

CITY OF FORT PIERCE

CITY COMMISSION AGENDA

Regular Meeting - Monday, November 2, 2015 - 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 Craig Bridges, The Crossings Community Church
3. **PLEDGE OF ALLEGIANCE**
4. **ROLL CALL**
5. **APPROVAL OF MINUTES**
 - a. Approval of minutes from the October 5, 2015 regular meeting, the October 5, 2015 special meeting and the October 19, 2015 regular meeting.
6. **PROCLAMATIONS**
 - a. National Adoption Month Proclamation being received by Frank Avilla, Children's Home Society
 - b. National Runaway Prevention Awareness Proclamation being received by Frank Avilla, Children's Home Society.
 - c. Retired Educator Proclamation being received by Oliva Watkins, Retired Educator.
7. **LETTERS TO COMMISSION**
 - a. Letter from Darrell J. Drummond, President/CEO with Council on Aging of St. Lucie, Inc. thanking the City of Fort Pierce for the assistance provided by Johnna Morris, Interim Director of Finance, regarding a billing matter.

8. **COMMENTS FROM THE PUBLIC ON AGENDA ITEMS NOT REQUIRING PUBLIC HEARINGS**

Any person who wishes to comment on an agenda item which is not under Public Hearings on the Agenda may be heard at this time and must sign up to speak in advance. 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.

9. **CONSENT AGENDA**

- a. The police department requests approval to execute three (3) Independent Contractor Agreements: Police Administrator, Program and Grants Coordinator, and Accreditation Manager.
- b. Request approval of Dunkelberger Engineering and Testing, Inc. proposal for materials testing and pile driving inspection services in the amount of \$17,810.00.
- c. Request approval of proposal from Beemats in the amount of \$84,400.00 for the annual harvesting, maintenance and replanting of floating vegetated mats at the Indian Hills Recreation Area.
- d. Request to issue a Blanket Purchase Order to Econolite Controls of Jacksonville, Fl. in the amount of \$86,000 for equipment purchases. Econolite is the City's sole source provider of traffic system operations equipment.
- e. Request to issue a Blanket Purchase Order to Rainbow Distributors of Lake Mary, Fl in the amount of \$20,000 for traffic signal parts. Rainbow Distributors is the City's sole source provider of intersection signal parts.
- f. Approval of \$15,000 payable to Main Street Fort Pierce, Inc. for the sponsorship of the 27th Annual Sights and Sounds on Second event.
- g. The City Manager requests approval for the appointment of Johnna Morris as the Director of Finance for the City of Fort Pierce in accordance with Article IV, Section 42 (i) of the City Charter.

10. **PUBLIC HEARINGS**

- a. Public Hearing on the Consolidated Annual Performance Evaluation Report (CAPER) for Program Year 2014-2015.
- b. Ordinance 15-055 the Annexation of 5550 S US Hwy 1 and Smallwood Avenue. SECOND READING
- c. Ordinance 15-054 Amending Chapter 22, Article 3, Basic Zoning Districts Providing for Multi-Family Building Use as Permitted Use in R-5 Zoning District. FIRST READING
- d. Review of an application for a Conditional Use submitted by Property Owners, Ted & Kristin Hollander, to operate a Dwelling Rental. The property is zoned Single-Family Intermediate Density zone (R-2), (Parcel ID 2412-503-0051-000-7).

11. **MISCELLANEOUS REPORTS & REQUESTS**

12. **CITY COMMISSION**

- a. Request approval of Resolution No. UA 2015-13, Amending the Economic Development Electric Service Rate Schedule.
- b. Resolution 15-R29 Reappointing Camie Sellin to Fort Pierce Authentic Tours (FPAT) Advisory Board.
- c. Resolution 15-R30 appointing Mrs. Charlene Adair to the Keep Fort Pierce Beautiful Board rather than the Fort Pierce Tree Board as originally submitted.
- d. Submittal of applications to serve on the Historic Preservation Board to fill two vacancies.
- e. Submittal of applications for appointment to the Code Enforcement Board (alternate member) for consideration.
- f. Discussion of the policy for the appointment of members to the Fort Pierce Utilities Authority Board requested by Commissioner Sessions.
- g. Clarification of contract terms for Interim Legal Services approved at the October 19, 2015 meeting at the request of Mayor Hudson.

- h. Discussion of the engagement of a consultant to assist the City Commission with the selecting and hiring an in house City Attorney as requested by Commissioner Becht.

13. **COMMENTS FROM THE PUBLIC**

Any person who wishes to comment on any subject may be heard at this time and must sign up to speak in advance. 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.

14. **COMMENTS FROM THE CITY MANAGER**

- a. City Manager's Departmental Activity Report

15. **COMMENTS FROM THE COMMISSION**

16. **ADJOURNMENT**

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises you that if you or another person decide to appeal any decision made by the City Commission with respect to any matter considered at its meeting or hearing, that you or said person will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission into evidence of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (772) 467-3052 at least 48 hours prior to the meeting.

City Commission Regular Meeting

Agenda Item # 5. a.

Meeting Date: 11/02/2015

Re:

SUBJECT:

Approval of minutes from the October 5, 2015 regular meeting, the October 5, 2015 special meeting and the October 19, 2015 regular meeting.

Attachments

10.05.2015 Special Meeting

10.05.2015 Minutes

10.19.2015 Minutes

Form Review

Form Started By: Linda Cox

Started On: 10/06/2015 04:48 PM

Final Approval Date: 10/12/2015

MINUTES OF A SPECIAL REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, HELD IN THE THIRD FLOOR CONFERENCE ROOM, CITY HALL, 100 NORTH U.S. #1, FORT PIERCE, FLORIDA, AT 5:30 P.M. ON MONDAY, **OCTOBER 5, 2015.**

1. CALL TO ORDER

Mayor Hudson called the meeting to order at 5:30 p.m.

2. PLEDGE OF ALLEGIANCE

3. 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

- 4. Special Closed Meeting (Attorney-Client Session) of the City Commission of the City of Fort Pierce, Florida, pursuant to Florida Statute 286.011(8) to discuss settlement negotiations or strategy session related to litigation expenditures in connection with pending litigation – City of Fort Pierce vs. Petroleum Marine Consultants, LLC and RGD & Associates, Inc., Case No. 56-2014-CA-001984 (BC) Circuit Court of the 19th Judicial Circuit.**

5. Announcement of estimated length of attorney-client session.

The closed session is anticipated to take approximately 30 minutes and will be recorded by a certified court reporter.

- 6. The session shall be recorded by a certified court reporter. (Note: The court reporter will prepare the transcript of the meeting and file it with the City Clerk within a reasonable time; it shall remain sealed until the conclusion of the litigation, at which time the transcript will be made part of the public record.)**

Linda Cox, City Clerk, left the meeting at this time.

7. Meeting to reopen at conclusion of attorney-client session.

Linda Cox, City Clerk, returned to the meeting and Mayor Hudson announced the session was reopened at 5:59 p.m.

8. ADJOURNMENT

The meeting was adjourned at 5:59 p.m.

ATTEST:

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 6:30 P.M. ON MONDAY, OCTOBER 5, 2015.

1. CALL TO ORDER

2. OPENING PRAYER - Rev. Father John Liebler of St. Andrew's Episcopal Church 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 September 18, 2015 meeting.

Motion was made by Commissioner Rufus Alexander, seconded by Commissioner Thomas Perona to approve the minutes from the September 18, 2015 meeting.

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

6. PROCLAMATIONS

a. Mayor Hudson issued a Proclamation declaring October as National Domestic Violence Awareness Month.

b. Mayor Hudson issued a Proclamation declaring October 22, 2015 Lights on Afterschool Day.

c. Mayor Hudson issued a Proclamation declaring October 4-10, 2015 Public Power Week.

d. Mayor Hudson issued a Proclamation declaring October 4-10, 2015 Public Natural Gas Week.

7. LETTERS TO COMMISSION - There were no letters to the Commission.

8. COMMENTS FROM THE PUBLIC ON AGENDA ITEMS NOT REQUIRING PUBLIC HEARINGS - There were no comments from the public.

9. CONSENT AGENDA

a. Approval of contract award to Gentile Corporation of West Palm Beach in the amount of \$20,800.00 for the rehabilitation of 709 Easter Avenue.

- b. Request to reduce code enforcement fines in the amount of \$80,790.00 against 2110 S. 33rd Street which was previously owned by Rita J. & Roy D. Richardson, 2110 S. 33rd Street, Ft. Pierce, FL 34947 and currently owned by Feroz A. Chagani, 1989 S. US Highway 1, Ft. Pierce, FL 34950 to \$6,755.40.
- c. Request to reduce code enforcement fines in the amount of \$105,290.00 against 1305 Florida Avenue which was previously owned by Adal Khalil, 101 Monaco C, Delray Beach, FL 33446 and currently owned by PEP Financial LLC (TR), 2431 Atlantic Beach Boulevard, Ft. Pierce, FL 34949 to \$12,234.11.
- d. Request to rescind code enforcement fines in the amount of \$48,250.00 against 2802 S US Highway 1, which was previously owned by Amal & Thabet Hasan, 2802 S US Highway 1, Ft. Pierce, FL and currently owned by Reyad Nofal, 2802 S US Highway 1, Ft. Pierce, FL leaving a balance of \$.00 due.
- e. Approve and award RFP No. 2015-049 Property and Casualty Insurances to Florida Municipal Trust (FMIT) through the Florida League of Cities, Inc., Orlando, FL.
- f. Approval of the investment of \$1.4 million from the available HUD Bond resources to fund the FY 2016 capital improvement projects presented during the budget workshop.
- g. Approve the request by Robert Clark for the installation of an above-ground L.P. Tank on property located at 1208 York Avenue, Fort Pierce, Florida.
- h. Request authorization to contract with the low proposer, Johnson-Davis, Inc., in an amount not to exceed \$40,200 for emergency drainage repair work on the South 33rd Street drainage canal located between Tennessee Avenue and Virginia Avenue.
- i. Approval of Blanket Orders for Public Works for FY 2016 to ensure efficient maintenance, service and repair of all City owned facilities, amenities and equipment.
- j. Approval to purchase Christmas Tree and ornaments from Clark Sales Display, Inc. in the amount of \$9,350.00 for the Avenue A/Indian River Drive round-a-bout and to award a contract to Let There Be Lights, Inc. to provide Holiday Lights at Marina Square in the amount of \$27,000.00.
- k. Approve the purchase of 360 64-gallon and 360 96-gallon recycling carts from Toter, Inc. in the amount not to exceed \$40,236.00
- l. Approve Blanket Purchase Orders for the Sunrise Theatre in the amount not to exceed \$481,950.00.
- m. Approve Blanket Purchase Orders for Indian Hills Golf Course to Vendors for products and services in the amount not to exceed \$357,572.00.

Commissioner Sessions pulled items **9a, 9b, 9c, 9e, 9f, 9i, 9m.**

Motion was made by Commissioner Rufus Alexander, seconded by Commissioner Thomas Perona to approve the remaining items **9d, 9g, 9h, 9j, 9k.**

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

Passed

As to Item **9a**, Commissioner Sessions wanted clarity as to why there were no responses to the bid. Nick Mimms, Deputy City Manager, stated that the bid was restructured after receiving no response(s) due to the structural integrity and plumbing complexities. There was a separate bid to address the structural issues and now there is a contractor that the City is familiar with and hopefully will have it done as soon as possible.

Motion was made by Commissioner Reginald Sessions, seconded by Commissioner Rufus Alexander to approve item **9a**.

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

Passed

As to items **9b and 9c**, Commissioner Sessions inquired about how the lien reduction amount is determined. He asked if it was fair to handle on a case by case basis rather than coming up with some sort of formula. Peggy Araiz, Code Compliance Manager, stated that they take into consideration how much work and effort was put into the property, and if the property is brought into compliance. Often times the request for a lien reduction comes after the new owner has rehabilitated the property. Commission discussion included making sure that we are business friendly, and looking at each property clearly to be fair.

Motion was made by Commissioner Reginald Sessions, seconded by Commissioner Edward Becht to approve items **9b and 9c**.

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

Passed

As to item **9e**, Commissioner Sessions questioned if the annual premium is more or less than last year. Tony Barnes, Director of Administrative Services, stated that it is less, and in addition, we will receive a \$52,194 premium refund. Everyone on staff is working hard to keep costs under control.

Motion was made by Commissioner Reginald Sessions, seconded by Commissioner Edward Becht to approve item **9e**.

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

Passed

As to item **9f**, Commissioner Sessions feels that the public should be aware of this information and asked staff to explain. Johnna Morris, Interim Finance Director, stated that a bond repayment of \$1.4M allows for the start of some capital projects. The monies will be used for the police department, including vehicles, road resurfacing projects, and by the Management Information Systems (MIS) department to enhance to public service.

Motion was made by Commissioner Reginald Sessions, seconded by Commissioner Edward Becht to approve item **9f**.

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

Passed

As to items **9l and 9m**, Commissioner Sessions questioned if they were comfortable approving blanket purchase orders for enterprise funds that are not doing well. Robert Bradshaw, City Manager, stated that this is a streamlining process that was previously implemented due to a cumbersome approval process. There are procedures in place for checks and balances.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Edward Becht to approve item **9l**.

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

NAY: Commissioner Reginald Sessions

Passed

Motion was made by Commissioner Edward Becht, seconded by Commissioner Thomas Perona to approve item **9m**.

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

NAY: Commissioner Reginald Sessions

Passed

10. PUBLIC HEARINGS

- a. Ordinance 15-050 approving a Comprehensive Plan Map Amendment from OP, Office Professional to CBD, Central Business District for properties located on S Indian River Drive. SECOND READING

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

Clarissa Davis, Planner, appeared and was available for questions.

Mayor Hudson opened the public hearing.

Seeing no one, Mayor Hudson closed the public hearing.

Motion was made by Commissioner Rufus Alexander, seconded by Commissioner Reginald Sessions to approve Ordinance 15-050 on second reading.

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

Other: Commissioner Edward Becht (ABSTAIN)

Passed

- b. Approval of an application for a Conditional Use, submitted by Property Owners; Hoyt C Murphy Inc./Benson Family Partnership, and applicant; The Perky Puppy to operate a Dog Boarding Facility located at 509 Georgia Avenue, Fort Pierce, FL. The property is zoned C-3, General Commercial.

Kori Benton, Senior Planner, gave a brief presentation and was available for questions.

Mayor Hudson opened the public hearing.

Debra Webb, applicant, stated that this request is due to demand from her clients to provide the service, and to expand her business to include boarding. She explained her daily routine with the dogs, highlighting that each dog is taken out individually, and that she simply wants to accommodate her customer base. The plaza has another company providing services to dogs and they are not considered a nuisance.

Seeing no one, Mayor Hudson closed the public hearing.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Edward Becht to approve the application for conditional use.

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

Passed

- c. Approve with conditions an application for a Conditional Use, submitted by Property Owners: Railside LLC, Norman Zlinkoff, & 44-47 Realty LLC, applicant; Tropical Recycling, and representative, Stefan Matthes, of Culpepper & Terpening, to operate a Recycling Sort Facility located at 1450 Bell Avenue, Fort Pierce, FL. The property is zoned I-1, Light Industrial.

Kori Benton, Senior Planner, appeared with a brief presentation and was available for questions.

Mayor Hudson opened the public hearing.

Robert Fox, citizen, spoke about his concerns.

Stef Matthes, Culpepper & Terpening, applicant representative, spoke in support.

Brian Katz, Tropical Recycling owner, stated that he plans to hire locally for most of the 15 positions to be hired immediately. He has recently had personal conversations with nearby homeowners and plans to continue to be available as needed.

Jeanne Woodard, citizen, spoke in opposition.

Rick Reed spoke in opposition.

Mayor Hudson closed the public hearing.

Motion was made by Commissioner Edward Becht, seconded by Commissioner Rufus Alexander to approve the conditional use with the following conditions:

1. The operation adheres to the submitted, and approved, truck routes to and from the site.
2. The facility confines operational hours to Monday through Saturday, 7:00 am to 5:00 pm.
3. No melting or burning will take place.
4. All storage of recycling materials will be inside; no outdoor storage.
5. The applicant will request that all "in lieu of" funds paid to the county for sidewalks be used by the county within City limits.

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

Passed

11. MISCELLANEOUS REPORTS & REQUESTS

- a. Presentation of update on Restoring the Village Youth Initiative by Shaniek Maynard, Executive Director, Roundtable of St. Lucie County.

Shaniek Maynard, Executive Director, Roundtable of St. Lucie County, gave a brief update on the program since coming before the Commission in May. Monica Jakobson, Project Coordinator, thanked the Commission for their support, introduced the recently hired Outreach Workers, discussed funding, and the criteria for the program. Many different agencies play a role in this program's success.

12. CITY COMMISSION

- a. Resolution 15-R25 re-appointing members to the Historic Preservation Board.

Motion was made by Commissioner Edward Becht, seconded by Commissioner Rufus Alexander to approve Resolution 15-R25.

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

Passed

- b. Resolution 15-R26 Certifying the Reclassification of a City Planning Board Member due to a vacancy created by a resignation - Consensus was that a motion was not needed and there was no vote on this reclassification.

- c. Resolution 15-R27 Authorizing the Issuance of Refunding Note by the Fort Pierce Redevelopment Agency.

Motion was made by Commissioner Rufus Alexander, seconded by Commissioner Thomas Perona to approve Resolution 15-R27.

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

Passed

- d. Resolution 15-R28 - Accepting the proposal of Capital One Public Funding, LLC to purchase the Capital Improvement Revenue Refunding Note and authorizing the execution and delivery of a Loan Agreement.

Motion was made by Commissioner Edward Becht, seconded by Commissioner Thomas Perona to approve Resolution 15-R28.

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

Passed

13. COMMENTS FROM THE PUBLIC

Jim Flynn
Dodi Spence
Rick Reed

14. COMMENTS FROM THE CITY MANAGER

- a. City Manager's Departmental Activity Report - There were no comments from the City Manager.

15. COMMENTS FROM THE COMMISSION

Commissioner Alexander expressed concerns with the legal department. He made a motion to remove Robert Schwerer as City Attorney. Discussion included the validity of the discussion and motion.

Motion was made by Commissioner Rufus Alexander, seconded by Commissioner Reginald Sessions to remove Robert Schwerer as City Attorney.

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

NAY: Commissioner Edward Becht, Commissioner Thomas Perona
Passed

Commissioner Becht stated that Twin Vee advised that they will be doubling production and hiring a significant number of employees. Pursuit has recently expanded and hired 70 employees. The City's EDC should reach out to them both. In reference to the Grease Trap program, the program is seemingly discriminatory and it should be available city-wide, rather than in just one geographical area.

Robert Schwerer, City Attorney, stated that he was shocked about the actions that took place tonight. He will continue to work on cases until further notice, as he is ethically and legally bound.

- 16. ADJOURNMENT** - There being no further business, Mayor Hudson declared the meeting adjourned at 10:09 p.m.

ATTEST:

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 6:30 P.M. ON MONDAY, OCTOBER 19, 2015.

1. **CALL TO ORDER** - Mayor Hudson called the meeting to order at 6:30 p.m.
2. **OPENING PRAYER** - Rev. Howard D. Coleman of Mount Olive Missionary Baptist Church 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** - No minutes were approved.

6. **PROCLAMATIONS**

- a. Mayor Hudson issued a Proclamation declaring the week of October 18 - 24, 2015, Florida City Government Week.
- b. Mayor Hudson issued a Proclamation declaring October 2015 Pilot International Founders Day Month.

7. **LETTERS TO COMMISSION** - There were no letters to the Commission.

8. **COMMENTS FROM THE PUBLIC ON AGENDA ITEMS NOT REQUIRING PUBLIC HEARINGS**

Gary Cox - Item 12A
Stephanie Morgan - Item 12A
David Morgan - Item 12A
Stephen Enns - Item 12A

9. **CONSENT AGENDA**

- a. Approval and Acceptance of Recommended Award of Bid No. 2015-055/Approval of Purchase for Two Off-Road Vehicles
- b. Approve request for blanket Purchase Order approval in an amount not to exceed \$225,000.00 for the purchase of used vehicles for Police Department use.
- c. Approve award of the Veterans Memorial Park Stormwater Improvements (Base Bid) construction contract to the low bidder, Brothers' Construction, Inc., in an amount not to exceed \$1,648,040.00.

- d. Approve renewal of I-95 Billboard Contract for Fort Pierce Authentic Tours Program in an amount not to exceed \$14,300.00.
- e. Approve renewal of Rack Card Distribution Contract for Fort Pierce Authentic Tours (FPAT) Program in an amount not to exceed \$8,728.50.
- f. Approve request by A.E. Backus Museum and Gallery to replace ground sign on City Property at their cost on leased property at 500 North Indian River Drive.
- g. Approve request for permission to begin development of an Interlocal Agreement with St. Lucie County for the rehabilitation of the Melody Lane Parking Area.

Commissioner Sessions pulled item **9b**.
Commissioner Becht pulled item **9g**.

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

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

Passed

As to item **9b**, Commissioner Sessions wanted to confirm that were looking at replacing fleet with newer or leased vehicles. Chief Hopley-Burney stated that these vehicles will be used for undercover work and that her department will coordinate with Public Works to ensure they are quality vehicles.

Motion was made by Commissioner Reginald Sessions, seconded by Commissioner Thomas Perona to approve Consent Agenda item **9b**.

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

Passed

As to Item **9g**, Commissioner Becht wanted to explain to the public that this is a redesign between the County and the City for the Melody Lane parking area. The number of spaces will go from 87 to 91. He questioned the ability to add bike paths. Jack Andrews, City Engineer, stated that the space is tight and that he would look into it. Commissioner Becht continued that we could possibly funnel the bike traffic along Melody Lane and they can see the waterfront park. The County insists on having bike paths, and the City should have one downtown. Along with the fishing pier that opens up in December, and the St. Andrew's public park that is coming, these are public amenities.

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

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

Passed

10. PUBLIC HEARINGS

- a. Ordinance 15-055 the Annexation of 5550 S US Hwy 1 and Smallwood Avenue.

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

Clarissa Davis, Planner, made a brief presentation and was available for questions.

Mayor Hudson opened the public hearing.

Seeing no one, Mayor Hudson closed the public hearing.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Edward Becht to approve ordinance on first reading.

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

Passed

11. MISCELLANEOUS REPORTS & REQUESTS

- a. 4th Quarter Financial Report - Preliminary

Johnna Morris, Interim Finance Director, presented the 4th Quarter Financial Report, month ending September 30, 2015. This is a preliminary report until the audit is completed. All funds are in a stable position with the exception of the Golf Course and Sunrise Theatre. The discussion clarified that though the report shows "no", the funds are in better shape than they were before.

- b. Presentation of Fort Pierce Parking Committee Recommendations by Nick Mimms, Deputy City Manager.

Nick Mimms, Deputy City Manager, presented the Parking Committee recommendations.

Fort Pierce is now a tourism destination, and we need to continue to prepare. The committee is comprised of members of City Commission, City Manager's office, Engineering, Planning, Public Works, Main Street Fort Pierce, Code Enforcement, as well as members of the business community. The main objective was to look at the two areas impacted most by vehicular and pedestrian traffic; the beach and downtown parking area.

One of the recommendations includes investigating the possibility of acquiring land that can be used for parking. If we are going to invest in land, an easy solution would be a simple service parking plan. We may consider a public / private partnership, resembling the Deerfield Beach Place example provided. The beach is at a critical point as parking and traffic has not slowed down. The area should be improved if we are going to move forward with any type of parking solution. A developer is needed to facilitate the parking and infrastructural improvements that are desired.

Other recommendations include increasing the payment in lieu of parking fees from the present values of \$2,000 per space to a more significant amount, examining capital and maintenance improvements by looking at business improvement district fees, identifying the users who benefit. A third party study would be needed to determine the best funding structure to offset upfront costs.

Also recommended is placing paid parking along the street, whether it is a meter or kiosk, along with enforcement. Consideration of a vertical expansion of the garage on North

2nd Street and Boston Avenue, which can add at least 100 spaces to help with congestion. We should also look at supporting privatized efforts for localized transportation through a trolley or shuttle option. Other recommendations include improving the lighting and security of the City Hall parking garage, and requiring downtown employees and City Hall employees to park on the upper levels of the garage to allow easier access for visitors. The final recommendation is to improve the parking configuration beneath South Bridge to incorporate additional lighting and painted murals to generate a comfortable, and secure parking area.

Commission discussion included appreciation for the parking committee's research, partnering with private property owners, police visibility and enforcement, as well as other viable options such as pedi-cabs and water-taxi's. We will need some temporary fixes and the current recommendations taken to the next level. **The consensus is to move forward with the investigation of each recommendation to determine feasibility, narrow and prioritize the list, and look at a consultant to assist as needed.**

12. CITY COMMISSION

- a. (1) Request to affirm vote of October 5, 2015 to discontinue the services of Robert V. Schwerer and Associates.

Mayor Hudson stated that since the time the Commission indicated they wanted a change, Mr. Schwerer has offered the resignation of his firm's services. Out of respect for his many years of service, the Commission should agree to accept his resignation and that of his firm. The Commission discussed wanting the transition to be as amicable and fair as possible, and for the City Manager's office to manage the transition process.

Motion was made by Commissioner Reginald Sessions, seconded by Commissioner Rufus Alexander to accept the resignation of City Attorney, Robert Schwerer and staff.

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

Passed

- (2) Draft agreement for interim legal services

Mayor Hudson stated she was not ready to accept the agreement as proposed. We should discuss the terms, the increase in the hourly rate for all attorneys, and a proposal for an invoice. We would like interim city legal services as soon as possible. The terms for the agreement are up to 90 days, can be sooner, or be extended. There is current discussion with the County Attorney to act as ombudsman, pro bono, if approved by the Board of County Commissioners.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Edward Becht to approve the agreement with the amendment to reflect remaining at current rate of \$135 per hour.

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

Passed

- b. Submittal of application for Reappointment to Fort Pierce Authentic Tours (FPAT) Advisory Board. - This item will come back in the form of a resolution.
- c. Submittal of application of Mrs. Charlene Adair for appointment to the Fort Pierce Tree Board - This item will come back in the form of a resolution.
- d. Discussion at the request of Commissioner Sessions of the implementation of City Commission policies by management and staff to provide services.

Commissioner Sessions stated there is a disconnect, and department heads need to implement the policies even if they are outside of their personal objectives. A topic in the strategic plan was to deal with threats to Fort Pierce's future and handling the economic boom. It is critical for our City Manager to get a hold of things, and to make sure that staff is more business-friendly, as we do not want to miss any opportunities to improve the community.

Robert Bradshaw, City Manager, stated that the strategic plan has just been finalized, and starting in 2016 his office will provide quarterly updates. The commission discussed the importance of the strategic plan and tasking staff to come up with creative ways to improve public interaction and service delivery.

13. COMMENTS FROM THE PUBLIC

Harold Smith
Dodi Spence

14. COMMENTS FROM THE CITY MANAGER

- a. City Manager's Departmental Activity Report

Robert Bradshaw, City Manager, gave reminder of a joint workshop with the County on November 2, 2015 at 2:00 p.m. in the City Commission Chambers. There is no need for special meeting on Monday, October 26, as previously discussed.

15. COMMENTS FROM THE COMMISSION

Commissioner Perona wanted to thank the parking committee for the recommendations on solving a real problem. He also thanked Robert Schwerer for all of his unheralded achievements over his many years of service.

Commissioner Sessions, on the next agenda, would like to discuss a policy to ensure all of the City is represented on the FPUA Board. He appreciates Robert Schwerer for his service.

Commissioner Becht thanked the entire Schwerer and Associates legal staff for its service to the City, questioned when to take the next steps to appoint a committee to relocate the sewer plant, and the possibility of segways for the police department.

Commissioner Alexander thanked Robert Schwerer for his years of service, and questioned the act of adding or deleting items from the agenda at the beginning of meetings.

Mayor Hudson stated that we should review the ordinances for meetings at a Conference Agenda. The public is invited to PAL's Center program, Lights On Afterschool, in Fort Pierce and Port St. Lucie on October 22, 2015. Main Street Fort Pierce is accepting reservations for Ghost Walk being held on October 28, 2015.

16. **ADJOURNMENT** - There being no further business, Mayor Hudson declared the meeting adjourned at 9:38 p.m.

ATTEST:

CITY CLERK

MAYOR COMMISSIONER

City Commission Regular Meeting

Agenda Item # 6. a.

Meeting Date: 11/02/2015

Re:

SUBJECT:

National Adoption Month Proclamation being received by Frank Avilla, Children's Home Society

Attachments

Adoption

Form Review

Form Started By: Linda Cox

Started On: 10/21/2015 11:30 AM

Final Approval Date: 10/21/2015

WHEREAS, for more than a century, Children's Home Society of Florida has upheld our legacy of transforming the lives of children and families; and

WHEREAS, on any given day approximately 125-175 children are awaiting adoptions on the Treasure Coast and in the last three years over 350 children have been given the gift of forever families; and

WHEREAS, Children's Home Society of Florida, Treasure Coast Division, works diligently with The Department of Children & Families to ensure that every child has a forever family; and

WHEREAS, children waiting for adoptive parents and families who have adopted these children require and deserve community and agency support; and

WHEREAS, Children's Home Society of Florida, along with its community partners, embraces opportunities that can potentially change the way society cares for children and youth.

NOW, THEREFORE, I Linda Hudson, Mayor of the City of Fort Pierce, Florida, do hereby proclaim the month of November, 2015 as:

National Adoption Awareness Month

in the City of Fort Pierce and encourage community agencies, religious organizations, business and others to celebrate adoption, honor families that grow through adoption, further an awareness of the changes and issues in adoption, and focus attention on those children who live in the shadow of an uncertain future while they await forever families.

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 2nd day of November, 2015.

MAYOR COMMISSIONER

City Commission Regular Meeting

Agenda Item # 6. b.

Meeting Date: 11/02/2015

Re:

SUBJECT:

National Runaway Prevention Awareness Proclamation being received by Frank Avilla,
Children's Home Society.

Attachments

Runaway Prevention

Form Review

Form Started By: Linda Cox

Started On: 10/21/2015 11:30 AM

Final Approval Date: 10/21/2015

WHEREAS, for more than a century, Children's Home Society of Florida has upheld our legacy of transforming the lives of children and families; and

WHEREAS, on any given day approximately 350 youth are homeless on the Treasure Coast. The National Runaway Safeline reported more than 218 crisis runaway calls from two Treasure Coast area codes (772, 863) during 2014; and

WHEREAS, Children's Home Society of Florida, Treasure Coast Division, works diligently with The National Runaway Safeline and The Family and Youth Services Bureau to educate and prevent youth in crisis from running away and subsequently living on the streets; and

WHEREAS, Children's Home Society of Florida provides support services to youth in crisis that aim to move youth into stable living situations; and

WHEREAS, Children's Home Society of Florida, along with its community partners, embraces opportunities that can potentially change the way society cares for children and youth.

NOW, THEREFORE, I Linda Hudson, Mayor of the City of Fort Pierce, Florida, do hereby proclaim the month of November, 2015 as:

National Runaway Prevention Awareness Month

in the City of Fort Pierce and encourage community agencies, religious organizations, business and others recognize and observe the month of November 2015 as National Runaway Prevention Awareness Month and as a community, focus our attention on those children who experience crisis and turn to the streets for support.

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 2nd day of November, 2015.

MAYOR COMMISSIONER

City Commission Regular Meeting

Agenda Item # 6. c.

Meeting Date: 11/02/2015

Re:

SUBJECT:

Retired Educator Proclamation being received by Oliva Watkins, Retired Educator.

Attachments

Retired Educator

Form Review

Form Started By: Linda Cox

Started On: 10/21/2015 02:22 PM

Final Approval Date: 10/21/2015

- WHEREAS, Florida's education system is a vital part of the well-being of our state, providing education for people of all ages; and
- WHEREAS, at the heart of our education system is the educator, who is devoted to sharing his or her knowledge with students; and
- WHEREAS, Florida is home to many retired educators who have spent much of their lives giving their time, energy and best efforts to our students; and
- WHEREAS, the St. Lucie County Retired Educators Association is committed to establishing a community of retired educators and school personnel to make a positive difference in the world and to foster good fellowship among retirees; and
- WHEREAS, the St. Lucie County Retired Educators Association works to promote psychological and economic well-being of retired educators in St. Lucie County; and
- WHEREAS, the St. Lucie County Retired Educators Association encourages retired educators to maintain their identity with the education profession and to retain their professional concern for education of the young and continuing education for mature adults; and
- WHEREAS, the St. Lucie County Retired Educators Association assists in preparing educators and retirees for retirement by conducting pre-retirement seminars and workshops.

NOW, THEREFORE, I Linda Hudson, Mayor of the City of Fort Pierce, Florida, do hereby proclaim the November 15, 2015, as:

Retired Educators Day

in the City of Fort Pierce and call on all citizens to join me in recognizing and commending the commitment of educators in our community.

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 2nd day of November, 2015.

MAYOR COMMISSIONER

City Commission Regular Meeting

Agenda Item # 7. a.

Meeting Date: 11/02/2015

Re: Thank You Letter from Darrell Drummond

Submitted For: Robert Bradshaw, City Manager, City Manager

SUBJECT:

Letter from Darrell J. Drummond, President/CEO with Council on Aging of St. Lucie, Inc. thanking the City of Fort Pierce for the assistance provided by Johnna Morris, Interim Director of Finance, regarding a billing matter.

Attachments

Thank You Letter from Darrell Drummond

Form Review

Inbox	Reviewed By	Date
City Manager	Robert Bradshaw	10/27/2015 02:04 PM
Form Started By: Jennifer Robinson		Started On: 10/23/2015 09:39 AM
Final Approval Date: 10/27/2015		



COUNCIL ON AGING OF ST. LUCIE, INC.

1505 ORANGE AVENUE • FT. PIERCE, FL 34950 • PHONE (772) 465-5220 • (772) 465-3929
2501 SW BAYSHORE BLVD. • PORT ST. LUCIE, FL 34984 • OFFICE: 772-336-8608 • FAX: 772-336-3314

RECEIVED

TIME _____

OCT 15 2015

CITY OF FORT PIERCE
CITY MANAGER'S OFFICE

October 10, 2015

OK
[Handwritten initials]

Mr. Nick Mimms, Deputy City Manager
CITY OF FORT PIERCE
100 N. U. S. #1
Fort Pierce, Florida 34950

RE: **FUEL COSTS COMMUNITY TRANSIT**

Dear Mr. Mimms,

My staff has brought to my attention, somewhat late, that they received last month's billing statement for our buses fueling at the City's pumps and it showed that the ten percent (10%) administrative cost has been adjusted to four percent (4%) as we had discussed.

I want to thank you for your assistance in this matter and I appreciate the City's continued support of our efforts to provide this critical service to the residents of the City and County.

Thank you for your very timely assistance,

Sincerely,


Darrell J. Drummond, President/CEO

Cc: Commissioner Rufus Alexander
Andre Hawkins, COASL Board Chairman
Marianne Arbore, Transit Director, CTO

City Commission Regular Meeting

Agenda Item # 9. a.

Meeting Date: 11/02/2015

Re: Independent Contractor Agreements for Police Department

Submitted For: Diane Hobley-Burney, Chief of Police, Police Department

SUBJECT:

The police department requests approval to execute three (3) Independent Contractor Agreements: Police Administrator, Program and Grants Coordinator, and Accreditation Manager.

SUMMARY:

The police department is requesting approval to execute three (3) independent contractor agreements. Each agreement is a one (1) year agreement with a termination clause that allows the police department to terminate the agreement if the independent contractor fails to meet the service terms of the contract. At the end of the term of each contract, the police department will evaluate each position for consideration for full-time employment.

The first agreement is for the Police Administrator in the amount not to exceed \$74,000. The second agreement is for the Program and Grants Administrator in the amount not to exceed \$60,000. The third agreement is for the Accreditation Manager in the amount not to exceed \$50,000.

RECOMMENDATION:

Staff recommends approval for the three independent contractor agreements.

ALTERNATIVES:

The alternative is to advertise for each position through the civil service hiring process.

RESPONSIBLE STAFF:

Frank J. Amandro, Deputy Chief

COORDINATED WITH:

Tony Barnes, Director of Administrative Services and Robert V. Schwerer, City Attorney's Office.

Fiscal Impact

Budgeted Y/N: Y
Fiscal Year: 2016
Account: 001-3004-521-1010
Amount: 184,000

OTHER INFORMATION:

The police department budgeted for the Program and Grant Coordinator, Accreditation Manager, and a Lieutenant's position in FY 2016. The police department will use the money allocated for these positions in the personnel services line item as the funding source for the three independent contractor agreements.

Attachments

Program and Grant Coordinator
Police Administrator
Accreditation Manager
City Attorney Review
Tony Barnes Memorandum

Form Review

Inbox	Reviewed By	Date
City Manager	Jennifer Robinson	10/26/2015 11:07 AM
Purchasing	Tony Barnes	10/26/2015 01:09 PM
Finance Department	Johnna Morris	10/26/2015 01:42 PM
City Manager	Robert Bradshaw	10/27/2015 02:18 PM
Form Started By: Frank Amandro		Started On: 10/23/2015 09:19 AM
Final Approval Date: 10/27/2015		

INDEPENDENT CONTRACTOR AGREEMENT

THIS AGREEMENT is made this 3rd day of November, 2015, by and between the CITY OF FORT PIERCE, FLORIDA, (the CITY), a Florida municipal corporation, and Anthony Maynard (the CONTRACTOR), with an effective date of November 3, 2015.

WITNESSETH:

WHEREAS, the CONTRACTOR is qualified and experienced as a Program and Grant Coordinator and has knowledge for such position; and

WHEREAS, the CITY is in need of an experienced Program and Grant Coordinator to perform related duties for the Police Department; and

WHEREAS, the CONTRACTOR has agreed to provide certain consulting services to the CITY through its Police Department for a limited period of time to assist in providing services and performing the duties of a Program and Grant Coordinator; and

WHEREAS, the CONTRACTOR has agreed to furnish these services to the CITY as an independent contractor for the compensation set forth herein and subject to the terms and conditions of this Agreement.

NOW, THEREFORE, in consideration of the mutual promises hereinafter contained, the parties agree as follows:

- 1. CONTRACTOR SERVICES:** During the one (1) year period from November 3, 2015 through and including November 2, 2016, the CONTRACTOR will provide the specified services to the Police Department and perform related duties for the City of Fort Pierce on an as needed basis, such training and duties to consist of approximately eight (8) hours per day, up to a maximum of two thousand and eighty (2080) hours over the one (1) year period. All of such services should be provided at Police Department or at such a location selected by the CONTRACTOR, as approved by the City Manager, in conjunction with certain projects and assignments. The CITY shall, at all times, in its sole discretion, determine the total number of hours needed from CONTRACTOR on a weekly basis.
- 2. COMPENSATION:** As compensation for services to be rendered by CONTRACTOR, CITY will pay CONTRACTOR twenty-eight dollars and eighty-four cents (\$28.84) per hour, up to a maximum of two thousand and eighty (2080) hours. Total compensation to be paid to CONTRACTOR under this Agreement over the one (1) year period shall not exceed two thousand and eighty (2080) hours. It shall be the responsibility of the CONTRACTOR to provide the CITY with invoices for the payment of services under this Agreement and to further maintain copies of the invoices and records of payment. CONTRACTOR will provide the CITY with a bill for services every Friday.
- 3. INDEPENDENT CONTRACTOR STATUS:** It is understood and agreed that CONTRACTOR is an independent contractor and is not an employee, agent, or representative of

CITY. This Agreement does not restrict the CONTRACTORS ability to perform the same or similar services for other clients, and CONTRACTOR is free to contract with any other person, firm, or agency for such services. As such, CONTRACTOR is responsible, where necessary, to secure, at his sole cost, Workers' Compensation insurance, disability benefits insurance, and any other insurance(s) as may be required or desired. CITY will not provide, nor will it be responsible to pay for, benefits for the CONTRACTOR, including, but not limited to, health insurance, paid vacation, paid holidays or sick leave. CONTRACTOR shall further be responsible for the payment of all required payroll taxes, whether Federal, State or local in nature, including, but not limited to, income taxes, Social Security taxes, or other payments required by law. CONTRACTOR shall not be subject to the benefits or provisions of any personnel handbook or the rules and regulations applicable to employees of the CITY. CONTRACTOR shall provide his own transportation, and not utilize CITY vehicles on work assignments. By signing this Agreement, the CONTRACTOR specifically acknowledges that this Agreement sets forth the entire compensation arrangement between the parties, and that the CONTRACTOR shall not be entitled to any benefits, including but not limited to health insurance, vacation pay, sick pay, ERISA and non-ERISA plans, and any other benefits that may currently or in the future be provided to all or some of the CITY employees. In addition, CONTRACTOR specifically acknowledges and agrees that in the event any court or agency were to consider CONTRACTOR as an employee by law, the CONTRACTOR knowingly and voluntarily agrees that the CONTRACTOR would not be entitled any rights or benefits provided to employees, such as benefits to include all of the foregoing benefits stated herein. CONTRACTOR acknowledges and agrees that CONTRACTOR will not at any time or in any manner be entitled to Worker's Compensation insurance or disability benefits of any type or nature. CONTRACTOR specifically acknowledges and agrees that CONTRACTOR is responsible for any injuries to himself or herself or damages caused by himself or herself. CONTRACTOR shall further secure and be solely responsible to pay for his or her own Worker's Compensation insurance, if applicable, and may also be required to provide proof of sufficient insurance to the CITY to cover any potential claims upon request.

3. WORK PRODUCT OWNERSHIP: Any copyrightable works, ideas, discoveries, inventions, patents, products or other information (collectively the Work Product) developed in whole or in part by CONTRACTOR in connection with the Services shall be the exclusive property of the CITY. Upon request, CONTRACTOR shall sign all documents necessary to confirm or perfect the exclusive ownership of CITY to the Work Product.

4. CONFIDENTIALITY: CONTRACTOR will not at any time or in any manner, either directly or indirectly, use for the personal benefit of CONTRACTOR, or divulge, disclose, or communicate in any manner any information that is proprietary of the CITY.

5. TERMINATION OF AGREEMENT: his Agreement may be terminated at will by the CITY upon seven (7) days written notice or the CONTRACTOR upon thirty (30) days notice.

6. ENTIRE AGREEMENT: This Agreement constitutes the entire agreement and understanding between the parties and there are no other promises or conditions in any other

agreement whether oral or written. This Agreement further supersedes all prior agreements whether oral or understandings.

7. **SEVERABILITY:** If any provision of this Agreement shall be held to be invalid or unenforceable for any reason, the remaining provision shall continue to be valid and enforceable. If a court finds that any provision of this Agreement is invalid or unenforceable, but that by limiting such provision it would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

8. **GOVERNING LAW:** This Agreement shall be subject to and governed by the laws of the State of Florida.

IN WITNESS WHEREOF, the parties have executed this Agreement on the day and year first written above.

CONTRACTOR:

Anthony Maynard.

Witness

Frank J. Amandro

Witness

Rosetta Smith

CITY OF FORT PIERCE

By: _____
Robert J. Bradshaw, City Manager

Diane Hobleby-Burney, Chief of Police

Gloria Johnson, Director of Finance

APPROVED AS TO FORM AND CORRECTNESS:

By: _____
Robert V. Schwerer, City Attorney

INDEPENDENT CONTRACTOR AGREEMENT

THIS AGREEMENT is made this 3rd day of November, 2015, by and between the CITY OF FORT PIERCE, FLORIDA, (the CITY), a Florida municipal corporation, and Eric Diaz (the CONTRACTOR), with an effective date of November 3, 2015.

WITNESSETH:

WHEREAS, the CONTRACTOR is qualified and experienced as a Police Administrator and has knowledge for such position; and

WHEREAS, the CITY is in need of an experienced Police Administrator to perform related duties for the Police Department; and

WHEREAS, the CONTRACTOR has agreed to provide certain consulting services to the CITY through its Police Department for a limited period of time to assist in providing services and performing the duties of a Police Administrator; and

WHEREAS, the CONTRACTOR has agreed to furnish these services to the CITY as an independent contractor for the compensation set forth herein and subject to the terms and conditions of this Agreement.

NOW, THEREFORE, in consideration of the mutual promises hereinafter contained, the parties agree as follows:

- 1. CONTRACTOR SERVICES:** During the one (1) year period from November 3, 2015 through and including November 2, 2016, the CONTRACTOR will provide the specified services to the Police Department and perform related duties for the City of Fort Pierce on an as needed basis, such training and duties to consist of approximately eight (8) hours per day, up to a maximum of two thousand and eighty (2080) hours over the one (1) year period. All of such services should be provided at Police Department or at such a location selected by the CONTRACTOR, as approved by the City Manager, in conjunction with certain projects and assignments. The CITY shall, at all times, in its sole discretion, determine the total number of hours needed from CONTRACTOR on a weekly basis.
- 2. COMPENSATION:** As compensation for services to be rendered by CONTRACTOR, CITY will pay CONTRACTOR thirty-five dollars and twenty-nine cents (\$35.29) per hour, up to a maximum of two thousand and eighty (2080) hours. Total compensation to be paid to CONTRACTOR under this Agreement over the one (1) year period shall not exceed two thousand and eighty (2080) hours. It shall be the responsibility of the CONTRACTOR to provide the CITY with invoices for the payment of services under this Agreement and to further maintain copies of the invoices and records of payment. CONTRACTOR will provide the CITY with a bill for services every Friday.
- 3. INDEPENDENT CONTRACTOR STATUS:** It is understood and agreed that CONTRACTOR is an independent contractor and is not an employee, agent, or representative of

CITY. This Agreement does not restrict the CONTRACTORS ability to perform the same or similar services for other clients, and CONTRACTOR is free to contract with any other person, firm, or agency for such services. As such, CONTRACTOR is responsible, where necessary, to secure, at his sole cost, Workers' Compensation insurance, disability benefits insurance, and any other insurance(s) as may be required or desired. CITY will not provide, nor will it be responsible to pay for, benefits for the CONTRACTOR, including, but not limited to, health insurance, paid vacation, paid holidays or sick leave. CONTRACTOR shall further be responsible for the payment of all required payroll taxes, whether Federal, State or local in nature, including, but not limited to, income taxes, Social Security taxes, or other payments required by law. CONTRACTOR shall not be subject to the benefits or provisions of any personnel handbook or the rules and regulations applicable to employees of the CITY. CONTRACTOR shall provide his own transportation, and not utilize CITY vehicles on work assignments. By signing this Agreement, the CONTRACTOR specifically acknowledges that this Agreement sets forth the entire compensation arrangement between the parties, and that the CONTRACTOR shall not be entitled to any benefits, including but not limited to health insurance, vacation pay, sick pay, ERISA and non-ERISA plans, and any other benefits that may currently or in the future be provided to all or some of the CITY employees. In addition, CONTRACTOR specifically acknowledges and agrees that in the event any court or agency were to consider CONTRACTOR as an employee by law, the CONTRACTOR knowingly and voluntarily agrees that the CONTRACTOR would not be entitled any rights or benefits provided to employees, such as benefits to include all of the foregoing benefits stated herein. CONTRACTOR acknowledges and agrees that CONTRACTOR will not at any time or in any manner be entitled to Worker's Compensation insurance or disability benefits of any type or nature. CONTRACTOR specifically acknowledges and agrees that CONTRACTOR is responsible for any injuries to himself or herself or damages caused by himself or herself. CONTRACTOR shall further secure and be solely responsible to pay for his or her own Worker's Compensation insurance, if applicable, and may also be required to provide proof of sufficient insurance to the CITY to cover any potential claims upon request.

3. WORK PRODUCT OWNERSHIP: Any copyrightable works, ideas, discoveries, inventions, patents, products or other information (collectively the Work Product) developed in whole or in part by CONTRACTOR in connection with the Services shall be the exclusive property of the CITY. Upon request, CONTRACTOR shall sign all documents necessary to confirm or perfect the exclusive ownership of CITY to the Work Product.

4. CONFIDENTIALITY: CONTRACTOR will not at any time or in any manner, either directly or indirectly, use for the personal benefit of CONTRACTOR, or divulge, disclose, or communicate in any manner any information that is proprietary of the CITY.

5. TERMINATION OF AGREEMENT: his Agreement may be terminated at will by the CITY upon seven (7) days written notice or the CONTRACTOR upon thirty (30) days notice.

6. ENTIRE AGREEMENT: This Agreement constitutes the entire agreement and understanding between the parties and there are no other promises or conditions in any other

6. **ENTIRE AGREEMENT:** This Agreement constitutes the entire agreement and understanding between the parties and there are no other promises or conditions in any other agreement whether oral or written. This Agreement further supersedes all prior agreements whether oral or understandings.

7. **SEVERABILITY:** If any provision of this Agreement shall be held to be invalid or unenforceable for any reason, the remaining provision shall continue to be valid and enforceable. If a court finds that any provision of this Agreement is invalid or unenforceable, but that by limiting such provision it would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

8. **GOVERNING LAW:** This Agreement shall be subject to and governed by the laws of the State of Florida.

IN WITNESS WHEREOF, the parties have executed this Agreement on the day and year first written above.

CONTRACTOR:

Eric Diaz

Witness

Frank J. Amandro

Witness

Rosetta Smith

CITY OF FORT PIERCE

By: _____
Robert J. Bradshaw, City Manager

Diane Hopley-Burney, Chief of Police

Johnna Morris, Director of Finance

APPROVED AS TO FORM AND CORRECTNESS:

By: _____
Robert V. Schwerer; City Attorney

INDEPENDENT CONTRACTOR AGREEMENT

THIS AGREEMENT is made this 3rd day of November, 2015, by and between the CITY OF FORT PIERCE, FLORIDA, (the CITY), a Florida municipal corporation, and Linda Blanning (the CONTRACTOR), with an effective date of November 3, 2015.

WITNESSETH:

WHEREAS, the CONTRACTOR is qualified and experienced as a Accreditation Manager and has knowledge for such position; and

WHEREAS, the CITY is in need of an experienced Accreditation Manager to perform related duties for the Police Department; and

WHEREAS, the CONTRACTOR has agreed to provide certain consulting services to the CITY through its Police Department for a limited period of time to assist in providing services and performing the duties of a Accreditation Manager; and

WHEREAS, the CONTRACTOR has agreed to furnish these services to the CITY as an independent contractor for the compensation set forth herein and subject to the terms and conditions of this Agreement.

NOW, THEREFORE, in consideration of the mutual promises hereinafter contained, the parties agree as follows:

- 1. CONTRACTOR SERVICES:** During the one (1) year period from November 3, 2015 through and including November 2, 2016, the CONTRACTOR will provide the specified services to the Police Department and perform related duties for the City of Fort Pierce on an as needed basis, such training and duties to consist of approximately eight (8) hours per day, up to a maximum of two thousand and eighty (2080) hours over the one (1) year period. All of such services should be provided at Police Department or at such a location selected by the CONTRACTOR, as approved by the City Manager, in conjunction with certain projects and assignments. The CITY shall, at all times, in its sole discretion, determine the total number of hours needed from CONTRACTOR on a weekly basis.
- 2. COMPENSATION:** As compensation for services to be rendered by CONTRACTOR, CITY will pay CONTRACTOR thirty-five dollars and twenty-nine cents (\$24.04) per hour, up to a maximum of two thousand and eighty (2080) hours. Total compensation to be paid to CONTRACTOR under this Agreement over the one (1) year period shall not exceed two thousand and eighty (2080) hours. It shall be the responsibility of the CONTRACTOR to provide the CITY with invoices for the payment of services under this Agreement and to further maintain copies of the invoices and records of payment. CONTRACTOR will provide the CITY with a bill for services every Friday.
- 3. INDEPENDENT CONTRACTOR STATUS:** It is understood and agreed that CONTRACTOR is an independent contractor and is not an employee, agent, or representative of

CITY. This Agreement does not restrict the CONTRACTORS ability to perform the same or similar services for other clients, and CONTRACTOR is free to contract with any other person, firm, or agency for such services. As such, CONTRACTOR is responsible, where necessary, to secure, at his sole cost, Workers' Compensation insurance, disability benefits insurance, and any other insurance(s) as may be required or desired. CITY will not provide, nor will it be responsible to pay for, benefits for the CONTRACTOR, including, but not limited to, health insurance, paid vacation, paid holidays or sick leave. CONTRACTOR shall further be responsible for the payment of all required payroll taxes, whether Federal, State or local in nature, including, but not limited to, income taxes, Social Security taxes, or other payments required by law. CONTRACTOR shall not be subject to the benefits or provisions of any personnel handbook or the rules and regulations applicable to employees of the CITY. CONTRACTOR shall provide his own transportation, and not utilize CITY vehicles on work assignments. By signing this Agreement, the CONTRACTOR specifically acknowledges that this Agreement sets forth the entire compensation arrangement between the parties, and that the CONTRACTOR shall not be entitled to any benefits, including but not limited to health insurance, vacation pay, sick pay, ERISA and non-ERISA plans, and any other benefits that may currently or in the future be provided to all or some of the CITY employees. In addition, CONTRACTOR specifically acknowledges and agrees that in the event any court or agency were to consider CONTRACTOR as an employee by law, the CONTRACTOR knowingly and voluntarily agrees that the CONTRACTOR would not be entitled any rights or benefits provided to employees, such as benefits to include all of the foregoing benefits stated herein. CONTRACTOR acknowledges and agrees that CONTRACTOR will not at any time or in any manner be entitled to Worker's Compensation insurance or disability benefits of any type or nature. CONTRACTOR specifically acknowledges and agrees that CONTRACTOR is responsible for any injuries to himself or herself or damages caused by himself or herself. CONTRACTOR shall further secure and be solely responsible to pay for his or her own Worker's Compensation insurance, if applicable, and may also be required to provide proof of sufficient insurance to the CITY to cover any potential claims upon request.

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4. CONFIDENTIALITY: CONTRACTOR will not at any time or in any manner, either directly or indirectly, use for the personal benefit of CONTRACTOR, or divulge, disclose, or communicate in any manner any information that is proprietary of the CITY.

5. TERMINATION OF AGREEMENT: This Agreement may be terminated at will by the CITY upon seven (7) days written notice or the CONTRACTOR upon thirty (30) days notice.

6. **ENTIRE AGREEMENT:** This Agreement constitutes the entire agreement and understanding between the parties and there are no other promises or conditions in any other agreement whether oral or written. This Agreement further supersedes all prior agreements whether oral or understandings.

7. **SEVERABILITY:** If any provision of this Agreement shall be held to be invalid or unenforceable for any reason, the remaining provision shall continue to be valid and enforceable. If a court finds that any provision of this Agreement is invalid or unenforceable, but that by limiting such provision it would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

8. **GOVERNING LAW:** This Agreement shall be subject to and governed by the laws of the State of Florida.

IN WITNESS WHEREOF, the parties have executed this Agreement on the day and year first written above.

CONTRACTOR:

Linda Blanning

Witness

Frank J. Amandro

Witness

Rosetta Smith

CITY OF FORT PIERCE

By: _____
Robert J. Bradshaw, City Manager

Diane Hobleby-Burney, Chief of Police

Johnna Morris, Director of Finance

APPROVED AS TO FORM AND CORRECTNESS:

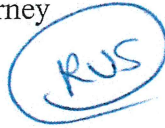
By: _____
Robert V. Schwerer, City Attorney

CITY OF FORT PIERCE - OFFICE OF THE CITY ATTORNEY

MEMORANDUM

TO: Diane Hobley-Burney, Chief of Police


FROM: Karen Emerson, Esq., Assistant City Attorney

THROUGH: Robert V. Schwerer, Esq., City Attorney 

SUBJECT: **INDEPENDENT CONTRACTOR AGREEMENT
FORT PIERCE POLICE DEPARTMENT
POLICE ADMINISTRATOR AND GRANT COORDINATOR**

DATE: **October 9, 2015**

Attached are both the Independent Contractor Agreements requested, one for each of the two (2) civilian contractor positions at the Department, Grants Coordinator and Police Administrator. These have been approved as to form and are ready for placement on the next Commission agenda for approval.



Karen Emerson, Esq.
Assistant City Attorney

attachments

cc: Robert Bradshaw, City Manager
Frank Amandro, Deputy Chief of Police
Linda Cox, City Clerk




INTEROFFICE MEMORANDUM

FROM THE OFFICE OF THE

Director of Administrative Services

TO: Robert J. Bradshaw, City Manager

FROM: Tony Barnes, Director of Administrative Services 

RE: **Independent Contractor Agreements for Police Department**

DATE: October 19, 2015

As per your request dated October 15, 2015, both Independent Agreements for the Police Administrator and Program and Grants Coordinator are considered to be single source service contracts that exceed the ten thousand (\$10,000.00) dollar threshold. The City must receive Commission Approval for these Independent Contracts.

If you have questions or need additional information please contact me at extension 3747.

cc: Chief Diane Holey-Burney
Frank Amandro, Deputy Chief of Police
Linda Cox, City Clerk
Nick Mimms, Deputy City Manager

City Commission Regular Meeting

Agenda Item # 9. b.

Meeting Date: 11/02/2015

Re: Indian Hills Recreation Area Phase II - Proposal for Materials Testing and Pile Driving Inspections

Submitted For: John Andrews, City Engineer, Engineering

SUBJECT:

Request approval of Dunkelberger Engineering and Testing, Inc. proposal for materials testing and pile driving inspection services in the amount of \$17,810.00.

SUMMARY:

Dunkelberger Engineering was the provider of geotechnical services for the phase I of the Indian Hills Recreation Area Stormwater Improvements. Engineering is requesting this proposal be awarded to the same firm for the second phase of the project. Dunkelberger is on the City's approved shortlist for geotechnical services (reference RFQ #6005) has completed the first phase to the satisfaction of the city and is prepared to provide the additional services for phase II.

RECOMMENDATION:

Engineering recommends approval of the proposed contract for geotechnical services.

ALTERNATIVES:

Request a proposal from the next ranked firm on the approved short list.

RESPONSIBLE STAFF:

Jack Andrews

COORDINATED WITH:

N/A

Fiscal Impact

Budgeted Y/N: N
Fiscal Year: 2016
Account: 403-4300-538-3490
Amount: \$17,810.00

FISCAL IMPACT:

SMU account will front the funds with reimbursement coming from Florida Communities Trust Grant.

Attachments

Phase II Proposal - Dunkelberger

Form Review

Inbox

Purchasing

Finance Department

City Manager

Form Started By: John Andrews

Final Approval Date: 10/27/2015

Reviewed By

Tony Barnes

Johnna Morris

Robert Bradshaw

Date

10/13/2015 09:39 AM

10/13/2015 12:04 PM

10/27/2015 02:00 PM

Started On: 10/12/2015 02:25 PM

DUNKELBERGER
engineering & testing, inc.

A Terracon COMPANY

August 19, 2015

City of Fort Pierce
100 North U.S. Highway 1
P.O. Box 1480
Fort Pierce, FL 34954

Attn: Mr. Jack Andrews, P.E.
P: (772) 460-2200
E: jandrews@city-ftpierce.com

RE: **Proposal for Materials Testing & Pile Driving Inspection Services**
Indian Hills Recreation Area - Phase II
Fort Pierce (St. Lucie County), Florida
Terracon Proposal No.: PHB150130

Dear Mr. Andrews:

Dunkelberger Engineering & Testing, Inc., A Terracon Company (**Terracon**) appreciates the opportunity to submit this proposal to conduct Materials Testing and Pile Driving Inspection Services at the above site. We at Terracon would be honored to be part of your construction team in building this project.

This proposal outlines our understanding of the project based on the information that has been reviewed, and provides a cost estimate for our materials testing services. The following items highlight the attributes and strengths that the **Terracon Team** brings to this project:

- **Reporting** – Terracon created its Construction Materials Engineering and Lab Management System (CMELMS™) to comprehensively manage the data that will be created during the project.
- **Geotechnical Knowledge** – Terracon performed the geotechnical investigation for this site and on various sites in the general vicinity of this project. We are very familiar with the local soil and groundwater conditions. Any soils or groundwater related issue can be quickly addressed by our geotechnical engineers.
- **Safety** – Safety plays a major role in providing quality work, regardless of the type or nature of the project. At Terracon, we all have a personal and uncompromising commitment to everyone going home safely each and every day. Our safety program, *Incident and Injury Free®* is about care and concern for people. It is our personal and organizational commitment at all levels of the company and is where safety is held as a core value as well as an operational priority.



Dunkelberger Engineering & Testing, Inc. A Terracon Company 607 NW Commodity Cove Port St. Lucie, Florida 34986
P [772] 343-9787 F [772] 343-9404 terracon.com

Geotechnical ■ Environmental ■ Construction Materials ■ Facilities



A. PROJECT INFORMATION

The project will feature the Phase II site improvements to the Indian Hills Recreation Area. We understand the project will include the construction of 5 pedestrian bridges; an observation pier; a boardwalk and floating dock; 3 pavilion shelters; 3 exercise areas; stabilized walking paths; installation of underground storm drainage; a pervious paver driveway and parking area; concrete sidewalks and curbing; asphalt milling and overlay of the existing entrance road; and other incidental construction (fencing and landscaping).

Site Information

ITEM	DESCRIPTION
Location	US Highway 1 and CR 707 in Fort Pierce (St. Lucie County), Florida
Civil Engineer	Kimley-Horn and Associates, Inc. – Vero Beach, Florida
Geotechnical Engineer	Dunkelberger Engineering & Testing, Inc., A Terracon Company - Port St. Lucie, Florida
Construction Schedule	Not provided

Project Description

ITEM	DESCRIPTION
Site Improvements	The site is currently a recreation area with a large storm water retention lake. The Phase II site improvements will include the construction of 5 pedestrian bridges; an observation pier; a boardwalk and floating dock; 3 pavilion shelters; 3 exercise areas; stabilized walking paths; installation of underground storm drainage; a pervious paver driveway and parking area; concrete sidewalks and curbing; asphalt milling and overlay of the existing entrance road; and other incidental construction (fencing and landscaping).

Should any of the above information or assumptions be inconsistent with the planned construction, we request the opportunity to review this proposal and modify it accordingly for re-submittal to your attention.

B. SCOPE OF SERVICES

We propose to provide field and laboratory materials testing services for the sitework construction. A general scope of our services is outlined on the following page.

Earthwork Observation & Materials Testing

We will provide a qualified engineering technician to perform earthwork observations, materials sampling and testing. For this work, we estimate 18 trips for earthwork observations and density testing at 3 hours per trip.

- The earthwork technician will conduct general observations of proof-rolling the subgrade soils prior to fill and/or aggregate placement. The technician will also collect samples of the borrow fill material and/or aggregates used during construction for laboratory testing.
- In-place density testing will be performed in the mass grading fill during the site work. In accordance with the project specifications, density testing will be performed with a nuclear density gauge to provide instantaneous test results.
- In-place density testing of the backfill during of the installation of rigid and flexible underground pipelines. In-place density testing during earthwork will be performed at a frequency of at least one (1) density test for each 1-foot of fill placed around underground structures and for each 1-foot of fill placed every 200 lineal feet for pipe backfill.
- In-place density testing on the compacted subgrade (building pads, sidewalks and hardscape areas) and pavement components (stabilized subgrade and aggregate base course).
- Laboratory testing on the materials used for pipe backfill, subgrade, and aggregate base course will be performed including moisture-density relationship tests (AASHTO T-180/T-99 Proctors), sieve analysis tests and organic content tests.

Concrete Sampling & Testing

This work includes a qualified concrete technician to be on-site to perform the quality control sampling and testing. For this work, we estimate 4 concrete placements at 3 hours per concrete pour.

- Field testing during of the concrete construction concrete pavement areas (pavilion pads, sidewalk, and curb). This includes sampling, slump testing, molding, transporting, curing and laboratory testing to determine compressive strength of the concrete used for the construction.
- Concrete will generally be sampled at a frequency of one set of test cylinders per 50 cubic yards placed or portion thereof per day. We have estimated field sampling and testing for a total of four (4) concrete placements.

- Laboratory testing of hardened concrete specimens to determine compressive strength of the cured concrete will be performed on the samples obtained during construction.

Pile Driving Inspection

We will provide a pile driving inspector to perform construction observations during the timber pile installation for the pedestrian bridges, observation pier, boardwalk and floating dock. We understand that there are a total of 90 timber piles installed for the Phase II construction. For this work, we estimate 20 days of pile driving inspection at 8 hours per day.

- The pile driving inspector will monitor the pile driving operation on a full time basis to observe that the piles are installed in accordance with the referenced plans and specifications.
- The pile driving inspector will prepare an individual log for each pile that will include but was not limited to: pile number / location, pile type and cross section dimensions, length of pile section, date driven, pile hammer used, driving resistance experienced for each foot of penetration or fraction thereof at the minimum tip elevation and at final tip elevation.
- A summary report will also be prepared that will summarize the pile installation.

Engineering and Reporting

Materials testing and pile driving inspection services involves engineering oversight during the construction to coordinate the materials testing program, engineering review and reporting of the test results, and consultation, if needed.

Our services will be provided on an as-needed basis as dictated by the pace and methods of construction. For scheduling purposes, we normally request at least 24-hour notice prior to the time the field services are needed.

A detailed *Materials Testing & Pile Driving Inspection Estimate* is attached to this proposal as *Exhibit A*. **Should any of these items be incorrect or not applicable, please notify us and the proposal will be modified accordingly.** Additionally, Terracon provides a full range of specialty services such as Facilities Engineering should the project need arise.

We recommend that the scope of work described in the attached *Exhibit A - Materials Testing & Pile Driving Inspection Estimate* be provided to the person(s) who will be responsible for scheduling our services so that they are aware of the services that are proposed. We would also be pleased to meet with the responsible party and go over our scope of services.

Our services specifically exclude job site safety responsibility and our services do not relieve any contractor/subcontractor from complying with project specifications. If you would like us to perform any additional work, please contact us and we will issue a short Supplement to Agreement form or Supplement Proposal that outlines the additional work to be performed and associated fees.

C. REPORTING

Documentation is critical to the success of any testing and inspection project. The quality of our testing and inspection work is only valuable if the field personnel keep proper documentation of their visual observations, direct measurements/tests, photographic documentation, field notes, and information is properly reviewed by a Professional Engineer, and the information is distributed to the Owner/Design/Construction team timely.

Terracon created its Construction Materials Engineering and Lab Management System (CMELMS™) to comprehensively manage the massive volumes of data that will be created. This system allows the project team to easily track, manage and distribute field and laboratory reports in real time and quickly sort through the information to consult on critical issues. Technicians/Inspectors are scheduled, costs and budgets are tracked and daily progress is communicated to keep owners and the design/construction team informed every step of the way.

With CMELMS™ our goals are simple. We will deliver:

- Written notification of deviations within 24 hours
- Field reports in no more than five business days from when field services were provided (typically 1 to 2 days)
- Laboratory reports in no more than two business days from when the laboratory services were completed (typically 0 to 1 day)

If tests/inspections made indicate non-compliance with the contract documents or referenced specifications, we will promptly notify the contractor personnel so corrective action can be taken and documented. Failing tests or non-conformance items (deviations) are immediately relayed to the designated parties, and draft reports are available at the end of each day. The test results and inspection information are quickly entered into the system and formal reports are produced. Failing tests and project deviations are easily tracked in a tabular Project Deviation Log which is distributed to all appropriate parties when deviations are reported.

D. SAFETY

Safety plays a major role in providing quality work, regardless of the type or nature of the project. Conducting our work safely means conducting our work in the only acceptable way. At Terracon, we all have a personal and uncompromising commitment to everyone going home safely each

and every day. Incident and Injury-Free (IIF) is about care and concern for people. It is our personal and organizational commitment at all levels of the company and is where safety is held as a core value as well as an operational priority. Working safely is an inseparable part of working correctly, just as much as other operational priorities, in particular quality, profitability and schedule. We are proud that our safety initiatives have resulted in a **2014 EMR of 0.80 and just recently announced 2015 EMR of 0.77.**

As a supplement to Terracon's safety culture, each employee receives safety training specific to the job function and/or project assigned through one-on-one discussions, morning safety conference calls or web-based training seminars. Safety is a primary focus of our monthly department meetings where each meeting includes discussion of a safety topic. IIF is not just something we do; it's in everything we do.

E. SCHEDULING

Our innovative system that includes Microsoft Office Outlook and our proprietary Construction Materials Engineering Laboratory Management System (CMELMS™) software will be used for scheduling and tracking work tasks for our field personnel. Scheduling should not be coordinated through our field personnel.

Our services will be performed on an as-requested basis with scheduling by contractor or his designated personnel. We request our services be scheduled a minimum of one working day in advance. We request a notice of two working days prior to the commencement of each category of activities. We will endeavor to schedule services on lesser notice, but may not always be able to meet the desired project schedule. All requests for services should be submitted to our local Port St. Lucie office phone (772) 343-9787 **between 7:00am and 4:00pm, Monday through Friday. Messages left on the scheduling line outside of these hours on weekdays or on Saturday, Sunday and Holidays will be received the next business day.**

Terracon will not be responsible for scheduling our services and will not be responsible for tests/inspections that are not performed due to a failure to schedule our services on the project or any resulting damage.

F. COMPENSATION

This cost estimate is based on our experience with similar projects and our review of the contract documents that have been provided.

Terracon will provide the scope of services described on a time and materials (hourly and unit rate) basis. However, the construction schedule, weather conditions, efficiency of scheduling by site personnel, etc. will determine the actual cost of our services.

Materials Testing & Pile Driving Inspection Services
Indian Hills Recreation Area – Phase II
Fort Pierce (St. Lucie County), Florida
August 19, 2015 ■ Proposal No. PHB150130



We propose to provide these services on a unit rate basis in accordance with the City of Ft. Pierce Construction Materials Testing & Geotechnical Services RFQ No. 6005. Based on the described scope of work, construction schedule and testing frequencies, we have extended our Materials Testing & Pile Driving Inspection Services (Exhibit A) for an **estimated budget of \$17,810**. Other terms and conditions related to the engagement of our services shall be in accordance with the terms of the RFQ No. 6005 Contract. We understand that this work will be performed under a Purchase Order issued by the City of Ft. Pierce.

Please note that if additional scopes of work are requested or if additional site visits are requested beyond those anticipated we will discuss with you at that time and may need to increase the project's budget. Also, labor and expense charges associated with re-inspections/re-testing and contractor or weather-related standby/delay time is not included and will be described as such in reports and/or invoicing for your information. We will contact you if these situations occur. The billing for our services will be directed to your attention on a monthly basis.

We greatly appreciate the opportunity to provide this proposal for our services during construction. If you have any questions, please do not hesitate to contact us.

Sincerely,
DUNKELBERGER ENGINEERING & TESTING, INC.,
A TERRACON COMPANY

Kimberly Roberts
Project Manager

A handwritten signature in black ink, appearing to read "D. T. Youngstrom".

David T. Youngstrom
Office Manager

Enclosure: Exhibit A – Materials Testing & Pile Driving Inspection Estimate



EXHIBIT A

Indian Hills Recreation Area - Phase II

Ft. Pierce, Florida

MATERIALS TESTING & PILE DRIVING INSPECTION ESTIMATE

Earthwork Observation & Soil Testing					
Description	Total Units	Type		Rate	Extended Cost
1 Earthwork Technician (Estimate 18 trips@3 hrs/trip)	54	Hours	x	\$54.00	= \$2,916.00
2 Vehicle/Trip Charge	18	Trip	x	\$20.00	= \$360.00
3 Proctor Test T99/T180	3	Each	x	\$85.00	= \$255.00
4 Sieve Analysis T27	3	Each	x	\$65.00	= \$195.00
6 Organic Content Test T267	3	Each	x	\$30.00	= \$90.00
5 Natural Moisture Content	3	Each	x	\$15.00	= \$45.00
6 Atterberg Limit Test T89/T90	0	Each	x	\$55.00	= \$0.00
7 Limerock Bearing Ratio Test (FM 5-515)	0	Each	x	\$275.00	= \$0.00
8			x		= \$0.00
9			x		= \$0.00
Totals					\$3,861.00
Concrete Testing					
Description	Total Units	Type		Rate	Extended Cost
1 Concrete Technician (Estimate 4 pours@3 hrs/pour)	16	Hours	x	\$54.00	= \$864.00
2 Vehicle/Trip Charge (Includes concrete cylinder pickup)	8	Trip	x	\$20.00	= \$160.00
3 Concrete Compressive Strength Test (4 sets of 4 cyls.)	16	Each	x	\$15.00	= \$240.00
4			x		= \$0.00
5			x		= \$0.00
6			x		= \$0.00
7			x		= \$0.00
Totals					\$1,264.00
Pile Driving Inspection					
Description	Total Units	Type		Rate	Extended Cost
1 Pile Driving Inspector (Estimate 20 days@8 hrs/day)	160	Hours	x	\$65.00	= \$10,400.00
2 Vehicle/Trip Charge	20	Trip	x	\$20.00	= \$400.00
3			x		= \$0.00
4			x		= \$0.00
5			x		= \$0.00
6			x		= \$0.00
7			x		= \$0.00
Totals					\$10,800.00
Engineering & Reporting Services					
Description	Total Units	Type		Rate	Extended Cost
1 Principal Engineer	5	Hour	x	\$145.00	= \$725.00
2 Project Manager/Engineer	10	Hour	x	\$95.00	= \$950.00
3 Administrative Assistant	5	Hour	x	\$42.00	= \$210.00
4			x		= \$0.00
Totals					\$1,885.00
Materials Testing & Pile Driving Inspection Services					
1 Subtotal of Materials Testing & Pile Driving Inspection Services				Totals	\$17,810.00
2			x		= \$0.00
Totals					\$0.00

Total = \$17,810.00

City Commission Regular Meeting

Agenda Item # 9. c.

Meeting Date: 11/02/2015

Re: Annual Maintenance of Floating Vegetated Mats at Indian Hills Recreation Area
Reference Bid No. 2016-004

Submitted For: John Andrews, City Engineer, Engineering

SUBJECT:

Request approval of proposal from Beemats in the amount of \$84,400.00 for the annual harvesting, maintenance and replanting of floating vegetated mats at the Indian Hills Recreation Area.

SUMMARY:

One element of the stormwater improvements recently completed at the Indian Hills Recreation Area, is the vegetated floating wetland system. This system consists of mats made of a buoyant material fitted with perforated pots and then planted with specific aquatic plants to absorb and store excess nitrogen and phosphorus from the water column. The periodic harvest of the plant biomass is a key component of the effective nutrient removal process.

The Indian Hills project has 12 of these floating islands covering approximately one acre of water surface. This proposal is for the annual maintenance of these islands which will consist of harvesting, replanting of all material, repair to any damaged areas of the mats, removal off-site or composting on-site of the plant material and laboratory reports indicating biomass volumes and nutrient composition.

The maintenance will be performed on a monthly basis harvesting and replanting one island per month for an annual cost of \$84,400.

RECOMMENDATION:

Engineering recommends award of this proposal.

ALTERNATIVES:

Train in-house staff on harvesting and replanting.

RESPONSIBLE STAFF:

Jack Andrews, City Engineer

COORDINATED WITH:

St. Lucie County Public Works

Fiscal Impact

Budgeted Y/N: N

Fiscal Year: 2016

Account: 403-4300-538.34-90

Amount: \$84,400

FISCAL IMPACT:

Funded by Stormwater Utility Account

Attachments

Proposal

Form Review

Inbox	Reviewed By	Date
Purchasing	Tony Barnes	10/26/2015 01:05 PM
Finance Department	Johnna Morris	10/26/2015 01:32 PM
City Manager	Robert Bradshaw	10/27/2015 02:17 PM
Form Started By: John Andrews		Started On: 10/22/2015 04:20 PM
Final Approval Date: 10/27/2015		

Beemats LLC
 3637 State Road 44
 New Smyrna Beach, FL 32168

Proposal

8/26/2015



City of Fort Pierce
 PO Box 1480
 Fort Pierce, FL 34954-1480
 John Andrews
 City Engineer

Project
Heathcote Botanical

Quantity	Description	Rate	Total
42,200	Maintenance of Mats, per sq.ft.- annual cost 1) Price includes all plants, materials and labor necessary to harvest all of the plant materials from the floating wetlands, replant the islands with new plants, repair any damage to the mats, reattach the mats to the anchors store all removed biomass in a compost pile on site. 2) Maintenance will be conducted over 12 months\ 3,520 sq. ft. per month at a monthly cost of \$7,040.00. We will send you monthly reports for biomass volumes and nutrient composition.	2.00	84,400.00

Subtotal	\$84,400.00
Sales Tax (6.5%)	\$0.00
Total	\$84,400.00

City Commission Regular Meeting

Agenda Item # 9. d.

Meeting Date: 11/02/2015

Re: Request for Blanket Purchase Order to Econolite Controls in the Amount of \$86,000 for Traffic System Equipment Purchases

Submitted For: John Andrews, City Engineer, Engineering

SUBJECT:

Request to issue a Blanket Purchase Order to Econolite Controls of Jacksonville, Fl. in the amount of \$86,000 for equipment purchases. Econolite is the City's sole source provider of traffic system operations equipment.

SUMMARY:

This request is for replacement and spare intersection traffic controllers, detection cameras and miscellaneous traffic cabinet operations equipment. The equipment will be utilized for daily operations and our continuing system wide intersection upgrades.

RECOMMENDATION:

Approval

ALTERNATIVES:

Not to purchase spare and upgrade equipment for traffic system operations.

RESPONSIBLE STAFF:

Edward Seissiger, Engineering Project Manager

COORDINATED WITH:

Matt Joseph with Econolite Controls

Fiscal Impact

Budgeted Y/N: Y
Fiscal Year: 2015/16
Account: 001-4400-541-53-20
Amount: 86,000

FISCAL IMPACT:

This is a budgeted annual expenditure

Form Review

Inbox	Reviewed By	Date
Purchasing	Tony Barnes	10/22/2015 04:42 PM
Finance Department	Johnna Morris	10/22/2015 11:15 PM
City Manager	Robert Bradshaw	10/27/2015 02:02 PM

Form Started By: Ed Seissiger
Final Approval Date: 10/27/2015

Started On: 10/22/2015 10:51 AM

City Commission Regular Meeting

Agenda Item # 9. e.

Meeting Date: 11/02/2015

Re: Request for Blanket Purchase Order to Rainbow Distributors in the Amount of \$20,000 for Traffic Signal Equipment

Submitted For: John Andrews, City Engineer, Engineering

SUBJECT:

Request to issue a Blanket Purchase Order to Rainbow Distributors of Lake Mary, FL in the amount of \$20,000 for traffic signal parts. Rainbow Distributors is the City's sole source provider of intersection signal parts.

SUMMARY:

This request is for the purchase of replacement and spare parts for daily operation of the City's traffic signals. Rainbow Distributors supplies LEDs, signal head parts, pedestrian poles and miscellaneous parts for signalized intersections.

RECOMMENDATION:

Approval

ALTERNATIVES:

Not to purchase spares

RESPONSIBLE STAFF:

Edward Seissiger, Engineering Project Manager

COORDINATED WITH:

Kyle Kilger, Rainbow Distributors USA, Inc.

Fiscal Impact

Budgeted Y/N: Y
Fiscal Year: 2015-16
Account: 001-4400-541-53-20
Amount: 20,000

FISCAL IMPACT:

This is a budgeted expenditure

Form Review

Inbox	Reviewed By	Date
Purchasing	Tony Barnes	10/22/2015 04:42 PM
Finance Department	Johnna Morris	10/22/2015 11:15 PM
City Manager	Robert Bradshaw	10/27/2015 02:03 PM

Form Started By: Ed Seissiger
Final Approval Date: 10/27/2015

Started On: 10/22/2015 11:21 AM

City Commission Regular Meeting

Agenda Item # 9. f.

Meeting Date: 11/02/2015

Re: 27th Annual Sights and Sounds on Second

Submitted For: Nick Mimms, Deputy City Manager, City Manager

SUBJECT:

Approval of \$15,000 payable to Main Street Fort Pierce, Inc. for the sponsorship of the 27th Annual Sights and Sounds on Second event.

SUMMARY:

Each year, the City provides financial support for the annual Christmas Sights and Sounds on Second event to help defray the expenses. A total of \$15,000 has been budgeted for this event in the FY 2016 budget.

RECOMMENDATION:

Staff recommends approval of \$15,000, which is available in the FY 2016 budget for this event.

ALTERNATIVES:

Do not fund.

RESPONSIBLE STAFF:

Nick Mimms, Deputy City Manager

COORDINATED WITH:

Doris Tillman, Manager, Main Street Fort Pierce

Fiscal Impact

Budgeted Y/N: Y
Fiscal Year: 2016
Account: 001-6000-513-8393
Amount: \$15,000

OTHER INFORMATION:

\$15,000 has been budgeted in FY 2016 for this annual event.

Form Review

Inbox	Reviewed By	Date
City Manager	Jennifer Robinson	10/19/2015 03:32 PM
Purchasing	Tony Barnes	10/29/2015 08:33 AM
Finance Department	Johnna Morris	10/29/2015 09:25 AM
City Manager	Robert Bradshaw	10/29/2015 09:27 AM
Form Started By: Jennifer Robinson		Started On: 10/19/2015 02:30 PM

Final Approval Date: 10/29/2015

Finance Department

City Manager

Form Started By: Jennifer Robinson

Final Approval Date: 10/29/2015

Johnna Morris

Robert Bradshaw

10/29/2015 09:26 AM

10/29/2015 09:27 AM

Started On: 10/22/2015 11:00 AM

City Commission Regular Meeting

Agenda Item # 10. a.

Meeting Date: 11/02/2015

Re: 2014-2015 CAPER Public Hearing

Submitted For: Libby Woodruff, Grant Writer, Urban Redevelopment

SUBJECT:

Public Hearing on the Consolidated Annual Performance Evaluation Report (CAPER) for Program Year 2014-2015.

SUMMARY:

Public review and comment is required by the U.S. Department of Housing and Urban Redevelopment (HUD) on Program Year 2014-2015 CAPER (October 1, 2014 through September 30, 2015). A second public hearing will be held on November 16 at which time the Commission will need to vote to approve the report.

RECOMMENDATION:

Approve the CAPER following presentation and public hearing for Program Year 2014-2015 CAPER.

ALTERNATIVES:

n/a

RESPONSIBLE STAFF:

Libby Woodruff, Grants Administrator

COORDINATED WITH:

Nicholas Mimms, Deputy City Manager

Fiscal Impact

Budgeted Y/N: N

Fiscal Year: N/A

Account: N/A

Amount: \$0

OTHER INFORMATION:

There will be no fiscal impact from this agenda item.

Attachments

2014-15 CAPER

Form Review

Inbox

Reviewed By

Date

City Manager Robert Bradshaw
Form Started By: Libby Woodruff
Final Approval Date: 10/29/2015

10/29/2015 08:17 AM
Started On: 10/14/2015 04:24 PM



Fourth Program Year **CAPER** **2014-2015**



SECTION I: GENERAL CAPER NARRATIVES

This performance report is for the fourth year of the City of Fort Pierce, Florida's 5-Year Consolidated Plan for 2011-2015 and includes activities from October 1, 2014 through September 30, 2015.

The City's 2011-2015 Five-Year Consolidated Plan and 2014-2015 Action Plan include support for programs, projects and organizations that promote revitalization and stabilization, economic viability and small business expansion and job creation that is primarily focused on lower income residents and neighborhoods. Additionally, the City continues to emphasize the development of a viable urban community and conform to the primary objectives of the Department of Housing and Community Development Act of 1974, as amended.

The City of Fort Pierce's 2011-2015 5-Year Consolidated Plan includes the following goals:

- Provide Decent Housing
- Establish and Maintain a Suitable Living Environment
- Promote Neighborhood Stabilization
- Stabilize and Expand Small Existing Businesses

Assessment of Annual Goals and Objectives

During Program Year 2014-2015, the City of Fort Pierce's continued to strive for efficiency and effectiveness.

CDBG ANNUAL ENTITLEMENT FUNDS

The City of Fort Pierce received \$507,702 in Program Year 2014-2015 (PY14) from the U.S. Department of Housing and Urban Development's Community Development Block Grant (CDBG) program. Program income for PY14 totaled \$4,901, increased the PY14 budget to \$512,603. The City does not receive HOME, HOPWA or ESG grant funding.

The City exceeded the minimum 70% requirement of CDBG funds for activities that benefit low and moderate income persons.

A. Assessment of progress toward one-year goals and objectives.

1. Describe the accomplishments in attaining the goals and objectives for the reporting period.

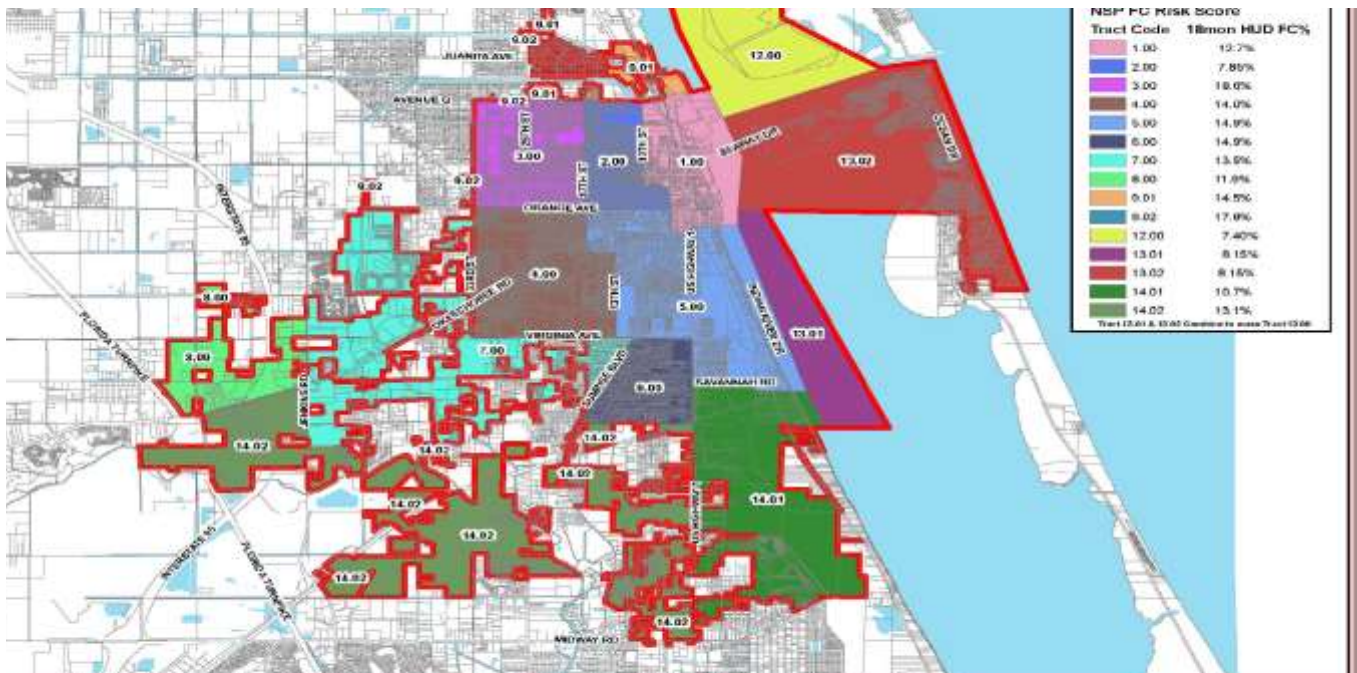
The City's primary objectives for PY14 were:

1. Provide decent, affordable rental and owner-occupied housing for low-to-moderate income persons throughout the City;
2. Provide Neighborhood Revitalization by upgrading public infrastructure and facilities in areas that are primarily inhabited by persons with low and moderate incomes;
3. Provide support for public services for low and moderate income citizens; and
4. Stabilize and expand small existing businesses.

Following is a breakout of the City's accomplishments toward its PY14 goals and objectives.

PY14 Goals and Objectives	Projected PY14 Accomplishments	Actual PY14 Accomplishments
Housing Rehabilitation – Assist very low income families with home repairs / rehabilitation.	Number of Houses Rehabilitated - 4	SHIP Housing Units Rehabilitated – 13 World Changers Housing Units Rehabilitated- 4
Address Spot Slum and Blight – Demolish, clear, and remove derelict structures including housing, public and commercial; secure abandoned structures; abate potential spot slum and blight conditions.	Number of Buildings Addressed - 5	Number of Buildings Addressed - 6
Infrastructure – Improve/repair infrastructure in lower-income neighborhoods.	Number of Infrastructure Projects - 1	Number of Infrastructure Projects - 1
Senior Citizen Housing Assistance – Provide funding to use as 'cash match' for Fort Pierce Housing Authority's Tax Credit grant application to rehabilitate former hospital into apartments for very low income senior citizens.	Number of Senior Citizen Housing Projects - 1	Number of Senior Citizen Housing Projects - 0
Weatherization Assistance – Fund weatherization assistance for lower-income homeowners.	Homeowners Assisted – 5	Homeowners Assisted - 6
Code Enforcement – Fund salaries for up to 3 Code Enforcement Officers who will inspect more than 200 structures to help alleviate spot slum and blight conditions in lower income neighborhoods.	Homes Inspected - 200	Homes Inspected - 544
Public Service Projects - Fund public service activities that serve lower-income citizens.	Citizens Served – 500	Citizens Served – 5,240
Neighborhood Revitalization – Provide funding for Lincoln Park and Fort Pierce Main Street Community-Based Development Organizations to assist businesses located in low and moderate income areas by providing neighborhood revitalization, economic development, heritage tourism and historic preservation projects/ services.	Organizations Assisted - 2	Organizations Assisted - 2
Provide grants for Commercial Façade improvements in low and moderate income areas.	Number of Commercial Facades Improved - 5	Number of Commercial Facades Improved - 19
Micro-Enterprise – Provide marketing/ development campaign for small businesses.	Businesses Assisted - 25	Businesses Assisted - 43
Promote local art and cultural heritage in lower-income neighborhoods.	Projects - 2	Projects - 2
Improve Community Focal Points in lower-income neighborhoods (Community Garden).	Projects - 1	Projects - 1

CDBG TARGET AREA BOUNDARY - The target area and boundaries for infrastructure/development and capital improvement projects include areas where no less than 51% of the population is low and moderate income, according to the U.S. Census. CDBG housing and economic development activities occurred within the corporate limits of the City of Fort Pierce. Following is a Census Tract map of the City of Fort Pierce:



2. Provide a breakdown of the CPD/CDBG formula grant funds in attaining the goals and objectives.

Spot Slum and Blight Remediation	\$ 47,029
Weatherization Assistance	\$ 13,331
Code Enforcement	\$ 33,355
Public Service Projects	\$ 81,863
Neighborhood Revitalization – CBDO’s	\$100,000
Commercial Façade Improvements	\$ 85,730
Micro-Enterprise	\$ 68,540
Promotion of Local Art and Cultural Heritage	\$ 10,430
Community Focal Points (Community Garden)	\$ 341
World Changers / Paint Our Town	\$ 4,493
Infrastructure Improvements	\$451,159
<u>Program Administration</u>	<u>\$ 68,752</u>
TOTAL CPD/CDBG GRANT FUNDS EXPENDED	\$ 965,021

3. If applicable, explain why progress was not made towards meeting the goals and objectives.

Progress was made towards meeting the goals and objectives of the PY14 Action Plan and PY2011-2015 Consolidated Plan.

B. Affirmatively Furthering Fair Housing

1. **Summary of impediments to fair housing choice.** An Analysis of Impediments to Fair Housing Choice was prepared in September 2007. The following impediments were identified through the study:

- Discrimination in housing against classes of persons protected under fair housing laws
- Lack of awareness of rights and responsibilities under fair housing laws
- A strongly segregated housing market
- A severe shortage of affordable housing
- Racial disparities in fair and equal lending

The City is in the process of preparing an updated Analysis of Impediments and will submit it along with our 2016-2020 5-Year Consolidated Plan during Spring, 2016.

2. **Identify actions taken to overcome effects of impediments identified.** An Action Plan was created to address and correct the impediments in October 2009. The following goals were listed in the Action Plan:

Goal 1: Increase knowledge of fair housing rights and responsibilities to reduce the incidence of discrimination in housing

Goal 2: Increase affordable housing activities

Goal 3: Eliminate disparities in lending practices

The City provided the following actions in PY14 toward overcoming the identified impediments:

Goal	Activity	Action	Measurable Results
Goal 1	Provide fair housing information to elected officials, City employees, and the general public and housing providers	- Provide workshops, seminars, media campaigns and other outreach activities - Promote fair housing on City website.	Fair Housing brochures and signage are prominently displayed and available in City Hall lobby and in the Urban Redevelopment Department Fair housing information, including videos, are posted on City website.
Goal 2	Increase number of affordable homes in higher-income areas.	Working with Habitat for Humanity to identify and rehabilitate foreclosed and abandoned homes in higher-income areas.	Referred Habitat for Humanity of St. Lucie County to four (4) potential homes needing rehab in higher income areas.
Goal 3	Support pre-purchase counseling programs	Support monthly 1 st Time Homebuyer Workshops which distribute HUD-generated information on fair housing	Four (4) First-Time Homebuyer Workshops were held during PY14. 53 citizens attended. Four (4) Lending Consortium meetings were held during PY14. Referred numerous citizens to the Treasure Coast Homeless Services Council, Inc., (TCHSC) who provided Housing Counseling services for St. Lucie County residents.
	Provide predatory lending information to citizens.	Provide "Don't Be a Victim of Loan Fraud" brochures published by the US Department of HUD.	Disseminated approximately 100 brochures to encourage citizens to protect themselves from predatory lenders.

C. AFFORDABLE HOUSING

Table 2A – Priority Housing / Special Needs

PART I. PRIORITY HOUSING NEEDS		Priority Level (H, M, L)	
Renter	Small Related	0-30%	H
		31-50%	H
		51-80%	H
	Large Related	0-30%	H
		31-50%	H
		51-80%	H
	Elderly	0-30%	H
		31-50%	H
		51-80%	H
	All Other	0-30%	H
		31-50%	H
		51-80%	H
Owner	0-30%	H	
	31-50%	H	
	51-80%	H	
PART II. PRIORITY SPECIAL NEEDS		Priority Level (H, M, L)	
Elderly		H	
Frail Elderly		H	
Severe Mental Illness		H	
Developmentally Disabled		H	
Physically Disabled		H	
Persons w/Alcohol/Other Drug Addictions		H	
Persons w/HIV/AIDS		H	
Victims of Domestic Violence		H	
Other		H	

Table 2A – Priority Housing Activities / Investment Plan

Priority Need	5-Yr. Goal Plan/Act	Yr. 1 Goal Plan/Act	Yr. 2 Goal Plan/Act	Yr. 3 Goal Plan/Act	Yr. 4 Goal Plan/Act	Yr. 5 Goal Plan/Act	Yr. 6 Goal Plan/Act
CDBG							
Acquisition of existing rental units							
Production of new rental units							
Rehabilitation of existing rental units							
Rental assistance							
Acquisition of existing owner units							
Production of new owner units							
Rehabilitation of existing owner units	20 /	4 / 2	4 / 1	4 / 2	4 / 17	4 /	
Homeownership assistance							
HOME	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Acquisition of existing rental units							
Production of new rental units							
Rehabilitation of existing rental units							
Rental assistance							
Acquisition of existing owner units							
Production of new owner units							
Rehabilitation of existing owner units							
Homeownership assistance							
HOPWA	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Rental assistance							
Short term rent/mortgage utility payments							
Facility based housing development							
Facility based housing operations							
Supportive services							
Other – SHIP & WORLD CHANGERS							
Rehabilitation of existing owner units		2	1	2	17		

Table 3B – Annual Housing Completion Goals - CDBG

Grantee Name: City of Fort Pierce	Expected Annual Number of Units To Be Completed	Actual Annual Number of Units Completed	Resources used during the period			
			CDBG	HOME	ESG	HOPWA
Program Year: 2014						
BENEFICIARY GOALS (Sec. 215 Only)	N/A	N/A				
Homeless households			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Non-homeless households			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Special needs households			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Total Sec. 215 Beneficiaries*			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RENTAL GOALS (Sec. 215 Only)	N/A	N/A				
Acquisition of existing units			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Production of new units			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Rehabilitation of existing units			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rental Assistance			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Total Sec. 215 Affordable Rental			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HOME OWNER GOALS (Sec. 215 Only)	N/A	N/A				
Acquisition of existing units			<input type="checkbox"/>	<input type="checkbox"/>		
Production of new units			<input type="checkbox"/>	<input type="checkbox"/>		
Rehabilitation of existing units	4	17	<input type="checkbox"/>	<input type="checkbox"/>		
Homebuyer Assistance			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Total Sec. 215 Affordable Owner	4	17	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COMBINED RENTAL AND OWNER GOALS (Sec. 215 Only)	N/A	N/A				
Acquisition of existing units			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Production of new units			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Rehabilitation of existing units			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rental Assistance			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Homebuyer Assistance			<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Combined Total Sec. 215 Goals*			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
OVERALL HOUSING GOALS (Sec. 215 + Other Affordable Housing)						
Annual Rental Housing Goal			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Annual Owner Housing Goal	4	17	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Total Overall Housing Goal	4	17	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The 2008 housing market crash led to drastically decreased property values which has increased the amount of affordable housing opportunities for low and moderate income residents. Unfortunately, home prices steadily increased throughout PY14. Investors have purchased hundreds of foreclosed homes within the City, leaving very few affordable homes available for first time homebuyers and lower income citizens. This dilemma is partially remedied through properties financed through Fannie Mae and Freddie Mac coming out of foreclosure being first offered to qualifying citizens for approximately 30 days before they are available to the general market.

The economic downturn resulted in soaring unemployment and Fort Pierce still has not recovered. Fort Pierce's unemployment rate in August, 2015 was 10.8%, compared to St. Lucie County's rate, which was at 6.8%, and the State of Florida, which was 5.3%. Unemployment and also "underemployment" remain on the forefront for the City of Fort Pierce, St. Lucie County, the State of Florida and the entire country.

The City has not detected that we are causing a negative impact on the development of affordable housing. Compared to surrounding communities, the City's fees and policies are reasonable. Nevertheless, the City will continue to periodically reassess development and impact fees, regulations and program policies and procedures and if we ascertain that a revision to these would enhance affordable housing opportunities for lower income residents of the City, we will certainly execute policy revisions, as needed, and as quickly as possible.

1. Comparison of proposed numeric goals (from the Consolidated Plan and Annual Action Plan) with the actual number of extremely low income, low income, and moderate income renter and owner households assisted during the reporting period.

Households Assisted by Income Level (CDBG funding)	Proposed	Ext Low	Low	Moderate Renter	Moderate Owner
<i>Strategy/Activity</i>					
Housing Rehabilitation		4			
Senior Citizen Housing Security Program					
Total	0	4	0	0	0

Households Assisted by Income Level (State Housing Initial Partnerships – SHIP Program)	Ext Low	Low	Moderate Renter	Moderate Owner
<i>Strategy/Activity</i>				
Down payment				
Rehabilitation	13			
Emergency Repair				
Disaster Mitigation				
TOTAL	13			

2. Report the number of households served meeting the Section 215 requirements of affordable housing. The City did not serve any households that entailed Section 215 requirements.

3. Description of efforts to address worst case needs. "Worst Case" housing needs are defined by HUD as very low-income unassisted families who pay more than half their monthly income for rent, live in severely substandard housing, or both.

The Fort Pierce Housing Authority administers a Section 8 Rental Housing Choice Voucher System, which provides rental assistance to very low income individuals and their families in Fort Pierce.

The City also continues to strive to address these worst case needs using SHIP funds to provide home rehabilitation for very low income homeowners and by partnering with organizations like

World Changers and Habitat for Humanity and through our new “Paint Our Town” program to provide home repairs for very low-income home owners.

4. In PY14, the City:

- Provided rehabilitation to thirteen (13) homes of citizens meeting this “worst case need” definition through home rehabilitation services as listed in the tables above during PY14, using SHIP funds.
- Provided CDBG funding and project coordination to World Changers organization who painted the exteriors of four (4) homes belonging to citizens meeting the “worst case need” definition during PY14.
- Began the “Paint Our Town” program at the end of PY14 which will provide paint, paint supplies and materials for local nonprofits to paint the homes of our lower income citizens for free.
- Began accepting and processing applications that will result in 2015 rehabilitations to homes belonging to very low income homeowners that meet the ‘worst case need’ using SHIP funds.
- Currently collaborating with Habitat for Humanity who has stated that they plan to rehabilitate between 21-27 Fort Pierce homes that belong to very low income citizens that meet the ‘worst case need’ definition during PY15.

5. **Description of efforts to address accessibility needs of persons with disabilities.** During PY14, the City provided funding and coordination to the World Changers organization who assisted four (4) senior and/or handicapped households, which are included in the ‘worst case needs’ paragraph description in #3, above. Additionally, thirteen (13) homes were rehabilitated with Florida State Housing Initiatives Partnership (SHIP) funds belonging to senior and/or handicapped citizens (also listed in #3 and #4, above).

D. CONTINUUM OF CARE

1. **Identify actions taken to address the needs of homeless persons and persons with special needs that are not homeless but require supportive housing.** The Treasure Coast Homeless Services Council, Inc. (TCHCS) serves as the official Continuum of Care for St. Lucie, Martin and Indian River Counties. It is the official qualified applicant for State and Federal homeless prevention and direct services funding on the Treasure Coast and the Lead Agency for the State Office on Homelessness. The City of Fort Pierce does not directly receive funding for homeless prevention.

During PY14, the TCHCS provided more than \$1,493,000 in services to 6,382 individuals.

The City sent a letter requesting assistance for our homeless population to the TCHCS in September, 2015 and later met with the executive director and requested assistance. We are hopeful that this meeting and future meetings will result in the TCHCS allowing the City of Fort Pierce to apply for grant funding through the Coalition to help address our growing homeless population.

2. **Identify actions taken to prevent homelessness and to help homeless persons make the transition to permanent housing and independent living.** TCHCS operates a Homeless Resource Center for Indian River, St. Lucie and Martin Counties, which provides approximately \$300,000 per year in direct assistance to homeless and near-homeless families and \$800,000 per year in rental housing payments on behalf of the disabled. TCHCS also provides approximately \$300,000 annually in direct funding to the homeless family shelter on the Treasure Coast, serving Indian River, St. Lucie and Martin Counties. Approximately thirty percent (30%) of the Homeless Family Center’s clients were from the City of Fort Pierce during PY14.

Based on the “Certification of Consistency with the Consolidated Plan” form that the City of Fort Pierce recently received from the TCHCS, St. Lucie County receives \$289,776 in funding that is only used to cover the rent for chronically homeless individuals and families. No funding is provided

to City of Fort Pierce agencies that provide services to the homeless. According to the TCHCS' Point in Time County for January, 2015, the City of Fort Pierce has experienced a 185% increase in homeless children since January, 2014.

3. Identify Federal resources obtained from the Homeless Super NOFA.

The TCHCS coordinates all grant funding applications through the State Office on Homelessness and HUD.

City staff met with staff of the TCHSC, several Fort Pierce nonprofit community supportive service organizations, local law enforcement and numerous concerned citizens at City Hall approximately two years ago to discuss coordination of services for our homeless population and to request assistance from the TCHSC. No collaborative offerings or financial support resulted from this meeting.

Staff at the City met with Ms. Lori Sorino from HUD via telephone in August, 2015 and subsequently sent a letter to the director of TCHCS, with content based on Ms. Sorino's recommendations, requesting assistance to address our growing homeless population. The director of the TCHSC met with City Staff in late September, following our written request for assistance. To date, the City has not been approved to submit a grant funding request or offered any collaborative solution through the TCHCS to address this critical issue.

Following is an overview of PY14 and previous funding accomplishments for the TCHCS:

- The TCHSC has received more than \$20 million in grants for homeless services since it began.
- The TCHSC is currently applying for renewal of grants totalling over \$1.4 million to cover the costs of housing chronically homeless individuals. \$289,776 will be used in St. Lucie County.
- In PY14, the TCHSC provided 307,314 to provide mental health services to 611 individuals.
- In PY14, the TCHSC provided \$1,595,254.63 to 4,308 individuals for rental assistance.
- In PY14, the TCHSC provided \$130,257 in short term rent through the Emergency Shelter Grant.
- TCHSC received FEMA Phase 30 Grant funds in 2013 for rental assistance, utility payments, security and utility deposits to 618 people.
- In PY13, the TCHSC provided 1,332,016 in rental assistance to 250 clients.
- In December, 2012, the TCHSC received a "Emergency Solutions" grant from the Department of Children and Families for \$104,500.
- The TCHSC receives at least \$950,000 per year from McKinney Vento under the Homeless Continuum of Care Competition.
- For 2010, the TCHSC received \$985,804 for Transitional Housing Supportive Services (SHP) and Homeless Management Information Systems (HMIS).
- In May, 2010, the TCHSC received \$344,160 from the Shelter Plus Care (S+C), program, which provides subsidized housing for disabled individuals and families in St. Lucie, Martin and Indian River Counties.
- The TCHSC also received \$60,000 from the State of Florida's Emergency Shelter Grant program during PY10. This funding was used to provide rent and mortgage payment assistance.
- The TCHSC also received \$100,000 from the State of Florida's Challenge Grant opportunity in PY10 to provide daycare and employment services for homeless living in TCHSC housing, and also case management and financial assistance for utilities and housing for disabled homeless individuals. The program will serve up to 145 individuals.
- During PY10, the TCHCS also secured \$2,101,264 in State of Florida Neighborhood Stabilization Program (NSP) funds to provide affordable rental housing to families who are at or below 50% of area median income and \$2,105,537 in Homeless Prevention and Rapid Rehousing Funding, of which \$1,236,207 was targeted to St. Lucie County residents. To date, more than 4,300 unduplicated individuals have been assisted since this program was implemented in 2009.

- The TCHSC also operates a mortgage modification program which has successfully assisted many families avoid foreclosure. Through the TCHSC Homeless Prevention and Rapid Rehousing Program, persons who are homeless or are subject to become homeless may receive down payment and closing cost assistance toward the purchase of a home, once they have obtained steady employment and have established an acceptable credit rating.
- Financial and credit counseling are provided by Consumer Credit Counseling Services, now rebranded under the name of CreditAbility, and is paid for by banks in the St. Lucie County Lending Consortium.
- Staff from the City is looking forward to attending TCHSC board meetings and future meetings with the TCHSC director and staff and are hopeful this will result in a collaborative effort to address the growing homeless issues within the City of Fort Pierce.

E. OTHER ACTIONS

Other actions described in the Consolidated Plan and annual Action Plan are described below:

1. **Address obstacles to meeting underserved needs.** The City amended its 2011-2015 Consolidated and 2013-2014 Action Plans to better address underserved needs, including support for the Fort Pierce Housing Authority's (FPHA) application for tax credits to rehabilitate a former hospital into apartments for lower-income senior and/or disabled citizens, slum and blight and infrastructure improvements in lower-income neighborhoods, and assistance with weatherization improvements for our lower-income citizens. The FPHA was denied funding in their first two (2) requests and are awaiting news of their third attempt at this funding request.

2. **Foster and maintain affordable housing.** Several affordable housing concerns were made evident in the 2014 Action Plan Community Survey – code enforcement, street light improvements, signage and road improvements.

To help address these issues, the City used its CDBG funds to complete the Lincoln Park Improvement Project, more than \$500,000 in street repaving, curbs, gutters and sidewalk replacements and new signage. The City of Fort Pierce also replaced all of the existing lights in our lower income areas with LED lighting.

As stated earlier in this report, the City allocated funding in its 2013 Action Plan for 'cash match' toward the Fort Pierce Housing Authority's (FPHA's) grant application for tax credits to transform a vacant hospital into apartments for lower-income senior and/or disabled citizens. The FPHA continues to await news of the application.

Additionally, as detailed earlier, the City provided funding and project coordination for the World Changers Organization who painted and provided some rehabilitation to twelve (12) homes in 2013 and four (4) in 2014. Left over funds from the 2014 project are being used for our "Paint Our Town" program, which includes the City's collaboration with local businesses and nonprofits to provide exterior home rehabilitations to our most needy citizens. This program is proving very successful and we expect to list it as an activity throughout our next 5-Year Consolidated Plan.

The City also used State Housing Initiative Partnership (SHIP) funds to rehabilitate thirteen (13) homes belonging to our very low income disabled senior citizens during PY14.

Eliminate barriers to affordable housing. The 2008 housing market crash led to drastically decreased property values which has increased the amount of affordable housing opportunities for low and moderate income residents. Unfortunately, home prices have steadily increased throughout PY14. Investors have purchased hundreds of foreclosed homes within the City, leaving very few affordable homes available for first time homebuyers and lower income citizens to purchase. Properties financed through Fannie Mae and Freddie Mac coming out of foreclosure are offered to qualifying citizens for approximately 30 days before they are available to investors, which is very helpful.

The economic downturn resulted in soaring unemployment and Fort Pierce still has not recovered. Fort Pierce's unemployment rate in August, 2015 was 10.8%, compared to St. Lucie

County's rate, which was at 6.8%, and the State of Florida, which was 5.3%. Unemployment and also "underemployment" remain on the forefront for the City of Fort Pierce, St. Lucie County, the State of Florida and the entire country.

- 3. Overcome gaps in institutional structure and enhance coordination.** The City of Fort Pierce works with the City of Port St. Lucie and St. Lucie County to coordinate three Housing Assistance Programs (CDBG, SHIP, and Hardest Hit). Quarterly lending consortium meetings are held to keep the groups connected and focused on affordable housing issues.

The City has been successful in engaging the Fort Pierce Housing Authority (FPHA), local non-profits, financial institutions, and the private sector in the provision of low and moderate-income housing. No gaps have been identified in this institutional structure.

- 4. Improve public housing and resident initiatives.** The delivery of public housing requires the coordination of a number of agencies, both public and private. These agencies will continue to work together to eliminate potential gaps within the delivery systems in Fort Pierce. A vital agency in this initiative is the Fort Pierce Housing Authority (FPHA).

For PY14, FPHA activities included:

- A. Up to \$10,000 in educational scholarships were available to outstanding students in FPHA's Public Housing, Section 8 Housing Choice Voucher Program, or its Affordable Housing Program to start or continue secondary education. Scholarships were available for Associate Degrees, Bachelor Degrees, Master's Degree or Vocational Training.
- B. The FPHA allocated 844 Section 8 vouchers and provided 827 Public Housing leases in PY13; and administers 18 units of non-subsidized rentals.
- C. Out of the 844, 39% of the households were elderly and/or disabled and 11% were elderly (not disabled).
- D. Installation of impact-rated windows and doors to 20 units
- E. Crime Reduction Initiatives – increase site lighting to 239 units and on site's parking/pedestrian area redesign
- F. FPHA is currently extensively renovating the community center at 3100 avenue G for various community based services such as health care, youth programs, food bank, religious activities, etc.
- G. Upgrading a multi-family high rise building with fire rated entry doors for each unit and upgraded fire alarm system
- H. Replace emergency generators at Buell Brown Center and Park Terrace
- I. FPHA hired a firm to conduct an energy audit on all 827 public housing units and recommend energy saving methods or products.
- J. FPHA applied for and received funds to administer a Family Self – Sufficiency Program for both its Section 8 Housing Choice Voucher and Public Housing Programs. This program is designed to mentor families and link them to services, training, education and child care to help them eliminate the need for welfare. Currently, there are seventy-five (75) participating families.
- K. FPHA has applied for and received 35 HUD-Veterans Affairs Supportive Housing (HUD-VASH) program vouchers in conjunction with the Section 8 Housing Choice Voucher program.
- L. FPHA received a \$500,000 Tenant Based Rental Assistance Grant from the State of Florida to be offered to families awaiting housing assistance through the Section 8 Housing Choice Voucher Program for a term no longer than two (2) years. Families receiving rental assistance under this program are required to enroll in FPHA's Self-Sufficiency Program and receive mentoring and job training to reduce the dependence on welfare.

- M. FPHA’s policies now allocate Section 8 Housing Choice Vouchers to local area witnesses of violent crime who agree to testify in court. The use of these vouchers is to relocate witnesses and protect against potential retaliation.
 - N. FPHA requires all Public Housing families and their members who are 18 years and older to participate in obtaining at least eight (8) hours of Community Services and volunteer work unless they are disabled, attending post-secondary schooling or gainfully employed.
5. **Evaluate and reduce lead-based paint hazards.** During PY14, the City continued to encourage residents and property owners to test for and reduce lead paint. Homes assisted with CDBG or SHIP funding that were built prior to 1978 are automatically tested for lead-based paint, and safe practices and abatement/reduction procedures are followed on projects where lead based paint is identified.
 6. **Ensure compliance with program and comprehensive planning requirements.** The City of Fort Pierce initiated a major reorganization to its housing program in February, 2010 and again in July, 2013. Trained, experienced staff is now responsible for ensuring compliance with all comprehensive planning requirements.
 7. **Reduce the number of persons living below the poverty level.** The U.S. Census Bureau's State and County Quick Facts (<http://quickfacts.census.gov/qfd/states/12/1224300.html>) lists Fort Pierce with 35.7% of its population below the poverty level, compared to 16.3% of Florida and 14.9% in the United States, as a whole. The per capita income in Fort Pierce in November 2014 was \$16,597, which is low-income, compared to the State of Florida (\$26,236) and the Nation (\$28,051). The PY15 Public Service grant opportunity will be open to organizations that provide job training and job placement activities. We are hopeful this will initiate opportunities for local organizations to provide these much needed services within our lower-income neighborhoods.

Additionally, the City is collaborating with Career Source Research Coast (formerly Workforce Solutions) that provides job training, job placement and oftentimes stipends for childcare for the newly employed. We will be holding a job fair in our Lincoln Park neighborhood on January 14, 2016.

The City is also collaborating with the Service Corps of Retired Executives (SCORE) organization that will provide quarterly business informational workshops beginning November 18, 2015 for existing small micro-enterprises located in some of our very low income areas. Attendees to at least two (2) workshops will qualify to apply for a small grant from the City to purchase equipment, signage, etc. that will help increase their capacity and sustainability.

8. **Address Crime Prevention within the City of Fort Pierce.** The Florida Department of Law Enforcement website shows a decrease in crimes in St. Lucie County from 2013 through 2014. Please see the table below.

St. Lucie County Crime Data Summary			
County	2013	2014	% Change
Population	281,151	282,821	0.6
Total Arrests	13,889	14,247	2.9
Total Index Offenses	7,666	7,045	-8.0
Violent Rate	424.0	336.3	-20.7
Non-Violent Rate	2,307.7	2,154.7	-6.4
Index Rate	2,726.6	2,491.0	-8.6

Specific Fort Pierce Crime Statistics for 2013 and 2014, provided by the City of Fort Pierce Police Department, per the Uniform Crime Reporting (UCR) program:

FORT PIERCE CRIME SUMMARY			
UCR Category	2013	2014	% Change
Homicide	7	12	71.4
Forcible Rape	27	36	33.3
Robbery	113	114	0.9
Aggravated Assault	405	298	-26.4
Total Violent Crimes	552	460	-16.7
Burglary	624	529	-15.2
Larceny/Theft	1,560	1,525	-2.2
Auto Theft	114	106	-7.0
Total Non-Violent Crimes	2298	2160	-6.0
UCR TOTAL	2850	2620	-8.1

If a community fails to look after its physical fabric — overgrown vacant lots, junk vehicles and buildings with broken windows or unkempt appearance — sooner or later crime will follow, and it’s likely to get worse as the surroundings deteriorate.

So, it’s no surprise that the areas of Fort Pierce with the highest crime statistics are those with the largest slum and blight areas. The City, along with neighborhood residents, are stepping up and taking charge, clearing overgrowth on unused lots, and cleaning up trash and debris.

The amount of trash removed from some northwest neighborhoods during a recent “Great America Cleanup” event, sponsored by the City’s Public Works Department, was staggering. The cleanup was held on May 16, 2015, resulted in tons of debris collected in just four hours.

There are many vacant lots in our depressed neighborhoods, and left unattended, undergrowth can easily reach head-high, which allows bad guys to stash weapons or drugs or to even use the overgrown plants as cover to hide themselves from law enforcement officers. Criminals also use dilapidated buildings for the same reasons. Lots can become so overgrown that buildings on them are completely hidden.

The City continues to allocate funding to help cover the salaries of Code Enforcement officers assigned to our lower income areas to address the blighted conditions. Additionally, we are currently working to complete ‘The Lincoln Park Improvement Project’ that will improve infrastructure, including new sidewalks, street re-paving, curbs and gutter replacements, signage and lighting in one of our targeted lower-income neighborhoods. We believe these priorities will have a significant positive impact on crime and economic development.

The City continues to promote the following programs, as detailed in earlier Action Plans as its “Anti-Poverty Strategy”:

(1) Anti-Poverty Strategy

- a) **The “Where to Turn” - 211 System.** The City of Fort Pierce is too small to be the lead agency for major social welfare programs such as Family Self-Sufficiency, Head Start, State and local Programs, Section 3, Welfare to Work or Workforce Development initiatives. Instead, the City partners with other Counties on the Treasure Coast to sponsor the “Where to Turn” - 211 Network which provides an annual written update as well as computer and telephone information and referral for all social service needs.

The 211 system provides all special needs groups with a single point of contact for finding solutions to their problems and is available in English, Spanish and Creole. The 211 system links all social service providers into a multi-county network seeking solutions to individual and family needs.

- b) **St. Lucie County Social Services Department.** Beyond the 211 network, the St. Lucie County Social Services Department serves as the lead agency for the three-County Treasure Coast Community Action Agency assisting low income citizens with Community Services Block Grant funding. These services include: rent/mortgage assistance, emergency car repairs, prescriptions, utility deposits and billings, and camperships for children. Additional services include: assistance for indigent burials, administration of a program which provides emergency medicine needs and manages the State-mandated share of county Medicaid Hospital and Nursing Home funding, as well as the Health Care Responsibility Act. County staff serves on state-wide advisory committees that relates to social services that serve the area.

The County ADA coordinator participates on the Emergency Disaster Team and in the staffing of a Special Needs shelter. This Department also serves as a First Stop Center for referral services, enabling clients to access assistance that is not budgeted by the City but is available by other agencies within our County. In addition, the Department distributes Thanksgiving and Christmas food baskets, coordinates the "Adopt A Family" program for the holidays, maintains a food pantry, participates with non-profit agencies to provide toys at Christmas for less fortunate children within St. Lucie County and miscellaneous assistance throughout the entire year. Funds from the Community Services Block Grant targets low income persons which is commensurate with the Community Development Department's Anti-Poverty strategy on behalf of the very low-income households with incomes under 30% of median annual income.

- c) **Economic Development and Anti-Poverty.** It is important to recognize that the Anti-Poverty Strategy is not a housing plan; it is an economic development plan to increase incomes, and create and sustain jobs for low and moderate-income citizens. As noted earlier, the economic crisis in St. Lucie County, the State of Florida, and all across the United States has led to a significant decrease in employment opportunities and increased housing foreclosures for all sectors. The City believes housing must be a major component of any anti-poverty strategy, since a secure and affordable residence allows household members to pursue jobs, education and training without having to worry about the threat of homelessness.

Economic development is listed as one of the top three highest priorities in the City's Consolidated Plan, along with affordable housing and a suitable living environment.

The City supports its two Main Street organizations (Community Based Development Organizations-CBDOs), with CDBG funds. These CBDOs are tasked with providing specific business development assistance in lower income areas.

We believe that economic opportunity refers not just to economic opportunity for individuals in the form of jobs, but also to economic opportunities for local businesses who provide goods and services. As populations and commercial activity increases, the ability of a community to be economically competitive and the success of the community in sustaining and growing existing, local businesses and employers and attracting new ones, also increases.

Implementation of anti-poverty efforts is a cooperative effort between County agencies, the City of Fort Pierce, the Fort Pierce Redevelopment Agency, local organizations, including the Fort Pierce and Lincoln Park Main Street Programs, Allegany Franciscan Ministries, and the Fort Pierce Housing Authority.

The City is currently collaborating with St. Lucie County, Allegany Franciscan Ministries and Lincoln Park Main Street to acquire commercially-zoned property in our Lincoln Park neighborhood to offer to developers for a large grocery-retail store on the main thoroughfare which will provide jobs, employment training and potentially lay the cornerstone to trigger an economic upsurge for the entire area.

- d) **Key Players** - The economic and housing programs that are instrumental in the Anti-Poverty Strategy include:
- **Community Development Block Grants (CDBG)** - CDBG funds will be used to update infrastructure, rehabilitate commercial facades and address spot slum and blight in lower

income areas. Additionally, these funds will be used to enhance cultural offerings, promote tourism in our lower income neighborhoods and encourage visitors to come to Fort Pierce, which will create and sustains jobs for low- and moderate-income persons and invigorate community-based organizations that provide positive activities for youth development and services for our senior citizens, and the un- and underemployed, such as educational opportunities and job training.

- **Florida State Housing Initiatives Partnership (SHIP) Program:** The City uses SHIP monies to assist very low income homeowners with repairs to their property.
- **Hardest Hit Program:** When the City disbanded the Department of Urban Redevelopment in 2013 due to budget shortfalls, the City of Port St. Lucie, Florida took over our Hardest Hit program, including providing oversight for all of our active clients. Port St. Lucie is about 12 miles from Fort Pierce. We now refer all calls for Hardest Hit assistance to the City of Port St. Lucie. To date, the City of Fort Pierce has processed 165 applications for foreclosure assistance, and qualified 45 citizens who have actually benefitted from the program.
- **Fort Pierce Housing Authority:** Very low-income households, particularly renters, are rated as priority numbers 2 and 3 in the City's Consolidated Plan. Persons who are represented in this category are eligible to receive assistance from the Fort Pierce Housing Authority. The City of Fort Pierce obligated \$37,500 in its PY2013-2014 Action Plan as a cash match for the Fort Pierce Housing Authority's grant application to rehabilitate a local abandoned hospital into apartments for lower-income senior citizens.
- **Allegany Franciscan Ministries:** The City of Fort Pierce's Lincoln Park Neighborhood was selected by Allegany Franciscan Ministries to receive financial support for economic development initiatives. To date, this collaboration has resulted in additional funding for Public Service grant awardees located in the neighborhood and a commitment for financial assistance to provide a large grocery/retail business for the food dessert, which will provide employment for local residents and potentially spur economic development in the area.

E. LEVERAGING RESOURCES

1. Identify progress in obtaining "other" public and private resources to address needs.

SHIP Funding - The City is currently preparing to rehabilitate the exteriors (roofs, gutters, siding/paint, exterior doors, hurricane shutters, ac/heat systems, etc.) for fifteen (15) homes belonging to very low income citizens using its SHIP funds during PY15.

Local banks that are members of the St. Lucie County Lending Consortium contribute to the provision of affordable housing by helping to defray the cost of the homeownership workshops. The local banks pay a fee to be a member of the consortium, which in turn is used to procure the services of Consumer Credit Counseling Services to provide the training. Participating in the affordable housing program also aids in promoting the local banks' Community Reinvestment Act federal compliance. Six (6) workshops for new homebuyers were held during PY14. Approximately 40 Fort Pierce residents attended the workshops.

State of Florida Hardest Hit Program Funding – The City's Hardest Hit Program was transferred to the City of Port St. Lucie in August, 2013, due to staffing shortages. As mentioned earlier in this report, the City of Port St. Lucie is approximately 12 miles from Fort Pierce.

Section 8 Program - The mission of the Section 8 Housing Choice Voucher (HCV) Program is to provide housing assistance to eligible low-income families, enabling them to rent decent, safe and affordable housing of their choice within the private rental market. The Fort Pierce Housing Authority's (FPHA) Five-Year Agency Plan's Strategic Goal is to encourage homeownership by providing HCV participants with the tools to effectively acquire homes by participation in a Self Sufficiency Program.

The HCV program provides assistance to eligible households leasing existing privately owned housing. Participants pay no more than 30 percent of their adjusted gross income for housing. The Section 8 moderate rehabilitation program provided property owners with low interest loans to rehabilitate their properties. The properties were rented for a specified period of years to low income tenants.

The FPHA managed an allocation of 844 vouchers, and 827 leases. The program's family make-up included 39% elderly and/or disabled; 11% elderly (not disabled).

World Changers – The City of Fort Pierce used CDBG funds to purchase supplies and materials for the World Changers, an energetic group of volunteers from across the United States, who traveled to the City and transformed 4 dilapidated structures belonging to some of our poorest citizens into attractive, livable homes.

Paint Our Town – The City of Fort Pierce continues using CDBG funds and collaborations with local merchants and nonprofits to provide paint and paint supplies and free labor to paint the exteriors of homes belonging to our lower income citizens.

Habitat for Humanity – The City continues to corroborate with Habitat for Humanity and will donate abandoned homes and provide materials to the organization, who rehabilitated 6 homes for lower-income Fort Pierce citizens in PY14.

Allegany Franciscan Ministries – The City continues our collaboration with Allegany Franciscan Ministries which selected the Lincoln Park Neighborhood in Fort Pierce to receive financial assistance for the development of economic development initiatives over the next 6-7 years.

2. How Federal resources from HUD leveraged other public and private resources.

Commercial Façade Grants – The City expended \$85,730 in CDBG funds for commercial façade grants, which leveraged over \$450,000 in commercial property improvements.

Public Service Agencies – Allegany Franciscan Ministries provided 'cash match' totalling more than \$41,000 for CDBG grants provided to Public Service Agencies located in the Lincoln Park neighborhood in Fort Pierce.

World Changers / "Paint Our Town" – The City of Fort Pierce used CDBG funds to purchase supplies and materials for the World Changers, an energetic group of volunteers from across the United States, who traveled to the City and transformed 4 dilapidated structures belonging to some of our poorest citizens into attractive, livable homes. Following the World Changers event, the City began our "Paint Our Town" program, which involves collaboration between the City and local businesses and local nonprofits. The City provides funding, the businesses provide materials, paint, etc. either free or at a discounted price, and local nonprofits provide free labor to paint homes belonging to our lower income citizens.

G. CITIZEN COMMENTS

Citizen comments on the PY14 CAPER were solicited through a "Public Notice" request that was placed on the City's website (cityoffortpierce.com) and in the local newspaper, and on the Public Information Board at City Hall. The public was provided an opportunity to review the CAPER online via the City's website, at the Fort Pierce Public Library and at City Hall between October 19 and November 16. Public Hearings were held on November 2 and again on November 16, 2015, at regularly-scheduled City Commission meetings at Fort Pierce City Hall. *Please see the enclosed transcribed minutes from the City Commission meetings relating to the CAPER and Public Comments received during those meetings.* Also enclosed is a copy of the advertisement that ran in a local newspaper promoting the availability of the PY14 CAPER, the public comment period and the dates and times for the public hearings.

Comments received from the public will be placed here.

H. SELF EVALUATION

Are activities and strategies having an impact on identified needs? What indicators would best describe overall results? Are major goals on target?

We believe the PY14 activities are having an impact on identified needs. Please see overview of indicators for each activity below. All major goals are on target.

Housing Rehabilitation - Provided rehabilitation assistance for 13 homes through the SHIP program and painted the exteriors of four (4) homes belonging to very low income citizens through the World Changers outreach project.

Address Spot Slum and Blight – Demolished, cleared and removed or secured 6 structures.

Infrastructure – Currently implementing infrastructure improvements, including new street lighting and street resurfacing, sidewalks, repair/replace curbs and gutters, adding new signage and landscaping in the Lincoln Park neighborhood. This project is still underway and should be completed within the next 30 days.

Senior Citizen Housing Assistance – Allocated \$37,500 in the 2013-2014 Action Plan for the Fort Pierce Housing Authority (FPHA) to use as ‘cash match’ in their tax credit grant application to rehabilitate former hospital into apartments for very low income and disabled senior citizens. The FPHA is awaiting word on the application.

Weatherization Assistance – Provided funding to complete weatherization improvements for six (6) very low income Fort Pierce citizens. Improvements included windows, insulation, roofs, HVAC systems, etc.

Code Enforcement – Provided salaries for 2 Code Enforcement officers who inspected 544 buildings to help alleviate slum and blight conditions in lower income neighborhoods.

Public Service Projects – Provided grants to seventeen (17) public service organizations who directly served more than 5,240 citizens.

Community Based Development Organizations - Provided grants to Lincoln Park and Fort Pierce Main Street Organizations conduct neighborhood revitalization, economic development, heritage tourism and historic preservation projects/services for businesses located in lower income areas.

Commercial Façade Grants – Provided grants to upgrade the facades on nineteen (19) commercial structures in low and moderate income areas.

Micro Enterprise – Provided marketing/development campaign for 43 small businesses.

Promoted local art and cultural heritage projects which are serving as catalysts for neighborhood revitalization in lower-income neighborhoods.

Provided maintenance and ongoing upkeep for our beautiful community garden in the Lincoln Park Neighborhood, a community focal point.

- 1. What barriers may have a negative impact on fulfilling strategies and achieving the overall vision? We do not foresee any barriers at this time.** We do not see any barriers at this time.
- 2. Based on this evaluation, what adjustments or improvements to strategies and activities might help meet the identified needs more effectively?**

Creating an environment conducive to economic growth is a complex process, requiring planning, community leadership and involvement, and innovative thinking. Jobs alone will not necessarily generate sustainable economic opportunity. What worked twenty years ago will not necessarily create a solid economic base today, particularly in smaller urban settings.

The City of Fort Pierce recognizes that our tourism industry is an integral and important part of the future economic development and employment growth within the area. Support for the continued competitiveness of our local tourism industry and the creation of an environment where businesses can succeed, in all commercial areas of the City, are central to our objectives.

Many factors contribute to whether or not a community can generate and sustain economic opportunity, including community quality of life, the appearance and vitality downtown areas, business centers and surrounding residential neighborhoods and commercial corridors, infrastructure availability and capacity, the presence of essential services such as health and public safety, education and skill level of the workforce, ability of the community to provide for current and future workforce needs, adequate and easily-accessible transportation that provides access to markets and linking employers, customers and employees, and so forth.

At the same time, the existence and obstacles to development, such as abandoned and dilapidated buildings that dominate decaying town centers can impede economic growth if they are not identified and eliminated.

The City's strategy is reflected in its amended 2011-2015 Consolidated and new 2015-2016 Action Plans involves addressing code violations, improving infrastructure and helping to rebuild a sense of 'community' in our lower-income neighborhoods and commercial corridors, revitalizing and invigorating commercial areas, stabilizing and improving the sustainability of local businesses, addressing brownfields and environmental and expanding overall essential business and residential services.

The City will continue to pursue other forms of public and private assistance that will directly result in new or retained jobs, particularly for low and moderate income residents and for projects and activities that enrich communities, revitalize neighborhoods and holistically address elements that impact the City's attractiveness to business and industry, its ability to grow local businesses and industry and its overall ability to support economic activity and growth.

Future Plans – Additional adjustments may be required to CDBG funding priorities and activities in the future, as needs continue to change, funding levels are reduced or increased, new funding sources are obtained, or shifts occur in strategies for housing, community or economic development.

Some of our future plans which we have listed in our 2015-2016 Action Plan include providing small business consultation and workshops, grants to increase the capacity and sustainability of small micro enterprises, collaborating with Career Source Research Coast to provide a job fair and continuing our work of implementing a 'creative placemaking' initiative in the Lincoln Park neighborhood, using cultural arts and history recognition events to instill civic pride and hopefully help bridge the divides within our city and spur economic development and job creation.

Part of the 'Creative Placemaking' initiative involves capitalizing on our local assets, which include the world-renown Highwaymen Artists, many who still live and paint in Fort Pierce. The Highwaymen, also referred to as the Florida Highwaymen, are a group of 26 African American Florida Hall of Fame landscape artists. Self-taught and self-mentoring, they created a body of work of over 200,000 paintings, despite living in Jim-Crow era Florida and facing many racial and cultural barriers.

The Highwaymen painted landscapes and made a living selling them door-to-door to businesses and individuals throughout Florida from the mid-1950s through the 1980s. They also peddled their work from the trunks of their cars along the eastern coastal roads, thus earning them the "Highwaymen" name.

The City is very close to completing the final phase of The Highwaymen Heritage Trail project, which includes a self-guided commemorative trail and complementary website which has been partially funded through two (2) grants from the Florida Humanities Council (FHC) and our CDBG "Art in Public Places" and "Promotion of Local Art and Cultural Heritage" activities.

The ribbon cutting for the project will be held February 20, 2016. The invitation list includes dignitaries all across the country – even to Washington, DC. When complete, trail stops will be

located throughout our lower-income Lincoln Park neighborhood. The project's complimentary website will feature Lincoln Park restaurants and retail. We expect this project to help create a resurgence of civic pride, increase tourism, expand economic opportunities and create jobs.

In addition to the Florida Highwaymen, the City recently assumed ownership of the Zora Neale Hurston Dust Tracks Heritage Trail from St. Lucie County. Ms. Hurston lived the final years of her life in Fort Pierce. The cultural trail, which is also located within the Lincoln Park neighborhood, is visited by local citizens, students and tourists from across the globe. We are currently working to restore the sign frames and plan to have a re-dedication of the trail and an all-day family friendly festival in April, 2016. Like the Highwaymen Heritage Trail Festival and Art Show, The Zora Festival will also become an annual event and will be held in the heart of the Lincoln Park neighborhood, along the beautiful Moore's Creek Linear Park.

The City is looking into the possibility of a \$300,000 'Revolving Loan' from the Fort Pierce Regional Planning Council to complete the brownfield abatement process at the site of the former King Power Plant in downtown Fort Pierce. Once the abatement of this site along our beautiful downtown waterfront is complete, the property will provide an excellent opportunity for investors and developers to spur job creation which will enhance our overall economic viability.

Florida has just recorded another record-breaking year in tourism. Promoting our small tourism-based businesses will also spur economic growth, development, and create jobs.

In late 2013, Allegany Franciscan Ministries developed the "Common Good Initiative" designed to mobilize communities towards better health and wellness through community engagement with a long-term commitment of resources. After an extensive and thoughtful discernment process, one community in each of Allegany's three regions was chosen for the new initiative. The City of Fort Pierce's Lincoln Park neighborhood was selected from Allegany's Palm Beach region.

Allegany now has a placed-based funding commitment of \$4.2 million over five to six years for the Lincoln Park community. The City is collaborating with Allegany to facilitate economically viable investment opportunities, including a new grocery/retail business along Avenue D, the neighborhood's commercial corridor.

Youth and gang violence is a significant issue that impacts many communities across the United States, including Fort Pierce's Lincoln Park Neighborhood. Many different groups have come together such as law enforcement, public health, faith leaders, residents and other stakeholders to address the issue. They have agreed to use a public health approach of focusing on the root causes of gang life – poverty, education attainment, and unemployment to reduce the violence.

The Fort Pierce Police Department was awarded a \$203,000 grant from OJJDP and St. Lucie's Board of County Commissioners awarded \$40,000 to implement the "Restoring the Village" initiative. The City of Fort Pierce provides office space, utilities, etc. to the director and staff of the initiative, now based at City Hall.

I. MONITORING

1. **Describe how and the frequency with which you monitored your activities.** In compliance with Section 91.230 of the Final Rule, the following is a description of the standards and procedures the City of Fort Pierce uses to monitor project and program activities authorized under federal programs. The City of Fort Pierce is committed to using federal funds appropriately and in such a manner that maximizes public benefit to low and moderate income households. The City utilizes a variety of administrative mechanisms to ensure the success of their endeavors through both project and program monitoring:

a) **Project Monitoring.** The goal of project monitoring is to ensure that HUD-funded projects and activities are implemented in a timely manner in accordance with federal regulations and other statutory or regulatory requirements. As a means to achieve this goal, the City's monitoring efforts focus on identifying deficiencies, promoting corrections, and providing technical assistance in order to improve the performance of the City and all its partners. This process

involves effective communication and cooperative, problem-solving relationships between the City, contractors, and subrecipients.

Project monitoring activities are comprised of desk reviews and/or on-site visits during which management procedures, goal establishment and achievement, record keeping, organizational financial status, construction and labor standards (if applicable), procurement procedures, and other areas relevant to the project are reviewed. The information to be reviewed is outlined in checklists that are developed for each type of activity. These checklists are created using HUD's Monitoring Handbook, regulations, and other requirements from each funding source

- b) Desk Review.** Desk review is a monthly, ongoing process in which the City Grants Administrator uses monthly reports submitted by recipients to review the subrecipient or business performance in carrying out the approved project or activity. This review process enables the City to identify problems requiring immediate attention and to prepare for more in-depth on-site monitoring, as needed. Materials used for this review include, but are not limited to, the executed subrecipient/business agreement, requests for reimbursement, monthly, quarterly, and annual reports, audits, Certificate(s) of Liability Insurance, participant eligibility information, documentation from previous monitoring visits, and the original funding application.
- c) On-site Monitoring.** On-site monitoring is a structured review at the location(s) where project activities are being carried out or where project records are maintained. In preparation of an on-site monitoring visit, the assigned staff contacts the subrecipient/business to explain the purpose of the visit, schedules a time and date, sends a confirmation letter, and performs a desk review.

Once on-site, staff reviews the subrecipient/business files, including source documentation, to ensure compliance with all regulations governing their administrative, financial, and programmatic operations. Staff also verifies that performance objectives are on target and that the activity or project is projected to be completed within budget and schedule. This information is utilized to complete the appropriate checklist(s) and exit interview prior to site departure. During the exit interview, staff provides the subrecipient/business with an explanation or overview of the tentative conclusions reached during the monitoring visit.

Once the on-site visit is concluded, a formal written report describing the results of the visit, including a list of any findings or concerns is provided. This report also recommends corrective actions to address and rectify any issues, as needed. Once the corrective actions are addressed, the City closes out the monitoring review.

The City's Grants Administrator monitors all project activities, including housing, infrastructure, public service agencies, economic development programs, and Section 108 projects. Staff works independently to monitor all respective projects and activities.

- d) CDBG Public Service and Economic Development Activities.** City staff performs monthly desk reviews and, when necessary, on-site monitoring visits for each public service activity to ensure that subrecipients are in compliance with federal regulations, statutory requirements, and the terms of their subrecipient agreement with the City. Additional monitoring is conducted, as needed. Prior to approval, staff verifies eligibility with regard to the criteria outlined in the individual agreements, services provided, and other relevant criteria, as appropriate. These periodic reviews enable staff to measure performance and ensure the timely expenditure of funds.
- e) All Other Projects and Activities.** The City Grants Administrator and Federal Projects Administrator are responsible for monitoring all projects and activities funded by CDBG, SHIP and NSP. At the beginning of each project, staff develops a Monitoring Plan/Schedule for all projects and activities. This plan is derived by conducting an assessment of all projects and activities included in the Action Plan. Additionally, the Monitoring Plan considers HUD's requirements for post-completion monitoring such as minimum-use period, affordability, income eligibility, and housing quality standards requirements.

All projects administered by the City undergo monthly and annual desk reviews as well as periodic reviews similar to those discussed above when reimbursements are requested. When it's a housing and/or infrastructure activity, staff members, including employees from our Engineering and Building Departments, perform a physical inspection of the work that has been completed and reviews the recipient's Davis Bacon documentation, as necessary, prior to any payment, if applicable.

- f) **Program Monitoring.** The City understands the importance of performing a periodic self-evaluation with respect to the goals and objectives outlined in the Consolidated Plan as well as the activities included in each Action Plan. The purpose of this review is to ensure long term compliance with program and comprehensive planning requirements. The core component of the City's structure for Program Monitoring is the Integrated Disbursement and Information System (IDIS). In this system, all CDBG and Section 108 funded projects are reviewed in report format to track the timely expenditure of funds as well as overall program performance.
- g) **Timeliness.** The City of Fort Pierce made its Timeliness ratio for PY14.
- h) **Program Performance.** The primary means of assessing program performance is through the development of the Consolidated Annual Performance and Evaluation Report (CAPER) at the end of each program year. The information that is provided in this report allows the City and HUD to review the overall program's performance. The performance measurement system clearly demonstrates whether the City has met the annual goals and objectives and is on target to meet its projected goals and objectives.

The final layer of program performance is provided through an annual audit by external independent auditors. Information obtained from these audits is evaluated and incorporated, as appropriate, as revisions to the City's policies and procedures.

- **Contract Agreements.** The City enters into binding contractual agreements with parties participating in federal programs. Such agreements are useful tools for insuring compliance with program provisions by the City and these parties. Additionally, these agreements provide a basis for enforcing program requirements and for identifying remedies in the event of a breach of the provisions by these parties. Elements contained in these agreements are inclusive of, but not limited to: type of activity, specific "boiler plate" provisions, other terms and conditions, special program requirements, budget, scope of services, reporting requirements, and other special provisions.

2. What is the status of your grant programs?

- **Are any activities or strategies falling behind schedule?** No.
- **Are grant disbursements timely?** Yes
- **Do actual expenditures differ from letter of credit disbursements?** No

SECTION III: CDBG PROGRAM

J. Assessment of Relationship of CDBG funds to Goals and Objectives. During PY14, the City of Fort Pierce expended \$965,021 of CDBG funds to address spot slum and blight, provide weatherization assistance, code enforcement, public service projects, neighborhood revitalization, commercial façade improvements, micro-enterprise assistance, to promote local art and cultural heritage, community focal points and grant administration.

1. Assess the use of CDBG funds in relation to the priorities, needs, goals and specific objectives of the Consolidated Plan, particularly the highest priority activities. (breakout)

The Goals and Priorities of the Consolidated Plan are:

- Provide Decent Housing
- Establish and Maintain a Suitable Living Environment
- Promote Neighborhood Stabilization
- Stabilize and Expand Small Existing Businesses

2. Evaluate progress toward meeting the goals of providing affordable housing using CDBG funds, including the number and types of households served.

The City of Fort Pierce will use State Housing Initiative Partnership (SHIP) funds to provide housing rehabilitation for our citizens.

3. Indicate the extent to which CDBG funds were used for activities that benefited extremely low-income, low income and low and moderate income persons.

Extremely Low Income - Spot Slum and Blight Remediation	\$ 47,029
Extremely Low Income - Weatherization Assistance	\$ 13,331
Low Income - Code Enforcement	\$ 33,355
Extremely Low Income - Public Service Projects	\$ 81,863
Low and Moderate Income - Neighborhood Revitalization – CBDO’s	\$100,000
Low and Moderate Income - Commercial Façade Improvements	\$ 85,730
Low and Moderate Income - Micro-Enterprise	\$ 68,540
Low Income - Promotion of Local Art and Cultural Heritage	\$ 10,430
Extremely Low Income - Community Focal Points	\$ 341
Extremely Low Income - World Changers / Paint Our Town	\$ 4,493
Low Income - Infrastructure Improvements	\$451,159
<u>Program Administration</u>	<u>\$ 68,752</u>
TOTAL CPD/CDBG GRANT FUNDS EXPENDED	\$ 965,021

4. Low/Moderate Income Benefit. In accordance with the HUD-approved Consolidated Plan, the City of Fort Pierce allocated CDBG funds to meet HUD’s National Objectives.

5. Amendments and Other Changes to the Programs. The City pursued the resources identified in the Consolidated Action Plan.

6. National Objective Failures. The City experienced no National Objective Failures in PY14.

7. Actions Taken to Avoid Displacement. The City did not have any activities taking place during the program year which had the potential to cause displacement.

8. Compliance with URA. In cases where the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (URA) applies, the City reviews files and monitors the following areas: all activities subject to adding to the workload (relocation/acquisition management), persons displaced and not displaced, temporary moves, the adequacy of replacement housing, benefits calculation, advisory (supportive) services and complaints and/or appeals that may be provided.

- 9. Jobs filled with Lower Income People.** There were no jobs created in PY14 as a result of CDBG Entitlement funding support.
- 10. For Limited Clientele Activities.** In PY14, the City of Fort Pierce conducted Limited Clientele Activities utilizing CDBG funding in the Public Services Strategy, which provided CDBG funding for a total of 17 community non-profit organizations. All of these organizations were of such nature and/or in such location that it was reasonably concluded that their clientele were primarily extremely low and low-income.
- 11. Rehabilitation Accomplishments and Costs.** The City rehabilitated thirteen (13) homes belonging to very low income residents for a total cost of \$213,000 using SHIP funds. Additionally, the exteriors of four (4) homes belonging to our lower-income citizens were painted by the World Changers organization. The City contributed approximately \$4,000 toward the painting and minor repairs. World Changers provided volunteer labor, donated supplies and materials and also contributed money for the rehabs. All of these rehabilitation services were provided to citizens who were extremely low and low income
- 12. Changes in Program Objectives.** Identify the nature and reasons for any changes in program objectives and indications of how the jurisdiction would change its programs as a result of its experiences (24CFR81.520(c)).
Economic shifts, high unemployment, increased crime and uncertainties relating to funding are propelling the City to continuously explore new strategies.
- 13. Neighborhood Revitalization Strategies.** The City of Fort Pierce does not have an approved Neighborhood Revitalization Strategy Area.

Section 108 Loan Guarantee

Grantee Name	ST	Section 108 Project #	Project Name	108 Loan Amount	108 Amt Advanced	Total CDBG Assist	FTE Jobs Est. in 108 Appl.	Total Actual FTE Jobs Created or Retained	# of FTE Jobs Held by/ Made Avail. to Low/ Mod	Total Housing Units Assisted	# of Units Occ. by Low/ Mod HouseHlds	Slum/ Blight Area Y=Yes
Coral Square Shops of Florida LLC	FL	B-08-MS-12-0031	Coral Square Shoppes Redevelop Project	\$3,395,000	\$3,395,000	0.00	115	35	30	N/A	N/A	Y

SECTION IV: HOME PROGRAM

The City of Fort Pierce does not receive funding under the HOPWA Program.

SECTION V: HOPWA PROGRAM

The City of Fort Pierce does not receive funding under the HOPWA Program.

SECTION VI: EMERGENCY SHELTER GRANTS PROGRAM

The City of Fort Pierce does not receive funding under the Emergency Shelter Grant Program.

IDIS REPORTS

Summary of Accomplishments Report (C04PR23)

Summary of Consolidated Plan Projects for Report Year XXXX (C04PR06)

CDBG Financial Summary Report (C04PR26)

CDBG Summary of Activities (C04PR03)

CDBG Performance Measures Report (C04PR83)

CDBG Strategy Area, CDFI, and Local Target Area (C04PR84)

HOME Housing Performance Report (Grantee/PJ) (C04PR85) – *Not Applicable*

ESG Performance Measures Report (C04PR81) – *Not Applicable*

HOPWA Measuring Housing Stability Outcomes (C04PR80) – *Not Applicable*

HOPWA Units/Households and Funds Expended (C04PR82) – *Not Applicable*

City Commission Regular Meeting

Agenda Item # 10. b.

Meeting Date: 11/02/2015

Re: Annexation - 5550 S US Hwy 1 & Smallwood Avenue Ordinance 15-055

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

SUBJECT:

Ordinance 15-055 the Annexation of 5550 S US Hwy 1 and Smallwood Avenue. SECOND READING

SUMMARY:

Annexing properties located at 5550 S US Hwy 1 and Smallwood Avenue by enacting ordinance 15-055.

RECOMMENDATION:

Approval

ALTERNATIVES:

Approval with conditions; Deny

RESPONSIBLE STAFF:

Clarissa Davis, Planner

COORDINATED WITH:

Rebecca Grohall, AICP, Planning Manager

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

Annual impact of approximately \$664 in ad valorem revenue

Attachments

Staff Report

Property Record Cards

Annexation Agreements

Ordinance 15-055

Form Review

Inbox

Reviewed By

Date

City Manager Robert Bradshaw
Form Started By: Clarissa Davis
Final Approval Date: 10/21/2015

10/12/2015 12:39 PM
Started On: 10/08/2015 10:03 AM



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

RE: **5550 South US Hwy 1 & Smallwood Avenue Annexations**

DATE: October 8, 2015

STAFF REPORT

Staff is requesting approval for the annexation of two parcels located at 5550 S US Hwy 1 and Smallwood Avenue (5300 S US Hwy 1). On July 15th, 2015, the City Commission approved an annexation of several properties along the South US Hwy 1 corridor between Midway Road and Ulrich Road. With help from the Fort Pierce Utility Authority, staff was able to compile multiple annexation agreements, new and old, for the aforementioned package. In further review of these agreements, it was apparent that two parcels were omitted from the list of properties, but were found embedded within the legal description. This item is to properly annex these parcels. In accordance with the Joint Planning Agreement that was established on June 6, 2005, the County has been notified and is aware of the selected parcels being proposed for annexation.

It has been confirmed that the signed annexation agreements for FPUA services are on file, that the properties are located within an unincorporated part of St. Lucie County (SLC) and that the parcels are contiguous to the municipal boundary.

Comprehensive Plan

Consistent with Objective 1.11 and Policies, 1.11.5 and 1.11.6 of the City Comprehensive Plan, the City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery.

Properties annexed shall receive a Future Land Use designation compatible with the SLC future land use designation assigned, unless otherwise approved by the City Commission. In addition, general City

policy is that annexed properties shall receive a zoning classification consistent with the SLC zoning classification; if the City Code does not provide such a classification, the SLC classification will remain until the request is made by the property owner for a zoning change to a City classification.

Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities and the elimination of the municipal boundary irregularities to improve service delivery. The estimated taxable amount for the properties proposed for annexation is undetermined. Property values for 5550 S US Hwy 1 have yet to be assessed as this property was recently split and is considered a “new account” at the Property Appraiser’s office. Assessment will occur January 1st of the coming year. With a millage rate of 6.5786%, taxable revenue for the property located on Smallwood Avenue is estimated at \$664.

Planning Board Recommendation

At their September 15th, 2015 meeting, the Planning Board voted unanimously to recommend approval of the application.

Staff Recommendation

Staff recommends that the City Commission hold a public hearing and approve the first reading of ordinance 15-055.

Property Identification

Site Address: SMALLWOOD AVE
Parcel ID: 3403-433-0004-000-4
Account #: 38805
Map ID: 34/03S
Use Type: 0000
Zoning: CG
City/County: Saint Lucie County


Ownership

Deeanna D Francisco
Craig E Francisco
Melanie M Francisco
PO Box 3715
Fort Pierce, FL 34948

Legal Description

3 36 40 BEG 250 FT W OF NE COR OF SW 1/4 OF SW 1/4 OF SE 1/4
RUN W 100 FT,TH S 181 FT,TH E 100 FT,TH N 181 FT TO POB-LESS
N 25 FT- (0.36 AC) (OR 2491-2001)

Current Values

Just/Market Value: \$10,100
Assessed Value: \$10,100
Exemptions: \$0
Taxable Value: \$10,100
Taxes for this parcel: SLC Tax Collector's Office 



Total Areas

Land Size (acres): 0.36
Land Size (SF): 15,682

This information is believed to be correct at this time but it is subject to change and is not warranted.
© Copyright 2015 Saint Lucie County Property Appraiser. All rights reserved.

Property Identification

Site Address:	TBD
Parcel ID:	3410-509-0000-000-0
Account #:	179461
Map ID:	
Use Type:	0900
Zoning:	CG
City/County:	Saint Lucie County

Ownership

Coastal Professional Plaza Condominium Association Inc
11168 Lands End Chase
Port St Lucie, FL 34986

Total Areas


Land Size (acres):	2.35
Land Size (SF):	102,366

Legal Description

COASTAL PROFESSIONAL PLAZA, A CONDOMINIUM- A
CONDOMINIUM COMPRISING A PART OF SECTION 10
TOWNSHIP 36 RANGE 40 ALL MPD AND SHOWN IN
DECLARATION OF CONDOMINIUM OR 3040-2133 (2.35 AC -
102,366 SF)

Current Values

Just/Market Value:	\$0
Assessed Value:	\$0
Exemptions:	\$0
Taxable Value:	\$0

Taxes for this parcel: SLC Tax Collector's Office 

This information is believed to be correct at this time but it is subject to change and is not warranted.
© Copyright 2015 Saint Lucie County Property Appraiser. All rights reserved.

Rec'd 18.50

RETURN TO: BOX 145 This instrument prepared by: <p style="text-align: center;">RAMESH T. KUMAR 11168 LANDSEND CHASE PORT ST. LUCIE, FL 34926</p> Property Appraisers Parcel Identification (Folio) Number(s): 3403-502-0300-010-3 3403-502-0300-000-0	ANNEXATION AGREEMENT CORPORATION
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------

TO: WATER/WASTEWATER ENGINEERING
 FORT PIERCE UTILITIES AUTHORITY
 POST OFFICE BOX 3191
 FORT PIERCE, FLORIDA 34948-3191

Location Address
 5550 SOUTH US HWY #1
 11168 LANDSEND CHASE
 PORT ST. LUCIE, FL. 34926

Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to the Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property, which I own, to wit:

COPY

SEE ATTACHED EXHIBIT 'A'

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized this

7 day of Feb, 2006

Attest: Ruth T. K. Secretary

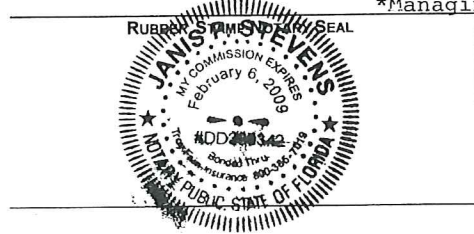
Ruth T. K. GRANTOR
 ST. LUCIE COUNTY LEASING, LLC, a Florida Limited Liability Company

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature: <u>Janis Stevens</u> Printed Witness Signature: <u>Janis Stevens</u> Witness Signature: <u>Delora Diotter</u> Printed Witness Signature: <u>Delora Diotter</u>	Managing Member Signature: <u>Ruth T. K.</u> Printed Signature: <u>RAMESH T. KUMAR</u> Address: <u>11168 Landsend Chase</u> City, State, Zip: <u>Port St Lucie, FL 34926</u>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

STATE OF FL
 COUNTY OF DKEECHOSSEE

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared RAMESH T. KUMAR and St. Lucie County Leasing, LLC known to me to be the Resident and Secretary respectively of St. Lucie County Leasing, LLC, the corporation in whose name the foregoing instrument was executed, and that he severally acknowledged executing the same for such corporation, freely and voluntarily, under authority duly vested in them by said corporation, and that the seal affixed thereto is the true corporate seal of said corporation, that I relied upon the following form of identification of the above-named person: Driver's License and that an oath (was-not) taken.



*Managing Member

Witness my hand and official Seal in the County and State last aforesaid this 2 day of February A.D. 2006

Notary Signature: Janis P. Stevens
 Notary Printed Signature: Janis P. Stevens

EXHIBIT 'A'

Legal Description

THE SOUTH 100 FEET OF THE NORTH 1/2 OF LOT 234, WHITE CITY SUBDIVISION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, LESS THE EAST 30 FEET FOR CANAL RIGHT OF WAY AND LESS U.S. HIGHWAY NO. 1 RIGHT OF WAY AND LESS RIGHT OF WAY AS DESCRIBED IN OFFICIAL RECORDS BOOK 602, PAGE 1667, PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA.

AND

THE NORTH 1/2 OF LOT 234, WHITE CITY SUBDIVISION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 23, PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, LESS THE EAST 30 FEET FOR CANAL RIGHT OF WAY AND LESS THE SOUTH 100 FEET THEREOF, AND LESS THE FOLLOWING: LESS A 61-FOOT WIDE STRIP OF LAND SITUATED IN THE NORTH 1/2 OF LOT 234, OF WHITE CITY, A SUBDIVISION RECORDED IN PLAT BOOK 1, PAGE 23, PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE POINT OF INTERSECTION OF THE SOUTH LINE OF SAID NORTH 1/2 OF LOT 234 WITH THE EASTERLY RIGHT OF WAY LINE OF U.S. HIGHWAY NO. 1; THENCE RUN NORTH 00°0'15" EAST, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 61.00 FEET; THENCE RUN SOUTH 89°49'14" EAST, PARALLEL WITH SAID SOUTH LINE OF THE NORTH 1/2 OF LOT 234, A DISTANCE OF 275.10 FEET TO THE BEGINNING OF A CURVE CONCAVE TO THE NORTHWEST HAVING A RADIUS OF 228.00 FEET; AND A CENTRAL ANGLE OF 47°44'30"; THENCE RUN NORTHEASTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 189.98 FEET, TO THE POINT OF REVERSE CURVE, OF A CURVE CONCAVE TO THE SOUTHEAST, HAVING A RADIUS OF 272.00 FEET AND A CENTRAL ANGLE OF 29°25'31"; THENCE RUN NORTHEASTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 139.69 FEET TO THE POINT OF INTERSECTION WITH THE WESTERLY RIGHT OF WAY LINE OF THE NORTH ST. LUCIE RIVER WATER CONTROL DISTRICT NEW CANAL; THENCE RUN SOUTH 00°04'23" WEST, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 65.26 FEET, TO THE POINT OF INTERSECTION WITH A NON-TANGENT CURVE CONCAVE TO THE SOUTHEAST, HAVING A RADIUS OF 211.00 FEET AND A CENTRAL ANGLE OF 23°52'45", FROM WHICH POINT ITS CENTER BEARS SOUTH 23°40'59" EAST; THENCE RUN SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 87.94 FEET TO A POINT OF REVERSE CURVE CONCAVE TO THE NORTHWEST HAVING A RADIUS OF 289.00 FEET AND A CENTRAL ANGLE OF 47°44'30"; THENCE RUN SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 240.81 FEET, TO A TANGENT INTERSECTION WITH SAID SOUTH LINE OF THE NORTH 1/2 OF LOT 234; THENCE RUN NORTH 89°49'14" WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 274.92 FEET, TO THE POINT OF INTERSECTION WITH SAID EASTERLY RIGHT OF WAY LINE OF U.S. HIGHWAY NO. 1 AND THE POINT OF BEGINNING.

AND LESS AND EXCEPTING:

AN 18 FOOT WIDE STRIP OF LAND RESERVED FOR AN EASEMENT FOR INGRESS AND EGRESS, UTILITIES AND DRAINAGE OVER AND ACROSS THE NORTH 1/2 OF LOT 234, OF WHITE CITY, A SUBDIVISION RECORDED IN PLAT BOOK 1, PAGE 23, PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED IN OFFICIAL RECORDS BOOK 616, ON PAGE 1121, PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA.

COPY

1054583

Director of Utilities
Fort Pierce Utilities Authority
206 South 6th Street
Fort Pierce, Florida 33450

Rec Fee \$ 10.50 DOUGLAS DIXON
Add Fee \$ _____ St. Lucie County
Doc Tax \$ _____ Clerk of Circuit Court
Int Tax \$ _____ by ED
Total \$ 10.50 Deputy Clerk

Dear Sir:

The undersigned does hereby apply to the Fort Pierce Utilities Authority for water service and/or sewer service outside the City Limits of the City of Fort Pierce, Florida, to the following described property which I own, to-wit:

SEE ATTACHED SHEET

COPY

The mailing address of the above described property is:

5300 So. U.S. #1
FT. PIERCE, FLA 34982

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City Limits of the City of Fort Pierce, Florida, as such term is defined in the laws of Florida, then this application shall be considered as application for the annexation of my property (above described) to the City of Fort Pierce, Florida. Further, this application shall be considered approval for annexation of my property in the event that an area, including my property, is proposed for annexation.

I further agree that this understanding and agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida, for the purpose of serving as notice of the terms of this agreement upon my heirs, successors or assigns.

IN WITNESS WHEREOF WE hereunto set OUR hand and seal this 17 day of May, 1990

WITNESSES:

[Signature]
[Signature]

[Signature] (SEAL)
Emil Francisco, Jr. (SEAL)
Delayne Francisco (SEAL)

(SEAL)

STATE OF Florida
COUNTY OR Spencer

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Emil Francisco, Jr. and Delayne Francisco, His Wife to me known to be the persons described in and who executed the foregoing instrument and THEY acknowledged before me that THEY executed same.

WITNESS my hand and seal in the County and State last aforesaid, this 17 day of May, 1990.

[Signature]
Notary Public, State of Fla.
at Large.

MY COMMISSION EXPIRES:

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXPIRES OCT 10, 1990
BOBDED 1100 COMM. 100, 000.

COPY

PARCEL I

Beginning at a Point in the SW corner of SPALWOOD AVENUE and the intersection of U.S. Highway No. 1, which intersection is located in the Northwest corner of the SW 1/4 of the SW 1/4 of the SE 1/4 of Section 3, Township 36 South, Range 40 East, St. Lucie County, Florida, for POINT OF BEGINNING; Thence run South along the East right-of-way of U.S. Highway No. 1 a distance of 146 feet, more or less, to the intersection of the North boundary of a certain 10 foot easement for ingress and egress and the East right-of-way boundary of U.S. Highway No. 1; Thence run East 160 feet along the Northern Boundary of the aforesaid easement to a point; thence South 10 feet; thence East 175 feet; thence North 81 feet; thence West 200 feet; thence North 75 feet to the South right-of-way boundary of SPALWOOD AVENUE; thence West along the South boundary of SPALWOOD AVENUE 135 feet, more or less, to the POINT OF BEGINNING.

PARCEL II

Section 3, Township 36 South, Range 40 East, St. Lucie County, Florida; Beginning 250 feet West of the Northeast corner of SW 1/4 of SW 1/4 of SE 1/4 for Point of Beginning, thence West 50 feet; thence South 100 feet; thence East 50 feet; thence North 100 feet to Point of Beginning, LESS NORTH 25 feet for road right of way and LESS and EXCEPT all rights of way for public roads and drainage canals.

PARCEL III

Section 3, Township 36 South, Range 40 East, St. Lucie County, Florida; Beginning 300 feet West of the Northeast corner of SW 1/4 of SW 1/4 of SE 1/4 thence West 50 feet; thence South 100 feet; thence East 50 feet; thence North 100 feet to Point of Beginning, LESS North 25 feet for road right of way and LESS and EXCEPT all rights of way for public roads and drainage canals.

COPY

90 AL -2 PB:25
1054583-64

FILED AND RECORDED
BY DOUGLAS DIXON CLERK
ST. LUCIE COUNTY, FL.

ORDINANCE NO. 15-055

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTIES LOCATED AT **SMALLWOOD AVENUE** AND **SOUTH US HWY 1** SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2016; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF.

WHEREAS, Part I, Chapter 171, Florida Statutes, set forth a procedure for Municipal Annexation;

WHEREAS, in Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may petition the governing body of said municipality that said property be annexed to the municipality, and;

WHEREAS, the owner or owners have signed an agreement with the Fort Pierce Utility Authorities for the provision of water service and/or sewer service outside the City limits of the City of Fort Pierce, and have agreed to be voluntarily annexed into the City of Fort Pierce and;

NOW, THEREFORE 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 in the following order:

1. Smallwood Avenue; Parcel ID: 3403-433-0004-000-4
Legal Description: 3 36 40 BEG 250 FT W OF NE COR OF SW 1/4 OF SW 1/4 OF SE 1/4 RUN W 100 FT, TH S 181 FT, TH E 100 FT, TH N 181 FT TO POB-LESS N 25 FT- (0.36 AC) (OR 2491-2001)
2. South US Hwy 1; Parcel ID: 3410-509-0000-000-0
Legal Description: COASTAL PROFESSIONAL PLAZA, A CONDOMINIUM- A CONDOMINIUM COMPRISING A PART OF SECTION 10 TOWNSHIP 36 RANGE 40 ALL MPD AND SHOWN IN DECLARATION OF CONDOMINIUM OR 3040-2133 (2.35 AC - 102,366 SF)

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 above described and in Exhibit A as of January 1, 2016 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 St. Lucie Tribune in Fort Pierce, Florida.

SECTION 4. That upon this ordinance becoming effective, the land herein described on Exhibit A and annexed to the territorial limits of the City of Fort Pierce shall be zoned C-3, General Commercial, and assigned a future land use designation GC, General Commercial.

SECTION 5. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 6. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM
AND CORRECTNESS:

Robert V. Schwerer, Esq.
City Attorney

STATE OF FLORIDA)
ST. LUCIE COUNTY) ^{SS}

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. 15-055 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on October 9, 2015, and on October 16, 2015; 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 October 19, 2015; and was duly introduced, read by title only and passed on second and final reading on November 2, 2015, 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 2nd of November, 2015.

Mayor Commissioner

Linda W. Cox, City Clerk

(CITY SEAL)

Exhibit A to Ordinance 15-055

Parcel IDs and Legal Descriptions of Parcels Included in Annexation

1. Parcel ID: 3403-433-0004-000-4

Legal Description: 3 36 40 BEG 250 FT W OF NE COR OF SW 1/4 OF SW 1/4 OF SE 1/4 RUN W 100 FT, TH S 181 FT, TH E 100 FT, TH N 181 FT TO POB-LESS N 25 FT- (0.36 AC) (OR 2491-2001)

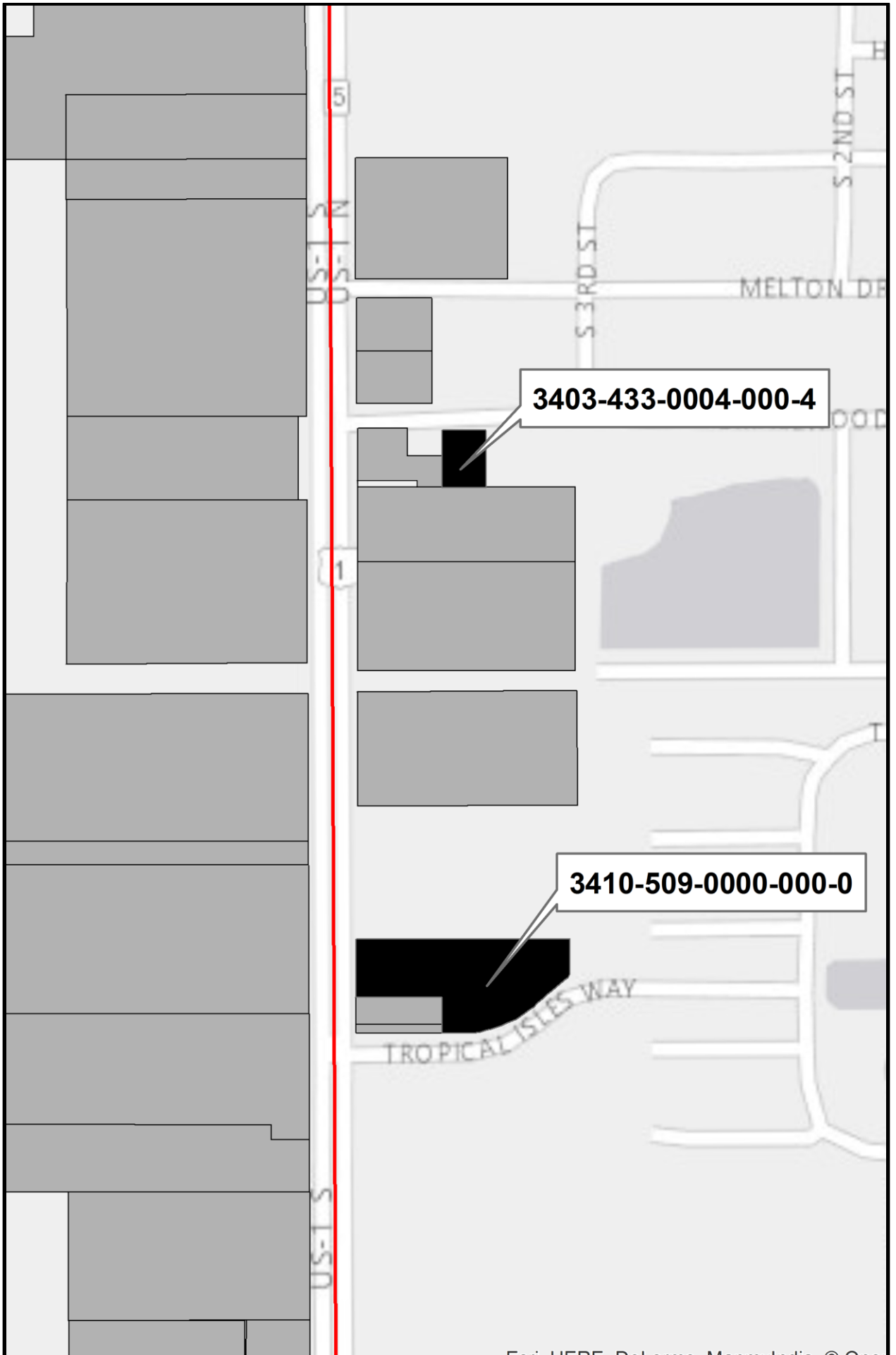
2. Parcel ID: 3410-509-0000-000-0

Legal Description: COASTAL PROFESSIONAL PLAZA, A CONDOMINIUM- A CONDOMINIUM COMPRISING A PART OF SECTION 10 TOWNSHIP 36 RANGE 40 ALL MPD AND SHOWN IN DECLARATION OF CONDOMINIUM OR 3040-2133 (2.35 AC - 102,366 SF)

Exhibit B to Ordinance 15-055

Maps

Proposed Annexation Area



*All selected parcels are currently zoned CG, Commercial General with a FLU of COM, Commercial. Once annexed, these parcels will have a City zoning of C-3, General Commercial and have a FLU of GC, General Commercial.

City Commission Regular Meeting

Agenda Item # 10. c.

Meeting Date: 11/02/2015

Re: Text Amendment - Multi-Family Dwelling

SUBJECT:

Ordinance 15-054 Amending Chapter 22, Article 3, Basic Zoning Districts Providing for Multi-Family Building Use as Permitted Use in R-5 Zoning District. FIRST READING

SUMMARY:

A text amendment to allow the multi-family dwelling use as a permitted use in the R-5, High Density Residential zone.

RECOMMENDATION:

Approval

ALTERNATIVES:

Approval with conditions

RESPONSIBLE STAFF:

Clarissa Davis, Planner

COORDINATED WITH:

Rebecca Grohall, AICP

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

n/a

Attachments

Staff Report

R-5 District Map

Ordinance 15-054

Form Review

Inbox

City Manager

Form Started By: Clarissa Davis

Reviewed By

Robert Bradshaw

Date

10/27/2015 02:19 PM

Started On: 10/23/2015 02:43 PM

Final Approval Date: 10/27/2015



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: Text Amendment – Multi-Dwelling Building

DATE: October 23, 2015

STAFF REPORT

Staff Analysis:

This text amendment is a staff initiated proposal to amend code Section 22-22(e) *Allowed Uses – Use Table* in regards to the use “Multi-Dwelling Building”.

In November of 2013, the semi-restricted uses and conditional uses within the City of Fort Pierce code of Ordinances were converted into a tabular form. As time has progressed, staff has become aware of some of the errors within what is now called the “Use Chart” as a result of this conversion. The use “Mutli-Dwelling Building” is reviewed as a synonym for “dwelling, multifamily” which is defined within the American Planning Association’s Planner Dictionary as the following: “*A building containing four or more individual dwellings with separate cooking and toilet facilities for each dwelling. (Durham, N.C.); A dwelling or group of dwellings on one lot, containing separate living units for three or more families, having separate or joint entrances, and including apartments, group homes, row houses, and condominiums; also multiple dwellings. (Stonington, Conn.)*”. The R-5, High Density Residential zone’s purpose is “to encourage the development of multifamily dwellings”. In staff’s review, it has been determined that allowing “Multi-Dwelling Building” as a permitted use within this zone will fulfill its purpose.

Code Section 22-131 *Basic Amendment Standards* states the following regarding review of amendment applications: Before an amendment is approved, findings will be made that the following standards are satisfied:

- (1) The amendment is consistent with the comprehensive plan;
- (2) The amendment will not have an adverse effect on the ability of the city to:
 - a. Satisfy land and water use needs; and
 - b. Meet transportation demands and provide community facilities and services; and
- (3) The amendment will promote and protect the public health, safety and general welfare.

This application has met these requirements.

TRC Comments:

At the August 20th TRC meeting, the participating departments had no comment on the application.

Comprehensive Plan

The High Density Residential Future Land Use designation, or RH, is usually paired with an R-5, High Density Residential zoning. This designation is intended for parcels that are suited for high density multifamily uses with a range of 12 to 18 dwelling units per acre. The intention of this designation supports the text change to the R-5, High Density Residential zone.

Planning Board Recommendation:

At their September 15th meeting, the Planning Board unanimously voted to approve the text amendment.

Staff Comments:

Staff recommends that the City Commission hold a public hearing and approve the first reading of ordinance 15-054.

ORDINANCE NO. 15-054

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF FORT PIERCE, FLORIDA; AMENDING **CHAPTER 22, ARTICLE THREE, BASIC ZONING DISTRICTS**, SECTION 22-22, PROVIDING FOR MULT-FAMILY BUILDING USE AS PERMITTED USE IN R-5 ZONING DISTRICT; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS THEREOF IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. Section 22-22 is hereby amended so that the same shall read as follows:

Sec. 22-22. - Allowed Uses.

(a) *Uses listed.* Uses listed are allowed in each zoning district in accordance with the Use Table.

(b) *Permitted uses.* Uses identified with a "P" in the Use Table are permitted in the subject zoning district provided that the uses will not violate basic use standards specified in each zoning district, other applicable use standards, additional zoning ordinance provisions and other city laws.

(c) *Conditional uses.* Uses identified with a "C" in the Use Table are permitted in the subject zoning district, if the city commission, after a public hearing, determines that the location and development plans comply with applicable standards and will not violate basic use standards specified in each zoning district, other applicable use standards, additional zoning ordinance provisions and other city laws.

(d) *Prohibited uses.* Uses identified with a "-" in the Use Table are expressly prohibited.


ZONING DISTRICT	E1	E2	E3	R1	R2	R3	R4	R4A	R5	C1	C2	C3	C4	C5	C6	CP	I1	I2	I3	OS1	OS2	A1	A2
-Brew Pub	-	-	-	-	-	-	-	-	C	P	C	P	P	P	P	C	C	C	-	-	-	-	-
-Coffee Shop	-	-	-	-	-	-	C	-	C	C	P	P	P	P	P	C	C	C	-	-	-	-	-
-Neighborhood Bistro	-	-	-	-	-	-	-	-	C	C	C	P	P	P	P	C	C	C	-	-	-	-	-
-Neighborhood Café	-	-	-	-	-	-	-	-	C	C	C	P	P	P	P	C	C	C	-	-	-	-	-
-Restaurants, Fast Food	-	-	-	-	-	-	-	-	C	-	-	P	P	P	P	C	C	C	-	-	-	-	-
-Restaurant and Bar	-	-	-	-	-	-	-	-	C	C	C	P	P	P	P	C	C	C	-	C	-	-	C
-Wine/Cigar Bar	-	-	-	-	-	-	-	-	C	C	C	P	P	P	P	C	C	C	-	-	-	-	-
Entertainment, Indoor (except as noted below)	-	-	-	-	-	-	-	-	-	-	-	P	P	P	-	-	-	-	C	-	-	-	-
-Adult Establishment	-	-	-	-	-	-	-	-	-	-	-	P	-	-	-	-	-	-	-	-	-	-	-
-Arcade Amusement Center	-	-	-	-	-	-	-	-	-	-	-	C	-	-	-	-	-	-	-	-	-	-	-
-Bar or Nightclub	-	-	-	-	-	-	-	-	-	-	-	P	P	P	-	-	-	-	-	-	-	-	-
-Theater	-	-	-	-	-	-	-	-	-	-	-	P	P	P	-	-	-	-	-	-	-	-	-
Entertainment, Outdoor (except as noted below)	-	-	-	-	-	-	-	-	-	-	-	C	-	P	-	-	-	-	C	-	-	-	-
-Batting Cages, Driving Ranges	-	-	-	-	-	-	-	-	-	-	-	P	P	P	-	-	-	-	-	-	-	-	-
-Stables or Equestrian Facilities	C	C	C	-	-	-	-	-	-	-	-	P	-	P	-	-	-	-	-	-	-	-	-
-Stadium or Arena	-	-	-	-	-	-	-	-	-	-	-	C	-	C	C	-	C	C	-	-	-	-	-
Marine-Related Commercial (except as noted below)	-	-	-	-	-	-	-	-	-	C	-	P	P	C	P	-	-	C	-	C	-	-	C
-Boat and Marine Equipment Sales	-	-	-	-	-	-	-	-	-	-	-	P	C	C	P	-	-	C	-	-	-	-	-
-Marina/Boat Livery	-	-	-	-	-	-	-	-	-	C	-	C	C	C	C	-	-	P	-	C	-	-	C
Office																							
-Administrative, Professional, General, Medical Office	-	-	-	-	-	-	C	C	C	P	P	P	P	P	P	P	C	C	-	-	-	-	-
-Day Labor Employment Agency	-	-	-	-	-	-	-	-	-	P	C	P	P	-	-	P	-	-	-	-	-	-	-
-Medical and Dental Clinic	-	-	-	-	-	-	-	-	-	P	C	P	P	C	-	P	-	C	-	-	-	-	-
-Television and Radio Studios	-	-	-	-	-	-	-	-	-	P	P	P	P	P	C	P	-	C	-	-	-	-	-
Overnight Accommodations																							
-Bed & Breakfast	-	-	-	-	-	-	C	C	C	-	P	P	P	P	-	-	-	-	-	-	-	-	-
-Dwelling Rental	-	-	-	C	C	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-Hotel/Motel	-	-	-	-	-	-	-	-	-	-	-	P	P	P	P	C	-	-	-	-	-	-	-
-Recreational Vehicle Park	-	-	-	-	-	-	-	-	-	-	-	C	-	C	-	-	-	-	-	-	-	-	-
-Resort Hotel	-	-	-	-	-	-	-	-	-	-	-	P	P	P	P	-	-	-	-	-	-	-	-
Parking, Commercial	-	-	-	-	-	-	-	C	-	C	-	P	C	C	-	C	-	C	-	-	-	-	-
Retail Sales & Service, Sales-Oriented (except as noted below)	-	-	-	-	-	-	-	-	-	-	-	P	P	P	-	C	-	-	-	-	-	-	-
-Art Gallery	-	-	-	-	-	-	-	-	-	C	C	P	P	P	-	C	-	-	-	-	-	-	-
-Farmers Market or Farm Stand	P	-	-	-	-	-	-	-	-	-	-	P	P	P	-	C	P	-	-	-	-	-	-
-Grocery or Liquor Store	-	-	-	-	-	-	C	-	C	-	P	P	P	C	-	C	-	-	-	-	-	-	-
-Neighborhood Commercial Sale	-	-	-	-	C	C	P	P	P	-	P	P	P	C	-	C	-	-	-	-	-	-	-
-Office Supplies & Electronics	-	-	-	-	-	-	-	-	-	-	-	P	P	P	-	C	-	-	-	-	-	-	-
-Pet Stores	-	-	-	-	-	-	-	-	-	-	-	P	P	P	-	C	-	-	-	-	-	-	-
Retail Sales & Service, Personal-Service Oriented (except as noted below)	-	-	-	-	-	-	-	-	-	-	-	P	P	P	-	C	-	-	-	-	-	-	-
-Art Studio	-	-	-	-	-	-	-	-	-	-	-	P	P	P	-	C	-	-	-	-	-	-	-
-Animal Care Facilities & Service	-	-	-	-	-	-	-	-	-	-	-	C	-	P	-	C	-	-	-	-	-	-	-
-Animal Grooming Services	-	-	-	-	-	-	-	-	-	-	-	P	P	P	-	C	-	-	-	-	-	-	-
-Check Cashing/Loan Service	-	-	-	-	-	-	-	-	-	-	-	P	-	-	-	-	-	-	-	-	-	-	-
-Educational Service Establishments	-	-	-	-	-	-	-	-	C	C	C	P	P	C	P	P	P	C	C	-	-	-	-
-Laundry & Dry Cleaners Pick-Up	-	-	-	-	-	-	C	C	C	C	P	P	P	P	-	C	-	-	-	-	-	-	-
-Laundromat	-	-	-	-	-	-	C	C	C	C	P	P	P	C	-	C	-	-	-	-	-	-	-
-Mortuaries or Funeral Homes	-	-	-	-	-	-	-	-	-	-	-	P	P	-	-	C	-	-	-	-	-	-	-
-Neighborhood Commercial Services	-	-	-	-	C	C	P	P	P	C	P	P	P	P	-	C	-	-	-	-	-	-	-
-Pawn Shop	-	-	-	-	-	-	-	-	-	-	-	P	P	C	-	C	-	-	-	-	-	-	-
-Personal Improvement Service	-	-	-	-	-	-	C	C	C	C	-	P	P	P	-	C	-	-	-	-	-	-	-
-Veterinary (Without Outdoor Runs)	-	-	-	-	-	-	-	-	-	-	-	P	P	P	-	C	-	-	-	-	-	-	-
Retail Sales & Service, Repair-Oriented	-	-	-	-	-	-	-	P	-	C	-	P	P	P	-	P	-	-	-	-	-	-	-
Self-Service Storage	-	-	-	-	-	-	-	-	-	-	-	C	-	C	C	-	P	-	P	-	-	-	-
Vehicle Sales & Service																							
-Automobile Rentals	-	-	-	-	-	-	-	-	-	-	-	P	C	C	C	C	P	-	P	-	-	-	-
-Automobile Sales	-	-	-	-	-	-	-	-	-	-	-	P	C	C	C	C	P	-	P	-	-	-	-
-Boat Rentals	-	-	-	-	-	-	-	-	-	-	-	P	C	P	C	C	P	-	P	-	-	C	P
-Boat Sales	-	-	-	-	-	-	-	-	-	-	-	P	C	C	C	C	P	-	P	-	-	-	P

ZONING DISTRICT	E1	E2	E3	R1	R2	R3	R4	R4A	R5	C1	C2	C3	C4	C5	C6	CP	I1	I2	I3	OS1	OS2	A1	A2
-Fueling Station	-	-	-	-	-	-	-	-	-	C	C	P	C	C	-	C	-	P	-	-	-	-	-
-Travel Plaza	-	-	-	-	-	-	-	-	-	-	-	P	-	-	-	C	-	-	-	-	-	-	-
-Truck Stop	-	-	-	-	-	-	-	-	-	-	-	P	-	-	-	C	-	-	-	-	-	-	-
-Vehicle Repair, General	-	-	-	-	-	-	-	-	-	-	-	C	C	-	-	C	-	-	-	-	-	-	-
-Vehicle Repair, Limited	-	-	-	-	-	-	-	-	-	-	-	P	C	-	-	P	-	-	-	-	-	-	-
-Vehicle Storage	-	-	-	-	-	-	-	-	-	-	-	C	-	-	C	-	P	C	P	-	-	-	-
INDUSTRIAL																							
Artisan	-	-	-	-	-	-	-	-	-	-	-	C	C	-	-	P	P	-	P	-	-	-	-
-Cabinet Shops, Woodworking	-	-	-	-	-	-	-	-	-	-	-	C	C	-	C	P	P	-	P	-	-	-	-
Light Industrial Service (except as noted below)	-	-	-	-	-	-	-	-	-	-	-	C	-	-	-	P	P	-	P	-	-	-	-
-Catering Facility, Large-Scale	-	-	-	-	-	-	-	-	-	-	-	C	-	-	-	P	P	-	P	-	-	-	-
-Crematorium	-	-	-	-	-	-	-	-	-	-	-	C	-	-	-	-	-	-	-	-	-	-	-
-Building Maintenance Facilities And Services	-	-	-	-	-	-	-	-	-	-	-	C	-	-	C	-	-	-	-	-	-	-	-
-Contractors/Others Performing Services Off-Site	-	-	-	-	-	-	-	-	-	-	-	C	-	-	-	P	P	-	P	-	-	-	-
-Microbrewery	-	-	-	-	-	-	-	-	-	C	C	C	C	C	C	C	-	-	-	-	-	-	-
-Research Service	-	-	-	-	-	-	-	-	-	-	-	C	-	-	P	P	P	-	P	-	-	-	-
Marine-Related Industrial	-	-	-	-	-	-	-	-	-	-	-	C	-	-	P	-	C	P	P	-	-	-	P
Warehouse & Freight (except as noted below)	-	-	-	-	-	-	-	-	-	-	-	C	-	-	-	P	P	C	P	-	-	-	-
-Parcel Service	-	-	-	-	-	-	-	-	-	-	-	P	P	-	-	P	P	C	P	-	-	-	-
Waste-Related Use (except as noted below)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C	C	-	-	-	-
-Solid Waste Separation, Transfer Station	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C	C	-	-	-	-
-Recycling Center	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C	C	C	-	-	-	-
-Wrecking or Salvage Yard	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C	C	-	-	-	-
Wholesale Trade	-	-	-	-	-	-	-	-	-	-	-	C	-	-	-	-	P	C	P	-	-	-	-
Heavy Industrial (except as noted below)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	-	-	-	-
-Heavy Equipment Sales & Rentals	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	C	P	-	-	-	-
-Processing of Food & Related Products	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	-	C	P	P	-	-	-	-
OTHER																							
Aquaculture Facilities	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	-	-	-	C	C
Community Gardens	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	-	-
Dock/Moorage Facility (except as noted below)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C
-Docks for Single Family Homes	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P
-Docks for Single Family Homes on canals within Surfside or Jennings Cove	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	C	C
Navigational Aids	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	P	P
Telecommunication Facility	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
-Antenna Support Structure	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C
-Antenna (on existing structure)	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P

SECTION 2. 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 3. This Ordinance is and the same shall become effective immediately upon final passage.

APPROVED AS TO FORM
AND CORRECTNESS:


ROBERT V. SCHWERER, ESQ.
CITY ATTORNEY

STATE OF FLORIDA
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. 15-054 was duly advertised by title only in the St. Lucie News Tribune on October 23, 2015 and November 6, 2015; 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 November 2, 2015; and was duly introduced, read by title only, and passed on second and final reading on November 16, 2015 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 16th day of November, 2015.

LINDA HUDSON, MAYOR COMMISSIONER

LINDA W. COX, CITY CLERK

(CITY SEAL)

City Commission Regular Meeting

Agenda Item # 10. d.

Meeting Date: 11/02/2015

Re: Application for Conditional Use - Dwelling Rental - 2025 South Ocean Drive

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

SUBJECT:

Review of an application for a Conditional Use submitted by Property Owners, Ted & Kristin Hollander, to operate a Dwelling Rental. The property is zoned Single-Family Intermediate Density zone (R-2), (Parcel ID 2412-503-0051-000-7).

SUMMARY:

- In accordance with Sections 22-22, and 22-76 of the City Code, the applicant is requesting the review and approval of a Conditional Use to operate a Dwelling Rental within an existing single-family home located at 2025 S. Ocean Drive, offering rental periods for a minimum of thirty (30) nights to guests. The subject site is zoned Single-Family Intermediate Density (R-2).
- The applicant has presented operational guidelines in an effort to minimize adverse impacts to the adjacent residences such as strict screening of potential renters, requirement of substantial security deposits by guests, prohibition of large gatherings or parties, and parking restrictions at the site. Furthermore, the applicants have presented the designation of a contact, or property manager, in case of violation of designated rules set forth by the applicants, or the City of Fort Pierce.
- The Planning Board, at their October 13th, 2015 meeting, voted unanimously to recommend denial of the Conditional Use request for a dwelling rental.
- Staff has mailed 64 notifications of the proposed Conditional Use to the owners of property located within 500 feet of the subject property. As of October 23, 2015, 2 responses have been received, one (1) approving and one (1) disapproving of the request. An update will be provided to the City Commission at the public hearing.

RECOMMENDATION:

Denial

ALTERNATIVES:

Approval with conditions

RESPONSIBLE STAFF:

Kori Benton, Senior Planner

COORDINATED WITH:

Rebecca Grohall, AICP, Planning Manager
Peggy Arraiz, Code Compliance Manager

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

No direct fiscal impact is presented with this request.

Attachments

Staff Report

Application & Project Narrative - With Addendum Notes

Application Addendum - Post Planning Board

Site Aerial

Zoning Map

Site Survey

Floor Plan

TRC Comments & Applicant Response

Draft PB Minutes 10.13.15 (Not Yet Approved)

Use Table & Future Land Use Element Excerpts

Form Review

Inbox

City Manager

Form Started By: Kori Benton

Final Approval Date: 10/27/2015

Reviewed By

Robert Bradshaw

Date

10/27/2015 02:19 PM

Started On: 10/23/2015 03:21 PM



CITY OF FORT PIERCE

PLANNING DEPARTMENT

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

TO: Robert J. Bradshaw, City Manager

THROUGH: Rebecca Grohall, AICP, Planning Manager

FROM: Kori Benton, Senior Planner

SUBJECT: Application for Conditional Use
Dwelling Rental
2025 South Ocean Drive

DATE: October 23, 2015

STAFF REPORT

Owner/Applicant: Ted & Kristin Hollander
6502 NW 63rd Way
Parkland, FL 33067-1487

Applicant's Request: Approval of a Conditional Use to operate a Dwelling Rental, offering transient lodging for of a minimum of thirty (30) night rental periods with additional rental restrictions.

Location: 2025 South Ocean Drive

Parcel ID: 2412-503-0051-000-7

Current Zoning: Single-Family Intermediate Density (R-2)

Future Land Use: Low Density Residential (RL)

Surrounding Zoning:

North	East	South	West
R-2	R-2	HIRD (SLC)	R-2

Site Size: .28 acres

Utilities: FPUA

Staff Analysis:

Request

In accordance with Sections 22-22, and 22-76 of the City Code, the applicant is requesting the review and approval of a Conditional Use to operate a Dwelling Rental at 2025 S. Ocean Drive, offering rental periods for a minimum of thirty (30) nights to guests. The subject two-story home has a finished floor area of 3,146 square feet, containing four (4) bedrooms, three (3) bathrooms and traditional support rooms. An attached two car garage, and rear patio supplement this residential structure. The property is zoned Single-Family Intermediate Density (R-2).

The property is located at the northwest corner of S. Ocean Drive and Coconut Drive. The site is surrounded by single-family homes to the north, west, and east. The property to the south remains undeveloped residential property which is predominantly outside of the City Limits.

This corner site features a primary driveway entrance from S. Ocean Drive, and a supplementary driveway connection on Coconut Drive. A 10 ft. wide sidewalk extends along S. Ocean Drive to the east, and a 5 ft. sidewalk extends along the eastern half of the boundary along Coconut Drive.

The application presents operational guidelines sought by the applicants in an effort to minimize adverse impacts to the adjacent homes. These restrictions include the strict screening of potential renters, requirement of substantial security deposits by guests, prohibition of large gatherings or parties, and parking restrictions at the site. Furthermore, the applicants have presented the designation of a contact, or property manager, in case of violation of designated rules set forth by the applicants, or the City of Fort Pierce. This component would be affirmed via a written management contract, to be filed with the City Clerk, and provided to the Fort Pierce Police and Code Enforcement Departments. Additionally, the application states that the home will be professionally cleaned after each renter, and the yard will be professionally maintained.

The application does not detail specific limits on the quantity of guests, or limitations on boats or similar recreational vehicles. Pets are presented as an allowable amenity for renters.

Dwelling Rentals

The City Commission, on October 15th, 2001, adopted Ordinance K-114, amending Sections 22-3 of the City Code to update the definition of "Dwelling" as to exclude rentals for designated period, further providing a definition of "Dwelling rental" and allowing for application as Conditional Use in R-1 & R-2 Zones.

Ordinance K-114 originated from citizen concerns over the rental of single-family homes as on a short term basis. The action sought to provide clarity and parameters for dwelling units, while allowing the capacity for property owners, in the R-1 and R-2 zones, to pursue Conditional Use approval to rent dwelling units for less than six (6) months.

Pursuant to City Code Section 22-3. - Definitions—Generally, the rental of any dwelling unit for less than six (6) months, is classified as a "Dwelling rental (dwelling unit)", and defined as follows: One or more rooms connected together in a building, constituting a separate, independent housekeeping establishment, other than a motel/hotel, for purposes of rental on a daily, weekly or longer basis, though less than what is otherwise provided for a dwelling, physically separated from any other rooms or dwelling units which may be in the building, and containing sleeping and sanitary facilities and one kitchen.

The State of Florida provides further classification if a dwelling is rented for periods of less than thirty (30) days, declaring the use a "Vacation rental", and defined such use as any unit or group of units in a condominium or cooperative or any individually or collectively owned single-family, two-family, three-

family, or four-family house or dwelling unit that is also a transient public lodging establishment but that is not a timeshare project, which is rented to guests more than three times in a calendar year for periods of less than 30 days or 1 calendar month, whichever is less, or which is advertised or held out to the public as a place regularly rented to guests.

A dwelling rental, as locally defined, is also a Vacation Rental if the duration of stays are less than thirty (30) days. The rental of a dwelling for periods greater than thirty (30) days, but less than six (6) months is a dwelling rental, but not a Vacation Rental.

Initially, the applicant sought approval for rental periods with a minim stay duration of three (3) nights, however the application has been amended to reflect minimum rental periods of thirty (30) days, to reflect the parameters of non-transient lodging.

Table 1, below, presents general characteristics to clarify Dwelling Rentals, and the transitioning threshold for Vacation Rentals.

Table 1 – Dwelling & Vacation Rentals

	Dwelling Rental	Vacation Rental
Length of Stay	Less than 6 months	30 days or less
Lodging Type(s)	Non-Transient (more than 30 days) & Transient Lodging (Vacation Rental)	Transient Lodging
State License Requirement	If rented 30 days or less (Vacation Rental)	Division of Hotels & Restaurants – Vacation Rental License
Public lodging establishment (ADA & Misc. Regulations)	If rented 30 days or less (Vacation Rental)	Public lodging establishment

The rental of residential properties for short-term occupancy by tourists is a rapidly expanding sector of the hospitality industry. The traditional rental of apartments, houses, and cottages, in tourism centered towns, to travelers is evolving as new technology has furthered this niche. Websites, and mobile phone applications have been developed to advertise and process the booking of short-term rental properties. Short-term vacation rentals offer an alternative to traditional hotel or bed and breakfast accommodations, generally offering unique amenities, and a higher capacity to accommodate families or more guests than a single hotel room. The benefits of increased tourism and economic activity related to short term rentals are discernable; however the necessity to regulate and guide the location for this use is well documented.

Residential neighborhoods have the capacity to be overwhelmed by a transient population of visitors, and the potential inflation of property values due to an abundance of second homes or investment properties that are rented for short terms. Furthermore, short term rentals are occasionally considered as presenting unfair competition to traditional hotels as their function is similar to a hotels, however many are not subject to the same fire and safety standards, inspections, or tax requirements of hotels. Problems frequently reported of vacation rentals are related to noise, parking, and impacts to neighborhood stability.

Short-term rentals have the capacity result in incompatible adverse impacts on neighborhoods including, but not limited to, increased noise, garbage, litter and traffic, changes to the private residential character of the neighborhood, the uncertainty and instability of the identity of occupants of neighboring properties, and a decline in the shared sense of community. Furthermore, short-term vacation rental use and longer term residential use are generally incompatible, due to the rapid turnover associated with short-term

vacation rental use and the possible disruptive effect to the peaceful use and enjoyment of single-family residential areas. Short term rental periods to transient occupants are commercial in nature, which are better suited by more intense residential districts, or accommodated by hotels, motels and resort hotels.

Zoning & Land Use

The subject site is located within the Single-Family Intermediate Density (R-2) district which is designed primarily for areas of single-family dwellings, with an average net density of less than five (5) units per acre for conventional developments. Furthermore, the site has a land use designation of Low Density Residential (RL).

The Low Density Residential (RL) 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. Limited commercial uses intended to serve the neighborhood shall be allowed. Compatible public, quasi-public, and special uses including parks, churches, non-profit clubs, schools and daycare facilities shall also be allowed. This land use category ranges in density from 1 to 6.5 dwelling units per acre.

The finished floor area of the home is 3,146 square feet, containing four (4) bedrooms, and three (3) bathrooms. The average hotel room size in the United States is approximately 325 square feet, according to the USA Today; therefore the capacity for occupancy of this site surpasses that of a typical lodging room. The use, although limited in comparison to a typical commercial use, or hotel/motel, maintains the intention of providing lodging for snowbirds, tourists, or temporary lodging for temporary residents. The proliferation of short-term rentals within single-family districts the City of Fort Pierce without strategic limitations may cause externalities to both residential neighborhoods, and businesses providing traditional lodging accommodations.

Traffic & Parking

The traffic generation from the proposed use is undetermined based upon numerous variables present, and the absence of complete data by the Institute of Transportation Engineers (ITE) Trip Generation Manual. Review of similar uses of this scale, in comparison to impacts of a single-family home, suggest an insignificant effect overall; however the absence of a maximum occupancy, and frequency of cleaning services are variables that may impact trip generation.

Pursuant to City Code Section 22-60 (d) (1) a. Two parking spaces are required for a single-family dwelling unit, while Section 22-60 (d)(2) b. requires Motels, hotels and resort hotels to provide 1.6 spaces for each room 500 square feet or larger. The subject site features a two (2) car garage, and driveway space for approximately four (4) vehicles. The applicant notes that tenants will have no more than 2 cars parked in the driveway overnight, and that street parking will not be permitted.

Conditional Use

The purpose of the conditional use process is to allow, when desirable, uses that would not be appropriate generally or without restriction throughout the particular zoning district, but which, if controlled as to number, area, location or relation to the neighborhood, would not adversely affect the public health, safety, comfort, good order, appearance, convenience and the general welfare. The use as presented features commercial aspects that are not generally appropriate for single-family, low-density environments.

The authorization of a Conditional Use to establish a dwelling rental for periods of less than six (6) months, but greater than thirty (30) days may minimize the commercial nature of the use and potential impacts to the surrounding residential neighborhood. The further restraint of leading effects of the use may limit the adverse impacts of the short-term rental within a single-family district, including parking, noise, traffic, and compliance with other local ordinances.

Technical Review Committee:

All affected departments have reviewed the proposed Conditional Use with regards requirements of the City Code. Findings from the review by corresponding departments and the associated responses by the applicant are provided for viewing by the City Commission.

Property Owner Response Summary:

A total of 64 notifications of the proposed Conditional Use were mailed to the owners of property located within 500 feet of the subject property. As of October 23, 2015, 2 responses have been received, one (1) approving and one (1) disapproving of the request. An update will be provided to the City Commission at the public hearing.

Planning Board Recommendation:

The Planning Board, at their October 13th, 2015 meeting reviewed the application as initially presented, seeking minimum rental periods of three (3) nights. The Planning Board considered the request as previously presented, as well as an alternative recommendation of Staff to contemplate limitations to minimize impacts of the proposed use, and mandated of rental periods of greater than thirty (30) days.

After discussion, the Planning Board voted unanimously to recommend denial of the Conditional Use request, selecting not to entertain a conditional approval with limited stay durations and operational aspects of the proposed use.

Staff Recommendation:

The proposed use presents the provision of short term rental of the property at a commercial capacity, not intended to serve the neighborhood, which is inconsistent with the City's Land Development Code and Comprehensive Plan. Based upon the inconsistency with City Code and the Comprehensive Plan, Staff recommends the denial of the request.

If the City Commission seeks to consideration of the revised application with the presented scale and operation limitations, Staff recommends the application of the following conditions:

- 1) The Dwelling Rental provides non-transient lodging, mandating all stay durations are greater than thirty (30) days;
- 2) Limitation of two external passenger vehicles;
- 3) Assignment of a local property manager to be available at all times, to resolve complaints or violations of City Code;
- 4) The applicant distributes a comprehensive bulletin to renters which provides updated detail of the City's regulations of parking, noise, animal restraint/nuisance, and garbage collection procedures; and
- 5) The dwelling rental is annually inspected by the Building Department.



CITY OF FORT PIERCE

PLANNING DEPARTMENT

Rebecca Grohall, AICP, Planning Manager
COMPREHENSIVE PLANNING ♦ DEVELOPMENT REVIEW
HISTORIC PRESERVATION ♦ URBAN DESIGN ♦ URBAN FORESTRY ♦ ZONING

Conditional Use – No New Construction

Property address or Location 2025 S. OCEAN DR. FORT PIERCE, FL 34949
Parcel ID #(s) 2412-503-0051-000-7
Project description VACATION RENTAL

Property Owner(s) Ted Hollander/Kristin Hollander Ted Hollander, property owner
6502 NW 63 way Applicant/Representative, Title, Company
Street Address Parkland, FL 33067 Street Address
City 954-328-7475 State Zip City State Zip
Phone Number TedHollander@theticketclinic.com Phone Number
Email Address com Email Address

Property Owner(s) 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 application described herein.

[Signature] Property Owner(s) Signature(s)

STATE OF FLORIDA -- COUNTY Broward
The foregoing instrument was acknowledged before me this 3 day of August, 2015, by Ted Hollander and Kristin Hollander who is personally known to me or has produced

Sheila Stanley as identification
Signature of Notary Sheila Stanley
COMMISSION # FF194541 (seal)
EXPIRES: January 29, 2019
WWW.AARONNOTARY.COM

INTAKE MEETINGS ARE REQUIRED FOR ALL SUBMITTALS. CALL (772) 467-3729

TO BE COMPLETED BY STAFF

Zoning	Future Land Use	Total Acres	Historic District	Historic Designation	
<u>R-2</u>	<u>RL</u>	<u>.28</u>	<u>N/A</u>	Contributing	Individual
				Non-Contributing	<u>None</u>

Pre-Application Meeting Date 8/7/15 Fees \$100 Control # _____ B. Permit # _____
Intake Planner KB
Planner Assigned _____
Approved By _____ Date _____
Comments _____

Intake Date Stamp

CONDITIONAL USE: NO NEW CONSTRUCTION

Submit one original, seven (7) hard copies and one (1) CD of the following for initial submittal, subsequent submittals will be required:

- If no site improvements are required:
 - As-built survey
 - Floor plan of existing building(s)
- If parking and drainage improvements are required:
 - As-built survey;
 - Site plan, to scale, including existing improvements and proposed parking, driveways, landscaping & storm drainage;
 - Lighting plan
- Complete, notarized application

Application Type:

- Conditional Use: No new construction with no site improvements
- Conditional Use: No new construction with parking and drainage improvements

Site Information:

Building Size 4,182 sq. ft. Parking Spaces: _____

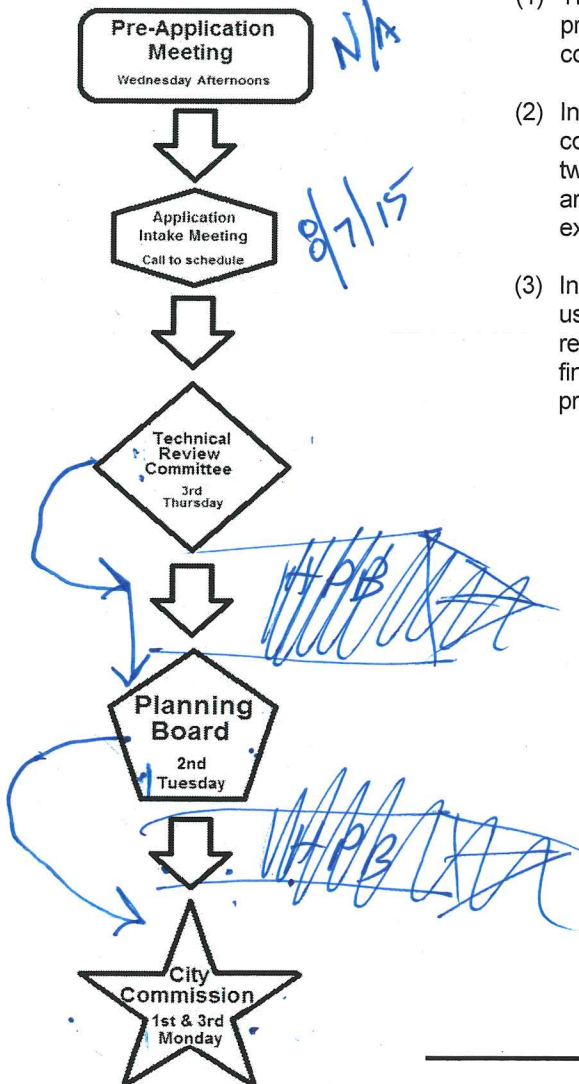
Surrounding Uses: (i.e. single family home, retail, industrial, etc.)

North	South	East	West
SF	Vacant	SF	SF

The application for conditional use with the application for site plan review, when not exempt in accordance with the requirements of section 22-75, shall be reviewed as a unit in accordance with the requirements of section 22-58 except that:

- (1) The city commission shall hold a public hearing in accordance with the provisions of section 22-143 prior to acting on the application for conditional use.
- (2) In the event the city planning board disapproved the application for conditional use or in case of a protest against said application signed by twenty (20) per cent of the owners within five hundred (500) feet of the area included in said application, such application shall not be approved except by a four-fifths vote by the city commission.
- (3) In permitting a conditional use or the modification of an existing conditional use, 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.

Application Outlook



CONDITIONAL USE APPLICATION

Property Address:
2025 S. Ocean Drive
Fort Pierce, FL 34949

Property owners:
Ted and Kristin Hollander

Introduction:

Ted and Kristin Hollander, applicants, seek approval of a conditional use, so that their home may be rented for periods of times less than 6 months in duration. Mr. Hollander owns a local business.

The applicants' goal is provide a safe place for families to enjoy Hutchinson Island. At the same time, local business will benefit from the added income generated by people enjoying what the island has to offer.

The subject property:

The single family home is located in South Hutchinson Island (Surfside). It is adjacent to a natural preserve area to the north, without occupants. To the south, is a home that is separated by an oversized yard, leaving significant space between homes. To the rear, is the only nearby neighbor. At the time of purchase, the back yard was fenced with a rusted chain link fence. At the time of the filing of this application, a building permit is pending for a 6 foot privacy fence to replace the existing rusted chain link fence.

At the time of purchase, the home was vacant. The home had no hurricane protection, no window coverings in the rear, old/dilapidated (inoperable) garage doors, no security system, and inoperable appliances. Applicants installed new appliances, complete hurricane protection, an alarm system, window coverings, hurricane-rated garage doors, and are in the process of permitting the new fence.

The home has ample parking in the driveway and a 2 car garage.

General Project Description:

Applicants seek to rent their home to vacationers and "snow birds" for periods of time less than 6 months. Applicants would strictly screen potential renters, require substantial security deposits, prohibit smoking and large gatherings/parties. Applicants would provide contact information in case of a violation of any of these rules.

While recognizing the concerns of neighbors, Applicants feel as though their project will provide for:

- * carefully screened renters
- * 24-hour secured home (burglar and fire protection)
- * non-smoking environment

- * immaculately kept property
- * significant income for local economy
- * accountable property owners
- * pet-friendly lodging option for travelers with large pets

Younger renters, college students and “spring breakers” would not be permitted to rent the property. Renters would be limited to families and adult couples without children.

Local Properties of this sort are necessary:

Fort Pierce is an amazing undiscovered part of our State. The County/City is spending considerable efforts and funds to attract visitors to this part of the state. Pet-friendly, family homes for rent are difficult to find. These limitations will continue to keep these visitors out of the area, as they will travel to nearby cities without such limitations.

Homes like the one in question are perfect vacation destinations for families that travel with their pets. A neighborhood atmosphere can be maintained while inviting travelers to the area at the same time.

All necessary state and local taxes will be paid by Applicants.

Homes of this sort are not in direct competition with local hotels. Local hotels either are not pet-friendly or restrict the size of the pets. Further, hotels do not attract those who seek to stay on the island for extended stays during “the season”.

Conclusion:

The Applicants are seeking approval from the commission for a conditional use to allow for rentals that are less than 6 months in duration. Optimally, Applicants would like to be able to rent for a minimum of 3 nights at a time. Applicants would continue to enforce all previously mentioned qualifiers, to ensure that only the most desirable renters would occupy the home.

Respectfully Submitted,



Ted Hollander
954-328-7475

Amended via Application Addendum dated 10-21-2015 to reflect a minimum rental period of thirty (30) days.

APPLICATION ADDENDUM FOR CONDITIONAL USE PERMIT AT 2025 S. OCEAN DRIVE

City Commission,

Please consider this Application Addendum for my pending conditional use application.

I suggest the following additional conditions if the permit is granted:

- Written Management Contract: Upon request, the home owner will provide the city with a written management contract. This contract will provide the name and telephone number of the property manager who will be available at all times to address any issues/concerns with the property. The property manager will live locally.
- Parking Restrictions: Homeowner agrees that tenants will have no more than 2 cars parked in the driveway overnight. Street parking will not be permitted.
- 30 day minimum lease period: Home owner agrees to lease the property for a minimum of 30 days.
- Single Family Rentals – Homeowner agrees to rent to single families, as multi-family parties will not be permitted to rent the property. A limit may be placed on the number of tenants (4 bedroom, 3 bath home) staying in the home.
- Trash/Noise Restrictions: Homeowner agrees that all trash will be properly disposed of and garbage cans will be properly placed on the street for pick-up on the appropriate trash days. Further, guests will abide by all rules relating to noise restrictions.
- Taxes Collected and paid: Homeowner will continue to pay all local and state taxes on rent collected.

BENEFITS TO THE CITY OF FORT PIERCE IF THIS PERMIT IS GRANTED:

- Increased property values: The home has already been greatly improved since the purchase date. Above-appraised value was paid for the home, and immaculate care will be taken for the home. If properties cannot be rented, some may be forced to sell, decreasing values dramatically.
- Significant revenue for local economy: In addition to the local taxes paid, the renters will spend significant money at local establishments, restaurants, activities, and stores.
- Reduction in traffic/trash: As most seasonal rentals are vacant more than 50% of the year, annual traffic and garbage consumption will decrease dramatically.
- Filling a Lodging Void in the City: The city has made great strides in bringing visitors to the area. However, adequate lodging options are lacking. My home provides a unique lodging option for a family seeking an extended stay, who may/may not travel with a pet.
- Uniformity with Surrounding Communities: Fort Pierce's 6 month requirement for rentals is inconsistent with surrounding areas. For example, in residential areas in Stuart, there are no restrictions for short term rentals. In Vero Beach, there is a 30 day requirement for rentals. If seasonal renters are excluded from Fort Pierce, they will begin to vacation at surrounding areas, and not Fort Pierce.

Failure to adhere to these rules would result in the review of the possible loss of the conditional use permit.

I again thank you for your time and consideration.

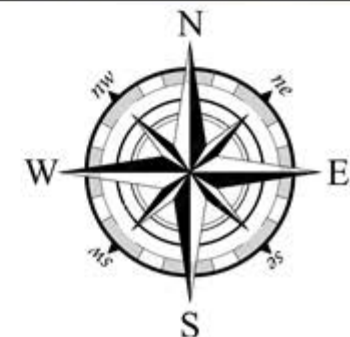
Sincerely,

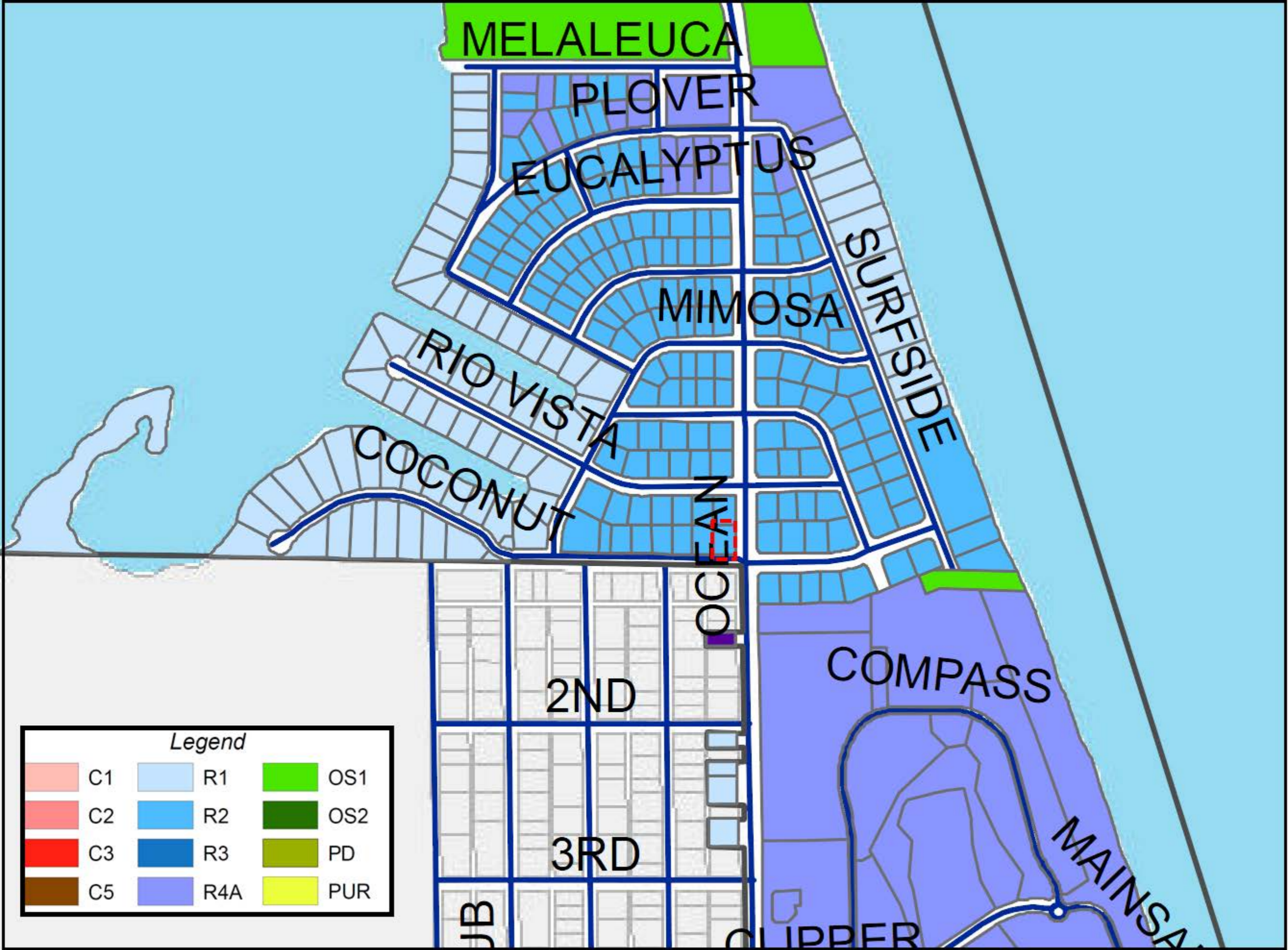
Ted L. Hollander



2025 S. Ocean Drive

Site Aerial





2025 S. Ocean Drive Zoning Map





CITY OF FORT PIERCE

PLANNING DEPARTMENT

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

Technical Review Comments & Applicant Response ***Hollander Vacation Rental*** ***2025 South Ocean Drive***

1. FP Planning
2. FP Code Compliance
3. FP Engineering
4. FPUA

5. Applicant Responses



CITY OF FORT PIERCE

PLANNING DEPARTMENT

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

Ted Hollander, Esq.
The Ticket Clinic
2219 Belvedere Road
West Palm Beach, FL 33406

**Re: Planning Department Review Comments
Conditional Use – Vacation Rental
2025 South Ocean Drive**

Dear Mr. Hollander, Esq.,

The following are advisory comments from the Planning Department's review of the application for Conditional Use to operate a Vacation Rental within the Single-Family Intermediate Density zone (R-2):

The City of Fort Pierce acknowledges the unregulated rental of single-family, two-family, multi-family or townhouse dwelling units by seasonal residents uniquely impacts established residential areas, and that it is therefore necessary and in the interest of the public health, safety and welfare to monitor and regulate the rental of such dwelling units.

Vacation Rentals have the capacity result in incompatible adverse impacts on neighborhoods including, but not limited to, increased noise, garbage, litter and traffic, changes to the private residential character of the neighborhood, the uncertainty and instability of the identity of occupants of neighboring properties, and a decline in the shared sense of community. Furthermore, short-term vacation rental use and longer term residential use are generally incompatible, due to the rapid turnover associated with short-term vacation rental use and the possible disruptive effect to the peaceful use and enjoyment of single-family residential areas. Short term rental periods to transient occupants are commercial in nature that is arguably best accommodated by hotels, motels and timeshares.

1) The property owner is encouraged to consider designating a Vacation Rental agent who is customarily present at a business location within the City of Fort Peirce in order to:

-Be available at the listed phone number 24 hours a day, seven days a week to handle any problems arising from the Vacation Rental use; and

-Be able and willing to come to the Vacation Rental dwelling unit within three hours following notification from the Code Enforcement Department of issues related to the Vacation Rental; and

- Monitor the Vacation Rental dwelling unit at least weekly to assure continued compliance with the requirements of this section.

2) The applicant is encouraged to review and ensure capacity to comply with Chapters 212 (Florida Tax and Revenue Act) and 509 (Public Lodging Establishments), Florida Statutes, and Rules 69A-43 (Uniform Fire Safety Standards for Transient Public Lodging Establishments) and 69A-60 (the Florida Fire Prevention Code), Florida Administrative Code, where applicable;

3) The applicant shall provide a traffic statement, comparing the anticipated traffic impacts of the proposed use, in comparison to a traditional single-family home. According to the ITE Trip Generation Manual, 7th Edition, resort hotels generate 13.43 trips per day, per occupied room. Furthermore, According to the ITE Trip Generation Manual, 7th Edition, Single-family detached houses generate between 8-10.5 trips per day.

4) Comprehensive Plan Consistency:

Pursuant to the City of Fort Pierce Comprehensive Plan, Future Land Use element, the Low Density Residential (RL) 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. Limited commercial uses **intended to serve the neighborhood** shall be allowed. Compatible public, quasi-public, and special uses including parks, churches, non-profit clubs, schools and daycare facilities shall also be allowed. This land use category ranges in density from 1 to 6.5 dwelling units per acre. This category combines the previously allowed Residential Suburban (RS), Residential Urban (RU) and Low Density Residential (RI) categories.

1.1.10 Policy:

The City shall maintain the South Beach Overlay District in the Land Development Regulations for northern South Hutchinson Island to **protect the existing neighborhoods and maintain a low-density**, "Tropical Village by the Sea" character. The City will promote opportunities for tourism-related development and require the developments to be consistent with the provisions of the overlay district and the neighborhood character.

The presented use provides transient lodging, at a commercial capacity, however the use does not offer services or products to the neighborhood, therefore it is not deemed to be consistent with the land use designation. Consideration of a non-transient proposal, which offers lodging of 30 days or greater, may be a more appropriate alternative to ensure consistency this land use designation.

If deemed necessary, please provide a written response to each comment in order to expedite the review of any subsequent submittals. Please contact me should you have any questions regarding the project at (772) 467-3739 or by e-mail: kbenton@city-ftpierce.com.

Sincerely,



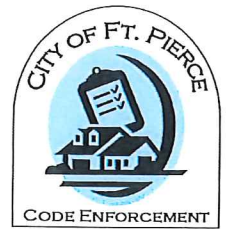
Kori Benton
Senior Planner



CITY OF FORT PIERCE

COMMUNITY RESPONSE DIVISIONS
MARGARET M. ARRAIZ, CODE COMPLIANCE MANAGER

Protecting the health, safety and welfare of our community



TO: Kori Benton, Senior Planner
FROM: Peggy Arraiz, Code Compliance Manager
RE: Technical Review Project: # 15-04000005
2025 S. Ocean Drive – Hollander Vacation Rental
DATE: August 10, 2015

Code Enforcement has reviewed the above project and has the following comments:

- In the General Project Description, the applicant has indicated that they will provide contact information in case of any violation. I think this should be a condition of approval and that if the contact information is not kept current, it become cause for revoking the Conditional Use.
- Vacation Rentals are regulated by the State of Florida, Division of Business & Professional Regulation – Division of Hotels & Restaurants. An approved state license is required.
- A City of Fort Pierce Business Tax Receipt is also required.
- The most common complaint our office receives regarding short term rentals is the improper use of garbage cans. I recommend that steps be taken to ensure compliance with this code as well as the codes that relate to parking, noise, outside storage, animal restraint and animal nuisance (picking up animal waste).



CITY OF FORT PIERCE DEPARTMENT OF ENGINEERING

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

INTEROFFICE MEMORANDUM

TO: Kori Benton, Senior Planner

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

DATE: August 11, 2015

PROJECT: Hollander Vacation Rental – 2025 S. Ocean Drive
Conditional Use Request

cc:

Attachment(s): None



This is to advise you that we have completed the review of the following documents:

- | | |
|-------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Conditional Use | <input type="checkbox"/> P/D Drawings & Approved Site Plan |
| <input type="checkbox"/> Test Reports & Related Documents | <input type="checkbox"/> Certificate of Completion |
| <input type="checkbox"/> Record Drawings | <input type="checkbox"/> Permits from applicable Local, State & Federal Agencies |
| <input type="checkbox"/> Clearances from all applicable Local, State and Federal Agencies | |

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

- Approval of CU 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.

See attached for recommended changes
JRA/tst



Conditional Use – Hollander Vacation Rental – 2025 S. Ocean Drive – (Kori Benton)

- **W/WW Engineering:** Approved
- **Gas and Electric Engineering:** Approved

TED L. HOLLANDER
6502 NW 63rd Way
Parkland, FL 33067
954-328-7475

August 21, 2015

Kori Benton
Senior Planner
City of Fort Pierce
PO Box 1480
Fort Pierce, FL 34954

Re: Conditional Use - Vacation Rental
Planning Department Review Comments
2025 S. Ocean Drive

Dear Mr. Benton,

Please accept this written response to the advisory comments of the planning department that I received on August 20, 2015. I appreciate the Department's review and comments relating to my application for conditional use.

While I too acknowledge the *potential* negative impact that a vacation rental may have on a residential neighborhood, I strongly believe that my conditional use will have a positive effect on the neighborhood for a number of reasons.

In recent months, the City of Fort Pierce has received unfavorable designations from various sources as "the worst place to live in Florida" and "the 9th most dangerous city in Florida." My wife, 3 kids and I have been coming to Fort Pierce for 5 years. We immediately fell in love with the area, and became frequent visitors to the local beaches, restaurants and attractions. Since then, we have constantly bragged about the city, and consequently friends and family have come to visit and some have even bought property here as well. Fort Pierce needs to continue to attract visitors who can help the city through tourism and through the acquisition of properties. Notwithstanding these designations, our family loves Fort Pierce. In fact, we have also purchased two commercial properties in the area, spent considerable resources to improve the properties and have provided nearly 30 local jobs. We strongly believe in the city of Ft. Pierce.

When we purchased the property in question (2025 S. Ocean Dr.), we impacted the neighborhood in a positive way. We took a vacant home and made significant improvements. We paid more than the appraised value, which helps all neighboring properties. We replaced 30 year old, non-working, unsightly garage doors, with hurricane rated garage doors. We completely protected the home's openings from hurricane damage, while the previous owner took no steps toward protection. We installed a 24 hour security system with burglar and fire protection. We are in the process of replacing the unsightly, rusted chain link fence with an attractive fence for the back yard. Each of these improvements will increase the property value, which helps each neighbor and the city as a whole.

Our proposed use is not intended to attract "spring breakers." Our target renter is either a couple or a family, who may have a pet. Our proposed rental rates will be significantly more expensive than a hotel. We will gladly self-impose age restrictions on renters, number of occupants in the home and allow only a certain number of vehicles to be on the property.

The remaining comments will address the Department's comments by section number:

- 1) If this conditional use is approved, we will gladly designate a vacation rental agent who will constantly be nearby. This agent will be available 24 hours a day, 7 days a week to handle any issues/problems. We live less than 2 hours away, and will be able to come to the home as needed as well. Our agent will monitor the property at least weekly to ensure continued compliance.
- 2) We will gladly comply with Ch. 212 and 509, Florida Statutes, and rule 69A-43 and 69A-60, FL. Admin Code where applicable.
- 3) We anticipate traffic to be significantly less than if the home was rented to a single family for a traditional rental period. The ITE manual's numbers provided in the Department's comments, establish this point. This home is a 4 BR, 3 Bath home. If rented to a family, the home could easily accommodate a family of 5-6 (2 parents and 3-4 kids). Using ITE's numbers, we must presume that a home of this size will generate at least 10.5 trips per day on average. Over the course of 1 year, that equals approximately 3832 trips per year. The vast majority of vacation rental inquiries come from retired couples, not large families. According to zillow.com, the average occupancy rates for vacation rentals is at 56%. That means that on average 44% of the time, the home will not be occupied. Using the numbers provided by the ITE manual, there would only be 2745 vehicle trips per year if rented as a vacation home (56% of 365 days = 204 days, 204 x 13.43 trips per day = 2745). This number is 28% less than the expected number of trips if the home was rented on an annual basis. This same analysis must be applied when considering the amount of garbage generated over the course of the year. The home would be professionally cleaned after each renter. There will be no litter on the property, and the property will be immaculately cared for. The yard will be professionally cut regularly. (There are nearby neighbors that have had the same "garage items" in their driveway for months! They have literally used their driveway for storage items since June!) I assure you, I will try to improve the area, not negatively effect it. When marketing a vacation home, it must be in immaculate condition. This home will not be an exception.
- 4) If approved, the home would be rented to families. It will not be treated as a hotel, rented by room. The anticipated use, will keep the intended "low-density" character in tact.

In recent years, the city of Fort Pierce has made great strides to improve the South Beach area. From improved roads, new street light poles, a renovated jetty area, major renovations to the marina and the announcement of new eating establishments that will be coming soon, tourism will continue to increase. I have even seen billboards at the Fort Lauderdale airport inviting people to visit Hutchinson Island. The City obviously wants more visitors. However, lodging is significantly lacking. Families (with or without pets) have very few options. Should they stay at the hotel by the jetty, that has constant live music (and recent violence) or should they stay on the other side of the bridge? What should they do if they travel with a dog? There are virtually no options. Without adequate lodging, tourists will choose other destinations. The economic impact from tourism to the local community could be tremendous. The City should take a fresh look at this issue and lower the strict regulations in the city's ordinance. Respectful tourists, who are eager to spend money and learn what the city has to offer should be welcomed and not shunned. Prohibiting rentals of this sort will drive them to neighboring cities. If allowed, they will continue to come back year after year, which in turn will help Ft. Pierce be a destination of choice for travelers for many years to come.

I look forward to your further comments.

Sincerely,

Ted Hollander

DRAFT



CITY OF FORT PIERCE PLANNING BOARD

Planning Board Minutes

OF THE REGULAR MEETING OF THE FORT PIERCE CITY PLANNING BOARD HELD ON TUESDAY, **OCTOBER 13, 2015**, IN FORT PIERCE CITY HALL, COMMISSION CHAMBERS, 100 NORTH US HIGHWAY 1, FORT PIERCE, FLORIDA.

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

Present: **Steve Weaver; Charles Hayek; Brian Paul; John George; Eloise Cumings; Mike Dahan; Tim O'Connell; Eduardo Mujica; Marcia Baker; Bob Burdge, Chairman**

Absent: **Robert Poitier**

Staff Present: **Rebecca Grohall, AICP, Planning Manager
James Walker, Assistant City Attorney
Kori Benton, Senior Planner
Alicia Rosenthal, Administrative Assistant**

4. **CONSIDERATION OF ABSENCES**

Mr. Poitier notified staff with a valid reason for not attending.

Motion was made by Marcia Baker, and seconded by John George to approve the absence of Mr. Poitier.

AYE: Brian Paul, John George, Eloise Cumings, Mike Dahan, Tim O'Connell, Eduardo Mujica, Marcia Baker, Steve Weaver, Charles Hayek, Chairman Bob Burdge

Passed

5. **CERTIFICATION OF ALTERNATE MEMBER VOTING STATUS**

All regular members were present.

6. **APPROVAL OF MINUTES**

- a. September 15, 2015 Minutes

Motion was made by John George, and seconded by Eloise Cumings to approve the minutes from the September 15, 2015 meeting.

AYE: John George, Eloise Cumings, Mike Dahan, Tim O'Connell, Eduardo Mujica, Marcia Baker, Steve Weaver, Charles Hayek, Brian Paul, Chairman Bob Burdge

Passed

7. NEW BUSINESS

a. Conditional Use - Dwelling Rental - 2025 South Ocean Drive

Mr. Benton gave an overview of the application and answered questions from the Board regarding other approved dwelling rentals, clarification of requirements, ADA requirements, enforcement of qualifications and zoning districts that allow dwelling rentals.

Ted Hollander, Property Owner, provided benefits of short term rentals such as helping people with a place to stay whether they have families or dogs, driving the economy, and increased property values due to home improvements. Mr. Hollander also answered questions from Board members.

Judith Brennan of 1223 Bayshore Drive and Gail Gonzalez of 1906 Coconut Drive spoke in favor of the dwelling rental. Ms. Brennan stated the dwelling rental is a nice alternative to hotels because the homeowners care about the guest and are very particular about their homes. Ms. Gonzalez, who is in the process of submitting her application for a vacation rental emphasized a proper screening process and benefits of the tourist tax.

Charles Grande of 9950 S. Ocean Drive, Charlene Adair and Bruce Murray of 1710 Francis Court and Carol Mushier, President of South Beach Association, spoke in opposition of the dwelling rental with concerns about changing the character of the neighborhood, enforcing and monitoring rules with neighbors, level of care at the home, uncertainty of neighbors, increased traffic and parking issues.

The Board discussed economic impacts, rentals taking away from a hotel investment, growing strong neighborhoods, and long term rentals.

Motion was made by Charles Hayek, and seconded by Marcia Baker to forward a recommendation to the City Commission to deny the request as presented.

AYE: Charles Hayek, Brian Paul, John George, Eloise Cumings, Mike Dahan, Tim O'Connell, Eduardo Mujica, Marcia Baker, Steve Weaver, Chairman Bob Burdge

Passed

8. AMENDMENT TO RULE 15

Motion was made by John George, and seconded by Charles Hayek to amend Rule 15 to read:

In the event any office of the Board becomes vacant before the March meeting, a special election to fill the vacancy shall be held at the next meeting following the date the office became vacant, with the term of such office to end at the time of the March meeting.

AYE: Eloise Cumings, Mike Dahan, Tim O'Connell, Eduardo Mujica, Marcia Baker, Steve Weaver, Charles Hayek, Brian Paul, John George, Chairman Bob Burdge

Passed

9. **ELECTION OF VICE-CHAIR**

The Board decided on a open vote for the Vice-Chair position.

Motion was made by Steve Weaver, and seconded by Tim O'Connell to nominate Mr. George for Vice- Chair.

AYE: **Mike Dahan, Tim O'Connell, Steve Weaver, John George**

NAY: **Eduardo Mujica, Marcia Baker, Charles Hayek, Brian Paul, Eloise Cumings, Chairman Bob Burdge**

Failed

Motion was made by Brian Paul, and seconded by Marcia Baker to nominate Mr. Hayek for Vice- Chair.

AYE: **Eduardo Mujica, Marcia Baker, Charles Hayek, Brian Paul, Eloise Cumings, Mike Dahan, Chairman Bob Burdge**

NAY: **Tim O'Connell, Steve Weaver, John George**

Passed

10. **BOARD COMMENTS**

Mr. Paul stated if we don't enforce the people that are renting improperly, what good is what we are doing tonight.

Chairman Burdge, hopes the Planning department listened to what the public perceives as many people not following the rules and will pass those comments on to the Code Enforcement department.

Mr. Weaver asked if a letter can be sent to the county tourism tax collector. They should not approve the short term rentals in they are in violation of the city code and the city does not sign off of it.

Chairman Burdge asked the new rules be prepared and distributed at the next meeting.

11. **ADJOURNMENT**

ZONING DISTRICT	E1	E2	E3	R1	R2
COMMERCIAL					
Overnight Accommodations					
-Bed & Breakfast	-	-	-	-	-
-Dwelling Rental	-	-	-	C	C
-Hotel/Motel	-	-	-	-	-
-Recreational Vehicle Park	-	-	-	-	-
-Resort Hotel	-	-	-	-	-

GOP Table 1-1: Future Land Use Density/Intensity Summary Table

<i>Land Use Category</i>	<i>Residential Density (dwelling units per gross acre)* (Also refer density bonus outlined in Policy 1.1.5)*</i>	<i>Non-Residential Floor Area Ratio (FAR)*</i>	<i>Land Use Breakdown</i>
RESIDENTIAL			
Low Density Residential (RL)	1-6.5 du/ac	-	
Hutchinson Island Residential (HIR)	8 du/ac	-	
Medium Density Residential (RM)	6.5-12 du/ac	-	
High Density Residential (RH)	12-18 du/ac	-	
COMMERCIAL			
Boundary Commercial (BC)	N/A	1.0	N/A
Neighborhood Commercial (NC)	10du/ac	0.5	Residential uses may comprise up to 20% of the total floor area of the Neighborhood Commercial future land use designation.
General Commercial (GC)	15 du/ac	1.0	Residential uses may comprise up to 20% of the total floor area of the General Commercial future land use designation.

1.1.3 Policy:
The City shall ensure that future land use designations are compatible with adjacent land uses both within and outside the City boundary.

1.1.4 Policy:
The City shall administer Land Development Regulations consistent with the future land uses in this Element. The general description of each land use category is as follows:

A. Residential

Low Density Residential (RL): The Low Density Residential (RL) 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. Limited commercial uses intended to serve the neighborhood shall be allowed. Compatible public, quasi-public, and special uses including parks, churches, non-profit clubs, schools and daycare facilities shall also be allowed. This land use category ranges in density from 1 to 6.5 dwelling units per acre. This category combines the previously allowed Residential Suburban (RS), Residential Urban (RU) and Low Density Residential (RI) categories.

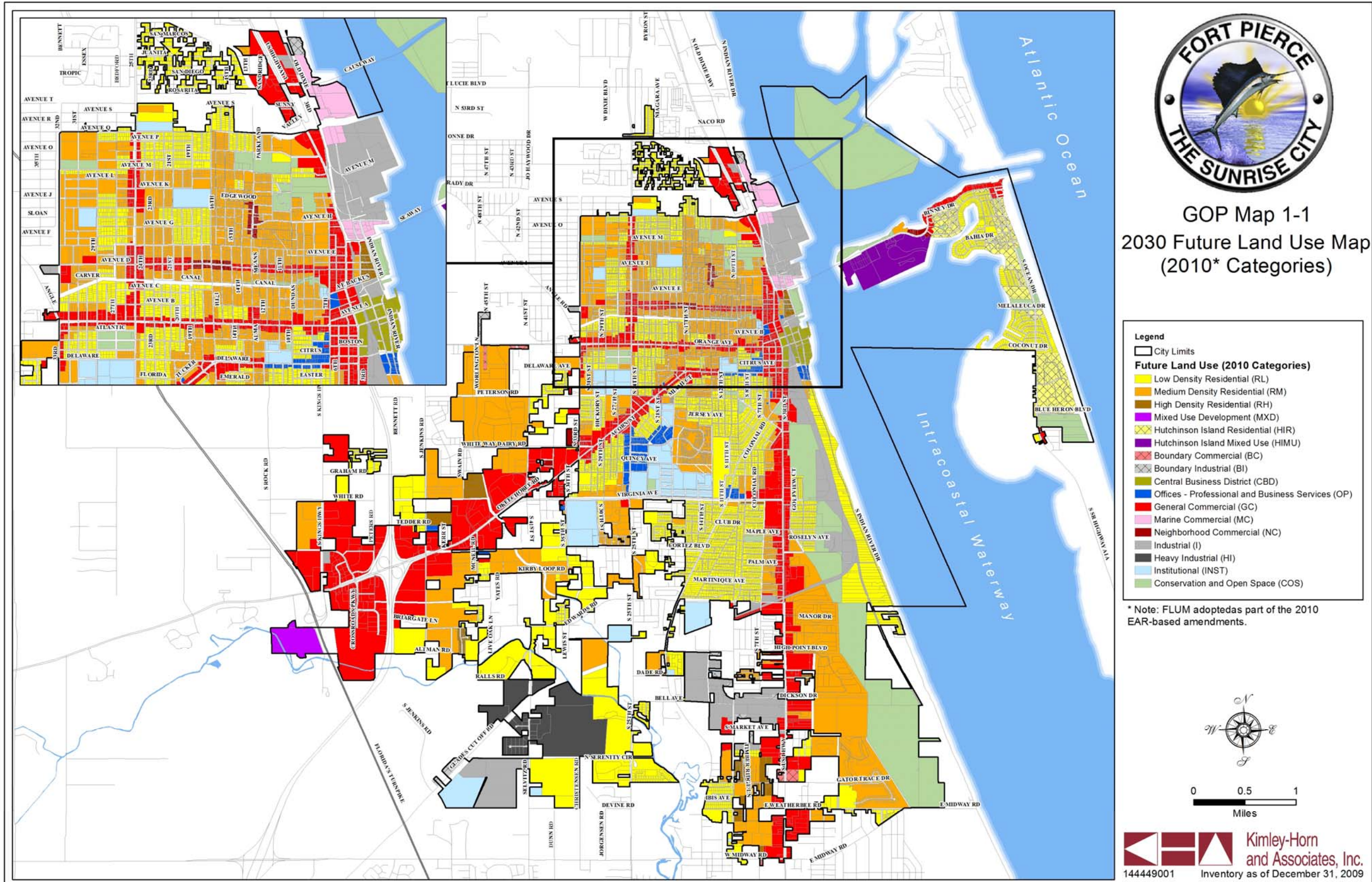
Hutchinson Island Residential (HIR): The Hutchinson Island Residential (HIR) designation is intended for parcels that are best suited for residential development on Hutchinson Island. This future land use category allows single-family detached and attached units, duplexes and multifamily residences at densities ranging up to 8 dwelling units per acre. Limited public uses and commercial uses that are compatible with the surrounding development shall also be allowed. The previous "Medium Density Residential Hutchinson Island (Rmhi)" has been renamed.

Medium Density Residential (RM): The Medium Density Residential (RM) designation is intended for parcels that are best suited for multifamily residential uses ranging in density from 6.5 to 12 dwelling units per acre. This category allows small-lot single family units and multifamily dwellings including duplexes, condominiums and townhomes. Limited commercial uses intended to serve the residential uses shall be allowed. Compatible public, quasi-public, and special uses including parks, churches, non-profit clubs, schools and daycare facilities shall also be allowed. This category combines the previously allowed Medium Density Residential (Rme) and Moderate Density Residential (Rmo) categories.

High Density Residential (RH): The High Density Residential (RH) designation is intended for parcels that are best suited for medium to high density multifamily residential uses ranging in density from 12 to 18 dwelling units per acre. This category allows multifamily dwellings including apartments, condominiums and townhomes. Limited commercial uses intended to serve the residential uses shall be allowed. Compatible public, quasi-public, and special uses including parks, churches, non-profit clubs, schools and daycare facilities shall also be allowed.

Hutchinson Island Mixed Use (HIMU): The Hutchinson Island Mixed Use (HIMU) designation is intended for parcels that are best suited for medium to high density and intensity mixed use developments on Hutchinson Island. The maximum residential density allowed within this category is 8 dwelling units per acre and the maximum floor area ratio (FAR) is 1.0. Non-residential uses may comprise no more than 20% of the total floor area of the Hutchinson Island Mixed Use future land use designation. The previous Medium Density Residential Hutchinson

GOP Map 1-1 - Future Land Use Map (2030)



City Commission Regular Meeting

Agenda Item # 12. a.

Meeting Date: 11/02/2015

Re: FPUA Economic Development Rate

SUBJECT:

Request approval of Resolution No. UA 2015-13, Amending the Economic Development Electric Service Rate Schedule.

SUMMARY:

This resolution adopts an economic development rate for electric service when a customer meets specific criteria.

RECOMMENDATION:

Approve FPUA Resolution No. UA 2015-13

ALTERNATIVES:

Don't approve.

RESPONSIBLE STAFF:

Clayton Lindstrom, Director of Utilities
Nina Hurtubise, Director of Financial Services

COORDINATED WITH:

Linda W. Cox, City Clerk

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

The estimated fiscal impact on the City's budget would be an additional \$5,000 annually to the City.

Attachments

Memo
FPUA Resolution
Presentation

Form Review

Inbox

Reviewed By

Date

City Manager Robert Bradshaw
Form Started By: Linda Cox
Final Approval Date: 10/27/2015


10/27/2015 02:01 PM
Started On: 10/21/2015 02:23 PM




Director of Financial Services
"Committed to Quality"

MEMORANDUM

TO: Fort Pierce City Commission

FROM: Nina B. Hurtubise, CPA 
Director of Financial Services

THROUGH: Clayton W. Lindstrom, P.E. 
Director of Utilities

DATE: October 21, 2015

**SUBJECT: City Commission Agenda Request for November 2, 2015 Meeting
Resolution No. UA 2015-13, Amending the Economic Development Electric
Service Rate Schedule**

In accordance with the provisions of the City of Fort Pierce Charter, Article XII, Section 176 (6), I am forwarding for consideration by the City Commission during the November 2, 2015, City Commission meeting, the following:

**Request approval of Resolution No. UA 2015-13, Amending the Economic
Development Electric Service Rate Schedule**

The estimated fiscal impact on the City's budget would be an additional \$5,000 annually to the City.

If you have any questions or are in need of additional information, please contact me.

Attachments: Resolution No. UA 2015-13, approved by FPUA Board 10-20-15
Presentation (1 page)

pc: Robert Bradshaw, City Manager
Linda Cox, City Clerk

RESOLUTION NO. UA 2015-13

A RESOLUTION AMENDING, SUPERSEDING, AND RESCINDING THE SCHEDULE OF RATES FOR ELECTRIC SERVICES FURNISHED BY FORT PIERCE UTILITIES AUTHORITY, FORT PIERCE, FLORIDA, IN RESOLUTION NO. UA 2014-03, IN ACCORDANCE WITH THE CHARTER OF THE CITY OF FORT PIERCE, FLORIDA, ARTICLE XII; AMENDING THE ECONOMIC DEVELOPMENT ELECTRIC SERVICE RATE SCHEDULE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF.

WHEREAS, Fort Pierce Utilities Authority was created and established by the City Commission of the City of Fort Pierce, Florida, through a referendum election held in said City on May 30, 1972; and

WHEREAS, the Charter of the City of Fort Pierce, Florida, Article XII, grants to said Fort Pierce Utilities Authority the power and duty to fix rates to be charged for gas, electricity, water and wastewater (sanitary sewer), and other utility services sold and services rendered by said Fort Pierce Utilities Authority;

Now, therefore, be it resolved by Fort Pierce Utilities Authority, Fort Pierce, Florida:

SECTION I: The rates for Electric Service furnished from the Fort Pierce Utilities Authority electrical distribution system shall be in accordance with the tariff sheets attached to this Resolution, which shall be submitted to the Public Service Commission.

SECTION II: Upon adoption of this Resolution and approval thereof by the City Commission of the City of Fort Pierce, Florida, the provisions of Section 1 of this Resolution shall be established as an order of Fort Pierce Utilities Authority and all Resolutions of Fort Pierce Utilities Authority inconsistent with this Resolution are hereby repealed.

SECTION III: ANNUAL INDEXING PROVISION: In order to ensure that FPUA utility rates shall be sufficient to pay all operating and maintenance expenses, capital outlay, bond interest and redemption costs, and all other costs of each respective utility operation, the FPUA Board may adjust the monthly rates and charges of the electric system based on the Florida Public Service Commission annual price index without further action by the City Commission of the City of Fort Pierce. The price index is established by March 31 of each year and is calculated using a comparison of the U.S. Department of Commerce's average Gross Domestic Product Implicit Price Deflator Index for the preceding two years.

Such new rates shall be submitted to the FPUA Board for approval and become effective following FPUA Board approval. If in any year the FPUA Board does not apply the price index to the current rates and charges of the electric system, such adjustment shall not carry forward to future years. The price index shall not be applied to the base power cost.

SECTION IV: OTHER RESOLUTIONS - All sections of resolutions pertaining to Fort Pierce Utilities Authority that have not been deleted or superseded up to and including the changes incorporated herein shall remain in effect.

SECTION V: This Resolution and all rate changes referred to therein shall take effect the first billing cycle of the next billing month after the City Commission of the City of Fort Pierce, Florida approves such resolution.

This 20th day of October, 2015 A.D.

ATTEST:


Secretary


Chairman

Approved as to form and correctness:


Fort Pierce Utilities Authority Attorney

ED

RATE SCHEDULE ED
ECONOMIC DEVELOPMENT
ELECTRIC SERVICE RATE SCHEDULE

Fort Pierce Utilities Authority (FPUA) offers an economic development rate schedule for general service customers as an incentive for new and expanding customers. There are five tiers of declining discounts on the new or additional Energy Charge based on the following criteria:

Tier	Criteria	Duration of Discount
1	20 kilowatts (kW) or more of new electric demand where FPUA facilities are not currently installed	Two years <ul style="list-style-type: none"> • Year 1 10% • Year 2 5%
2	20 kilowatts (kW) or more of new or additional electric demand where FPUA facilities are already installed	Three years <ul style="list-style-type: none"> • Year 1 15% • Year 2 10% • Year 3 5%
3	50 kilowatts (kW) or more of new or additional electric demand	Four years <ul style="list-style-type: none"> • Year 1 20% • Year 2 15% • Year 3 10% • Year 4 5%
4	100 kilowatts (kW) or more of new or additional electric demand	Five years <ul style="list-style-type: none"> • Year 1 25% • Year 2 20% • Year 3 15% • Year 4 10% • Year 5 5%
5	300 kilowatts (kW) or more of new or additional electric demand	Negotiated contract rate for Energy Charge

AVAILABILITY:

This schedule is available to eligible General Service customers, throughout the entire territory served by and at the option of FPUA.

APPLICATION:

Service under this schedule shall apply to any new or existing general service customer who meets the minimum criteria as described above. Customers wishing to enjoy the benefits of this economic development rate will be required to sign a contract agreeing to these terms and conditions. Customers or prospective customers defined as Public Administration by the Office of Management and Budget (OMB), North American Industry Classification System (NAICS), are specifically excluded. Participation under this schedule is voluntary and is offered solely at the option of FPUA.

(Continued on Sheet No. 11.6)

ISSUED BY: Director of Financial Services

EFFECTIVE: November 2, 2015

CHARACTER OF SERVICE:

Service under this rate schedule shall be single phase or three phase, 60 Hertz, alternating current at FPUA's available standard voltages. All service required on the premises of the customer shall be furnished through one meter. This service is available only at the delivery point of the qualifying retail customer served and metered by FPUA.

LIMITATION OF SERVICE:

Standby, auxiliary, or resale service is not permitted under this rate schedule.

MONTHLY RATE:

The monthly rate shall be established by FPUA in accordance with the applicable standard rate schedule, and based on the Tier of incentive in the contract.

- (i) A Customer Charge, set at the applicable standard rate schedule then in effect.
- (ii) A Demand Charge (kW), set at the applicable standard rate schedule then in effect.
- (iii) An Energy Charge (kWh), based on the standard rate schedule, discounted as described above.

FPUA reserves the right to audit premises to verify eligibility throughout the contract period. At the end, or upon termination, of the contract, the customer will be charged 100% of the appropriate available and eligible general service rate schedule.

Power Cost Adjustment:

The amount computed at the above monthly rate shall be adjusted plus or minus by an amount calculated in accordance with the formula specified in FPUA's Power Cost Adjustment Clause, which is a part of the Monthly Rate of this rate schedule.

Minimum Charge:

The monthly minimum charge shall be the Customer Charge plus applicable Demand Charge.

Tax Adjustment:

The amount computed at the above monthly rate as adjusted by the application of the monthly Power Cost Adjustment Clause shall be subject to taxes, assessments, and surcharges imposed by any governmental authority calculated in accordance with FPUA's Tax Adjustment Clause, which is made a part of this rate schedule.

(Continued on Sheet No. 11.7)

FORT PIERCE UTILITIES AUTHORITY
CITY OF FORT PIERCE, FLORIDA
(Continued from Sheet No. 11.6)

FOURTH REVISED SHEET NO. 11.7
CANCELLING THIRD REVISED SHEET NO. 11.7

TERMS OF PAYMENT:

The terms of payment shall be in accordance with the provisions set forth in FPUA's General Rules and Regulations for Governing the Provisions of Utility Service.

ISSUED BY: Director of Financial Services

EFFECTIVE: November 2, 2015

Fort Pierce Utilities Authority (FPUA)

Electric Economic Development Rate Schedule

For new and expanding general service customers
Discounts on the new or additional Energy Charge are based on the following criteria:

Tier	Criteria	Duration of Discount
1	20 kilowatts (kW) or more of new electric demand where FPUA facilities are not currently installed	Two years <ul style="list-style-type: none"> • Year 1 10% • Year 2 5%
2	20 kilowatts (kW) or more of new or additional electric demand where FPUA facilities are already installed	Three years <ul style="list-style-type: none"> • Year 1 15% • Year 2 10% • Year 3 5%
3	50 kilowatts (kW) or more of new or additional electric demand	Four years <ul style="list-style-type: none"> • Year 1 20% • Year 2 15% • Year 3 10% • Year 4 5%
4	100 kilowatts (kW) or more of new or additional electric demand	Five years <ul style="list-style-type: none"> • Year 1 25% • Year 2 20% • Year 3 15% • Year 4 10% • Year 5 5%
5	300 kilowatts (kW) or more of new or additional electric demand	Negotiated contract rate for new or additional Energy Charge

City Commission Regular Meeting

Agenda Item # 12. b.

Meeting Date: 11/02/2015

Re: Re-Appointment to Fort Pierce Authentic Tours Advisory Board

Submitted For: Libby Woodruff, Grant Writer, Urban Redevelopment

SUBJECT:

Resolution 15-R29 Reappointing Camie Sellin to Fort Pierce Authentic Tours (FPAT) Advisory Board.

SUMMARY:

Camie Sellin is currently serving as the Chairperson for the Fort Pierce Authentic Tours Advisory Board. This request is for the City Commission to approve her reappointment to the Board. Her current term expires the end of October.

RECOMMENDATION:

Approve the reappointment of Ms. Sellin to the Fort Pierce Authentic Tours (FPAT) Advisory Board.

ALTERNATIVES:

Do not approve the reappointment.

RESPONSIBLE STAFF:

Libby Woodruff, Grants Administrator, FPAT Liaison

COORDINATED WITH:

Nicholas Mimms, Deputy City Manager

Fiscal Impact

Budgeted Y/N: N

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

This agenda item will not have any fiscal impact.

Attachments

15-R29

Camie Selling - Reappoint

FPAT Advisory Attendance

Form Review

Inbox

City Manager

Form Started By: Libby Woodruff

Final Approval Date: 10/20/2015

Reviewed By

Robert Bradshaw

Date

10/13/2015 10:46 AM

Started On: 10/05/2015 08:29 AM

RESOLUTION NO. 15-R29

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, **CERTIFYING THE APPOINTMENT OF MEMBER(S) TO THE FORT PIERCE AUTHENTIC TOURS (FPAT) ADVISORY BOARD;** PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED By the City Commission of the City of Fort Pierce, Florida, that the following be and are hereby appointed and/or reappointed by the City Commission to serve as members of the Fort Pierce Authentic Tours Advisory Board in accordance with Resolution No. 11-25; said terms to commence upon adoption of this resolution and to expire on November 1, 2017, or when a successor has been duly appointed.

Camie Sellin, EcoTourism

BE IT FURTHER RESOLVED that this Resolution shall become effective upon adoption.

IN WITNESS WHEREOF, this Resolution has been duly adopted this 2nd day of November, 2015.

LINDA HUDSON, MAYOR COMMISSIONER

ATTEST:

LINDA W. COX, CITY CLERK

(CITY SEAL)

APPROVED AS TO FORM
AND CORRECTNESS:

ROBERT V. SCHWERER
CITY ATTORNEY

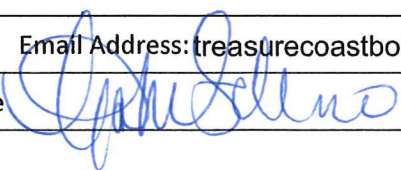


CITY OF FORT PIERCE

100 NORTH US HWY 1
FORT PIERCE, FLORIDA 34950
(772) 467-3000 FAX (772) 467-3841

APPLICATION FOR APPOINTMENT/REAPPOINTMENT

Name of Board or Boards for which you are applying: Fort Pierce Authentic Tours

Name: Camie Sellin		Phone: 772-466-4680
Home Address: 1 Avenue A Fort Pierce FL		How long at this address? 3 years
Are you a citizen of the United States? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Occupation: Self-Employed		
Do you own a business that operates within the City of Fort Pierce? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, list the address and nature of said business: 125 Fisherman's Wharf Marina. Treasure Coast Boat Rentals ~ Bait & Tackle Boat Rentals, Bait & Tackle - Sales & Rod/Reel Rentals, Inshore & Offshore Fishing Charters		
Do you now or in the future plan to do business with the City of Fort Pierce? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, in what capacity? Current tenant at Fisherman's Wharf Marina, docks and storefront		
Are you employed by a business that is located within the City of Fort Pierce? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, state the business and location: See question #1		
Do you have special training or knowledge in the area of: Architecture: <input type="checkbox"/> Yes <input type="checkbox"/> No Engineering: <input type="checkbox"/> Yes <input type="checkbox"/> No Real Estate Brokering: <input type="checkbox"/> Yes <input type="checkbox"/> No Contracting: <input type="checkbox"/> Yes <input type="checkbox"/> No Land Development: <input type="checkbox"/> Yes <input type="checkbox"/> No Other: Describe your education, background, training and knowledge in the above area(s): Extensive background in retail & wholesale sales/purchasing, marketing & financing in both entrepreneurial and corporate levels. Ex: Auto Sales wholsale/retail/auctions/storefront. F&I, oversight of recon/service, Auto Transport management. Administrative tasks on all levels. Small scale land development/Real Estate flips. Knowledge and workings of HOA's.		
Are you currently a member of a Commission-appointed board/committee? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, please specify: Chairperson, Fort Pierce Authentic Tours		
Have you ever been convicted of a crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, what was the nature of the crime(s) you were convicted of:		
Referred by:		Email Address: treasurecoastboatrentals@gmail.com
Date: 10/1/15	Applicant's Signature 	

APPLICATIONS EXPIRE 6 MONTHS FROM THE DATE OF SUBMISSION. PLEASE REAPPLY AS OFTEN AS DESIRED.
Please return form to: City Clerk's Office – 100 North US Hwy 1, Fort Pierce, Florida 34950
fax (772) 468-3841 or via email at lcox@city-ftpiece.com

FPAT Advisory Board - Attendance

NOTE: FPAT Advisory Board Meetings Are Held Monthly.

FPAT Board Member / Applicant for Board	<u>Dates of Missed Meetings</u>
Charlotte Bireley	3-6-14; 4-13-14; 5/01/14; 8-7-14; 10-2-14; 11-6-14; 12-4-14; 9-3-15
Rosemary Knight	3-6-14; 4-13-14; 7-3-14; 8-7-14; 12-4-14; 3-5-15; 6-7-15; 9-3-15
Alan Hayes	Has not missed any meetings in the past 18 months.
Meredith Bennett	Has not missed any meetings since joining Board.
Arlo Koletzky	8-6-15
Camie Sellin	Has not missed any meetings since joining Board.
Cathy Gibson	3-5-15

City Commission Regular Meeting

Agenda Item # 12. c.

Meeting Date: 11/02/2015

Re: Application For Appointment to Tree Board

Submitted For: Mike Reals, Public Works Manager, Public Works

SUBJECT:

Resolution 15-R30 appointing Mrs. Charlene Adair to the Keep Fort Pierce Beautiful Board rather than the Fort Pierce Tree Board as originally submitted.

SUMMARY:

The Keep Fort Pierce Beautiful Advisory Committee and the Fort Pierce Tree Board work hand in hand maintaining and directing the beautification project of the City. There is no current vacancy on the Tree Board but several vacancies on the KFPB board. Mrs Charlene Adair is currently organizing our beach volunteer efforts and would like to be further involved with our Tree Board and KFPB to help beautify the City of Fort Pierce. Mrs. Adair has attended some of our meetings and is a productive volunteer in all of our community projects. The Board would like to have Mrs. Adair appointed to the Fort Pierce Tree Board.

RECOMMENDATION:

The Keep Fort Pierce Beautiful Board is recommending the appointment of Mrs. Charlene Adair to the Fort Pierce Tree Board. Mrs. Adair is a highly dedicated volunteer in our community and wishes to serve on our Tree Board to further help support the community.

ALTERNATIVES:

Do not appoint.

RESPONSIBLE STAFF:

The Keep Fort Pierce Beautiful Board and Public Works Parks and Grounds Manager.

COORDINATED WITH:

Public Works Manager, Tree Board and Keep Fort Pierce Beautiful Board.

Fiscal Impact

Budgeted Y/N:

Fiscal Year: 2016

Account:

Amount:

OTHER INFORMATION:

No fiscal impact

Attachments

15-R30

Form Review

Inbox

City Manager

Form Started By: Paul Bertram

Final Approval Date: 10/20/2015

Reviewed By

Robert Bradshaw

Date

10/14/2015 04:55 PM

Started On: 10/06/2015 08:14 AM

RESOLUTION NO. 15-R30

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, **CERTIFYING THE APPOINTMENT OR REAPPOINTMENT OF MEMBERS TO THE KEEP FORT PIERCE BEAUTIFUL ADVISORY BOARD**; PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED By the City Commission of the City of Fort Pierce, Florida, that the following be and are hereby appointed and/or reappointed by the City Commission to serve as members of the Keep Fort Pierce Beautiful Advisory Board; said terms to commence upon adoption of this resolution and to expire November 1, 2018, or when a successor has been duly appointed.

<u>Name</u>	<u>Position</u>
Charlene Adair	City Resident

BE IT FURTHER RESOLVED that this Resolution shall become effective upon adoption.

IN WITNESS WHEREOF, this Resolution has been duly adopted this 2nd day of November, 2015.

LINDA HUDSON, MAYOR COMMISSIONER

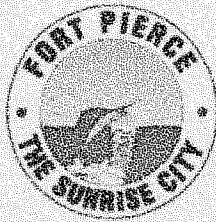
ATTEST:

LINDA W. COX, CITY CLERK

(CITY SEAL)

APPROVED AS TO FORM
AND CORRECTNESS:

Robert V. Schwerer, City Attorney



CITY OF FORT PIERCE

100 NORTH US HWY 1
FORT PIERCE, FLORIDA 34950
(772) 467-3000 FAX (772) 467-3841

APPLICATION FOR APPOINTMENT/REAPPOINTMENT

Tree Board

Name of Board or Boards for which you are applying: _____

Name: Charlene B. Adair	Phone: 772-285-3757
Home Address: 1710 Francis CT, Fort Pierce, FL 34949	How long at this address? 2.5 yrs
Are you a citizen of the United States?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Occupation: retired, formerly management consultant	
Do you own a business that operates within the City of Fort Pierce? If yes, list the address and nature of said business:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Do you now or in the future plan to do business with the City of Fort Pierce? If yes, in what capacity?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Are you employed by a business that is located within the City of Fort Pierce? If yes, state the business and location:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Do you have special training or knowledge in the area of: Architecture: <input type="checkbox"/> Yes <input type="checkbox"/> No Engineering: <input type="checkbox"/> Yes <input type="checkbox"/> No Real Estate Brokering: <input type="checkbox"/> Yes <input type="checkbox"/> No Contracting: <input type="checkbox"/> Yes <input type="checkbox"/> No Land Development: <input type="checkbox"/> Yes <input type="checkbox"/> No Other: Describe your education, background, training and knowledge in the above area(s):	
Are you currently a member of a Commission-appointed board/committee? If yes, please specify:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Have you ever been convicted of a crime? If yes, what was the nature of the crime(s) you were convicted of:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Referred by: Paul Bertram	Email Address: pbertram@city-ftpierce.com
Date: 9/30/15	Applicant's Signature: <i>Charlene Adair</i>

APPLICATIONS EXPIRE 6 MONTHS FROM THE DATE OF SUBMISSION. PLEASE REAPPLY AS OFTEN AS DESIRED.
Please return form to: City Clerk's Office - 100 North US Hwy 1, Fort Pierce, Florida 34950
fax (772) 468-3841 or via email at lcox@city-ftpierce.com

City Commission Regular Meeting

Agenda Item # 12. d.

Meeting Date: 11/02/2015

Re: Historic Preservation Board Appointments

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

SUBJECT:

Submittal of applications to serve on the Historic Preservation Board to fill two vacancies.

SUMMARY:

Two (2) seats on the Historic Preservation Board are vacant.

Mr. Michael Broderick, Mr. Patrick Small, Ms. Sue Hamburger and Ms. Shirley Bemenderfer have submitted applications for appointment to the Historic Preservation Board.

RECOMMENDATION:

Consider applicants for appointment at the following City Commission meeting.

ALTERNATIVES:

Seek additional applicants for consideration.

RESPONSIBLE STAFF:

Maria Lewicka, Historic Preservation Board Planner

COORDINATED WITH:

Linda Cox, City Clerk

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount:

OTHER INFORMATION:

No fiscal impact.

Attachments

Broderick Application

Small Application

Bernenderfer Application

Hamburger Application

Form Review

Inbox

City Manager

Form Started By: Alicia Rosenthal

Final Approval Date: 10/12/2015

Reviewed By

Robert Bradshaw

Date

10/12/2015 12:41 PM

Started On: 09/24/2015 09:45 AM



CITY OF FORT PIERCE

100 NORTH US HWY 1
FORT PIERCE, FLORIDA 34950
(772) 467-3000 FAX (772) 467-3841

APPLICATION FOR APPOINTMENT/REAPPOINTMENT

Historic Preservation Board

Name of Board or Boards for which you are applying: _____

Name: Michael Broderick		Phone: 561-719-3356	
Home Address: 1127 Granada St. Ft. Pierce		How long at this address? 12 years	
Are you a citizen of the United States? <input type="checkbox"/> Yes <input type="checkbox"/> No			
Occupation: Commercial Real Estate Property Management and Leasing			
Do you own a business that operates within the City of Fort Pierce? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, list the address and nature of said business: Trident Properties Management 1221 Delaware Ave. Ft. Pierce (In the process of relocating to this address) Commercial real estate management and leasing Anytime Fitness Of Fort Pierce 111 Orange Ave. Ft. Pierce Gym facility			
Do you now or in the future plan to do business with the City of Fort Pierce? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, in what capacity?			
Are you employed by a business that is located within the City of Fort Pierce? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, state the business and location:			
Do you have special training or knowledge in the area of: Architecture: <input type="checkbox"/> Yes <input type="checkbox"/> No Engineering: <input type="checkbox"/> Yes <input type="checkbox"/> No Real Estate Brokering: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Contracting: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Land Development: <input type="checkbox"/> Yes <input type="checkbox"/> No Other: Describe your education, background, training and knowledge in the above area(s): 30 years commercial real estate sales, leasing, management. Also extensive construction management experience			
Are you currently a member of a Commission-appointed board/committee? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, please specify:			
Have you ever been convicted of a crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, what was the nature of the crime(s) you were convicted of:			
Referred by: N/A		Email Address: tridentproperty@bellsouth.net	
Date: 8/18/15	Applicant's Signature		

APPLICATIONS EXPIRE 6 MONTHS FROM THE DATE OF SUBMISSION. PLEASE REAPPLY AS OFTEN AS DESIRED.
Please return form to: City Clerk's Office – 100 North US Hwy 1, Fort Pierce, Florida 34950
fax (772) 468-3841 or via email at lcox@city-ftpierce.com

Michael Broderick
1127 Granada St.
Fort Pierce Fl. 34949

8/20/15

Mayor Linda Hudson
City Of Ft. Pierce
100 N. US Highway 1
Ft. Pierce Fl. 34950

City Clerk Linda Cox
City Of Ft Pierce
100 N. US Highway 1
Ft. Pierce Fl. 34950

RE: Historic Preservation Board, Position open

Dear Mayor Hudson and City Clerk Cox,

I received an email update from the City Of Ft. Pierce that a seat is currently vacant on the Historic Preservation Board. I would like to place my name in for consideration to be appointed to that position.

I have been a homeowner and resident of Ft. Pierce for over ten years and am a local business person deeply imbedded in the community. My wife and I are thrilled to have made Ft. Pierce our home and I want to utilize my skills to give back to the community.

As a local business person I own and operate Trident Properties Management which is in the process of relocating our offices to a historical property located at 1221 Delaware Ave. Ft. Pierce. We have recently acquired that property to operate our real estate management and leasing business from. This business focuses on the acquisition and rehabilitation of industrial property throughout Ft. Pierce and Saint Lucie County. This is an exciting move for our firm to join in the rehabilitation of the downtown area and the rehabilitation and preservation of a beautiful historic property. We want to make our new office location a true showpiece.

In addition my wife and I own and operate the Anytime Fitness Of Fort Pierce gym facility located at 111 Orange Ave. in downtown. Our gym facility serves over 1200 members of the local community including many city employees and Ft. Pierce Police and Fire Departments members.

We occupy over 8000 sq. ft. of space making us one of the largest businesses in downtown. We are keenly aware of the issues effecting downtown businesses and want to work to make the downtown a more vibrant commercial area. We have partnered with many downtown businesses including working with the city marina and local schools to expand our offering of services.

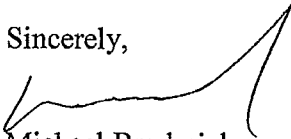
We feel our business could not be located in a better area to thrive and expand as the downtown business environment continues to improve. With over 1200 gym members I get to interact with many local business owners, city employees, police and fire employees etc.etc.. It makes for stimulating conversation with our diversity of members regarding issues effecting the downtown and the city as a whole.

Being a beneficiary of doing business in the City Of Ft. Pierce I feel it is my responsibility to give back to the community. At Anytime Fitness Of Fort Pierce we donate time to City Of Ft. Pierce wellness campaigns, sponsor local health events and try to lend support to any activities that will benefit the well being of the members of any organization.

I feel that with my 25 years of commercial real estate experience I can provide helpful input as a member on the Historical Preservation Board. I have a unique perspective having been in the commercial real estate business for 25 years but also as a local business owner located in downtown. My wife and I are vigorous supporters of our city and look forward to working and living in Ft. Pierce for many years to come.

Your consideration of my appointment to the vacant Historical Preservation Board seat is truly appreciated. If you would like to discuss this further please feel free to give me a call on my cell phone at 561-719-3356. Thank you.

Sincerely,



Michael Broderick
1127 Granada St.
Ft. Pierce Fl. 34949
561-719-3356



CITY OF FORT PIERCE

100 NORTH US HWY 1
FORT PIERCE, FLORIDA 34950
(772) 467-3000 FAX (772) 467-3841

APPLICATION FOR APPOINTMENT/REAPPOINTMENT

Name of Board or Boards for which you are applying: Fort Pierce Authentic Tours and Historic Preservation Board

Name: Patrick Small	Phone: 772-359-7509
Home Address: 1335 Peppertree Trail Apt D Fort Pierce, FL 34950	How long at this address? 4 years
Are you a citizen of the United States? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Occupation: Hiring Coordinator for Dept of Revenue/Dj & Promoter/Internet Marketing	
Do you own a business that operates within the City of Fort Pierce? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, list the address and nature of said business: 1335 Peppertree Trail Apt D Fort Pierce, FL 34950 Mobile Dj Business - Ants Don't Sleep Internet Marketing Business - Antcrawler	
Do you now or in the future plan to do business with the City of Fort Pierce? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, in what capacity? Providing entertainment services for city sanctioned events	
Are you employed by a business that is located within the City of Fort Pierce? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, state the business and location: State of Florida Department of Revenue - 337 N US 1 Suite C Fort Pierce, FL 34950	
Do you have special training or knowledge in the area of: Architecture: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Engineering: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Real Estate Brokering: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Contracting: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Land Development: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Other: Describe your education, background, training and knowledge in the above area(s):	
Are you currently a member of a Commission-appointed board/committee? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, please specify:	
Have you ever been convicted of a crime? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, what was the nature of the crime(s) you were convicted of: 2002 - DUI	
Referred by: None	Email Address: ants@antsdontsleepllc.com
Date: 07/16/2015	Applicant's Signature

APPLICATIONS EXPIRE 6 MONTHS FROM THE DATE OF SUBMISSION. PLEASE REAPPLY AS OFTEN AS DESIRED.
Please return form to: City Clerk's Office – 100 North US Hwy 1, Fort Pierce, Florida 34950
fax (772) 468-3841 or via email at lcox@city-ftpierce.com



CITY OF FORT PIERCE

100 NORTH US HWY 1
FORT PIERCE, FLORIDA 34950
(772) 467-3000 FAX (772) 467-3841

APPLICATION FOR APPOINTMENT/REAPPOINTMENT

Historical Preservation

Name of Board or Boards for which you are applying:

Name: SHIRLEY BEMENDERFER		Phone: 772-595-4024
Home Address: 1611 OLEANDER BLVD		How long at this address? 2.5 YEARS
Are you a citizen of the United States? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Occupation: REAL ESTATE BROKER		
Do you own a business that operates within the City of Fort Pierce? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, list the address and nature of said business: FLORIDA PROPERTIES OF FORT PIERCE, LLC 800 VIRGINIA AVENUE, STE 56 FORT PIERCE, FL 34982		
Do you now or in the future plan to do business with the City of Fort Pierce? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, in what capacity?		
Are you employed by a business that is located within the City of Fort Pierce? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, state the business and location: FLORIDA PROPERTIES OF FORT PIERCE, LLC 800 VIRGINIA AVENUE, STE 56 FORT PIERCE, FL 34982		
Do you have special training or knowledge in the area of: Architecture: <input type="checkbox"/> Yes <input type="checkbox"/> No Engineering: <input type="checkbox"/> Yes <input type="checkbox"/> No Real Estate Brokering: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Contracting: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Land Development: <input type="checkbox"/> Yes <input type="checkbox"/> No Other: Describe your education, background, training and knowledge in the above area(s): 40 YEARS OF REAL ESTATE SALES 2-20 INSURANCE LICENSE		
Are you currently a member of a Commission-appointed board/committee? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, please specify:		
Have you ever been convicted of a crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, what was the nature of the crime(s) you were convicted of:		
Referred by:	Email Address:	
Date: 7/15/15	Applicant's Signature:	

APPLICATIONS EXPIRE 6 MONTHS FROM THE DATE OF SUBMISSION. PLEASE REAPPLY AS OFTEN AS DESIRED.
Please return form to: City Clerk's Office - 100 North US Hwy 1, Fort Pierce, Florida 34950
fax (772) 468-3841 or via email at lcox@city-ftpierce.com



CITY OF FORT PIERCE

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FORT PIERCE, FLORIDA 34950
(772) 467-3000 FAX (772) 467-3841

APPLICATION FOR APPOINTMENT/REAPPOINTMENT

Historic Preservation Board

Name of Board or Boards for which you are applying: _____

Name: Susan Hamburger		Phone: 772-882-9249	
Home Address: 1504 Coronado Avenue, Fort Pierce, FL 34982		How long at this address? 3 years	
Are you a citizen of the United States?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Occupation: retired librarian and historian			
Do you own a business that operates within the City of Fort Pierce?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If yes, list the address and nature of said business:			
Do you now or in the future plan to do business with the City of Fort Pierce?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If yes, in what capacity?			
Are you employed by a business that is located within the City of Fort Pierce?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If yes, state the business and location:			
Do you have special training or knowledge in the area of:			
Architecture: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Engineering: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Contracting: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Real Estate Brokering: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Land Development: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Other:	
Describe your education, background, training and knowledge in the above area(s):			
Ph.D. in American History with coursework and internships in historic sites preservation including successful nominations of sites in Tallahassee and Leon County to the National Register of Historic Places			
Are you currently a member of a Commission-appointed board/committee?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If yes, please specify:			
Have you ever been convicted of a crime?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If yes, what was the nature of the crime(s) you were convicted of:			
Referred by: article in newspaper		Email Address: sxh36@psu.edu	
Date: October 25, 2015	Applicant's Signature <i>Susan Hamburger</i>		

APPLICATIONS EXPIRE 6 MONTHS FROM THE DATE OF SUBMISSION. PLEASE REAPPLY AS OFTEN AS DESIRED.
Please return form to: City Clerk's Office – 100 North US Hwy 1, Fort Pierce, Florida 34950
fax (772) 468-3841 or via email at lcox@city-ftpierce.com

City Commission Regular Meeting

Agenda Item # 12. e.

Meeting Date: 11/02/2015

Re: Submittal of Application for Consideration

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

SUBJECT:

Submittal of applications for appointment to the Code Enforcement Board (alternate member) for consideration.

SUMMARY:

Submittal of applications from Mr. James Flynn and Mr. David E. Boone for appointment to open alternate member position on the Code Enforcement Board.

RECOMMENDATION:

Based on the fact that Mr. Flynn has attended all Special Magistrate hearings and Code Board hearings for the past several months to familiarize himself with the code enforcement procedures, staff recommends appointing Mr. James (Jim) Flynn as the alternate member of the Code Enforcement Board.

ALTERNATIVES:

Appoint Mr. David E. Boone as the alternate Code Board Member.

RESPONSIBLE STAFF:

Margaret M. Arraiz, Code Compliance Manager

COORDINATED WITH:

Linda Cox, City Clerk

Fiscal Impact

Budgeted Y/N:

Fiscal Year:

Account:

Amount: 0.00

OTHER INFORMATION:

No fiscal impact.

Attachments

Flynn Application

Boone Application

Memo to the Commission

Form Review

Inbox

City Manager

Form Started By: Peggy Arraiz

Final Approval Date: 10/27/2015

Reviewed By

Robert Bradshaw

Date

10/27/2015 02:00 PM

Started On: 10/20/2015 09:42 AM



CITY OF FORT PIERCE

100 NORTH US HWY 1
 FORT PIERCE, FLORIDA 34950
 (772) 467-3000 FAX (772) 467-3841

ALSO INTERESTED IN
 CONST. BOARD OF ADJ &
 APPEALS
~~PLANNING~~ BOARD OF ADJUSTMENTS
 PLANNING BOARD

APPLICATION FOR APPOINTMENT/REAPPOINTMENT

Name of Board or Boards for which you are applying: CODE ENFORCEMENT

Name: <u>JAMES (Jim) FLYNN</u>	Phone: <u>813-777-0021</u>
Home Address: <u>1906 S. OCEAN DR FT. PIERCE, FL.</u>	How long at this address? <u>14 months</u>
Are you a citizen of the United States? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Occupation: <u>RETIRED</u>	
Do you own a business that operates within the City of Fort Pierce? If yes, list the address and nature of said business: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Do you now or in the future plan to do business with the City of Fort Pierce? If yes, in what capacity? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Are you employed by a business that is located within the City of Fort Pierce? If yes, state the business and location: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Do you have special training or knowledge in the area of: Architecture: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Engineering: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Real Estate Brokering: <input type="checkbox"/> Yes <input type="checkbox"/> No Contracting: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Land Development: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Other: Describe your education, background, training and knowledge in the above area(s): <u>BS in Building Construction from Northeast Louisiana Univ.</u> <u>50 yrs in the construction business</u>	
Are you currently a member of a Commission-appointed board/committee? If yes, please specify: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Have you ever been convicted of a crime? If yes, what was the nature of the crime(s) you were convicted of: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Referred by:	Email Address: <u>Jim.Flynn101@gmail.com</u>
Date: <u>10/12/15</u>	Applicant's Signature: <u>[Signature]</u>

APPLICATIONS EXPIRE 6 MONTHS FROM THE DATE OF SUBMISSION. PLEASE REAPPLY AS OFTEN AS DESIRED.
 Please return form to: City Clerk's Office - 100 North US Hwy 1, Fort Pierce, Florida 34950
 fax (772) 468-3841 or via email at lcox@city-ftpierce.com

WORK HISTORY

Page 1

James Patrick Flynn

813.645.9505 jpximmy101@verizon.net

Gresham, Smith and Partners

May 2006-Jan. 2009

Sr. Construction Administrator, manager of field inspection, submittal, RFI, document control for as many as 6 different projects under construction at one time at over 10 hospital facility's in the Florida region of HCA. Lead representative for state inspections during construction and for final approval prior to patient move ins. Equipment coordination for delivery and installation. Final punch list of projects and verification upon completion.

Wal-Mart Stores Inc.

Dec. 1999-April 2006

Construction Manager over new supercenters and projects for the conversion of Division One retail stores to supercenters as well as take-over conversions to clubs for the world's largest retailer. Worked projects in a multi state region. Opened 19 stores in '03 in one state.

Moses Engineers

March 1999-Nov.1999

Construction Manager on mechanical and electrical renovation project for the GSA at the Federal Courthouse and Post Office building in Alexandria, LA. The building was built in 1934 and this was the first major HVAC and electrical renovation since the systems were installed.

Gresham, Smith, and Partners

April 1997-January 1999

Construction Administrator, \$62M construction cost/\$98M move-in, new 246 bed replacement facility with 2 MOB (497,000sq ft total). Florence, SC. Architects on site representative, review and approval of all submittals, approval of monthly pay applications, supervision of site day to day work for compliance with project dwgs. and specs., review of and input in schedule changes and work sequencing, logged /reviewed/answered all RFI's for project which included mechanical, electrical, civil, and architectural issues. \$24M construction cost, new 50 bed facility with 1 MOB (125,000sq ft total) Columbia, SC. Reviewed progress on weekly bases, approval of pay applications, review of in-place work for contract compliance, evaluation of field problems, reviewed owner's changes for constructability, cost and schedule.

META and Assoc.

January 1997-April 1997

Contract was canceled, merger between Galen Health and HCA. Meta became outside construction manager.

WORK HISTORY

Page 2

James Patrick Flynn

813.645.9505 jpximmy101@verizon.net

Columbia/HCA Corp.

August 1994-January 1997

Aurora Regional Medical Center 250 bed facility over site/facility maintenance and construction Aurora Presbyterian Hospital projects. Additional 200 bed facility acquired in merger, same responsibilities. Developed scope and specifications for all construction projects.

META and Assoc.

May 1993-August 1994

Snellville Hospital \$35M construction cost replacement facility, 125 bed facility, Owner's on site representative, Supervision and direction of owner furnished and installed equipment and finishes, approval of pay application, supervision of daily work compliance to contract and guidance for corrective action to make compliant.

Humana Hosp. Corp.

April 1983-May 1993

Lake Charles Women's Hospital 80 bed new women's facility, Humana Hospital Kissimmee, St. Petersburg Women's, Lucerne Hospital, Northside Hospital, Sebastian Inlet Hospital, and Daytona Hospital -- central Florida projects ranged from generator/switch gear replacement to 3 story cast-in-place addition, major renovations, change of services, new equipment, ER updates, etc.
Richland General Hospital MRI and Linear Accelerator addition to existing facility.
Aurora Medical Center Major ER/Surgery addition/renovations

S and B Engineers

December 1980-April 1983

Gulf Refinery Plastic Pellets, storage and distribution addition

Parsons-Gilbane

March 1979-December 1980

Two oil storage sites in south-west Louisiana

J. A. Jones Construction Co.

January 1978-March 1979

Taft Nuclear facility

Union Carbide Corp.

April 1976-January 1978

Chemical Refinery addition

H B Zachary Construction

January 1975-April 1976

Union Carbide chemical refinery



CITY OF FORT PIERCE

100 NORTH US HWY 1
FORT PIERCE, FLORIDA 34950
(772) 467-3000 FAX (772) 467-3841



APPLICATION FOR APPOINTMENT/REAPPOINTMENT

Code Enforcement

Name of Board or Boards for which you are applying: _____

Name: David E. Boone		Phone: 804-502-2615
Home Address: 1102 Mariner Bay Blvd. Fort Pierce, FL 34949		How long at this address? 1 mo.
Are you a citizen of the United States? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Occupation: Lawyer (Retired)		
Do you own a business that operates within the City of Fort Pierce? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, list the address and nature of said business:		
Do you now or in the future plan to do business with the City of Fort Pierce? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, in what capacity?		
Are you employed by a business that is located within the City of Fort Pierce? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, state the business and location:		
Do you have special training or knowledge in the area of: Architecture: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Engineering: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Real Estate Brokering: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Contracting: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Land Development: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Other: Describe your education, background, training and knowledge in the above area(s): I have a law degree from the University of Richmond School of Law. I was a trial lawyer for 35 years and senior partner of a law firm in Richmond, Virginia. I retired in 2008. I was a member of the Code Enforcement Board in Delray Beach, Florida for 4 years and served as Chairman in 2014.		
Are you currently a member of a Commission-appointed board/committee? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, please specify:		
Have you ever been convicted of a crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, what was the nature of the crime(s) you were convicted of:		
Referred by:	Email Address: dboone@boonebeale.com	
Date: 10/07/2015	Applicant's Signature	

APPLICATIONS EXPIRE 6 MONTHS FROM THE DATE OF SUBMISSION. PLEASE REAPPLY AS OFTEN AS DESIRED.
Please return form to: City Clerk's Office – 100 North US Hwy 1, Fort Pierce, Florida 34950
fax (772) 468-3841 or via email at lcox@city-ftpierce.com



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 Mayor and City Commissioners
THROUGH: Robert Bradshaw, City Manager
FROM: Peggy Arraiz, Code Compliance Manager
RE: Appointment to the Code Enforcement Board
DATE: October 20, 2015

Please find applications from Mr. James Flynn and from Mr. David E. Boone for appointment to the Code Enforcement Board for your consideration. The one current open position is for an alternate member.

Both candidates are from District 2 and both candidates meet the criteria outlined in Chapter 2 of the City's Code of Ordinances:

Appointments shall be made in accordance with the city charter on the basis of experience or interest in the fields of zoning and building control. The membership of the enforcement board shall, whenever possible, include an architect, a businessman, an engineer, a general contractor, a subcontractor, and a realtor.

Mr. Flynn has attended all Special Magistrate meetings and Code Board meetings for the past several months to familiarize himself with our enforcement procedures. Therefore, staff recommends appointing Mr. James (Jim) Flynn as the alternate code board member.

Thank you for your consideration.

City Commission Regular Meeting

Agenda Item # 12. f.

Meeting Date: 11/02/2015

Re: Appointment of Members to FPUA Policy

Submitted For: Robert Bradshaw, City Manager, City Manager

SUBJECT:

Discussion of the policy for the appointment of members to the Fort Pierce Utilities Authority Board requested by Commissioner Sessions.

Attachments

Article XII Sec. 169

Article XII Sec. 170

Form Review

Inbox	Reviewed By	Date
City Manager	Robert Bradshaw	10/29/2015 08:17 AM
Form Started By: Jennifer Robinson		Started On: 10/20/2015 12:29 PM
Final Approval Date: 10/29/2015		

Sec. 169. - Created; powers, duties, responsibilities generally; definitions.

- (a) There is hereby created and made a part of the government of the City of Fort Pierce a utilities authority to be known and designated as Fort Pierce Utilities Authority, City of Fort Pierce, Florida, which shall be responsible for the development, production, purchase and distribution of all electricity, gas, water, sanitary sewer collection and disposal, and such other utility services as may be designated by resolution by the city commission. The authority shall have exclusive jurisdiction, control and management of the utilities of the city and all of its operations and facilities. The authority shall have all the powers and duties possessed by the city to construct, acquire, expand and operate utility systems, and to do any and all acts or things that are necessary, convenient or desirable in order to operate, maintain, enlarge, extend, preserve and promote an orderly, economic and businesslike administration of the utility systems. The authority shall operate as a separate unit of the city government; and except as otherwise provided in this article, the authority shall be free from the jurisdiction, direction, and control of other city officers and of the city commission. The authority may sue or be sued in its own name. All damage claims arising from the operations of the authority and the utilities shall be the responsibility of and be liquidated by the authority from the appropriate funds of the utility systems.
- (b) For the purposes of this article, unless otherwise designated or the context requires, the word "authority" shall mean the Fort Pierce Utilities Authority, the word "member" shall mean a member of the Fort Pierce Utilities Authority, and the word "city" shall mean the City of Fort Pierce.

(Ord. No. F-399, § 1, 4-24-72)

Sec. 170. - Composition; qualifications, selection, terms of office, removal and compensation of members; vacancies; election and duties of officers; authority to adopt rules; required vote to act; quorum; meetings; execution of contracts, written instruments.

- (a) The authority shall consist of five (5) members, one (1) of whom shall be the mayor. In the discretion of the city commission, the city manager may serve as an ex officio member without vote, and whose term shall be set by the city commission.
- (b) The city commission shall, within fifteen (15) days upon this article becoming law, elect by a majority vote, four (4) citizens with such qualifications as are provided for herein, one of whom shall serve for one year, one of whom shall serve for two (2) years, one of whom shall serve for three (3) years, and one of whom shall serve for four (4) years, each of such terms to commence the first day of each new fiscal year. Thereafter, the term of office of each member shall be for four (4) years, but each elected member shall hold such office until his successor has qualified and been elected and furthermore, the city commission shall by a majority vote nominate and elect any successor to the present membership of the utilities authority and shall by a majority vote elect all new members of the authority. No member of the utilities authority shall serve more than two (2) consecutive terms.
- (c) Any vacancy in the authority shall be filled for the unexpired term in the same manner as provided for appointment after the initial appointments. No vacancy in the authority shall impair the right of the remaining members to exercise all the powers of the authority.
- (d) Any member may be removed from office by the city commission for malfeasance, misfeasance or nonfeasance in office, or upon conviction of a felony.
- (e) No person shall be a member unless he shall be a qualified elector of the city. No person who holds any other public office or who is an employee of the city government or who has any business relationship with the authority other than as a consumer shall be a member, except the mayor and the ex officio member. A member ceasing to possess any of these qualifications shall be removed from his office forthwith by the city commission.

State Law reference— Code of ethics for public officers and employees, F.S. § 112.311 et seq.

- (f) Each member shall be paid as set out in the budget and approved by the city commission in accordance with section 176, subsection (12).
- (g) The authority by majority vote shall elect from among its members a chairman, who shall preside over the meetings of the authority, a vice-chairman who shall act for the chairman during his absence, and a secretary. An election of officers of the authority shall be held at the first regular meeting at which all members are present following the appointment of a new member for a full term, but not later than the fourth meeting following the appointment.
- (h) The authority shall adopt rules for the conduct of its meetings.
- (i) No action shall be taken by the authority except by the affirmative vote of at least three (3) members.
- (j) Three (3) members shall constitute a quorum.
- (k) The authority shall meet at least once each month. All meetings shall be open to the public and minutes shall be kept of all meetings; copies of such minutes shall be furnished members of the city commission within seven (7) days of such meeting. Special meetings may be called upon six (6) hours['] written notice thereof by the chairman or any three (3) members.
- (l)

All contracts shall be executed by the chairman or vice-chairman and secretary. All other instruments in writing necessary to be signed by the authority shall be executed by the chairman or vice-chairman and secretary, or by such officer, agent or employee of the authority as it may designate.

(Ord. No. F-399, § 2, 4-24-72; Ord. No. G-297, §§ 2, 4, 9-20-76)

City Commission Regular Meeting

Agenda Item # 12. g.

Meeting Date: 11/02/2015

Re:

SUBJECT:

Clarification of contract terms for Interim Legal Services approved at the October 19, 2015 meeting at the request of Mayor Hudson.

Attachments

Agreement Revised

Form Review

Form Started By: Linda Cox
Final Approval Date: 10/26/2015

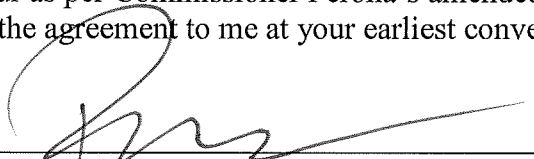
Started On: 10/26/2015 09:47 AM

CITY OF FORT PIERCE - OFFICE OF THE CITY ATTORNEY

M E M O R A N D U M

TO: Linda Cox, City Clerk
FROM: Robert V. Schwerer, City Attorney
SUBJECT: Agreement for Interim Legal Services
DATE: October 21, 2015

Please find attached Agreement for Interim Legal Services which was approved by the City Commission at its October 19 meeting. The rate has been revised to \$135.00 per hour as per Commissioner Perona's amended motion. Please return a fully executed copy of the agreement to me at your earliest convenience.



Robert V. Schwerer, Esq.
City Attorney

/mlp

Attachment

cc: Fort Pierce Mayor and Commissioners (**via email**)

AGREEMENT FOR INTERIM LEGAL SERVICES

THIS AGREEMENT is entered into by and between the CITY OF FORT PIERCE, FLORIDA, a Florida municipal corporation (the "City") and ROBERT V. SCHWERER, as City Attorney, and the law firm of HAYSKAR, WALKER, SCHWERER, DUNDAS & MCCAIN, P.A. (collectively the "Firm") effective as of the date stated below.

WITNESSETH:

WHEREAS, Robert V. Schwerer and the Firm have submitted a written resignation letter resigning as City Attorney, with said resignation date to be effective ninety (90) days after acceptance by the City; and

WHEREAS, it is contemplated that during said period the Firm will be winding down its legal representation of the City so as to transition to the new City Attorney to be selected by the City Commission; and

WHEREAS, the City believes that it is in the best interest of the City to provide for interim legal services in order that the City continue with competent and continuous legal representation during this transition period in all of the various matters currently pending and provided for by its current City Attorney and the Firm; and

WHEREAS, the Firm is willing to continue its legal representation of the City in order to provide for a smooth and orderly transition in the delivery of legal services as provided by the City Charter and general law.

NOW, THEREFORE, in consideration of the mutual covenants and undertakings and other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, the City and the Firm do mutually agree as follows:

1. TERM OF AGREEMENT.

The term of this Agreement shall be ninety (90) days from acceptance by the City and shall remain in effect unless sooner terminated by either party upon ten (10) days written notice. This Agreement may be extended beyond such term by mutual consent of both parties.

2. SCOPE OF REPRESENTATION.

The Firm is to continue handling the general legal services it currently provides to the City as set out in Exhibit "A" attached hereto and incorporated by reference, the City Charter, Code of Ordinances, and general law. The Firm will make every effort to continue the assignments and duties of the City Attorney and the Assistant City Attorneys as set out in the attached Exhibit "A", but the Firm reserves the right to utilize other attorneys in the Firm for assistance in these matters at its discretion.

The current office space at City Hall, including computers, office supplies, library materials, etc. shall continue to be provided to the City Attorney and the Firm. For its part, the Firm shall continue to make available for the conduct of the City's legal business such files, documents, furniture, fixtures, and equipment within such office space that belong to the Firm. Upon the cessation of the Firm's representation, the Firm agrees to make available for copying by the City, at the City's expense, all documents in any or all files as well as any electronic data related to the business of the City. Further, on and before cessation of its representation, the Firm will fully cooperate in the transition of legal services handled by the Firm with the new City Attorney for which services the Firm shall be compensated as provided in paragraph 3 below.

3. FEES AND PAYMENT FOR SERVICES.

The Firm shall charge the City the following rates for attorney and paralegal work which shall apply during the term hereof: (a) Attorneys at \$135.00 per hour; and (b) Paralegals/Legal Assistants at \$65.00 per hour. These rates are blended rates and apply with respect to all work by any and all attorneys and paralegals/legal assistants of the Firm. In addition, the City shall continue to pay the retainer amounts set out in the City Attorney budget in the same amount and frequency during the term of this Agreement.

The City shall continue to pay and reimburse the Firm for such ordinary costs and expenses, including, but not limited to court costs, litigation expenses, court reporter fees, approved travel expenses, extraordinary postage and copying costs, etc. The Firm shall invoice the City each month for legal services rendered and costs expended on behalf of the City, and the City agrees to pay the invoice(s) within fifteen (15) days.

4. INSURANCE.

The Firm will continue its current malpractice coverage for all attorneys and other employees of the Firm when performing legal services for the City and provide the City Manager, upon request, with evidence of such coverages.

5. EFFECTIVE DATE.

This Agreement will become effective upon signing by both parties on the date indicated below.

CITY OF FORT PIERCE, FLORIDA

Date

Linda Hudson, Mayor

ATTEST:

Linda Cox, City Clerk

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Sworn and subscribed before me this _____ day of October, 2015, by Linda Hudson, Mayor of the City of Fort Pierce, who is personally known to me or who has produced _____ as identification.

Notary Public, State of Florida
My Commission Expires:

HAYSKAR, WALKER, SCHWERER,
DUNDAS & MCCAIN, P.A.

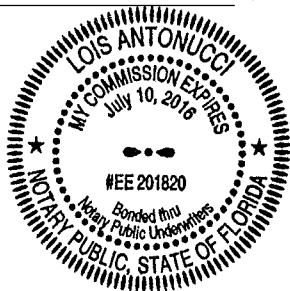
10/21/2015

Date

Robert V. Schwerer, City Attorney and
Managing Partner

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Sworn and subscribed before me this 21ST day of October, 2015, by Robert V. Schwerer, as City Attorney and Managing Partner of Hayskar, Walker, Schwerer, Dundas & McCain, P.A., who is personally known to me or who has produced _____ as identification.



Lois Antonucci
Notary Public, State of Florida
My Commission Expires:

EXHIBIT "A"

CITY ATTORNEY OFFICE

Mission Statement:

The functions of the City Attorney, as established by Section 45 of the City Charter, are:

1. To serve as legal advisor to, and counsel for, the City and all of its officers in matters relating to their official duties;
2. To attend all meetings of the City Commission, unless otherwise excused;
3. To provide all contracts, bonds and other instruments in writing in which the City is concerned, endorsing on each approval of the form and correctness thereof;
4. To prosecute and defend for and on behalf of the City, all complaints, suits and controversies in which the City is a party, when requested by the City Manager or the City Commission, and
5. To furnish the City Commission, City Manager, department head or an officer or board included in any department, an opinion on any question of law relating to their respective offices and duties.

The City Attorney has the responsibility to protect the legal interests and assets of the City in the conduct of its day to day business and the prosecution and defense of legal challenges, with the highest level of professionalism, ethics, and dedication. The City Attorney plans, directs, and coordinates all legal services, including specialized services by both his legal staff and outside counsel. The duties of the City Attorney require the exercise of extensive independent legal judgment. The City Attorney fulfills these responsibilities in a timely, responsive and ethical manner through superior legal talent operating in an open, progressive and balanced environment so as to serve the people of the City of Ft Pierce in a legal framework that protects and enhances the public health, safety and general welfare.

Organizational Structure:

For organizational and reporting purposes, the City Attorney's Office is currently divided into five (5) Divisions. Those divisions are:

- ✦ Special Projects Division
- ✦ Code Enforcement Division
- ✦ Civil Service Division
- ✦ FPRA Division
- ✦ Retirement Board Division

EXHIBIT "A"

TO INTERIM LEGAL SERVICES AGREEMENT

Routine legal services, including duties and responsibilities performed by the City Attorney's Office and its staff for each of these Divisions in summary format is set out below.

Special Projects Division:

This Division's general responsibilities include Contracts, Land Acquisitions, Interlocal Agreements, Ordinances, Resolutions, Bonds, General Litigation Cases, and various Special Projects. City Boards covered by the Special Projects Division, and the duties and responsibilities of the City Attorney's Office for these Boards, includes:

1. City Commission – Regular and Special Meetings

The City Attorney's Office serves as counsel for the City Commission and attends all regular and special meetings of the Commission. The City Attorney's Office and its staff are required to review all Agenda materials relating to the Commission's multiple monthly meetings (Regular, Special, and Conference Agenda), providing written approval and sign-off where required, preparing for and attending Staff and Department Head meetings, including preparatory meetings. This office represents the Commission in all relations with Federal, State, and Local Governments, and litigation matters in all Courts, Administrative Hearings, and Arbitrations. This office also provides daily routine consultation and advice to the Mayor and Commissioners and the City Manager. (*Primary responsible attorney – Rob Schwerer, City Attorney*).

2. Planning Board

The City Attorney's Office serves as counsel for this Board. The Board meets monthly to consider applications for conditional use approval, site plan approval, and rezoning matters and to serve in the capacity as land planning agency for purposes of considering changes to the Comprehensive Plan. Duties and responsibilities of the City Attorney's Office for this Board include in-depth review of Agenda materials, review and analysis of staff recommendations and land use applications, preparing for and attending monthly meetings with Staff in advance of Board meeting, phone and office conferences with Staff relating to planning issues, in-depth review of periodic installments from the City's various consultants (LDR Rewrite, Comprehensive Plan Amendments, Proposed Provisions to Land Use Regulations, EAR Reports), and preparation of lengthy reports and comments thereon, and preparing for and attending all Board meetings. (*Primary responsible attorney – Jim Walker, Assistant City Attorney*).

3. Board of Adjustment and Appeals

The City Attorney's Office serves as counsel for this Board which, depending upon matters scheduled by staff, generally meets monthly to consider applications for Variances, Applications for Special Exceptions, and Appeals of decisions of Administrative Officers. Duties and responsibilities of the City Attorney's Office for this Board include Agenda review

and legal research of potential issues associated therewith, pre-meeting conferences with staff (primarily the Planning Department), and representing the City in any appeals to the Appellate Division of the Circuit Court taken from rulings of this Board. (*Primary responsible attorney – Steve McCain, Assistant City Attorney*)

4. Historic Preservation Board

The City Attorney's Office serves as counsel for this Board which meets on a monthly basis to consider all applications and related matters covered by the various Historic Preservation Codes of the City and limited appeals of Historic Preservation Officer administrative decisions. Duties and responsibilities of the City Attorney's Office for this Board include in-depth review of meeting Agenda packages and preparatory legal research of potential issues associated therewith, pre-meeting conferences with the Historic Preservation Officer and Staff, provide procedural guidance to the Board's clerk, and attendance at monthly meetings. (*Primary responsible attorney – Karen Emerson, Assistant City Attorney*).

Code Enforcement Division:

This Division's general responsibilities include defense and collection of City Special Assessment/Code Enforcement liens in Mortgage Foreclosure, Lien Enforcement actions and Negotiated Settlements, Code Enforcement related services, Contractor Licensing issues, Building Code matters, Vehicle Forfeitures, and Construction Board appeals. City Boards covered by the Code Enforcement Division, and the duties and responsibilities of the City Attorney's Office for these Boards, includes:

1. Code Enforcement Board

The City Attorney's Office serves as counsel for this Board and in the conduct of quasi-judicial enforcement proceedings and hearings before the Board. Duties and responsibilities of the City Attorney's Office for this Board include review of Agenda materials relating to the Board's monthly meetings, preparing for and attending such meetings, preparing *Massey* orders relative to the Board's rulings, preparing Legal Memoranda to the Board and staff, advice and preparation of amendments to Procedural Rules and Resolutions ultimately submitted to the City Commission for adoption, and representing the City in all appeals of this Board's rulings to the Appellate Division of the Circuit Court. (*Primary responsible attorney – Jim Walker, Assistant City Attorney*).

2. Special Magistrate Code Enforcement Proceedings

The City Attorney's Office serves as counsel and advocate for the Department of Code Enforcement in code enforcement proceedings before the City's Special Magistrates. These quasi-judicial hearings are generally held bi-weekly. The City Attorney and its staff are responsible for prehearing preparation (reviewing cases with Code Enforcement staff and

persons who may serve as witnesses, organization of evidence to be presented at hearings, legal research in preparation for argument on potential legal issues during such hearings, and preparation of Motions and Memoranda relative to such hearings), serving as an advocate for the City and Code Enforcement Department during such hearings, preparation of *Massey* orders and other orders as may be directed by the Special Magistrate. This office also represents the City in any appeals from rulings of the Special Magistrate that are filed in the Appellate Division of the Circuit Court. (*Primary responsible attorney – Steve McCain, Assistant City Attorney*).

3. Contractors Licensing Board

The City Attorney's Office serves as counsel for this Board which meets on a monthly basis to consider contractors' applications for Certificates of Competency and to conduct hearings on complaints against licensed and unlicensed contractors. Duties and responsibilities of the City Attorney's Office and its staff for this Board include in-depth review of Agenda packages and preparatory legal research of potential issues associated with Board's disciplinary proceedings, pre-meeting conferences with City staff (primarily the Building Department/Building Official/City Clerk's Office), preparation of orders for the Board following such hearings, and dictation of lengthy reports and summaries of contested hearings when involving potential litigation or appeals. (*Primary responsible attorneys – Steve McCain, Assistant City Attorney and Jim Walker, Assistant City Attorney*).

4. Construction Board of Adjustment and Appeals

The City Attorney's Office serves as counsel for this Board which considers Appeals from rulings of the Building Official regarding application of the Building Codes. The City Attorney's Office and its staff provide multiple services, including in-depth review of meeting packages and performing legal research thereon, attending monthly Board meetings, meetings and/or communications with staff relative to matters associated with the Board. Preparing and editing materials for Adjudicator's Manual, preparing for and attending special meetings of the Board as necessary where hearings continued, and preparing orders implementing rulings of the Board. (*Primary responsible attorneys – Steve McCain, Assistant City Attorney and Jim Walker, Assistant City Attorney*).

Civil Service Division:

This Division's general responsibilities include legal matters relating to the interpretation and application of all Personnel Rules and Regulations, and the City's Civil Service, EEOC filings, Union Arbitrations, Union ULP filings, Grievances, Civil Service Appeals, Union Contracts (Negotiations and Drafting), and Employment Related Litigation cases. The City Attorney's Office represents and handles the defense of the City and Management in all Grievance Hearings, Civil Service Appeals, Arbitration Hearings, PERC actions, and Special Master Hearings. As counsel for the City and Management, the City Attorney's Office and staff have the duty and responsibility of appearing before the Civil Service Appeals Board which

considers employees' appeals from Management decisions related to employment, and required legal services include in-depth review of such Appeal filings, performing legal research and preparing Briefs and Memoranda of Law, Motions, and related documents, and preparing Prehearing Statements required by applicable CSAB rules, meeting with witnesses and organizing evidence and preparation for adversarial hearings. This Division does not directly represent any City Board. (*Primary responsible attorneys – Rob Schwerer, City Attorney, Jim Walker, Assistant City Attorney, and Steve McCain, Assistant City Attorney*).

FPRA Division:

The general responsibilities of the City Attorney's Office for this Division include all services relating to General Counsel for the Agency and its Board comprised of City Commission members. This office also routinely meets with the FPRA Director concerning legal matters affecting the Agency. General responsibilities include Contracts, Agency Land Acquisitions, Interlocal Agreements, Resolutions, Grant Agreements and related documents, Litigation Cases, and various Special Projects. Boards covered by the FPRA Division and the duties and responsibilities of the City Attorney's Office for these Boards, includes:

1. Fort Pierce Redevelopment Agency – Regular and Special Meetings

The City Attorney's Office serves as counsel to the FPRA Board which consists of the Commission, and served by a Director. This office attends all regular and special meetings of the Board. The City Attorney's Office and its staff are required to review all Agenda materials relating to the Board's monthly meetings, providing written approval and sign-off where required, preparing for and attending Staff and Department Head Meetings in preparation for the Board meetings. Routine legal duties to the Board including preparatory legal research of potential issues associated with Agenda matters and Agency actions, review and approval of all Contracts and Grant Agreements, and defend Agency investments in Mortgage Foreclosure cases. (*Primary responsible attorneys – Rob Schwerer, City Attorney and Karen Emerson, Assistant City Attorney*).

Retirement Board Division

The City Attorney's Office service as counsel for this Board, which administers pension-related benefits through the Fort Pierce Retirement System under Chapter 13 of the Code of Ordinances. The City Attorney's Office provides multiple legal services for the Board, including in-depth review of agenda packages and performing legal research thereon, attending monthly Board meetings, preparing for and attending regular Staff meetings with Board Chair or Board Secretary relating to benefit applications, drafting Orders so as to implement decisions of the Board on benefit entitlement, drafting proposed Ordinance Amendments to Ch. 13, and amendments to the Board's Rules of Procedures; advising the Board on pension-related issues; becoming acquainted with retirement related issues and developing law set out in reported cases and proposed and enacted Legislation, and informing the Board of such legal developments;

coordinating with specialized counsel on issues requiring exceptional expertise in pension-related issues; preparing for and attending meetings of Disability Review Committee and assisting such Committee in its oversight of disability pension applications; assist Retirement Board in its conduct of quasi-judicial proceedings; defending Board in Appeals to Circuit Court from decisions of the Board on benefit entitlement; and negotiating contracts with asset Fund Managers and other consultants. *(Primary responsible attorneys – Rob Schwerer, City Attorney and James T. Walker, Assistant City Attorney).*

City Commission Regular Meeting

Agenda Item # 12. h.

Meeting Date: 11/02/2015

Re: Engagement of Consultant

Submitted For: Robert Bradshaw, City Manager, City Manager

SUBJECT:

Discussion of the engagement of a consultant to assist the City Commission with the selecting and hiring an in house City Attorney as requested by Commissioner Becht.

Form Review

Inbox

City Manager

Form Started By: Jennifer Robinson

Final Approval Date: 10/27/2015

Reviewed By

Robert Bradshaw

Date

10/27/2015 02:02 PM

Started On: 10/22/2015 08:15 AM

City Commission Regular Meeting

Agenda Item # 14. a.

Meeting Date: 11/02/2015

Re: City Manager's Departmental Activity Report

Submitted For: Robert Bradshaw, City Manager, City Manager

SUBJECT:

City Manager's Departmental Activity Report

Attachments

City Manager's Activity Report

Form Review

Form Started By: Jennifer Robinson

Started On: 09/22/2015 09:43 AM

Final Approval Date: 09/22/2015



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 *RJB*
RE: Department Activity Report
DATE: October 28, 2015

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 City Manager, Deputy City Manager and Code Compliance Manager met with representatives of United For Animals regarding animal control policies.
- The City Manager and Deputy City Manager met with Mayor Hudson for a weekly update of current City issues.
- The City Manager met with the County Attorney regarding the City's legal services.
- The City Manager and Deputy City Manager met with Commissioner Becht for an update of current City issues.
- The City Manager and Deputy City Manager conducted interviews for the MIS Manager and the Director of Finance positions.
- The City Manager met with the Director of Utilities for an update of issues of mutual interest.
- The City Manager and Deputy City Manager met with Commissioner Alexander for an update of current City issues.
- The City Manager met with Commissioner Perona for an update of the City's legal services.
- The City Manager met with Mr. Porter regarding 25th and Avenue J apartments.
- The City Manager attended a meeting with Mayor Hudson and the City Clerk regarding records retention.
- The City Manager met with the Deputy City Manager and Director of Administrative Services to discuss the job description for the City Attorney.
- The City Manager and Deputy City Manager met with the Building Official for an update on departmental issues.

City Clerk's Office

- **Business Tax Receipts –**
New: 34 Renewals: 53 Transfers: 3
- **Vendor Permits Issued –**
New: 0 Renewals: 0
- **Contractor Licensing –**
New: 15 New (Board): 2 Renewals: 47
- **Public Records Requests (not including Building Department) –**
New Requests: 10
- **Animal Registrations –**
New/Renewals/Impound Fees: 6
- **Enterprise Zone Applications –**
Sales Tax Refund Applications: 2
- **Vehicle Tags/ Title Applications – 6**
- **Agenda Preparation and Meeting Minutes –**
 1. Conference Agenda – 10/12/2015
 2. Fort Pierce Redevelopment Agency – 10/19/2015
 3. Fort Pierce City Commission Meeting – 10/19/2015
- **Meetings/Special Events Attended**
 1. City Clerk and Deputy City Clerk attended Florida Association of City Clerk Training in Tampa 10/12-10/15
 2. City Clerk toured a vessel at the Port undergoing work

Administrative Services Department

- **Procurement –**
 1. Opened Bid No. 2015-054 Sale of Mixed Performance Mortgage Loans.
 2. Opened Bid No. 2015-056 Furnish & Install Playground Equipment, Surfacing/Shade Structures, Outdoor Fitness Equipment/Fitness Trails.
 3. Provided additional information to respondents/vendors of RFP No. 2015-050 Catering/Hospitality Services for Evaluations purposes.
 4. Processed RFP No. 2016-003 Banking Services Advertisement dates: 10/16/15 & 10/23/15.
 5. Processed Purchase Orders and day to day operations of the Purchasing Division.
 6. Processing and / or completion of Awards to vendors contractors approved by Commission.
 7. Meetings:
 - a) Director of Administrative Services, Chief of Police, Deputy Chief, and HR Staff Met with
 - b) Representative from the International Police Union Association (IPUA) for Union Negotiations.
 - c) Director of Administrative Services, City Manager and Deputy City Manager conducted Interviews for the MIS and Finance Director Positions.
 - d) Director of Administrative Services, and Public Works Manager met regarding a HR Issue.
 - e) Director of Administrative Services, and Deputy City Manager met with the Liberian Delegation at Indian River College.

- **Human Resources –**
 1. Calculation/Processing of Raises for Non Bargaining & Teamsters Employees
 2. Calculation/Pre-Processing of Employee Sick Leave Conversions.
 3. Distributed monthly Reports to each department such as Accrual Register, Time Sheets and payroll register to all Departments.
 4. Verified car and clothing allowance along with payroll report.
 5. Processed employee evaluation forms.
 6. Complete Verification of Employment/Loss of Income forms.
 7. Create and process retirement package for employee.
 8. Complete Family Medical Leave package for employees.

- **Risk Management –**
 1. Participated in Pre-Mediation teleconference.
 2. Processed day to day Risk Management Duties.
 3. Accident Investigation and Injury Reviews.
 4. Audited, Closed, and Processed WC Claims.
 5. Processed Insurance Subrogation.
 6. Consulted with the City Carrier Regarding Liability Claims.

Code Enforcement Division

- **Hearing –**
 1. Special Magistrate Blandino
 - a) 10 regular hearings

- **Code Enforcement –**
 1. Issued 2 written warnings
 2. Issued 0 citations
 3. Initiated 151 new cases
 - 7 general violations
 - 136 lot clearing violations
 - 8 nuisance abatement violations
 4. Conducted 142 follow-up inspections
 5. Closed 61 cases

- **Animal Control –**
 1. A new rabies alert has been issued by the SLC Health Department. We had a raccoon attack a dog this past weekend in the area of Fisherman's Wharf, which tested positive for rabies. All departments that work in that area were notified of the problem.
 2. MIS has determined that the ShelterPro software is not compatible with our secure server. Currently looking at alternative software programs.

- **Revenue –**
 1. Conducted 30 title / lien searches.

- **Miscellaneous –**
 1. Code Compliance Manager attended the monthly Technical Review Committee meeting.
 2. Code Compliance Manager met with City Manager Bradshaw, Deputy City Manager Mimms, United for Animals and Mr. Rick Reed regarding animal control policies.
 3. Applications for the code enforcement officer were received and reviewed. A short list of candidates was forwarded to Human Resource and interviews will be conducted next week.
 4. Code Compliance Manager prepared several items for the November conference agenda.
 5. Daily code enforcement and animal control activities.

MIS Department

- MIS senior staff is working with Swagit and Prosound to order equipment which is in progress to acquire tightrope hardware and software for 2nd floor conference room, audio/visual, and broadcasting equipment.
- Working with the City Manager, Deputy City Manager, Chief of Police, & Public Works Manager regarding enhancements of City Hall Security.
- Working with Chief of Police on adding Police Department website services to the City's main website.
- Working with Marina on wireless meters and configuring the NuCore application which reads the water and electric usage.
- Working with SunGard – Public Sector to implement Click-2-Gov Employee Self Service Portal and Applicant Tracking. SunGard is scheduled provide training
- Working with Selectron Technologies, Inc. to migrate to the Interactive Voice Response (IVR) system with hosted services for the Building Department.
- Working to continue to upgrade cell phones with Text Guard application.
- Working with Diebold on upgrading hardware and software for Security System for City Hall.
- Working with Group Business Software on Transitioning Sunrise Theatre emails.
- Converting all sites to City Hall with a true WAN with River Walk, Marina, Indian Hills/Police Department and Public Works completed. Work has started on Sunrise Theatre.
- Searching for options for Commissioners to be able to engage in audio or video conferencing when not physically able to attend meetings.
- Upgrading out of lease copiers for several departments.
- Working on new switches, servers, racks and Intune software citywide.
- Exploring cloud based options for different applications.
- Working on a WorkOptiFlow pilot program with Indian Hills Department.
- Major problems with email due to virus attacks to our system (on-going).
- Servers and computer equipment 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).
- Updating MIS documentation and procedural policies (on-going).
- Received twenty (20) new work orders and completed fifty-eight (58) 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. Planning Board Meeting
 4. Technical Review Committee Meeting
 5. Pre-Application Meeting – Harbor Community Bank - 600 Edwards Road
 6. Orange Avenue Redevelopment Corridor Revisions
 7. Zoning Verification Letter - 221 N US Hwy 1

- **Development Review –**
 1. Indian River Villas - 401 S Indian River Drive
 2. Conditional Use - Sailfish Brewery - 130 N 2nd Street – Technical Review Committee Review
 3. Conditional Use - Dwelling Rental requests for 1905 Rio Vista Drive, 1916 Rio Vista Drive, 1712 Bayshore Drive, 1813 Surfside Drive - Technical Review Committee Review
 4. Conditional Use - Hollander Vacation Rental - 2025 S Ocean Drive – Planning Board Presentation
 5. Minor Amendment to Site Plan - Family Dollar - 1210 S 25th Street - Technical Review Committee Distribution
 6. Conditional Use – St. James Christian Academy – 4300 Okeechobee Road - Technical Review Committee Review
 7. Inlet Palms - 1502 Seaway Drive

- **Comprehensive Planning, Long Range Planning –**
 1. Annexations - South US Hwy 1 and Smallwood Avenue
 2. R-5, Medium Density Residential Text Amendment
 3. South Indian River Drive – Transmittal for Comprehensive Plan Map Amendment
 4. Voluntary Annexation - Oleander Avenue
 5. City/County Annexation Project
 6. Filling Stations Text Amendment

- **Historic Preservation –**
 1. 225 Orange Avenue - Yuppy Puppy Artificial Turf and Fence - Historic Preservation Board Report
 2. 512 Dundas Court – Demolition – Historic Preservation Board Report
 3. 518 N 15th Street - Garage Demolition - Historic Preservation Board Report
 4. 131 N 2nd Street - New Awnings -Historic Preservation Board Report
 5. 436 N 9th Street - Demolition - Historic Preservation Board Report
 6. 116 N 2nd Street - Subway Signs - Historic Preservation Board Report
 7. 607 S Indian River Drive - Exterior stucco and paint - Administrative COA Approval
 8. 507 S 9th Street - Roof Replacement - Administrative COA Approval

- **Economic Development –**
 1. Backus Museum Sign Replacement – City Commission Approval

- **GIS Map –**
 1. Future Land Use Map

Engineering Department

- **Development Reviews** – Intake of twelve (12) Building Permit, Site Plan, or Certificate of Occupancy reviews.
- **Traffic Control** – City continues maintenance of all signals. We continue system software upgrades for traffic controller, video detection cameras and CENTRACs system controller.
- **City Marina Reconstruction – Phase II – Docks** – We requested closeout with FEMA and are awaiting further instructions from FEMA. FEMA is working to wrap up the closeout of the 2004 projects and will be scheduling a final inspection soon.
- **City Marina Dinghy Dock Construction** – The City has received an Environmental Resource Permit for construction of the dinghy docks. Once we have the executed FIND and BIG grant contracts we will proceed with the project advertisement. RFP anticipated advertisement in January and construction start anticipated March 2016.
- **S. 21st Street / Havana Ave. Sidewalk Project** – A final inspection was conducted on 10-7-15 and a punch list was generated. The contractor was given three (3) weeks to address the outstanding items.
- **Indian Hills Recreation Area - Stormwater Improvements** – Pile driving to start the week of October 26, 2015 for observation deck and 5 pedestrian bridges in the Phase II area, south of Savannah Road. Coordination completed with contractor to be hauling material to St. Lucie County Land Fill Operations. Material that contains small amounts of construction debris will be accepted at no cost to utilize for their landfill cover. Connecting path from Phase I to Phase 2 is under construction. Finalizing reimbursement request to FDEP for Phase I work.
- **Veterans Memorial Park Phase II Stormwater Improvements** – A Pre-construction Meeting has been scheduled for 11- 4-15. Construction commencement for the stormwater improvements will occur upon contractor's receipt of the executed contract and Notice to Proceed. We are actively pursuing additional grant funding for the non-stormwater related items and will coordinate with the local veteran groups to relay this information.
- **Melody Lane Fishing Pier** – Construction underway. The pedestrian archway has been poured and stuccoed. Staff is currently in talks with the contractor pertaining to the color and finish of the stucco as it does not coincide with what was approved. Doyle Masonry has completed the will block work with the exception of four (4) columns (two of which are to be re-done as staff has rejected them). These columns cannot be completed until the supplier delivers the correct block which could take four (4) weeks as they are a special order. The electrical and potable water work is underway. Anticipate construction of the decking to begin next week. Completion date currently scheduled for November 21, 2015, but may be moved back due to the block delivery.
- **H.D. King Power Plant Clean-up** – Cardno has begun design work on the seawall replacement along Moore's Creek. Final design build costs will be provided within 60 days.
- **Lincoln Park Neighborhood Improvements** – Sidewalk and curb construction on-going along Avenue C. The proposed work includes sidewalk and curbing construction, along with drainage installation, and milling and resurfacing of 8th Street (Avenue C to Moore's Creek); 9th Street (Avenue C to Avenue D); 10th Street (Avenue D to Moore's Creek); Avenue C (10th Street to 7th Street); and Dundas (Avenue C to Avenue D). Final completion expected October 2015.

Police Department

- **Staffing** – The police department has ten (10) vacancies as of this report: five (5) sworn officer positions and five (5) civilian positions (Grant/Program Coordinator, Senior Accounting Clerks, Records Specialist, Accreditation Manager and Community Service Aide). Five (5) new police officers start Monday, October 26th.
- **Front Porch Roll Call** – It has been almost two months since the police department started the Front Porch Roll Call program. The popularity and notoriety of this program has continued to grow. We are seeing the benefits of this program, along with other community oriented policing programs, strengthening our relationship in our community.
- **Fort Pierce Police Department Highlights** – The police department’s FPPD Highlights continues to be a huge success. A copy of the highlights is attached for the Commission.
- **Parking Problems** – Deputy City Manager Nicholas Mimms presented the Commission with the list of potential solutions that the Parking Committee developed. With the direction from the Commission, the Parking Committee will move forward with some short term recommendations for the upcoming tourism season, while continuing to work on the long term solutions to alleviate the parking complaints in Downtown and South Beach.
- **Homeless Initiative** – Officers have conducted several Front Porch Roll Calls at Marina Square and the River Walk. Afterwards, they have conducted a sweep of known transient hot spots with these areas, which has had a positive impact on the number of complaints about vagrants panhandling and loitering. The police department continues to work with the Treasure Coast Homeless Coalition and other community leaders in finding resources so that they may have productive lives.
- **The First Step** – Tuesday, October 20th marked the third week of this new initiative, which brings community leaders together with children in our community. Michael Thomas, starting Defensive Back of the Miami Dolphins attended Tuesday. Commissioner Alexander presented him with a Proclamation and a Key to the City. Attendance by the neighborhood children has steadily grown since the first event.
- **Updates** –
 1. On October 10th, the police department participated in Safe Space’s Walk a Mile in Her Shoes campaign to stop Domestic Violence. This year’s event was hosted by the City of Fort Pierce, at Marina Square. There was a phenomenal turnout. Officer Keith Holmes raised the second highest amount of money.
 2. On October 25th, the Fort Pierce Police Athletic League will be hosting its annual “Biker-Treat PAL Park”, which is a free Halloween Event for children under the age of 12. The event starts at 1:00 PM.

Urban Redevelopment Department**• Grants Administrator –**

1. Created and published Draft 2014-2015 Consolidated Annual Performance Evaluation Report (CAPER)
2. Created and submitted 2014-2015 WBE/MBE reports to HUD
3. Worked with graphic artists and printers to design Highwaymen Trail invitation
4. Received responses to RFP to purchase playground equipment for Maravilla Park
5. Provided videos, clipart, etc. to MIS for FPTV
6. Transcribed and published Communitywide Council meeting minutes, agenda for October meeting
7. Created press release for two grant awards for design and construction of dinghy docks at City Marina
8. Completed and submitted quarterly report for FL Division of Cultural Affairs grant award for Sunrise Theater
9. Continued working with Lincoln Park and Fort Pierce Main Streets to create Work Plans for 2015-2016 program year
10. Website updates for FortPierceTours.com and Urban Redevelopment (city site)
11. Continued oversight for Hurston Trail website creation
12. Continued work on Highwaymen Trail festivities
13. Continued coordination of Paint Our Town program.
14. Meetings:
 - a) Florida Redevelopment Association Conference, Tampa - 10/20-10/22
 - b) George Porter - Potential repacking business in Fort Pierce

• Program Analyst –

1. FEMA
 - a) Marina Project
 - Waiting on final inspections for two project worksheets to close out Marina.
 - b) Windows Expansion Project
 - All close out information submitted and accepted. Expect to receive close out letter very shortly
 - Preparing power point presentation of funds expended and window installations
2. SHIP
 - a) Following up on suggestions from technical advisor from Florida Housing Coalition
 - b) Creating sample specifications for inspections
 - c) Mailed documents to four applicants to update verifications for use with this year's funding
 - d) Working with Shyanne for information on website
 - e) Working on SHIP successful rehabilitation pictures to be viewed on website
 - f) Preparing power point presentation of completed rehabilitations

Finance Department

- Met with Asst. City Attorney on Retirement Board Agenda
- Retirement Board Meeting
- Working with OpenGov on software
- Met with API on transparency portal
- Met with bond counsel on FPRA refunding bond closing
- Completed Preliminary Quarterly Financial Report for Commission & Citizens
- Preparing funds for year-end closing
- Preparing funds for year-end audit
- Oversight of daily operations.

Building Division

- Single Family Home, New Construction - 4427 Belle Grove Drive: Building Permit Application Received
- Single Family Home, New Construction - 4436 Belle Grove Drive: Building Permit Application Received
- Inlet Palms - 1502 Seaway Drive: Application for Site Work & One Building Received
- Walmart Distribution Center - 4001 S. Jenkins Road: Application to Install Conveyor Belt Received.
- **Building Department Investigator –**
 - a) 10 Cases seen before the Special Magistrate
 - b) 8 in Violation, 2 Complied Prior to Hearing
 - c) 2 Contractor Complaints brought before the Board
 - d) 1 Unlicensed Contractor brought before the Board

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 (3500 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 control installations are nearing completion. PWD staff will be receiving training on the HVAC controls in the near future. This project is nearing completion
- **Dan McCarty Track Resurfacing** – Resurfacing of the walking track and LED light replacement is set to begin soon. The ILA has been approved and this project will begin shortly.
- **River Walk Center** – The second Food Truck Invasion along the waterfront was also a huge success. The next event will be November 3rd.
- **Multi-Family Single Stream Recycling** – The PWD is excited to implement our Multi-family Single Stream Recycling Program. Our goal is to initiate a rollout of this service during the first quarter of 2016. Our order of Multi-family carts has been placed and we should see them by the end of the year.

Marina

- Oversee daily operations for City Marina and Fisherman's Wharf Marina.
- Marina staff working on programming dock and input of store inventory into new marina program.

Golf Course

- Attended a meeting of the Employee Appreciation Thanksgiving Luncheon committee.
- Securing contracts for the league plays for upcoming season.
- Met with Assistant Golf Professionals and Superintendent to discuss rates for the upcoming season.
- Day-to-day operations.

River Walk Center

Park Permits	1,350.00
Programming	1,484.88
River Walk Center	967.51
Garden Center	206.11
Special Events	500.00
Maravilla Center	506.34
Historic City Hall	975.00
Youth Activity	0
Total	\$5,989.84

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 October 13; Comedy Corner Improv on Saturday, October 10; The Flame radio station hosted Working Women's Wednesday on October 21; Performances on the Sunrise Theatre main stage included: John Cleese and Eric Idle on October 9. The Black Box floor repair began October 19 and was completed October 23.
- Assistance continues with future rental events and co-presentations with various community groups including, but not limited to: Alpha Kappa Alpha's Fashionetta on November 8; St. Lucie County Public School STE@M Rap Battle November 18 & 20, Treasure Coast Advocates for Seniors on November 21; South FL Dance Company – A Christmas Carol on December 5, St Lucie Ballet's Nutcracker on December 11 & 12; St. Andrew's Academy Christmas Program on December 17.
- Meeting with Al Quincy at the Lincoln Theatre
- New show Brian Wilson, co-founder of the Beach Boys, went on sale to the general public October 8.
- Marketing and Box Office information for the 2015/16 Season continues to be compiled and disseminated by and to appropriate staff to prepare for the season.
- Contracts for artists and attractions are being received and executed for the coming season.
- Research on artists, teleconferences with agents discussing artist fees, tour routing and availability for the 2015/16 season, along with offers, artist confirmations, and contract negotiations are ongoing on a daily basis.
- Information from all departments is collected on a daily basis for the monthly report on the activities of the Sunrise Theatre, which was requested by the City Manager's office, to be delivered on a monthly basis. This report includes the schedule of in-house shows, rentals, attendance, revenue, and expenditures (tech, marketing, etc.).
- Marketing and show sponsorship packages are being put together to solicit for next season. 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.