

CITY OF MELBOURNE, FLORIDA  
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL  
MARCH 11, 2008



A regular meeting of the City Council was held in the City Council Chamber, 900 East Strawbridge Avenue, and was called to order at 6:30 p.m. by Mayor Harry C. Goode, Jr.

1. Pastor K.L. Frink, St. James Missionary Baptist Church, provided the invocation.
2. Pledge of Allegiance.
3. Roll Call.

|          |                             |  |
|----------|-----------------------------|--|
| Present: | Harry C. Goode, Jr.         | Mayor                                    |
|          | Kathy Meehan                | Vice Mayor, District 3                   |
|          | Richard Contreras           | Council Member, District 1               |
|          | Mark LaRusso                | Council Member, District 2               |
|          | John Thomas                 | Council Member, District 4               |
|          | Cheryl Palmer               | Council Member, District 5               |
|          | Jack M. Schluckebier, Ph.D. | City Manager                             |
|          | Paul R. Gougelman, III      | City Attorney                            |
|          | Cathy L. Baker              | Assistant City Clerk                     |
|          | Howard Ralls                | Deputy City Manager                      |
|          | Cindy Dittmer               | Planning & Economic Development Director |

|         |                   |  |
|---------|-------------------|--|
| Absent: | Joanne Corby      | Council Member, District 6 (out-of-town) |
|         | Cathleen A. Wysor | City Clerk (medical leave)               |

4. Proclamations and Presentations

Mayor Goode presented a proclamation for “Water Conservation Month,” April 2008; accepted by Jennifer Wilster, City of Melbourne Environmental Community Outreach Manager.

5. Approval of Minutes - February 26, 2008 Regular Meeting  
February 28, 2008 Special Meeting

Mrs. Baker reported that Council Member Thomas requested that the last paragraph on page 10 of the February 28 special meeting minutes be revised as follows:

Mr. Thomas noted that he does not support Item #3; ~~however, he believes we should study the idea of moving personnel to another area~~ and suggested using some of the personnel from that station to create a second aerial;...

Moved by Meehan/Contreras for approval of the February 26, 2008 regular meeting and February 28, 2008 workshop meeting minutes with the noted revision. Motion carried unanimously.

6. City Manager’s Report

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Attorney Gougelman requested Council conduct a shade meeting on March 25 at 5:15 p.m. for the litigation City of Melbourne vs. Recyclers of Brevard, Inc. This on-going litigation is preparing to go to mediation (scheduled for April 23), which is a precursor to going to trial. Legal counsel is asking for formal direction from Council regarding parameters for settlement discussions at the mediation hearing.

Moved by Meehan/LaRusso to hold the shade meeting on March 25 at 5:15 p.m. Motion carried unanimously.

Mr. Gougelman referenced Item #18 "I" from the February 12, 2008 Council agenda:

- I. Lien Rescission CE-06-080: Approval of request for a lien reduction from \$68,250 to \$1,663.37 if paid within 60 days. (Phillip G.S. Sangha - 447 Pirates Moon Court)

He recalled at that meeting Council approved the Code Enforcement Board recommendation for reduction of the lien to \$1,663.37 (cost of prosecution and handling of procedures). However, Mr. Sangha has indicated he didn't receive notice of the meeting and did not have an opportunity be heard by Council. Mr. Gougelman said Mr. Sangha is requesting to be heard by Council and will probably ask for further reduction based on a claimed hardship.

Moved by LaRusso/Thomas to schedule this as a future agenda item. Motion carried unanimously.

At the request of Council Member LaRusso, City Manager Schluckebier reviewed the West Melbourne/Melbourne water issue. In the renewal of the 1998 agreement, the cities agreed to work toward a comprehensive agreement for West Melbourne. West Melbourne's water use and continued expected water use has doubled in the last six years, and the expectation is that it will double again in the next six years. In the last several months, Council directed staff to work with West Melbourne because West Melbourne is discussing whether or not to continue through the duration of the current agreement (20-25 years). Halfway through the process, Melbourne provided West Melbourne with a couple of proposals, and as early as two years ago, provided a lengthy proposal. There was no comment from West Melbourne. Melbourne staff recently provided a few brief proposals and in the last 30 days West Melbourne has taken the position to possibly get into the water supply business on their own; this is not in keeping with our agreement. Melbourne staff will continue to work with West Melbourne to obtain a mutually beneficial outcome. There is some evaluation going on; things going back and forth. Mr. Schluckebier noted that the (newly appointed and now) former West Melbourne City Attorney made a demand that Melbourne pass a resolution within 30 days to authorize West Melbourne to go on their own for water. Melbourne has a responsibility to its rate payers and tax payers and has no interest in that demand. He added that Melbourne is engaging outside help to look at the feasibility of some of West Melbourne's proposals. Melbourne will continue to provide fair and complete answers and continue to work in good faith with West Melbourne. Staff will continue to update Council.

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There was a brief discussion regarding the five year clause in the current contract. Mayor Goode pointed out that based on the political climate in West Melbourne, he is not worried about doing anything (regarding the five year clause) at this time.

7. Public Comments

None.

7.1 Presentation to Council: Annual report to City Council from City Boards.

Mayor Goode noted that several years ago Council asked that the boards give annual presentations to Council, expounding on what they have been doing over the last year.

a. Architectural Review Board

Chairman Tim Loomer informed Council that he has been on the board since it was established 25 years ago. The Board met 13 times and looked at 127 issues in 2007. Projects included the Melbourne Harbor Edge condo, a development that started painting without Board approval with a color that was not a good choice. Working with the Board, the developer changed the color and the building will look good.

The Board has given the Downtown Eau Gallie area latitude in color and design to develop as an artsy section. The area is coming along good and new businesses include Dinners to You, a retro 50s diner located in the old Lazy Dog Saloon, and Lunas Restaurant at Highland Avenue/Eau Gallie Boulevard.

Mr. Loomer said low points for the Board include approval of some shopping centers. Citing Harbor City Plaza, he said the Board approved a standard size for all signs in the plaza and the building is “cookie cutter;” all the business signs are uniform and it takes away from the building. It is too standardized and the Board is changing this process.

Mr. Loomer asked each of the board members present to identify themselves; members present included Randall Thron, Joyce Miller, Angelia Wheeler-Chong, and Wendy Burstein. He asked that Council continue the great job it is doing with its volunteer boards, and added that this Board enjoys the work it does.

Council Member LaRusso thanked the Board for the required color change to the Melbourne Harbor Edge building and also for the hard work and great job it is doing.

b. Beautification and Environmental Advisory Committee

Chairman Betty Moore introduced the members present; Dennis Meehan, Celeste Henry, Ed Korzun and Ron Stranjord. She discussed the Arbor Day Celebration, noting that 1,000 seedlings were distributed to Melbourne residents and noted that this is the 20<sup>th</sup> year Melbourne has received the “Tree City USA” designation. She discussed other committee activities, including the monthly “We Noticed Awards” given to businesses for

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beautification efforts and the annual Blanche Hopkins Award for outstanding contribution to civic beauty.

Mrs. Moore pointed out that the Committee, in cooperation with Historic Downtown Melbourne, helped design the City's new north and south entrance signs, saving several thousands of dollars in design fees. The estimated completion time is early this fall. Plans are underway to landscape the Eau Gallie medians, the west side of the Eau Gallie Causeway and the retention pond. As funds become available, the landscaping will extend to the east side of the causeway.

The Committee vision is to continue to improve the City with appropriate landscape techniques, color, and smart environmental practices. The Committee is working with staff, developers and landscape architects to accomplish this goal and continues to encourage energy conservation and the "greening" of the new City Hall. Additionally, the Committee is working to secure beautification grants to accomplish other goals.

Mrs. Moore said the Committee plans to revisit the Melbourne landscaping ordinance in the near future. The County adopted a new ordinance and the Committee is looking at it to see what might work for the City.

Mayor Goode stated that Council appreciates the time and efforts of the members.

c. Citizens' Advisory Board

Rhodie Humbert, Vice Chairman, reported that the Board recently lost two valuable, long-standing members, one due to failing health and another for personal reasons. At this time the Board has two vacant alternate seats as Council appointed the alternates to regular member status.

The Board met 11 times during 2006-2007 and reviewed, deliberated and approved the Community Development Block Grant (CDBG) Consolidated Annual Performance and Evaluation Report for the fiscal year ending 9/30/06; the State Housing Initiatives Partnership Program Annual Performance Report for State fiscal year ending 6/30/07; the Hurricane Housing Recovery Program Annual Performance Report for State fiscal year ending 6/30/07 and the requests of seven non-profits for CDBG and HOME funds. He noted that the Board takes its responsibilities and decisions seriously and uses due diligence when making recommendations to Council.

Continuing, Mr. Humbert said the Board reviewed design changes to the City's HOME Tenant Based Rental Assistance Program; State Housing Initiatives Partnership Local Housing Assistance Plan; Housing Assistance Program policy revisions for Purchase Assistance, Homeowner Housing Rehabilitation, Homeowner Housing Reconstruction, Homeowner Disaster Relief, Tenant Assistance Program, Tenant Based Rental Assistance and Rental Development and new policies for Purchase Assistance with Sweat Equity Program and Accessibility Assistance Program.

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Concluding, Mr. Humbert said as a result of the Board's suggestion to better inform the community about the functions of City boards, the work of all City boards is being publicized. Mike Moore, the City's Public Information Officer, took pictures of the Citizens' Advisory Board at its March 2008 meeting and the members are proud to be the first board featured in this public awareness initiative.

Mayor Goode thanked the Board members for their service.

UNFINISHED BUSINESS

8. ORDINANCE NO. 2008-08, ILLICIT STORMWATER DISCHARGE: (Second Reading/Public Hearing) An ordinance amending Chapter 27 of the City Code entitled, "Stormwater Management," by adding Article III, adopting regulations and establishing procedures for eliminating the illicit discharge of pollutants to storm water systems and water bodies. (First Reading - 2/26/08)

Attorney Gougelman read Ordinance No. 2008-08 by title. There were no public comments.

Moved by Thomas/LaRusso for approval of Ordinance No. 2008-08. The roll call vote was:

Aye: Contreras, LaRusso, Thomas, Palmer, Meehan and Goode

Motion carried unanimously.

NEW BUSINESS

9. COUNCIL ACTION RE: Authorization for Brevard County, in accordance with an Interlocal Agreement dated November 16, 2007, to award a construction contract on behalf of the City of Melbourne to JR Davis Construction, Inc. for the Pineda Causeway Waterline Replacement, Project No. 33605, in the amount of \$546,013.84.

Jenni Lamb, City Engineer, reviewed the item. Per the Interlocal Agreement, the City can accept the bid from the lowest, responsive bidder for the total base bid (JR Davis Construction, Inc.) or reject the bids. If the City rejects the bids, we will have to re-advertise, obtain proper permitting and coordinate with the County and City contractors during construction, incurring approximately \$15,000 of additional costs.

Moved by Palmer/Meehan to authorize Brevard County to award on the City's behalf a construction contract with JR Davis Construction, Inc. for the Pineda Causeway Waterline Replacement, Project No. 33605 in the amount of \$546,013.84 in accordance with the Interlocal Agreement with Brevard County dated November 16, 2007. Motion carried unanimously.

10. COUNCIL ACTION RE: Acceptance of the selection committee's recommendation for the Consultant's Contract for Professional Engineering Services for the wastewater

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collection/transmission master plan for the D.B. Lee and Grant Street Water Reclamation Facilities service areas; and authorization for the City Manager to negotiate a contract with Reiss Environmental, Inc.

Jenni Lamb, City Engineer, commented that the negotiated contract will be brought back to Council for review and approval at a later date. She pointed out that Ed Talton, a representative from Reiss Environmental, Inc., was present.

Moved by LaRusso/Contreras for approval of the selection committee's recommendation of Reiss Environmental, Inc. to provide professional engineering services and authorization for the City Manager to negotiate a contract with Reiss Environmental, Inc. for professional engineering services. Motion carried unanimously.

11. CONSENT AGENDA:

Council Member Palmer requested item 'l' be pulled from the consent agenda.

In response to Mayor Goode, Mr. Schluckebier confirmed that Council's policy has been that requests to remove items from the consent agenda should be made by noon the day before the meeting.

Moved by LaRusso/Contreras to amend the rule for tonight only and remove item 'l'. Motion carried unanimously

Moved by Thomas/Meehan for approval of 11 'a' – 'k' as recommended. Motion carried unanimously.

- a. Contract award for the replacement of a six-inch water main on Bahia Lane as a portion of the 2006 Miscellaneous Waterline Replacement, Project No. 30299, Young's Communication, Inc., Melbourne, FL - \$27,245.40.
- b. Supplement No. F020 to the Continuing Consultant's Contract for Engineering Services for Pineapple Park Improvements, Project No. 10508, Frazier Engineering, Inc., Melbourne, FL - \$27,000.
- c. Purchase and installation of 23 Ward No-Smoke diesel exhaust filter systems and three spare filters, Ward Diesel Filtering Systems, Elmira, NY - \$203,807.
- d. Contract award for pavement striping, Fausnight Stripe & Line, Inc., Longwood, FL - at per unit prices, total estimated price through June 17, 2008 - \$50,000.
- e. Continuation of Disaster Recovery Service for critical application software for Financial Services, Tyler Technologies, Inc., Falmouth, ME - \$22,536.
- f. Blanket purchase order for hauling and disposal of grit and screenings waste, Waste Management, West Melbourne, FL - at per unit prices, total estimated price through September 30, 2008 - \$18,000.

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- g. Implementation of a daily open swim fee of \$1/resident and \$1.50/non-resident for children six and under.
- h. Approval of an agreement between the City of Melbourne and the Board of County Commissioners of Brevard County authorizing a payment of \$292,169.46 from the Brevard County General Fund to the City for Emergency Medical First Response Services (Advanced Basic Life Support and/or Advanced Life Support).
- i. Renewal of the Continuing Consultant Contract to provide professional planning services for an additional two-year period at stated fees, Land Design Innovations, Inc., Winter Park, FL.
- j. Contract award for repairs to Wells Park fountain, Fountaining, Cocoa, FL - \$11,093.52; and transfer of \$11,094 from the General Fund Miscellaneous Projects to establish this project budget.
- k. Approval of an appropriation of \$20,015 from the Law Enforcement Trust Fund to provide funding for the purchase of replacement electronics equipment for the Police Department.

See Item 12 for the following item:

- l. Resolution No. 2088: A resolution authorizing the City Manager to submit a grant application to Florida Inland Navigation District (FIND) for FY 2008-2009 Waterways Assistance Program funding in the amount of \$460,500 with a required match of \$498,000 for the Crane Creek pedestrian crossing with boardwalk; and authorization for the City Manager to execute any related documents.

12. ITEMS REMOVED FROM THE CONSENT AGENDA

- l. Resolution No. 2088: A resolution authorizing the City Manager to submit a grant application to Florida Inland Navigation District (FIND) for FY 2008-2009 Waterways Assistance Program funding in the amount of \$460,500 with a required match of \$498,000 for the Crane Creek pedestrian crossing with boardwalk; and authorization for the City Manager to execute any related documents.

Mrs. Palmer stated that this item refers to a grant application to FIND for construction of a pedestrian walking bridge on Crane Creek. In her review, she realized this requires matching funds of \$498,000 proposed to be taken from Transportation Impact Fees. She said we know about budget cuts at all levels of government, federal down to the City budget; we know there are a lot of infrastructure problems with City roads, transportation problems involving Melbourne streets and county streets that flow through Melbourne; and we have lost some funding promised from federal, state and county sources. She would not like to spend \$498,000 in transportation fees for the walking pedestrian bridge that for quite some time will benefit a really small segment of the population. She asked

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Mrs. Dittmer to explain, and commented this only covers a relatively small portion of the pedestrian bridge, it's not the whole project.

Mrs. Dittmer said this is about half of the project. It is the eastern half, east of the railroad bridge. The reason the impact fee is utilized is because the Developer's Agreement for the South Crane Creek project actually stipulated that the developer would be eligible to receive Transportation Impact Fee credits for the construction of the boardwalk. It did not include the bridge, but the bridge is a component of this project. The bridge is a 50/50 match between the City and the developer. The developer must build the boardwalk. He can apply for Transportation Impact Fee credits. The City and the developer have agreed to build the pedestrian bridge, if possible, if feasible, if we can all afford it. We did state in the agreement that we would seek grant funding for the joint bridges. There is a second bridge in Phase 2. Staff included the Transportation Impact Fees because it is already assumed that the developer can ask for those credits. That is why we are utilizing it as the match for this grant request.

Mrs. Palmer asked if the City's promise of that funding toward this development is in writing. Mrs. Dittmer responded yes, in the Developer's Agreement, the crediting of the Transportation Impact Fees for Phase 1 of this project, which is now under construction. The developer has already paid \$498,000 in those fees at this time.

Mrs. Palmer asked if the City is obligated. Mrs. Dittmer said the City is obligated, but not necessarily for the entire \$498,000. The City would have to credit Transportation Impact fees for the developer's cost to build the boardwalk. This project includes the boardwalk and the bridge together.

Moved by Meehan/LaRusso for approval of 12 '1'.

Council Member Contreras recalled the intricacies of the Developer's Agreement. If the Developer's Agreement was not in place obligating the City because Phase 1 is now under construction, and given the lean times we are experiencing, he probably would not support moving forward with this. But given construction is underway, etc., he will support it only because of such.

Mr. LaRusso commented that this was a tough negotiation with the boardwalk and bridge. Vice Mayor Meehan concurred.

The question was called. Motion carried. (Council Member Palmer voted nay.)

13. COUNCIL ACTION RE: Approval of the Third Amendment to Contract for Sale and Purchase between the City of Melbourne and The Lofts of Melbourne, LLC to extend the closing date to April 3, 2009.

Mr. Gougelman referenced the letter in the Council package from the developer and noted he is present if Council has questions. Based on the lean real estate market the developer asks that the closing be rolled back to April 3, 2009. Mr. Gougelman noted the Planning and Economic Director included a memo (in the Council package) that states

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the site plan is a separate action and the developer is not asking for any Council action regarding the site plan.

Moved by Thomas/Meehan for approval of the Third Amendment to the Contract for Sale and Purchase between the City of Melbourne and The Lofts of Melbourne, LLC, a Florida Limited Liability Company, to extend the closing date to April 3, 2009.

Mr. Schluckebier confirmed for Mrs. Palmer that the parking lot on Strawbridge Avenue is still used for public parking. He added that it really is a matter of the City's preference to not have this property change title until all the particulars are secure and the easements have been incurred.

The question was called. Motion carried unanimously.

14. SITE PLAN APPROVAL (SP-2007-24) MIMA MEDICAL CENTER, PHASE 1: (Public Hearing) A request for site plan approval to allow development of a two-story medical office project on a 28.53±-acre portion of a 39.9±-acre parcel zoned M-1 (Light Industrial), located south of NASA Boulevard, north of Hibiscus Boulevard, east of Gateway Drive, and west of Broadband Drive. (Owner/Applicant - MIMA Real Estate, LLC) (Representative - CEG Consulting Engineers) (P&Z Board - 2/21/08)

Mrs. Dittmer briefed Council and reported a revision to condition 'b.' The request includes approval of a Transportation Proportionate Fair Share Agreement to provide for the applicant to meet transportation concurrency requirements on the area roadway network.

The Planning and Zoning Board voted unanimously to recommend approval of the three-sheet plan prepared by Construction Engineering Group, Melbourne, Florida, Project No. 070149, with a signed and sealed date of February 15, 2008, subject to the following conditions (NOTE: See revision to condition 'b'):

- a. Any change to the site plan will require reevaluation by the Engineering Department and Planning and Economic Development Department.

Any substantial change to the site plan as outlined in Appendix B, Article IX, Section 6 (E), will require review and approval by City staff, the Planning and Zoning Board, Local Planning Agency, and/or the City Council.

- b. Since the property was already split once for the Gray-Robinson property, the owner/developer shall not subdivide any part of the land further without receiving subdivision approval or obtaining a subdivision variance to not plat the property.
- c. Appropriate environmental permits, including permitting for the gopher tortoises and scrub jays, must be maintained throughout the development process.
- d. 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

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shall be shifted when possible to preserve hardwood trees or scrub oaks, as determined during construction plan review.

- e. The proposed building shall be substantially consistent with the rendering submitted by the applicant.
- f. In conjunction with Phase 1, the applicant shall construct a dedicated right-turn lane on NASA Boulevard. The details of the right-of-way improvements shall be approved by the City Engineer during the construction plan review process.
- g. The approval of this site plan is contingent upon approval of the attached proportionate fair share agreement to comply with the concurrency management standards contained in Appendix D, Chapter 3, City Code.
- h. As required by Chapter 10, Appendix D, and Chapter 32, Melbourne City Code, to reserve capacity, the Owner/Developer shall be required to pay the capacity reservation fee in the amount of \$127,037.00 for transportation, water and sewer impact fees. Payment must be received by the City of Melbourne within 10 business days of the date of rendition of the Development Order by City Council. The Development Order shall not become effective until payment of the capacity reservation fee has been made payable to and received by the City of Melbourne.

Phil Nohrr, 1800 W. Hibiscus Boulevard, stated he is here to answer questions and reported the applicant agrees with the stipulations. This is an exciting project we can all be proud of. He asked Council to approve the site plan and the proportionate fair share agreement.

Council Member Thomas commented it is an incredible project that he is excited about.

Moved by Thomas/Meehan for approval of SP-2007-24 based upon the findings and conditions contained in the Planning and Zoning Board memorandum with the noted revision. Motion carried unanimously.

Moved by Contreras/LaRusso for approval of a Proportionate Fair Share Agreement between MIMA Real Estate, LLC and the City of Melbourne to provide for a payment of \$246,990 from the developer to mitigate the traffic impacts of the project and meet traffic concurrency requirements. Motion carried unanimously.

15. ORDINANCE NO. 2008-09, (LDR-2008-01/FOC-2008-01) SIGNS: (First Reading) An ordinance amending Chapter 25, entitled "Signs and Advertising," amending the standards for electronic changeable copy signs. (Applicant - City of Melbourne) (P&Z Board - 2/21/08)

Attorney Gougelman read Ordinance No. 2008-09 by title.

Mrs. Dittmer briefed Council. This is an interim change to the sign code that increases the number of times an electronic changeable copy sign can be changed from once every

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15 minutes to once every 60 seconds. City staff expects to return to Council during the next six months with a total rewrite of the sign code.

The Planning and Zoning Board voted unanimously to recommend approval of this request.

Vice Mayor Meehan reported she spoke with Andy Ziegler, who favors the change and Charlie Thompson, First United Methodist Church of Melbourne, who also favors the change to once every sixty seconds. They are happy with the proposed change.

Moved by Meehan/Palmer for approval of Ordinance No. 2008-09 based upon the findings and conditions contained in the Planning and Zoning Board memorandum. Motion carried unanimously.

16. ORDINANCE NO. 2008-10, AFFORDABLE HOUSING ADVISORY COMMITTEE: (First Reading) An ordinance amending Chapter 2 of the Code of Ordinances, entitled "Administration," as it relates to boards, authorities and committees; establishing the Affordable Housing Advisory Committee and providing for the composition and duties; expanding the portion of Chapter 2 that generally applies to all City boards, by providing for definitions, rules of procedure, meetings and records; amending the composition and duties of the Building and Construction Advisory Committee by removing references to affordable housing and housing costs; and repealing duplicate language throughout Chapter 2.

Attorney Gougelman read Ordinance No. 2008-10 by title.

Moved by Meehan/Thomas for approval of Ordinance No. 2008-10. Motion carried unanimously.

NOTE: Appointment of members to the Affordable Housing Advisory Committee will appear on the April 22 agenda.

*Without objection, Council convened as the Olde Eau Gallie Riverfront Community Redevelopment Agency for the following item:*

17. COUNCIL ACTION RE: Approval of a Lease Agreement between Rocky Water Properties, LLC and the Olde Eau Gallie Riverfront Community Redevelopment Agency for vacant property located on the west side of Highland Avenue, north of Montreal Avenue, and south of Eau Gallie Boulevard to be utilized for public parking for a two-year period ending March 31, 2010 at \$5,000/year.

*From the Agenda Report: The agreement will replace an existing lease agreement with Rocky Water, LLC that expires on March 31, 2008. The lot provides approximately 30 spaces of public parking, which is heavily used.*

*On February 14, 2008, the Olde Eau Gallie Riverfront CRA Advisory Committee voted unanimously to recommend approval of the revised lease agreement with Rocky Water,*

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*LLC. Funding is available within the 2007-2008 Eau Gallie CRA Budget, Land Rental Account.*

Moved by LaRusso/Contreras for approval of the two-year Lease Agreement with Rocky Water Properties, LLC for \$5,000 annually. Motion carried unanimously.

*Without objection, Council reconvened for the remaining agenda items.*

18. COUNCIL ACTION RE: Board Appointments

- a. Appointment of one regular member to the Beautification and Environmental Advisory Committee.

Council Member LaRusso nominated Leanne Hensley

Moved by Contreras/Palmer to close nominations. Motion carried unanimously.

Moved by Goode/LaRusso by unanimous acclamation to appoint Leanne Hensley. Motion carried unanimously. (3/11/2008–11/9/2011, unexpired term, plus a full three-year term)

- b. Appointment of one regular member to the Code Enforcement Board.

Vice Mayor nominated first alternate Thomas Saam, noting that the Code does not require that the engineer member be a licensed, registered engineer.

Without objection Mayor Goode closed the nominations.

Moved by Palmer/Meehan to appoint Thomas Samm by unanimous acclamation. Motion carried unanimously. (3/11/2008–10/14/2011, unexpired term, plus a full three-year term)

Mrs. Meehan nominated Anna Cook for the second alternate seat and Mr. Thomas nominated Chris Nelson.

Moved by Contreras/Palmer to close the nominations. Motion carried unanimously. The vote was:

COOK: Meehan

NELSON: Contreras, LaRusso, Thomas, Palmer and Goode

Appointed: Christopher Nelson (3/11/2008–7/8/2011, unexpired term, plus a full three-year term)

19. PETITIONS, REMONSTRANCES AND COMMUNICATIONS

None.

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20. ADJOURNMENT

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

The meeting adjourned at 7:28 p.m.

A handwritten signature in black ink that reads "Cathy Baker". The signature is written in a cursive style and is placed on a light pink rectangular background.

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Assistant City Clerk – 3/20/2008

Approved by Council: \_\_\_\_\_