

**CITY COUNCIL REGULAR MEETING
MINUTES
JULY 6, 2016**

Pursuant to Public Notice, Mayor Frank Catino convened a regular meeting of the City Council on Wednesday, July 6, 2016, at 7:00 p.m., in the Council Chamber. Those present were Mayor Frank Catino, Vice-Mayor Mark Brimer, Councilwoman Gott, Councilman Dominick Montanaro, Councilman Steve Osmer, City Attorney James Beadle, City Manager Courtney Barker, and City Clerk Leonor Olexa.

Councilwoman Gott led a moment of silence and the Pledge of Allegiance.

(TIME: 7:02) CITIZEN COMMENTS

No public comments.

(TIME: 7:02) CITY COUNCIL COMMENTS

Councilman Montanaro attended the June 25th Honor Flight send-off event for 24 veterans who went to Washington DC; of the 24, 19 are WWII veterans, 4 served in the Korean War, and 1 served in the Vietnam War.

(TIME: 7:03) CITY MANAGER REPORT

City Manager Barker reported on the following: Satellite Beach Farmers Market; 8th Annual Raj Shah Memorial Blood Drive; Police Chief Pearson's appointment as President of the Florida Chapter the Federal Bureau of Investigations National Academy Associates; thank-you notes received for the City's community paramedic program and Public Works Department; and an invitation from Indian Harbour Beach to attend their September 11th Ceremony. On behalf of the Sustainability Board, Board secretary Julie Finch presented each Council member with a Sustainability Board t-shirt and thanked Council for their support. Mayor Catino commented on the efforts of Board members and thanked them for their service.

City Manager Barker reported on Councilwoman Gott's recommended changes to the City Manager Evaluation Form based on review of the City Charter. Mayor Catino asked for citizen comments; there were no comments. Council agreed, by consensus, with the changes.

City Manager Barker reported on a SolSmart Designation application that if granted, would provide for the eligibility of no-cost technical assistance from a team of national solar and local government experts. Mayor Catino asked for citizen comments; there were no comments. Council agreed, by consensus, to move forward with the commitment letter and application.

Council agreed to adjust the sequence of the agenda items.

(TIME: 7:10) DISCUSS/TAKE ACTION ON ORDINANCE NO. 1121, AN ORDINANCE OF THE CITY OF SATELLITE BEACH, BREVARD COUNTY, FLORIDA, CREATING A NEW SECTION 14-3, SATELLITE BEACH CITY CODE, ALLOWING BACKYARD CHICKENS (GALLUS GALLUS DOMESTICUS); ESTABLISHING TERMS OF PILOT PROJECT; AMENDING SECTIONS 14-1 AND 14-2, SATELLITE BEACH CITY CODE, RESULTING FROM SECTION 14-3; ESTABLISHING REGULATIONS FOR POSSESSION OF BACKYARD CHICKENS; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE (FIRST READING)

City Attorney Beadle read Ordinance No. 1121 by title on first reading. Building Official John Stone reported on the ordinance that provides for setbacks from the conservation areas, coop

standards, screening requirements, and a one-year pilot program to monitor the impacts of the code change.

ACTION: Vice-Mayor Brimer MOVED, SECOND by Councilman Osmer, to approve Ordinance No. 1121 on first reading. Council discussed the ordinance to allow chickens (not roosters) and the input received from residents.

(Time: 7:17) The following Satellite Beach residents addressed Council: Mike Rozos, Jeff Chestine, Larry Whitney, Dave Floyd, Gabe Feindt, James Smith, Mindy Gibson, Sarah Zuhlke, and Devon Dann. The following Satellite Beach non-residents addressed Council: Robert Weaver, Jackie Weaver, and Rene Ledford. Council discussed areas of the ordinance that needed revisions.

ACTION: Councilwoman Gott MOVED, SECOND by Councilman Montanaro, to postpone discussion of this Ordinance so that these issues can be addressed in a revision. Council recommended changing the ordinance to require a permit to have backyard chickens; to allow code enforcement to monitor compliance with the ordinance; to require setbacks; and to correct the buffer along the conservation area. Mayor Catino called for the vote on the motion to postpone and Council discussed considering rescinding the main motion (there was no motion to rescind the main motion). Council further discussed revising the ordinance to be brought back for consideration on second reading, as well as having an article in the *Beachcaster* to provide information to the community. Mayor Catino called for the vote on the main motion with revisions. VOTE: FOUR YES; ONE NO (Gott). MOTION CARRIED.

Mayor Catino recessed the meeting at 8:11 p.m. Council reconvened at 8:24 p.m.

Council discussed the motion to postpone. Councilman Montanaro rescinded his second to the motion. MOTION DIED.

Council agreed to adjust the sequence of the agenda items.

(TIME: 8:24) DISCUSS/TAKE ACTION ON SCRUB AREA LOCATED NEAR THE SATELLITE BEACH LIBRARY

- **REMOVAL OF VEGETATION FROM THE SCRUB AREA**
- **AGREEMENT WITH ATLANTIC ENVIRONMENTAL SOLUTIONS**

City Manager Barker stated the conservation area near the Satellite Beach Library is in need of removal of dead and overgrown vegetation. A revised memo was provided at the meeting. Heidi Grooms, Ecologist with Atlantic Environmental Solutions, presented information on the current conditions of the conservation area; discussed the procedures and benefits of removing vegetation; and detailed two options for consideration: Option 1: partial prescribed burn on the west portion of the conservation area, with a mechanical treatment on the east portion, or Option 2: mechanical treatment of the entire conservation area. Council discussed the detailed of each option, including costs. Charlie Collier with C&C Ag Services also answered questions from Council. City Manager Barker recommended budgeting up to \$20,000.

(Time: 9:04) The following Satellite Beach residents addressed Council: John Fergus, Kurt Kyvik, and James Smith.

ACTION: Vice-Mayor Brimer MOVED, SECOND by Councilman Montanaro, to approve Option 1 with a budget of up to \$20,000. VOTE: ALL YES. MOTION CARRIED.

(TIME: 9:22) DISCUSS/TAKE ACTION ON APPROVAL OF MONTECITO PHASE 2C REVISED PRELIMINARY PLAT

Building Official John Stone stated City Code 30-314(b)(1) requires the current preliminary plat for the Montecito subdivision to be updated and re-established to reset the time line. Minor changes to the plat addressed additional off-street parking in the form of wider driveways, and in some instances added two car garages. David Lavender with Allen Engineering responded to questions from Council. Council discussed the adjustments to the plat.

Mayor Catino asked for citizen comments; there were no comments.

ACTION: Councilman Montanaro MOVED, SECOND by Councilman Osmer, to approve the Montecito phase 2C revised preliminary plat. VOTE: ALL YES. MOTION CARRIED.

(TIME: 9:30) DISCUSS/TAKE ACTION ON ORDINANCE NO. 1120, AN ORDINANCE OF THE CITY OF SATELLITE BEACH, BREVARD COUNTY, FLORIDA, AMENDING THE RETIREMENT PLAN AND TRUST FOR THE POLICE OFFICERS AND FIREFIGHTERS OF THE CITY OF SATELLITE BEACH; PROVIDING FOR SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR CODIFICATION (FIRST READING)

City Attorney Beadle read Ordinance No. 1120 by title on first reading.

Mayor Catino asked for citizen comments; there were no comments.

ACTION: Councilman Montanaro MOVED, SECOND by Vice-Mayor Brimer, to approve Ordinance No. 1120 on first reading. VOTE: ALL YES. MOTION CARRIED.

(TIME: 9:31) DISCUSS/TAKE ACTION ON ORDINANCE NO. 1122, AN ORDINANCE OF THE CITY OF SATELLITE BEACH, BREVARD COUNTY, FLORIDA, CALLING A REFERENDUM ELECTION ON PROPOSED AMENDMENTS TO THE CITY CHARTER RELATED TO LIMITED EDITING OF EXISTING PROVISIONS, CITY COUNCIL AND STAFF FUNCTIONS, FILLING CITY COUNCIL VACANCIES, COMBINING FUNCTIONS OF PLANNING ADVISORY BOARDS, AND REINSTATING MAJORITY VOTE FOR REVENUE INCREASES; ESTABLISHING A REFERENDUM DATE; AND PROVIDING AN EFFECTIVE DATE (FIRST READING)

City Attorney Beadle read Ordinance No. 1122 by title on first reading. Councilwoman Gott presented the revisions recommended by the Charter Review Committee and City Council.

(Time: 9:57) The following Satellite Beach residents addressed Council: Joanne Regan, Gabe Feindt, and Larry Whitney.

ACTION: Vice-Mayor Brimer MOVED, SECOND by Councilman Osmer, to approve Ordinance No. 1122 on first reading. Council discussed the revisions to the City Charter, recommended changes to Section 2.08. Vice-Mayor Brimer MOVED to amend his motion, SECOND by Councilman Osmer, to approve Ordinance No. 1122 on first reading as amended. VOTE: ALL YES. MOTION CARRIED.

An article will be prepared regarding the City Charter revisions and will be included as a special insert in the *Beachcaster*.

(TIME: 10:02) AGENDA ITEMS FOR NEXT REGULAR COUNCIL MEETING

Council discussed agenda items for the next regular Council meeting.

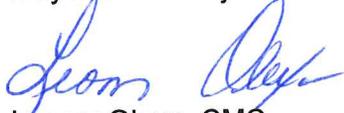
(TIME: 10:03) APPOINTMENT TO BOARDS

ACTION: Councilman Montanaro MOVED, SECOND by Councilwoman Gott, to reappoint David Vosburgh to the Board of Adjustment as a primary member, term ending 08/01/19.
VOTE: ALL YES. MOTION CARRIED.

(TIME: 10:03) ADOPTION OF MINUTES: JUNE 15, 2016, REGULAR MEETING

ACTION: Councilman Montanaro MOVED, SECOND by Councilman Osmer, to approve the minutes as submitted. **VOTE:** ALL YES. MOTION CARRIED.

Mayor Catino adjourned the meeting at 10:04 p.m.


Leonor Olexa, CMC
City Clerk

