
ROCKLEDGE CITY COUNCIL REGULAR MEETING MINUTES

WEDNESDAY, JANUARY 18, 2023 ♦ 6:00 P.M.

1. CALL TO ORDER / ROLL CALL

The Rockledge City Council met in regular session on Wednesday, January 18, 2023, 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
	Sammie Brown Martin	Councilmember, Seat #3
	Frank T. Forester	Councilmember, Seat #4
	Duane A. Daski	Councilmember, Seat #5
	Joseph E. Miniclier	City Attorney
	Dr. Brenda Fettrow	City Manager
	Jennifer M. LeVasseur	City Clerk & Public Relations Officer
ABSENT:	Dr. R. Shaun Ferguson	Councilmember, Seat #2
	Ted J. Hartselle	Councilmember, Seat #6
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	Wastewater Treatment & Water Reclamation Director
	Donna Seyferth	Deputy Chief of Police
	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, led by Scout Pack 720, was repeated in unison.

4. APPROVAL OF MINUTES

- Regular Meeting on December 21, 2022

Councilman Daski moved to approve the minutes of the regular meeting on December 21, 2022; seconded by Councilwoman Martin. The motion carried unanimously (5).

5. PRESENTATIONS

A. Department of Public Safety – Police Division

1. Special Recognition

a. Corporal Bryan Tabaczynski and K9 Bronx

Mayor Price and Public Safety Director/Chief of Police LaSata recognized and thanked Corporal Bryan Tabaczynski and K9 Bronx for almost 9 years of K9 Unit service to the City of Rockledge. K9 Bronx was recognized for his tenure and dedication to the City of Rockledge, as well as Brevard County.

B. Mayor Price

1. Special Recognition

a. Florida Fire Chiefs' Association Fire Marshal of the Year

1. Fire Marshal/Detective Brian Simmons

Mayor Price recognized Fire Marshal/Detective Brian Simmons for being selected as Fire Marshal of the Year by the Florida Fire Chiefs' Association.

2. Employee Awards for 2022

a. Quality Public Service

- Tricia Olsson, City Hall
- James Wilson, Public Safety Department, Fire Division
- Kaitlin Bruning, Public Safety Department, Police Division
- Scott Zimmerman, Wastewater Treatment & Water Reclamation Department
- J. David Pearce, Public Works Department

Mayor Price presented the 2022 Quality Public Service Awards to Tricia Olsson, City Hall; James Wilson, Public Safety Department, Fire Division; Kaitlin Bruning, Public Safety Department, Police Division; Scott Zimmerman, Wastewater Treatment & Water Reclamation Department; and J. David Pearce, Public Works Department. Each of the award winners received a

commemorative plaque and gift card, as well as the congratulations of the Mayor and Council.

b. Safety Employee of the Year

- o James Clark, Public Safety Department, Police Division

Corporal James Clark of the Public Safety Department, Police Division was honored as the Safety Employee of the Year for 2022. In recognition of Corporal Clark's accomplishment, he was presented with a commemorative plaque and gift card. The Mayor and Council expressed congratulations.

c. Employee of the Year

- o Carol King, City Hall

Carol King, City Hall was honored as the 2022 City of Rockledge Employee of the Year. For her achievement, Ms. King was presented with a commemorative plaque, gift card, two days of paid personal leave, and a letter of commendation, as well as the congratulations of the Mayor and Council.

At 6:19 p.m., Chairman Price called for a brief recess. Chairman Price reconvened the meeting at 6:24 p.m.

6. FINANCIAL / BUDGET REPORT

- o Month of December 2022

Councilwoman Martin moved to be in receipt of the Financial/Budget Report for the month of December 2022; seconded by Councilman Cadore. The motion passed by unanimous vote (5).

7. PUBLIC HEARINGS / ORDINANCES / RESOLUTIONS

- A. Ordinance: First Reading and Public Hearing, Changing the Zoning Classification from M2 District to ROC District on Approximately 100+/- Acres, Lake Betsi (ZDA-22-07)

Councilman Daski offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CHANGING THE ZONING CLASSIFICATION FROM THE M2-LIGHT INDUSTRIAL AND WAREHOUSING DISTRICT TO THE ROC - RECREATION, OPEN SPACE AND CONSERVATION DISTRICT IN PLANNING DISTRICT 5 OF APPROXIMATELY 100+/- ACRES, SITUATED AT THE NORTH END OF COGSWELL STREET, ABUTTING THE MCKNIGHT FAMILY SPORTS COMPLEX 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 first 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 (5).**

City Attorney Miniclier read aloud the title of the Ordinance for the first 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 to authorize additional publication and a second public hearing to be held on February 1, 2023; seconded by Councilwoman Martin. The motion carried by unanimous vote (5).

- B. Ordinance: First Reading, Changing the Zoning Classification from R2 District to ROC District on Approximately 3+/- Acres, Taylor Park (ZDA-22-08)

Councilwoman Martin offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CHANGING THE ZONING CLASSIFICATION FROM THE R2 - SINGLE FAMILY DWELLING DISTRICT TO THE ROC - RECREATION, OPEN SPACE AND CONSERVATION DISTRICT IN PLANNING DISTRICT 3 OF APPROXIMATELY 3+/- ACRES, LOCATED AT 1292 FLORIDA AVENUE, NORTH OF SOUTH PALMWAY AND EAST OF ROCKLEDGE BOULEVARD KNOWN AS TAYLOR PARK 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 first reading of the Ordinance by title only; seconded by Councilman Cadore. The motion carried unanimously (5).

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 February 1, 2023; seconded by Councilman Cadore. The motion carried by unanimous vote (5).

- C. Ordinance: First Reading and Public Hearing, Changing the Zoning Classification from M2 District to ROC District on Approximately 40+/- Acres, The McKnight Family Sports Complex (ZDA-22-09)

Councilman Daski offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CHANGING THE ZONING CLASSIFICATION FROM THE M2 - LIGHT INDUSTRIAL AND WAREHOUSING DISTRICT TO THE ROC - RECREATION, OPEN SPACE AND CONSERVATION DISTRICT IN PLANNING DISTRICT 5 OF APPROXIMATELY 40+/- ACRES, SITUATED AT THE NORTH END OF COGSWELL STREET AND KNOWN AS THE MCKNIGHT FAMILY SPORTS COMPLEX 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 first 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 (5).

City Attorney Miniclier read aloud the title of the Ordinance for the first 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 to authorize additional publication and a second public hearing to be held on February 1, 2023; seconded by Councilwoman Martin. The motion carried by unanimous vote (5).

- D. Ordinance: First Reading and Public Hearing, Changing the Zoning Classification from IP District to ROC District on Approximately 74+/- Acres, Dick Blake Park (ZDA-22-11)

Councilman Daski offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CHANGING THE ZONING CLASSIFICATION FROM THE IP - INDUSTRIAL PARK DISTRICT TO THE ROC - RECREATION, OPEN SPACE AND CONSERVATION DISTRICT IN PLANNING DISTRICT 6 OF APPROXIMATELY 74+/- ACRES, LOCATED AT 398 GUS HIPPI BOULEVARD AND KNOWN AS DICK BLAKE PARK, 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 first 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 (5).**

City Attorney Miniclier read aloud the title of the Ordinance for the first 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 to authorize additional publication and a second public hearing to be held on February 1, 2023; seconded by Councilman Cadore. The motion carried by unanimous vote (5).

- E. Ordinance: First Reading, Changing the Zoning Classification from C1 District to ROC District on Approximately 8+/- Acres, Larry L. Schultz Park (ZDA-22-12)

Councilwoman Martin offered an Ordinance entitled "AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, CHANGING THE ZONING CLASSIFICATION FROM THE C1 - NEIGHBORHOOD RETAIL COMMERCIAL DISTRICT TO THE ROC - RECREATION, OPEN SPACE AND CONSERVATION DISTRICT IN PLANNING DISTRICT 8 OF APPROXIMATELY 8+/- ACRES, LOCATED IN THE SOUTHEAST CORNER OF FISKE BOULEVARD AND LEVITT PARKWAY AND KNOWN AS LARRY L. SCHULTZ PARK

SITUATED 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 first reading of the Ordinance by title only; seconded by Councilman Cadore. The motion carried unanimously (5).**

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 February 1, 2023; seconded by Councilman Cadore. The motion carried by unanimous vote (5).

8. REPORTS FROM BOARDS AND COMMITTEES

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

- o Planning Commission, Minutes of Meeting on January 3, 2023

seconded by Councilwoman Martin. The motion passed unanimously (5).

- A. Planning Commission, Minutes of Meeting on January 3, 2023

1. Recommendation: Site Plan Approval, Cameron Rockledge Apartments, 920 Rockledge Boulevard

...recommend to City Council approval of the site plan with respect to compliance with the Rockledge Code of Ordinances...

City Manager Fettrow provided a brief summary of the site plan.

Theresa Clifton, Executive Director, Brevard Humane Society, 876 US Highway 1, explained that the Brevard Humane Society previously entered into a parking lot agreement with the former owner of 920 Rockledge Boulevard, which has since expired. She is concerned about what will happen to the Brevard Humane Society and the Molly Mutt Thrift Shop with the addition of the apartment complex and asked that the developer not install a wall that blocks the shop, which may put them out of business.

Robby Browning, Developer, confirmed that a wall is shown on the plans, but a landscaping wall will be installed further to the south instead of a block wall to better support the Brevard Humane Society's mission and efforts in the community. Mr. Browning reiterated that the development team will work with representatives with the Brevard Humane Society.

Councilwoman Martin moved to approve the site plan for Cameron Rockledge Apartments; seconded by Councilman Cadore. The motion passed by unanimous vote (5).

B. Reappointments and Appointments

1. Reappointments

a. Planning Commission

Councilman Forester moved to reappoint Karen Kuta and Matthew Whalen for additional terms on the Planning Commission; seconded by Councilwoman Martin. The motion passed without objection (5).

2. Appointments

a. Student Advisory Committee

Councilman Daski moved to approve the removal of Howard Graham and Davin Valdes and appoint Fiona Acquah and Felicity Inman to the Student Advisory Committee; seconded by Councilwoman Martin. The motion carried without objection (5).

b. Planning Commission

Councilman Daski moved to appoint Jody Spinneweber to the Planning Commission; seconded by Councilwoman Martin. The motion passed unanimously (5).

c. The Rockledge Environmental Enhancement (TREE) Board

Councilman Daski moved to appoint Richard Swart to The Rockledge Environmental Enhancement (TREE) Board; seconded by Councilwoman Martin. The motion carried without objection (5).

9. UNFINISHED BUSINESS

- None

10. CONSENT BUSINESS

Councilman Daski moved for approval of these consent business items:

- A. Approval: Declaration of Surplus Property and Authorization to Scrap Said Property, One Legally Impounded Vehicle (Public Safety Department)
- B. Approval: Request to Designate Rockledge Police Department K-9 Bronx as Retired and Relinquish Ownership (Public Safety Department)
- C. Approval: Approving and Transmitting a Letter of Support for the Space Coast Transportation Planning Organization (SCTPO) Intermodal Development Grant Application, Station Feasibility Study (City Manager)
- D. Approval: Change Orders for Northeast Force Main Reroute (Wastewater Treatment Department)
- E. Approval: Purchase of Gradall Excavator XL4100, Declaration of Surplus Property and Authorization to Sell Said Property (Public Works Department)
- F. Approval: Server Upgrade for Microsoft Server 2012 Expiration (Information Technology Division)

The motion was seconded by Councilwoman Martin and passed by unanimous vote (5).

11. ITEMS REMOVED FROM CONSENT BUSINESS

- o None

12. NEW BUSINESS

- A. Action Item: Travel Authorization, Florida League of Cities (FLC) Legislative Action Days (City Manager)

City Manager Fettrow reported that City officials are invited to attend Legislative Action Days during the Legislative Session. This year's Legislative Action Days will be held April 3-5, 2023 in Tallahassee.

Councilwoman Martin moved to authorize travel for any interested Councilmembers and the City Manager to attend the Florida League of Cities Legislative Action Days; seconded by Councilman Cadore. The motion carried without objection (5).

- B. Action Item: Request for Exception from Rockledge Land Development Regulations to Construct an Eight-Foot Fence, 1069 Fairlawn Drive (Building Department)

City Manager Fettrow explained that the City's Land Development Regulations require that any requests for fencing that exceeds six feet in height must be approved by City Council. The property owner at 1069 Fairlawn Drive is requesting authorization to install an eight-foot privacy fence.

Councilmembers discussed the potential consequences of setting a precedent with these types of requests. However, due to the slope of the land, a traditional 6-foot privacy fence is likely not sufficient. Council discussed informing other residents on the street of this approval and affording them the opportunity to make the same request.

Councilman Daski moved to approve the request for construction of an eight-foot fence at 1069 Fairlawn Drive and recommend the City notify other neighbors in the same situation that the option is available to them; seconded by Councilwoman Martin.

Councilwoman Martin requested that the residents be notified within 45-60 days. Councilman Forester did not feel it was necessary to notify the neighbors.

The motion passed unanimously (5).

- C. Action Item: Selection of GIS Mapping, Survey, and LiDAR Processing Firm (GIS Division)

City Manager Fettrow reported that the City recently solicited Proposals and Qualifications for GIS Mapping, Survey, and LiDAR Processing. A total of five (5) complete submissions were received, and the GIS Division independently scored each submission to develop a ranking. City Manager Fettrow requested authorization from Council to work with the City Attorney to negotiate a contract with the highest ranked firm. She explained that if the negotiation is unsuccessful, per the Consultants' Competitive Negotiation Act, negotiations would then begin with the second-highest ranked firm and so on until a contract is successfully negotiated or all negotiations have been formally terminated.

Councilman Cadore moved to authorize the City Manager and City Attorney to commence contract negotiations; seconded by Councilwoman Martin. The motion passed without objection (5).

13. PETITIONS, REMONSTRANCES AND COMMUNICATIONS

- Dr. Danielle McKinnon, Director of Equity and Diversity, Brevard Public Schools, and Ms. Beverly Hilton, educator at Kennedy Middle School, announced the second annual Lift Every Voice event in honor of Black History Month, which will be held in the Rockledge Civic Hub on February 19th from 2:00 p.m. – 4:00 p.m.

14. REPORTS

A. City Manager Report

- City Manager Fettrow:
 - Spoke to the Brevard Legislative Delegation last week at the Brevard Legislative Delegation meeting.
 - Requested Council's direction concerning the Cocoa/Rockledge Holiday Parade. She reported that the 2022 parade saw record low attendance and float participation, and the involved entities have been brainstorming ways to either improve the current parade or seek alternatives. Councilmembers expressed their desire to continue the parade and suggested a time change to the morning, as well as the formation of a committee to assist with outreach and participant recruitment.
 - Requested that Council consider naming the body of water on the south side of Barnes Boulevard near David Henderson Way as Lake Virginia after Councilman Hartselle's mother. She noted that more discussion could occur at the next meeting when Councilman Hartselle is in attendance.
 - Announced that the first Council Finance and Budget Committee meeting will be on February 15th at 5:30 p.m.

B. City Attorney Litigation Report

- January 2023

Councilman Daski moved to be in receipt of the City Attorney Litigation Report dated January 6, 2023; seconded by Councilwoman Martin. The motion passed unanimously (5).

City Attorney Miniclier provided an update on cases listed in the report.

C. Reports from the Dais

- Councilmembers offered wishes for a Happy New Year and thanked Scout Pack 720 for attending the meeting and leading the Pledge of Allegiance.
- Councilwoman Martin:
 - Recently attended two Martin Luther King, Jr. remembrance programs.
 - Will be attending Legislative Action Days.

- Councilman Cadore:
 - Suggested that the Cities of Cocoa and Rockledge each consider entering a float in the Cocoa/Rockledge Holiday Parade.
 - Reminded Council of the Infinite Scholar event on January 26th at Rockledge High School.
 - Acknowledged his wife, Cornelia, in the audience.

15. ADJOURN

There being no further business to come before the Council, Chairman Price declared the meeting to be adjourned at 7:21 p.m.

Council Chairman

ATTEST: _____
City Clerk