

MINUTES OF A REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, HELD IN THE CITY HALL COMMISSION CHAMBERS, 100 NORTH U.S. #1, FORT PIERCE, FLORIDA, AT 5:05 P.M. ON MONDAY, JULY 01, 2024.

1. CALL TO ORDER

Mayor Hudson called the July 01, 2024, Regular Meeting of the City Commission to order at 5:05 P.M.

2. OPENING PRAYER - Pastor Jimmy Lloyd with Fairlawn Church

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL

Present: Commissioner Michael Broderick; Commissioner Arnold Gaines;
Commissioner Curtis Johnson, Jr.; Commissioner Jeremiah Johnson; Mayor
Linda Hudson

Staff Present: City Clerk Linda Cox
City Manager Nicholas Mimms
City Attorney Sara Hedges

5. APPROVAL OF MINUTES

- a. Approval of minutes from June 17, 2024 meeting.

Motion was made by Commissioner Jeremiah Johnson, seconded by
Commissioner Curtis Johnson, Jr. to approve the Minutes of the June 17, 2024
Regular Meeting.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines,
Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson,
Mayor Linda Hudson

Passed

6. PROCLAMATIONS

7. LETTERS TO COMMISSION

- a. Ken Pruitt complimented Planning Director Kev Freeman for his exceptional openness, inclusivity, and outreach efforts at Safe Harbor Harbortown Marina at the June 10, 2024 Planning Board meeting.

8. ADDITIONS OR DELETIONS TO AGENDA AND APPROVAL OF AGENDA

Commissioner Jeremiah Johnson recommended moving item 13c after item 10a.

Motion was made by Commissioner Jeremiah Johnson, seconded by
Commissioner Michael Broderick to move item 13c after item 10a.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines,
Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson,
Mayor Linda Hudson

Passed

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.

Matthew Samuel - Little Jim

Christa Stone - Little Jim

Marybeth Marindano - Little Jim

Doretha Hair-Truesdell - Highwaymen Groundbreaking

Joy Mattison - Little Jim

PJ Billing - Little Jim

10. MISCELLANEOUS REPORTS

- a. William Wims, Chief Executive Officer and President of New Horizons of the Treasure Coast with a presentation on mental health resources available in our community.

William Wims, Chief Executive Officer and President of New Horizons of the Treasure Coast, presented the service offered in the Treasure Coast, including the mobile response unit and the 211 partnership.

Commissioner Curtis Johnson inquired on the onsite process, commented that there is help for the community and a testimonial of service outcomes.

Mr. Wims explained that they arrive in unmarked vehicles with badges, and with students on a more regular basis.

Kasey Wood explained the free school-based prevention program and curriculum and individual student services.

Commissioner Gaines inquired on services and utilizing 211.

Commissioner Broderick commented on the service, thanked New Horizons for their work and inquired on the service area.

Mayor Hudson inquired on how 211 works.

Mr. Wims commented on the process and the goal to meet people where they are to be successful and navigate life and explained the service area.

11. CONSENT AGENDA

- a. Approve award of Frances Avenue Roadway Improvements, Bid No. 2024-020 construction contract to the low bidder, PRP Construction Group, LLC, Indiantown, FL in an amount not to exceed \$402,650.60.
- b. Approval of Travel for Commissioner Arnold Gaines, to attend the Florida League of Cities Annual Conference in Hollywood, Florida from August 14, 2024 to August 17, 2024 in the amount of \$1608.94.

- c. Approval of Travel for Mayor Linda Hudson, to attend the Florida League of Cities Annual Conference in Hollywood, Florida from August 14, 2024 to August 17, 2024 in the amount of \$1608.94.
- d. Approval of Travel for Commissioner Curtis Johnson, Jr. to attend the Florida League of Cities Annual Conference in Hollywood, Florida from August 14, 2024 to August 17, 2024 in the amount of \$1608.94.
- e. Approval of Amendment 1 to Florida Job Growth Infrastructure Grant Agreement with State of Florida Department of Commerce
- f. Approval of expenditure in the amount of \$5,500.00 for Commissioner Curtis Johnson, Jr. to participate in Leadership Florida.
- g. Approval of the Award Agreement from the Florida Department of Law Enforcement JAG22—Countywide Grant in the amount of \$31,524.00.

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Arnold Gaines to approve the Consent Agenda.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines,
Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson,
Mayor Linda Hudson

Passed

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. WITHDRAWN BY APPLICANT - Ordinance 24-011: Review and approval of a voluntary annexation by Owner, Ignacio and Amelia Garcia, to extend the territorial limits of the City of Fort Pierce, Florida, to include one (1) parcel at 2507 Rolyat Street. The proposed Future Land Use of the property is General Commercial (GC), with a proposed Zoning of Office Commercial (C-1). The Parcel ID is 2419-601-0049-000-2. FIRST READING (Postponed from May 6, 2024)
- b. Quasi-Judicial Hearing - Review and Approval of an application for a Major Site Plan Amendment (Development Review & Design Review) by property owners, J. A. Development Partners, LLC, Shad Properties Group LLC, and Matthew Lyle Wynne II LLC, and Authorized Agent, Jeff H. Iravani, Inc., to construct two (2) flex-space buildings totaling 390,000 square feet of office and warehouse distribution space with associated site improvements the northeast corner of South Kings Highway and White Road in Fort Pierce, Florida, more specifically located at Parcel Control Number(s): 2313-332-0000-010-0, 2313-333-0001-000-7, and 2313-331-0000-000-4.

Mayor Linda Hudson asked all present to listen carefully to what City Attorney Sara Hedges would read regarding Quasi-Judicial Hearings. Sara Hedges, City Attorney, reviewed the quasi-judicial hearing rules and procedures.

Mayor Linda Hudson called the proceeding to order.

City Clerk Linda Cox confirmed the City complied with the advertisement and notice requirements.

Mayor Linda Hudson inquired with the Commission regarding ex-parte communications and asked City Clerk to call the roll:
Commissioner Michael Broderick – No
Commissioner Arnold Gaines – No

Commissioner Curtis Johnson Jr. – No
Commissioner Jeremiah Johnson – Yes (Residents)
Mayor Hudson - No

City Clerk Linda Cox swore in those wanting to speak during the Quasi-Judicial hearing.

Staff Presentation:

Vennis Gilmore, Assistant Planning Director, presented the review and approval of an application for a Major Site Plan Amendment.

RECOMMENDATION:

The proposed Major Site Plan Amendment (Development) application adheres to the requirements of the City Land Development Code and guidelines of the City's Comprehensive Plan. Therefore, Staff recommends APPROVAL of the requested application Site Plan Amendment (Option #1) with the following conditions:

1. Prior to Certificate of Occupancy, a Landscape Maintenance Agreement is required:

The Landscape Maintenance Agreement shall note that all approved landscaping shall be installed, irrigated, and maintained in perpetuity in accordance with section 123-7 of the City Code of Ordinances, in order that it continues to present a healthy, neat, and orderly appearance free of refuse and debris, in conformity with the following requirements:

a. Vegetation required by this article shall be replaced with equivalent or better vegetation if it is not living. All trees for which credit is awarded and which subsequently die shall be replaced by the same or greater number of living trees according to the standards established in this article.

b.

In case of violation:

Maintenance shall include the replacement of all unhealthy/dead material within 30 days after a notification of violation in conformance with the approved site plan or landscape plan. Violations of this article, or failure to maintain all required landscaping as reflected in the approved landscaping plan, shall be grounds for referral to the special magistrate for appropriate action.

2. Prior to the issuance of any site clearing permits, the applicant shall provide a Tree Mitigation Survey and coordinate with the City of Ft. Pierce Arborist for the required mitigation of the City regulated trees proposed to be removed as a result of this site's development/construction activity.

3. A Unity of Title with the St. Lucie County Clerk of Courts and a Parcel Combination with the St. Lucie County Property Appraiser shall be conducted before the issuance of a Building Permit.

4. After completion of the Unity of Title and Lot Combination, please submit a General Address Request Form for the newly created Parcel ID and for each proposed building.

If the Commission so chooses to approve option #2, Planning Staff is recommending the following additional conditions:

1. Additional trees, shrubs, and groundcover must be installed between the right-of-way and the concrete wall.

2. Colors of the concrete wall surface shall be chosen to complement the facade articulation and colors of the project to keep within the chosen architectural style and character.

3. Per City Code Section 125-314 (4) Elevations: b. Elevations adjacent to a public right-of-way shall be considered as a building front and treated as such with appropriate entrances, fenestration or detailing. The concrete wall must be punctuated with faux windows, doors, or architectural elements.

Questions of Staff:

The Commission inquired on loading, parking, access, defining warehouse style operation and vegetation.

Mr. Gilmore commented on access, loading, parking, previous storage sites, and vegetation.

Applicant questions of Staff:

Jeff Iravani, J.H. I. Consulting Engineers, had no questions of Staff.

Applicant Presentation:

Mr. Irvani presented the proposed site for review ,explained access options 1 and 2 and the preference for option 2.

Questions of the Applicant:

The Commission commented on option 2 , vegetation, loading access, dedicated turning lane, facility operations, traffic patterns for routing, Graham Rd improvements.

Mr. Irvani commented on traffic flow from White Rd., facility operations, the wider design of White Rd., routing, no improvements will be made to Graham as it is being done by FDOT.

Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Commission Discussion:

The Commission commented on the preference for option one based on logistics, vegetation and view, traffic patterns, design options, options suggested to the applicant, and placement of the proposed property.

Mr. Freeman commented on the options available as warehouse distribution and the lack of public access to the facility, and design regulations within City Code.

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Michael Broderick to approve the application for Major Site Plan Amendment, option 1 with (4) conditions.

AYE: Commissioner Michael Broderick, Commissioner Curtis Johnson, Jr.,
Commissioner Jeremiah Johnson, Mayor Linda Hudson

NAY: Commissioner Arnold Gaines

Passed

- c. Quasi-Judicial Hearing - Review and approval of an application for a Conditional Use No New Construction by applicant Bryan Arruda, to operate Play Money Family Fun Center located at 2765 Peters Road, more specifically at Parcel ID: 2324-311-0005-000-1, bay #s 22-28.

Mayor Linda Hudson called the proceeding to order.

City Clerk Linda Cox confirmed the City complied with the advertisement and notice requirements.

Mayor Linda Hudson inquired with the Commission regarding ex-parte communications and asked City Clerk to call the roll:

Commissioner Michael Broderick – No

Commissioner Arnold Gaines – No

Commissioner Curtis Johnson Jr. – No

Commissioner Jeremiah Johnson – Yes (Correspondence)

Mayor Hudson - No

City Clerk Linda Cox swore in those wanting to speak during the Quasi-Judicial hearing.

Staff Presentation:

Kerry Driver, Planner, presented the review and approval of an application for a Conditional Use with no new construction.

RECOMMENDATION:

Staff recommendation is for the City Commission to vote APPROVAL of the proposed Conditional Use No New Construction with the following eight (8) conditions:

General Operating Standards

1. The hours of operation of the Family Fun Center shall be limited to between 8:00a.m to 12:00 midnight Monday to Friday and to between 8:00a.m to 2:00a.m on weekends
2. The Family Fun Center shall operate in full compliance with all state and federal law.
3. All entrances to the Family Fun Center shall be adequately lighted.
4. The Family Fun Center shall provide 10 bicycle racks.
5. Family Fun Center shall provide public restrooms in accordance with applicable country health department requirements.
6. Any proposed exterior change to the Family Fun Center will be subject to city design review guidelines pursuant to section 125-314.
7. Any substantial amendment to the interior layout or operating plan of the Family Fun Center shall require a revision to the conditional use.
8. The provision of catering services on premises must be licensed by the department of health, department of business professional regulation, or department of agriculture and consumer services.

Questions of Staff:

The Commission inquired if a school was in the vicinity as it is serving alcohol, if this use provision falls under the new guidelines, clarification of the "family fun center", and lighting plan.

Mr. Freeman commented on the state regulations for skills-based games, the City uses and the need to define regulations under City use.

Ms. Driver commented on the lighting plan.

Questions of Applicant:

Jen Spearman, Commercial Realtor, had no questions of Staff and commented that the lighting in the plan is from the Teslas plan.

Commission questions of the applicant:

Commissioner Jeremiah Johnson inquired on lighting,

Ms. Spearman commented on the lighting.

Harry Zuker, property owner, commented on the desire to make the area a live, work, and play area, new business, lightening, cameras and police involvement, bike parking spots, tinted windows, and fees per machine.

Commission questions of the applicant:

The Commission commented on growth, safety, possible reward, applicant concerns, and the adjacent school.

Mr. Zuker commented that there is no security patrol, there is no award system, just entertainment, and the adjacent school.

Mayor Hudson opened the public hearing.

Seeing no one, she closed the public hearing.

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Arnold Gaines to approve the Conditional Use application with (8) conditions and the clarification that condition number 4 is 10 bicycle parking spaces.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines,
Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson,
Mayor Linda Hudson

Passed

- d. Legislative Hearing - Ordinance 24-021 - An Ordinance by the City Commission of the City of Fort Pierce, Florida; Amending the Future Land Use Map of the Comprehensive Plan to change the designation of one (1) parcel generally located at or near 515 South 2nd Street, from City of Fort Pierce (OP) Offices-Professional and Business Services to City of Fort Pierce (CBD) Central Business District; providing for a severability clause; providing for repeal of ordinances or parts thereof in conflict herewith; and providing for an effective date. Subject Parcel: 2410-810-0002-000-6. - FIRST READING

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

ORDINANCE NO. 24-021

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA; AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN TO CHANGE THE DESIGNATION OF ONE (1) PARCEL GENERALLY LOCATED AT OR NEAR 515 SOUTH 2ND STREET, FROM CITY OF FORT PIERCE (OP) OFFICES-PROFESSIONAL AND BUSINESS SERVICES TO CITY OF FORT PIERCE (CBD) CENTRAL BUSINESS DISTRICT; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE. FIRST READING

Vennis Gilmore, Assistant Planning Director, presented amending the Future Land Use Map of the Comprehensive Plan to change the designation of one (1) parcel generally located at or near 515 South 2nd Street, from City of Fort Pierce (OP) Offices-Professional and Business Services to City of Fort Pierce (CBD) Central Business District.

RECOMMENDATION:

Staff recommends that the City Commission APPROVE the proposed FLUMA.

1. The subject parcel is adjacent to existing FLU Designations of CBD, Central Business District.
2. Consistent with Section 125-136 of City Code & the Comprehensive Plan
3. Does not adversely affect the public health, safety, convenience and general welfare

Mayor Hudson inquired on the proposed change.

Mr. Gilmore explained that the proposed PD application referenced in the presentation had been placed on hold and that the surrounding buildings are industrial, requiring corrections in the area.

Mr. Freeman explained consolidation of future land use within the central business district.

Commissioner Jeremiah Johnson inquired on infrastructure implications and connectivity.

Mr. Freeman commented on infrastructure implications, site plans, resolving boundary issues in the central business district.

Mayor Hudson opened the public hearing.

Kris Einstein - Map amendment change

Ronald Lyman - Never asked to change to CBD and the railroad.

Chris Gardner - Concern on the train

Chad Ingram - Supports change

Mayor Hudson closed the public hearing.

Commissioner Broderick commented on the use.

Motion was made by Commissioner Michael Broderick, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 24-021.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines,
Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson,
Mayor Linda Hudson

Passed

- e. Legislative Hearing - Ordinance No. 24-012 amending the Code of Ordinances of the City of Fort Pierce, Chapter 24 - Nuisances. SECOND READING

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

ORDINANCE NO. 24-012

AN ORDINANCE AMENDING CHAPTER 24 OF THE CODE OF ORDINANCES OF THE CITY OF FORT PIERCE, FLORIDA; AMENDING CHAPTER 24, ARTICLE I, BY CREATING SECTION 24-1 TO PROVIDE DEFINITIONS; CREATING SECTION 24-2 TO PROVIDE POWERS AND DUTIES; AMENDING CHAPTER 24, ARTICLE II, SECTION 24-19 THROUGH 24-28 BY REPLACING NUISANCE DEFINITIONS WITH A DETAILED LIST OF PROHIBITED ACTIVITIES, TO INCLUDE LANDSCAPE MAINTENANCE REQUIREMENTS, ESTABLISHING A NUISANCE ABATEMENT PROGRAM, AND RENUMBERING AND RENAMING SECTIONS THERETO; AMENDING CHAPTER 24, ARTICLE IV, SECTION BY CLARIFYING CRITERIA TO DECLARE A STRUCTURE A NUISANCE, ESTABLISHING PROCEDURES FOR ASSESSING COSTS OF ABATEMENT, AND ESTABLISHING PROCEDURES FOR LIEN ENFORCEMENT; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE. SECOND READING

Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 24-012.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines,
Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson,
Mayor Linda Hudson

Passed

- f. 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. SECOND READING

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

ORDINANCE NO. 24-013

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF FORT PIERCE, FLORIDA, CHAPTER 1 – GENERAL PROVISIONS, ARTICLE II – CODE ENFORCEMENT; AMENDING CHAPTER 1, ARTICLE II, DIVISION 1, BY CREATING SECTIONS 1-41 THROUGH 1-47 TO PROVIDE FOR A TITLE, PROVIDE FOR INTENT, CREATE DEFINITIONS, ESTABLISH PROCEDURES FOR CODE ENFORCEMENT HEARINGS, AND PROVIDE POWERS AND DUTIES; AMENDING CHAPTER 1, ARTICLE II, DIVISION 2 BY DELETING SECTIONS 1-69 THROUGH 1-76 THAT WERE ADDED TO DIVISION 1; AMENDING CHAPTER 1, ARTICLE II, DIVISION 2 BY TITLE; AMENDING CHAPTER 1, ARTICLE II, DIVISION 2 BY AMENDING AND ADDING SECTIONS 1-77 THROUGH 1-81 TO ADD REGULATIONS FOR IMPOSING FINES AND ASSESSING LIENS, PROVIDE FOR LIEN REDUCTIONS, AND TO PROVIDE FOR UNENFORCEABLE LIENS; AMENDING CHAPTER 1, ARTICLE II, DIVISION 3 BY TITLE; AMENDING CHAPTER 1,

ARTICLE II, DIVISION 3 BY DELETING SECTION 1- 99 DEFINITIONS, AMENDING HOW CITATIONS ARE PROCESSED, AND AMENDING THE CLASSES OF VIOLATION; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE. SECOND READING

Mayor Hudson opened the public hearing.

Jacques Chester - Lien release program

Chad Ingram - Suggested there be language for lien release for affordable housing.

Mayor Hudson closed the public hearing.

Peggy Arraiz, Director of Community Response, commented on the purpose of the ordinance.

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Jeremiah Johnson to approve Ordinance No. 24-013.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines, Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Mayor Linda Hudson

Passed

- g. Legislative Hearing - Ordinance 24-019 - amending Code of Ordinances, Chapter 22 to delete Business Tax Receipts and replace with Certificate of Use. SECOND READING

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

ORDINANCE NO. 24-019

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF FORT PIERCE, FLORIDA; AMENDING CHAPTER 22 – LICENSES, TAXATION AND BUSINESS REGULATIONS BY AMENDING THE CHAPTER TITLE; AMENDING ARTICLE II – BUSINESS TAX TO DELETE BUSINESS TAX IN ITS ENTIRETY; CREATING A NEW ARTICLE II – CERTIFICATE OF USE PROGRAM, SECTIONS 22-19 TO 22-54 ESTABLISHING DEFINITIONS, REQUIREMENTS, APPLICATION, TERMS, RENEWAL, OTHER CERTIFICATES, REQUIRED REVIEWS, INSPECTIONS, FEES AND PENALTIES, FAILURE TO OBTAIN CERTIFICATE OF USE, DENIAL AND REVOCATION, AND ENFORCEMENT; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.

Chad Ingram - Inquired on home-based business restrictions.

Kris Einstein - Inquired on change of use chart for home-based businesses.

Ms. Cox commented that the City code is in conflict, but the City has not denied home-based businesses a tax receipt.

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 24-019.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines, Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Mayor Linda Hudson

Passed

13. CITY COMMISSION

a. Resolution 24-R26 Addressing Non-Compliant Liens

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

RESOLUTION NO. 24-R26

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA; ADOPTING PROCEDURES TO ADDRESS NON-COMPLIANT LIENS; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Peggy Arraiz, Director of Community Response was available for questions.

Motion was made by Commissioner Arnold Gaines, seconded by Commissioner Michael Broderick to approve Resolution No. 24-R26.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines,
Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson,
Mayor Linda Hudson

Passed

b. Resolution 24-R35 establishing Certificate of Use Fees

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

RESOLUTION NO. 24-R35

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA; ESTABLISHING BY RESOLUTION THE CERTIFICATE OF USE FEES; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

City Clerk Linda Cox commented on the proposed fees.

Mayor Hudson commented on fees for non-profit organizations and clarified the fees for building departments and fire inspection.

Commissioner Broderick suggested a one-year moratorium for non-profits.

Commissioner Jeremiah Johnson commented that the non-profit budget schedule is different from our annual schedule and the fee schedule.

Commissioner Curtis Johnson inquired on non-profits with no physical location and the registration requirements.

Commissioner Gaines inquired on the commercial fees.

Ms. Cox commented that the amount is an average based on single classifications.

Mayor Hudson commented on the purpose of the change.

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Arnold Gaines to approve Resolution No. 24-R35 with a one-year moratorium for non-profit organizations.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines,
Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson,
Mayor Linda Hudson

Passed

- c. Resolution 24-R36 designating property located at 601 North Causeway Drive as a Fort Pierce Historic Property and a Locally Significant Site.

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

RESOLUTION NO. 24-R36

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, DESIGNATING 601 NORTH CAUSEWAY DRIVE AS HISTORIC PROPERTY AND A LOCALLY SIGNIFICANT SITE; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL RESOLUTIONS IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.

Kevin Freeman, Planning Director, and Maria Lewicka, Historic Preservation planner, presented Designating 601 North Causeway Dr. a Historic Property.

Staff Recommendation:

Staff recognizes the site as significant in its long-time contribution to Fort Pierce commercial, military and community history and heritage and recommends approval of the historic designation of the property under the "Significant Event" and "Architectural Significance" criteria.en

The Commission inquired on the original structure, process for any changes, conflicting interests, local impact, historic evaluations throughout the City and how it will apply to anyone under this designation, the City as property owner and the current leasee.

Ms. Lewicka pointed out the original structure.

Mayor Hudson commented on the history of the property and preservation.

City Attorney Sara Hedges commented that the current leasee is in support of the designation.

Motion was made by Commissioner Arnold Gaines, seconded by Commissioner Michael Broderick to approve Resolution No: 24-R36.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines,
Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson,
Mayor Linda Hudson

Passed

- d. Resolution 24-R37 authorizing the execution of a Reconstruction Agreement with All Digital All Day, LLC to remove the existing sign at 7049 Okeechobee Road, Fort Pierce, FL 34945 and construct a replacement sign pursuant to Florida Statutes.

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

RESOLUTION NO. 24-R37

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, AUTHORIZING THE EXECUTION OF A RECONSTRUCTION AGREEMENT WITH ALL DIGITAL ALL DAY, LLC TO REMOVE THE EXISTING SIGN LOCATED AT 7049 OKEECHOBEE ROAD AND CONSTRUCT A REPLACEMENT SIGN PURSUANT TO FLORIDA STATUTES.

Mr. Mimms commented on the partnership with All Digital All Day on a digital billboard and the contribution of \$10,000 per digital face for neighborhood enhancements.

The Commission thanked Lee Dobbins and inquired on the location.

Mr. Dobbins provided the location of the sign.

Motion was made by Commissioner Arnold Gaines, seconded by Commissioner Michael Broderick to approve Resolution No. 24-R37.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines,
Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson,
Mayor Linda Hudson

Passed

- e. Resolution 24-R38 Amending the Rules of Procedure for Special Magistrate.

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

RESOLUTION NO. 24-R38

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA; APPROVING AMENDMENTS TO THE RULES OF PROCEDURE FOR THE SPECIAL MAGISTRATE; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL RESOLUTIONS IN CONFLICT THEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Peggy Arraiz, Director of Community Response, presented the amendment to the rules of procedure for the Special Magistrate.

The Commission inquired on the notice for upfront fee structure.

Ms. Arraiz commented that there is no reimbursement and that this is the current process with the addition of the notice of hearing.

Motion was made by Commissioner Arnold Gaines, seconded by Commissioner Michael Broderick to approve Resolution No. 24-R38.

AYE: Commissioner Michael Broderick, Commissioner Arnold Gaines,
Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson,
Mayor Linda Hudson

Passed

14. COMMENTS FROM THE PUBLIC

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

Kris Einstein

Jacques Chester

Chris Gardner

Tamara Brown

15. COMMENTS FROM THE CITY MANAGER

- a. Reports

City Manager Nick Mimms introduced Peggy Arraiz, Director of Community Response, to speak about the 2nd Annual Mega Adoption Event in collaboration with St. Lucie County, commented on the charge for children at the 13th Street pool and collaborated with the County and the FPRA to waive the fee and other services including swim lessons, and the upcoming workshop.

Ms. Arraiz commented on the Mega Adoption event and its success with another event this month at VCA.

Commissioner Gaines commented on the need to extend lessons to the youth and adults.

Commissioner Broderick inquired on the fee for swimming lessons. Mr. Mimms commented that he did not believe there was a fee.

City Clerk Linda Cox - No comments.

City Attorney Sara Hedges - No comments.

16. COMMENTS FROM THE COMMISSION

Commissioner Gaines commented on the Pention Board certification and suggested the advanced certification be considered by a board member, and expressed concern with Rebuild Florida.

Commissioner Broderick commented on Rebuild Florida, the Retirement Board, and swimming lessons.

Commissioner Curtis Johnson commented on his work to identify the problems with Rebuild Florida and the need to connect with State representatives on misuse of funds and improper work, thanked the Commission for hearing from New Horizons and encouraged engagement of the available services, City resources for mental health concerns, wished everyone a Happy 4th of July, commented on the Florida League of Cities Conference, and the FPRA.

Commissioner Jeremiah Johnson commented on the 4th, question of Rebuild Florida and the permitting in the building department.

Mayor Hudson commented on the sign for historic designation, veto of the short term rental bill, Delaware Avenue for St. Anastasia.

The Commission briefly discussed Delaware Avenue.

Mr. Mimms commented on intersection improvement at the Delaware Avenue intersection with an interlocal agreement.

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.

Mayor Hudson adjourned the meeting at 9:23 P.M.

ATTEST:

CITY CLERK

MAYOR COMMISSIONER