

---

# ROCKLEDGE CITY COUNCIL REGULAR MEETING MINUTES

WEDNESDAY, MAY 17, 2023 ♦ 6:00 P.M.

---

## 1. CALL TO ORDER / ROLL CALL

The Rockledge City Council met in regular session on May 17, 2023, at 6:00 p.m. in the Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

<b>PRESENT:</b>	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

<b>STAFF PRESENT:</b>	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	Wastewater Treatment & Water Reclamation Director
	James H. Wilson	Deputy Fire Chief

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

## 2. INVOCATION

- The invocation was given by Councilman Daski.

## 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 May 3, 2023

***Councilwoman Martin moved to approve the minutes of the regular meeting on May 3, 2023; seconded by Councilman Cadore. The motion carried unanimously (7).***

#### 5. PRESENTATIONS

##### A. Mayor Price

##### 1. Special Recognitions

- a. Pam Williams, Rockledge Team Captain, Running Zone Spring into Fitness Challenge

Mayor Price recognized Rockledge resident Pam Williams, who served as team captain for Team Rockledge in the Running Zone Spring into Fitness Challenge and noted that Pam led the City's team to victory for the first time.

- b. Rockledge High School Academic Achievement

##### (1) Brielle Perini, Valedictorian

Mayor Price recognized and summarized the accomplishments of Brielle Perini, Rockledge High School Valedictorian for the Class of 2023. Mayor Price presented Brielle with a Certificate of Commendation.

##### (2) Jasmine Bohannon, Salutatorian

Mayor Price recognized and summarized the accomplishments of Jasmine Bohannon, Rockledge High School Salutatorian for the Class of 2023. Mayor Price presented Jasmine's mother with a Certificate of Commendation, as Jasmine was unable to attend due to her attendance at a science fair.

#### 6. FINANCIAL / BUDGET REPORT

- April 2023

***Councilman Ferguson moved to be in receipt of the Financial/Budget Report for the month of April 2023; seconded by Councilwoman Martin. The motion passed by unanimous vote (7).***

#### 7. PUBLIC HEARINGS / ORDINANCES / RESOLUTIONS

- A. Resolution: Concerning a Developer's Agreement for Harvest Landing Planned Unit Development (PUD) – Impact Fee Credit

***Councilman Ferguson offered a Resolution entitled "A RESOLUTION OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CONCERNING A DEVELOPER'S AGREEMENT BETWEEN THE CITY OF***

ROCKLEDGE AND THE OWNERS OF THE PROPERTY KNOWN AS HARVEST LANDING PLANNED UNIT DEVELOPMENT (PUD), SOUTH OF PLUCKEBAUM ROAD" **and moved to waive the reading and adopt the Resolution; 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).**

## 8. REPORTS FROM BOARDS AND COMMITTEES

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

- Student Advisory Committee, Minutes of Meeting on May 2, 2023

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

- A. Student Advisory Committee, Minutes of Meeting on May 2, 2023 (no recommendation)
- B. Reappointments and Appointments
  - None

## 9. UNFINISHED BUSINESS

- None

## 10. CONSENT BUSINESS

**Councilman Daski moved for approval of these consent business items:**

- A. Approval: Force Main Connections for Lift Stations 11, 14, and 25; Gregori Construction, Inc. (Wastewater Treatment Department)
- B. Approval: Directional Bores for Force Main Replacements at Lift Stations 11, 14, and 25; K3 Directional Drilling, Inc. (Wastewater Treatment Department)

**The motion was seconded by Councilwoman Martin and passed by unanimous vote (7).**

## 11. ITEMS REMOVED FROM CONSENT BUSINESS

- None

## 12. NEW BUSINESS

- None

## 13. PETITIONS, REMONSTRANCES AND COMMUNICATIONS

- Walt Kostrzewa, 20 Summer Place, expressed concern regarding the presence of AirBnB short-term rentals in Rockledge subdivisions, particularly those that exist in communities with homeowners' associations

and communal amenities, such as a community swimming pool or playground. He questioned the potential liability of residents in subdivisions when short-term renters utilize the communal amenities and inquired about the City's future regulation of these types of rentals.

City Manager Fettrow explained that the City is concerned with short-term rentals within Rockledge and has made efforts throughout the last several years to enact change through the Florida Legislature. City Attorney Miniclier noted that Statutes have been enacted that preempted the ability of the City to enact local prohibitive legislation. He encouraged residents to reach out to Legislators.

Mayor Price explained that the individual homeowners' association can prohibit short-term rentals.

- Dan Gawlik, 7511 Cislo Court, Viera, introduced 321Linkzster, which is a new small business directory platform in Brevard County.
- Moses L. Harvin, Sr., 1924 Jacques Drive, Melbourne, provided an overview of the 2023 Summit of Seven Conference, which will be held on June 9<sup>th</sup> and 10<sup>th</sup> at Eastern Florida State College in Melbourne. Mr. Harvin offered to share City employment information at the Conference.

## 14. REPORTS

### A. City Manager Report

- City Manager Fettrow:
  - Reported that the 2024 Legislative Session begins on Tuesday, January 9<sup>th</sup> due to it being a presidential election year. Interim Committee weeks will begin on September 18, 2023, and Policy Committees will begin to meet as early as June 2023. She will bring a formal agenda item to the next meeting requesting authorization to travel along with any interested Councilmembers.
  - Explained that the price of a new fire engine pumper is increasing, and the production time is now approximately 38 to 44 months. She requested Council's authorization to order the next fire engine pumper utilizing up to \$800,000.00 in ARPA funds. The pumper should be delivered by Fall 2026, which aligns with the City's Capital Improvement Plan. The expenditure will be formally presented to the Council Finance and Budget Committee. City Manager Fettrow reported that she attempted to solidify a delivery date with the company, but the backlog is so great that they cannot guarantee a specific time frame.

***Councilman Daski moved to allow the City Manager to order a fire engine/pumper with an expense of up to \$800,000.00***

**utilizing ARPA funds and to order it as soon as possible; seconded by Councilman Cadore. The motion passed without objection (7).**

- Announced that she will be out of the office on Friday, May 26<sup>th</sup>.

B. City Attorney Litigation Report

- May 2023

**Councilman Ferguson moved to be in receipt of the City Attorney Litigation Report dated May 4, 2023; seconded by Councilwoman Martin. The motion passed unanimously (7).**

City Attorney Miniclier requested that Council authorize the hiring of Attorney Joseph DeLeo to help litigate the REDI, LLC and Watson Paving cases.

**Councilman Forester moved to allow the City Attorney to hire an additional attorney to assist him with the two cases; seconded by Councilwoman Martin.**

City Attorney Miniclier noted that Attorney DeLeo's fee is \$350.00 per hour.

**The motion passed unanimously (7).**

City Attorney Miniclier provided a brief update on other cases listed in the report.

City Attorney Miniclier requested authorization to expend funds, per his contract, to attend the Florida Municipal Attorneys Association's Annual Seminar from July 6 – 8, 2023 in Boca Raton. City Manager Fettrow confirmed that \$3,500.00 is budgeted for City Attorney travel.

**Councilwoman Martin moved to approve the funds for the City Attorney to attend the Florida Municipal Attorneys Association annual conference in July; seconded by Councilman Cadore. The motion passed without objection (7).**

C. Reports from the Dais

- Councilmembers thanked audience members for attending and congratulated the Rockledge High School Valedictorian and Salutatorian.
- City Clerk & Public Relations Officer LeVasseur reported that the *About Town* newsletter should be arriving in mailboxes within the next 1 to 2 weeks.

- Councilman Daski:
  - Announced that the City will be hosting its annual 9/11 Remembrance Ceremony, which will be formally announced on social media and the City's website.
  - Attended the opening ceremony of the City's Annual Charity Golf Tournament.
- Councilwoman Martin:
  - Attended the City's Volunteer Breakfast and the Public Safety Awards Ceremony.
  - Reminded Council of Johnnie Jenkins' 100<sup>th</sup> birthday celebration and the Central Brevard NAACP Gala, both scheduled for June 3<sup>rd</sup> in Cocoa.
- Councilman Ferguson:
  - Announced that the next Space Coast League of Cities Dinner is on Monday, June 12<sup>th</sup> in Melbourne.
  - Reported that the Space Coast League of Cities is offering a scholarship opportunity, and the application deadline is June 16<sup>th</sup>.
  - Congratulated City Manager Fettrow for receiving the Florida League of Cities Home Rule Hero Award.
- Councilman Hartselle:
  - Attended the Public Safety Awards Ceremony and Volunteer Breakfast.
  - Will not be in attendance at the June 7<sup>th</sup> City Council meeting, as he will be on his honeymoon.
- Councilman Cadore:
  - Congratulated City Manager Fettrow for receiving the Home Rule Hero Award.
  - Gave the invocation at a recent car show at Rockledge City Center.
  - Would like for the City to continue recognizing educators for their work.
- Councilman Forester:
  - Attended the City's Volunteer Breakfast.
  - Commented about issues regarding AirBnB rentals and efforts by homeowners' associations to prohibit that activity.
  - Noted that the Council Finance and Budget Committee will begin meeting in June for the Fiscal Year 2024 budget.

- Mayor Price:
  - Reminded Councilmembers to submit their completed City Attorney evaluations as soon as possible.
  - Congratulated City Manager Fettrow for receiving the Home Rule Hero Award for the fifth consecutive year.

**15. ADJOURN**

There being no further business to come before the Council, Chairman Price declared the meeting to be adjourned at 6:58 p.m.

---

**Council Chairman**

**ATTEST:** \_\_\_\_\_

**City Clerk**