
ROCKLEDGE CITY COUNCIL REGULAR MEETING MINUTES

WEDNESDAY, NOVEMBER 2, 2022 ♦ 6:00 P.M.

1. CALL TO ORDER / ROLL CALL

The Rockledge City Council met in regular session on Wednesday, November 2, 2022, at 6:00 p.m. in the Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

PRESENT:	Thomas J. Price	Mayor
	Dr. Michael A. Cadore	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
	Jennifer M. LeVasseur	City Clerk & Public Relations Officer
STAFF PRESENT:	Matthew Trine	Assistant City Manager & Finance Director
	John Cooper	Planning Director
	Joseph P. LaSata	Public Safety Director/Chief of Police
	Victor "VJ" Karycki	Public Works Director
	James Elmore	Assistant Wastewater Treatment & Water Reclamation Director
	Donna Seyferth	Deputy Chief of Police

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

2. INVOCATION

- At the invitation of Councilman Cadore, the invocation was given by Jermaine Clentscale, Eastern Florida State College student and Rockledge High School graduate.

3. SALUTE TO THE FLAG AND PLEDGE OF ALLEGIANCE

- A salute was given to the flag, and the Pledge of Allegiance, led by Eastern Florida State College student Kian Mosrie, was repeated in unison.

4. APPROVAL OF MINUTES

- Regular Meeting on October 19, 2022

Councilman Daski moved to approve the minutes of the regular meeting on October 19, 2022; seconded by Councilwoman Martin. The motion carried unanimously (7).

5. PRESENTATIONS

- None

6. FINANCIAL / BUDGET REPORT

- None

7. RECOMMENDATION FROM COMMUNITY REDEVELOPMENT AGENCY BOARD OF COMMISSIONERS

- A. Amendment to Fiscal Year 2021-2022 Community Redevelopment Agency Fund Budget

...approve the fiscal year 2021-2022 Community Redevelopment Agency Fund Budget amendment and to forward the recommendation to City Council...

Councilman Daski moved to approve the recommendation and to direct staff to bring forth an Ordinance for consideration; seconded by Councilwoman Martin. The motion passed without objection (7).

8. PUBLIC HEARINGS / ORDINANCES / RESOLUTIONS

- A. Ordinance: Second Reading and Public Hearing, Ordinance No. 1870-2022, Comprehensive Plan Amendment to Future Land Use Map, LDR – Low Density Residential in Planning District 4, Approximately 660.67+/- Acres West of Tucker Lane and South of Providence Road (CPA-22-01)

Councilman Ferguson offered Ordinance No. 1870-2022 entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING THE PROVISIONS OF THE ROCKLEDGE COMPREHENSIVE PLAN TO REVISE THE FUTURE LAND USE MAP (FLUM) TO ADD 660.67+/- ACRES LYING ON THE WEST SIDE OF TUCKER LANE AND SOUTH OF PROVIDENCE ROAD AS CITY OF ROCKLEDGE LDR – LOW DENSITY RESIDENTIAL; DECLARING THAT INVALIDITY OF ANY PORTIONS HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," and moved for the second reading of the Ordinance by title only and to open the matter for public hearing; seconded by Councilman Cadore. The motion carried by unanimous vote (7).

City Attorney Miniclier read aloud the title of the Ordinance for the second reading. Chairman Price declared the matter open to the public for discussion.

There being no public comment, Chairman Price declared the public hearing to be closed.

Councilwoman Martin moved for the adoption of the Ordinance; seconded by Councilman Hartselle. Voting for the motion: Mayor Price and Councilmembers Cadore, Ferguson, Martin, Forester, Daski and Hartselle. The motion carried by unanimous vote (7).

- B. Ordinance: Second Reading and Public Hearing, Ordinance No. 1871-2022, Establishing the Zoning Designation of Approximately 660.67+/- Acres of Property as PUD – Planned Unit Development District, West of Tucker Lane and South of Providence Road (ZDA-22-05)

Councilman Daski offered Ordinance No. 1871-2022 entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, ESTABLISHING THE ZONING CLASSIFICATION AS CITY OF ROCKLEDGE PUD – PLANNED UNIT DEVELOPMENT DISTRICT IN PLANNING DISTRICT 4 OF APPROXIMATELY 660.67+/- ACRES, LOCATED IN THE NORTHWEST CORNER OF THE CITY LIMITS, WEST OF TUCKER LANE AND SOUTH OF PROVIDENCE ROAD IN THE CITY OF ROCKLEDGE, AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; AMENDING THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF ROCKLEDGE TO REFLECT THE CHANGE OF ZONING EFFECTED BY THIS ORDINANCE; DIRECTING THE CITY MANAGER OR DESIGNEE TO FORTHWITH CAUSE THE APPROPRIATE DESIGNATION TO BE MADE ON THE FACE OF THE OFFICIAL CITY ZONING MAP INDICATING THE NEW ZONING CLASSIFICATION OF THE PROPERTY DESCRIBED IN THIS ORDINANCE; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," and moved for the second reading of the Ordinance by title only and to open the matter for public hearing; seconded by Councilwoman Martin. The motion carried by unanimous vote (7).

City Attorney Miniclier read aloud the title of the Ordinance for the second reading. Chairman Price declared the matter open to the public for discussion.

There being no public comment, Chairman Price declared the public hearing to be closed.

Councilman Daski moved for the adoption of the Ordinance; seconded by Councilwoman Martin. Voting for the motion: Mayor Price and Councilmembers Cadore, Ferguson, Martin, Forester, Daski and Hartselle. The motion carried by unanimous vote (7).

- C. Ordinance: First Reading, Amending Fiscal Year 2021-2022 General Fund Budget

Councilman Ferguson offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 1828-2021 OF SAID CITY TO REVISE AND AMEND

IN CERTAIN RESPECTS THE GENERAL FUND BUDGET OF THE CITY OF ROCKLEDGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022, IN LIGHT OF CHANGED CIRCUMSTANCES SINCE THE TIME OF THE ADOPTION OF SAID BUDGET; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," **and moved for the first reading of the Ordinance by title only; seconded by Councilwoman Martin. The motion carried unanimously (7).**

City Attorney Miniclier read aloud the title of the Ordinance for the first reading.

Councilwoman Martin moved to authorize publication and a public hearing to be held on November 16, 2022; seconded by Councilman Ferguson. The motion carried by unanimous vote (7).

- D. Ordinance: First Reading, Amending Fiscal Year 2021-2022 Community Redevelopment Agency Fund Budget

Councilman Daski offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 1829-2021 OF SAID CITY TO REVISE AND AMEND IN CERTAIN RESPECTS THE ROCKLEDGE COMMUNITY REDEVELOPMENT AGENCY FUND BUDGET OF THE CITY OF ROCKLEDGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022, IN LIGHT OF CHANGED CIRCUMSTANCES SINCE THE TIME OF THE ADOPTION OF SAID BUDGET; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," and moved for the first reading of the Ordinance by title only; seconded by Councilwoman Martin. The motion carried unanimously (7).

City Attorney Miniclier read aloud the title of the Ordinance for the first reading.

Councilman Daski moved to authorize publication and a public hearing to be held on November 16, 2022; seconded by Councilwoman Martin. The motion carried by unanimous vote (7).

- E. Ordinance: First Reading, Amending Fiscal Year 2021-2022 American Rescue Plan Act Fund Budget

Councilwoman Martin offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 1830-2021 OF SAID CITY TO REVISE AND AMEND IN CERTAIN RESPECTS THE ROCKLEDGE AMERICAN RESCUE PLAN ACT FUND BUDGET OF THE CITY OF ROCKLEDGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022, IN LIGHT OF CHANGED CIRCUMSTANCES SINCE THE TIME OF THE ADOPTION OF SAID BUDGET; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF

THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," **and moved for the first reading of the Ordinance by title only; seconded by Councilman Ferguson. The motion carried unanimously (7).**

City Attorney Miniclier read aloud the title of the Ordinance for the first reading.

Councilwoman Martin moved to authorize publication and a public hearing to be held on November 16, 2022; seconded by Councilman Cadore. The motion carried by unanimous vote (7).

- F. Ordinance: First Reading, Amending Fiscal Year 2021-2022 Wastewater System Fund Budget

Councilman Ferguson offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 1831-2021 OF SAID CITY TO REVISE AND AMEND IN CERTAIN RESPECTS THE ROCKLEDGE WASTEWATER SYSTEM FUND BUDGET OF THE CITY OF ROCKLEDGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022, IN LIGHT OF CHANGED CIRCUMSTANCES SINCE THE TIME OF THE ADOPTION OF SAID BUDGET; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," and moved for the first reading of the Ordinance by title only; seconded by Councilwoman Martin. The motion carried unanimously (7).

City Attorney Miniclier read aloud the title of the Ordinance for the first reading.

Councilman Ferguson moved to authorize publication and a public hearing to be held on November 16, 2022; seconded by Councilwoman Martin. The motion carried by unanimous vote (7).

- G. Ordinance: First Reading, Amending Fiscal Year 2021-2022 Sanitation Services Fund Budget

Councilman Daski offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 1833-2021 OF SAID CITY TO REVISE AND AMEND IN CERTAIN RESPECTS THE ROCKLEDGE SANITATION SERVICES FUND BUDGET OF THE CITY OF ROCKLEDGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022, IN LIGHT OF CHANGED CIRCUMSTANCES SINCE THE TIME OF THE ADOPTION OF SAID BUDGET; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," and moved for the first reading of the Ordinance by title only; seconded by Councilwoman Martin. The motion carried unanimously (7).

City Attorney Miniclier read aloud the title of the Ordinance for the first reading.

Councilman Daski moved to authorize publication and a public hearing to be held on November 16, 2022; seconded by Councilman Cadore. The motion carried by unanimous vote (7).

- H. Ordinance: First Reading, Amending Fiscal Year 2021-2022 Stormwater Utility Fund Budget

Councilman Ferguson offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 1834-2021 OF SAID CITY TO REVISE AND AMEND IN CERTAIN RESPECTS THE ROCKLEDGE STORMWATER UTILITY FUND BUDGET OF THE CITY OF ROCKLEDGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022, IN LIGHT OF CHANGED CIRCUMSTANCES SINCE THE TIME OF THE ADOPTION OF SAID BUDGET; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," and moved for the first reading of the Ordinance by title only; seconded by Councilwoman Martin. The motion carried unanimously (7).

City Attorney Miniclier read aloud the title of the Ordinance for the first reading.

Councilman Ferguson moved to authorize publication and a public hearing to be held on November 16, 2022; seconded by Councilwoman Martin. The motion carried by unanimous vote (7).

- I. Ordinance: First Reading, Amending Fiscal Year 2021-2022 Building Department Fund Budget

Councilwoman Martin offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 1835-2021 OF SAID CITY TO REVISE AND AMEND IN CERTAIN RESPECTS THE ROCKLEDGE BUILDING DEPARTMENT FUND BUDGET OF THE CITY OF ROCKLEDGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022, IN LIGHT OF CHANGED CIRCUMSTANCES SINCE THE TIME OF THE ADOPTION OF SAID BUDGET; DECLARING THAT INVALIDITY OF ANY PORTION HEREOF SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR THE EFFECTIVE DATE HEREOF AND FOR OTHER PURPOSES," and moved for the first reading of the Ordinance by title only; seconded by Councilman Ferguson. The motion carried unanimously (7).

City Attorney Miniclier read aloud the title of the Ordinance for the first reading.

Councilwoman Martin moved to authorize publication and a public hearing to be held on November 16, 2022; seconded by Councilman Cadore. The motion carried by unanimous vote (7).

9. REPORTS FROM BOARDS AND COMMITTEES

Councilman Daski moved to be in receipt of the minutes of the following meetings:

- Lobbyist Selection Committee, Minutes of Meeting on October 12, 2022
- Lobbyist Selection Committee, Minutes of Meeting on October 13, 2022
- Code Enforcement Board, Minutes of Meeting on October 13, 2022
- Lobbyist Selection Committee, Minutes of Meeting on October 18, 2022
- Lobbyist Selection Committee, Minutes of Meeting on October 19, 2022
- Lobbyist Selection Committee, Minutes of Meeting on October 24, 2022
- Community Redevelopment Agency Board of Commissioners, Minutes of Meeting on October 26, 2022

and to consider independently any recommendation(s) contained therein; seconded by Councilwoman Martin. The motion passed without objection (7).

- A. Lobbyist Selection Committee, Minutes of Meeting on October 12, 2022 (no recommendation)
- B. Lobbyist Selection Committee, Minutes of Meeting on October 13, 2022 (no recommendation)
- C. Code Enforcement Board, Minutes of Meeting on October 13, 2022 (no recommendation)
- D. Lobbyist Selection Committee, Minutes of Meeting on October 18, 2022 (no recommendation)
- E. Lobbyist Selection Committee, Minutes of Meeting on October 19, 2022 (no recommendation)
- F. Lobbyist Selection Committee, Minutes of Meeting on October 24, 2022
 - 1. Recommendation: Consideration of Lobbyist Service Providers – Mike Haridopolos and GrayRobinson, P.A.

City Manager Fettrow recognized representatives from both firms in the audience and provided a summary of the Committee's interview process to select a new lobbyist.

Councilman Ferguson reiterated the Committee's goal to choose the best lobbyist for the City. He noted his belief that both lobbyists have established relationships and could perform the job well, but GrayRobinson, P.A. serves as a team, and the team dynamic would benefit the City now and in the future.

Council asked Mr. Haridopolos to provide additional information regarding whether he works as an individual or in coordination with other staff members. They also asked him to address the handling of situations when the City's interests and needs potentially conflict with the Legislature.

Mr. Haridopolos explained that he works independently, and his expertise as well as established and unique relationships at the County, State and Federal levels are of great benefit. As a result, he can direct his energy toward the appropriate party by going straight to the source. Additionally, Mr. Haridopolos noted that he would advocate for the City's interests whenever necessary, but he would provide advice and feedback regarding the potential success of the issue.

Council asked representatives of GrayRobinson, P.A. to provide details concerning how many other municipal and county governments they represent. Ryan Matthews, GrayRobinson, P.A., noted that his particular team represents approximately 13 municipalities and three counties, none of which are located in Brevard County.

Additionally, Council inquired about the firm's success in acquiring funds for clients. Mr. Matthews reported that the firm's work within established interagency relationships as well as with the Florida League of Cities has been instrumental in securing funds.

Chairman Price called for a vote among Councilmembers to determine the majority. The poll results were as follows:

Councilman Ferguson – GrayRobinson, P.A.

Councilman Hartselle – GrayRobinson, P.A.

Councilman Daski – GrayRobinson, P.A.

Councilman Forester – GrayRobinson, P.A.

Mayor Price – Mike Haridopolos

Councilman Cadore – Mike Haridopolos

Councilwoman Martin – GrayRobinson, P.A.

Councilman Ferguson moved to select GrayRobinson, P.A. to serve as lobbyist for the City of Rockledge and to authorize the City Manager to enter into an agreement with said lobbyist; seconded by Councilwoman Martin. The motion passed without objection (7).

Councilman Ferguson and City Manager Fettrow thanked the representatives from both firms for attending and reiterated that the decision was very difficult.

G. Community Redevelopment Agency Board of Commissioners, Minutes of Meeting on October 26, 2022 (*Also see item 7.A.*)

1. Recommendation: Approval of Multipurpose Center Site Work, Sidewalks, Fiber Installation, and Other Portions of Project

...approve the proposed cost for the Multipurpose Center site work, sidewalks, fiber installation, and other project items in an amount not to exceed \$1.1 million with an additional contingency of 15% and to forward the recommendation to the City Council...

City Manager Fettrow reminded Council that the Multipurpose Center construction was previously approved by Council and provided a summary of the additional work currently under consideration.

Councilwoman Martin moved to approve the recommendation; seconded by Councilman Cadore. The motion passed by unanimous vote (7).

H. Reappointments and Appointments

o None

10. UNFINISHED BUSINESS

o None

11. CONSENT BUSINESS

Councilman Daski moved for approval of these consent business items:

- A. Approval: Purchase of Freightliner Dump Truck, Stormwater Division (Public Works Department)
- B. Approval: Increase in Existing Private Extra-Duty Detail Rate and Corresponding Administrative Fee (Public Safety Department)
- C. Approval: Change Order for EQB/Bio-Solids Project (Wastewater Treatment Department)
- D. Approval: Purchase of Duplicate Bar Screen/Installation Project (Wastewater Treatment Department)
- E. Approval: Purchase of Caterpillar 416 Backhoe (Wastewater Treatment Department)
- F. Approval: Commencement of Deep Injection Well Design and Permitting Project (Wastewater Treatment Department)
- G. Approval: Purchase of Vac-Con Pressure Truck (Wastewater Treatment Department)
- H. Approval: Utilization of Reserve Funds for Carry-Over Items for Fiscal Year 2023 (Wastewater Treatment Department)

The motion was seconded by Councilwoman Martin and passed without objection (7).

12. ITEMS REMOVED FROM CONSENT BUSINESS

- None

13. NEW BUSINESS

- None

14. PETITIONS, REMONSTRANCES AND COMMUNICATIONS

- None

15. REPORTS**A. City Manager Report**

- City Manager Fettrow:
 - Reported that she and Councilman Ferguson met with Representative Thad Altman, who serves as Chair of the Brevard Delegation. She noted that the Brevard Delegation meeting will be hosted in the Council Chamber in January.
 - Congratulated Councilman Cadore for being named as a finalist for the *Florida Today* Citizen of the Year volunteer recognition and noted that the award program is scheduled for December 8th at 6:00 p.m. at Eastern Florida State College in Cocoa.
 - Reported that a meeting was held with Brevard County at Taylor Park to address citizen concerns. Corrective action is underway and will continue over the next 30-45 days.
 - Reminded Council that Operation Shred will be held on Saturday, November 5th from 8:00 a.m. – 10:30 a.m. at The Church of Jesus Christ of Latter-day Saints.

B. City Attorney Litigation Report

- None

City Attorney Miniclier reported that the Luther Drive tax deeds were approximately \$3,400.00.

C. Reports from the Dais

- Councilmembers thanked Councilman Ferguson and City Manager Fettrow for their efforts in researching and interviewing potential lobbyists.
- Councilmembers congratulated Councilman Cadore for being selected as a finalist for Citizen of the Year.
- Councilmembers congratulated and welcomed representatives from GrayRobinson, P.A.
- Councilwoman Martin reminded Council of the Central Brevard NAACP banquet on Saturday, November 5th at the Space Coast Convention Center.

- Councilman Cadore:
 - Reported that he plans to attend the Brevard County NAACP event.
 - Thanked the Eastern Florida State College students for attending the meeting and leading the invocation and Pledge of Allegiance.
 - Attended a reentry simulation event at Eastern Florida State College for incarcerated individuals reentering the general population.
- Councilman Ferguson:
 - Reminded Council of the next Space Coast League of Cities meeting on Monday, November 14th at Dixie Crossroads.
 - Reported that the Rockledge High School Track & Field Booster has secured the remaining funds needed to purchase equipment.
- Councilman Hartselle attended the St. Mary Church trunk-or-treat event, which was well attended.
- Councilman Daski:
 - Will be attending the shred event on Saturday, November 5th.
 - Attended a Team Viv event on Saturday, October 29th in support of Vivian, who has traveled to Washington, D.C. for additional cancer treatment.
- Councilman Forester:
 - Praised the claw truck driver from the Sanitation Division.
 - Will attend the shred event on Saturday, November 5th.
- Mayor Price reported that he will also attend the shred event on Saturday.

16. ADJOURN

There being no further business to come before the Council, Chairman Price declared the meeting to be adjourned at 6:49 p.m.

ATTEST: _____

City Clerk

Council Chairman