

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005



A regular meeting of the City Council was held in the City Council Chamber, 900 East Strawbridge Avenue, and was called to order at 6:57 p.m. by Mayor Harry C. Goode, Jr.

1. Pastor Mike Maguire, Lighthouse Assembly of God, gave the invocation.
2. Pledge of Allegiance.
3. Roll Call.

Present:	Harry C. Goode, Jr.	Mayor
	Richard Contreras	Vice Mayor, District 1
	Mark LaRusso	Council Member, District 2
	Kathy Meehan	Council Member, District 3
	Grace Walker	Council Member, District 4
	Cheryl Palmer	Council Member, District 5
	Loretta Isenberg-Hand	Council Member, District 6
	Jack M. Schluckebier, Ph.D.	City Manager
	Paul R. Gougelman, III	City Attorney
	Cathleen A. Wysor	City Clerk
	Amy W. Elliott	Deputy City Manager
	Cindy Dittmer	Planning & Economic Development Director

4. Proclamations and Presentations

None.

5. Approval of Minutes - September 27, 2005 Public Hearing
September 27, 2005 Regular Meeting

City Clerk Cathy Wysor reported that a draft version of the minutes had been distributed to Council. After the error was discovered, the final version was immediately distributed. There is one substantive change between the draft version and the final version. Item No. 11 shows Council Members LaRusso and Palmer voting aye and nay on Ordinance No. 2005-107. The final version correctly indicates that they voted nay.

Moved by Hand/Walker for approval of the September 27 public hearing minutes and the final version of the September 27 regular meeting minutes. Motion carried unanimously.

6. City Manager's Report

City Manager Jack Schluckebier reported on the following:

- The Financial Services Department has been notified by the Government Finance Officers Association that the City's Comprehensive Annual Financial Report for fiscal year ended September 30, 2004 qualifies for a Certificate of Achievement for Excellence in Financial Reporting. The City Manager stressed that this is a significant accomplishment and a testament to the work of the Financial Services staff.

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

- The Mayor, Vice Mayor and the City Manager have been meeting and communicating with several members of the County Commission. The County is considering extending the Local Option Gas Tax, which runs out in 2020, for an additional five years. They would like to borrow against that extension, and the belief is that they would be able to raise a bondable \$45 million. Although they have not gone on record with a specific resolution, the tentative plan is to allocate the first \$18 – 20 million for the Pineda Causeway interchange and set aside approximately \$5 million for each Commission district. The City Manager said that if Council is satisfied, staff would like to represent to the County that the City is amenable to the extension of the LOGT. We would like to work with them to find suitable projects in Melbourne and extend the idea that we would be willing to be a financial partner.

7. Public Comments

None.

UNFINISHED BUSINESS

8. PRELIMINARY PLAT APPROVAL (SD-2005-06) OPPORTUNITY INDUSTRIAL PARK: (Public Hearing) A request for preliminary plat approval to develop the Opportunity Industrial Park on a 39.415±-acre parcel zoned M-1 (Light Industrial), located between John Rodes Boulevard and North Drive, north of Dow Road. (Owner - William C. Potter, Trustee) (Applicant - Roy J. Pence, RJP Development Companies) (Representative - Jake Wise, P.E., Construction Engineering Group) (Postponed - 9/27/05)

There were no disclosures by Council.

Mrs. Dittmer briefed Council. At the request of the applicant, Council postponed this item at the September 27 meeting. The Planning and Zoning Board recommended approval of the preliminary plat, consisting of a one-sheet plan prepared by Construction Engineering Group of Melbourne, Florida, with a stamped and sealed date of August 23, 2005, subject to the findings outlined in the agenda report and the following conditions:

- a. Any change to the preliminary plat will require its reevaluation by the Planning and Economic Development Department and Engineering Department.

Any substantial change to the preliminary plat will require review and approval by the Planning and Zoning Board, Local Planning Agency, and City Council. A substantial change in the preliminary plat includes, but is not limited to: 1) an increase in more than two lots; or 2) a more than 40-foot reduction in the buffer of tracts.

- b. Appropriate environmental permits must be obtained as part of the construction plan review process.

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

- c. All hardwood trees and scrub oaks located outside of the building footprint and parking driveway aisles shall be preserved, and buildings and parking/drive aisles shall be shifted when possible to preserve hardwood trees or scrub oaks, as determined during construction plan review.
- d. Only one building permit may be issued on the plat prior to recordation of the final plat.
- e. A six-foot opaque wall or fence is required along the entire southern boundary of the plat.
- *f. The applicant shall provide an asphalt overlay for the length of Opportunity Drive from their property line to North Drive, after construction of the subdivision infrastructure.

*Mrs. Dittmer reported that the Planning and Zoning Board asked staff to make a recommendation to City Council regarding improvements to Opportunity Drive. Planning and Engineering staff reviewed the existing street conditions and recommended condition “f” as noted.

Jake Wise, engineer representing the applicant, agreed with the presentation and conditions “a” through “f” as noted.

There were no further comments from the public.

Moved by Palmer/Meehan for approval of the preliminary plat subject to the findings outlined in the agenda package and conditions “a” through “f.” Motion carried unanimously.

- 9. ORDINANCE NO. 2005-110 (CU-2005-13) CIGAR BOB’S HAVANA CLUB: (Second Reading/Public Hearing) An ordinance granting a conditional use to allow consumption of alcohol on the premises in conjunction with a cigar shop on a 0.43-acre parcel zoned C-1 (Neighborhood Commercial), located on the east side of Babcock Street, south of Avenue D and north of Nieman Avenue. (Owner/Applicant/Representative - Robert Ripoll) (First Reading - 9/27/05)

City Attorney Paul Gougelman read Ordinance No. 2005-110 by title. There were no disclosures by Council. Mayor Goode opened the public hearing.

Robert Ripoll, applicant, stated that he has met all of staff’s conditions and he is available to answer questions.

Ken Ellis, 428 Grove Lane, asked that the final conditions in the ordinance be read.

Attorney Gougelman read conditions “a” through “c” from the ordinance: a) There shall be no outdoor seating or music permitted; b) The applicant must construct a six-foot

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

fence along the north and south property lines, up to the front building setback; and c) Consumption of alcohol is limited to beer and wine only.

That concluded comments from the public.

Moved by Contreras/Walker for approval of Ordinance No. 2005-110. The roll call vote was:

Aye: LaRusso, Meehan, Walker, Palmer, Hand, Contreras and Goode

Motion carried unanimously.

10. ORDINANCE NO. 2005-111 (CPA-2005-03), ORDINANCE NO. 2005-112 (Z-2005-1020), AND ORDINANCE NO. 2005-113 (CU-2005-01/SP-2005-01) EAU GALLIE RIVER CONDOMINIUMS: Ordinances providing for a Comprehensive Plan Amendment, rezoning, and a conditional use with site plan approval to develop a 17-unit condominium development at a density of 10 units per acre on a 1.7±-acre parcel, located on the south side of Sunset Drive, west of Harbor City Boulevard. (Owner/Applicant - Mr. Bernard Alwill, Ms. Petra Alwill, & Ms. Robin Stallman) (Representative - Todd Deratany) (P&Z Board - 9/01/05)
- a. Ordinance No. 2005-111/CPA-2005-03: (Second Reading/Public Hearing) An ordinance providing for a Comprehensive Plan Amendment changing the Future Land Use from Commercial to Commercial/Medium Density Residential. (First Reading - 9/27/05)
 - b. Ordinance No. 2005-112/Z-2005-1020: (Second Reading/Public Hearing) An ordinance changing the zoning from C-2 (General Commercial) to C-1 (Neighborhood Commercial). (First Reading - 9/27/05)
 - c. Ordinance No. 2005-113/CU-2005-01/SP-2005-01: (Second Reading/Public Hearing) An ordinance granting a conditional use with site plan approval to develop a 17-unit condominium development. (First Reading - 9/27/05)

Attorney Gougelman read each ordinance by title. There were no disclosures by Council.

Mike Fischer, representing the applicant, was present and available for questions.

Pat Poole, 805 East Palmetto Avenue, stated that she is not particularly opposed to this item; however, she wanted to comment on the number of changes the applicant is requesting. She noted that the use is a complete change from the current restaurant. And, she questioned why there should be a Comprehensive Plan or regulations if Council is going to allow this many changes on one site.

Moved by Hand/Meehan for approval of Ordinance No. 2005-111. The roll call vote was:

Aye: LaRusso, Meehan, Walker, Palmer, Hand, Contreras and Goode

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

Motion carried unanimously.

Moved by Palmer/Meehan for approval of Ordinance No. 2005-112. The roll call vote was:

Aye: LaRusso, Meehan, Walker, Palmer, Hand, Contreras and Goode

Motion carried unanimously.

Moved by LaRusso/Contreras for approval of Ordinance No. 2005-113. The roll call vote was:

Aye: LaRusso, Meehan, Walker, Palmer, Hand, Contreras and Goode

Motion carried unanimously.

11. ORDINANCE NO. 2005-114 (AR-2005-182) TURTLE MOUND RIGHT-OF-WAY ANNEXATION: (Second Reading/Public Hearing) An ordinance providing for annexation of 1.19 acres of existing roadway right-of-way located north of Eau Gallie Boulevard and south of Aurora Road, between Wickham Road and John Rodes Boulevard. (Applicant – City of Melbourne) (First Reading - 9/27/05)

The City Attorney read the ordinance by title. There were no comments from the public.

Moved by Palmer/Walker for approval of Ordinance No. 2005-114. The roll call vote was:

Aye: LaRusso, Meehan, Walker, Palmer, Hand, Contreras and Goode

Motion carried unanimously.

12. ORDINANCE NO. 2005-115 GARBAGE AND REFUSE: (Second Reading/Public Hearing) An ordinance amending Chapter 14, "Garbage and Refuse." (First Reading - 9/27/05)

Attorney Gougelman read Ordinance No. 2005-115 by title. There were no comments from the public. Mayor Goode closed the public hearing and noted that City staff has asked that this item be postponed until the October 25 meeting. Both parties are still reviewing the contract and the rates. The ordinance cannot be adopted until the rate resolution has been finalized.

Without objection, Council postponed this item until the October 25 meeting.

NEW BUSINESS

13. COUNCIL ACTION RE: Contract award for the John A. Buckley Surface Water Treatment Plant, Phase 2A and Phase 2B improvements, Project No. 02303, Wharton-

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

Smith, Inc., Sanford, FL - \$11,322,000 and transfer of \$4,410,000 from Project No. 05301 (Phase 2B) into Project No. 02303 (Phase 2A) to combine the project budgets.

City Engineer Jenni Lamb reviewed the agenda report. The recommendation is for Council to approve the construction contract with Wharton-Smith, Inc. in the amount of \$11,322,000 for the John A. Buckley Surface Water Treatment Plant Phase 2A and 2B Improvements and the transfer of \$4,410,000 from C05301 (763015) into C02303 (763032) to combine the project budgets.

Council Member Cheryl Palmer asked how much experience Wharton-Smith has with ozone disinfectant treatment process. Mrs. Lamb replied that they have constructed many plants throughout the nation; however, their closest project is located in West Palm Beach.

Brian Hagerich, Vice President, Wharton-Smith, informed Council that they installed the West Palm water treatment plant approximately three or four years ago. They are not aware of any problems or issues associated with that plant.

Mrs. Palmer asked how many ozone disinfectant plants Wharton has completed. Mr. Hagerich said he has completed one; however, the company has done others. He noted that Wharton-Smith is number 11 in construction of water treatment plants in the nation.

Council Member Kathy Meehan asked what the warranty period will be on the City's plant. Mrs. Lamb replied that there will be a one-year maintenance bond period that would be considered the warranty period.

Vice Mayor Richard Contreras referenced the West Palm plant and asked if there were any change orders beyond what was bid. Mr. Hagerich said there were some change orders; however, they were not abnormal.

Mrs. Lamb added that the last project Wharton-Smith worked on for the City was phase three of the D. B. Lee plant. She noted that there were very few change orders. Wharton-Smith looked at the costs in the field and tried to work through the issues without change orders. She noted that they did an excellent job working with staff.

Mr. Contreras said that the City has to be cautious when staff is interfacing with representatives from firms so that "discussions" don't return in the form of change orders. Mr. Hagerich stated that it is not their intent to seek change orders in a contract; this is not how they anticipate making a profit. A brief discussion continued.

Mr. Schluckebier said that based on the City's experience with this firm, it is extremely unlikely that this will happen. Wharton-Smith has had significant experience with this type of construction across the country. And, the contract is clear on these points.

Moved by Contreras/LaRusso for approval of the recommendation. Additionally, Council approved withdrawing Meadors' bid from further consideration and returning their bid bond. The roll call vote was:

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

Aye: LaRusso, Meehan, Walker, Palmer, Hand, Contreras and Goode

Motion carried unanimously.

14. COUNCIL ACTION RE: Contract award for replacement of the Front Street Park Seawall, Project No. I05122, CEM Enterprises, Inc., Apopka, FL - \$142,900 and transfer of \$157,000 from Appropriation of Fund Balance in the General Fund to establish a budget for this project.

Mrs. Lamb briefed Council. The recommendation is for Council to approve the construction contract with CEM Enterprises, Inc. in the amount of \$142,900 for Front Street Park Seawall Replacement and transfer of \$157,000 from Appropriation from Fund Balance in the General Fund to establish this project's budget.

Moved by Hand/Meehan for approval of the recommendation. The roll call vote was:

Aye: LaRusso, Meehan, Walker, Palmer, Hand, Contreras, and Goode

Motion carried unanimously.

15. COUNCIL ACTION RE: Contract award for installation of a chlorine scrubber unit at the Avenue B Booster Station, Project No. 05311, LA Construction Services, Inc., Merritt Island, FL - \$102,000 and transfer of \$20,500 from Miscellaneous Water & Sewer Projects to this project budget.

Mrs. Lamb reviewed the agenda report. The recommendation is for Council to approve the transfer of \$20,500 from Miscellaneous Water & Sewer Projects, Project No. C98399 (763990), to this project's budget to provide a total project budget of \$105,000. This will allow for a 2.5% contingency.

Moved by Contreras/Palmer for approval as recommended. The roll call vote was:

Aye: LaRusso, Meehan, Walker, Palmer, Hand, Contreras and Goode

Motion carried unanimously.

16. CONSENT AGENDA:

Moved by Hand/LaRusso for approval of the consent agenda, Items "a" through "e."
Motion carried unanimously.

The consent agenda was approved as follows:

- a. Supplement No. 263 to the Continuing Consultant's Contract for engineering services to provide design and bidding documents for Lipscomb Park, Phase I

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

Improvements, Project No. CD0453, Frazier Engineering, Melbourne, FL - \$44,600.

- b. Change Order No. 1 for Booker T. Washington neighborhood improvements, Project No. CD0266, Maxwell Construction, Inc., Cocoa, FL - \$20,589.96.
- c. Purchase of wireless data communication services for 93 service connections for police patrol laptops, Verizon Select Services, Inc., Irving, TX - \$60.46/each per month, total annual cost of \$67,473.36.
- d. Approval of 24-month leasing of five 2006 Harley-Davidson FLHPI Police motorcycles, Space Coast Harley-Davidson, Melbourne, FL - \$21,000.
- e. Resolution No. 1955: A resolution adopting the name, "D'Avinci Way" for a private street in the University Village Apartment complex.

17. ITEMS REMOVED FROM THE CONSENT AGENDA

None.

18. COUNCIL ACTION RE: Request by Scott Marathas, Meg O'Malley's, to extend the hours of open container until 1:00 a.m. for the 2005 New Year's Eve street party.

Nelson Springer, 3620 Misty Oak Drive, representing Meg O'Malley's, stated that this event will be a fundraiser for the Space Coast Early Intervention Center. They would like to extend the hours of open container by one-half hour to allow for a toast at midnight. The streets would be cleared by 1:00 a.m.

The City Manager stated that all of the internal reviews would remain in place on this special event.

Moved by Palmer/Meehan for approval of the request to allow alcohol sales/distribution to cease at 12:30 a.m. with the streets being cleared by 1:00 a.m. Approval is subject to the applicant being required to provide appropriate liability insurance, clean-up of the event area and surrounding public parking, and payment for special police and/or fire services. Motion carried unanimously.

19. ORDINANCE NO. 2005-116 (AR-2005-179) DEERWOOD TRAIL AND WILDERNESS LANE: (First Reading/Public Hearing) An ordinance providing for a special election for an annexation mail ballot referendum for registered voters in the proposed annexation area, located north and south of Parkway Drive and Deerwood Trail, and west of Turtle Mound Road.

Attorney Gougelman read the ordinance by title. Mrs. Dittmer briefed Council. Mayor Goode opened the public hearing.

Eric Stern, 4290 Parkway Drive, recalled that the County's initial proposal to provide

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

water in this area would have cost him approximately \$10,000. That proposal was withdrawn. Last year, this area lost a City referendum vote (for approval of City water) by two votes. At that time he and his wife were strong proponents of annexation. However, he said that this time he has two concerns. The first relates to the proposed fee structure. The City's proposal last year would have cost each homeowner approximately \$1,600 - \$2,200. This time the cost is more like the County's original proposal. Based on his front footage of 200-plus feet, the cost to him would be about \$7,000 if this referendum passes. He asked why the City doesn't just divide the cost up per resident rather than basing it on front footage.

Mr. Schluckebier replied that there is a base fee for the first 100' plus a cost for exceeding that. Based on Mr. Stern's front footage, his fee would be in the range of \$4,200 instead of \$7,000. Continuing, he noted that our fees have been updated to provide that people in the extension areas bear some part of the extension based on the width of area served.

Mr. Stern said that a person with a flag lot would pay considerably less. Mr. Schluckebier replied that the City does not have a way to determine every situation. The only silver lining is that Mr. Stern's fee will remain about \$6,000 lower than what the County proposed some years ago. And, the City's fees would have been in addition to the County's fee.

Following a brief discussion, the City Manager said that the City's outside rate consultant suggested that it was not in the City's best long term interest to absorb all of the extension costs. The proposed extension fees represent about half of the true extension costs.

Mr. Stern stated that his second concern relates to use of land in this area. There are still a number of vacant lots and the residents want to know what assurance they have that the lots won't be subdivided.

Mrs. Dittmer said that the proposed zoning of the annexation areas is Rural Estate Use with one-acre minimum lot size, which is identical to the County. She added that a person would have the same chance of rezoning in the County as they would in the City. She added that the City is giving a Future Land Use designation of three units per acre. This is compared to the four units per acre in the County. Everyone within 500' would be notified of a rezoning request and until a rezoning is approved, REU would remain. She added that the City has not received any rezoning requests, and it is not the City's intent to disrupt the rural lifestyle in this area.

That concluded comments from the public.

Moved by Hand/Meehan for approval of Ordinance No. 2005-116.

Mrs. Palmer agreed that the City has done everything to accommodate appropriate zoning for the area. However, in spite of that, she feels that this action takes away the decision making from the property owner and gives it to the simple majority of people in

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

the district. She feels that this is unfair to people who have lived in these areas for many years.

The question was called. The roll call vote was:

Aye: LaRusso, Meehan, Hand, Contreras and Goode

Nay: Walker and Palmer

Motion carried.

20. ORDINANCE NO. 2005-117 (AR-2005-180) PINE CONE ROAD AND TURTLE MOUND ROAD: (First Reading/Public Hearing) An ordinance providing for a special election for an annexation mail ballot referendum for registered voters in the proposed annexation area, located east and west of Pine Cone Road, south of Post Road, and north of Turtle Mound Road.

Attorney Gougelman read the ordinance by title. He noted that the short title of the ordinance should reflect a location of Township 27 South and Range 36 East. Mrs. Dittmer briefed Council. There were no comments from the public.

Moved by Contreras/Hand for approval of Ordinance No. 2005-117 with a change in the short title as noted. Motion carried. Mrs. Palmer voted nay for the same reasons outlined in Agenda Item #19.

21. ORDINANCE NO. 2005-118 (AR-2005-178) ELDORADO WAY, MUSTANG ROAD AND LAKEMONT ROAD: (First Reading/Public Hearing) An ordinance providing for a special election for an annexation mail ballot referendum for registered voters in the proposed annexation area, located south of Parkway Drive, west of Turtle Mound, and north of Lake Washington Road.

Attorney Gougelman read the ordinance by title. He noted that the short title of the ordinance should reflect a location of Township 27 South and Range 36 East. Mrs. Dittmer briefed Council. There were no comments from the public.

Moved by LaRusso/Hand for approval of Ordinance No. 2005-118 with a change in the short title as noted.

Mrs. Palmer said she will vote nay for the same reasons outlined in the previous agenda item.

Mr. Contreras said that the City should ensure that it maintains response time for police, fire, etc. currently enjoyed in other areas of the City. Mr. Schluckebier said that the need for additional police and or fire have been included in the urban services report. The police will likely need an additional zone. And, given the current fire configuration, we believe we can provide better service in all three annexation areas. Those areas are currently served by a County station on Lake Washington Road; however, those trucks

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

are out on runs a good deal of the time. City staff believes that its multiple station configuration in the same region will result in quicker, more effective fire/rescue service.

Mr. LaRusso said that a dear friend of his on Mustang Road wants clean water and City services. His friend has trust that the City will protect his rights.

The question was called. The roll call vote was:

Aye: LaRusso, Meehan, Walker, Hand, Contreras and Goode

Nay: Palmer

Motion carried.

22. ORDINANCE NO. 2005-119 SEXUAL PREDATORS: (First Reading) An ordinance creating City Code Sections 20-90 through 20-95 relating to sexual offenders and sexual predators, providing residence prohibitions, penalties, and exceptions.

Attorney Gougelman read Ordinance No. 2005-119 by its title.

Mr. LaRusso referenced the additional information distributed to Council from Attorney Gougelman on this issue. He added that he asked the City Manager to have Police Chief Don Carey provide information on enforcement. Mr. LaRusso asked Council to postpone this item for two weeks to allow time to review and consider the additional information distributed. He noted that he does not want to move so fast that we cause harm instead of good.

Moved by LaRusso/Goode to postpone this item until the October 25 meeting.

Mayor Goode said that his problem with the ordinance is the requirement for offenders and predators to report to the Melbourne Police Department. He added that the Police Department is not set up for this type of activity.

A brief discussion followed regarding the effective date of the ordinance, who the ordinance would affect, and when the first offender would have to begin reporting.

The question was called. Motion carried unanimously.

23. COUNCIL ACTION RE: Board Appointments

- a. Appointment of three regular members to the Code Enforcement Board

Mrs. Walker nominated Bobby Bowen. Moved by Goode/Hand to close the nominations. Motion carried unanimously. Moved by Goode/Walker to appoint Bobby Bowen. Motion carried unanimously.

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

Mrs. Hand nominated James Teele. Moved by Palmer/Hand to close the nominations. Motion carried unanimously. Moved by Goode/Hand to appoint James Teele. Motion carried unanimously.

Mrs. Palmer nominated Robert Reisner. Moved by Walker/Goode to close the nominations. Motion carried unanimously. Moved by Palmer/Walker to appoint Robert Reisner. Motion carried unanimously.

(Terms: October 15, 2005 through October 14, 2008)

- b. Appointment of two resident members to the General Employees' Pension Plan Board of Trustees

Mrs. Hand nominated John Kerekes. Moved by Goode/Contreras to close the nominations. Motion carried unanimously. Moved by Hand/Contreras to appoint John Kerekes. Motion carried unanimously.

Mrs. Meehan nominated Chris Steele. Moved by Contreras/Goode to close the nominations. Motion carried unanimously. Moved by Meehan/Contreras to appoint Chris Steele. Motion carried unanimously.

(Terms: October 22, 2005 through October 21, 2007)

24. PETITIONS, REMONSTRANCES AND COMMUNICATIONS

Pat Poole, 805 E. Palmetto Avenue, said the September 27, 2005 minutes indicate that she suggested Council give six months of their salary and travel expense to the hurricane ravaged areas. She said that this should be changed to indicate that she suggested the amount over what Council is receiving now should be donated.

Mayor Goode said that when Council was recently considering updating its salaries and travel expenses, something was brought to his attention that he believes should be changed. Since the value of the gift certificates given to employees each December has not changed since 1969, he would like to improve this benefit for the employees by increasing the value from \$10.00 to \$25.00 effective this year. Further, he would like to consider going higher next year; however, Council should receive staff input on that. Mayor Goode added that since this involves money, he discussed this issue with the City Manager, who has assured him that the City can afford this increase.

Mayor Goode said if there is consensus among Council to increase the value of the certificates to \$25.00, City staff will take the appropriate action and the budgetary changes will be reflected in the first quarter budget review.

Moved by Goode/Palmer to increase the employees' gift certificates to \$25 beginning in 2005. Motion carried unanimously.

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
OCTOBER 11, 2005

Council Member Cheryl Palmer expressed concern with employees having to hand weed the extensive landscaping on Babcock Street. She said she does not understand how we can afford to have employees dedicating this amount of time. She recommended that the City use landscaping materials that can be maintained without labor intensive procedures.

The City Manager said that the redevelopment areas cover the higher level of landscaping maintenance costs. He agreed that it is in the City's best interest to stay away from intense landscaping and said he would pass the comments on to the appropriate staff and committees.

A brief discussion following regarding the odor from the society garlic planted in the Babcock Street medians.

25. ADJOURNMENT

Moved by Palmer/Contreras to adjourn. Motion carried unanimously.

The meeting adjourned at 8:41 p.m.

City Clerk – 10/20/2005

Approved by Council: October 25, 2005