

CITY OF FORT PIERCE

CITY COMMISSION AGENDA

Regular Meeting - Monday, June 17, 2024 - 5:05 p.m.

City Hall - City Commission Chambers, 100 North U.S. #1, Fort Pierce, Florida

1. **CALL TO ORDER**
2. **OPENING PRAYER** - Bishop Stafford Fisher with New Covenant Prayer Center
3. **PLEDGE OF ALLEGIANCE**
4. **ROLL CALL**
5. **APPROVAL OF MINUTES**
 - a. Approval of Minutes from the June 03, 2024 Regular Meeting.
6. **PROCLAMATIONS**
7. **LETTERS TO COMMISSION**
 - a. Email from Susan Parry, United for Animals, praising City of Fort Pierce Fleet Maintenance, especially Gil Arbelo and his team, for their exceptional service maintaining the City Van since 2010, which has safely transported thousands of pets, supplies, and donated food with minimal breakdowns and continues to serve the community reliably.
8. **ADDITIONS OR DELETIONS TO AGENDA AND APPROVAL OF AGENDA**
9. **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.

10. **MISCELLANEOUS REPORTS**

11. **CONSENT AGENDA**

- a. PULLED AT THE REQUEST OF STAFF. Approval of a grant to Youth Empowered to Prosper, Inc. in the amount of \$5,000 for the PY 23-24 Public Service Agency Grant as recommended by the Grants Administration Division.
- b. Approval of Florida Housing Finance Corporation Local Government Verification of Contribution to support an affordable housing development at 3000 Okeechobee Road by authorizing \$460,000 local match funding in the form of a CDBG loan from the City.
- c. Approval to continue consideration of Second Amendment to the Amended and Restated Agreement for Development of King's Landing for 45 days from June 11, 2024 in order to provide Audubon Development and Harbert Realty Services the opportunity to agree to a joint venture agreement subject to all conditions approved by the Fort Pierce Redevelopment Agency Board on June 11, 2024.
- d. Approve Notice to terminate Agreement dated October 27, 2020 to Lease and Improve the 1134 and 1138 Avenue D with Lincoln Park Young Professionals in accordance with Section 16(a) of the lease agreement.

12. **PUBLIC HEARINGS**

Quasi-Judicial Hearings follow a strict set of rules and procedures which can be found on the City's website using this link: <https://www.cityoffortpierce.com/DocumentCenter/View/6740/Quasi-Judicial-Procedures>. All Quasi-Judicial decisions by the City Commission must be based on competency substantial evidence. Competent substantial evidence is evidence which will establish a substantial basis from which the fact at issue can reasonably be inferred. It includes fact or opinion evidence offered by an expert on a matter that requires specialized knowledge and that is relevant to the issues to be decided. It is evidence a reasonable mind could accept as having probative weight and adequate to support a legal conclusion. Hypothetical, speculative, fear or emotion based generalized statements that do not address the relevant issues and that cannot be reasonably said to support the action advocated, are not competent substantial evidence.

- a. Legislative Hearing - Ordinance 24-015: Amending the Code of Ordinances of the City of Fort Pierce Chapter 125 - Zoning, Article IV - Basic Zoning Districts, Section 125-212 Planned Development Zone (PD) and deleting existing Section 125-213 CHAPTER 125-213 - Planned Unit Redevelopment Zone (PUR). SECOND READING
- b. Legislative Hearing - Ordinance No. 24-018 an ordinance by the City Commission of the City of Fort Pierce, Florida; amending the City's zoning atlas and rezoning one(1) parcel generally located at or near 301 Florida Ave, containing approximately 0.38 Acres of land, more or less, from General Commercial (C-3) to Planned Development (PD); Parcel ID: 2410-711-0041-000-7. SECOND READING
- c. Legislative Hearing - Ordinance No. 24-012 amending the Code of Ordinances of the City of Fort Pierce, Chapter 24 - Nuisances. FIRST READING

- d. Legislative Hearing - Ordinance No. 24-013 - An ordinance amending the Code of Ordinances of the City of Fort Pierce, Chapter 1, Article II - Code Enforcement. FIRST READING
- e. Legislative Hearing - Ordinance 24-019 - amending Code of Ordinances, Chapter 22 to delete Business Tax Receipts and replace with Certificate of Use. FIRST READING

13. **CITY COMMISSION**

- a. Resolution 24-R31 authorizing the acceptance of FDOT Standard Agreement for the Florida Standard Use Nonmotorized (SUN) Trail Network Agreement between the City and FDOT for funding for Right-of-Way Acquisition.
- b. Resolution 24-R32 adopting the 2024-2027 SHIP Local Housing Assistance Plan (LHAP)

14. **COMMENTS FROM THE PUBLIC**

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15. **COMMENTS FROM THE CITY MANAGER**

- a. Reports

16. **COMMENTS FROM THE COMMISSION**

17. **ADJOURNMENT**

Immediately following adjournment, please move toward the doors and exit the chambers. This allows for the safe and courteous exit of all persons, and those on the dais. Conversations after the meeting should be held outside of chambers, in the foyer or elsewhere, but not in the commission chambers where lights will be out as soon as the chambers are empty.

Pursuant to Sec. 2-49, Fort Pierce Code of Ordinances, persons desiring to place an item on the agenda may make written request to the city manager no later than 5:00 p.m. fifteen (15) days preceding the regular city commission meeting. Such request must state the subject matter of the individual's appearance and should include any background materials pertinent to the issue. The city manager shall review the request to determine if the item might be handled administratively or whether the subject matter is an item of city business. If appropriate, the city manager shall submit the item for placement on the agenda to the city clerk no later than 5:00 p.m. ten (10) days preceding the regular city commission meeting. The mayor may impose a time limitation of five (5) minutes, or allow such additional time he or she determines necessary and appropriate for such person to make presentation. All reports, communications, ordinances, resolutions, contracts, documents or other materials to be submitted to the commission shall, no later than 12:00 noon on Wednesday prior to each meeting, be delivered to the city clerk and furnish each member thereof with a copy of the same prior to the regular meeting.

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) 467-3065 at least 48 hours prior to the meeting.