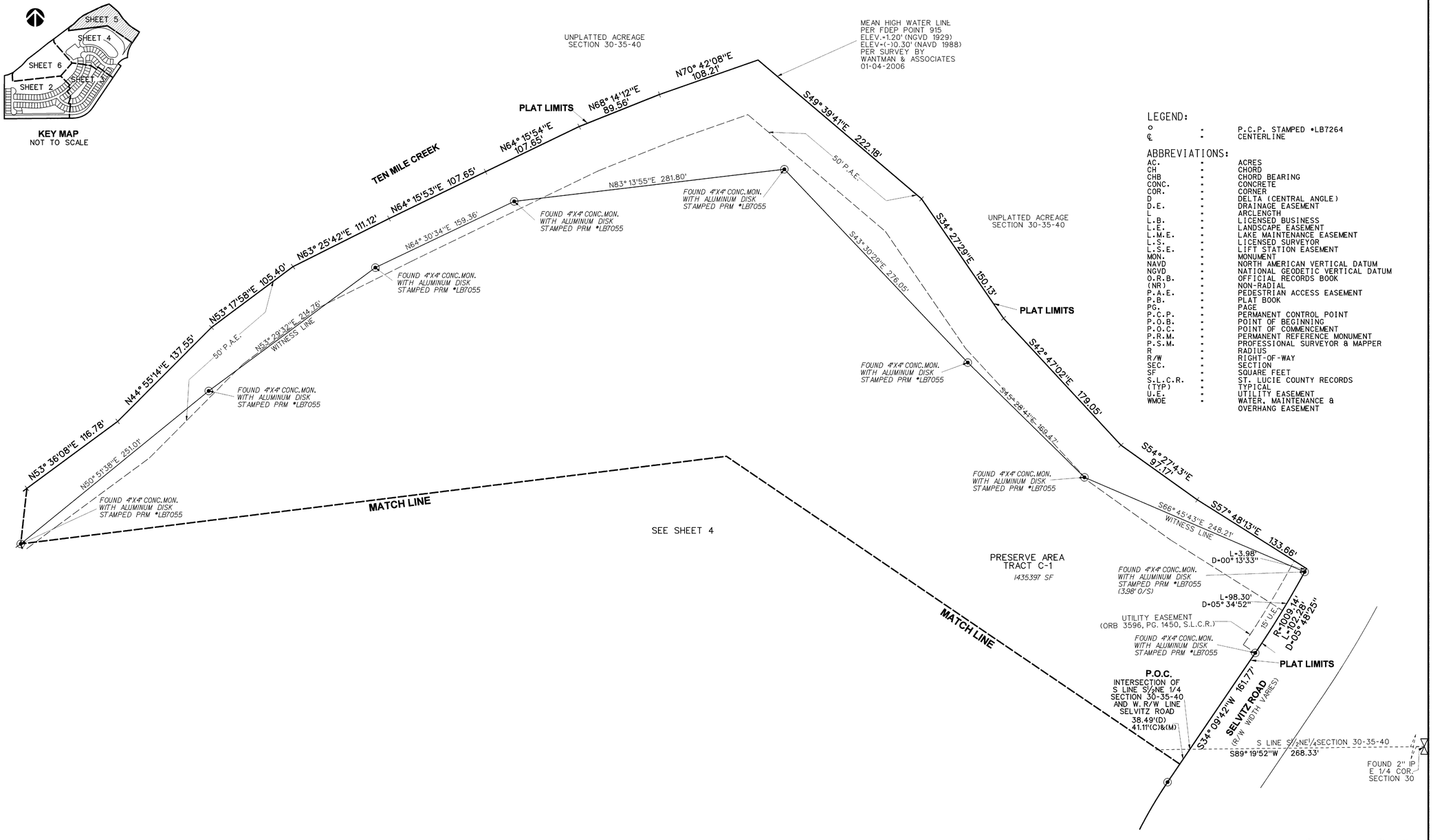

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1" = 50'

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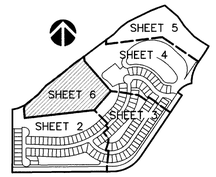
U.E.	-	UTILITY EASEMENT
WMOE	-	WATER, MAINTENANCE & OVERHANG EASEMENT



KEY MAP
NOT TO SCALE

UNPLATTED ACREAGE
SECTION 30-35-40

S LINE S½NE¼SECTION 30-35-40

N54° 51'01"E 116.90'

R=47.49'
L=141.83'
D=171°16'18"

FOUND 4"X4" CONC.MON. WITH ALUMINUM DISK STAMPED PRM *LB7055

N54° 38'28"E 162.00'

S22°22'16"E 13.63'

TEN MILE CREEK

N51° 33'13"E 114.89'

N54° 35'19"E 33.60'

N50° 39'36"E 125.55'

50' P.A.E.

N51° 33'12"E 205.03'

FOUND 4"X4" CONC.MON. WITH ALUMINUM DISK STAMPED PRM *LB7055

PLAT OF RIVER OAK ESTATES (P.B. 16, PG. 5, S.L.C.R.)

N52° 02'56"E 118.54'

N53° 35'41"E 107.28'

PLAT LIMITS

N41° 48'03"E 158.73'

N51° 13'43"E 231.76'

WITNESS LINE

FOUND 4"X4" CONC.MON. WITH ALUMINUM DISK STAMPED PRM *LB7055

MEAN HIGH WATER LINE
PER FDEP POINT 915
ELEV.=1.20' (NGVD 1929)
ELEV=(-)0.30' (NAVD 1988)
PER SURVEY BY
WANTMAN & ASSOCIATES
01-04-2006

N50° 53'13"E 215.58'

N45° 05'03"E 219.39'

N55° 22'49"E 162.87'

FOUND 4"X4" CONC.MON. WITH ALUMINUM DISK STAMPED PRM *LB7055

FOUND 4"X4" CONC.MON. WITH ALUMINUM DISK STAMPED PRM *LB7055

PRESERVE AREA
TRACT C-1
1435397 SF

R=252.00'
L=189.43'
D=207°14'

CONSERVATION EASEMENT (ORB 2587, PG 65, S.L.C.R.)

R=10.00'
L=109.02'
D=622°7'35"

R=215.00'
L=164.59'
D=43°51'29"

20' DE (ORB 3401, PG. 375, S.L.C.R.)

S35°35'29"E 20.00'

R=120.00'
L=252.34'
D=120°29'01"

SEE SHEET 4

MATCH LINE

MATCH LINE

SEE SHEET 3

SEE SHEET 2

MATCH LINE

SEE SHEET 2

SHEET 6 OF 6

City Commission Regular Meeting **Agenda Item # 10. b.**

Meeting Date: 09/15/2014

Re: Amending Vendor Ordinance

Submitted For: Peggy Arraiz, Code Compliance Manager, Code Enforcement

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SUBJECT:

Ordinance No. 14-019 - Amending Chapter 9, Article IV - Peddlers, Solicitors and Canvassers. SECOND READING

SUMMARY:

- Amending Division 1 - Modifying definitions, establishing the duty to enforce and retain records, modifying prohibited acts, and requiring a permit.
- Amending Division 2 - Establishing permit application requirements and regulations, permit fees, exhibition of permit requirements and penalties, providing rights of appeal, requests for variances and permitting limited use of public right of way.
- Amending Division 3 - Establishing and modifying regulations for mobile vendors, itinerant retail produce vendors, ice cream vendors, and seasonal sales vendors.

RECOMMENDATION:

Approve ordinance as submitted.

ALTERNATIVES:

Recommend additional amendments to the ordinance.
Deny the ordinance in full.

RESPONSIBLE STAFF:

Margaret M. Arraiz, Code Compliance Manager

COORDINATED WITH:

Jim Walker, Assistant City Attorney
Linda Cox, City Clerk

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

Fiscal impact will be determined by the number of applications submitted.

Attachments

Cost Comparison
Ordinance 14-019
Redline Version 14-019

City of Fort Pierce

Community Response Divisions

Margaret M. Arraiz, Code Compliance Manager

Protecting the health, safety and welfare of our community

TO: The Honorable Mayer Hudson and City Commissioners

CC: Robert Bradshaw, City Manager

FROM: Peggy Arraiz, Code Compliance Manager

RE: Vendor Ordinance – Supplemental Information

DATE: September 4, 2014

At the Commission meeting on September 2, 2014, the Commission asked to be provided specific business costs for food service establishments. Below is a chart of several small businesses and the fees that are paid to the City on an annual basis. These fees do not include any startup costs.

Business Name	Type of Service	BTR Fee	COFP Taxes
C-N-C Soul Food 1143 Avenue D	25 seats	$48.65	$630.78
Granny's Kitchen 901 Avenue D	15 seats	$28.92	$768.82
Presutti's Italian Subs 3600 Okeechobee Rd	48 seats	$60.48	$894.32
Captain Bob's Place 101 Seaway Dr	Deli or Take-out	$27.74	$1,529.72
Lipshitz & Dimaggio's Market 301 S Ocean Dr	Deli or Take-out	$28.88	$2,322.32

Below is the chart of proposed vendor fees. Most charges are one-time startup costs with the two annual fees being the annual permit fee and the business tax receipt.

Type of Fee	Special Conditions / Requirements	Fee
Application Fee	One time, non-refundable	$100.00
Plan Review Fee		$150.00
Annual Mobile Vending Permit Fee	Permit valid 10/1 through 9/30 of each year. Applications approved after January 1st will be pro-rated.	$250.00
Reduced Mobile Vending Permit Fee	To be eligible, must have an existing licensed business and utilize the same name on the mobile unit as the licensed location. Limit 1 per licensed business.	$50.00
Business Tax Receipt		$127.34

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P: 772-467-3148 ⌑ F: 772-468-0457 ⌑ E-Mail: parraiz@city-ftpierce.com
www.cityoffortpierce.com

ORDINANCE NO. 14-019

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA AMENDING THE CODE OF ORDINANCES OF THE CITY OF FORT PIERCE, FLORIDA; AMENDING CHAPTER 9, ARTICLE IV, **"PEDDLERS, SOLICITORS AND CANVASSERS"**; AMENDING DIVISION 1 - **MODIFYING DEFINITIONS, ESTABLISHING THE DUTY TO ENFORCE AND RETAIN RECORDS, MODIFYING PROHIBITED ACTS, AND REQUIRING A PERMIT** AND; AMENDING DIVISION 2 - **ESTABLISHING PERMIT APPLICATION REQUIREMENTS AND REGULATIONS, PERMIT FEES, EXHIBITION OF PERMIT REQUIREMENTS AND PENALTIES, PROVIDING RIGHTS OF APPEAL, AND REQUESTS FOR VARIANCES** AND; AMENDING DIVISION 3 - **ESTABLISHING AND MODIFYING REGULATIONS FOR MOBILE VENDORS, ITINERANT RETAIL PRODUCE VENDORS, ICE CREAM VENDORS AND SEASONAL SALES VENDORS; LIMITING TOTAL NUMBER OF PERMITS IN COMMERCIAL DISTRICTS;** REPEALING ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Code of Ordinances of the City of Fort Pierce, Florida regulates the sale of goods and merchandise by persons operating as vendors or solicitors; and

WHEREAS, the City of Fort Pierce, Florida wishes to expand these types of sales to include mobile vending to benefit its residents and visitors; and

WHEREAS, to ensure that these services remain a benefit and do not become a burden on neighboring businesses and residents, the City of Fort Pierce, Florida shall provide such regulations as necessary; and

NOW THEREFORE, BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida:

SECTION 1. Chapter 9, Article IV of the Code of Ordinances of the City of Fort Pierce, Florida, is hereby amended so that the same shall read thereinafter as follows:

Article IV. – ~~Peddlers,~~ Vendors & Solicitors and Canvassers

Division 1. - Generally

Sec. 9-76. Definitions.

As used in this article:

~~Agent~~ ~~is defined to be a person engaged in telephone canvassing or solicitation, or in a house-to-house canvass, demonstrating or taking orders for any goods, wares or merchandise or taking orders from samples where goods are to be delivered later. Goods, wares and merchandise as herein defined shall be held to include, but not restricted to, a photograph and coupons or tickets good in whole or in part for a photograph, magazine, periodical or other merchandise.~~

Canvasser, vendor or solicitor is defined as any individual~~, whether resident of the city or not,~~ soliciting ~~by telephone~~ or traveling either by foot, ~~wagon, automobile, motor truck~~ or ~~any other type of~~ conveyance, from place to place, from house to house or from street to street, taking or attempting to take orders for sale of goods, wares and merchandise, personal property of any nature whatsoever for future delivery, or for services to be furnished or performed at said time or in the future, whether or not such individual has, carries or exposes for sale a sample of the subject of such sale or whether he is collecting advance payments on such sales or not.~~; provided further, that such definitions shall include any person who, for himself or for another person, hires, leases, uses or occupies any building,

~~structure, tent, railroad boxcar, boat, hotel room, lodging house, apartment, shop or any other place within the city for the sole purpose of exhibiting samples and taking orders for future delivery.~~

Commissary is a state approved facility that provides support services for specific required functions to any mobile food vendor, including but not limited to a mobile food vehicle or a mobile food cart. Services required of the commissary are based upon the food sold and the mobile food vendor type. A private residence may not be used as a commissary.

Forcible felony means treason, murder, manslaughter, sexual battery, carjacking, home-invasion robbery, robbery, burglary, arson, kidnapping, aggravated assault, aggravated battery, aggravated stalking, aircraft piracy, unlawful throwing, placing or discharging of a destructive device or bomb, and any other felony which involves the use of threat of physical force or violence against an individual. See SS § 776.08.

~~*Itinerant peddler or hawker* is defined to be a nonresident of the city who, by telephone sales, or one who goes from house to house, or place to place, exposing for sale and selling goods, wares or merchandise under the conditions and circumstances stated in the following paragraph.~~

Itinerant Retail Produce Vendor shall mean any person going from place to place who engages in a business, by selling or offering for sale to consumers, any fruit, vegetables, or garden produce, which are sold in their whole, natural and unaltered state.

Mobile Food Dispensing Vehicle (MFDV) is classified as a vehicle-mounted public food service establishment, self-propelled or otherwise movable from place to place. Such vehicles must be self-sufficient for utilities (e.g., gas, water, electricity, and liquid waste disposal). Each MFDV is required to have a state approved commissary that they report to at least once a day. MFDVs may also be referred to as Mobile Food Establishments.

a. *Hot dog carts* are MFDVs that limit food preparation to hotdogs and sausages only and the sale of limited pre-packaged food.

b. *Mobile food carts* are any non-motorized MFDV used to store, prepare, cook and / or serve food and beverages for immediate consumption.

c. *Ice Cream Vendors* are MFDVs that limit food sales to pre-packaged individually portioned frozen novelties, soft served or hand dipped frozen dairy products or frozen water based products.

d. *Lunch Trucks* are MFDVs that are transient in nature and specifically authorized to cater to customers on private commercial or industrial property for a short period of time not to exceed 60 minutes.

e. *Mobile food vehicles* are any motorized MFDV used to store, prepare, cook and / or serve food and beverages for immediate consumption.

Mobile merchant sales shall include any vendor selling non-food products.

Mobile merchant vehicle shall be any vehicle mounted establishment, which is self-propelled or otherwise movable from place to place, utilized for mobile merchant sales.

~~*Peddler* is defined to be a person who solicits by telephone or who brings goods, wares or merchandise from outside the city or state or where the goods, wares or merchandise is manufactured in the city for sale at retail, and is in this state at the time that all negotiations prior to and at the sale thereof are had, and the goods, wares or merchandise is not sold in original packages in interstate commerce but at retail, in small~~

~~quantities, by means of telephone solicitation or house to house, or place to place, canvass. Goods ordered, or in transit, that were so ordered without reference to particular sales, shall be deemed to be in the state.~~

Place of business shall include any commercial zoned off-street location, lot, or premises where any truck, wagon, automobile, trailer, cart, or vehicle is parked, with written permission from the property owner, wherein there shall be kept for sale, or to be offered for sale, any prepared food, beverages, fruit, vegetable, or garden produce.

Seasonal sales vendor shall mean outside vendors of products traditionally associated with seasonal sales or holidays.

(Code 1960, § 14-30(a—d))

Sec. 9-77. Duty ~~of police~~ to enforce.

It shall be the duty of any police officer or code enforcement officer of the city to ~~require any person seen soliciting or canvassing, and who is not known by such officer to be duly licensed, to produce his solicitor's or canvasser's license and to~~ enforce the provisions of this article against any person found to be violating the same.

(Code 1960, § 14-36)

Cross reference— *Police department, Ch. 14.*

Sec. 9-78. Records.

~~The chief of police shall~~ All violations of this article shall be reported to the ~~city clerk~~ code enforcement department, who ~~all convictions for violation of this article and the city clerk~~ shall maintain a record for each ~~license~~ permit issued and record the reports of violations therein.

(Code 1960, § 14-37)

Sec. 9-79. Prohibited acts.

(a) It shall be unlawful for any person to enter upon any private premises without permission or invitation from the occupant or homeowner.

(b) It shall be unlawful for any solicitor, canvasser or ~~peddler~~ vendor to refuse or fail to leave any private premises in the city upon being requested by the owner, occupant or person in charge thereof.

(c) No solicitor, canvasser or ~~peddler~~ vendor shall enter in or upon any house, building or other structure or upon any land or property, without the prior consent of the owner or occupant thereof, where there is placed or posted on the premises in a conspicuous position at or near the usual means of ingress, a sign or other form of notice stating or indicating that the owner or occupant thereof forbids or otherwise does not desire persons engaged in such or similar activity to enter upon the premises.

(d) No solicitor, canvasser or vendor shall conduct themselves or their business in an unlawful manner or in such manner as to constitute a breach of peace, offensive to public decency or menace to the health, safety or general welfare of the public in violation of § 877.03 Florida Statutes.

(Code 1960, § 14-30)

State law reference— *Burglary and trespass, F.S. Ch. 810.*

Sec. 9-80. ~~Street vendors —~~Permit.

(a) It shall be unlawful for any person to sell or attempt to sell any commodity by means of vending such commodity upon any street, sidewalk, public right of way or private

property in the city, without first securing a permit and paying ~~a fee of twenty dollars ($20.00) therefor and an annual occupational license fee of one hundred dollars ($100.00).~~ the annual permit fee, such fee to be set by resolution of the City Commission. Such fees and the maximum number of permits for commercial zoned districts to be set by resolution of the City Commission.

(b) Permits shall be for a term of 12 months, beginning on October 1st and expiring on September 30th of the following year.

(c) Existing businesses, otherwise in compliance with all state and local code, are eligible for a single reduced fee vendor permit, to be utilized in the same name as it currently operates under.

(d) Violations of this section shall be a Class III violation.

(Code 1960, § 14-61)

~~Sec. 9-81. Same—Regulation.~~

~~a. *General.* The rules in this section shall be complied with by each person using a vehicle for street vending.~~

~~b. *Prohibited sales.* It shall be unlawful for any street vendor to sell or attempt to sell any commodity:~~

~~1. By means of any outcry, sound, speaker or amplifier, or any instrument or device which can be heard for a distance greater than three hundred (300) feet, or when passing a hospital, church or other place of worship during the hours when services are being held.~~

~~2. Within five hundred (500) feet of any school during the school year.~~

~~c. *Noise—Vehicle stopped.* It shall be unlawful for any such vendor to use, play or employ the use of any sound, outcry, amplifier, loudspeaker, radio, phonograph with a loudspeaker or amplifier or any other instrument or device when the vehicle such vendor is using is stopped for the purpose of making a sale.~~

~~d. *Same—Hours.* The use by the vendor of any such noise, instrument or device which emits a loud sound shall be prohibited before the hours of 9:00 a.m. on weekdays and 1:00 p.m. on Sundays, or after 7:00 p.m. on any day.~~

~~e. *Traffic.* It shall be unlawful for any vendor to:~~

~~1. Exceed a speed of twelve (12) miles an hour when cruising neighborhoods seeking sales or when attempting to make a sale.~~

~~2. Stop anywhere within twenty-five (25) feet of an intersection when making a sale or attempting to make a sale.~~

~~3. Double-park, or park in any manner contrary to any ordinance relating to parking, when attempting a sale or when making a sale.~~

~~4. Make a U-turn on any block.~~

~~5. Drive his vehicle backwards to make or attempt to make a sale.~~

~~6. Sell to any person who is standing in the street.~~

~~7. Permit any person to hang on the vehicle or permit any person to ride in or on the vehicle except a bona fide assistant or assistants.~~

~~8. Remain standing or stopped at any place for a period of time exceeding five (5) minutes.~~

~~9. Sell or attempt to sell along any particular route more than one time during a twenty-four-hour period.~~

~~*(Code 1960, § 14-62)*~~

~~Sec. 9-82. Seasonal vendors; permit.~~

It shall be unlawful for any person to sell or attempt to sell on private property any seasonal commodity without first securing a permit. Seasonal commodities include, but are not necessarily limited to, Christmas trees, flowers, and pumpkins. A permit may not be issued unless the applicant has written permission of the property owner or agent to conduct the seasonal sale for which application is made.

(Ord. No. K-09, § 1, 4-17-00; Ord. No. K-142, 3-18-02)

Secs. 9-831—9-90. Reserved.

Division 2. – License Permit Generally

Sec. 9-91. Required.

It shall be unlawful for any solicitor, canvasser, peddler, hawker, itinerant merchant, transient vendor of merchandise or agent as defined in section 9-76 to engage in such businesses within the corporate limits of the city without first obtaining a permit and license therefor in compliance with the provisions of this article, excepting therefrom persons engaged solely in interstate commerce, who shall be exempt from license fees only.

(Code 1960, § 14-29)

Sec. 9-92. Appeal.

Any person aggrieved by the action of the chief of police or the city clerk in the denial of a permit or license as provided in section 9-94, or the revocation by the city manager in the assessing of the fee as provided in section 9-95(c) shall have the right of appeal to the city commission. Such appeal shall be taken by filing with the city commission, within fourteen (14) days after notice of the action complained of has been mailed to such person's last known address, a written statement setting forth fully the grounds for the appeal. The commission shall set a time and place for a hearing on such appeal and notice of such hearing shall be given to the appellant in the same manner as provided in section 9-98 for notice of hearing on revocation. The decision and order of the city commission on such appeal shall be final and conclusive.

(Code 1960, § 14-39)

Sec. 9-931. Application.

(a) Applicants for permit and license under this article must file with the city clerk a sworn application in writing in duplicate which shall give the following information:
    (1) Name and description of the applicant.
    (2) Permanent home address and full local address valid telephone number of the applicant.
    (3) A brief description of the nature of the business and the goods, food or beverages to be sold.
    (4) If employed, the name and address of the employer, together with credentials establishing the exact relationship. E-mail address of the applicant.
    (5) The length of time for which the right to do business is desired. The address of the planned vending site, including the property owner's name and telephone number.
    (6) The place where the goods or property proposed to be sold, or orders taken for the sale thereof, are manufactured or produced, where such goods or products are located at the time said application is filed, and the proposed method of delivery. For Mobile Food Dispensing Vehicles:

(i) Copy of current license from the State of Florida / Department of Business & Professional Regulations or Department of Agriculture; and

(ii) Copy of the vehicle or unit plans as submitted to the State of Florida / Department of Business & Professional Regulations or Department of Agriculture.

(iii) Copy of the notarized Commissary Agreement as submitted to the State of Florida / Department of Business & Professional Regulations or Department of Agriculture.

(7) ~~A photograph of the applicant, taken within sixty (60) days immediately prior to the date of the filing of the application, which picture shall be two-inches by two-inches showing the head and shoulders of the applicant in a clear and distinguishing manner.~~ For Mobile Merchant Sales:

(i) Submit a plan of the proposed vehicle or unit.

a) The plan does not need to be drawn by a professional, but must be to scale and clear for review.

b) The plan should show both a top view and front view of the vehicle or unit.

c) The plan should include, but is not limited to, all equipment, shelving, windows, wheels, umbrellas, or awnings.

(8) ~~The fingerprints of the applicant and the names of at least two (2) reliable property owners of the county who will certify as to the applicant's good character and business responsibility or, in lieu of the names of the references, such other available evidence as to the good character and business responsibility of the applicant as will enable an investigator to properly evaluate such character and business responsibility.~~ Copy of a valid vehicle registration for any motorized unit.

(9) ~~A statement as to whether or not the applicant has been convicted of any crime, misdemeanor or violation of any municipal ordinance, the nature of the offense and the punishment or penalty assessed therefor~~. For use of any private commercial property, a limited site plan must be submitted.

(i) The plan does not need to be drawn by a professional, but must be to scale and clear for review. A general survey or sketch will be acceptable. For large properties, only a drawing of the immediate area is required.

(ii) The plan must show all existing structures or significant features.

(iii) Diagram of all available parking, identifying both required parking and additional parking spaces and proposed location of unit.

(iv) Identify appropriate set-backs for accessory structures.

(v) A notarized affidavit of permission to vend from the property owner, if different from the applicant.

(10) For door-to-door solicitors or vendors:

(i) If employed, the name and address of the employer, together with credentials establishing the exact relationship.

(ii) The length of time for which the right to do business is desired.

(iii) Minors conducting home solicitation sales under the supervision of an adult, or solicitors, salespersons, or agents making calls or soliciting orders on behalf of a religious, charitable, scientific, educational, or veterans' institution or other non-profit organization are exempt from this section.

(11) ~~A statement by a reputable physician of the city, dated not more than ten (10) days prior to submission of the application, certifying the applicant to be free of contagious, infectious or communicable disease.~~ A photograph of the applicant, taken within sixty (60) days immediately prior to the date of the filing of the application, which picture shall be two-inches by two-inches showing the head and shoulders of the applicant in a clear and distinguishing manner.

(12) ~~At the time an applicant requests permission to solicit within the city a fee of twenty dollars ($20.00) for each applicant shall be paid to the city clerk to cover the cost of investigation of the facts stated in the application, but in no event shall the application be refunded.~~ Photographs of the vehicle or unit, showing front, side and back views.

(13) A sworn affidavit as to whether or not the applicant has been convicted of any felony and the nature of the offense.

(14) Proof of general liability insurance, such proof in a form acceptable to the City, issued by an insurance company that is licensed to do business in the State of Florida, protecting the applicant from all claims for damages to property or bodily injury, including death, which may arise from operations under or in connection with mobile vending.

(15) For all motorized mobile vending units, proof of auto liability insurance, such proof in a form acceptable to the City, issued by an insurance company that is licensed to do business in the State of Florida, protecting the applicant from all claims for damages to property or bodily injury, which may arise from the use of a motor vehicle in connection with mobile vending and shall be in an amount no less than $500,000 per occurrence.

(16) Any permit application and / or review fee that may be assessed by resolution of the City Commission.

(Code 1960, § 14-31; Ord. No. H-191, 9-8-81)

~~Sec. 9-94. Investigation; issuance.~~

~~a. Upon receipt of the completed applications by the city clerk, the original shall be referred to the chief of police, who shall cause such investigation of the applicant's business and moral character to be made as he deems necessary for the protection of the public good. At least ten (10) days shall be allowed for such investigation.~~

~~b. If as a result of such investigation, the applicant's character or business responsibility is found to be unsatisfactory, the chief of police shall endorse on such application his disapproval and his reasons for the same, and return the said application to the city clerk, who shall notify the applicant that his application is disapproved and that no permit and license will be issued.~~

~~c. If as a result of such investigation, the character and business responsibility of the applicant are found to be satisfactory, the chief of police shall endorse on the application his approval. Such application, signed by the chief of police or his designated subordinate, along with a permit (identification card) shall be returned by the police department to the city clerk who shall, upon payment of the prescribed license fee, if any, deliver to the applicant his permit (identification card) and prescribed license. The said permit (identification card) shall contain the following:~~

~~1. Photograph of applicant.~~

~~2. Fingerprint of applicant.~~

~~3. Date of issuance and date of expiration.~~

~~4. Name and address of applicant, and the business applicant is representing.~~

~~5. That said permit may be revoked at the discretion of the city commission.~~

~~6. That the permit is not transferable.~~

~~7. That the permit must be carried on the person and shown on request.~~

~~8. Solicitors must not go to back or rear doors.~~

~~9. Statement that the issuance of said permit is not an endorsement of the bearer or the merchandise or service offered, nor the business methods used in selling the same.~~

~~10. Signature of the city clerk.~~

~~*(Code 1960, § 14-32)*~~

Sec. 9-92. Issuance

(a) The City Clerk may revoke, suspend, or deny the issuance of any vendor's license if it is determined that an applicant has:

(1) Been convicted of a felony within two years prior to the date of application, or

(2) Has ever been convicted of a 'forcible felony', child abuse or any sexual offense; or

(3) Has been placed on the State of Florida's sexual offenders or sexual predators lists.

(4) Has obtained a permit by fraud, false statement, misrepresentation, or failure to truthfully answer any question in the required permit application.

(5) Has failed to obtain required approvals from the state or obtain a city business tax receipt.

(6) Has failed in any material respect to comply with the provision of Sec. 9-91.

(b) Not later than 30 days after the filing of a completed application for a vendor's license, the applicant shall be notified by the city clerk's office of the decision on the issuance or denial of the license. If the issuance of the license is approved, the city clerk shall issue the license. If the license is denied, the applicant shall be provided with a statement of the reasons therefor, which reasons shall be entered in writing on the application. Failure of the city clerk to place notification of said decision in the mail or personally notify the applicant with acknowledgment shall require immediate issuance of the requested license to the applicant.

Sec. 9-9~~5~~3. Fees.

(a) ~~The fee which shall be charged by the city for a license under this article shall be one hundred dollars ($100.00).~~ All fees required for permit application review and the annual permit fee shall be established by resolution by the City Commission.

(b) Permit fees collected under this Article are fees paid for the purpose of defraying the cost of administration of this Article and are declared to be regulatory fees in addition to and not in lieu of the business tax receipt imposed by Sec. 9-16 of this Chapter. The payment of a permit fee under this Article shall not relieve any person of liability for and the responsibility of paying a business tax where it is required by Sec. 9-16 of this Chapter and for doing such acts and providing such information as my be required by this Chapter. ~~None of the license fees provided for by this article shall be so applied as to occasion an undue burden upon interstate commerce. In any case where a license fee is believed by a licensee or applicant for license to place an undue burden upon such commerce, he may apply to the city manager for an adjustment of the fee so that it shall not be discriminatory, unreasonable or unfair as to such commerce. Such application may be made before, at or within six (6) months after payment of the prescribed license fee. The applicant shall, by affidavit and supporting testimony, show his method of business and the gross volume or estimated gross volume of business~~

and such other information as the city manager may deem necessary in order to determine the extent, if any, of such undue burden on such commerce. The city manager shall then conduct an investigation, comparing applicant's business with other businesses of like nature and shall make finding of fact from which he shall determine whether the fee fixed by this article is unfair, unreasonable or discriminatory as to applicant's business and shall fix as the license fee for the applicant an amount that is fair, reasonable and nondiscriminatory, or if the fee has already been paid, shall order a refund of the amount over and above the fee so fixed. In fixing the fee to be charged, the city manager shall have the power to base the fee upon a percentage of gross sales, or any other method which will assure that the fee assessed shall be uniform with that assessed on businesses of like nature, so long as the amount assessed does not exceed the fees as prescribed by subsection (a). Should the city manager determine the gross sales measure of the fee to be the fair basis, he may require the applicant to submit, either at the time of termination of applicant's business in the city or at the end of each three-month period, a sworn statement of the gross sales and pay the amount of fee therefor, provided that no additional fee during any one calendar year shall be required after the licensee shall have paid an amount equal to the annual license as prescribed in subsection (a).

(c) Every applicant not a resident of the city, or who being a resident of the city represents a firm whose principal place of business is located outside the state, shall file with the city clerk a surety bond, running to the city in the amount of one thousand dollars ($1,000.00) with surety acceptable to and approved by the city attorney, conditioned that the applicant shall comply fully with all the provisions of the ordinances of the city and the statutes of the state regulating and concerning the business of solicitor, and guaranteeing to any citizen of the city that all money paid as a down payment will be accounted for and applied according to the representations of the solicitor, and further guaranteeing to any citizen of the city doing business with said solicitor, that the property purchased will be delivered according to the representations of said solicitor. Action on such bond may be brought in the name of the city for the use or benefit of the aggrieved person.

(Code 1960, § 14-33)

Sec. 9-96. Badges.

The city clerk may issue to each licensee under this article at the time of delivery of his license a badge which shall contain the words "licensed solicitor," the period for which the license is issued and the number of the license, in letters and figures easily discernible from a distance of ten (10) feet. Such badge shall, during the time such licensee is engaging in soliciting, be worn constantly by the licensee on the front of his outer garment in such a way as to be conspicuous.

(Code 1960, § 14-34)

Sec. 9-974. Exhibition of license permit.

Solicitors, canvassers, agents or peddlers, hawkers, itinerant merchants or transient Approved vendors of food or merchandise are required to exhibit their licenses at the request of any police officer or any person being solicited permits at all times in a prominent location, no lower than 40” and no higher than 65” above the ground. Approved canvassers or solicitors must show their permit upon the request of any person being solicited or by any representative of the City.

(Code 1960, § 14-35)

Sec. 9-985. Revocation Penalties.

(a) Unless otherwise stated, violations of this article are Class II violations as defined in Section 2-260 and shall be addressed as provided for in Chapter 2, Article XIII.5 of the City Code.

~~(a)~~(b) Permits ~~and licenses~~ issued under the provisions of this article may be revoked by the city clerk after notice ~~and hearing~~, for any of the following causes:

(1) Fraud, misrepresentation or false statement contained in the application for ~~license~~ permit;

(2) Fraud, misrepresentation or false statement made in the course ~~of carrying on~~ or conduct of a business ~~as solicitor, canvasser, agent, peddler, hawker, itinerant merchant or transient vendor~~ or activities for which the city has issued a permit under this article;

(3) ~~Any~~ Two or more violations of this article;

(4) ~~Conviction of any crime or misdemeanor involving moral turpitude~~ Operating outside vending locations approved under the permit issued; or

(5) Conducting the business of soliciting, canvassing or ~~peddling~~ vending in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.

(6) Failure to comply with any conditions included in the permit.

Sec. 9-96. Appeal

~~(b)~~ Any person aggrieved by the denial or revocation of a permit as provided in this article shall have the right to appeal to the city manager. Such appeal shall be taken by filing with the city manager's office, within fourteen (14) days after notice of the action complained of has been mailed to such person's last known address, a written statement ~~Notice of the hearing for revocation of a license shall be given in writing,~~ setting forth specifically the ground of the appeal. ~~Complaint~~ The city manager shall set a date and the time and place of hearing of such appeal. Such notice shall be mailed, postage prepaid, to the licensee at his last known address at least five (5) days prior to the date set for hearing. The decision and order of the city manager on such appeal shall be final and conclusive.

Sec. 9-97. Request for Variance.

Any person who wishes to obtain a mobile vending permit that does not comply with Sec. 9-111 (b) of this article must petition the city commission for a variance. Variance requests will not be accepted for mobile vending permits issued for public property use.

(a) Application for a variance shall be made by the owner of the property where the variance is requested by filing an application on a form prescribed by the city and submitted to the city clerk's office.
(b) The applicant is responsible for submitting the variance request fee, which shall be set by resolution as well as all advertising costs.
(c) The city commission shall hold a public hearing prior to acting on the variance request.
(d) In permitting a variance, the city commission may impose, in addition to those standards and requirements expressly specified in this chapter, any condition which it finds to be necessary to protect the best interest of the surrounding property of the city.

(Code 1960, § 14-38)

Secs. 9-9~~9~~8—9-110. Reserved.

DIVISION 3. ~~ITINERANT PRODUCE VENDOR'S LICENSE~~ MOBILE VENDING

~~Sec. 9-111. Definitions.~~

~~For the purposes of this division:~~

~~*Itinerant retail produce merchant* shall mean any person who engages within the limits of the city in a seasonable business during certain seasons of the year only, by selling or offering for sale at retail to consumers, any fruit, meat, meat products, vegetables, garden produce, flowers or shrubs.~~

~~*Place of business* shall include any commercial zoned off-street location, lot, or premises where any truck, wagon, automobile, trailer, or other vehicle is parked, with written permission from the property owner, wherein there shall be kept for sale, or to be offered for sale, any fruit, meat, meat products, vegetables, garden produce, flowers, or shrubs. It shall be unlawful for any person to place or cause to be placed at such place of business any box, crate, stand, counter, or shelving independent from said truck, wagon, automobile, trailer, or other vehicle used in and about the conduct of such business.~~

Sec. 9-111. General Regulations.

(a) The telephone number included on the permit application must remain valid and active at all times. The vendor is responsible for notifying the city of any changes to their contact information.

(b) Mobile vending units must comply with the following minimum distance requirements, which shall be measured from the approved vending location to the nearest point of an established property line:

(1) 500 ft. from a similar type business

(2) 300 ft. from a school, church, or any city or county park

(3) 1000 ft. from an approved special event

(c) May not block the ingress / egress to any property, sidewalk or street.

(d) May not block or impede pedestrian or vehicular traffic.

(e) May only operate at the approved location, clearly identified on the permit.

(f) May have one (1) advertisement sign with a maximum size of sixteen (16) square feet. Such sign may not be free standing, illuminating, moving, flashing or utilizing neon color typically reserved for emergency services. Such restriction to be separate from any business name, decal or logo professionally installed on any motorized MFDV.

(g) May have one (1) menu sign with a maximum size of nine (9) square feet.

(h) No amplified sounds, music or other loud noises, except as provided for in Sec 9-113 – Ice Cream Vendors.

(i) A trash receptacle must be provided and must be removed by the operator daily. Trash may not be placed within public street side trash receptacles.

(j) Mobile vendors are responsible for picking up all litter and waste within twenty-five (25) feet of their unit.

(k) No wastewater leakage or any other leakage is allowed.

(l) A single umbrella is permitted provided it is maintained in good condition and does not impede traffic or block clear vision areas.

(m) It shall be unlawful to place any chair, table, box, crate, stand, counter or shelving independent from the approved mobile vending unit.

(n) No mobile vending unit is to be left unattended at any time and must be removed from the location when not in operation.

(Code 1960, § 11-27; Ord. No. I-123, § 7, 8-5-85)

Sec. 9-112. ~~Required~~ Itinerant Retail Produce Vendor.

(a) Every person who engages in the business of an itinerant retail produce ~~merchant~~vendor within the corporate limits of the city, before engaging in such business, shall apply for and obtain a ~~license~~ mobile vending permit ~~therefor~~ from the city ~~clerk to do so~~ pursuant to this division.

(b) ~~No occupational license fee shall be required for the sale by any farmer of any fruits, vegetable or garden produce raised by such farmer, exhibiting a valid Florida grower's permit.~~ A business tax receipt is not required for itinerant retail produce vendors.

(c) All products and produce offered for sale under this division must be clean, wholesome and in good sanitary condition and their state and condition shall comply with the pure food laws of the state.

(d) Itinerant retail produce vendors are permitted to vend from any truck, wagon, automobile, trailer or other vehicle provided that the vehicle is properly registered with the State of Florida. A copy of such registration shall be submitted with the permit application.

(e) All other regulations as outlined in section 9-111 of this chapter shall apply.

(Code 1960, § 11-28; Ord. No. I-123, § 8, 8-5-85)

~~Sec. 9-113. Approval of health department required.~~

~~An applicant for a license under this division shall receive approval of the county health department as to the location and vehicle or vehicles to be used in the conduct of the business.~~

Sec. 9-113. Ice Cream Vendors.

(a) *General.* The rules in this section shall apply to each person lawfully permitted as an ice cream vendor.

(b) *Prohibited sales.* It shall be unlawful for any ice cream vendor to sell or attempt to sell any commodity:

(1) By means of any outcry, sound, speaker or amplifier, or any instrument or device which can be heard for a distance greater than three hundred (300) feet, or when passing a hospital, church or other place of worship during the hours when services are being held.

(2) Within five hundred (500) feet of any school during the school year.

(c) *Noise—Vehicle stopped.* It shall be unlawful for any such vendor to use, play or employ the use of any sound, outcry, amplifier, loudspeaker, radio, phonograph with a loudspeaker or amplifier or any other instrument or device when the vehicle such vendor is using is stopped for the purpose of making a sale.

(d) *Same—Hours.* The use by the vendor of any such noise, instrument or device which emits a loud sound shall be prohibited before the hours of 9:00 a.m. on weekdays and 1:00 p.m. on Sundays, or after 7:00 p.m. on any day.

(e) *Traffic.* It shall be unlawful for any vendor to:

(1) Exceed a speed of fifteen (15) miles an hour when cruising neighborhoods seeking sales or when attempting to make a sale.

(2) Stop anywhere within twenty-five (25) feet of an intersection when making a sale or attempting to make a sale.

(3) Double-park, or park in any manner contrary to any ordinance relating to parking, when attempting a sale or when making a sale.

(4) Make a U-turn on any block in a residential zone.

(5) Drive his/her vehicle backwards to make or attempt to make a sale.

(6) Sell to any person who is standing in the street.

(7) Permit any person to hang on the vehicle or permit any person to ride in or on the vehicle except a bona fide assistant or assistants.

(8) Remain standing or stopped at any place for a period of time exceeding five (5) minutes.

(9) Sell or attempt to sell along any particular route more than one time during a twenty-four-hour period.

(Code 1960, § 11-29)

Cross reference— *Health, § 2-261 et seq.*

~~Sec. 9-114. Screens on vehicle windows.~~

~~All windows and other openings of the truck, wagon, automobile, trailer or other vehicle, or compartments where fruits, vegetables or garden produce for human consumption are stored or handled, shall be closed by metal screens having a mesh not coarser than sixteen (16) wires to the inch as will as far as possible keep out all flies and other sources of contamination.~~

Sec. 9-114. Seasonal Sale Vendors.

The rules of this section shall apply to each person lawfully permitted as a Seasonal Sales Vendor.

(a) Every person who engages in the business of seasonal sales within the corporate limits of the city, before engaging in such business, shall apply for and obtain a mobile vending permit from the city pursuant to Division 2 of this Article.

(b) Tents or canopies larger than 12' x 12' are prohibited unless a supplemental tent permit is obtained. Application for such permit shall be made with the Building Department. A sketch of the property showing the location of the tent or canopy on the property and a certificate of flame resistance shall be required to be submitted with the application.

(c) Seasonal sales permits will be issued no sooner than thirty (30) days prior to the associated holiday and shall expire seven (7) days following the holiday.

(Code 1960, § 11-30)

~~Sec. 9-115. Condition of products; compliance with state law.~~

~~All products and produce offered for sale under this division must be clean, wholesome and in good sanitary condition and their state and condition shall comply with the pure food laws of the state.~~

~~*(Code 1960, § 11-31)*~~

~~***State law reference*** *— Food generally, F.S. Ch. 500.*~~

~~Sec. 9-116. Condemnation authority given to health officers.~~

~~It shall be lawful for the county health officer or his designated representative to condemn, take and destroy, or cause to be condemned, taken and destroyed, any fruit, vegetables or garden produce which, in his opinion, is unwholesome or unfit for human consumption by reason of unsoundness, contamination, adulteration or sophistication.~~

~~*(Code 1960, § 11-32)*~~

~~Sec. 9-117. Manner of transporting produce; standards for vehicles, receptacles.~~

~~All fruits, vegetables, garden produce, flowers and shrubs under this division shall be so carried and conveyed that they shall not tend to injure or annoy the public health or comfort, and only in vehicles or receptacles which are neat and clean and do not leak.~~

~~*(Code 1960, § 11-33)*~~

~~Sec. 9-118. Assistant allowed, limitation.~~

~~Upon a truck, wagon, automobile, trailer or other vehicle licensed under the provisions of this division, there shall be permitted only one helper or assistant to the driver or operator of such vehicle.~~

~~*(Code 1960, § 11-34)*~~

~~Sec. 9-119. Itinerant vending of foods, flowers, etc., on city streets.~~

~~It shall be unlawful for any person to engage in or manage the business of vending, hawking, peddling, selling or offering for sale at retail to consumers upon any public street, alley, public place or highway within the city from any truck, wagon, automobile, trailer or other vehicle driven by power or otherwise, any fruit, meat, meat products, vegetables, garden produce, flowers, shrubs, nuts, popcorn, sandwiches, pastries, candy or carbonated drinks.~~

~~*(Code 1960, § 11-26)*~~

~~***Cross reference*** *— Streets and sidewalks, Ch. 17.*~~

Secs. 9-1~~20~~15—9-130. Reserved.

SECTION 3. All Ordinances or parts of Ordinances in conflict herewith are and the same shall be repealed and shall be of no further force or effect whatsoever.

SECTION 4. This Ordinance is and the same shall become effective immediately upon final passage hereof.

APPROVED AS TO FORM
AND CORRECTNESS:

_____

Robert V. Schwerer, Esquire
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 14-019 was duly advertised by title only in the St. Lucie News Tribune on July 25, 2014; copy of said ordinance was made available at the office of the City Clerk to the public upon request; said ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on September 2, 2014; and was duly introduced, read by title only, and passed on second and final reading on September 15, 2014, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this the 15th day of September, 2014.

_____
Linda Hudson,
Mayor Commissioner

ATTEST:

_____
Linda W. Cox,
City Clerk

(City Seal)

ORDINANCE NO. 14-019

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA AMDENDING THE CODE OF ORDINANCES OF THE CITY OF FORT PIERCE, FLORIDA; AMENDING CHAPTER 9, ARTICLE IV, **"PEDDLERS, SOLICITORS AND CANVASSERS"**; AMENDING DIVISION 1 - **MODIFYING DEFINITIONS, ESTABLISHING THE DUTY TO ENFORCE AND RETAIN RECORDS, MODIFYING PROHIBITED ACTS, AND REQUIRING A PERMIT** AND; AMENDING DIVISION 2 - **ESTABLISHING PERMIT APPLICATION REQUIREMENTS AND REGULATIONS, PERMIT FEES, EXHIBITION OF PERMIT REQUIREMENTS AND PENALTIES, PROVIDING RIGHTS OF APPEAL, AND REQUESTS FOR VARIANCES** AND; AMENDING DIVISION 3 - **ESTABLISHING AND MODIFYING REGULATIONS FOR MOBILE VENDORS, ITINERANT RETAIL PRODUCE VENDORS, ICE CREAM VENDORS AND SEASONAL SALES VENDORS; LIMITING TOTAL NUMBER OF PERMITS IN COMMERCIAL DISTRICTS**; REPEALING ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Code of Ordinances of the City of Fort Pierce, Florida regulates the sale of goods and merchandise by persons operating as vendors or solicitors; and

WHEREAS, the City of Fort Pierce, Florida wishes to expand these types of sales to include mobile vending to benefit its residents and visitors; and

WHEREAS, to ensure that these services remain a benefit and do not become a burden on neighboring businesses and residents, the City of Fort Pierce, Florida shall provide such regulations as necessary; and

NOW THEREFORE, BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida:

SECTION 1. Chapter 9, Article IV of the Code of Ordinances of the City of Fort Pierce, Florida, is hereby amended so that the same shall read thereinafter as follows:

Article IV. – Vendors & Solicitors and Canvassers

Division 1. - Generally

Sec. 9-76. Definitions.

As used in this article:

Canvasser, vendor or solicitor is defined as any individual, soliciting or traveling either by foot, or conveyance, from place to place, from house to house or from street to street, taking or attempting to take orders for sale of goods, wares and merchandise, personal property of any nature whatsoever for future delivery, or for services to be furnished or performed at said time or in the future, whether or not such individual has, carries or exposes for sale a sample of the subject of such sale or whether he is collecting advance payments on such sales or not.

Commissary is a state approved facility that provides support services for specific required functions to any mobile food vendor, including but not limited to a mobile food vehicle or a mobile food cart. Services required of the commissary are based upon the food sold and the mobile food vendor type. A private residence may not be used as a commissary.

Forcible felony means treason, murder, manslaughter, sexual battery, carjacking, home-invasion robbery, robbery, burglary, arson, kidnapping, aggravated assault, aggravated battery, aggravated stalking, aircraft piracy, unlawful throwing, placing or discharging of a destructive device or bomb, and any other felony which involves the use of threat of physical force or violence against an individual. See SS § 776.08.

Itinerant Retail Produce Vendor shall mean any person going from place to place who engages in a business, by selling or offering for sale to consumers, any fruit, vegetables, or garden produce, which are sold in their whole, natural and unaltered state.

Mobile Food Dispensing Vehicle (MFDV) is classified as a vehicle-mounted public food service establishment, self-propelled or otherwise movable from place to place. Such vehicles must be self-sufficient for utilities (e.g., gas, water, electricity, and liquid waste disposal). Each MFDV is required to have a state approved commissary that they report to at least once a day. MFDVs may also be referred to as Mobile Food Establishments.

a. *Hot dog carts* are MFDVs that limit food preparation to hotdogs and sausages only and the sale of limited pre-packaged food.

b. *Mobile food carts* are any non-motorized MFDV used to store, prepare, cook and / or serve food and beverages for immediate consumption.

c. *Ice Cream Vendors* are MFDVs that limit food sales to pre-packaged individually portioned frozen novelties, soft served or hand dipped frozen dairy products or frozen water based products.

d. *Lunch Trucks* are MFDVs that are transient in nature and specifically authorized to cater to customers on private commercial or industrial property for a short period of time not to exceed 60 minutes.

e. *Mobile food vehicles* are any motorized MFDV used to store, prepare, cook and / or serve food and beverages for immediate consumption.

Mobile merchant sales shall include any vendor selling non-food products.

Mobile merchant vehicle shall be any vehicle mounted establishment, which is self-propelled or otherwise movable from place to place, utilized for mobile merchant sales.

Place of business shall include any commercial zoned off-street location, lot, or premises where any truck, wagon, automobile, trailer, cart, or vehicle is parked, with written permission from the property owner, wherein there shall be kept for sale, or to be offered for sale, any prepared food, beverages, fruit, vegetable, or garden produce.

Seasonal sales vendor shall mean outside vendors of products traditionally associated with seasonal sales or holidays.

(Code 1960, § 14-30(a—d))

Sec. 9-77. Duty to enforce.

It shall be the duty of any police officer or code enforcement officer of the city to enforce the provisions of this article against any person found to be violating the same.

(Code 1960, § 14-36)

Cross reference— *Police department, Ch. 14.*

Sec. 9-78. Records.

All violations of this article shall be reported to the code enforcement department, who shall maintain a record for each permit issued and record the reports of violations therein.

(Code 1960, § 14-37)

Sec. 9-79. Prohibited acts.

(a) It shall be unlawful for any person to enter upon any private premises without permission or invitation from the occupant or homeowner.

(b) It shall be unlawful for any solicitor, canvasser or vendor to refuse or fail to leave any private premises in the city upon being requested by the owner, occupant or person in charge thereof.

(c) No solicitor, canvasser or vendor shall enter in or upon any house, building or other structure or upon any land or property, without the prior consent of the owner or occupant thereof, where there is placed or posted on the premises in a conspicuous position at or near the usual means of ingress, a sign or other form of notice stating or indicating that the owner or occupant thereof forbids or otherwise does not desire persons engaged in such or similar activity to enter upon the premises.

(d) No solicitor, canvasser or vendor shall conduct themselves or their business in an unlawful manner or in such manner as to constitute a breach of peace, offensive to public decency or menace to the health, safety or general welfare of the public in violation of § 877.03 Florida Statutes.

(Code 1960, § 14-30)

State law reference— *Burglary and trespass, F.S. Ch. 810.*

Sec. 9-80. Permit.

(a) It shall be unlawful for any person to sell or attempt to sell any commodity by means of vending such commodity upon any street, sidewalk, public right of way or private property in the city, without first securing a permit and paying the annual permit fee. Such fees and the maximum number of permits for commercial zoned districts to be set by resolution of the City Commission.

(b) Permits shall be for a term of 12 months, beginning on October 1st and expiring on September 30th of the following year.

(c) Existing businesses, otherwise in compliance with all state and local code, are eligible for a single reduced fee vendor permit, to be utilized in the same name as it currently operates under.

(d) Violations of this section shall be a Class III violation.

(Code 1960, § 14-61)

(Ord. No. K-09, § 1, 4-17-00; Ord. No. K-142, 3-18-02)

Secs. 9-81—9-90. Reserved.

Division 2. – Permit Generally

(Code 1960, § 14-39)

Sec. 9-91. Application.

(a) Applicants for permit under this article must file with the city clerk a sworn application in writing which shall give the following information:

(1) Name of the applicant.

(2) Permanent home address and valid telephone number of the applicant.

(3) A brief description of the nature of the business and the goods, food or beverages to be sold.

(4) E-mail address of the applicant.

(5) The address of the planned vending site, including the property owner's name and telephone number.

(6) For Mobile Food Dispensing Vehicles:

(i) Copy of current license from the State of Florida / Department of Business & Professional Regulations or Department of Agriculture; and

(ii) Copy of the vehicle or unit plans as submitted to the State of Florida / Department of Business & Professional Regulations or Department of Agriculture.

(iii) Copy of the notarized Commissary Agreement as submitted to the State of Florida / Department of Business & Professional Regulations or Department of Agriculture.

(7) For Mobile Merchant Sales:

(i) Submit a plan of the proposed vehicle or unit.

a) The plan does not need to be drawn by a professional, but must be to scale and clear for review.

b) The plan should show both a top view and front view of the vehicle or unit.

c) The plan should include, but is not limited to, all equipment, shelving, windows, wheels, umbrellas, or awnings.

(8) Copy of a valid vehicle registration for any motorized unit.

(9) For use of any private commercial property, a limited site plan must be submitted.

(i) The plan does not need to be drawn by a professional, but must be to scale and clear for review. A general survey or sketch will be acceptable. For large properties, only a drawing of the immediate area is required.

(ii) The plan must show all existing structures or significant features.

(iii) Diagram of all available parking, identifying both required parking and additional parking spaces and proposed location of unit.

(iv) Identify appropriate set-backs for accessory structures.

(v) A notarized affidavit of permission to vend from the property owner, if different from the applicant.

(10) For door-to-door solicitors or vendors:

(i) If employed, the name and address of the employer, together with credentials establishing the exact relationship.

(ii) The length of time for which the right to do business is desired.

(iii) Minors conducting home solicitation sales under the supervision of an adult, or solicitors, salespersons, or agents making calls or soliciting orders on behalf of a religious, charitable, scientific, educational, or veterans' institution or other non-profit organization are exempt from this section.

(11) A photograph of the applicant, taken within sixty (60) days immediately prior to the date of the filing of the application, which picture shall be two-inches by two-inches showing the head and shoulders of the applicant in a clear and distinguishing manner.

(12) Photographs of the vehicle or unit, showing front, side and back views.

(13) A sworn affidavit as to whether or not the applicant has been convicted of any felony and the nature of the offense.

(14) Proof of general liability insurance, such proof in a form acceptable to the City, issued by an insurance company that is licensed to do business in the State of Florida, protecting the applicant from all claims for damages to property or bodily injury, including death, which may arise from operations under or in connection with mobile vending.

(15) For all motorized mobile vending units, proof of auto liability insurance, such proof in a form acceptable to the City, issued by an insurance company that is licensed to do business in the State of Florida, protecting the applicant from all claims for damages to property or bodily injury, which may arise from the use of a motor vehicle in connection with mobile vending and shall be in an amount no less than $500,000 per occurrence.

(16) Any permit application and / or review fee that may be assessed by resolution of the City Commission.

(Code 1960, § 14-31; Ord. No. H-191, 9-8-81)

Sec. 9-92. Issuance

(a) The City Clerk may revoke, suspend, or deny the issuance of any vendor's license if it is determined that an applicant has:

(1) Been convicted of a felony within two years prior to the date of application; or

(2) Has ever been convicted of a 'forcible felony', child abuse or any sexual offense; or

(3) Has been placed on the State of Florida's sexual offenders or sexual predators lists.

(4) Has obtained a permit by fraud, false statement, misrepresentation, or failure to truthfully answer any question in the required permit application.

(5) Has failed to obtain required approvals from the state or obtain a city business tax receipt.

(6) Has failed in any material respect to comply with the provision of Sec. 9-91.

(b) Not later than 30 days after the filing of a completed application for a vendor's license, the applicant shall be notified by the city clerk's office of the decision on the issuance or denial of the license. If the issuance of the license is approved, the city clerk shall issue the license. If the license is denied, the applicant shall be provided with a statement of the reasons therefor, which reasons shall be entered in writing on the application. Failure of the city clerk to place notification of said decision in the mail or personally notify the applicant with acknowledgment shall require immediate issuance of the requested license to the applicant.

Sec. 9-93. Fees.

(a) All fees required for permit application review and the annual permit fee shall be established by resolution by the City Commission.

(b) Permit fees collected under this Article are fees paid for the purpose of defraying the cost of administration of this Article and are declared to be regulatory fees in addition to and not in lieu of the business tax receipt imposed by Sec. 9-16 of this Chapter. The payment of a permit fee under this Article shall not relieve any person of liability for and the responsibility of paying a business tax where it is required by Sec. 9-16 of this Chapter and for doing such acts and providing such information as my be required by this Chapter.

(Code 1960, § 14-34)

Sec. 9-94. Exhibition of permit.

Approved vendors of food or merchandise are required to exhibit their permits at all times in a prominent location, no lower than 40" and no higher than 65" above the ground. Approved canvassers or solicitors must show their permit upon the request of any person being solicited or by any representative of the City.

(Code 1960, § 14-35)

Sec. 9-95. Penalties.

(a) Unless otherwise stated, violations of this article are Class II violations as defined in Section 2-260 and shall be addressed as provided for in Chapter 2, Article XIII.5 of the City Code.

(b) Permits issued under the provisions of this article may be revoked by the city clerk after notice, for any of the following causes:

(1) Fraud, misrepresentation or false statement contained in the application for permit;

(2) Fraud, misrepresentation or false statement made in the course or conduct of a business or activities for which the city has issued a permit under this article;

(3) Two or more violations of this article;

(4) Operating outside vending locations approved under the permit issued; or

(5) Conducting the business of soliciting, canvassing or vending in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.

(6) Failure to comply with any conditions included in the permit.

Sec. 9-96. Appeal

Any person aggrieved by the denial or revocation of a permit as provided in this article shall have the right to appeal to the city manager. Such appeal shall be taken by filing with the city manager's office, within fourteen (14) days after notice of the action complained of has been mailed to such person's last known address, a written statement setting forth specifically the ground of the appeal. The city manager shall set a date and the time and place of hearing of such appeal. Such notice shall be mailed, postage prepaid, to the licensee at his last known address at least five (5) days prior to the date set for hearing. The decision and order of the city manager on such appeal shall be final and conclusive.

Sec. 9-97. Request for Variance.

Any person who wishes to obtain a mobile vending permit that does not comply with Sec. 9-111 (b) of this article must petition the city commission for a variance. Variance requests will not be accepted for mobile vending permits issued for public property use.

(a) Application for a variance shall be made by the owner of the property where the variance is requested by filing an application on a form prescribed by the city and submitted to the city clerk's office.

(b) The applicant is responsible for submitting the variance request fee, which shall be set by resolution as well as all advertising costs.

(c) The city commission shall hold a public hearing prior to acting on the variance request.

(d) In permitting a variance, the city commission may impose, in addition to those standards and requirements expressly specified in this chapter, any condition which it finds to be necessary to protect the best interest of the surrounding property of the city.

(Code 1960, § 14-38)

Secs. 9-98—9-110. Reserved.

DIVISION 3. MOBILE VENDING

Sec. 9-111. General Regulations.

(a) The telephone number included on the permit application must remain valid and active at all times. The vendor is responsible for notifying the city of any changes to their contact information.

(b) Mobile vending units must comply with the following minimum distance requirements, which shall be measured from the approved vending location to the nearest point of an established property line:

(1) 500 ft. from a similar type business

(2) 300 ft. from a school, church or any city or county park

(3) 1000 ft. from an approved special event

(c) May not block the ingress / egress to any property, sidewalk or street.

(d) May not block or impede pedestrian or vehicular traffic.

(e) May only operate at the approved location, clearly identified on the permit.

(f) May have one (1) advertisement sign with a maximum size of sixteen (16) square feet. Such sign may not be free standing, illuminating, moving, flashing or utilizing neon color typically reserved for emergency services. Such restriction to be separate from any business name, decal or logo professionally installed on any motorized MFDV.

(g) May have one (1) menu sign with a maximum size of nine (9) square feet.

(h) No amplified sounds, music or other loud noises, except as provided for in Sec 9-113 – Ice Cream Vendors.

(i) A trash receptacle must be provided and must be removed by the operator daily. Trash may not be placed within public street side trash receptacles.

(j) Mobile vendors are responsible for picking up all litter and waste within twenty-five (25) feet of their unit.

(k) No wastewater leakage or any other leakage is allowed.

(l) A single umbrella is permitted provided it is maintained in good condition and does not impede traffic or block clear vision areas.

(m) It shall be unlawful to place any chair, table, box, crate, stand, counter or shelving independent from the approved mobile vending unit.

(n) No mobile vending unit is to be left unattended at any time and must be removed from the location when not in operation.

(Code 1960, § 11-27; Ord. No. I-123, § 7, 8-5-85)

Sec. 9-112. Itinerant Retail Produce Vendor.

(a) Every person who engages in the business of an itinerant retail produce vendor within the corporate limits of the city, before engaging in such business, shall apply for and obtain a mobile vending permit from the city pursuant to this division.

(b) A business tax receipt is not required for itinerant retail produce vendors.

(c) All products and produce offered for sale under this division must be clean, wholesome and in good sanitary condition and their state and condition shall comply with the pure food laws of the state.

(d) Itinerant retail produce vendors are permitted to vend from any truck, wagon, automobile, trailer or other vehicle provided that the vehicle is properly registered with the State of Florida. A copy of such registration shall be submitted with the permit application.

(e) All other regulations as outlined in section 9-111 of this chapter shall apply.

(Code 1960, § 11-28; Ord. No. I-123, § 8, 8-5-85)

Sec. 9-113. Ice Cream Vendors.

(a) *General.* The rules in this section shall apply to each person lawfully permitted as an ice cream vendor.

(b) *Prohibited sales.* It shall be unlawful for any ice cream vendor to sell or attempt to sell any commodity:

(1) By means of any outcry, sound, speaker or amplifier, or any instrument or device which can be heard for a distance greater than three hundred (300) feet, or when passing a hospital, church or other place of worship during the hours when services are being held.

(2) Within five hundred (500) feet of any school during the school year.

(c) *Noise—Vehicle stopped.* It shall be unlawful for any such vendor to use, play or employ the use of any sound, outcry, amplifier, loudspeaker, radio, phonograph with a loudspeaker or amplifier or any other instrument or device when the vehicle such vendor is using is stopped for the purpose of making a sale.

(d) *Same—Hours.* The use by the vendor of any such noise, instrument or device which emits a loud sound shall be prohibited before the hours of 9:00 a.m. on weekdays and 1:00 p.m. on Sundays, or after 7:00 p.m. on any day.

(e) *Traffic.* It shall be unlawful for any vendor to:

(1) Exceed a speed of fifteen (15) miles an hour when cruising neighborhoods seeking sales or when attempting to make a sale.

(2) Stop anywhere within twenty-five (25) feet of an intersection when making a sale or attempting to make a sale.

(3) Double-park, or park in any manner contrary to any ordinance relating to parking, when attempting a sale or when making a sale.

(4) Make a U-turn on any block in a residential zone.

(5) Drive his/her vehicle backwards to make or attempt to make a sale.

(6) Sell to any person who is standing in the street.

(7) Permit any person to hang on the vehicle or permit any person to ride in or on the vehicle except a bona fide assistant or assistants.

(8) Remain standing or stopped at any place for a period of time exceeding five (5) minutes.

(9) Sell or attempt to sell along any particular route more than one time during a twenty-four-hour period.

(Code 1960, § 11-29)

Cross reference— *Health, § 2-261 et seq.*

Sec. 9-114. Seasonal Sale Vendors.

The rules of this section shall apply to each person lawfully permitted as a Seasonal Sales Vendor.

(a) Every person who engages in the business of seasonal sales within the corporate limits of the city, before engaging in such business, shall apply for and obtain a mobile vending permit from the city pursuant to Division 2 of this Article.

(b) Tents or canopies larger than 12' x 12' are prohibited unless a supplemental tent permit is obtained. Application for such permit shall be made with the Building Department. A sketch of the property showing the location of the tent or canopy on the property and a certificate of flame resistance shall be required to be submitted with the application.

(c) Seasonal sales permits will be issued no sooner than thirty (30) days prior to the associated holiday and shall expire seven (7) days following the holiday.

(Code 1960, § 11-30)

Secs. 9-115—9-130. Reserved.

SECTION 3. All Ordinances or parts of Ordinances in conflict herewith are and the same shall be repealed and shall be of no further force or effect whatsoever.

SECTION 4. This Ordinance is and the same shall become effective immediately upon final passage hereof.

_____

Linda Hudson, Mayor

ATTEST:

_____

Linda W. Cox
City Clerk

APPROVED AS TO FORM AND CORRECTNESS:

_____

Robert V. Schwerer, Esquire
City Attorney

City Commission Regular Meeting **Agenda Item # 10. c.**

Meeting Date: 09/15/2014

Re: Ordinance 14-020 - Levying & Collection of Taxes

Submitted For: Gloria Johnson, Finance Director, Finance Department

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SUBJECT:

Ordinance No. 14-020 - Levying and Collecting of taxes for Fiscal Year beginning October 1, 2014 and ending September 30, 2015; Adopting Final Millage Rate. FIRST READING

SUMMARY:

In order to levy taxes on property within its jurisdiction, the City of Fort Pierce must have an ordinance prepared and adopted per the City Charter and Florida Statutes. This ordinance is prepared to comply with statutory requirements by both the City and State.

RECOMMENDATION:

Approve Ordinance No. 14-020, adopting the millage rate of 6.5786 per thousand dollar valuation on all real and personal property.

ALTERNATIVES:

Decrease the millage rate.

RESPONSIBLE STAFF:

Finance Director and Chief Accountant

COORDINATED WITH:

City Clerk and City Attorney's Office

Fiscal Impact

Budgeted Y/N:

Fiscal Year: 2015

Account:

Amount:

OTHER INFORMATION:

Provide for the levying and collection of taxes to support financing the fiscal 2015, $34,267,078, operating budget for General Fund.

Attachments

Ordinance 14-020

ORDINANCE NO. 14-020

AN ORDINANCE OF THE CITY OF FORT PIERCE, FLORIDA; PROVIDING FOR THE **LEVYING AND COLLECTING OF TAXES FOR THE CITY OF FORT PIERCE, FLORIDA, FOR FISCAL YEAR BEGINNING OCTOBER 1, 2014 AND ENDING SEPTEMBER 30, 2015**, FOR THE PURPOSE OF RAISING SUCH AMOUNT AS MAY BE NECESSARY TO CARRY ON THE GOVERNMENT OF SAID CITY DURING SAID FISCAL YEAR AND TO PAY FUNDS SO COLLECTED INTO THE ACCOUNTS PROVIDED THEREFOR; **ADOPTING THE CITY OF FORT PIERCE 2014-15 FISCAL YEAR FINAL MILLAGE RATE**; AND PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA:

SECTION 1. The final millage rate of the City of Fort Pierce, Florida, for the Fiscal Year 2014-15 is hereby levied at the rate of 6.5786 per thousand dollar valuation for general City purposes; said rate being in excess of the roll-back rate by 0%.

SECTION 2. The City Commission of the City of Fort Pierce, Florida hereby levies a tax of 6.5786 per thousand dollar valuation on all real and personal property within the corporate limits of said City, subject to tax on the first day of January 2014, provided however that such 6.5786 shall not be levied upon property in the City of Fort Pierce exempt under state statute or federal constitution.

SECTION 3. That the City Manager is hereby instructed and directed to certify to the St. Lucie County Property Appraiser the above and forgoing enumerated Millage to be levied for all purposes, for the 2014-15 fiscal year in the said City of Fort Pierce, Florida, pursuant to the provision of the laws of the State of Florida and the Charter of the City of Fort Pierce.

SECTION 4. This ordinance shall be and become effective October 1, 2014.

APPROVED AS TO FORM & CORRECTNESS:

_____
Robert V. Schwerer, Esq.
City Attorney

STATE OF FLORIDA

COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 14-020 was duly advertised by title only in the St. Lucie News Tribune on September 5, 2014; copy of said ordinance was made available at the office of the City Clerk to the public upon request; said ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on September 15, 2014; and was duly introduced, read by title only, and passed on second and final reading on September 22, 2014, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this the 22nd day of September, 2014.

_____
Linda Hudson,
Mayor Commissioner

ATTEST:

_____
Linda W. Cox, City Clerk

(City Seal)

City Commission Regular Meeting **Agenda Item # 10. d.**

Meeting Date: 09/15/2014

Re: Ordinance No 14-021

Submitted For: Gloria Johnson, Finance Director, Finance Department

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SUBJECT:

Ordinance No. 14-021 - Adopting a Final Budget for Fiscal Year 2015, Beginning October 1, 2014 and Ending September 30, 2015. FIRST READING

SUMMARY:

The City must have a budget adopted per the City Charter and Florida Statutes. This ordinance is prepared to comply with statutory requirements by both the City and State.

RECOMMENDATION:

Approve Ordinance No. 14-021, adopting the budget for the City of Fort Pierce for Fiscal 2015.

ALTERNATIVES:

Approve amendments and then adopt the operating budget for the City of Fort Pierce for Fiscal 2015.

RESPONSIBLE STAFF:

Finance Director and Chief Accountant

COORDINATED WITH:

City Clerk and City Attorney's Office

Fiscal Impact

Budgeted Y/N:

Fiscal Year: 2015

Account:

Amount:

OTHER INFORMATION:

Establishes the fiscal 2015, $34,267,078 operating budget for General Fund.

Attachments

Ordinance No. 14-021

ORDINANCE NO. 14-021

AN ORDINANCE OF THE CITY OF FORT PIERCE, FLORIDA; **ADOPTING A FINAL BUDGET FOR THE CITY OF FORT PIERCE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014, AND ENDING SEPTEMBER 30, 2015;** AND PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA:

SECTION 1. The City Commission of Fort Pierce, Florida after having held a public hearing, hereby adopts as its final budget for the operation of the government of said City for the fiscal year beginning October 1, 2014 and ending September 30, 2015, the estimates made by the City Manager of said City presented to the City Commission on September 08, 2014, which detailed amended estimates are now on file with the City Clerk and the Director of Finance.

SECTION 2. That it shall be the duty of the City Manager to set up the aforesaid appropriation of revenues and expenses on the account records of said City, to keep such accounts thereof, as required by the Charter of said City, as may be directed from time to time by the City Commission.

SECTION 3. This ordinance shall be and become effective October 1, 2014.

APPROVED AS TO FORM & CORRECTNESS:

_____
Robert V. Schwerer, Esq.
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 14-021 was duly advertised by title only in the St. Lucie News Tribune on September 5, 2014; copy of said ordinance was made available at the office of the City Clerk to the public upon request; said ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on September 15, 2014; and was duly introduced, read by title only, and passed on second and final reading on September 22, 2014, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this the 22nd day of September, 2014.

_____
Linda Hudson, Mayor Commissioner

ATTEST:

_____
Linda W. Cox, City Clerk

(City Seal)

City Commission Regular Meeting **Agenda Item # 11. a.**

Meeting Date: 09/15/2014

Re: SELF Presentation

Submitted For: Robert Bradshaw, City Manager

SUBJECT:

Presentation by Doug Coward, Executive Director, Solar and Energy Loan Fund (SELF) on a new program called Property Assessed Clean Energy (PACE).

SUMMARY:

SELF is officially the Administrator of a new County program called Property Assessed Clean Energy (PACE) and their investor started them with $1,000,000.00 as program seed money for the launch.

The money can be used to retrofit existing buildings in regards to: energy efficiency, renewable energy, wind mitigation, and water conservation. The program allows SELF to pay local contractors to do projects in these categories, and help property owners improve their buildings by either bringing it up to code or improve their value and performance. Property owners can enroll in the program and it is 100% optional and is done by individual property. The investment is backed by the property equity, which is also the investment amount.

This program will boost reinvestment in the City of Fort Pierce. SELF looks forward to collaborating with the City in regards to promoting this money and program.

RECOMMENDATION:

Staff recommends collaborating with SELF to promote this new program.

ALTERNATIVES:

Staff will proceed as directed by City Commission.

RESPONSIBLE STAFF:

Robert J. Bradshaw, City Manager

COORDINATED WITH:

Doug Coward, Executive Director, SELF

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

No fiscal impact.

Attachments

SELF Presentation

Solar and Energy Loan Fund

St. Lucie County's Property Assessed Clean Energy (PACE) program

ST. LUCIE COUNTY FLORIDA

SELF
SOLAR AND ENERGY LOAN FUND

SELF Background:

- Selected in 2009 by the U.S. Department of Energy (DOE) as 1 of 20 local programs in America to receive funding ($2.94 million) from the Energy Efficiency and Conservation Block Grant program
- Non-profit 501 (c)(3) Florida corporation, overseen by 9-member Board of Directors
- Community Development Financial Institution (CDFI) – Certified by U.S. Treasury Department
- Three-year successful track record
- Administrator for St. Lucie County's new Property-Assessed Clean Energy (PACE) program.

Primary Services:

- Energy Expertise
- Favorable Financing
- Project Management (from start to finish).
- Contractor Screening
- Competitive Quotes
- Quality Assurance

CDFI Results:

- Completed 952 energy assessments and closed 289 loans totaling more than $2.45 million
- Reduced average energy consumption by 23% per household, with cumulative savings of more than 1 million kWh.
- Homeowners are making much-needed home improvements;
- Homeowners are improving their quality of life with enhanced comfort and livability, particularly for the elderly, families with children, and persons with disabilities.
- Creating local jobs for hardest hit sector.

What is P.A.C.E ?

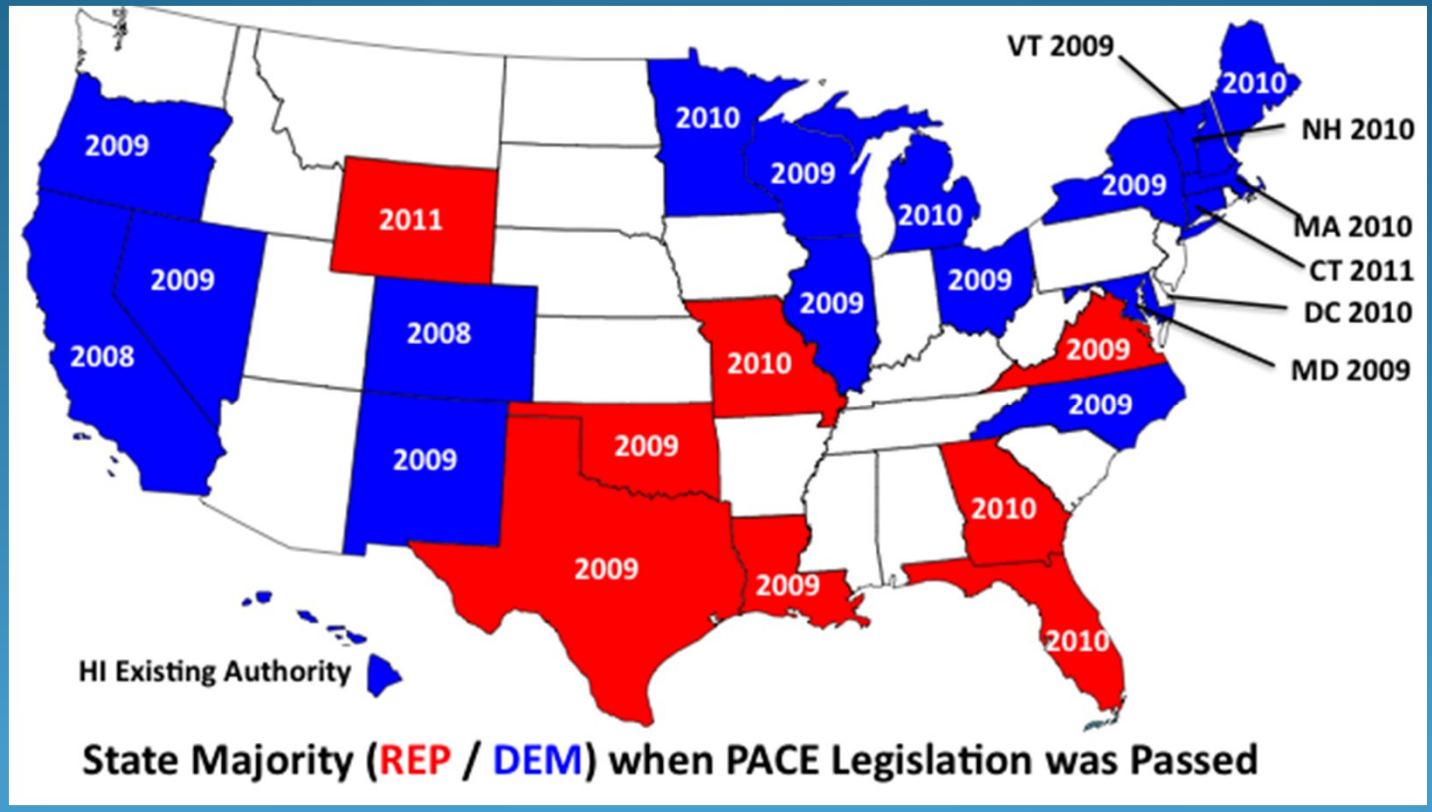
As Defined by the U.S. Dept. of Energy:

- "The Property-Assessed Clean Energy (PACE) model is a financing structure that enables local governments to raise money through the issuance of bonds or other sources of capital to fund energy efficiency and renewable energy projects."

- "Land-secured financing districts (also known as "special tax" or "special assessment" districts) are a familiar tool in municipal finance."

Source: DOE
http://www1.eere.energy.gov/wip/solutioncenter/financialproducts/PACE.html

Bi-Partisan Support for State PACE Programs:



Source: PACENOW.org

PACE Financing Basics

Government

Creates the financing district & approval process

Property Owner

Identifies type of improvements and chooses contractor(s)

Voluntary assessment paid as a part of the annual tax bill.

Private Investor

Provides upfront capital

Inland Green Capital LLC
Investing in a green future

Terms are 5-20 years, and the assessment stays with the land

PACE Eligibility:

- St. Lucie County (including Fort Pierce)
- Commercial, Industrial, Agriculture, Non-Profits, and Multi-Family property owners
- Net Equity in the Property
- Current on Taxes (past 3 years)
- Qualified Improvements

Qualified Improvements:

PACE finances proven technologies related to (1) energy efficiency, (2) renewable energy , (3) wind hazard mitigation, and (4) water conservation.

Examples include:

- Weatherization and insulation
- High-efficiency air conditioners, windows, doors
- Window tinting, screens, and fans
- Solar photovoltaic's, attic fans, water heaters
- Hurricane shutters, and resistant windows
- LED lights, capacitor banks, white roofs, etc

PACE Benefits:

- Complete much-needed property improvements
- Fixed interest rates and extended terms
- Improve efficiencies and lower operating costs
- Increase property and resale values
- Voluntary assessments does not affect capital budget and stays with the property
- Protect buildings from hurricanes and reduce insurance rates
- Reduce Environmental Impacts and carbon footprint

PACE Project Example:

- LED Light Replacement

Project Cost (Upfront)	$ 70,000
Project Energy Savings (Annual)	$ 40,000
Return on Investment (ROI)	About 2 years

Net Savings in Operating Costs (10 years) = $300,000+

Contact Information:

Solar and Energy Loan Fund
2400 Rhode Island Ave., Fort Pierce, FL 34950
www.SolarEnergyLoanFund.org

Doug Coward
Executive Director
Tel. # (772) 486-1818

SELF
SOLAR AND ENERGY LOAN FUND

City Commission Regular Meeting **Agenda Item # 11. b.**

Meeting Date: 09/15/2014

Re: 30-60-90 Day Operational Plan & Vision for Police Department

Submitted For: Sean Baldwin, Chief of Police, Police Department

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SUBJECT:

Presentation by Acting Chief Frank Amandro of 30 Day Operational Plan and 60-90 Day Vision for the Police Department.

Attachments

60-90 Day Vision for the Police Department

30 Day Operational Plan for the Police Department

Photographs

POLICE
FORT PIERCE

MEMORANDUM

To: Robert J. Bradshaw, City Manager

From: Frank J. Amandro, Acting Chief

Date: September 9, 2014

Re: 60 - 90 Day Vision for the Police Department

As requested, I have developed my vision for the police department for the next sixty (60) and ninety (90) days. I have listened to the concerns of our commission, the city manager's office, department heads, several of our employees and several of our citizens and community leaders. As I see it, the following are some of the principal concerns that I would like to address:

Building Community Trust and Relationships

- I issued a Foot / Bike Patrol Directive on July 1, 2014, that mandated officers, sergeants, and lieutenants get out of their vehicles to engage our citizens, getting to know them on a personal level, building relationships within our chronic crime problem areas. Building relationships will start improving the trust between the police department and our community. The officers, sergeants, and lieutenants activity is documented on a park and walk form that is submitted weekly to the Community Policing Bureau Commander and then submitted to my office for review.
- Currently, the police department has one Bike Unit, which has been assigned to our chronic hot spot areas. This is a permanent Bike Unit. I have authorized a second Bike Unit as a detail at this time to try to provide a seven (7) day a week Bike Patrol. This second Bike Unit should start within the next two (2) weeks.
- As staff levels permit, expand our Crime Prevention Unit with our senior officers.
- On September 17th and 18th, many of our patrol officers, along with most of our supervisors and command staff will be attending a Diversity Centered Leadership class (8 hours) that is being presented by the Covey Institute. We also meeting with our Ministers Council, many of whom will be attending this training along with some members of the NAACP.
- Partner with the St. Lucie County School Board on their *Million Father March*. Dr. Perry (or another representative from the school board) and I will make a presentation to the City Commission within the next thirty (30) days to proclaim October 7th as the *Million Father March Day*. I will submit the necessary paperwork for the October 6th Commission Meeting.
- Within the next ninety (90) days, I will schedule Community Oriented Policing (COP) training for the entire police department. This will be a refresher course for some of our senior officers but new for many of our newer officers.

- Within the next ninety (90) days, work with Human Recourses to provide EEOC as well as Harassment Training for the entire police department.
- Completion of the police department's website that serves as a resource for information on crime, prevention, and community activities.
- Continue to expand the police department's use of social media to improve our communication with our citizens.

Minority Recruiting

- The police department has partnered with the Lincoln Park Ministers Council on improving and expanding our Minority Recruitment. As a result of these meetings, the police department developed the Minority Recruiting Incentive Program, taking the $500 bonus to employees and opening that same bonus to community 501(c)(3) organizations... NAACP, Caribbean American Cultural Group, Frontline, Save our Children. I am pleased to report that we will be awarding the first $500 bonus to the NAACP. I will see to it that we publicize the first award and promote the incentive program (by reaching out to other local organizations).
- Look for every opportunity to sponsor minority applicants through the Police Academy. *City of Fort Pierce Strategic Plan: Goal 5, Objective 1*

Promotional Opportunities

- The police department removed the Sergeant's Promotional Exam Procedures from the International Union of Police Associations contract, which will enable the police department to develop a better examination that is in-line with industry standards, as our process became rather dated. The Sergeant's Promotional Exam is tentatively scheduled for December 2014, as the Sergeant's Eligibility List has expired. The Lieutenant's Eligibility List will expire in October; therefore, I have tentatively scheduled this Promotional Exam for December 2014 as well.
- Another result of the police department's partnership with the Lincoln Park Ministers Council was the recommendation to "Abolish the Ranked List and Rule of 3". The Ministers Council and I will need to present this recommendation to the City Council for their approval in order to make this change within the City's Rules and Regulations Manual. This will be accomplished within the next ninety (90) days so the necessary revisions can be made before the two (2) promotional exams are given. *City of Fort Pierce Strategic Plan: Goal 5, Objective 1*
- The police department is developing a management career track program to provide career development guidance to employees that are seeking promotion. This should be completed by the end of the year.
- Revise the police department's Leadership Development Academy. This academy targets line level employees and first line supervisors to develop their leadership capabilities.

Morale at the Police Department

- Deputy City Manager Mimms and I have been working with both police unions to resolve a few grievances. We should have a final resolution within the next sixty (60) days. An agreement that is amenable to both parties.
- With this cooperative spirit, I recommended beginning negotiations within the next sixty (60) days, sometime in October 2014, as both union contracts expire in 2015.
    - Continue working on improving our Health Insurance Package, building on the momentum we had with the Insurance Committee Meetings e.g., incentive programs, emergency care facilities/partnerships. *City of Fort Pierce Strategic Plan: Goal 1, Objective 1*
    - Work towards improving our salary and benefits package. *City of Fort Pierce Strategic Plan: Goal 1, Objective 1*

- Within the next ninety (90) days present a capital improvement plan that addresses some of our aging equipment and technology.
- Continue to conduct "Exit Interviews" with those employees electing to pursue other careers or leaving for another law enforcement agency. I would then develop a quarterly report to the City Manager's Office, with a copy of these exit interviews. It should be noted that employee, not their supervisor or command staff, completes these forms.
- Continue to meet with both police unions on a monthly basis to insure that there is an open line of communication between the Chief's Office and both unions.

Chronic Crime Problems

- Implementation of the Restoring the Village Youth Initiative (Comprehensive Gang Model); specifically, the Street Outreach portion of this initiative with existing funds/resources. If awarded the grants that were submitted, we would expand the Intervention and Prevention components of the initiative (Street Outreach, Case Management, Re-entry). *City of Fort Pierce Strategic Plan: Goal 3, Objective 1*
- As staff levels permit, fill our Crime Suppression Unit vacancies with our senior officers.
- As staff levels permit, fill our Detective Bureau vacancies with our senior officers.

I have attached my thirty (30) day operational plan and several pictures of officers interacting with our citizens during the Directed Foot Patrols.

POLICE
FORT PIERCE

MEMORANDUM

RECEIVED
TIME
SEP - 5 2014
CITY OF FT. PIERCE
CITY MANAGER'S OFFICE

To: Robert J. Bradshaw, City Manager

From: Frank J. Amandro, Acting Chief

Date: September 5, 2014

Re: 30 Day Operational Plan for the Police Department

As we discussed, I have implemented or will be implementing the following crime prevention measures to address the chronic crime problems the city is currently experiencing:

Additional foot/bike patrols in the city's chronic hot spot areas:

1. **Foot Patrols**
   On July 1, 2014, I issued the following Directive concerning Directed Foot and Bike Patrols:
   - All sworn officers will begin conducting foot patrols within our chronic hot spot areas: North 33rd Street to North 27th Street (from Avenue D to Pioneer Park) and North 24th to North 21st Street (from Avenue D to Avenue M).
   - Lieutenants and Sergeants will also be required to conduct these foot patrols. Our citizens need to connect with our management and supervisory staff. You are the foundation in building these relationships. As officers come and go, our management and supervisor staff generally remains the same, except the occasional retirement.
   - These foot patrols should be conducted between 9:00 AM and 9:00 PM.
   - Officers, Sergeants, and Lieutenants should spend an hour or two each day conducting foot patrols.
   - Officers will also be handing out any flyers that we may have e.g., the Wanted Posters, Bolo's, Missing Children etc....

   Shift commanders are required to submit weekly reports documenting their community policing activities.

2. **Bike Patrols**
   Our Bike Unit recently concluded their Summer Task Force Enforcement Detail. As of last week, they were redirected to patrol our chronic crime hot spots four (4) days a week, eight (8) hours a day. The only exceptions to this directive are inclement weather and/or other special events that may require a Bike Unit.
   - In addition, I authorized a second Bike Patrol Unit that will increase our presence in our chronic crime hot spots; thus, providing seven (7) days a week coverage.
   - The officers assigned to these Bike Units are our senior officers, each having at least six (6) or more years of service with our department.

Allocation of officers to the city's chronic hot spots:

Our Crime Suppression Unit (CSU) and our Crime Prevention Unit have been temporarily redirected to focus their enforcement and community oriented policing activities to our chronic hot spots. These two units along with our patrol shifts that are already assigned to the Lincoln Park neighborhood accounts for fifty-seven percent (57%) of the department's staff. Within the next two weeks, I will add one additional CSU detective. And, as our staffing levels stabilize, I will add another CSU detective.

Increased law enforcement presence at Percy Park Gymnasium and PAL Gym:

1. I will revision my Foot/Bike Patrol Directive to include the Percy Park Gymnasium and the PAL Gym locations. Officers, sergeants, and lieutenants will be required to spend time during the course of their Foot Patrols, which will insure there is an increased law enforcement presence and that they is interaction between the officers and youth during the following timeframes:
   - ***Percy Park Gymnasium*** Hours of Operation:

Monday & Wednesdays:	Middle School Open Gym	3:00 PM to 5:00 PM
Tuesday & Thursdays:	High School Open Gym	3:00 PM to 5:00 PM
Tuesday & Fridays:	Over 18 "College Age" Open Gym	8:00 PM to 10:00 PM

   - ***PAL Gym*** Hours of Operation:

Monday thru Friday	4:00 PM to 8:00 PM

2. I also directed our Crime Prevention Officers to spend time at both locations with the understanding that they are there to build relationships, trust, and respect with our youth; being mentors, counselors, and coaches etc...

Partnering senior officers with less experienced officers who patrol the neighborhoods to improve community relations:

- As mentioned, our Sergeants and Lieutenants are required to participate in the Foot Patrol program with our officers, as two-thirds (2/3's) of our patrol staff has under three (3) years of experience. Our Sergeants and Lieutenants are generally our most experienced and senior officers.
- The city is divided into two (2) districts with nine (9) patrol zones. Three (3) of these patrol zones encompass the Lincoln Park neighborhood. We have doubled the staffing in these three (3) zones.
- Field Training Officers (FTO's) are generally the departments more experienced and senior officers, who are responsible for training our new officers; providing them with diversity and community oriented policing training.
- Our CSU detectives and Crime Prevention Officers are the department's most senior officers. Both units have been redirected to focus their enforcement activities and community oriented policing activities within our chronic hot spot locations to reduce our violent crime, while building trust and improving our community relationships and partnerships.

OFFICER
POLICE
Protecting Our Com

EAGLES
30
EAGLES
2
52
EAGLES
11
EAGLES
60

FORT PIERCE

City Commission Regular Meeting **Agenda Item # 12. a.**

Meeting Date: 09/15/2014

Re: FDOT Local Agency Program (LAP) Supplemental Agreement - South 31st Street Sidewalks

Submitted For: John Andrews, City Engineer, Engineering

SUBJECT:

Resolution No. 14-R28, authorizing the execution of the Local Agency Program (LAP) Supplemental Agreement No. 1 decreasing the Federal Aid funding amount previously allocated for the construction of the South 31st Street sidewalks.

SUMMARY:

This Supplemental Agreement will reduce the Federal Aid funding for the South 31st Street project by an amount of $109,258.00 or from $383,563.00 to $274,305.00 in accordance with the requirements of the Federal Highway Administration. Upon award of the construction contract excess funding remained in the LAP Agreement which needs to be unencumbered and returned to the Federal Government. So when the construction cost of $228,278.00 is added to the allocated CEI budget of $46,027.00 there remains a total of $109,258.00 surplus funding. Therefore, we are required to amend the original LAP Agreement to release these funds back to the Federal Government.

RECOMMENDATION:

Approval

ALTERNATIVES:

Don't approve and receive no construction funding.

RESPONSIBLE STAFF:

Engineering

COORDINATED WITH:

FDOT

Fiscal Impact

Budgeted Y/N:	N/A
Fiscal Year:	N/A
Account:	N/A
Amount:	N/A

FISCAL IMPACT:

No impact as the project is being funded by FHWA as a LAP project.

Attachments

LAP Supplemental Agreement
Resolution

CITY OF FORT PIERCE - OFFICE OF THE CITY ATTORNEY

M E M O R A N D U M

TO: Jack Andrews, City Engineer

FROM: Karen Emerson, Esq., Assistant City Attorney

THROUGH: Robert V. Schwerer, Esq., City Attorney

SUBJECT: **FDOT LOCAL AGENCY PROGRAM GRANT AGREEMENT**
SUPPLEMENTAL AGREEMENT NO. 1
SOUTH 31ST SIDEWALK IMPROVEMENTS

DATE: August 20, 2014

Attached are the five (5) copies of Supplemental Agreement No. 1 , approved as to form, for the Local Agency Program Grant Agreement, reducing the amount of the original agreement by $109,258..00 for the sidewalk improvements along South 31st Street. Also attached are the two (2) original Resolutions, approved as to form.

Karen Emerson, Esq.
Assistant City Attorney

attachments

SUPPLEMENTAL NO. ONE DUNS NO. 122714744	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION **LOCAL AGENCY PROGRAM** **SUPPLEMENTAL** **AGREEMENT**	FPN 427613-1-58/68-01 CONTRACT NO. ARC-09

The City of Fort Pierce desires to supplement the original Agreement entered into and executed on February 19, 2014 as identified above. All provisions in the original Agreement and supplements, if any, remain in effect except as expressly modified by this supplement.

The changes to the Agreement and supplements, if any, are described as follows:

PROJECT DESCRIPTION

Name South 31st St Length 0.423 Miles

Termini Tennessee Ave. to Okeechobee Rd

Description of Work:
Construction of sidewalk on South 31st St from Tennessee Ave to Okeechobee Rd.

Reason for Supplement and supporting engineering and/or cost analysis:
Reduce the amount to be paid in the original agreement by $109,258.00. This reduction is due to the fact that the bid for the project is less than the amount originally anticipated. See adjusted Exhibit "B" attached hereto.

ADJUSTED EXHIBIT B SCHEDULE OF FUNDING

SUPPLEMENTAL NO.	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION	FPN
ONE	**LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT**	427613-1-58/68-01
DUNS NO.		CONTRACT NO.
122714744		ARC-09

TYPE OF WORK By Fiscal Year	FUNDING				
	(1) PREVIOUS TOTAL PROJECT FUNDS	(2) ADDITIONAL PROJECT FUNDS	(3) CURRENT TOTAL PROJECT FUNDS	(4) TOTAL AGENCY FUNDS	(5) TOTAL STATE & FEDERAL FUNDS
Planning					
FY:					
FY:					
FY:					
FY:					
FY:					
FY:					
Total Planning Cost	$0.00	$0.00	$0.00	$0.00	$0.00
Project Development & Environment (PD&E)					
FY:					
FY:					
FY:					
FY:					
FY:					
FY:					
Total PD&E Cost	$0.00	$0.00	$0.00	$0.00	$0.00
Design					
FY:					
FY:					
FY:					
FY:					
FY:					
FY:					
Total Design Cost	$0.00	$0.00	$0.00	$0.00	$0.00
Right-of-Way					
FY:					
FY:					
FY:					
FY:					
FY:					
FY:					
Total Right-of-Way Cost	$0.00	$0.00	$0.00	$0.00	$0.00
Construction					
FY: 2013-2014 (TALU)	$337,536.00	($109,258.00)	$228,278.00		
FY:					
FY:					
FY:					
FY:					
FY:					
Total Construction Cost	$337,536.00	($109,258.00)	$228,278.00	$0.00	$0.00
Construction Engineering and Inspection (CEI)					
FY: 2013-2014 (TALT)	$26,202.00	$0.00	$26,202.00		
FY: 2013-2014 (TALU)	$19,825.00	$0.00	$19,825.00		
FY:					
FY:					
FY:					
FY:					
Total CEI Cost	$46,027.00	$0.00	$46,027.00	$0.00	$0.00
Total Construction & CEI Costs	$383,563.00	($109,258.00)	$274,305.00	$0.00	$0.00
TOTAL COST OF THE PROJECT	**$383,563.00**	**($109,258.00)**	**$274,305.00**	**$0.00**	**$0.00**

SUPPLEMENTAL NO. ONE DUNS NO. 122714744	STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION **LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT**	FPN 427613-1-58/68-01 CONTRACT NO. ARC-09

IN WITNESS WHEREOF, the parties have caused these presents to be executed the day and year first above written.

AGENCY City of Fort Pierce

By:_____
Name:
Title:

Attest:_____
Name:
Title:

Date: _____

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

By:_____
Name: Gerry O'Reilly P.E.
Title: Director of Transportation Development

Attest:_____
Name:
Title:

Date:_____

Legal Review:

_____ _____

See attached Encumbrance Form for date of funding approval by Comptroller.

APPROVED AS TO FORM AND CORRECTNESS

BY: _____
City Attorney

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, AUTHORIZING EXECUTION OF **LOCAL AGENCY PROGRAM (LAP) SUPPLEMENTAL AGREEMENT NUMBER ONE** BETWEEN THE CITY OF FORT PIERCE AND THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR **SOUTH 31ST STREET SIDEWALK IMPROVEMENTS FROM TENNESSEE AVENUE TO OKEECHOBEE ROAD** AND AUTHORIZING THE MAYOR, CITY CLERK, AND CITY ATTORNEY TO EXECUTE SAID AGREEMENT ON THE PART OF THE CITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the purpose of entering into this Agreement is to provide for a $109,258.00 decrease in the previous allocated South 31st Street sidewalk construction funding provided in the original LAP Agreement. This reduction is based on the actual cost of construction being lower than previously anticipated.

NOW, THEREFORE, BE IT RESOLVED, by the City Commission of the City of Fort Pierce, Florida, as follows:

1. That the City of Fort Pierce will approve the construction funding decrease noted in Supplemental Agreement Number 1 for the South 31st Street Sidewalk Improvements.

2. That a copy of said Agreement shall be attached to this Resolution.

3. This Resolution shall become effective immediately upon adoption.

4. That the Mayor, City Clerk and City Attorney are hereby authorized to enter into said agreement and to execute said agreement on behalf of the City of Fort Pierce.

IN WITNESS WHEREOF, this Resolution has been duly adopted this 2nd day of September, 2014.

_____
MAYOR COMMISSIONER

Attest:

_____
CITY CLERK

(CITY SEAL)

Approved as to Form and Correctness:

By: _____
CITY ATTORNEY

City Commission Regular Meeting **Agenda Item # 12. b.**

Meeting Date: 09/15/2014

Re: Resolution for Vendor Ordinance

Submitted For: Peggy Arraiz, Code Compliance Manager, Code Enforcement

---

SUBJECT:

Resolution No. 14-R29 establishing a Mobile Vendor Fee Schedule and permit limitations.

SUMMARY:

A resolution to supplement the vendor ordinance by providing a fee schedule and permit limitations.

RECOMMENDATION:

Approve the Resolution as submitted

ALTERNATIVES:

Amend the proposed Resolution

RESPONSIBLE STAFF:

Peggy Arraiz, Code Compliance Manager

COORDINATED WITH:

Linda Cox, City Clerk

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

No fiscal impact.

Attachments

Back-up Info Memo

Resolution 14-R29

CITY OF FORT PIERCE

COMMUNITY RESPONSE DIVISIONS

MARGARET M. ARRAIZ, CODE COMPLIANCE MANAGER

Protecting the health, safety and welfare of our community

TO: The Honorable Mayer Hudson and City Commissioners

CC: Robert Bradshaw, City Manager

FROM: Peggy Arraiz, Code Compliance Manager

RE: Vendor Ordinance – Supplemental Information

DATE: September 4, 2014

At the Commission meeting on September 2, 2014, the Commission asked to be provided specific business costs for food service establishments. Below is a chart of several small businesses and the fees that are paid to the City on an annual basis. These fees do not include any startup costs.

Business Name	Type of Service	BTR Fee	COFP Taxes
C-N-C Soul Food 1143 Avenue D	25 seats	$48.65	$630.78
Granny's Kitchen 901 Avenue D	15 seats	$28.92	$768.82
Presutti's Italian Subs 3600 Okeechobee Rd	48 seats	$60.48	$894.32
Captain Bob's Place 101 Seaway Dr	Deli or Take-out	$27.74	$1,529.72
Lipshitz & Dimaggio's Market 301 S Ocean Dr	Deli or Take-out	$28.88	$2,322.32

Below is the chart of proposed vendor fees. Most charges are one-time startup costs with the two annual fees being the annual permit fee and the business tax receipt.

Type of Fee	Special Conditions / Requirements	Fee
Application Fee	One time, non-refundable	$100.00
Plan Review Fee		$150.00
Annual Mobile Vending Permit Fee	Permit valid 10/1 through 9/30 of each year. Applications approved after January 1st will be pro-rated.	$250.00
Reduced Mobile Vending Permit Fee	To be eligible, must have an existing licensed business and utilize the same name on the mobile unit as the licensed location. Limit 1 per licensed business.	$50.00
Business Tax Receipt		$121.28

100 N. US Hwy 1 ¤ P.O. Box 1480 ¤ Fort Pierce, FL 34954-1480
P: 772-467-3148 ¤ F: 772-468-0457 ¤ E-Mail: parraiz@city-ftpierce.com
www.cityoffortpierce.com

RESOLUTION NO.14-R29

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA; **ESTABLISHING FEES FOR CERTAIN VENDORS AS PROVIDED IN ORDINANCE No. 14-019; ESTABLISHING THE NUMBER OF VENDOR PERMITS FOR LOCATION AND OPERATION IN COMMERCIAL ZONED DISTRICTS**; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Fort Pierce, Florida has enacted Ordinance No. 14-019 to provide for permitting and regulation of certain vendors within the City Limits; and

WHEREAS, pursuant to Sections 9-80 and 9-93 of Ordinance No. 14-019, the City Commission may establish and provide for permit fees and the number of permits to be issued, which shall be set by Resolution; and

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Fort Pierce, Florida as follows:

Section 1. The City Commission hereby establishes a fee schedule and certain permit limitations as set forth in the attached Exhibit "A", incorporated herein by reference.

Section 2. This Resolution shall take effect immediately upon adoption.

IN WITNESS WHEREOF, this Resolution has been duly adopted this 15th day of September, 2014.

_____
Linda Hudson, Mayor

ATTEST:

_____
Linda Cox, City Clerk

APPROVED AS TO FORM
AND CORRECTNESS

_____
Robert V. Schwerer, City Attorney

EXHIBIT A

TYPE OF FEE	SPECIAL CONDITIONS / REQUIREMENT	FEE
Application Fee	One time, non-refundable	$100.00
Plan Review Fee		$150.00
Annual Mobile Vending Permit Fee	Permit valid 10/1 through 9/30 of each year. Applications approved after January 1st will be pro-rated.	$250.00
Reduced Mobile Vending Permit Fee	To be eligible, must have an existing licensed business and utilize the same name on the mobile unit as the licensed location. Limit 1 per licensed business.	$50.00
Itinerant Retail Produce Merchants	Must comply with requirements specified in Section 9-112.	Application fee only
Door-to-Door Sales / Solicitation	Non-profit or religious organizations are exempt	Application fee only
Seasonal Sales Vendor	Must comply with requirements specified in Section 9-114.	Application and plan review fee only.
Variance Request		$250.00

LIMITATION ON THE NUMBER OF PERMITS	NUMBER
Vendor locations and operations in Commercial Zoned Districts	20

City Commission Regular Meeting **Agenda Item # 13. a.**

Meeting Date: 09/15/2014

Re: Departmental Activity Report

Submitted For: Robert Bradshaw, City Manager

SUBJECT:

City Manager's Activity Report

Attachments

City Manager's Activity Report

INTEROFFICE MEMORANDUM
FROM THE OFFICE OF THE
CITY MANAGER

TO: The Honorable Mayor and Members of the City Commission
FROM: Robert J. Bradshaw, City Manager
RE: Department Activity Report
DATE: September 5, 2014

The information that follows is intended to keep the Commission abreast of the on-going activities, issues, programs and services within the City.

City Manager's Office

City Manager

- The Economic Development Team participated in a conference call regarding the redevelopment of the H.D. King Plant site.
- The Marketing Specialist attended the crime prevention meeting with downtown business owners on August 27, 2014.
- The City Manager and Deputy City Manager met with Mayor Hudson regarding current City issues.
- The City Manager met with Commissioner Alexander regarding current City issues.
- The City Manager met with Commissioner Perona regarding the September 2, 2014 City Commission meeting agenda.
- The Deputy City Manager attended a Teamsters negotiation staff meeting.
- The Economic Development Team held a meeting to discuss a potential project.
- The Deputy City Manager participated in negotiations with Teamsters Local 769.
- The Economic Development Team met with A&K Families, Inc.
- The Deputy City Manager attended a pre-meeting with staff regarding a grievance matter.
- The Deputy City Manager attended a grievance hearing regarding a member of a bargaining unit.
- The Deputy City Manager and Public Works Manager met with representatives from the Arts & Cultural Alliance of St. Lucie to discuss the location and maintenance of art in the City.
- The City Manager and Deputy City Manager met with Deputy Chief Amandro to discuss a 30 day operational plan for the Police Department.
- The Deputy City Manager and Marketing Specialist participated in a tour of Virginia College.

City Clerk's Office

- Gave assistance and answered questions to the walk-in public on various aspects of Business Tax Receipts which included but not limited to:

  New Applications: 9 Renewals: 227 Transfers: 1

- Gave assistance and answered questions to the walk-in contractors on various aspects of Contractor's Licensing which included but not limited to:

  New Applications: 7 Renewals: 216

- Gave assistance and answered questions from the public who have contacted office by telephone.
- Gave assistance and answered questions received by the public via e-mail through the City's web-page.
- Assisted the public by researching and providing copies of various requested public records.
- Assisted public by processing and providing receipt for animal registrations payment.
- On-going updating of contractors' records for current Liability Insurance, Workers' Compensation Insurance, and State License information.
- Check for accuracy and correctness paperwork submitted by contractors to be presented to the Board of Examiners of Contractors on September 09, 2014.
- Preparation of legal advertisements, letters, resolutions, & ordinances for various departments for upcoming City Commission agenda items.
- Preparation of several Proclamations.
- Attended, recorded and transcribed minutes of the Fort Pierce City Commission Meeting held on September 03, 2014.
- Revenue Recovery working with Code Enforcement personnel on Business Tax renewals that were returned by Post Office as Attempted- Not Known or Undeliverable to see if business is open.
- Revenue Recovery working with Code Enforcement personnel on new businesses within the city limits that have not applied for a Business Tax Receipt.
- Licensing/Permit Clerk working with Building Department Permit Specialist to contact business tax applicants to set up appointments for building inspections and other issues associated with a business tax application.
- Daily balancing process of cash receipts and submittal to Finance Department for bank deposit.
- On-going implementation of computerization of annexation records.
- On-going implementation of computerization of annexation records.
- On-going implementation of scanning City Commission Meeting minutes, ordinances, resolutions, and the Fort Pierce Redevelopment Meeting minutes into the Optiview system.
- Assisting MIS Department in correcting and adding unit numbers to existing address data base.

City Clerk's Office contd.

- Preparation and delivery to St. Lucie County Courthouse recording division various paperwork to be recorded.
- Assisting Finance Department by signing and affixing the City Seal to necessary paperwork associated with release of liens.
- Assisting Planning Department personnel answering questions pertaining to business tax applications.
- Assisted Planning Department personnel by researching and providing copies of various ordinances, rezoning, conditional uses and annexations.
- Assisted City Attorney Office by doing research on various city issues.
- License Permit Specialist/Deputy City Clerk worked on several on-going record retention projects.
- On-going implementation of updating various forms and having them accessible through the City of Fort Pierce website.
- License/Permit Clerk Allison Martin assisted the Manager of Fort Pierce Animal Control Department and Grant Writer/Administrator with projects.
- License/Permit Clerk Joyce Kobbe working on various office projects including creating database and scanning into Optiview City Lease Agreements.
- License/Permit Clerks and License Permit Specialist/Deputy City Clerk attempting to contact businesses by telephone of business tax renewals that have been returned by Post Office to determine if still at same location or if business has closed.
- License/Permit Clerks and License Permit Specialist/Deputy City Clerk attempting to contact contractors by telephone of competency card renewals that have been returned by Post Office to determine if address on file is correct or if business has closed.
- City Clerk attended four (4) meetings of Economic Development Team.
- City Clerk attended Lawnwood Breakfast Meeting.

Administrative Services Department

- **Procurement –**
  1. Reviewed /processed purchase orders and agenda items
  2. Review and Renewal of Annual Contracts.
  3. Processing and/or completion of awards to vendors/contractors approved by Commission.
  4. Purchasing Manager conducted impromptu trainings for various department staff.

- **Human Resources –**
  1. Teamsters Union Negotiations meeting with Deputy City Manager and Union Representative
  2. Complete Teamsters' proposed salary request for Deputy City Manager.
  3. Coordinated Pre-employment physicals and background checks.
  4. Conducted five (5) New Employee Orientations
  5. Distributed monthly Reports to each department such as Accrual Register, Time Sheets and payroll register to Police Department.
  6. Verified car allowance and payroll report.
  7. Processed July and August 2014 employee probation annual evaluations.
  8. Processed July and August 2014 Police Officer mid-term evaluations.
  9. Completed Verification of Employment/Loss of Income forms.
  10. Complete and verify unemployment compensation forms.
  11. Assist in interviews for Public Works, Solid Waste and Planning Department
  12. Review and Revised Personnel Rules and Regulations
  13. Complete the public records request for Police Union/AFL-CIO
  14. Input employees data from Personnel Action forms such as, suspension, Police Officers
  15. Salary incentive pay, resignation, retirement, annual and probation evaluation.
  16. Create and process retirement package for employees.
  17. Create years of service report for Public Works Department.
  18. Review and Approve Personnel Actions Forms
  19. Complete and mailed Family Medical Leave package to four(4) employees

- **Risk Management –**
  1. Researched Executive Firms for Chief of Police Search.
  2. Updating City Rules and Regulations.
  3. Accident and Injury Reviews.
  4. Audited, Closed, and Processed WC Claims.
  5. Processed Insurance Subrogation.
  6. Consulted with the City Carrier Regarding Liability Claims.
  7. Processed day to day Risk Management Duties.

Finance Department

- Met with City Manager, Deputy City Manager and City Attorney regarding bargaining unit negotiations.

- Day to Day Operations

MIS Department

- Upgraded the IBM Power 7 Operating System from V6R1 to V7R1.
- Ordered and upgrading cell phones for priority staff whose phones are in bad disrepair.
- Completed Public Records Requests.
- Restored Data from the data outage for Marina with help from State of Florida.
- Staff working with several departments and CivicPlus on City's website upgrade.
- Converting all sites to City Hall with a true WAN with Indian Hills/Police Department and Public Works completed.
- Mobile devices are in the testing phase for email on the cloud.
- Marina VOIP telephone system has been ordered and scheduled for installation.
- Lost phone systems at all sites several times within the last four weeks and all restored with a change out of equipment by AT&T and the State of Florida.
- Working with several departments with laptops and IPads on connectivity issues stemming from the upgrade of the State of Florida DMS VPN procedures.
- Working with Finance and Building Department on several relocations.
- Working with testing PetData software for Animal Control Officers in the field.
- Searching for options for Commissioners to be able to engage in audio or video conferencing when not physically able to attend meetings.
- Awaiting training for Building staff with SmartGov.
- Working with Comcast to Wi-Fi entire City Hall.
- Received quote from Selectron IVR reps for information on sending this function to the cloud or purchasing a new server and keeping the process in house.
- Transferring data to new file servers for several departments.
- Upgrading out of lease copiers for several departments.
- Working on new servers, racks and Intune software citywide.
- Exploring cloud based options for different applications.
- Processing new computer equipment for various departments.
- Working on a WorkOptiFlow pilot program with Indian Hills Department.
- Working on Rights issue with NAS (on-going).
- Processing VOIP spread sheet for remaining remote site (Sunrise Theatre) and gathering all information required including old numbers to be ported.
- Marina data room is currently being upgraded to handle a new data rack, servers. Transferring data to the new NAS device (on-going).
- Major problems with email due to virus attacks to our system (on-going).
- Servers for Sunrise Theatre are being processed for distribution.
- Software integrations citywide (on-going).
- Working with AT&T and State of Florida on the fiber optic installation preparation for Public Works/Solid Waste (ongoing).
- Lotus Notes IQsuite e-mail spam, and archiving (ongoing).
- Updating MIS documentation and procedural policies (on-going).
- Received fifty four (54) new work orders and completed one hundred sixteen (116) work orders.

Planning Department

- **Administrative/Meetings –**
  1. All Staff members conducted 'Planner of the Day' duties on a rotating basis.
  2. Walk-ins/Call-ins.
  3. Historic Preservation Board Meeting
  4. American Planning Association Conference
  5. Fort Pierce CAV Meeting – Flood Plain Committee
  6. ZVL -4892 Okeechobee Road – Pineapple Mini Storage
  7. ZVL – 4591 Whispering Pines Ln, Fort Pierce

- **Development Review –**
  1. Bev Smith Toyota Site Plan Extension
  2. Selvitz Crossing Preliminary Plat Resubmittal
  3. Boston Avenue/St. Andrews Abandonment Request - CC Approved
  4. 5001 Okeechobee Rd - CenterState Bank - CO Issued
  5. 975 Seaway Dr. - Cumberland Farms - Interior Expansion / Exterior Improvements

- **Historic Preservation –**
  1. 657 N 2nd Street - Fence & Landscaping Improvements - Approved
  2. 102 N 2nd Street - Mural / Architectural Features Coordination - COA Pending

- **Economic Development –**
  1. RFQ Drafting - Oaks at Moore's Creek Phase II & 505 N 7th Street

Building Division

- **320 S. Indian River Drive (St. Andrews School) –** Certificate of Occupancy was issued for the major renovation.

- **Ft. Pierce Marina –** Permit for Phase II Construction, including docks, has been issued.

- **5001 Okeechobee Rd (Center State Bank) –** Certificate of Occupancy has been issued.

- **1404 Avenue E (One Lord One Faith One Baptism, House of Prayer)** – Certificate of Occupancy has been issued.

- **Single Family Homes - Oak Alley Subdivision –** Permit applications for 2 new single family homes have been submitted. Permits for 2 new single family homes are ready to be issued.

- **Community Assistance Visit (CAV) –** We met with the Department of Emergency Management (DEM) on 8/29/14, for a Community Assistance Visit. This visit is to the aid local government in their administration of the National Flood Insurance Program (NFIP), to help address any concerns we may have while administrating the program and to verify the community's compliance with the program. The NFIP was established through FEMA and offers flood insurance protection to properties that are in areas where flood insurance protection was previously unavailable and/or unaffordable.

Code Enforcement Division

- **Hearing –**
  1. Special Magistrate Blandino
     a) 15 regular violation hearings
        - 4 complied prior to hearing
        - 2 continued by staff
        - 9 found in violation
     b) 3 Lien Reduction Request Hearings
        - 1 fine reduced to the excess tax sale proceeds and forwarded to Commission for final approval
        - 2 (same owner / same property) – waived all fines on from both cases and reduced to filing fees only of $40 and forwarded to Commission for final approval.

- **Code Enforcement –**
  1. Received 30 complaints
  2. Issued 6 written warnings
  3. Issued 0 citations
  4. Initiated 61 new cases: 23 general violations, 38 lot clearing violations
  5. Conducted 361 follow-up inspections
  6. Closed 119 cases

- **Animal Control –**
  1. No report data available at this time.
  2. Mid-transition from old computer system to new system.
  3. Anticipate all activity to be processed in the new system starting October 1, 2014.
  4. Processed four sterilization vouchers.

- **Revenue –**
  1. Processed 14 lien / title searches
  2. All Income categories continue to meet or exceed budgeted amount.
     a) Property Code Violations – more than double budgeted income.
     b) Animal Control Violations – more than double budgeted income.
     c) Animal Licenses:
        - In house collections – more than double budgeted income.
        - PetData collections – approximately an additional 50% more income.
     d) Lot Clearing Charges – more than double budgeted income.
     e) Admin Charges – met our budget income with $200 overage
  3. PetData continues to improve the revenue generated by animal licenses.

- **Miscellaneous –**
  1. Code Manager met with Lara Amyx, new Code Board member, to review Board policies and procedures.
  2. Prepared Resolution to accompany the 2nd reading of the vendor ordinance.
  3. Prepared training manual and prepared for training of all animal control officers on the new ShelterPro software.
  4. Conducted training for all animal control officers for new ShelterPro software.

Engineering Department

- **Development Reviews** – Intake of three (3) Building Permit, Site Plan, or Certificate of Occupancy reviews.
- **Stormwater Division** – Submittal of grant application to St. Lucie Rivers Issue Team on August 31, 2014.
- **Traffic Control** – City continues maintenance of all signals. Staff is continuing a refurbishment program on City maintained signals to rewiring the existing signal mast arms. The existing wiring is degrading rapidly due to heat and age causing significant issues with traffic signal reliability. Staff is working with FDOT on the development of the new Phase 2 Signal Maintenance JPA requirements for FY 2015/16 which will look at increased performance requirements and adjusted reimbursement increase.
- **City Marina Reconstruction – Phase II – Docks –** Bellingham Marine continues the submittal process for approval of construction elements. Bellingham continues float construction and has started barge loading operations for delivery to the Marina. Construction schedule reflects an onsite construction start of September 12, 2014.
- **Moore's Creek Dredging –** Gator Dredging has completed the spoil removal portion of the Moore's Creek Project. Gator dredging is completing the haul off portion of the contract is anticipating completion of the project early next week.
- **S. 21st Street / Havana Ave. Sidewalk Project –** FDOT has approved final plans and is in the process of preparing the LAP Agreement. Funding has been approved by FDOT for FY 2015.
- **31st Street Sidewalks from Okeechobee Road to Tennessee Avenue –** Construction underway. Project completion proposed for October 2014.
- **Indian Hills Recreation Area - Stormwater Improvements –** Construction continues ahead of schedule. Meeting held last week with representatives from the City and County to discuss additional work on the south side of Savannah Road. St. Lucie County desires to move ahead with this work and possibly add to existing construction contract. Kimley Horn and Associates to provide proposal for plan preparation. Follow-up meeting scheduled for next week.
- **Veterans Memorial Park –** The contractor has completed the framing, plumbing and electrical work. Modifications to the HVAC layout have caused some delays in the progress with the interior work. The exterior electrical relocation work has been completed as has the sanitary sewer work. Construction completion scheduled for November 2014. Phase II has been reviewed and comments provided to the consultant. This phase will go out to bid once we are in receipt of the FDEP 319 Grant which is expected October 2014.
- **Melody Lane Fishing Pier –** Final plans under review.
- **H.D. King Power Plant Clean-up –** The area designated as the 2014 Work has been completed at this time. Eleven monitoring wells have been installed around the perimeter of the site. Additional exploratory test pits have been done in the 2015 work area and it has been determined that additional contamination has been encountered below the water table. Cardno has provided a cost proposal for the balance of the work, $1.97 million. Engineering report for the condition of the seawall has been received from consultant. Recommendation is for the replacement of seawall on both sides from 2nd Street to Indian River Drive. Estimated replacement cost is $1.5 million.
- **Park Trail Subdivision –** Contractor is addressing punch list items.
- **Georgia Avenue Drainage Basin Outfall –** Slip lining of the 980 LF of 60" outfall pipe that runs from the golf course to the Indian River Lagoon is proposed. Construction to start in next week and will be completed in a week's time.
- **Fairway Emergency Drainage Repair –** The construction consists of slip lining 427 LF of 36" RCP with one storm structure replacement and pavement repair is underway. Final completion the end of September.

Police Department

- **Staffing –** The police department currently has eight (8) vacancies for police officers. The department has six (6) police officers starting on September 24, 2014.
- **Vendor Ordinance –** On September 2, 2014, the Peddlers, Solicitors and Canvassers Ordinance, Ordinance No. 14-019 passed the first reading with some minor revisions. The second reading will be head at the next Commission Meeting, Monday, September 15, 2014.
- **Downtown Business Crime Watch –** The police department, Main Street, and Lincoln Park Main Street hosted a meeting with the downtown businesses on August 27, 2014. The meeting was well attended. Indian River State College's Business Incubator Coordinator, Tom Kindred also attended the meeting to present the downtown businesses with some practical business classes that the college is offering. Officer Cheryl Glenn-Reed and Officer Damian Spotts presented the plan to start a Business Crime Watch in downtown. It was agreed that we would continue these meetings quarterly.
- **Williams Center Open House –** The Boys and Girls Club and the Police Department held the open house on August 27, 2014. The open house was well attended; there were over 50 Boys and Girls Club youth in attendance with numerous community leaders visiting the center. The Police Department's Crime Prevent Unit: Officer Glenn-Reed and Officer Spotts, Juvenile Specialist: Officer Dani Dreizehnter, Bike Unit: Officer Guy Montgomery and Officer Doug Brown along with their supervisor, Sergeant John Schramm is located in the center.
- **Restoring the Village Youth Initiative –** The Roundtable is hosting two events related to the Comprehensive Gang Model on September 30, 2014. There will be a daylong training session conducted by representatives from the National Gang Center (at Indian River State College, Treasure Coast Public Safety Complex, Bailey Auditorium, from 8:30 AM to 4:30 PM). Following the training session, there will be a Community Forum held from 5:30 PM to 7:30 PM, at the Lincoln Park Academy Auditorium.
- **Scout Troop 772 –** Troop 772 received a very generous donation of fourteen (14) computers and was in need of additional space. The police department was able to give the Troop a second office that will serve as a computer lab for the scouts.
- **Diversity Centered Leadership Training –** The police department has arranged for the Covey Institute to host Diversity Centered Leadership Training classes for staff on September 17 & 18, 2014. The training will be held at the Indian River State College, Treasure Coast Public Safety Complex, Bailey Auditorium, from 8:30 AM to 5:00 PM.

Public Works Department

- **Energy Efficiency & Conservation –** The interior lighting retrofit is progressing rapidly with only City Hall remaining to do. Installation of the LED street lights has begun (1172 installed so far) and both chillers at City Hall and the PD have been replaced. The plumbing retrofits have been completed at City Hall and the HVAC controls are next on the agenda.
- **Phase II Window Retrofit Project –**Work has begun on the St. Anastasia building is nearing completion. The new windows are in and look fantastic. The PD generator replaced is scheduled to take place within the next two weeks with City Hall following shortly after.
- **HDRC Recreation –**The Summer Youth Basketball League has completed their summer program. Open gym nights are still being held during the week. Staff is still working on adding to our programming with quality activities for the youth and young adults of our community.

Urban Redevelopment Department

- **Grants Administrator –**
  1. Developed CDBG subaward contracts for Lincoln Park and Fort Pierce Main Streets
  2. Created maps and other support materials for Florida Boating Infrastructure Grant application (BIG) submittal (dinghy docks - City Marina)
  3. Provided project oversight for Public Service Agency and Commercial Facade grant awards
  4. Developed New FPAT Membership Criteria to Include All Fort Pierce Businesses that provide services to travelers/visitors to Fort Pierce and other various materials for Fort Pierce Authentic Tours Advisory Board meeting
  5. Closed-out grant award from Children's Services Council of St. Lucie County for Youth Fishing Clinic
  6. Collaborated with Ampersand Graphics to continue development of Highwaymen Heritage Trail signs
  7. Used emails from Solar & Energy Loan Fund to create tri-fold; printed, folded and distributed throughout City Hall
  8. Began design of rack card for Highwaymen Heritage Trail project
  9. Collaborated with IRSC on design of three (3) rack cards for FPAT (paid for via Visit Florida Grant). Cards will be printed then distributed to EVERY Florida Visit Center for a full year.
  10. Transcribed minutes from August Communitywide Council meeting.
  11. Meetings:
      a) Pastor Shaw - World Changers' reimbursement
      b) Main Street Fort Pierce - Business Crime Watch
      c) Mayor Hudson - Highwaymen Trail project
      d) Madison (TC Newspapers) - Highwaymen Trail project
      e) Gloria Johnson - HUD IDIS Drawdowns
      f) Walter Shaw & Pamela Caruthers - Highwaymen Movie
      g) Camie Sellin - FPAT Membership Revamp
      h) Sharon Robinson - Commercial Facade Grant closeout
      i) Kathleen Frederick - Backus Trail Stop for Highwaymen Trail
      j) Duke Evans - IRSC SBDC - Business Training Opportunities
      k) City Commission - Highwaymen Trail Sign Purchase
      l) FPAT - Monthly Meeting

- **Program Analyst –**
  1. FEMA
     a) Marina Project
        - Monitoring funding requests
        - Preparing requests for reimbursements
     b) Windows Expansion Project
        - Preparing pay applications and requests for reimbursements
        - Received approval for Marina building windows to be replaced
  2. SHIP – Conducted intake appointments on applicants, 45 total for SHIP program

Marina

- Oversee daily operations for City Marina and Fisherman's Wharf Marina.
- Working with seasonal dockage and events (see weekly email "Marina Happenings" newsletter for updates).
- Consulting on Marina Project.
- Dredging of Moore's Creek was incomplete. Contractor to come back to site to complete. Awaiting F.I.N.D. extension.
- Bellingham Marine contracts complete. Contractor to be on site between August 18th and the 30th. (Estimated)
- Web Cam at the marina to be installed by August 20, 2014.
- Seacoast National Bank ATM machine at City Marina to be completed by August 30, 2014.
- Working with MIS to purchase and install a POS and dockmaster computer system. Ordered 7/10/14.
- New Dockmaster program arrived - awaiting MIS department to install.

Golf Course

- Met with Golf Pipeline representative to discuss booking on-line tee times.
- Made final preparations to have the Georgia Avenue Outflow pipe slip lined.
- Day-to-day operations.

River Walk Center

Park Permits	525.00
Programming	131.74
River Walk Center	714.70
Special Events	200.00
Maravilla	200.00
Total	$1,771.44

Sunrise Theatre

- Over the past weeks, the following performances and activities were presented in the Sunrise & Black Box Theatre: Fort Pierce Jazz and Blues Society and the Sunrise Theatre co-presented Tuesday Night Jazz Jam evenings on August 19; Comedy Corner Improv on Saturday, August 23; Performances on the Sunrise Theatre main stage included; The final week of the Sunrise Theatre/Missoula Children's Theatre Summer Workshops was held August 11-15.The title for the fourth week was Treasure Island, the Missoula Children's Theatre campers gave a public performance of Treasure Island on Friday, August 15 at 7PM. The last of six Free Summertime Movies, Cocoon, which is sponsored by Humana was screened on Sunday, August 17 at 3pm.
- Tickets for the 2014/15 Season went on sale to the two different levels of membership on Monday, August 11 & August 18.
- Assistance continues with future rental events and co-presentations with various community groups including, but not limited to: Fort Pierce PAL "Dancing With Our PAL's" on September 20; Grace Way Village "Are You Smarter Than A 5th Grader" on September 26th ; MusicWorks "Dave Mason" on November 20; South Florida Dance Company's "A Christmas Carol", St. Lucie Ballet's "Nutcracker" on December 11 & 12;Kyman Entertainment, Richard Nader Entertainment on March 19, various shows with BlueBird Entertainment.
- Various meetings have been held and are scheduled with potential renters to schedule rental of the facility.
- Booking and event commitments for the 2014/15 Season continues and will, up to the publication of the Sunrise, the City/Sunrise's program/playbill which will come out the second week of September.
- Marketing and Box Office information for the 2014/15 Season is being compiled and disseminated by and to appropriate staff to prepare for the season. This includes all marketing assets for the Sunrise Playbill and website. Show setup in Choice Ticketing for all 2014/15 shows is ongoing in anticipation of going on-sale to members.
- Marketing and show sponsorship packages continue to be put together to solicit for the coming season's shows. Foundation grant opportunities continue to be researched and grant applications continue to be written and submitted.
- Budget projections and adjustments for this and next year's fiscal year continue to be reviewed and implemented.