

DRAFT



CITY OF FORT PIERCE PLANNING BOARD

Planning Board Minutes

OF THE REGULAR MEETING OF THE FORT PIERCE CITY PLANNING BOARD HELD ON TUESDAY, JULY 8, 2014, IN FORT PIERCE CITY HALL, COMMISSION CHAMBERS, 100 NORTH US HIGHWAY 1, FORT PIERCE, FLORIDA.

1. CALL TO ORDER

The meeting was called to order at 6:01 PM.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Present: Eloise Cummings; Phyllis Castro; Tim O'Connell; Robert Poitier; Brian Paul; Mike Dahan; Steve Weaver; Bob Burdge, Chairman

Absent: Eduardo Mujica; Erica Ganzi; John George; Marcia Baker

Staff Present: James Walker, Assistant City Attorney
Rebecca Grohall, AICP, Planning Manager
Sandy Ramseth, AICP, Senior Planner
Kori Benton, Historic Preservation Officer
Alicia Rosenthal, Administrative Assistant

4. CONSIDERATION OF ABSENCES

Motion was made by Steve Weaver, seconded by Robert Poitier to excuse the absences of Ms. Baker, Ms. Ganzi, Mr. George and Mr. Mujica.

AYE: Eloise Cummings, Phyllis Castro, Tim O'Connell, Robert Poitier, Brian Paul, Mike Dahan, Steve Weaver, Chairman Bob Burdge

Passed

a. May 13, 2014 meeting

Motion was made by Robert Poitier, seconded by Eloise Cummings to excuse the absences of Ms. Castro, Mr. George, and Ms. Ganzi from the May 13, 2014 meeting.

AYE: Eloise Cummings, Phyllis Castro, Tim O'Connell, Robert Poitier, Brian Paul, Mike Dahan, Steve Weaver, Chairman Bob Burdge

Passed

b. June 10, 2014 meeting

Motion was made by Robert Poitier, seconded by Tim O'Connell to excuse the absence of Ms. Castro from the June 10, 2014 Special meeting.

AYE: Eloise Cummings, Phyllis Castro, Tim O'Connell, Robert Poitier, Brian Paul, Mike Dahan, Steve Weaver, Chairman Bob Burdge

Passed

5. CERTIFICATION OF ALTERNATE MEMBER VOTING STATUS

Mr. Weaver and Mr. Dahan participated in discussions and voting.

6. APPROVAL OF MINUTES

a. May 13, 2014 Meeting

Motion was made by Robert Poitier, seconded by Brian Paul to approve the minutes for the May 13, 2014 meeting.

AYE: Eloise Cummings, Phyllis Castro, Tim O'Connell, Robert Poitier, Brian Paul, Mike Dahan, Steve Weaver, Chairman Bob Burdge

Passed

b. June 10, 2014 Special Meeting

Motion was made by Steve Weaver, seconded by Robert Poitier to approve the minutes for the June 10, 2014 special meeting.

AYE: Eloise Cummings, Phyllis Castro, Tim O'Connell, Robert Poitier, Brian Paul, Mike Dahan, Steve Weaver, Chairman Bob Burdge

Passed

7. NEW BUSINESS

a. Approval of a Conditional Use with New Construction to Exceed Maximum Height of 28 Feet for Single-Family Homes in the R-1 District, within the South Beach Overlay

Mr. Benton gave an overview of the application. Mr. Weaver filled out Form 8B to recuse from voting. The board discussed the item. The chairman asked for questions from the audience and no one spoke in favor or in opposition to the project.

Motion was made by Tim O'Connell, seconded by Robert Poitier to approve the Site Plan and Conditional Use at 1613 Thumb Point Drive.

AYE: Eloise Cummings, Phyllis Castro, Tim O'Connell, Robert Poitier, Brian Paul, Mike Dahan, Chairman Bob Burdge

Other: Steve Weaver (RECUSE)

Passed

b. Approval of a Conditional Use to operate a Middle and High-school extension at the existing Private School at 320 S. Indian River Drive.

Mr. Benton gave an overview of the application. Trina Angelone, Head of Schools at St. Andrews Episcopal Church & School and Bill Stoddard, Engineer, at Schulke, Bittle & Stoddard commented. The board discussed the application.

Motion was made by Robert Poitier, seconded by Phyllis Castro to approve the Conditional Use to operate a Middle and High School extension at the existing Private School at the subject location upon the final passage of Ordinance 14-017 with the following conditions:

1. The applicants obtain formal authorization from St. Lucie County for the continued use of the St. Lucie County Riverside Parking Lot for the delivery and pick up of students.
2. A bicycle rack is provided on site prior to the beginning of the 2014/2015 school year.
3. Directional signs are installed as needed to adequately delineate drive aisles for student delivery and pick-up prior to the beginning of the 2014/2015 school year.

AYE: Steve Weaver, Mike Dahan, Brian Paul, Robert Poitier, Tim O'Connell, Phyllis Castro, Eloise Cummings, Chairman Bob Burdge

Passed

- c. Approval of Conditional Use to construct a canvas awning approximately 24' X 60' onto a wooden deck located on the north side of the existing building, and another 6' X 60' awning on the east side of the same building, which is the current location for the resort restaurant. The awning that will be located on the east side will be attached to the building, off of the ground, centered, and leveled to the building. Additional improvements include replacing the wood deck of the north side of the same building, which was removed due to decay caused by storms and weathering.

Ms. Ramseth gave an overview of the application. Mr. Paul and Mr. Weaver filled out form 8B and recused from voting. The board discussed the item. No one in the audience spoke in favor or in opposition of the application.

Motion was made by Robert Poitier, seconded by Tim O'Connell to approve the construction of a canvas awning over a wooden deck on the north side of the existing building and another awning on the east side of the same building with the condition that all city engineering comments are satisfied at the time of building permit application.

AYE: Mike Dahan, Phyllis Castro, Tim O'Connell, Robert Poitier, Eloise Cummings, Chairman Bob Burdge

Other: Steve Weaver (RECUSE), Brian Paul (RECUSE)

Passed

8. **BOARD COMMENTS**

Chairman Burdge stated that Officer Glenn Reed will be back at the August meeting to continue her CPTED presentation and discuss the homework assignment.

Mr. Weaver and Ms. Castro commented on the LDR rewrite.

9. **ADJOURNMENT**

The meeting was adjourned at 6:56 PM.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME WEAVER, STEVEN	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE FORT PIERCE PLANNING BOARD
MAILING ADDRESS 1615 THUMB POINT DRIVE	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY COUNTY FORT PIERCE FL (ST LUCIE)	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED JULY 2, 2014	NAME OF POLITICAL SUBDIVISION: CITY OF FORT PIERCE
	MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, STEVEN WEAVER, hereby disclose that on JULY 8, 20 14:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss; (possibly)
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Participation in approving a conditional use for a large home directly adjacent to my personal residence may inure to my benefit or detriment via increased property values. Additionally the possibility exists that my construction company may be able to bid on the construction, again to the possible benefit of my company and myself.

July 8, 2014
Date Filed

[Signature]
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, BRIAN PAUL, hereby disclose that on JULY 8th, 20 14:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

AN AWNING FOR MY BUSINESS

7-8-2014
Date Filed

Brian Paul
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME WEAVER, STEVEN	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE FORT PIERCE PLANNING BOARD
MAILING ADDRESS	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY COUNTY FORT PIERCE, FL ST. LUCIE	NAME OF POLITICAL SUBDIVISION: CITY OF FORT PIERCE
DATE ON WHICH VOTE OCCURRED JULY 8, 2014	MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

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A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

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- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, STEVEN WEAVER, hereby disclose that on JULY 8, 2014, 20 :

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

I HAVE FINANCIAL INTERESTS IN THE PROPERTY OWNERSHIP, AND THE LESSEE THEREOF.

July 8, 2014
Date Filed

[Signature]
Signature

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