

**CITY COUNCIL REGULAR MEETING
MINUTES
NOVEMBER 2, 2016**

Pursuant to Public Notice, Mayor Frank Catino convened a regular meeting of the City Council on Wednesday, November 2, 2016, at 7:00 p.m., in the Council Chamber. Those present were Mayor Frank Catino, Vice-Mayor Mark Brimer, Councilwoman Lorraine Gott, Councilman Steve Osmer, City Attorney James Beadle, CRA Attorney Cliff Shepard, City Manager Courtney Barker, and City Clerk Leonor Olexa. Councilman Dominick Montanaro was absent.

Vice-Mayor Brimer led a moment of silence and the Pledge of Allegiance.

(TIME: 7:03) PRESENTATION OF PROCLAMATION RECOGNIZING NOVEMBER 11, 2016, AS "VETERANS DAY AND A NATIONAL DAY OF SERVICE AND REMEMBRANCE"

All veterans in the audience were asked to stand while Councilwoman Gott read the proclamation and thanked them for their service to our Nation and community.

(TIME: 7:06) DISCUSS/TAKE ACTION ON PROPOSAL BY KIERSTIN PAULSSON FOR INSTALLATION OF A BAT HOUSE NEAR THE SATELLITE BEACH LIBRARY

City Manager Barker reported on a presentation at a recent Sustainability Board meeting by Biologist Sheri Blissett-Clark on bat houses and their benefits in controlling the mosquito population, and the environmental impacts of aerial pesticide spraying. Kierstin Paulsson (seven year old) requested to have bat houses installed in the City, and City Manager Barker recommended Council approve the installation of six bat houses in parks throughout the City. Councilwoman Gott expressed concern regarding the lack of education for residents about bats, the impacts of increased bat populations, and requested sending a letter to residents to gain feedback. City Manager Barker and City Council discussed scheduling a public meeting for Ms. Blissett-Clark to present information and preparing an article for the *Beachcaster*.

(Time: 7:18) The following Satellite Beach resident addressed Council: John Silver.

ACTION: Vice-Mayor Brimer MOVED, SECOND by Councilman Osmer, to approve the proposal to install up to six bat houses in the City at a cost of \$1,500 from the Recycling Trust Fund. VOTE: THREE YES; ONE NO (Gott). MOTION CARRIED.

ACTION: Councilwoman Gott MOVED, to send a letter to each household in the City explaining this, announcing the workshops, and giving our residents the opportunity to respond and to indicate their preference for where these things should be placed. MOTION DIED FOR LACK OF A SECOND.

(TIME: 7:29) CITIZEN COMMENTS

The following Satellite Beach residents addressed Council:

- Gabe Feindt commended City Manager Barker and all departments for an exceptional job during Hurricane Matthew.
- Linda Harlow and Lynn Hess presented plaques recognizing Mayor Catino and Vice-Mayor Brimer for their service in helping during Hurricane Matthew.
- Linda Harlow and Lynn Hess presented a plaque recognizing City Manager Barker for providing up-to-date information and live video streaming regarding Hurricane Matthew on the City Manager's Facebook page.

(TIME: 7:37) CITY COUNCIL COMMENTS

Mayor Catino thanked the Police, Fire and Public Works Departments for their efforts during

Hurricane Matthew and stated that they provide exceptional services to the residents.

Councilman Osmer attended the Advanced Institute for Elected Municipal Officials and stated that it was a very informative course.

(TIME: 7:39) CITY MANAGER REPORT

City Manager Barker reported on the following upcoming events: Annual Founders Day Parade and Marketplace and the Satellite Beach Lions Club 27th Annual Tournament for Sight. She also reported on receiving thank you notes for Sergeant Anderson and for the Fire Department, her appointment to serve on the Save Our Lagoon Oversight Committee, and the status of storm debris collection. Council discussed concerns regarding Brevard County's debris pick up process.

Fire Chief Don Hughes reported on the "Living Healthy" program and announced recent graduates of the program. He also thanked Lori Hamilton of Space Coast Area Transit-Volunteers in Motion for assisting with transportation for homebound seniors.

Vice-Mayor Brimer stated he was appointed to serve on the Florida Injury and Violence Prevention Advisory Council to make recommendations to the state and learned that state funding is not available until 2018. He expressed concern regarding this issue and requested approval to send a letter to Governor Scott. Council discussed the letter.

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

ACTION: Vice-Mayor Brimer MOVED, SECOND by Councilman Osmer, to approve Vice-Mayor Brimer sending the letter to Governor Scott. VOTE: ALL YES. MOTION CARRIED.

(TIME: 7:54) DISCUSS/TAKE ACTION ON AWARD OF REQUEST FOR BID NO. 16/17-01 FOR PLAYGROUND SHADE STRUCTURE

Recreation Director Cassie Warthen stated the City issued a request for bid for installation of a playground shade structure. Four responses were received and an evaluation committee reviewed the proposals and recommended award to the highest ranked bidder, USA Shade & Fabric Structures.

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

ACTION: Councilwoman Gott MOVED, SECOND by Councilman Osmer, to accept the proposal from USA Shade & Fabric Structures for playground shade structure in Sports and Recreation Park. VOTE: ALL YES. MOTION CARRIED.

(TIME: 7:56) PUBLIC HEARING: DISCUSS/TAKE ACTION ON ORDINANCE NO. 1128, AN ORDINANCE OF THE CITY OF SATELLITE BEACH, BREVARD COUNTY, FLORIDA, UPDATING THE FIVE-YEAR SCHEDULE OF CAPITAL IMPROVEMENTS OF THE CITY'S COMPREHENSIVE PLAN AS MANDATED BY FLORIDA STATUTES SECTION 163.3177(3)(b); PROVIDING A CONFLICTS CLAUSE AND SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE (SECOND READING)

Mayor Catino opened the public hearing. City Attorney Beadle read Ordinance No. 1128 by title on second reading.

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

ACTION: Councilwoman Gott MOVED, SECOND by Vice-Mayor Brimer, to adopt Ordinance No. 1128 on second reading. VOTE: ALL YES. MOTION CARRIED.

(TIME: 7:57) DISCUSS/TAKE ACTION ON ACCEPTANCE OF RIGHT-OF-WAY EASEMENT AT 100 SCORPION COURT

(City Attorney Beadle left the meeting due to his representation of the seller for this agenda item. Attorney Cliff Shepard is representing the City in his place.) [A revised right-of-way easement was provided to City Council.] Attorney Shepard stated negotiations with Wireless Systems Engineering, Inc. (grantor) have resulted in a right-of-way easement that would provide an access point between the two referenced parcels (100 Scorpion Court and Pelican Coast). The easement is contingent upon the grantor obtaining required permits, and if not achieved within one year the easement may be terminated. City Manager Barker stated that the grantor is seeking to purchase the adjacent parcel to expand their storage area and the easement would improve pedestrian/bicycle connection between the two parcels. Council discussed the agenda item. City Manager Barker and Attorney Shepard responded to questions from Council.

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

ACTION: Councilwoman Gott MOVED, SECOND by Vice-Mayor Brimer, to approve the cross-access easement at 100 Scorpion Court. VOTE: ALL YES. MOTION CARRIED.

(TIME: 8:02) PUBLIC HEARING: DISCUSS/TAKE ACTION ON ORDINANCE NO. 1119, AN ORDINANCE OF THE CITY OF SATELLITE BEACH, BREVARD COUNTY, FLORIDA, AMENDING SECTIONS 30-416(b) AND 30-416(d), SATELLITE BEACH CITY CODE, TO CHANGE SELF-STORAGE FACILITIES FROM PROHIBITED USES TO ALLOWED USES, WITH RESTRICTIONS, IN THE CITY'S "C-COMMERCIAL" ZONING DISTRICT; PROVIDING SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; AND PROVIDING AN EFFECTIVE DATE (SECOND READING)

Mayor Catino opened the public hearing. (This agenda item relates to the previous item and City Attorney Beadle left the meeting due to representation of the seller. Attorney Cliff Shepard is representing the City in his place.) Attorney Cliff Shepard read Ordinance No. 1119 by title on second reading.

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

ACTION: Councilwoman Gott MOVED, SECOND by Councilman Osmer, to adopt Ordinance No. 1119 on second reading. VOTE: ALL YES. MOTION CARRIED.

(TIME: 8:03) DISCUSS/TAKE ACTION ON ORDINANCE NO. 1130, AN ORDINANCE OF THE CITY OF SATELLITE BEACH, BREVARD COUNTY, FLORIDA, AMENDING SATELLITE BEACH CITY CODE, CHAPTER 30, LAND DEVELOPMENT REGULATIONS, ARTICLE V, BUILDING REGULATIONS, DIVISION 3, FENCES AND WALLS BY CREATING FENCE HEIGHT REQUIREMENTS APPLICABLE TO PARCELS ABUTTING CANALS; PROVIDING FOR CONFLICTS CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE (FIRST READING)

City Attorney Beadle read Ordinance No. 1130 by title on first reading. Building Official John Stone stated that staff received a request to review the existing City Code as it relates to the fence height near a waterway and the impacts to the peripheral view. After review of the use for fences on private property, pool barrier requirements, and how other municipalities within the County address fences on waterfront properties, staff (and Planning and Zoning Advisory Board) recommends reducing the maximum fence height to 4 feet within 10 feet landward of the water's edge.

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

ACTION: Councilwoman Gott MOVED, SECOND by Councilman Osmer, to approve Ordinance No. 1130 on first reading. VOTE: ALL YES. MOTION CARRIED.

(TIME: 8:05) DISCUSS/TAKE ACTION ON ORDINANCE NO. 1131, AN ORDINANCE OF THE CITY OF SATELLITE BEACH, BREVARD COUNTY, FLORIDA, AMENDING SATELLITE BEACH CITY CODE, CHAPTER 30, LAND DEVELOPMENT REGULATIONS, ARTICLE IV, ZONING BY REMOVING TWO-STORY LIMITATIONS APPLICABLE TO SPECIFIED RESIDENTIAL ZONING DISTRICTS; PROVIDING FOR CONFLICTS CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE (FIRST READING)

City Attorney Beadle read Ordinance No. 1131 by title on first reading. Building Official John Stone stated applicant John Silver is requesting to amend the City Code to remove the story height limitations within the existing 35 feet and he further stated that this would not change the overall height of the structure. The Planning and Zoning Advisory Board has reviewed the application and recommends approval. Council discussed the agenda item.

(Time: 8:07) The following Satellite Beach resident addressed Council: John Silver.

ACTION: Councilwoman Gott MOVED, SECOND by Councilman Osmer, to approve Ordinance No. 1131 on first reading. VOTE: ALL YES. MOTION CARRIED.

(TIME: 8:10) DISCUSS/TAKE ACTION ON ORDINANCE NO. 1134, AN ORDINANCE OF THE CITY OF SATELLITE BEACH, BREVARD COUNTY, FLORIDA, AMENDING APPROPRIATIONS OF FUNDS FOR THE FISCAL YEAR 2015/2016 BUDGET ORDINANCE NO. 1110; SAID ORDINANCE WAS PREVIOUSLY AMENDED BY ORDINANCE NO. 1118; PROVIDING AN EFFECTIVE DATE (FIRST READING)

City Attorney Beadle read Ordinance No. 1134 by title on first reading. Comptroller Jennifer Howland presented the FY 15/16 year-end budget amendment. City Manager Barker commented on the City's transition from a public insurance plan to a partially self-insured plan.

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

ACTION: Councilwoman Gott MOVED, SECOND by Councilman Osmer, to approve Ordinance No. 1134 on first reading. VOTE: ALL YES. MOTION CARRIED.

(TIME: 8:21) DISCUSS/TAKE ACTION ON EMPLOYEE HEALTH CENTER AGREEMENTS

- **INTERLOCAL AGREEMENT BETWEEN THE CITIES OF COCOA, COCA BEACH, ROCKLEDGE, AND SATELLITE BEACH**
- **EMPLOYEE HEALTH CENTER SERVICES AGREEMENT**
- **LEASE AGREEMENT**

Assistant City Manager Suzanne Sherman reported on efforts to achieve Council's goals regarding a health clinic, including Council's approval of the FY 16/17 health plan renewal, the letter of intent with CareATC, the three agreements regarding the health center, and the goal to use the center to help control rising health care costs. If approved, the Satellite Beach health center is scheduled to open in early 2017. Shawn Fleming, Senior Benefits Consultant, Gehring Group presented information on the health center and the shared cost of the plan. Council discussed the agenda item. Mr. Fleming, Wendy White of CareATC, and Tammy Gematti of the City of Cocoa Administrative Services responded to questions from Council.

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

ACTION: Councilwoman Gott **MOVED, SECOND** by Vice-Mayor Brimer, to approve the three agreements for the health center. **VOTE: ALL YES. MOTION CARRIED.**

(TIME: 8:36) AGENDA ITEMS FOR NEXT REGULAR COUNCIL MEETING

Council discussed agenda items for the next regular Council meeting.

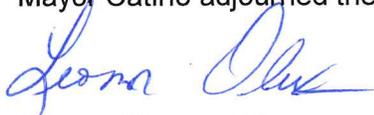
(TIME: 8:38) APPOINTMENT TO BOARDS

ACTION: Councilwoman Gott **MOVED, SECOND** by Councilman Osmer, to appoint Kay Carsto to serve as an alternate member on the Beautification Board, term ending November 2, 2019; to appoint Edward Kunigonis to serve as a primary member on the Code Enforcement Board, term ending November 2, 2019; to appoint Matt White to serve as a primary member on the Recreation Board, term ending November 2, 2019; to appoint Joseph Valdastrì to serve as an alternate member on the Board of Adjustment, term ending November 2, 2019; and to appoint Jazzie Hennings to serve as an alternate member on the Samsons Island Working Board, term ending November 2, 2019. **VOTE: ALL YES. MOTION CARRIED.**

(TIME: 8:40) ADOPTION OF MINUTES: OCTOBER 5, 2016, EMERGENCY MEETING, OCTOBER 19, 2016, REGULAR MEETING, OCTOBER 25, 2016 SPECIAL MEETING (FRDAP), AND OCTOBER 25, 2016, SPECIAL MEETING (SIGNAL MAINTENANCE AND HURRICANE MATTHEW)

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

Mayor Catino adjourned the meeting at 8:41 p.m.



Leonor Olexa, CMC
City Clerk

