
ROCKLEDGE CITY COUNCIL REGULAR MEETING MINUTES

Wednesday, February 6, 2019 ♦ 6:00 p.m.

1. CALL TO ORDER / ROLL CALL

The Rockledge City Council met in regular session on Wednesday, February 6, 2019, at 6:00 p.m. in the Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

PRESENT:	Thomas J. Price	Mayor
	Dr. Joe Lee Smith	Councilmember, Seat #1
	Dr. R. Shaun Ferguson	Councilmember, Seat #2
	Sammie Brown Martin	Councilmember, Seat #3
	Frank T. Forester	Councilmember, Seat #4
	Duane A. Daski	Councilmember, Seat #5
	Ted J. Hartselle	Councilmember, Seat #6
	Joseph E. Miniclier	City Attorney
	Dr. Brenda Fettrow	City Manager
	Lisa C. Nicholas	Public Relations Officer & City Clerk

STAFF PRESENT:	Matthew Trine	Assistant City Manager & Finance Director
	Joseph P. LaSata	Public Safety Director/Chief of Police
	Donna Seyferth	Deputy Chief of Police
	C. Kenneth Poole	Public Works Director
	Alexandra Bernard	Planning Director
	James Elmore	Wastewater Treatment & Water Reclamation Director
	Ashley Golding	Community Advocate/Coordinator

With a quorum present, the meeting was called to order by Chairman Thomas J. Price.

2. INVOCATION

- The invocation was given by Councilwoman Martin.

3. SALUTE TO THE FLAG AND PLEDGE OF ALLEGIANCE

- A salute was given to the flag and the Pledge of Allegiance was repeated in unison.

4. APPROVAL OF MINUTES

- Regular Meeting on January 16, 2019

Councilman Ferguson moved to approve the minutes of the regular meeting on January 16, 2019; seconded by Councilman Forester. The motion carried unanimously (7).

5. PRESENTATIONS

A. Mayor Price

1. Special Recognition

Yard of the Year – Aaron and Tracy Bauer, 950 Brunswick Lane
Mayor Price recognized Aaron and Tracy Bauer, whose home at 950 Brunswick Lane was selected by The Rockledge Environmental Enhancement (T.R.E.E.) Board to receive the Yard of the Year Award for 2018. Mr. and Mrs. Bauer received a certificate of award, gift certificate, and the congratulations of the Mayor and Council.

6. FINANCIAL / BUDGET REPORT

- None

7. PUBLIC HEARINGS / ORDINANCES / RESOLUTIONS

A. Public Hearing: Application VE 19-01, Vacating Utility Easement, 328 Castlewood Lane, Lot 10, Chelsea Park Subdivision

Chairman Price indicated that Council members had before them a request to vacate a utility easement at 328 Castlewood Lane, Lot 10, in the Chelsea Park Subdivision and stated that all of the pertinent utilities had submitted letters of no objection. Chairman Price then declared the matter open to the public for discussion. There being no public comment, Chairman Price declared the public hearing to be closed.

B. Resolution: Vacating Utility Easement, Lot 10, Chelsea Park Subdivision

Councilman Daski offered a Resolution entitled “A RESOLUTION OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, VACATING, ABANDONING, RENOUNCING, AND DISCLAIMING ALL RIGHT, TITLE AND INTEREST OF SAID CITY, AND OF THE PUBLIC, IN AND TO THE UTILITY EASEMENT THAT LIES ON THE SOUTH SEVEN AND ONE-HALF FEET (7.5’) OF LOT 10 OF THE CHELSEA PARK SUBDIVISION, AS SHOWN ON THE PLAT RECORDED IN PLAT BOOK 47, PAGES 52-53, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; DIRECTING RECORDATION OF A CERTIFIED COPY OF THIS RESOLUTION TOGETHER WITH THE PROOF OF PUBLICATION OF THE NOTICES OF PUBLIC HEARING WITH RESPECT TO THIS RESOLUTION” and moved to read the Resolution by title only; seconded by Councilman Hartselle. The motion passed by unanimous vote (7).

City Attorney Miniclier read aloud the title of the Resolution.

Councilman Daski moved for adoption of the Resolution; seconded by Councilwoman Martin. Voting for the motion: Mayor Price and

Councilmembers Smith, Ferguson, Martin, Forester, Daski, and Hartselle. The motion carried by unanimous vote (7).

8. REPORTS FROM BOARDS AND COMMITTEES

Councilwoman Martin moved to be in receipt of the minutes of the following meetings:

- Planning Commission, Minutes of Meeting on January 8, 2019
- Code Enforcement Board, Minutes of Meeting on January 10, 2019
- Board of Adjustment, Minutes of Meeting on January 15, 2019
- Community Redevelopment Agency Board of Commissioners, Minutes of Meeting on January 23, 2019

and to consider independently any recommendations contained therein; seconded by Councilman Ferguson. The motion passed unanimously (7).

- A. Planning Commission, Minutes of Meeting on January 8, 2019
- B. Code Enforcement Board, Minutes of Meeting on January 10, 2019
- C. Board of Adjustment, Minutes of Meeting on January 15, 2019
- D. Community Redevelopment Agency Board of Commissioners, Minutes of Meeting on January 23, 2019

- 1. Recommendation: Contract for Purchase of Commercial Parcel on U.S. Highway 1

....recommend to Council the purchase of a .07-acre commercial parcel located on the east side of Rockledge Boulevard....

City Manager Fettrow referenced a depiction of the subject parcel and indicated that two parcels similar in size and immediately adjacent to the proposed parcel were purchased by the City in July 2018. If the purchase is approved by Council, the goal is to assemble the three parcels into one parcel for tax purposes and to ultimately rent the property for advertising.

Councilman Daski moved to approve the recommendation; seconded by Councilman Ferguson. The motion passed without objection (7).

9. UNFINISHED BUSINESS

- A. Action Item: Proposed Revisions to City Facility Use Agreement and Rental Facility Fee Schedule (City Manager)

City Manager Fettrow explained that the City's Facility Use Agreement and rental facility fee schedule have not been reviewed or revised for quite some time. In an effort to ensure that the language of the Agreement and the rental rates are current, proposed edits have been suggested by the City Manager and have also been reviewed and approved by the City Attorney. One suggestion that was received after the publication of the agenda was to include "See Fee Schedule" with regard to security deposits. Discussion ensued with regard to the open/close procedure and fee of \$20.00 versus the collection of a key deposit. It was explained that the procedure for the opening and closing of City facilities, as well as the \$20.00 fee, was established to protect the City and its facilities.

Councilman Forester moved to approve the proposed revisions to the City Facility Use Agreement and the rental facility fee schedule; seconded by Councilwoman Martin. The motion passed unanimously (7).

10. CONSENT BUSINESS

Councilman Daski moved for approval of these consent business items:

- A. Approval: Award of Project, Ferguson Waterworks, Fernwood Baffle Box (Public Works Department)
- B. Approval: Medical Services Director Agreement, 2019-2021, Dr. David Williams (Public Safety Department)
- C. Approval: Aerial Spraying of Mosquitoes, Brevard County Mosquito Control District (City Manager)
- D. Approval: Ditch Denitrification with Biosorption Activated Media (BAM) (Public Works Department)
- E. Approval: Renewal of Agreement for Sampling and Testing of Wastewater Processes, Flowers Chemical Laboratories Inc. (Wastewater Treatment Department)
- F. Approval: Ratification, Memorandum of Understanding, Florida State Lodge of the Fraternal Order of Police (FOP) (City Manager)
- G. Approval: Ratification, Memorandum of Understanding, International Association of Fire Fighters (IAFF) (City Manager)

The motion was seconded by Councilwoman Martin and passed unanimously (7).

11. NEW BUSINESS

- None

12. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

- None

13. REPORTS

A. City Manager Reports

- City Manager Fettrow reported on the following:
 - Some of the pre-Council meeting photos of the Art and Craft Show were taken by the new drone.
 - With regard to the Master Outfall Headwall Project, the City Manager noted that one bid was received in September 2018 from Parkit Construction Inc. Since that time, negotiations have been ongoing with Public Works Director Poole and, subsequently, City Attorney Miniclier, who stated that arriving at terms agreeable to both parties was not going to be possible. City Attorney Miniclier indicated that the Invitation to Bid sets forth that “The City of Rockledge reserves the right to reject any and all bids, with or without cause, to waive technical errors and informalities, and to accept the bid, which in its judgment, best serves the City,” and recommended rejecting the sole bid. City Manager Fettrow explained that

an alternative could be implemented quickly by piggybacking on a Brevard County contract with W & J Construction, which the City has done previously. With Council authorization, the City Manager will discuss the project with W & J in order to determine if the company would be interested in partnering with the City on the headwall project, as well as a project involving Lift Station No. 3 and seawall construction. If there is interest, contract terms specific to the two projects will be negotiated. It was noted that the City has put the headwall project out to bid on two separate occasions, and has published the advertisement in larger markets, including Tampa and Orlando, and only the one bid was received.

Councilman Forester moved to reject the sole bid for the Master Outfall to the Indian River Lagoon Headwall Removal and Replacement Project submitted by Parkit Construction Inc. on September 14, 2018; seconded by Councilwoman Martin. The motion passed without objection (7).

Councilman Forester moved to authorize the City Manager to piggyback on the existing Continuing Services Agreement that is in place with Brevard County and W&J Construction and to negotiate contract terms specific to: 1) the master outfall headwall removal and replacement project; and 2) the Lift Station No. 3/seawall construction project to be brought back before Council at a subsequent meeting; seconded by Councilwoman Martin. The motion passed without objection (7).

- The Florida League of Cities' Legislative Action Days are scheduled for March 26 and 27 in Tallahassee.

Councilwoman Martin moved to approve the travel to Tallahassee for FLC's Legislative Action Days for Councilmen Forester and Ferguson and City Manager Fettrow; seconded by Councilman Daski. The motion passed by unanimous vote (7).

- There will be a Council Finance and Budget Committee meeting at 5:15 p.m. on February 20 just prior to the City Council meeting.
- City Manager evaluations are to be returned to Mayor Price by Friday, February 15.

B. City Attorney Litigation Report

- None

C. Reports from the Dais

- Councilwoman Martin:
 - Inquired about a Resiliency Strategic Planning Workshop on February 7 at City Hall; City Manager Fettrow confirmed the workshop is on February 7 between 6:00 p.m. and 8:00 p.m. at City Hall.
 - Attended a ribbon cutting for VITAS Inpatient Hospice Center with the Mayor and City Manager on February 5.
 - Stated that the City is hosting the Space Coast League of Cities Dinner on Monday, February 11.

- Councilman Smith expressed his deepest sympathy to Councilman Ferguson and his family.
- Councilman Ferguson stated that he appreciates all of the love and support from the City during a difficult time.
- Councilman Forester stated that the Cocoa-Rockledge Garden Club will hold an Arbor Day tree planting ceremony on Friday, February 8, 4:00 p.m., at Taylor Park.
- Mayor Price reiterated that the Space Coast League of Cities dinner will be hosted by Rockledge on Monday, February 11, at Rockledge Country Club.

14. ADJOURN

There being no further business to come before the Council, Chairman Price declared the meeting to be adjourned at 6:35 p.m.

Council Chairman

ATTEST: _____
City Clerk