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## ROCKLEDGE CITY COUNCIL REGULAR MEETING MINUTES

Wednesday, November 21, 2018 ♦ 6:00 p.m.

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### 1. CALL TO ORDER / ROLL CALL

The Rockledge City Council met in regular session on Wednesday, November 21, 2018, at 6:00 p.m. in the Council Chamber at Rockledge City Hall, 1600 Huntington Lane, Rockledge, Florida.

PRESENT:	Thomas J. Price	Mayor
	Dr. Joe Lee Smith	Councilmember, Seat #1
	Dr. R. Shaun Ferguson	Councilmember, Seat #2
	Sammie Brown Martin	Councilmember, Seat #3
	Frank T. Forester	Councilmember, Seat #4
	Duane A. Daski	Councilmember, Seat #5
	Ted J. Hartselle	Councilmember, Seat #6
	Joseph E. Miniclier	City Attorney
	Dr. Brenda Fettrow	City Manager
	Lisa C. Nicholas	Public Relations Officer & City Clerk
STAFF PRESENT:	Stephen H. Wilson	Community Advocate
	Joseph P. LaSata	Public Safety Director/Chief of Police
	James Wilson	Deputy Fire Chief
	C. Kenneth Poole	Public Works Director
	James Elmore	Wastewater Treatment & Water Reclamation Director
	Trina Gilliam	City Planner

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

### 2. INVOCATION

- The invocation was given by Councilman Hartselle.

### 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 November 7, 2018

*Councilman Daski moved to approve the minutes of the regular meeting on November 7, 2018; seconded by Councilwoman Martin. The motion carried unanimously (7).*

5. PRESENTATIONS

- None

6. FINANCIAL / BUDGET REPORT

- Month of October 2018

*Councilman Daski moved to be in receipt of the Financial/Budget Report for the month of October 2018; seconded by Councilman Forester. The motion passed by unanimous vote (7).*

7. PUBLIC HEARINGS / ORDINANCES / RESOLUTIONS

- A. Ordinance: Second Reading and Public Hearing, Ordinance No. 1743-2018  
Amending Fiscal Year 2017-2018 General Administrative Budget

*Councilman Ferguson offered Ordinance No. 1743 entitled “AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 1715-2017 OF SAID CITY TO REVISE AND AMEND IN CERTAIN RESPECTS THE GENERAL ADMINISTRATIVE BUDGET OF THE CITY OF ROCKLEDGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2017, AND ENDING SEPTEMBER 30, 2018, IN THE 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 second reading of the Ordinance by title only and to open the matter for public hearing; seconded by Councilman Daski. 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 Ferguson moved for the adoption of the Ordinance; seconded by Councilwoman Martin. Voting for the motion: Mayor Price and Councilmembers Smith, Ferguson, Martin, Forester, Daski and Hartselle. The motion carried by unanimous vote (7).*

- B. Ordinance: Second Reading and Public Hearing, Ordinance No. 1744-2018  
Amending Fiscal Year 2017-2018 Community Redevelopment Agency Budget

*Councilman Daski offered Ordinance No. 1744 entitled “AN ORDINANCE OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 1719-2017 OF SAID CITY TO REVISE AND AMEND IN CERTAIN RESPECTS THE ROCKLEDGE COMMUNITY REDEVELOPMENT AGENCY BUDGET OF THE CITY OF ROCKLEDGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2017, AND ENDING SEPTEMBER 30, 2018, IN THE 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 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 Smith moved for the adoption of the Ordinance; seconded by Councilman Ferguson. Voting for the motion: Mayor Price and Councilmembers Smith, Ferguson, Martin, Forester, Daski and Hartselle. The motion carried by unanimous vote (7).*

- C. Ordinance: First Reading and Public Hearing, Changing the Zoning Classification of Approximately 10.5 Acres of Property from R2 to R2A at the West End of Jamestown Drive, Abutting Huntington Lane

*Councilman Ferguson 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 R2A (MULTI-FAMILY (LOW DENSITY) DWELLING) DISTRICT IN PLANNING DISTRICT 8 OF APPROXIMATELY 10.5 ACRES LOCATED AT THE WEST END OF JAMESTOWN DRIVE AND ABUTTING HUNTINGTON LANE IN THE CITY OF ROCKLEDGE, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT “A” OF THIS ORDINANCE; AMENDING THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF ROCKLEDGE TO REFLECT THE CHANGE OF ZONING AFFECTED 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”, 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 (7).*

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.

City Planner Gilliam indicated that changing the zoning classification from R2 to R2A will provide for a density of eight units per acre, rather than five units per acre. The project developer, Nick Rahal, 1269 U.S. Highway 1, indicated that a binding development plan will maintain the density of five units per acre but provide for increased retention.

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

*Councilman Ferguson moved to authorize additional publication and a second public hearing to be held on December 5, 2018; seconded by Councilman Smith. The motion carried by unanimous vote (7).*

8. REPORTS FROM BOARDS AND COMMITTEES

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

- Business Development Committee, Minutes of Meeting on October 30, 2018
- Code Enforcement Board, Minutes of Meeting on November 8, 2018

*The motion was seconded by Councilman Daski and passed without objection (7).*

- A. Business Development Committee, Minutes of Meeting on October 30, 2018 (no recommendation)
- B. Code Enforcement Board, Minutes of Meeting on November 8, 2018 (no recommendation)
- C. Reappointments and Appointments

1. Reappointments

- a) Board of Adjustment

*Councilman Forester moved to reappoint Tanya Molony, William Ellis, and Carol Laymance to an additional three-year term on the Board of Adjustment; seconded by Councilman Daski. The motion passed unanimously (7).*

2. Appointments

- None

9. UNFINISHED BUSINESS

- None

10. ELECTION RESULTS

Public Relations Officer and City Clerk Nicholas reported the following with regard to the November 6, 2018, General Election:

- Duane A. Daski was the unopposed incumbent candidate for City of Rockledge Council Seat No. 5 and will retain that position.
- Ted J. Hartselle was the unopposed incumbent candidate for Rockledge City Council Seat No. 6 and will retain that position.

*Councilman Forester moved to accept the election results; seconded by Councilman Ferguson. The motion passed without objection (7).*

11. ADJOURN

At 6:12 p.m., Chairman Price declared the meeting to be adjourned.

12. RECALL TO ORDER

The Rockledge City Council convened in regular session on November 21, 2018, in the Council Chamber at the hour of 6:20 p.m., with Chairman Price presiding. The City Clerk called the roll. Those present at the meeting were:

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

13. OATHS OF OFFICE ADMINISTERED TO COUNCIL MEMBERS, SEAT NO. 5 AND SEAT NO. 6

At this time, City Attorney Miniclier administered the Oath of Office to Duane A. Daski, Council Member Seat No. 5, and Ted J. Hartselle, Council Member Seat No. 6. City Clerk Nicholas then called the roll. Those present at the meeting were:

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

14. ELECTION OF COUNCIL OFFICES

A. Nominations

1. Election of Chairman to Council

The floor was opened for nominations for the position of Chairman to the Rockledge City Council.

*Councilman Smith nominated Mayor Price to serve as Chairman of the Rockledge City Council for the upcoming year.*

*Councilwoman Martin moved to close the nominations; seconded by Councilman Hartselle.*

*Councilman Hartselle moved to elect Mayor Price as Chairman of the Rockledge City Council for the upcoming year by acclamation; seconded by Councilman Smith. The motion carried unanimously (7).*

B. Nominations

1. Election of Vice Chairman to Council

The floor was opened for nominations for the position of Vice Chairman to the Rockledge City Council.

*Councilwoman Martin nominated Councilman Forester to serve as Vice Chairman of the Rockledge City Council for the upcoming year; seconded by Councilman Smith.*

*Councilman Smith moved to close the nominations; seconded by Councilwoman Martin.*

*Councilman Hartselle moved to elect Councilman Forester as Vice Chairman of the Rockledge City Council for the upcoming year by acclamation; seconded by Councilwoman Martin. The motion passed by unanimous vote (7).*

15. APPOINTMENT OF CITY MANAGER AND CITY CLERK; OATHS OF OFFICE

*Councilman Ferguson moved for the reappointments of Dr. Brenda Fettrow to the position of City Manager and Lisa Nicholas to the position of City Clerk; seconded by Councilwoman Martin. The motion passed by unanimous vote (7).*

At 6:25 p.m., Mayor Price called for a brief recess; the meeting reconvened at 6:29 p.m.

City Attorney Miniclier administered the Oath of Office to City Manager Fettrow and to City Clerk Nicholas.

16. CONSENT BUSINESS

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

- A. Approval: Authorize the City Manager to Accept an FDEP Grant for Resilient Planning for the Future of the City of Rockledge (Planning Division)
- B. Approval: Renewal of Maintenance Agreement with Paralee Company, Inc., for Instrumentation and Calibration Services (Wastewater Treatment Department)
- C. Approval: Task Order, FDEP Permit Renewal for Underground Injection Well Facility, Jones Edmunds (Wastewater Treatment Department)

*The motion was seconded by Councilman Hartselle and passed unanimously (7).*

17. NEW BUSINESS

- None

18. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

- None

## 19. REPORTS

### A. City Manager Reports

- City Manager Fettrow:
  - Requested authorization to again issue Publix gift cards to employees at the holiday employee dinner; the funds have been budgeted. Employees will receive \$50.00, and retirees will receive \$25.00.  
  
*Councilman Ferguson moved to authorize the City Manager to issue holiday gift cards to employees and retirees; seconded by Councilman Smith. The motion passed by unanimous vote (7).*
  - Requested authorization to close City offices and departments at 2:00 p.m. on Christmas Eve (Monday, December 24) and New Year's Eve (Monday, December 31).  
  
*Councilman Daski moved to close City offices and departments at 2:00 p.m. on Christmas Eve and New Year's Eve and to dismiss the employees at that time; seconded by Councilman Forester. The motion passed without objection (7).*
  - Requested approval to again host the Cocoa Beach Regional Chamber of Commerce Wednesday-Friday event on Wednesday, March 6, 2019, at Rockledge City Hall.  
  
*Councilman Ferguson moved for approval of the Wednesday-Friday event on March 6, 2019; seconded by Councilman Hartselle. The motion passed unanimously (7).*
  - Referenced a flyer outlining all of the upcoming holiday events.
  - Indicated that she attended the Florida League of Cities Legislative Conference with Councilmen Hartselle and Ferguson on November 15 and 16 and that copies of the legislative agenda and policy statements of each of the policy committees was provided to members for their reference. The Brevard County Legislative Delegation will convene on January 15, 2019.

### B. City Attorney Litigation Report

- Month of November 2018  
  
*Councilwoman Martin moved to be in receipt of the City Attorney Litigation Report dated November 1, 2018; seconded by Councilman Hartselle. The motion passed by unanimous vote (7).*  
  
City attorney Miniclier provided a synopsis of the litigation report.

### C. Reports from the Dais

- Councilman Hartselle thanked everyone who attended the presentation of the one hundred thousandth pair of shoes by the Kiwanis Club of Rockledge at Golfview Elementary School and stated that he attended the Florida League of Cities (FLC) Legislative Conference and the FLC's Institute for Elected Municipal Officials (IEMO) IV.



- Councilwoman Martin congratulated those who took their oaths of office, indicated that she attended the Florida League of Cities Dinner on November 12, and offered positive remarks with regard to the Hospice of St. Francis Lights of Love tree lighting and memorial service on November 15.
- Councilman Smith congratulated those who took their oaths of office.
- Councilman Ferguson congratulated those who were sworn in and stated that legislative priorities would be discussed at the December 5 meeting.
- Councilman Daski stated that his last three years in office have been very good and that he has enjoyed serving the citizens of Rockledge and extended congratulations to everyone.
- Councilman Forester:
  - Stated that he was pleased to again be selected as Deputy Mayor.
  - Reported on the recent meeting of the joint retirement boards and indicated that there are a few items that are being monitored.
  - Offered laudatory comments on the Lights of Love tree lighting and memorial service, the Kiwanis shoe presentation, the Public Safety Department's "Turkeys for Tickets," and the success of the PSD's Stuff-A-Cruiser event.
- Mayor Price extended congratulations to all that were sworn in and thanked Deputy Mayor Forester for his efforts throughout the year.

20. ADJOURN

There being no further business to come before the Council, Chairman Price declared the meeting to be adjourned at 6:53 p.m.

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Council Chairman

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