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# ROCKLEDGE CITY COUNCIL REGULAR MEETING MINUTES

WEDNESDAY, JUNE 7, 2023 ♦ 6:00 P.M.

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## 1. CALL TO ORDER / ROLL CALL

The Rockledge City Council met in regular session on June 7, 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
	Joseph E. Miniclier	City Attorney
	Dr. Brenda Fettrow	City Manager
	Jennifer M. LeVasseur	City Clerk & Public Relations Officer
<b>ABSENT:</b>	Ted J. Hartselle	Councilmember, Seat #6
<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
	Donna Seyferth	Deputy Chief of Police

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

## 2. INVOCATION

- At the invitation of Mayor Price, the invocation was given by Councilman Ferguson.

## 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

- o Regular Meeting on May 17, 2023

***Councilwoman Martin moved to approve the minutes of the regular meeting on May 17, 2023; seconded by Councilman Cadore. The motion carried unanimously (6).***

#### 5. PRESENTATIONS

##### A. Mayor Price

##### 1. Golf Tournament Check Presentation

##### a. Brevard Achievement Center

Mayor Price recognized the representative from the Brevard Achievement Center, the beneficiary of the 2023 Charity Golf Tournament. Keri Goff, Director of Community Relations, Brevard Achievement Center, accepted proceeds in the amount of \$16,300.00 and thanked the City for its support.

##### 2. Mayoral Proclamation

##### a. Juneteenth Celebration 2023

Mayor Price read aloud a Proclamation recognizing the weekend of June 17-18, 2023 as Juneteenth Celebration 2023. The Proclamation was accepted by Clarence Whipple, President of the NAACP – Central Brevard Chapter and former City of Cocoa Councilman.

#### 6. FINANCIAL / BUDGET REPORT

- o None

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

- A. Resolution: Approving and Adopting the City of Rockledge Policy for Naming and Renaming of Streets, Facilities, Parks, or Other Assets

***Councilman Daski offered a Resolution entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROCKLEDGE, BREVARD COUNTY, FLORIDA, APPROVING AND ADOPTING THE CITY OF ROCKLEDGE POLICY FOR NAMING AND RENAMING OF STREETS, FACILITIES, PARKS, OR OTHER ASSETS" 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, and Daski. The motion carried by unanimous vote (6).***

## 8. REPORTS FROM BOARDS AND COMMITTEES

***Councilwoman Martin moved to be in receipt of the minutes of the following meeting:***

- Rockledge Fire Employees', General Employees', and Police Employees' Retirement Boards, Minutes of Quarterly Joint Meeting on May 19, 2023

***motion seconded by Councilman Ferguson. The motion passed unanimously (6).***

- A. Rockledge Fire Employees', General Employees', and Police Employees' Retirement Boards, Minutes of Quarterly Joint Meeting on May 19, 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: Declaration of Surplus Property and Authorization to Sell or Scrap Said Property (Public Safety Department)
- B. Approval: Purchase of 2023 Ford Transit T-150 Cargo Van (Wastewater Treatment Department)
- C. Approval: Memorandum of Understanding, Brevard County School Board and City of Rockledge, School Resource Officers (Public Safety Department)

***The motion was seconded by Councilwoman Martin and passed by unanimous vote (6).***

## 11. ITEMS REMOVED FROM CONSENT BUSINESS

- None

## 12. NEW BUSINESS

- A. Action Item: Travel Authorization, Florida League of Cities (FLC) Annual and Legislative Conferences and Policy Meetings (City Manager)

City Manager Fettrow reported that this item is concerning travel authorization for interested Councilmembers and the City Manager to attend the Florida League of Cities Annual and Legislative Conferences, as well as Policy Committee meetings throughout 2023.

***Councilman Ferguson moved to authorize travel for any interested Councilmembers and the City Manager to attend the Florida League of Cities Annual and Legislative Conferences in 2023 and for the City Manager and Councilman Hartselle to attend the requested Policy Committee meetings; seconded by Councilwoman Martin. A call for discussion was made.***

City Manager Fettrow requested that those Councilmembers interested in attending the Annual Conference notify her of their attendance by Monday, June 12<sup>th</sup> so reservations can be secured.

***The motion carried without objection (6).***

B. Action Item: City Attorney Annual Performance Evaluation

Mayor Price reported that the tabulation of the annual performance evaluation forms for the City Attorney resulted in an overall job performance rating of 4.88 out of a possible 5.0. Councilmembers were encouraged to meet with City Attorney Miniclier with any questions or comments.

***Councilman Ferguson moved to accept the City Attorney Annual Performance Evaluation Report; seconded by Councilman Cadore. The motion passed by unanimous vote (6).***

### **13. PETITIONS, REMONSTRANCES AND COMMUNICATIONS**

- Doug Baldwin, 820 Barnes Boulevard #D-19, reported that, after his attendance at a prior meeting, his understanding was that he could proceed with developing his remaining lots in the Shepard Park subdivision. Mr. Baldwin explained that he has kept in regular contact with Planning Director Cooper, and recently, he notified Planning Director Cooper of a pending contract to sell 13 lots. Mr. Baldwin was advised by staff that the City would not construct the road, as it was the developer's responsibility. Mr. Baldwin inquired about whether all other lot owners in Shepard Park would be held to the same requirements, including entering into a Development Agreement with the City.

Mr. Baldwin alleged that his sales contract was canceled because incorrect information was provided by City Hall that indicated that development in this area was to comply with low-income requirements, and subsequently, the sales contract was canceled. He indicated that this was now being investigated by an independent body and requested that he be provided with a letter from the City stating that if building requirements are met for individual lots, then no other issues exist that would prohibit building on the lots by any other party.

Mayor Price recommended that Mr. Baldwin schedule an appointment with City Manager Fettrow and City Attorney Miniclier.

Mr. Baldwin reiterated that he is not participating in the voluntary Shepard Park Overlay District, and as such, he should not be required to comply with the Overlay District's requirements.

Councilwoman Martin inquired about whether Mr. Baldwin has retained counsel concerning this subject, as she was hesitant to discuss the topic if litigation was pending. Mr. Baldwin confirmed that he has not retained counsel at this time and has not threatened litigation. Councilwoman Martin indicated that Council would need more information and historical documentation in order to proceed with an informed decision.

Mr. Baldwin asked if the roadway could be cleared so that he could properly survey his lots. He expressed concern that he would need to request Council's authorization to build on every lot.

Councilman Forester explained that if the City Council was approached with a topic, they likely would request that staff conduct research and present thorough information that the City Council could consider.

City Manager Fettrow requested that Mr. Baldwin provide documentation in advance of their meeting that she and City Attorney Miniclier can review.

## 14. REPORTS

### A. City Manager Report

#### o City Manager Fettrow:

- Reported that at a previous meeting, Council authorized the hiring of attorney Joe DeLeo to assist City Attorney Miniclier with the Watson Paving case. She requested authorization to sign an agreement as the formal employer.

***Councilman Cadore moved to authorize City Manager Fettrow to sign off on the documentation; seconded by Councilwoman Martin. The motion passed without objection (6).***

- Explained that the new fire engine will arrive by the end of the week or early next week. A "push-in" ceremony has been scheduled for Saturday, June 17th at 9:00 a.m. at Fire Station 36.
- Noted that the Annual Independence Day Picnic is coming up and requested that Councilmembers volunteer to serve drinks in the drink trailer.
- Announced that Tuesday, June 6th was Assistant City Manager/Finance Director Trine's 7th year employment anniversary.

### B. City Attorney Litigation Report

- o None

### C. Reports from the Dais

- City Clerk & Public Relations Officer LeVasseur:
  - Announced that the latest edition of the *About Town* was mailed out to residents.
  - Reported that Form 1s were mailed out by the Supervisor of Elections Office and are due by July 1<sup>st</sup>. She provided the e-mail address where the forms can be sent electronically.
- City Attorney Miniclier thanked Councilmembers for their confidence in him.
- Councilman Daski:
  - Congratulated Public Safety Director/Chief of Police LaSata on his 10-year service anniversary.
  - Is currently serving on the Space Coast League of Cities scholarship committee and reported that no scholarship applications have been received. He requested that Councilmembers continue sharing the scholarship opportunity.
  - Attended the Rockledge High School graduation ceremony and reported that out of 350 graduates, a quarter of the class graduated with honors. Additionally, approximately 22 graduates are entering into the military, and 20 to 22 graduates earned their Associates Degree.
- Councilwoman Martin:
  - Attended the State of the State presentation on June 1<sup>st</sup> with Deputy Mayor Forester, Councilman Cadore, and City Manager Fettrow.
  - Attended the Central Brevard NAACP Freedom Fund Banquet on June 3<sup>rd</sup>.
  - Attended Ms. Johnnie Jenkins' birthday celebration with Councilman Ferguson.
  - Invited everyone to the Juneteenth celebration on Saturday from 10:00 a.m. to 5:00 p.m. in Cocoa.
- Councilman Ferguson:
  - Reminded Councilmembers of the next Space Coast League of Cities dinner on Monday, June 12<sup>th</sup> at Promise in Brevard.
  - Notified City Manager Fettrow that he will be attending the Florida League of Cities Annual Conference and will volunteer at the Independence Day Picnic.

- Congratulated Public Safety Director/Chief of Police LaSata on his employment anniversary and commended City Attorney Miniclier for a job well done.
- Councilman Cadore:
  - Congratulated Public Safety Director/Chief of Police LaSata and City Attorney Miniclier.
  - Attended high school graduations throughout Brevard County.
  - Attended a drive-by birthday celebration for Ms. Johnnie Jenkins.
- Councilman Forester:
  - Attended the State of the State presentation.
  - Attended the Space Coast Transportation Planning Organization’s open house.
  - Announced that Council Finance & Budget Committee meetings begin next week.
- Mayor Price:
  - Attended the Mayors’ Breakfast.
  - Announced that the City of West Melbourne has surpassed the City of Rockledge as the 4<sup>th</sup> largest city in Brevard.

**15. ADJOURN**

There being no further business to come before the Council, Chairman Price declared the meeting to be adjourned at 6:43 p.m.

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**Council Chairman**

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