

CITY OF WEST MELBOURNE

REGULAR CITY COUNCIL MEETING

**MINUTES**

July 18, 2006

7:00 P.M.

**1. CALL TO ORDER**

Mayor Bradshaw called the meeting to order at 7:00 pm.

**2. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENT MEDITATION**

Chief Brian Lock led the Pledge of allegiance and silent meditation.

**3. ROLL CALL OF CITY COUNCIL**

Present Were:

Mayor Shirley Bradshaw  
Deputy Mayor Hal Rose  
Council Member Duke Salberg  
Council Member Andrew Jones  
Council Member Jan Lieson  
Council Member Virginia Blanchard

**4. APPROVAL OF MINUTES**

June 14, 2006, Special City Council Meeting

Moved by Deputy Mayor Rose, seconded by Council Member Blanchard to approve the minutes of June 14, 2006. Question called; motion carried, 6-0.

June 15, 2006, Special City Council Meeting

Moved by Council Member Blanchard, seconded by Council Member Lieson to approve the minutes of June 15, 2006. Question called; motion carried, 6-0.

June 20, 2006, Special City Council Meeting

Moved by Deputy Mayor Rose, seconded by Council Member Jones to approve the minutes of June 20, 2006. Question called; motion carried, 6-0.

June 20, 2006, Regular City Council Meeting

Moved by Council Member Blanchard, seconded by Council Member Lieson to approve the minutes of June 20, 2006.

Discussion:

Council Member Salberg requested that 'and she does a great job' be added to his Council report on page 2.

Question called; motion carried, 6-0.

**5. CITY COUNCIL REPORTS**

Mayor Shirley Bradshaw

Mayor Bradshaw requested that staff identify all areas of the City for purpose of "squaring off" the boundaries of the City.

Deputy Mayor Hal Rose

Council Member Hal Rose requested that Council set up a workshop to review the draft changes of the Charter in order to have adequate time to make any necessary or desired changes and have the questions placed on the ballot.

City Clerk Hoffkins stated that in order for Council to review the draft changes, hold two public hearings and submit the changes to the supervisor of elections, the Workshop needed to be scheduled no later than Wednesday August 2, 2006.

Consensus of the Council to hold the Charter Review Workshop on Wednesday, August 2, 2006 at 6pm.

Deputy Mayor Rose also requested that Interim City Manager Mills and Finance Director Luikart review and make necessary cuts to the budget prior to the next workshop. Deputy Mayor Rose stated that he would like to see the remaining \$100,000.00 in the budget go towards sidewalks on Bossiux Blvd.

Council Member Duke Salberg

Council Member Salberg stated that he is not in favor of the building department moving to an offsite facility, unless it would be in the general vicinity of the City Hall and Police Department. He stated that he would also like to find a way to roll back the ad-valorem tax for the coming fiscal year. Council Member read excerpts from Florida Today articles regarding the de-annexation of property from West Melbourne and the situation concerning the water contract between the City and the City of Melbourne. He expressed his disappointment that Chief Brian Lock withdrew from the position of City Manager and

stated that he deeply resents a letter received from a citizen expressing their individual opinion of the City Council and the Police Chief's decision to take the City Manager position. Council Member Salberg stated that Council should be notified of all happenings within the City and that he wished the meetings to be more professional. Finally, Council Member Salberg stated that he would like the discussion of Liaison to the City Clerk placed on the next agenda.

Council Member Andrew Jones

Council Member Jones stated that the City of West Melbourne needs to continue offering services to the residents, including water to the western side of the City, in order to maintain growth and annexation for the future. He stated that although many roads of concern do not fall under the jurisdiction of the City, West Melbourne needs to continue developing east/west corridors with the proper allocation of impact fees.

Council Member Jan Lieson

Council Member Lieson stated that she agreed with Council Member Jones. She also asked City Clerk Hoffkins if she could continue to include the HOA meetings on the monthly calendars created by the Clerks office, as well as, the Brevard County Parks Referendum Meetings.

Council Member Virginia Blanchard

Council Member Blanchard stated that for the record the article Council Member Salberg referenced was not written by Florida Today Reporter, Kimberly Moore. She stated however, that she did call Florida Today to complain about the false information portrayed in the article. She stated that she did not receive a phone call back. Council Member Blanchard stated that she agrees with Council Member Jones on the road situations. She also stated that disagrees with the accusations that the Council is dysfunctional, as she believes the Council is proactive, and that although not everyone agrees with their decisions they are an active Council and have accomplished several things as a Council, such as Florida Avenue. Council Member Blanchard stated that she wished to review with Council the protocol established at a previous Council meeting, as follows:

To use Roberts Rules of Order to the extent as appropriate for a municipality.

The Mayor is the chairperson of the meeting- controls the meeting and the order as necessary.

Every Member of Council must be aware of each other- not to talk over each other and should cling to the spirit of cooperation.

Limit each Council Member comment to two (2) turns per agenda item.

Respectful attitude to each other, staff and citizens.

Council Member Blanchard reminded staff and Council about the Grant Writer that was mentioned during the initial budget workshop. She stated that she wanted to see it in the

budget at the July 20, 2006 workshop. She also mentioned placing a position in the budget for Mr. Mills, titled Project Manager, with the same pay grade and salary that he is currently at. Finally, Council Member Blanchard stated that she too is in favor of the agenda item of liaison to the City Clerk to be placed on the next agenda; she stated that she does not believe one Council Member request needs to be furnished to the entire Council unless it agrees as a whole.

**6. SELECTION OF REPLACEMENT FOR VACANT COUNCIL SEAT #4**

The City Council allowed each candidate, Mr. William Mettrick, Mr. Geoffrey Chin, Mr. John D’Amico, and Mrs. Karrie Delaney, to make a presentation to the Council explaining why they desired to be a part of the West Melbourne City Council. Following each presentation Members of the Council asked each candidate various questions pertaining to the position. For example, what are two top priorities each candidate has if chosen to fill the vacant seat.

Administrative Assistant Tammy Neal gave each Council Member a ballot created by the Clerk’s office to record their individual vote for the candidate of their choice. The vote was tallied as follows:

Mettrick-	1: Lieson
D’Amico-	5: Rose, Salberg, Jones, Blanchard, Bradshaw
Delaney-	0
Chin-	0

Mayor Bradshaw explained to each unselected candidate their options for the vacant positions within the City, such as, upcoming elections for seat numbers 1,2 and 3, two (2) Planning and Zoning Board vacancies and four (4) Citizen’s Advisory Board vacancies.

City Clerk Hoffkins prescribed the Oath of Office for Mr. John D’Amico.

Mayor Bradshaw called a recess for 5 minutes.

Mayor Bradshaw reconvened the meeting after 5 minutes.

Council Member John D’Amico now present at the dais.

**7. PUBLIC FORUM**

Persons wishing to speak must fill out a “Request to Speak” form. Public Forum will be limited to thirty (30) minutes. Comments on matters will be limited to three (3) minutes.

Mac Jones, 1360 Whitman Drive, spoke opposing the barricade at Hollister Drive in Oak Grove.

Rose Booth, 1540 Whitman Drive, spoke commending the Oak Grove barricade at Hollister Ave in Oak Grove.

City Clerk Hoffkins read two letters into the record from Mrs. Mary Ellen Watson and Mrs. Brenda Fisher of Oak Grove, in reference to the removal of the Hollister Ave. barricade.

Barb Hollinsworth, 1421 Whitman Drive, spoke commending to the Hollister Ave. barricade in the Oak Grove subdivision.

Ed Hollinsworth, 1421 Whitman Drive, spoke commending the Hollister Ave barricade in Oak Grove.

Ted Crawford, 1731 Whitman Drive, spoke commending the Hollister Ave. barricade in Oak Grove.

Brenda Burton, 1121 Hollister Drive, spoke opposing the Oak Grove barricade at Hollister Ave.

**8. DISCUSSION ITEM**

Council Member Lieson Requesting a Discussion Concerning the City Manager Position  
Item discussed at a pre-scheduled special meeting earlier this evening.

**9. OLD BUSINESS**

**A. APPROVAL OF JUNE 6, 2006, REGULAR CITY COUNCIL MEETING MINUTES (tabled June 20, 2006)**

Moved by Council Member Blanchard, seconded by Council Member Jones to remove the minutes of June 6, 2006 from the table. Question called; motion carried, 7-0

Moved by Council Member Blanchard, seconded by Deputy Mayor Rose to approve the minutes of June 6, 2006. Question called; motion carried, 7-0.

**B. BOSSIEUX BOULEVARD AND STEVENSON DRIVE SPEED HUMPS**

Interim City Manager Mills stated that staff needs direction on this item.

Moved by Council Member Blanchard, seconded by Council Member Salberg to approve \$25,969.68 for speed humps.

Don Miller, Public Works Supervisor explained the new cost estimates received, as requested by Council, for the project.

Motion withdrawn by Council Members Salberg and Blanchard.

Moved by Council Member Blanchard, seconded by Council Member Salberg to

approve cost estimate from Palm Shores Paving in the amount of \$9960.00 plus signage for \$2379.84.

Deputy Mayor Rose stated that this is not a budgeted item.

Council Member D’Amico asked if there was a guarantee on the work.

City Attorney Bohne stated that in small print on the cost estimate there is a five (5) year guarantee, however, this is not confirming that the company will be around in at the end of those years, so it is more like a five (5) year promise.

Council Member Lieson asked where the funds were coming from.

Interim City Manager Mills stated that the funds were coming from the paving budget.

Question called; motion carried, 5-2. Council Members Rose and Lieson voting Nay.

**C. ACTION ITEM SUMMARY**

1. Oak Grove Barricade (tabled June 6, 2006)  
Ongoing- not removed from the table.
2. Council Member Hill on “Economic Impact Studies”  
Stricken- Removed from the list by a consensus of Council
3. Update of Florida Avenue and Henry Avenue  
Ongoing
4. Staff to Report on Progress of Filling Planner Position  
Ongoing- Interview of candidate complete
5. Water Contract with the City of Melbourne  
Ongoing- Staff discussing internally
6. Packet Binders with Pockets for City Council  
Complete
7. Florida League of Cities Conference Registration

Complete- Blanchard changed to D'Amico

8. Update on Paving Dirt Roads

Complete

9. Council Mailbox returned to City Clerk's Office

Complete

10. Itemized List of \$10 Million Capital Projects Fund

Complete

## **10. PRESENTATION**

Citizen's Advisory Board Chairman Chris Jaudon to Give Update on Items Discussed

Chairman Chris Jaudon presented Council with a PowerPoint presentation highlighting topics discussed during the CAB meetings.

## **11. PUBLIC HEARING(S)**

### **A. ORDINANCE NO. 2006-12**

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, ANNEXING A 13.757 ACRE PARCEL OF LAND LYING IN AND BEING A PORTION OF THE SOUTH 1/2 OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 35, TOWNSHIP 27 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA, LOCATED ON THE WEST SIDE OF JOHN RODES BOULEVARD APPROXIMATELY 200 FEET FROM THE JOHN RODES BOULEVARD RIGHT-OF-WAY, AND APPROXIMATELY 1,250 FEET NORTH OF SHERIDAN ROAD; ANNEXING A 13.75 ACRE PARCEL OF LAND LYING IN AND BEING THE NORTH 1/2, LESS THE SOUTH 132 FEET THEREOF, OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 13, TOWNSHIP 28 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA, LOCATED ON THE WEST SIDE OF MINTON ROAD AND CARRIAGE GATE DRIVE; PROVIDING AN EFFECTIVE DATE. (SECOND READING)

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Council Member Blanchard, seconded by Council Member Jones to approve Ordinance 2006-12. Question called; motion carried 6-1, as follows:

Roll Call Vote:

Deputy Mayor Rose-	Aye
Council Member Salberg-	Aye
Council Member Jones-	Aye
Council Member D'Amico-	Aye
Council Member Lieson-	Nay
Council Member Blanchard-	Aye
Mayor Bradshaw-	Aye

**B. COMPREHENSIVE PLAN AMENDMENT - 2006-01**

Comprehensive Plan Amendment No. 2006-1 (LSA) proposes to change the land use for the following tracts of property:

Tract 1: (Consists of 13.757 acres, more or less. Located on the west side of John Rodes Boulevard, north of the Sheridan Lakes Subdivision)

Changing the land use from Brevard County Industrial to City of West Melbourne High Density Residential on the following described property:

A portion of the south 1/2 of the southwest 1/4 of the northwest 1/4 of Section 35, Township 27 South, Range 36 East, Brevard County, Florida, more particularly described as in the legal description submitted with the application.

Tract 2: (Consists of 13.5 acres, more or less. Located on the west side of Minton Road, approximately 750 feet north of the F P & L easement)

Changing the land use from Brevard County Neighborhood Commercial to City of West Melbourne Low Density Residential Single-Family Dwellings on the following described property:

The West 900 feet of the North 1/2 less the South 132 feet thereof of the Southeast 1/4 of the Southeast 1/4 of Section 13, Township 28 South, Range 36 East Brevard County, Florida, lying west of Minton Road and of Carriage Gate Drive per Official Records Book 3181, Page 4956, of the Public Records of Brevard County, Florida.

The above described parcel contains 10.91 acres, more or less.

Changing the land use from Brevard County Neighborhood Commercial to City of West Melbourne Commercial on the following described property:



The North 1/2 less the South 132 feet thereof of the Southeast 1/4 of the Southeast 1/4 of Section 13, Township 28 South, Range 36 East Brevard County, Florida, Lying West of Minton Road and of Carriage Gate Drive Per Official Records Book 3181, Page 4956, of the Public Records Of Brevard County, Florida, less the West 900 feet thereof.

The above described parcel contains 2.84 acres, more or less.

*The Planning and Zoning Board voted 5-1 to recommend approval of this Comprehensive Plan Amendment.*

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Council Member Blanchard, seconded by Council Member Jones to approve Comprehensive Plan 2006-1. Question called; motion carried 6-1, as follows:

Roll Call Vote:

Mayor Bradshaw-	Aye
Council Member Blanchard-	Aye
Council Member Lieson-	Nay
Council Member D'Amico-	Aye
Council Member Jones-	Aye
Council Member Salberg-	Aye
Deputy Mayor Rose-	Aye

### **ORDINANCE NO. 2006-13**

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, ADOPTING COMPREHENSIVE PLAN AMENDMENT NO. 2006-1 (LSA); AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY TO PROVIDE FOR HIGH DENSITY RESIDENTIAL USE FOR A CERTAIN PARCEL NEWLY ANNEXED INTO THE CITY AND LYING IN AND BEING A PORTION OF THE SOUTH 1/2 OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 35, TOWNSHIP 27 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA, LOCATED ON THE WEST SIDE OF JOHN RODES BOULEVARD APPROXIMATELY 200 FEET FROM THE JOHN RODES BOULEVARD RIGHT-OF-WAY, AND APPROXIMATELY 1,250 FEET NORTH OF SHERIDAN ROAD (TRACT 1); AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY TO PROVIDE FOR LOW DENSITY RESIDENTIAL SINGLE-FAMILY DWELLINGS USE FOR A CERTAIN PARCEL NEWLY ANNEXED INTO THE CITY AND LYING IN AND BEING THE WEST 900 FEET OF THE

NORTH 1/2, LESS THE SOUTH 132 FEET THEREOF, OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 13, TOWNSHIP 28 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA, LOCATED ON THE WEST SIDE OF MINTON ROAD AND CARRIAGE GATE DRIVE (TRACT 2); AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY TO PROVIDE FOR COMMERCIAL USE FOR A CERTAIN PARCEL NEWLY ANNEXED INTO THE CITY AND LYING IN AND BEING THE NORTH 1/2, LESS THE SOUTH 132 FEET THEREOF, OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 13, TOWNSHIP 28 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA, LESS THE WEST 900 FEET THEREOF, LOCATED ON THE WEST SIDE OF MINTON ROAD AND CARRIAGE GATE DRIVE; ESTABLISHING PROPER AND APPROPRIATE LAND USES FOR THE NEWLY ANNEXED PARCELS; EXTENDING THE GOALS, POLICIES AND OTHER LAND USE PLANNING REQUIREMENTS TO THE NEWLY ANNEXED PARCELS; PROVIDING AN EFFECTIVE DATE. (SECOND READING)

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Council Member Blanchard, seconded by Council Member Jones to approve Ordinance 2006-13. Question called; motion carried 6-1, as follows:

Roll Call Vote:

Council Member D'Amico-	Aye
Council Member Lieson-	Nay
Council Member Blanchard-	Aye
Mayor Bradshaw-	Aye
Deputy Mayor Rose-	Aye
Council Member Salberg-	Aye
Council Member Jones-	Aye

**ORDINANCE NO. 2006-16**

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, AMENDING THE DISTRICT BOUNDARIES OF THE OFFICIAL ZONING MAP OF THE CITY OF WEST MELBOURNE AS PROVIDED FOR IN SECTION 98-66 OF THE CODE OF ORDINANCES; ESTABLISHING A CITY ZONING CLASSIFICATION FOR A CERTAIN PARCEL NEWLY ANNEXED INTO THE CITY AND LYING IN AND BEING A PORTION OF THE SOUTH 1/2 OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 35, TOWNSHIP 27 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA, LOCATED ON THE WEST SIDE OF JOHN RODES BOULEVARD APPROXIMATELY 200 FEET FROM THE

JOHN RODES BOULEVARD RIGHT-OF-WAY, AND APPROXIMATELY 1,250 FEET NORTH OF SHERIDAN ROAD; REZONING THE SAID PARCEL FROM BREVARD COUNTY IU (LIGHT INDUSTRIAL) TO CITY OF WEST MELBOURNE R-3 (MULTIPLE-FAMILY DWELLING DISTRICT); PROVIDING AN EFFECTIVE DATE. (Z.C. 2006-09) (SECOND READING)

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Council Member Blanchard, seconded by Council Member Jones to approve Ordinance 2006-12. Question called; motion carried 6-1, as follows:

Roll Call Vote:

Council Member D'Amico-	Aye
Council Member Jones-	Aye
Council Member Salberg-	Aye
Deputy Mayor Rose-	Aye
Mayor Bradshaw-	Aye
Council Member Blanchard-	Aye
Council Member Lieson-	Nay

**ORDINANCE NO. 2006-17**

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, AMENDING THE DISTRICT BOUNDARIES OF THE OFFICIAL ZONING MAP OF THE CITY OF WEST MELBOURNE AS PROVIDED FOR IN SECTION 98-66 OF THE CODE OF ORDINANCES; ESTABLISHING A CITY ZONING CLASSIFICATION FOR A CERTAIN PARCEL NEWLY ANNEXED INTO THE CITY AND LYING IN AND BEING THE WEST 900 FEET OF THE NORTH 1/2, LESS THE SOUTH 132 FEET THEREOF, OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 13, TOWNSHIP 28 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA, LOCATED ON THE WEST SIDE OF MINTON ROAD AND CARRIAGE GATE DRIVE; REZONING THE SAID PARCEL FROM BREVARD COUNTY AU (AGRICULTURAL RESIDENTIAL) TO CITY OF WEST MELBOURNE R-1A (SINGLE-FAMILY RESIDENTIAL DISTRICT); ESTABLISHING A CITY ZONING CLASSIFICATION FOR A CERTAIN PARCEL NEWLY ANNEXED INTO THE CITY AND LYING IN AND BEING THE NORTH 1/2, LESS THE SOUTH 132 FEET THEREOF, OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 13, TOWNSHIP 28 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA, LESS THE WEST 900 FEET THEREOF, LOCATED ON THE WEST SIDE OF MINTON ROAD AND CARRIAGE GATE DRIVE; REZONING THE SAID PARCEL FROM BREVARD COUNTY AU (AGRICULTURAL RESIDENTIAL) TO CITY OF WEST MELBOURNE C-1 (LOW DENSITY COMMERCIAL

DISTRICT); PROVIDING AN EFFECTIVE DATE. (Z.C. 2006-10) (SECOND READING)

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Council Member Blanchard, seconded by Council Member Jones to approve Ordinance 2006-17. Question called; motion carried 7-0, as follows:

Roll Call Vote:

Council Member Blanchard-	Aye
Council Member Lieson-	Aye
Council Member D'Amico-	Aye
Council Member Jones-	Aye
Council Member Salberg-	Aye
Deputy Mayor Rose-	Aye
Mayor Bradshaw-	Aye

**C. REZONING - RICHARDSON**

A request to rezone property located on the east side of Wickham Road and on the south side of Livingstone Lane from R-1A (Single-Family Residential District) to C-1 (Low Density Commercial District) on the following described property:

Lots 4 and 5, L.S.T. Estates according to the plat thereof as recorded in Plat Book 9, Page 83 of the Public Records of Brevard County, Florida.

*The Planning and Zoning Board voted 6-0 to recommend approval of this rezoning request.*

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Council Member Lieson, seconded by Council Member D'Amico to approve the Rezoning Request. Question called; motion carried 7-0.

**D. ORDINANCE(S)**

**1. ORDINANCE NO. 2006-18**

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, ANNEXING LOT 12, BLOCK E, MELBOURNE GARDENS UNIT NO. 2, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 10, PAGE 79, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; LOCATED ON THE

NORTHWEST CORNER OF ORANGE GROVE AVENUE AND SHERIDAN ROAD; PROVIDING AN EFFECTIVE DATE. (SECOND READING)

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Council Member Blanchard, seconded by Council Member Jones to approve Ordinance 2006-18. Question called; motion carried 7-0, as follows:

Roll Call Vote:

Council Member Salberg-	Aye
Council Member Jones-	Aye
Council Member D'Amico-	Aye
Council Member Lieson-	Aye
Council Member Blanchard-	Aye
Mayor Bradshaw-	Aye
Deputy Mayor Rose-	Aye

**2. ORDINANCE NO. 2006-21**

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, ADOPTING COMPREHENSIVE PLAN AMENDMENT NO. 2006-2 (SSA); AMENDING THE FUTURE LAND USE MAP OF THE COMPREHENSIVE PLAN OF THE CITY TO PROVIDE FOR LOW DENSITY RESIDENTIAL, SINGLE-FAMILY DWELLINGS USE FOR A PARCEL NEWLY ANNEXED INTO THE CITY AND BEING LOT 12, BLOCK E, MELBOURNE GARDENS UNIT NO. 2, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 10, PAGE 79, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; LOCATED ON THE NORTHWEST CORNER OF SHERIDAN ROAD AND ORANGE GROVE AVENUE; ESTABLISHING AN APPROPRIATE LAND USE FOR THE NEWLY ANNEXED PARCEL; EXTENDING THE GOALS, POLICIES AND OTHER LAND USE PLANNING REQUIREMENTS TO THE NEWLY ANNEXED PARCEL; PROVIDING AN EFFECTIVE DATE. (SECOND READING)

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Deputy Mayor Rose, seconded by Council Member Lieson to approve Ordinance 2006-21. Question called; motion carried 7-0, as follows:

Roll Call Vote:

Council Member Lieson- Aye  
Council Member Blanchard- Aye  
Mayor Bradshaw- Aye  
Deputy Mayor Rose- Aye  
Council Member Salberg- Aye  
Council Member Jones- Aye  
Council Member D'Amico- Aye

**3. ORDINANCE NO. 2006-22**

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, AMENDING THE DISTRICT BOUNDARIES OF THE OFFICIAL ZONING MAP OF THE CITY OF WEST MELBOURNE AS PROVIDED FOR IN SECTION 98-66 OF THE CODE OF ORDINANCES; ESTABLISHING A CITY ZONING CLASSIFICATION FOR A CERTAIN PARCEL NEWLY ANNEXED INTO THE CITY AND BEING LOT 12, BLOCK E, MELBOURNE GARDENS UNIT NO. 2, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 10, PAGE 79, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; LOCATED ON THE NORTHWEST CORNER OF SHERIDAN ROAD AND ORANGE GROVE AVENUE; REZONING THE SAID PARCEL FROM BREVARD COUNTY RU-1-9 (SINGLE-FAMILY RESIDENTIAL) TO CITY OF WEST MELBOURNE R-1A (SINGLE-FAMILY RESIDENTIAL DISTRICT); PROVIDING AN EFFECTIVE DATE. (Z.C. 2006-13) (SECOND READING)

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Council Member Blanchard, seconded by Deputy Mayor Rose to approve Ordinance 2006-22. Question called; motion carried 7-0, as follows:

Roll Call Vote:

Deputy Mayor Rose- Aye  
Council Member Salberg- Aye  
Council Member Jones- Aye  
Council Member D'Amico- Aye  
Council Member Lieson- Aye  
Council Member Blanchard- Aye  
Mayor Bradshaw- Aye

**4. ORDINANCE NO. 2006-23**

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA; ADDING ARTICLE VI, SECTIONS 18-171 THROUGH 18-182 TO CHAPTER 18 OF THE CODE OF ORDINANCES OF THE CITY; CREATING AND ESTABLISHING NEW ALARM REGULATIONS; PROVIDING FOR PURPOSE AND DEFINITIONS; ESTABLISHING A REGISTRATION FEE FOR ALARMS; ESTABLISHING REQUIREMENTS FOR ALARM SYSTEMS IN APARTMENT COMPLEXES; PROVIDING FOR DUTIES FOR ALARM USERS AND ALARM ADMINISTRATORS; ESTABLISHING PENALTIES FOR VIOLATIONS; ESTABLISHING A SYSTEM PERFORMANCE REVIEW FOR ALARMS; ESTABLISHING PENALTIES AND FINES; ESTABLISHING AN APPEAL PROCESS; PROVIDING FOR PROHIBITIONS; PROVIDING FOR GOVERNMENTAL IMMUNITY; PROVIDING FOR CONFIDENTIALITY; PROVIDING FOR REPEAL; PROVIDING FOR INCORPORATION INTO THE CODE OF ORDINANCES OF THE CITY; PROVIDING FOR AN EFFECTIVE DATE. (SECOND READING)

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Council Member Jones, seconded by Council Member Lieson to approve Ordinance 2006-23. Question called; motion carried 7-0, as follows:

Roll Call Vote:

Council Member Blanchard-	Aye
Mayor Bradshaw-	Aye
Deputy Mayor Rose-	Aye
Council Member Salberg-	Aye
Council Member Jones-	Aye
Council Member D'Amico-	Aye
Council Member Lieson-	Aye

**5. ORDINANCE NO. 2006-24**

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA; CODIFYING ORDINANCE NUMBER 2001-22; PROVIDING AN EFFECTIVE DATE. (SECOND READING)

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Council Member Blanchard, seconded by Council Member Lieson to approve Ordinance 2006-24. Question called; motion carried 7-0, as follows:

Roll Call Vote:

Deputy Mayor Rose-	Aye
Council Member Salberg-	Aye
Council Member Jones-	Aye
Council Member D'Amico-	Aye
Council Member Lieson-	Aye
Council Member Blanchard-	Aye
Mayor Bradshaw-	Aye

**6. ORDINANCE NO. 2006-27**

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, CREATING ARTICLE IV TO CHAPTER 34 OF THE CODE OF ORDINANCES OF THE CITY; NAMING SAID ARTICLE "POLICE OFFICER'S RETIREMENT"; CREATING SECTIONS, RATIFYING, APPROVING AND ADOPTING A RESTATED AND AMENDED RETIREMENT PLAN FOR SWORN POLICE OFFICERS OF THE CITY; ADOPTING CERTAIN AMENDMENTS TO THE CITY OF WEST MELBOURNE POLICE OFFICERS RETIREMENT PLAN; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (SECOND READING)

Mayor Bradshaw opened the public hearing, Mayor Bradshaw closed the public hearing.

Moved by Council Member Blanchard, seconded by Council Member Jones to approve Ordinance 2006-27.

Moved by Council Member D'Amico, seconded by Council Member Lieson to table this item until the next regular city council meeting. Question called; motion carried, 7-0.

**12. CITY COUNCIL ACTION ITEMS (CONSENT)**

- A. Credit Card Policy
- B. Extension of Approval for Minton Cove Preliminary Plat
- C. Extension of Approval for Cypress Creek Site Plan



- D. Standard Maintenance Bond and Bill of Sale for Falcon Ridge Subdivision
- E. Establishment of Public Hearing Dates for 2006-2007 Budget
- F. Annexation Request - Dike Road
- G. Approval of Duct Cleaning for Police Department

Moved by Deputy Mayor Rose, seconded by Council Member Lieson to approve the Consent agenda, less items A, E, and F. Question called; motion carried, 7-0.

Discussion of items A, E, and F:

A. Mayor Bradshaw stated that she mistakenly pulled this item as she believed it was the American Express Item under the Non-Consent agenda.

Moved by Deputy Mayor Rose, seconded by Council Member Lieson to approve the Credit Card Policy. Question called, motion carried, 7-0.

B. Consensus of Council to hold the budget hearings on the Regular Council Meeting nights of September 5<sup>th</sup> and September 19<sup>th</sup>, 2006 at 5:30 PM.

C. Council Member Lieson pulled this item to discuss the potential project for the property, She stated that she did not believe it would be a good idea to place apartment or condominiums that close to Interstate I-95.

Moved by Council Member Blanchard, seconded by Council Member D'Amico to approve the Annexation request. Question called; motion carried, 6-1. Council Member Lieson voting Nay.

### **13. CITY COUNCIL ACTION ITEMS (NON-CONSENT)**

A. Request by West Melbourne Landings for Private Road and Right-In, Right-Out only at Hollywood Boulevard

Moved by Council Member Blanchard, seconded by Council Member Jones to approve request.

Discussion:

Matt Soyka, Soyka Engineering, Inc., gave a brief explanation of the project and reasoning behind it. One reason he stated was, "to avoid an Oak Grove situation".

Question called, motion carried, 7-0.

B. Establishment of Deadline for Applications for Planning and Zoning Board Vacancies

Consensus of Council to establish September 5, 2006 as a deadline for applicant to apply for the vacant positions on the Planning and Zoning Board.

- C. Request to Change Corporate and Purchasing Cards from SunTrust Bank to American Express

Finance Director Charlotte Luikart gave a brief explanation of American Express and the Purchasing Cards.

Moved by Council Member Blanchard, seconded by Deputy Mayor Rose to approve the change. Question called; motion carried,7-0.

**14. PROCLAMATION**

**Childhood Cancer Awareness Week - August 13-20, 2006**

Moved by Council Member Jones, seconded by Council Member D'Amico to approve the proclamation. Question called; motion carried, 7-0.

Mayor Bradshaw adjourned the meeting at 11:25 pm.

**15. CITY MANAGER REPORT**

**16. CITY ATTORNEY REPORT**

**17. POLICE CHIEF REPORT**

**18. CITY CLERK REPORT**

**19. OTHER DEPARTMENT HEAD REPORTS**

**20. ADDITIONAL PUBLIC FORUM**

**21. ADJOURN**

---

Mayor Shirley D. Bradshaw

---

City Clerk Tina M. Hoffkins

---

Deputy Mayor Hal J. Rose