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## ROCKLEDGE CITY COUNCIL REGULAR MEETING

### NOTICE AND AGENDA

Wednesday, March 18, 2009 • 6:30 p.m.

Chairman E. Georgia Phillips Presiding

Council Chamber, Rockledge City Hall, 1600 Huntington Lane, Rockledge Florida 32955

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#### EVERY PERSON ADDRESSING THE CITY COUNCIL MUST COMPLETE A SPEAKER'S CARD

The cards are located near the door of the Council Chamber.

Completed cards are to be given to the City Clerk  
before the meeting convenes or prior to the introduction of a particular agenda item.

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1. CALL TO ORDER / ROLL CALL
2. INVOCATION – Councilman Forester
3. SALUTE TO THE FLAG
4. APPROVAL OF MINUTES – Special Meeting on February 18, 2009 &  
Regular Meeting on February 18, 2009
5. PRESENTATIONS
  - A. Mayor Schultz: RHS Science Class (Jackie Insalaco)
6. FINANCIAL / BUDGET REPORT -- Month of February 2009
7. PUBLIC HEARINGS / ORDINANCES / RESOLUTIONS
  - A. First Reading: Ordinance Amending Option 2 of Section 3.1, Optional Forms of Retirement Income, of the Fire Employees, General Employees, and Police Employees Retirement Plans
  - B. First Reading: Ordinance Amending Zoning District, R2A to P1, Two Acres near the Southeast Corner of Huntington Lane & Eyster Boulevard (Petitioner: SK & NK United, Inc., ZDA-09-01)
  - C. Resolution: Authorizing Submittal of Urban and Community Forestry Grant Application
  - D. Resolution: Dissolving the Rockledge Student Advisory Committee
  - E. Resolution: Supporting Full State Funding for Schools in FY 2010
8. REPORTS FROM BOARDS AND COMMITTEES
  - A. Code Enforcement Board, Minutes of Meeting on February 12, 2009



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ANY PERSON WHO DESIRES TO APPEAL ANY DECISION MADE BY THE  
ROCKLEDGE CITY COUNCIL WILL NEED TO ENSURE THAT A VERBATIM RECORD  
OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES TESTIMONY AND EVIDENCE  
UPON WHICH THE APPEAL IS TO BE BASED.

- B. The Rockledge Environmental Enhancement (TREE) Board, Minutes of Meeting on February 13, 2009
- C. Council Water Resources Committee, Minutes of Meeting on February 16, 2009
  - 1. Recommendation: Huntington Lakes II Subdivision & Stormwater Lakes
  - 2. Recommendation: Property Acquisition for Stormwater Management, 26 Acres (Rizzo, LLC)
- D. Council Finance & Budget Committee, Minutes of Meeting on February 16, 2009
  - 1. Recommendation: Funding for New Police Facility
- E. Citizens Advisory Committee, Minutes of Meeting on February 23, 2009
- F. Business Development Committee, Minutes of Meeting on February 24, 2009
- G. Council Finance & Budget Committee, Minutes of Meeting on February 25, 2009
  - 1. Recommendation: Retirement Plans
  - 2. Recommendation: Process for Completing Design and Construction of Police Facility
- H. Appointments / Reappointments
  - 1. Code Enforcement Board Reappointments
- 9. UNFINISHED BUSINESS
  - A. Report: Revisions to Severe Consistency and Compatibility Proposal – deferred 01/21/09
- 10. CONSENT BUSINESS
  - A. Request: Approval of First Responder Agreement with Brevard County Fire Rescue (Fire Department)
  - B. Request: Expenditure from Forfeiture Fund (Police Department)
  - C. Request: Special Event Permit and Fee Waiver, Nick Catechis Scholarship Fundraiser, Sunday, April 19 (Malibu's Sports Grille & Bar)
  - D. Request: Approval of Revised Street Resurfacing List
  - E. Request: Travel Approval for FCCMA Annual Conference, May 27-30, 2009 in St. Augustine (City Manager McKnight)
- 11. NEW BUSINESS
  - A. Request: Bid Award, 20,000 Gallon Split-Celled Fuel Storage Tank & Pumps (Public Works Department)
  - B. Request: Approval of Amendment #5 to Interlocal Agreement (Brevard County Parks)
  - C. Request: Proposed Resolution of Support, Underage Drinking and Increased Penalties for Contributing



- 12. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS
- 13. REPORTS
  - A. City Manager Reports
  - B. City Attorney Litigation Report
- 14. ADJOURN



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ANY PERSON WHO DESIRES TO APPEAL ANY DECISION MADE BY THE ROCKLEDGE CITY COUNCIL WILL NEED A RECORD OF THE PROCEEDINGS AND MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORDS INCLUDES TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

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**ROCKLEDGE CITY COUNCIL SPECIAL MEETING MINUTES**

**Wednesday, February 18, 2009 - 6:00 p.m.**

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1. CALL TO ORDER / ROLL CALL

The Rockledge City Council met in special session on February 18, 2009, at 6:00 p.m. in the Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

PRESENT:	Dr. Joe Lee Smith	Councilmember, Seat #1
	Richard K. Blake	Councilmember, Seat #2
	Colleen M. Stuart	Councilmember, Seat #3
	Frank T. Forester	Councilmember, Seat #4
	E. Georgia Phillips	Councilmember, Seat #5
	Thomas J. Price, Jr.	Councilmember, Seat #6
	Joseph E. Miniclier	City Attorney
	James P. McKnight	City Manager
	Betsi Beatty Moist	City Clerk

ABSENT: Larry L. Schultz Mayor

With a quorum present, the meeting was called to order at 6:00 p.m. by Chairman E. Georgia Phillips.

City Attorney Miniclier announced that the purpose of this meeting is to discuss strategy related to litigation pursuant to:

- West Coast Realty Services, Inc. vs. Ann C. Anderson, City of Rockledge, et al, Case No. 05-2005-CA-06876

City Attorney Miniclier read aloud the names of the individuals permitted to attend the closed executive session, in addition to the attending Court Reporter, as follows:

Mayor Larry L. Schultz  
Councilman Joe Lee Smith  
Councilman Richard K. Blake  
Councilwoman Colleen M. Stuart  
Councilman Frank T. Forester  
Councilwoman E. Georgia Phillips  
Councilman Thomas J. Price, Jr.  
City Attorney Joseph E. Miniclier  
City Manager James P. McKnight

2. ADJOURNMENT INTO EXECUTIVE ATTORNEY / CLIENT SESSION

Chairman Phillips declared the special meeting to be temporarily adjourned at 6:01 p.m. in order to conduct the Executive Attorney/Client Session.

3. RECONVENE TO SPECIAL MEETING

Chairman Phillips announced the conclusion of the Executive Attorney/Client Session at 6:11 p.m. and declared the special meeting to be reconvened and open to the public.

4. ADJOURN

There being no further business to come before the Council, Chairman Phillips declared the meeting to be adjourned at 6:11 p.m.

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Council Chairman

ATTEST: \_\_\_\_\_  
City Clerk

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## ROCKLEDGE CITY COUNCIL REGULAR MEETING MINUTES

Wednesday, February 18, 2009 - 6:30 p.m.

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### 1. CALL TO ORDER / ROLL CALL

The Rockledge City Council met in regular session on February 18, 2009, at 6:30 p.m. in the Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

PRESENT:	Larry L. Schultz	Mayor
	Dr. Joe Lee Smith	Councilmember, Seat #1
	Richard K. Blake	Councilmember, Seat #2
	Colleen M. Stuart	Councilmember, Seat #3
	Frank T. Forester	Councilmember, Seat #4
	E. Georgia Phillips	Councilmember, Seat #5
	Thomas J. Price, Jr.	Councilmember, Seat #6
	Joseph E. Miniclier	City Attorney
	James P. McKnight	City Manager
	Betsi Beatty Moist	City Clerk

STAFF PRESENT:	David A. Henderson	Assistant City Manager
	Carl L. Jones	Building Official
	Don R. Griffin	Planning Director
	Stephen H. Wilson	Community Advocate
	Richard E. Allen	Fire Chief
	John C. Shockey	Chief of Police
	C. Kenneth Poole	Public Works Director
	Alan M. LaDuke	Wastewater Treatment & Water Reclamation Director

With a quorum present, the meeting was called to order by Chairman E. Georgia Phillips.

### 2. INVOCATION

The invocation was given by Councilwoman Stuart.

### 3. SALUTE TO THE FLAG

A salute was given to the flag and the pledge of allegiance was repeated in unison.

### 4. APPROVAL OF MINUTES – Regular Meeting on February 4, 2009

**Councilman Smith made a motion to approve the minutes of the regular meeting on February 4, 2009; seconded by Councilman Forester. The motion carried unanimously (7).**

### 5. PRESENTATIONS

- U.S. Congressman Bill Posey (unscheduled)

Congressman Bill Posey shared the highlights of his experiences in Washington, D.C. thus far, noting how different it is from serving at the local and state levels.

Following Congressman Posey's report, Mayor Schultz asked him to remain at the podium for a special presentation from the City Council. Chairman Phillips provided a brief history on the redesign and rebuild of the House and Senate Chambers of the U.S. Capitol, for which her uncle, Joseph Whitfield Burcham, was the project architect. Chairman Phillips had access to the sealed plans for this project, and she collaborated with Posey's former high school teacher, Charles Thompson, to custom build a frame to exhibit a page of the plans showing the layout of the chambers. This framed document was presented to Congressman Posey from the City Council, intended for displaying on his office wall in Washington, D.C.

A. Jan Stewart, Historic Cocoa Village Association

Jan Stewart addressed the Council to express appreciation for the partnership success between the HCVA and the City of Rockledge for the recently held inaugural art and craft fair on Barton Boulevard, commending all involved for superlative performance. Lorena Palermo, also with the HCVA, joined Ms. Stewart in making two special presentations to Community Advocate Steve Wilson and CAC-CRA member Orville Susong for their invaluable assistance in ensuring the success of the event. Mr. Susong was present with a gift card, while Mr. Wilson received a framed hologram that he had admired during the fair.

B. Principal Tony Hines, Rockledge High School; Principal Richard Myers, Kennedy Middle School; Principal Rosette Brown, McNair Magnet School

Rockledge High School Principal Tony Hines led the presentation with a description of potential budget reductions being proposed for RHS. Also describing areas of concern for their respective schools were: Richard Myers of Kennedy Middle School, Rosette Brown of McNair Magnet School, Carl Brown of Manatee Elementary School, Denise Johnson of Andersen Elementary School, and Pam Hooks of Golfview Elementary School. Mr. Hines closed by asking the Council to contact the members of the legislative delegation in support of funding for education, and encouraged attendance at the Town Hall Education Meeting scheduled for Monday, February 23, at the King Center in Melbourne.

Councilman Forester, who serves as an assistant principal at Kennedy Middle School, addressed the fact that the sharing of the school facilities serves the community at-large in several ways. He followed with a **motion directing City Staff to prepare a resolution in support of funding for education in Brevard County and opposing the proposed education budget reductions. The motion was seconded by Councilman Blake and passed without objection (7).**

6. FINANCIAL / BUDGET REPORT – Month of January 2009

**Mayor Schultz moved to be in receipt of the Financial/Budget Report for the month of January 2009; seconded by Councilman Blake. The motion passed by unanimous vote (7).**

7. PUBLIC HEARINGS / ORDINANCES / RESOLUTIONS

- A. Emergency Ordinance: No Parking, Rockledge Avenue between Orange Court & Seminole Drive, 7:00 a.m. to 4:00 p.m., when RHS is in Session

**Mayor Schultz offered an ordinance** entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING SECTION 21.40 OF THE ROCKLEDGE CODE OF ORDINANCES BY RELETTERING SUBSECTIONS (bb) THROUGH (nn) OF SAID SECTION AS SUBSECTIONS (cc) THROUGH (oo), RESPECTIVELY, AND BY ADDING TO SAID SECTION A NEW SUBSECTION (bb) THAT PROHIBITS PARKING ON BOTH SIDES OF ROCKLEDGE AVENUE FROM ORANGE COURT TO SEMINOLE DRIVE BETWEEN THE HOURS OF 7:00 A.M. AND 4:00 P.M., MONDAY THROUGH FRIDAY, WHEN ROCKLEDGE HIGH SCHOOL IS IN SESSION; AUTHORIZING THE PLACEMENT OF "NO PARKING" SIGNS AND PROVIDING A PENALTY FOR VIOLATION OF 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 to read the ordinance in its entirety; seconded by Councilman Blake. The motion passed unanimously (7).**

City Attorney Miniclier read aloud the entire ordinance, after which **Councilman Blake moved for its adoption as an emergency ordinance; seconded by Mayor Schultz.**

Councilman Forester announced that he does not support the purported safety issue in connection with this ordinance, and he will be voting against the motion.

**Voting FOR the motion: Mayor Schultz and Councilmembers Smith, Blake, Stuart and Phillips. Voting AGAINST the motion: Councilmen Forester and Price. The motion passed by a vote of 5 to 2, which exceeds the required 2/3 vote for adoption of an emergency ordinance.**

8. REPORTS FROM BOARDS AND COMMITTEES

- A. Business Development Committee, Minutes of Meeting on January 27, 2009

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

- Business Development Committee on January 27, 2009
- Planning Commission on February 3, 2009

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

1. Recommendations: Appointments to Fill Vacancies, Economic Development Commission of Florida's Space Coast

...that Jim Adam be appointed to fill the position of primary representative on the EDC being vacated by Kendall Moore.

...that Council appoint Dave Copp to fill Jim Adam's former position on the EDC.

**Councilman Forester moved to appoint Jim Adam as the primary representative on the EDC; seconded by Councilwoman Stuart. The motion passed without objection (7).**

**Mayor Schultz moved to appoint Dave Copp to fill Jim Adam's former position on the EDC; seconded by Councilman Forester. The motion passed unanimously (7).**

B. Planning Commission, Minutes of Meeting on February 3, 2009 – See item 8-A.

1. Recommendation: ZDA 09-01, R2A to P1, South Side of Eyster Boulevard, 175' East of Huntington Lane (SK & NK United, Inc.)

...to approve ZDA-09-01 zoning classification change from R2A (Multi-Family Dwelling, Low Density) to P1 (Professional) with the stipulation that it be used for hospice only with a binding site plan.

**Councilman Price moved to be in receipt of the recommendation and open the matter for public hearing, as advertised; seconded by Councilman Forester. The motion carried with a unanimous vote (7).**

a) Public Hearing

Chairman Phillips declared the matter open to the public for comment.

- Jake Wise of CEG, 2651 Eau Gallie Boulevard in Melbourne, representing the petitioner, displayed a concept drawing of the proposed hospice facility location and reported that the neighborhood meeting held by Wuesthoff Health Services affiliates was very productive and indicated the support of the neighboring residential property owners.
- Peter Chuley, Jr., 910 Spirea Drive, read aloud a prepared statement describing the hospice as a positive aspect to the neighborhood, but questioning plans for future development on Eyster Boulevard.
- Becky Kosher, 900 Spirea Drive, expressed support for the hospice facility and welcomes it as a neighbor.

There being no further public input, Chairman Phillips declared the public hearing to be closed.

**Mayor Schultz made a motion to approve ZDA-09-01 and the recommended stipulation, in accordance with §31.14.6 of the LDR, and authorize Staff preparation of the required ordinance; seconded by Councilman Blake.**

Brief discussion took place relating to possible inclusion of a reverter clause in the ordinance, the location of driveways on opposite sides of Eyster Boulevard, and use of a wall for separation of the proposed facility from the residential properties.

**The motion passed by unanimous vote (7).**

C. Appointments / Reappointments

1. Business Development Committee, Appointment to Fill Vacancies

It was noted that two vacancies exist due to the departure of Barry Swift and Mike Cirimotich, who were released in accordance with attendance regulations. There are two applications on file.

**Councilman Price made a motion to appoint Mark Amos and Anthony Salorio to fill the existing vacancies; seconded by Councilman Blake. The motion passed without objection (7).**

9. UNFINISHED BUSINESS

A. Report: Closing of Knollwood Drive at U.S. 1 – *Tabled 01/21/09*

**Councilman Blake moved to remove the item from the table; seconded by Mayor Schultz. The motion passed unanimously (7).**

City Manager McKnight continues to recommend the plan to place a directional left-turn into Azalea Circle from U.S. 1 and to close off Knollwood Drive to traffic at U.S. 1. If Council is in agreement, he would like to present this recommendation to the FDOT in Deland.

**Mayor Schultz moved for approval of the recommendation; seconded by Councilwoman Stuart. The motion passed unanimously (7).**

B. Request: Model Irrigation Ordinance Proposal (SJRWMD) – *deferred 02/04/09*

City Manager McKnight related his opinion that it would be in the City's best interest to be a part of this measure, and discussed the possibility of passing an ordinance limiting the use of reclaimed water to two days per week.

**Mayor Schultz moved that Staff prepare a draft ordinance regulating the use of reclaimed water, for review by the Council Water Resources Committee; seconded by Councilman Blake. The motion passed unanimously (7).**

10. CONSENT BUSINESS – None

11. NEW BUSINESS

A. Request: Special Assessment Program for Ditch Piping, 1694-1698-1696 Silverado Drive

City Manager McKnight revealed that the owners of these three lots have petitioned the City to pipe the ditch behind their homes and assess the properties for the improvements, which are estimated to be \$10,000, more or less.

**Mayor Schultz moved to approve the project and authorize Staff to begin the assessment process; seconded by Councilman Blake. The motion passed without objection (7).**

12. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

- Jodi Bradley, 1322 Hideaway Lane, spoke in support of maintaining funding for education, particularly noting the value of school resource officers in middle and high schools. She asked that, in the event the positions are eliminated, the Council consider providing total salary coverage for these officers.
- Planning Director Griffin relayed the thanks of a numerous parents for the playground and parking installations at Memorial Walk at Levitt Park.

13. REPORTS

A. City Manager Reports

Special Event Request from RHS Project Graduation

In connection with its Poker Run fundraiser on March 21, 2009 that ends at Malibu's Sports Bar & Grille, a Special Events Permit is requested to allow performance of a band outside of the Malibu's facility. It is also requested that any fees be waived.

**Councilman Blake moved for approval of the request; seconded by Councilman Forester. The motion passed without objection (7).**

Telecommunications Services Agreement with Brevard County

**Councilman Blake made a motion to approve the agreement providing City access to the County's 800 MHz radio system; seconded by Mayor Schultz. The motion passed unanimously (7).**

TPO Projects

Approval was requested to submit TPO projects under the Economic Stimulus Bill. Projects include the milling/resurfacing of Murrell Road from Gus Hipp Boulevard to Levitt Parkway, and the piping of the ditch on Pluckebaum Road under the discretionary funds. The deadline for submitting projects is February 20, 2009.

**Councilman Blake moved for approval; seconded by Mayor Schultz. The motion carried with a unanimous vote (7).**

Force Main Repair

It was requested that the force main replacement from Church Street, south to Barton Boulevard be included under the Economic Stimulus Bill.

**Councilman Blake made a motion to approve; seconded by Councilwoman Stuart. The motion passed unanimously (7).**

Resolution, Stimulus Funds for Police Facility Construction

Resolution No. 2009-643 entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, EXPRESSING SUPPORT FOR THE POLICE DEPARTMENT'S EFFORTS TO SECURE STIMULUS FUNDS TO BE USED FOR THE CONSTRUCTION OF A MODERN LAW ENFORCEMENT FACILITY" was introduced.

**Councilman Blake moved to waive the reading and adopt; seconded by Mayor Schultz. The motion passed without objection (7).**

B. City Attorney Litigation Report dated February 11, 2009

**Councilwoman Stuart made a motion to be in receipt of the City Attorney Litigation Report dated February 11, 2009; seconded by Councilman Blake. The motion carried unanimously (7).**

- Councilwoman Stuart posed questions relating to the use of official email addresses. Staff will follow up with a response.
- Mayor Schultz suggested the involvement of the Education Advisory Committee in support of instituting social studies in the school curriculum. It was noted that EAC member Blair Nave is negotiating the grant process to funds civics education in Brevard County schools.
- Councilwoman Phillips announced that she will be leaving for Washington, D.C. on Monday, February 23rd.

14. ADJOURN

There being no further business to come before the Council, Chairman Phillips declared the meeting to be adjourned at 8:23 p.m.

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Council Chairman

ATTEST: \_\_\_\_\_  
City Clerk

AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING SECTION 3.1 OF THE CITY OF ROCKLEDGE FIRE EMPLOYEES RETIREMENT PLAN, THE CITY OF ROCKLEDGE GENERAL EMPLOYEES RETIREMENT PLAN, AND THE CITY OF ROCKLEDGE POLICE EMPLOYEES RETIREMENT PLAN; PROVIDING FOR CHANGES TO OPTION 2 OF THE OPTIONAL FORMS OF RETIREMENT INCOME RELATING TO JOINT PENSIONER BENEFIT PAYMENTS BY HAVING SUCH BENEFIT REVERT TO NORMAL TEN YEAR CERTAIN AND LIFE THEREAFTER BENEFIT FORM IN EVENT JOINT PENSIONER SHOULD PRE-DECEASE PARTICIPANT; PROVIDING 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.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCKLEDGE, FLORIDA, AS FOLLOWS**

**SECTION 1.** That Option 2 of Section 3.1, OPTIONAL FORMS OF RETIREMENT INCOME, of the City of Rockledge Fire Employees Retirement Plan, as amended and restated in Rockledge City Ordinance No. 1192-99, dated September 22, 1999, is hereby amended to include the underlined and ~~stricken~~ language where indicated, as follows:

**3.1 OPTIONAL FORMS OF RETIREMENT INCOME**

Option 2:

A retirement income of a modified monthly amount, payable to the Participant during the joint lifetime of the Participant and a joint pensioner designated by the Participant, and following the death of the Participant, ~~one hundred percent (100%), seventy five percent (75%), sixty six and two thirds percent~~

~~(66 2/3%), or fifty percent (50%), of such monthly amount payable to the joint pensioner for the lifetime of the joint pensioner as follows:~~

- (A) one hundred percent (100%), or
- (B) seventy-five percent (75%), or
- (C) sixty-six and two thirds percent (66 2/3%),  
or
- (D) fifty percent (50%)

In the event the joint pensioner predeceases the Participant, the Participant shall thereafter continue to receive the monthly amount ~~as~~ payable during their joint lifetime.

However, at the time of selecting such joint pensioner option a Participant may elect an additional option as follows:

In the event the joint pensioner predeceases the Participant, the Participant shall thereafter receive an adjusted monthly amount payable as the normal benefit (ten (10) year certain and life) thereafter.

Participants retiring prior to enactment of this ordinance shall not be entitled to change the Participant's prior elected option.

**SECTION 2.** That Option 2 of Section 3.1, OPTIONAL FORMS OF RETIREMENT INCOME, of the City of Rockledge General Employees Retirement Plan, as amended and restated in Rockledge City Ordinance No. 1192-99, dated September 22, 1999, is hereby amended to include the underlined and ~~stricken~~ language where indicated, as follows:

**3.1 OPTIONAL FORMS OF RETIREMENT INCOME**

Option 2:

A retirement income of a modified monthly amount, payable to the Participant during the joint lifetime

of the Participant and a joint pensioner designated by the Participant, and following the death of the Participant, ~~one hundred percent (100%), seventy five percent (75%), sixty six and two thirds percent (66 2/3%), or fifty percent (50%),~~ of such monthly amount payable to the joint pensioner for the lifetime of the joint pensioner as follows:

- (A) one hundred percent (100%), or
- (B) seventy-five percent (75%), or
- (C) sixty-six and two thirds percent (66 2/3%),  
or
- (D) fifty percent (50%)

In the event the joint pensioner predeceases the Participant, the Participant shall thereafter continue to receive the monthly amount ~~as~~ payable during their joint lifetime.

However, at the time of selecting such joint pensioner option a Participant may elect an additional option as follows:

In the event the joint pensioner predeceases the Participant, the Participant shall thereafter receive an adjusted monthly amount payable as the normal benefit (ten (10) year certain and life) thereafter.

Participants retiring prior to enactment of this ordinance shall not be entitled to change the Participant's prior elected option.

**SECTION 3.** That Option 2 of Section 3.1, OPTIONAL FORMS OF RETIREMENT INCOME, of the City of Rockledge Police Employees Retirement Plan, as amended and restated in Rockledge City Ordinance No. 1192-99, dated September 22, 1999, is hereby amended to include the underlined and ~~stricken~~ language where indicated, as follows:

### 3.1 OPTIONAL FORMS OF RETIREMENT INCOME

Option 2:

A retirement income of a modified monthly amount, payable to the Participant during the joint lifetime of the Participant and a joint pensioner designated by the Participant, and following the death of the Participant, ~~one hundred percent (100%), seventy five percent (75%), sixty six and two thirds percent (66 2/3%), or fifty percent (50%),~~ of such monthly amount payable to the joint pensioner for the lifetime of the joint pensioner as follows:

- (A) one hundred percent (100%), or
- (B) seventy-five percent (75%), or
- (C) sixty-six and two thirds percent (66 2/3%),  
or
- (D) fifty percent (50%)

In the event the joint pensioner predeceases the Participant, the Participant shall thereafter continue to receive the monthly amount ~~as~~ payable during their joint lifetime.

However, at the time of selecting such joint pensioner option a Participant may elect an additional option as follows:

In the event the joint pensioner predeceases the Participant, the Participant shall thereafter receive an adjusted monthly amount payable as the normal benefit (ten (10) year certain and life) thereafter.

Participants retiring prior to enactment of this ordinance shall not be entitled to change the Participant's prior elected option.

**SECTION 4.** The provisions of this Ordinance are severable and if any section, sentence, clause, or phrase hereof is for any reason held to be unconstitutional, invalid or ineffective, such holding shall not affect the validity of

the remaining portions of this Ordinance, it being expressly declared to be the City Council's intent that it would have passed the valid portions of this Ordinance without the inclusion therein of any invalid portion or portions.

**SECTION 5.** This Ordinance shall become effective ten (10) days following its adoption and signing by the Chairman of the City Council.

**ADOPTED** at a regular meeting of the City Council of the City of Rockledge, Florida, this \_\_\_\_\_ day of \_\_\_\_\_ 2009.

\_\_\_\_\_  
Chairman, City Council of the  
City of Rockledge, Florida

ATTEST:

\_\_\_\_\_  
City Clerk

1st Reading: \_\_\_\_\_

2nd Reading: \_\_\_\_\_

AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 2.0 ACRES LOCATED NEAR THE SOUTHEAST CORNER OF HUNTINGTON LANE AND EYSTER BOULEVARD WITHIN PLANNING DISTRICT 8 OF THE CITY OF ROCKLEDGE, AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE, FROM THE R-2A (MULTI-FAMILY DWELLING, LOW DENSITY) DISTRICT TO THE P1 (PROFESSIONAL) DISTRICT, MODIFIED TO RESTRICT THE USES TO THOSE PARTICULARLY IDENTIFIED 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 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.

**WHEREAS,** application ZDA-09-01 was made by **SK & NK UNITED, INC.** to the City Council of the City of Rockledge, Florida, to change the zoning classification of the real property herein described from the R-2A (Multi-Family Dwelling, Low Density) District to the P1 (Professional) District; and

**WHEREAS,** the Rockledge City Council referred said application to the Rockledge Planning Commission for its review and recommendations as to the relationship of the

proposed rezoning to the Rockledge Comprehensive Plan, and after a public hearing, with due public notice, said Planning Commission rendered its report and recommendations to the City Council, which recommended approval of the requested changes with limitations; and

**WHEREAS**, after considering the aforesaid application for rezoning, and the recommendations of the Planning Commission, and after hearing the property owners, parties in interest and all citizens wishing to present their views relative to said proposed zoning change, the Rockledge City Council has determined that the requested rezoning to the P1 (Professional) District as modified herein is consistent with the Rockledge Comprehensive Plan and should be granted in this instance;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCKLEDGE, FLORIDA, AS FOLLOWS:**

**SECTION 1.** That the zoning classification of the following described real property near the southeast corner of Huntington Lane and Eyster Boulevard within Planning District 8 in the City of Rockledge, County of Brevard, State of Florida, to-wit:

**LEGAL DESCRIPTION:**

TAX PARCEL ID: 25-36-09-00-00512.0-0000.0

PARCEL 1: (PER O.R. BOOK 5195, PAGE 2985)

A PARCEL OF LAND LYING IN THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 25 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID NORTHEAST 1/4 OF THE SOUTHWEST 1/4 AND RUN S. 00°57'42" W. ALONG THE WEST LINE OF SAID NORTHEAST 1/4 OF THE SOUTHWEST 1/4 A DISTANCE OF 50.0 FEET TO A POINT ON THE THE SOUTH RIGHT OF WAY LINE OF EYSTER BOULEVARD ( A 100 FOOT RIGHT OF WAY), THE POINT OF BEGINNING; THENCE S. 89°50'57"E. ALONG SAID SOUTH RIGHT OF WAY LINE AND PARALLEL TO THE NORTH LINE OF THE SOUTHWEST 1/4, DISTANCE OF 200.00 FEET; THENCE S. 00°57'42" W. PARALLEL TO THE AFORESAID WEST LINE OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 A DISTANCE OF 217.02 FEET; THENCE N. 89°50'57" W. PARALLEL TO THE AFORESAID NORTHEAST LINE OF THE SOUTHWEST 1/4, A DISTANCE OF 200.00 FEET; THENCE N. 00°57'42" E., PARALLEL TO THE AFORESAID WEST LINE OF THE OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 A DISTANCE OF 217.02 FEET, TO THE POINT OF BEGINNING.

TAX PARCEL ID: 25-36-09-00-00511.0-0000.0

PARCEL 2: (PER O.R. BOOK 5195, PAGE 2985)

A PARCEL OF LAND LYING IN THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 25 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID NORTHEAST 1/4 OF THE SOUTHWEST 1/4 AND RUN S. 00°57'42" W. ALONG THE WEST LINE OF SAID NORTHEAST 1/4 OF THE SOUTHWEST 1/4 A DISTANCE OF 50.0 FEET TO A POINT ON THE THE SOUTH RIGHT OF WAY LINE OF EYSTER BOULEVARD ( A 100 FOOT RIGHT OF WAY), THENCE S. 89°50'57"E. ALONG SAID SOUTH RIGHT OF WAY LINE AND PARALLEL TO THE NORTH LINE OF THE SOUTHWEST 1/4, DISTANCE OF 200.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S. 89°50'57" E. ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 200.00 FEET; THENCE S. 00°57'42" W. PARALLEL TO THE AFORESAID WEST LINE OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 A DISTANCE OF 217.02 FEET; THENCE N. 00°57'42" E. PARALLEL TO THE AFORESAID WEST LINE OF THE OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 A DISTANCE OF 217.02 FEET, TO THE POINT OF BEGINNING.

be and the same is hereby changed from the R-2A (Multi-Family Dwelling, Low Density) District to the P1 (Professional) District, modified to restrict the uses to the following:

- The only permitted use shall be for a hospice facility;
- The footprint, height and other details set out in the owner's site plan shall be binding in accordance with §31.14.6 of the Rockledge Land Development Regulations;
- Once constructed, the footprint and height exterior of the building may not be modified;
- Should the owner, or any future owner, change the use of the property from a hospice facility to any other use, the zoning of this property shall immediately revert to R-2A (Multi-Family Dwelling, Low Density) District with a maximum density of five (5) units per acre.

**SECTION 2.** That the zoning ordinance of the City of Rockledge, and the official zoning map referred to therein, and any amendments to said Ordinance and zoning map to the extent that the same specifically zone the real property herein described, be and the same are hereby amended to provide and show the zoning change made by this Ordinance, and the Rockledge City Manager is directed to forthwith cause to be designated on the face of said official zoning map the new zoning classification of the property described in this Ordinance.

**SECTION 3.** The provisions of this Ordinance are severable, and if any section, sentence, clause, or phrase hereof is for any reason held to be unconstitutional, invalid, or ineffective, such holding shall not affect the validity of the remaining portions of this Ordinance, it being expressly declared to be the City Council's intent that it would have passed the valid portions of this Ordinance without the inclusion therein of any invalid portion or portions.

**SECTION 4.** This Ordinance shall become effective ten (10) days following its adoption and signed by the Chairman of the City Council.

**ADOPTED** at a regular meeting of the City Council of the  
City of Rockledge, Florida, this \_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Chairman, City Council of the  
City of Rockledge, Florida

ATTEST:

\_\_\_\_\_  
City Clerk

1st Reading: \_\_\_\_\_

2nd Reading: \_\_\_\_\_

A RESOLUTION OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, TO AUTHORIZE THE SUBMITTAL OF A \$10,000 GRANT APPLICATION AND TO ENTER INTO AN URBAN AND COMMUNITY FORESTRY GRANT MEMORANDUM OF AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF FORESTRY.

**WHEREAS**, trees are an important part of our community;  
and

**WHEREAS**, the City of Rockledge wishes to maintain its newly planted trees; and

**WHEREAS**, the City of Rockledge desires to apply for an Urban and Community Forestry Grant that would provide monies to help fund, primarily, the purchase and installation of trees, as well as mulch and tree staking, and to cover a portion of the cost of implementing irrigation to the Dr. Robert A. Anderson Park; and

**WHEREAS**, the City of Rockledge wishes to enter into an Urban and Community Forestry Grant Memorandum of Agreement between the City of Rockledge, Florida and the Florida Department of Agriculture and Community Services;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROCKLEDGE, FLORIDA, AS FOLLOWS:**

**Section 1.** The City Council of the City of Rockledge supports the implementation of tree planting, tree staking, and irrigation at the Dr. Robert A. Anderson Park Project.

**Section 2.** The City Council of the City of Rockledge hereby authorizes the Rockledge City Manager to enter into an Urban and Community Forestry Grant Memorandum of Agreement between the City of Rockledge and the Florida Department of Agriculture and Consumer Services.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Rockledge, Florida, this \_\_\_\_\_ day of \_\_\_\_\_ 2009.

\_\_\_\_\_  
Chairman, Rockledge City Council

ATTEST:

\_\_\_\_\_  
City Clerk

RESOLUTION NO. 2009 - \_\_\_\_\_

RESOLUTION OF THE CITY COUNCIL OF THE CITY  
OF ROCKLEDGE, BREVARD COUNTY, FLORIDA,  
DISSOLVING THE ROCKLEDGE STUDENT ADVISORY  
COMMITTEE.

**WHEREAS**, the Rockledge City Council created the Rockledge  
Student Advisory Committee by Resolution 2003-531; and

**WHEREAS**, the Student Advisory Committee has failed to  
garner enough persons interested in serving on said committee;  
and

**WHEREAS**, the Rockledge Student Advisory Committee is now  
non-functional and should therefore be dissolved;

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE  
CITY OF ROCKLEDGE, FLORIDA, AS FOLLOWS:**

**SECTION 1.** The Rockledge Student Advisory Committee  
created by Resolution 2003-531 is hereby dissolved.

**SECTION 2.** All records, if any, held by any officer of  
the Rockledge Student Advisory Committee shall be delivered to  
the City Clerk for inclusion in the City's record system.

**PASSED AND ADOPTED** at a regular meeting of the City  
Council of the City of Rockledge, Florida, this \_\_\_ day of  
\_\_\_\_\_, 2009.

\_\_\_\_\_  
Chairman, Rockledge City Council

ATTEST:

\_\_\_\_\_  
City Clerk

**RESOLUTION NO. 2009 - \_\_\_\_\_**

RESOLUTION OF THE CITY OF ROCKLEDGE,  
BREVARD COUNTY, FLORIDA, CALLING FOR THE  
RESTORATION OF FULL FUNDING FOR FISCAL  
YEAR 2010 BY THE STATE OF FLORIDA FOR THE  
BREVARD COUNTY SCHOOL DISTRICT.

**WHEREAS,** the City of Rockledge recognizes that the highest quality of education is a necessary key factor in continued growth and improvement in the quality of life for all its citizens and businesses; and

**WHEREAS,** recent budgetary cuts, coupled with planned future reductions in funding for education from the State of Florida, will reduce the Brevard County School District's ability to continue its history of outstanding education for our children and lead to diminished classroom and extracurricular activities within the entire district, which will negatively impact the City of Rockledge;

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROCKLEDGE, FLORIDA, AS FOLLOWS:**

**SECTION 1.** That the City of Rockledge endorses and encourages restoration of full state funding to the Brevard County School District for the fiscal year 2010;

**SECTION 2.** That copies of this resolution be furnished to the Governor, Speaker of the Florida House of Representatives, President of the Florida Senate, and each

member of the Brevard County legislative delegation.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Rockledge, Florida, this \_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
Chairman, Rockledge City Council

ATTEST:

\_\_\_\_\_  
City Clerk

-----  
**ROCKLEDGE CODE ENFORCEMENT BOARD**  
**MEETING MINUTES**

**Thursday, February 12, 2009 - 4:30 p.m.**  
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1. CALL TO ORDER

The Rockledge Code Enforcement Board met on Thursday, February 12, 2009, at 4:40 p.m. in the conference room of the building department at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

MEMBERS PRESENT: Keith Brockhouse, Chairman  
Michael Holloway, Vice Chairman  
Mike Cirimotich  
Bill Hall  
Allen Willis

MEMBERS ABSENT: Paul Hayhurst (excused)  
James Bartlett (excused)

STAFF PRESENT: Mitchell Goldman, Board Attorney  
Joseph Miniclier, City Attorney  
Carl Jones, Building Official  
Maddie Curtis, Code Enforcement Officer  
Deanna Pomichter, Recording Secretary

With a quorum present, the meeting was called to order by Chairman Keith Brockhouse.

2. APPROVAL OF MINUTES

- Regular Meeting held January 8, 2009

Keith Brockhouse, noted that the attendance record had X's instead of A's for the absences in January.

**Motion by Mike Cirimotich to approve the minutes and the correction to the attendance record of the Regular Meeting held January 8, 2009. Seconded by Bill Hall, Vice Chairman. All in favor. Motion carries.**

3. UNFINISHED BUSINESS

None

4. NEW BUSINESS

- A. CASE #03-007 and 07-001 – Ann Anderson, 25 Valencia Avenue, Request for reduction of fine

Mitchell Goldman, Board Attorney addressed the Board to explain that the City received a letter from Stephen Cerqua, stating his intentions regarding the property located at 25 Valencia Road.

Carl Jones, Building Official, gave further details about the request from Mr. Cerqua.

Joseph Miniclier, City Attorney, stated that there was a Judgment filed on this property and that this Board has no jurisdiction over this request. Mr. Miniclier stated

that this has to be brought before the City Council in an executive session because of the nature of the property and the request.

Discussion followed.

**Motion made by Bill Hall, to disapprove the request for reduction of fines due to lack of jurisdiction. Second by Mike Cirimotich. All in favor. Motion carries.**

B. Code Enforcement Posting requirements per Florida Statute 162.

Maddie Curtis, Code Enforcement Officer, explained the process for notifying residence of violations on their property. Sometimes the certified mail that is sent out comes back either unclaimed or there is no forwarding address available. When this happens, the notice is given to a Rockledge Police Officer for hand delivery. However that is not always successful. Ms. Curtis is looking for an alternative method of notification of being able to post the notification of violation on the property.

Discussion followed. The consensus was that if a property does need to be posted, it is to be presented to the Board for approval, along with supporting documentation that all other methods were exhausted.

- Election of New Chairman, Vice Chairman – Not an Agenda Item

Mike Cirimotich nominated Keith Brockhouse for Chairman.

**Motion made by Mike Cirimotich, to elect Keith Brockhouse as Chairman. Second by Bill Hall. All in favor. Motion carries.**

Michael Holloway nominated Mike Cirimotich for Vice Chairman

Mike Cirimotich nominated Michael Holloway for Vice Chairman.

**Motion made by Keith Brockhouse to elect Mike Cirimotich as Vice Chairman. Second by Bill Hall. All in favor. Motion carries.**

5. ADJOURN

There being no further business the meeting was adjourned at 5:05 PM.

Submitted by:

\_\_\_\_\_  
Recording Secretary

Approved by:

\_\_\_\_\_  
Chairman

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**THE ROCKLEDGE ENVIRONMENTAL ENHANCEMENT (TREE) BOARD**

**MINUTES OF REGULAR MEETING**

**Thursday, February 13, 2009 - 6:00 p.m.**  
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**1. CALL TO ORDER**

**PRESENT:** Susan Davis, Jennifer Stites, Jill LaVista, Carole McCormick, Sandy Sharpe, David Straughn, Kent Moore, Alan Willis.

**ABSENT:** Leslie Augustine (excused) Marti Rich (excused)

**STAFF PRESENT:** Rene LaMarr.

**GUEST:** NONE

With a quorum present the meeting was called to order at 6:03 p.m. by Chairman Stites.

**2. APPROVAL OF MINUTES**

**Motion made by, David Straughn seconded by, Alan Willis to approve the minutes of the regular meeting of January 8, 2009. Motion passed.**

**3. REPORTS**

**A. Chair –**

**Chairman Stites reported she has successfully enrolled Rockledge Christian School in the “Capri Sun” recycling program with Terra Cycle. Although it is a lot of work to clean, package up & mail the some 250 containers per week, she feels it’s worth it by keeping them out of the landfill.**

**B. Beautification –**

Board members selected Patriotic banners for Barton Boulevard. They will be displayed for Flag Day, Memorial Day and July fourth.

**C. Standing Committees**

**1. Neighborhood / Membership –**

Rene LaMarr reported Homeowners Associations Presidents have contacted her regarding adding their Subdivision entrances on the list for the quartly beautification awards.

**2. Clubs and Organizations**

Member Sandy Sharpe attended the Keep Brevard Beautiful meeting; The Trash Bash Organizational meeting will be held Tuesday, February 17<sup>th</sup>. Friday April 25<sup>th</sup> is the Secret Garden tour. KBB would like to have a few more gardens involved.

**3. Business and Public Properties –**

**4. OLD BUSINESS****A. Landscaping around City Hall**

Members finalize the types of plants, trees, flowers and shrubbery selection for the landscaping at City Hall. The City will be responsible for planting them.

**5. NEW BUSINESS –****A. Arbor Day Flier**

Members would like Rene LaMarr to ask the City Manager if the City of Rockledge would donate the money for the winners of the Art Contest this year there will be 3 winners in each grade category for a total \$300. Last year board members donated the monies.

**6. COMMUNICATIONS-**

Chairman Stites shared a recycling program from a company called "Terra Cycle". It involves recycled Capri Sun drink pouches and receiving ¢2 per pouch and donating the monies to a school of your choice. She will ask to implement this in her children's school, (Rockledge Christian) to see how students respond to it. She's also going to contact the company to see if you can donate the monies to Environmental projects.

**7. ADJOURN**

Chairman Head adjourned the meeting at 7:20 p.m.

The next regular meeting will be March 12, 2009.

Submitted by:

Rene LaMarr, Recording Secretary

APPROVED BY

Jennifer Stites, Chairman

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**COUNCIL WATER RESOURCES COMMITTEE**  
**MEETING MINUTES**

**Monday, February 16, 2009 - 5:30 p.m.**  
-----

1. CALL TO ORDER

A meeting of the Council Water Resources Committee was held on Monday, February 16, 2009, at 5:30 p.m. in the Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

MEMBERS PRESENT: Larry L. Schultz, Mayor/Chair  
Frank T. Forester, Councilman

MEMBERS ABSENT: Richard K. Blake, Councilman (excused)

STAFF PRESENT: James P. McKnight, City Manager  
David A. Henderson, Assistant City Manager  
C. Kenneth Poole, Public Works Director

With a quorum present, Mayor Schultz called the meeting was called to order at 5:30 p. m.

2. UNFINISHED BUSINESS

A. Huntington Lakes II Subdivision and Stormwater Lakes

City Manager McKnight reviewed appraisal reports on the subject property, and discussed the merits of the proposed purchase. He also went over the details of the purchase that were provided in the non-binding Letter of Understanding into which the City and Huntington II Investment, LLC had entered. The agreement was technically void, but the specifics contained therein remained agreeable to the parties. There was a period of discussion among the members of the committee, staff, and representatives of Huntington II Investment, LLC on the detail of the property agreement, and how remuneration would be made. At the conclusion of this discussion, Councilman Forester offered the following motion:

**That the Water Resources Committee recommends to the Rockledge City Council the implementation of the Letter of Agreement with Huntington II Investment, LLC, pending a review by the City Attorney, and that the terms of the sale be as stipulated by the City Manager and in the Agreement.**

The motion was seconded by, Mayor Schultz, whereupon it passed unanimously by a vote of two (2).

3. NEW BUSINESS

A. Discussion: Property Acquisition for Stormwater Management, 26 Acres (Rizzo, LLC)

City Manager McKnight brought information to the committee concerning his having been approached by representatives of RIZZO, LLC, interesting in selling, to the

City, certain properties located near the old Rinker Manufacturing Plant. He was asking for guidance from the committee pursuant to obtaining appraisals at a cost of approximately \$2,000.00. He noted further action would be required of the City Council after receipt of the appraisal. After a period of discussion between those present, Councilman Forester offered the following motion:

**That the Water Resources Committee recommends to the Rockledge City Council that the City Manager be authorized to obtain an appraisal of the subject property, and that the City Attorney be engaged to review the appraisal, and to, by whatever means deemed appropriate, determine status of the title to the land and to discover any encumbrances that might be in force.**

The motion was seconded by Mayor Schultz, whereupon it passed unanimously by a vote of two (2)

4. ADJOURN

There being no further business to discuss, Mayor Schultz declared the meeting adjourned at 6:11 p. m.

Submitted by:

David A. Henderson  
Assistant City Manger



Professional Seal  
 State of Florida  
 License No. 10000  
 Date of Issue 10/09/2009

**HUNTINGTON PHASE II  
 STORMWATER POND  
 AERIAL  
 February 2009  
 City of Rockledge  
 Brevard County, Florida**

SCALE  
 VERTICAL  
 1" = 100'  
 HORIZONTAL  
 1" = 200'

NO.	DATE	BY	REVISIONS

DATE: 02/02/09  
 DRAWN BY: JEM  
 CHECKED BY: JEM  
 PROJECT NO.: 09-01-001  
 SHEET NO.: 10 OF 10

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