

MINUTES OF A REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, HELD IN THE CITY HALL COMMISSION CHAMBERS, 100 NORTH U.S. #1, FORT PIERCE, FLORIDA, AT 6:30 P.M. ON MONDAY, FEBRUARY 4, 2008.

Mayor Benton called the meeting to order.

Reverend George Welch, White City Methodist Church, gave the invocation.

The Pledge of Allegiance was recited.

Upon Roll Call, those present were: Mayor Robert J. Benton; Commissioners Rufus Alexander, Edward Becht, Christine Coke, and Reginald Sessions; City Manager Dennis Beach; City Attorney Robert Schwerer; and City Clerk Cassandra Steele. Those absent: None.

-----

The next item on the Agenda was Approval of Minutes of the Regular Postponed Meeting on January 22, 2008.

Motion was made by Commissioner Coke, seconded by Commissioner Becht, to approve the Minutes of the Regular Postponed Meeting on January 22, 2008.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Coke, Sessions, and Benton. Those opposed: None.

-----

The following letter will be kept on file in the City Clerk's Office:

Letter from Christina Pharo, U.S. Department of Justice, thanking Fort Pierce Police Sgt. Don Christmas and Officers James Grecco, Lee Evans, and Ben Thayer for their assistance and dedication.

-----

The next item on the Agenda was Public Hearing on Application for **Waiver of Distance** submitted by Juan Velazquez for a 4-COP license for **Mi Rancho Mexican Restaurant at 6651 Darter Court.**

Mr. Paul Williams, Urban Forester, said this application for Waiver of Distance is for the Mi Rancho Mexican Restaurant at 6651 Darter Court. The applicant wishes to open a Mexican restaurant with a 4-COP license to sell liquor, beer, and wine for on-premise consumption. The applicant is requesting a Waiver of Distance because the proposed establishment is within 1,600 feet of two existing establishments. However, the proposed establishment is not within 1,600 feet of any schools or churches. The location is by I-95 and State Road 70. The zoning map shows that it is in the C-3 zoning district and surrounded by C-3. This is a picture of the front of the restaurant as they would see it from Darter Court. This is a picture on the west side of the restaurant as they pull in to the parking area. The landscape plan has been implemented, the new landscaping is in place. This is the floor plan showing the layout of the restaurant and kitchen area. As required, property owner notifications were mailed to owners within 500 feet. There were 18 notifications mailed. As of today, 8 responses have been received - 7 of which approved and 1 that opposed. At their January 8, 2008 meeting, the Planning Board voted unanimously to recommend approval of the Waiver of Distance. As the proposed establishment does not appear to adversely affect community health, safety, or general welfare according to the criteria specified by the City Code, Staff recommends approval of the Waiver of Distance for a 4-COP alcohol beverage license for the proposed establishment.

Mayor Benton declared a Public Hearing in session and asked if anyone in the audience wished to be heard.

**Mr. Hank Simon** said he is a consultant for Mi Rancho Mexican Restaurant. His address is 481 Topeko Road S.W., Palm Bay, Florida. Mi Rancho Mexican Restaurant when it opens, which hopefully will be in the next 15 days, will be a family friendly full service restaurant serving breakfast, lunch, and dinner. It is a family-owned and operated restaurant. This

will be the fourth in the family's restaurants - Rancho Chico in both Stuart and Tequesta, Rancho Viejo in Palm Bay, and now Mi Rancho in Fort Pierce. As Staff stated, they have completed the landscaping. They have brought their lighting up to code. They have redone the driveway and realigned it and have sufficient parking spaces for handicapped citizens. They are asking for approval of a distance waiver for a 4-COP for a restaurant.

Seeing no one further and hearing no one wishing to be heard, Mayor Benton declared the Public Hearing closed.

Motion was made by Commissioner Coke, seconded by Commissioner Alexander, to approve the Waiver of Distance for Juan Velazquez for a 4-COP license for Mi Rancho Mexican Restaurant at 6651 Darter Court.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Coke, Sessions, and Benton. Those opposed: None.

-----

The next item on the Agenda was Public Hearing on Application for **Conditional Use & Site Plan** submitted by Isaiah & Helen Lucas for construction of **Greater Friendship Missionary Baptist Church** on property between South 32nd Street and South 33rd Street, south of Atlantic Avenue and north of Boston Avenue

Mr. Peter Buchwald, Zoning Administrator, said the applicant is requesting rezoning, site plan, and conditional use approvals to construct a church located at the southeast corner of Atlantic Avenue and South 33rd Street. The 1.5 acre parcel is currently vacant. The properties immediately to the north are primarily vacant. The properties to the south and east are occupied by residential dwellings. The property to the west is unincorporated and occupied by an FPL facility. The proposed land use is consistent with the surrounding land uses. Several of the parcels that comprise the site are zoned R-4, Medium Density Residential, while the remaining parcels are zoned C-3, General Commercial. Therefore the applicant is requesting the rezoning of those parcels that are zoned C-3 to R-4 for zoning consistency across the site. Consequently, conditional use approval is required in the R-4 zoning district for a church as specified by City Code. The future land use is divided among the block between CG, Commercial General, and RME, Medium Density Residential. Both of these future land uses allow multi-family uses and semi-public uses such as a church. Therefore the proposed rezoning is not inconsistent with the Comprehensive Plan. In addition, these following other basic amendment standards as specified by Section 22-131 of the City Code are satisfied by the rezoning. The church will contain a total of 5,750 square feet with an assembly area that is approximately 3,322 square feet in size. Access to the development will consist of two-way driveways on Atlantic Avenue and 32nd Street and a one-way driveway on Boston Avenue. The applicant is dedicating five feet for additional rights-of-way along Atlantic Avenue, 32nd Street, and Boston Avenue, and sidewalks will be installed along these streets. Parking and landscaping are provided to meet the requirements of the City Code. Stormwater retention will be managed by an exfiltration system. A total of 79 notifications were mailed to property owners located within 500 feet of the property. As of today, a total of 18 responses have been received - 9 of which approved of the applications, 4 of which opposed the applications, and 5 of which indicated no comments. All affected departments have reviewed the submittals and have approved the applications based on those meeting the requirement of the City Code. At their meeting on January 8, 2008, the Planning Board voted unanimously to recommend approval of the rezoning and site plan and conditional use. Based on the rezoning meeting the amendment standards of the City Code and the site plan and conditional use meeting the technical requirements of the City Code, Staff recommends approval of the rezoning, site plan, and conditional use.

Mayor Benton declared a Public Hearing in session and asked if anyone in the audience wished to be heard.

**Mr. David Cleveland**, Omega Productions Inc., 100 Avenue A, said he is here on behalf of Mr. and Mrs. Lucas as well as the church. He will entertain any questions they might have.

Commissioner Becht asked has Mr. Cleveland had any discussion with the property owner of that little out-parcel?

Mr. Cleveland said the church has recently acquired that out-parcel.

Mayor Benton said it looks like a substantial improvement to that property.

Seeing no one further and hearing no one wishing to be heard, Mayor Benton declared the Public Hearing closed.

Motion was made by Commissioner Alexander, seconded by Commissioner Sessions, to approve the Conditional Use & Site Plan submitted by Isaiah & Helen Lucas for construction of Greater Friendship Missionary Baptist Church to be located between South 32nd Street & South 33rd Street, south of Atlantic Avenue and north of Boston Avenue.

Those voting in favor of the motion were: Commissioners Alexander, Becht, Coke, Sessions, and Benton. Those opposed: None.

Commissioner Alexander said he noticed the church has been working on it for a long time and hard times to get where they are today. He is just proud to represent them.

Ordinance No. L-01 entitled, "AN ORDINANCE **REZONING** PROPERTIES LOCATED ALONG THE EAST SIDE OF SOUTH 33RD STREET, SOUTH OF ATLANTIC AVENUE AND NORTH OF BOSTON AVENUE, FROM C-3, GENERAL COMMERCIAL ZONE, TO R-4, MEDIUM DENSITY RESIDENTIAL ZONE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE FIRST READING." was placed on first reading and read by title only. (Applicant: Isaiah & Helen Lucas - Greater Friendship Missionary Baptist Church)

Mayor Benton declared a Public Hearing on Ordinance No. L-01 in session and asked if anyone in the audience wished to be heard.

Seeing no one and hearing no one wishing to be heard, Mayor Benton declared the Public Hearing closed.

Motion was made by Commissioner Alexander, seconded by Commissioner Sessions, that Ordinance No. L-01 be passed on first reading.

Those voting in favor of the passage of Ordinance No. L-01 on first reading were: Commissioners Alexander, Becht, Coke, Sessions, and Benton. Those opposed: None.  
-----

Ordinance No. L-02 entitled, **AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, AMENDING CHAPTER 22, ARTICLE IV, SUPPLEMENTARY REGULATIONS, SECTION 22-60, OFF-STREET PARKING AND LOADING SPECIFICALLY AMENDING SECTION 22-60(d)(2), NUMBER OF REQUIRED OFF-STREET PARKING SPACES, COMMERCIAL; AND SECTION 22-60(e)(2), NUMBER OF OFF-STREET LOADING SPACES, COMMERCIAL; REPEALING ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING AN EFFECTIVE DATE.**" was placed on first reading and read by title only.

Mr. Peter Buchwald, Zoning Administrator, said if they will recall from their January 7th meeting, they were introduced to this proposed zoning text amendment. The applicant has applied for site plan review for a shopping center to be known as Newberry Fields located at the southwest corner of Okeechobee Road and Jenkins Road which will include one or

more larger national retail stores known as big box retailers. As the general industry standards for the parking and loading requirements for these types of retail development have evolved and now differ from the current parking and loading requirements in the City Code, the applicant requests that these requirements be revised. The proposed revisions consist of reducing the required number of parking spaces from one space per 200 square feet gross floor area to one space per 250 square feet of gross floor area for those stand-alone retail establishments and shopping centers which exceed 50,000 square feet in size.

This table indicates a comparison of the current City Code parking requirements with the parking requirements of nearby municipalities. Where the current code would require 1,500 to 2,000 parking spaces for a 300,000 or 400,000 square foot shopping center, the proposed amendment would require only 1,200 to 1,600 parking spaces, which is consistent with the majority of the nearby municipalities. The off-street loading space requirements similarly would be reduced for those stand-alone retail establishments and shopping centers greater than 50,000 square feet. It would be reduced to four loading spaces plus one for each additional 75,000 square feet. A comparison with surrounding municipalities also is favorable as this table indicates. Where the current code would require 30 to 40 loading spaces for a 300,000 to 400,000 square foot shopping center, if they make the proposed amendment, it would only require 7 to 8 loading spaces, which again is consistent with the majority of the nearby municipalities. The proposed zoning text amendment meets those amendment standards specified by the City Code. At the January 8, 2008 Planning Board meeting, the Planning Board voted unanimously to recommend approval of the proposed ordinance. As no inconsistencies have been identified between the proposed zoning text amendment and the Comprehensive Plan or Chapter 22 of the City Code, Staff recommends approval of the proposed ordinance to revise Sections 22-60(d)(2) and 22-60(e)(2) pertaining to the number of required off-street parking and loading spaces for larger retail facilities and shopping centers.

Commissioner Becht asked what application will this ordinance have to the existing K-Mart facility on U.S. #1 and Virginia Avenue, if any? His assumption is that K-Mart is grandfathered-in, but they have some kind of improvements that they are doing. They are cutting a piece out. He doesn't know whether they are going to help them or hurt them, or if Mr. Buchwald is in a position to perform that analysis tonight.

Mr. Buchwald said it would facilitate or assist all of the older shopping centers that were formerly parked under the old requirements. It would allow for greater green landscaping areas, greater green space that they could put in immediately. They could reduce the number of heat islands produced by the pavement. So it would assist those types of shopping centers, including the K-Mart Plaza.

Commissioner Alexander asked will this ordinance affect any others like maybe a church. If they had to have an on-street or off-street parking, would that affect their parking?

Mr. Buchwald said no.

Commissioner Alexander asked it wouldn't enhance or be favorable to them? Or would that be something entirely different?

Mr. Buchwald said that would be something entirely different. This ordinance only pertains to retail facilities. A church would be parked under different criteria.

Commissioner Alexander said this is just something he and Mr. Buchwald need to talk about.

Mayor Benton declared a Public Hearing on Ordinance No. L-02 in session and asked if anyone in the audience wished to be heard.

**Mr. Paul Dorelli**, Greenberg Traurig PA, 401 East Las Olas Boulevard, Fort Lauderdale, said he is here on behalf of the applicant who is the owner of the 53 acres at the southwest corner of Okeechobee Road and Jenkins Road proposed to be developed with a retail shopping center. The applicant put forward the request to bring the parking and loading standards into what would be viewed as contemporary parking standards for large mixed shopping centers today. They wanted to thank Staff for working with them both on the site plan and bringing these amendments forward. They also want to note that the shopping center is over 90% leased already and that the proposed parking standards are fully acceptable to the major national tenants that are leasing the center too. So these are practical in terms of their application. He is here to answer any questions. He also has with him Kevin Denny of Kimley-Horn & Associates, Inc., the project planners.

Mayor Benton said he appreciates Mr. Dorelli getting up and saying what he just said, because sometimes the City is under fire. People don't believe they are working with developers and retailers to bring retail into this community. He thinks his comments just showed that he brought a concern to the City and the City wants them there on Jenkins Road very badly and want to work with them to make it a reality.

Mr. Dorelli said they really appreciate that, as does their client.

Commissioner Becht asked does Mr. Dorelli care to make any announcements about which national retail establishments might be included in that 90% leased-up factor?

Mr. Dorelli said he thinks Target is the only one the client has publicly released. He would not be at liberty to...

Commissioner Becht said that is fine, because there is a rumor on the street that Target had pulled out.

Mr. Dorelli said that is a false rumor.

Commissioner Becht said it was spread by another developer of another shopping center. So they are still on board?

Mr. Dorelli said absolutely.

Commissioner Sessions said he has a follow up question after what the Mayor said earlier. He knows Mr. Dorelli has had lots of experience in dealing with municipalities in trying to get ordinances such as this, rezoning and so on. Just from his personal evaluation, would Mr. Dorelli consider City Staff being somewhat user-friendly and helpful toward trying to accomplish this mission? Based on his experiences with other municipalities, does he think things could have gone a lot smoother?

Mr. Dorelli said no. He thinks it has been a quite pleasurable experience. Just by way of example, this could have been something that could have come forward as a variance request. When they came and met with Staff, they said here is the data on what is happening in neighboring communities, here is contemporary standards that the retailers are finding acceptable. They could approach this as a variance, but they think it would make more sense for the City to take advantage of the opportunity to bring the Code up to contemporary standards. And the City was supportive of that and worked with them to help craft the language and bring it forward. So there are other cities in his experience that have said they don't want to tinker with the code, they can just take it on as a variance. That is just a different avenue. Their Staff was forward-thinking enough to say they are right, the data they are putting forward makes sense, let's evaluate this and take advantage of an opportunity to bring the City Code up to contemporary standards that might help attract additional retail development to the City. So it has been a very good experience.

Commissioner Alexander asked just playing the devil's advocate, what is the flip side of this? They just did their Comprehensive Plan. This ordinance didn't come to face with them dealing with this type of thing?

Mr. Buchwald said no. This would have occurred later on when they rewrite the LDR's (Land Development Regulations).

Commissioner Alexander said they are ahead of themselves now.

Mr. Buchwald said they recognized the need. They recognized the development that has that need. They did a comparison with other municipalities and general industry standards. It is not just for this developer. It is to be consistent with the general industry. So that is why they felt it was appropriate. It is a simple change, so that is why it is appropriate to do it at this time.

Mr. Dorelli said another reason it is forward-thinking too, as Staff did point out, is it does result in an ability to deliver more landscaping and open space in the projects and decrease the amount of pavement. In the movement towards a more sustainable design and environmental friendliness, that is certainly a benefit as well.

Seeing no one further and hearing no one wishing to be heard, Mayor Benton declared the Public Hearing closed.

Motion was made by Commissioner Becht, seconded by Commissioner Alexander, that Ordinance No. L-02 be passed on first reading.

Those voting in favor of the passage of Ordinance No. L-02 on first reading were: Commissioners Alexander, Becht, Coke, Sessions, and Benton. Those opposed: None.

-----

Ordinance No. L-03 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2810 SOUTH JENKINS ROAD**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Patricia Shaw - P.K. Trading Company)

Mr. Peter Buchwald, Zoning Administrator, said the applicant is requesting the annexation. They are contiguous to the City Limits. On their screen they can see the summary slide of growth resulting from this annexation.

Mayor Benton declared a Public Hearing on Ordinance No. L-03 in session and asked if anyone in the audience wished to be heard.

Seeing no one and hearing no one wishing to be heard, Mayor Benton declared the Public Hearing closed.

Motion was made by Commissioner Coke, seconded by Commissioner Sessions, that Ordinance No. L-03 be passed on first reading.

Those voting in favor of the passage of Ordinance No. L-03 on first reading were: Commissioners Alexander, Becht, Coke, Sessions, and Benton. Those opposed: None.

-----

The next item on the Agenda was Ordinance Nos. K-728 through K-759, Extending the Territorial Limits of the City.

City Clerk Steele said she has a series of ordinances for annexation which she will read the titles of all the ordinances and they can consider them at the end. It will take about 15 minutes.

Mayor Benton said if anyone wants to address one, at the end they will bring them up one at a time.

Ordinance No. K-728 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2405 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Edward & Eileen Lewis)

Ordinance No. K-729 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2205 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Sham & Lorena Mohammed)

Ordinance No. K-730 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2201 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Kimberly Graham)

Ordinance No. K-731 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2109 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: William & Janice Teschner)

Ordinance No. K-732 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2105 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Jerald & Margaret Daugherty)

Ordinance No. K-733 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2103 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Gregory & Suzanne Fasula)

Ordinance No. K-734 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2005 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: David & Stephanie Whiteside)

Ordinance No. K-735 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **WINDING CREEK SUBDIVISION, LOT 15**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Josh & Caren Bennett)

Ordinance No. K-736 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2012 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND;

ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Samuel & Lynn Rowe)

Ordinance No. K-737 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2008 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Frank & Sylvia Lombardozzi)

Ordinance No. K-738 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2004 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Stephen & Tammy Matthes)

Ordinance No. K-739 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2000 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Norman & Vivian Trabulsky)

Ordinance No. K-740 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **1912 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Robert & Brenda Cooper)

Ordinance No. K-741 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **WINDING CREEK SUBDIVISION, LOT 21**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY

TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Gerald & Donnelynn Hourie)

Ordinance No. K-742 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **WINDING CREEK SUBDIVISION, LOT 22**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Roger & Elizabeth Winn)

Ordinance No. K-743 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **WINDING CREEK SUBDIVISION, TRACT A**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Winding Creek Property Owners Association)

Ordinance No. K-744 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **1909 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Richard & Mary Perry)

Ordinance No. K-745 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **WINDING CREEK SUBDIVISION, LOT 27**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: William & Carol Archebelle)

Ordinance No. K-746 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **WINDING CREEK SUBDIVISION, LOT 28**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Erick & Marien Dominguez)

Ordinance No. K-747 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2108 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Rogelio & Sheila Gonzalez)

Ordinance No. K-748 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2200 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Michael & Deborah Haas)

Ordinance No. K-749 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2204 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: William & Marcia Yetman)

Ordinance No. K-750 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2300 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND

PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Ronald & Louetta Price)

Ordinance No. K-751 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **2400 WINDING CREEK LANE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: John & Barbara Davis)

Ordinance No. K-752 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **4330 WINDING PLACE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Joseph & Theresa Crespi)

Ordinance No. K-753 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **4326 WINDING PLACE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Kathleen & Ronald Leclair)

Ordinance No. K-754 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **4237 WINDING PLACE**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: David & Tricia Pollard)

Ordinance No. K-755 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **WINDING CREEK SUBDIVISION, TRACT B**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE

HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Winding Creek Property Owners Association)

Ordinance No. K-756 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **WINDING CREEK SUBDIVISION, LOT 44**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Roger Terry)

Ordinance No. K-757 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **WINDING CREEK SUBDIVISION, LOT 46**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Ashok & Ranjan Patel)

Ordinance No. K-758 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE THE **WINDING CREEK ROADS**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2008; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Winding Creek Property Owners Association)

Ordinance No. K-759 entitled, "AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE PROPERTY LOCATED AT **WINDING CREEK SUBDIVISION, LOT 25**; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF THE FINAL DATE OF ENACTMENT OF THIS ORDINANCE; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; CERTIFYING PUBLICATION OF THIS ORDINANCE; ZONING SAID LAND; ESTABLISHING THE FUTURE LAND USE DESIGNATION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE HEREOF." was placed on first reading and read by title only. (Owned by: Robert & Sophia Sebeny)

Mr. Peter Buchwald, Zoning Administrator, said this completes the voluntary annexation of the Winding Creek Subdivision and the summary of the growth resulting from this annexation is indicated on their screen.

Commissioner Alexander said he sees one piece of property across the street (25th Street). Why is it they didn't...?

Mr. Buchwald said he sees that one too. They would have to review that to see if there is an existing agreement. If there is an existing agreement, they will annex that as soon as possible.

Commissioner Alexander said he read the (Planning Board) Minutes, he understands this is a gated community and he understands that the City annexed the roads. Are they supposed to be responsible for those roads? He needs to be perfectly clear about what it means by them maintaining the roads? If there is water or breakage or something like that, he just wants to understand what they mean by that.

Mr. Buchwald said the maintenance of those roads will be entirely the responsibility of the Homeowners Association. The roads actually have a separate parcel identification number, which is owned by Winding Creek Property Owners Association. So there should be no confusion, that is a private road, the maintenance of which will be solely the responsibility of the Homeowners Association.

Commissioner Alexander said he just wanted to know what the responsibility is. How far does that responsibility go? If they have a breakage in the waterline, he is telling him that the City of Fort Pierce is not going to take care of that for them?

Mr. Buchwald said he doesn't know to the extent FPUA has drawn the line for their responsibility for delivering water and sewer service to the subdivision. Where that line is, he doesn't know.

Commissioner Alexander said he thinks they need to let these residents know. Is this the first time they...? He knows they did something with the County, but that was from previous work they did. But they are right now annexing the roads into the City. He just wants it to be fair. He doesn't want to be unfair. If they have something that is damaged that they need to take care of it, it should be just like anyone else. He doesn't know.

City Manager Beach said there are a number of developments in Fort Pierce today that are privately-owned and privately-developed. Harbour Isle is an example. Ocean Village is another example. Everything that happens beyond those gates are responsibilities of those homeowners associations and are designed that way from the beginning. Those are not public facilities inside past that gate. Those are privately-owned facilities and they are privately responsible for their maintenance.

Commissioner Alexander asked but the Utilities Authority did install the infrastructure there, right?

City Manager Beach said his suspicion is that the contractor installed the infrastructure and the Utilities Authority connects at the gate.

Mayor Benton declared a Public Hearing on Ordinance Nos. K-728 through K-759 in session and asked if anyone in the audience wished to be heard.

Seeing no one and hearing no one wishing to be heard, Mayor Benton declared the Public Hearing closed.

Motion was made by Commissioner Coke, seconded by Commissioner Alexander, that Ordinance Nos. K-728 through K-759 be passed on first reading.

Those voting in favor of the passage of Ordinance Nos. K-728 through K-759 on first reading were: Commissioners Alexander, Becht, Coke, Sessions, and Benton. Those opposed: None.

-----

The next item on the Agenda was Commissioner Sessions discussion on retaining a Consultant Firm to review and investigate management, operations, and billing practices of the Fort Pierce Utilities Authority.

Commissioner Sessions said while he was out canvassing, running for office, there was an issue that he found to be very serious in terms of the constituency having some serious problems and a serious dilemma regarding allegations of the Fort Pierce Utilities Authority - the billing, operations, and management. There are individuals who came before this Commission and protested right here at City Hall. There were also individuals who, while he was out canvassing, who were really concerned about practices of the Fort Pierce Utilities Authority. He thought it would be incumbent upon them, after hearing so many individuals cry out for help, that they address this issue. This is an issue that has been going on now for quite some time. Whether or not it is an allegation that is founded or not, it remains to be seen. But until they address it, then they are going to have this issue coming back before them time and time again. He was provided with the history of reviews that have taken place by different auditing companies - the FMPA Peer Review, as well as Berger, Toombs, Elam, Gaines, & Frank. True enough there may be a history of these types of investigations that have gone on; but ironically, each and every one of these investigations came back with certain recommendations as a result of the investigations themselves. If they notice also, most of these reviewers were actually retained by the Fort Pierce Utilities Authority. That in itself is an indication to him somewhat of the fox watching the henhouse. He thinks they need to go outside the City. He thinks the City itself needs to retain a company to review the practices of what is going on with the Fort Pierce Utilities Authority. This is a municipality-owned utilities authority and it is owned by the citizens/customers. And the City Commission has a duty to answer to their cry, they have some serious problems with what is going on. What he has done is provided the Commissioners with some information that he has gathered from a company (Williams Consulting Inc.) that is in the business of doing these types of things. It is a company that is out of Jacksonville. They are familiar with the utilities companies, they are familiar and have extensive experience in the utility industry, particularly municipal utility regulations and arenas. He would hope they could get some type of consensus from this Commission to proceed with, if not this particular company, some company to address the concerns of their citizens.

Mayor Benton said he will just respond to the information Mr. Thiess provided earlier. He has sat on that FPUA Board for a little over four years now. Because of a lot of the issues that were brought up four years ago while he was campaigning and also since 2005 after the hurricanes, that was one reason why the Fort Pierce Utilities Authority Board decided to ask for help from what they consider experts, not only the City and the U.A. auditors, also a private firm in 2001 and also the Florida Municipal Power Association, which oversees all public power companies in the State of Florida. But those are recommendations after they looked at the procedures of how they could do things better. It has always been the U.A. Board's concern, could they do things better or more efficiently? Last year was their first year where they talked about their Strategic Planning Process. That was the first time he believes that the U.A. has ever had that process. The U.A. also had it the other day. They have learned a lot from that. That is why they reach out to these different groups to take a look at how they are doing business and how they can do business better. Maybe - and he is just saying maybe because he knows the U.A. Board likes to run the utility - it might be the appropriate process to ask the U.A. Board if they would consider this and maybe put a scope of work together. In other words, if there was a scope associated with this and a

price tag, maybe that would be the next step. The U.A. Board has made several inquiries from different groups over the years just to see how they could do business better. They feel pretty comfortable they have done a good job at that. Mr. Thiess is here if there are any questions of him.

Commissioner Alexander said he watches things closely and when he sees ideas that come before the Commission. He is looking at what was left on his desk tonight. This question that Commissioner Sessions was asking, they knew this before today. First of all he wants to know, why wasn't it in his package on Thursday?

Mayor Benton said not only did the Commissioners have a workshop on Thursday and Friday, he didn't get a chance to look at his packet until Friday at lunchtime. That is when he called Mr. Thiess. And the U.A. was in their strategic planning meeting all day. He knows they had some folks look into their procedures, so he asked Mr. Thiess if he could make a list of those and get it to the Commissioners as early as he could today, at least they could see that tonight.

Commissioner Alexander said he understands that, but when they know these things are coming down the pipe and information needs to be brought to the Commission. He doesn't see any problem with the request Commissioner Sessions has asked because the Mayor is joining with that and saying forward it to the Utilities Authority Board and see how they feel about it and put a price tag on it. He thinks that is what they should do, just to get that burden, because the public has not been notified yet as to what they found out, if they found out, or when will they find out something. It is February now. After a while it will be June or July before they get anything back. He is serious, the Mayor and Commissioner Becht and Commissioner Sessions kind of had to bite the bullet about the Fort Pierce Utilities Authority. He knows Commissioner Coke and he look forward to trying to explain to the public, because two years is not very long. So he doesn't need this to come back to haunt him. If it is something they need to do, he welcomes this.

Commissioner Sessions said he thinks it would be a win/win situation for everybody involved, especially the Utilities Authority. They have been surrounded by a whole lot of controversy. It takes the microscope off of them, if in fact everything is being run efficiently. However, to say that the Fort Pierce Utilities Authority should actually be involved in this process, he doesn't think so because they are actually a party that is being accused of this process. There are allegations out there that stem from the operations and management. He feels that the Commissioners have a fiduciary duty to answer to the citizens. He can't reiterate enough, this is not a privately-owned business. This Utilities Authority is owned by the citizens/customers and they have a duty to answer to them. If things are up to par, Fort Pierce Utilities Authority is running efficiently like they should, then it is going to take the heat not only off the U.A., but it is going to take the heat off the Commission, and they are going to satisfy those individuals out there who are crying out for some answers.

Mayor Benton said he would agree. It is just that if the decision was made tonight that the Commission would like him to go to the U.A. Board and ask them to move forward with this request, it might be the appropriate way. The reason why he says that, they have a Charters and the U.A. Board would not be... He would have to ask Mr. Schwerer, if the City were to hire a consultant and the consultant came back with recommendations, would the U.A. Board be held to implementing those recommendation by this Commission; or would it be better that the U.A. Board look to have this done and recommendations go back to them? They are dealing with the Charter here, so that is why he wants to ask Mr. Schwerer.

City Manager Beach said if he may, before Mr. Schwerer responds to that. The difficulty that Commissioner Sessions is pointing out is that the Utilities Authority has on numerous occasions had evaluations conducted. Those who are closest to it have a level of comfort

that things are the way they are supposed to be. They have looked at it for that long and that hard and that many times. What he hears Commissioner Sessions saying is that there are people out there who don't accept that, they do not accept the findings that they have developed over the years from the Utilities Authority's perspective. Of course, many of these things are Utilities Authority initiated because they want to do a better job, they want to make sure their policies are current and so on. If he understands what Commissioner Sessions is saying, it is an analysis separate from the Utilities Authority that they are seeking. Another analysis by the Utilities Authority, he thinks he knows what the results of that is going to be, but it is going to fall under the same accusation that this work since 2001 has fallen under, that it is self-serving and not independent.

Mayor Benton said he would agree. But he always gets caught because he sits on both boards with a vote. About the legal issues, that is why he is asking Mr. Schwerer. If there is not a legal issue, he would have no problem with taking a look at it as long as whatever information was made public, they really make it public and get the word straight to the public for once.

City Attorney Schwerer said since being notified this was going to be on the Agenda, he has spent quite some time with his Staff in looking over the Charter provisions. They could talk a long time about the Charter and talk a long time about the independent nature of the Fort Pierce Utilities Authority. Let him try to be as brief as possible and they can follow this up with additional questions. Unquestionably he thinks the City Commission has the ability to investigate anything that impacts the municipal affairs or to be in the public interest. They do have that authority to commission those types of studies and investigations and things that are clearly within the public interest on subjects that are not prohibited by the Charter. In a nutshell, there is really nothing prohibited by the Charter that says the City can't request its own independent review. But what they have run into in the Charter is a clear statement that the Utilities Authority, except as specifically provided in the Charter, has the exclusive power and authority to manage and conduct its financial affairs, there are some standards in there. But clearly the power to affect change and the power to do that through management and through their financial affairs, that clearly and solely rests within the Board on the bottom line. There are limited subjects that the Commission has oversight authority and he can go into those, but that is not necessarily causing implementation of consultant recommendations.

Mayor Benton said that is why he asked Mr. Schwerer, because he sits on two boards with two attorneys and they don't always agree.

Commissioner Becht said what he is going to try to do here is find out what Commissioner Sessions wants the consulting firm to do. Maybe he doesn't know, maybe he doesn't have that crystalized in his brain and he wanted to bring it up for discussion so they can clarify what that is. He has seen his agenda items as they are put on the Agenda get twisted beyond his words; but the words that are in this Agenda Item are management, operations, and billing practices. If he understood Mr. Schwerer correctly, he doesn't think they are supposed to hire a consultant to look into the management or the operations. The billing practices have been studied, but have been studied by folks who have been retained by FPUA. The rate structure is set by a national firm that works for a lot of other utility companies, it comes in and sets rates. They don't have to accept that. They actually didn't accept it the last time they came before the City Commission for rate increases. So he needs to identify what they are trying to do through this consulting firm that he suspects the City is going to end up having to pay for. They need to task them specifically with what it is they are hoping that they are going to do. One of the things he thinks they are all trying to achieve is to get some credible report in hand that will be accepted by the population that is impacted the most by, he is going to call it the perception of high utility bills, but they can call it high utility bills or the perception of high utility bills. He has his serious concerns that any report from anybody coming in short of saying that the rates are too high is never going

to be accepted. Therefore, he wants to find the right agency, company, or consultant. He wants to specifically task them with something that will have buy-in once the report is done.

The scary thing is, what if this independent auditor comes in and supports what FPUA's national firm said, that their rates are actually lower than they should be? He doesn't expect they are going to get any buy-in with that. Now, that just deals with the rate issue. During the campaign Commissioner Sessions mentioned other things in the context of the campaign that he doesn't know that is what he is getting at. He is really not sure what Commissioner Sessions is talking about. Are they just going to focus on the rates being charged by FPUA? If that is true, they have had dozens of comparisons with other utility companies. Granted those are coming from consultants that the FPUA has hired, so they don't have the validity. But he thinks that would be fairly easy to task somebody, what are the rates being charged by other utilities? On the other hand, if the goal is to determine if the U.A. is being operated as efficiently as it should be, they have a more direct route to achieve that result. The City Commission appoints and affirms everybody who sits on the FPUA Board, except for the Mayor because they don't appoint him. So if they are going to talk about efficiencies, it would appear that the Charter prohibits the City from hiring a consultant to do that, but they can talk to the Board that they have appointed and point them in specific directions. So he would ask for more clarity on what type of consultant report is Commissioner Sessions looking for that will achieve - he is not looking for 100% buy-in, because he doesn't think they are ever going to get it - significant buy-in.

Commissioner Coke said as she reviewed the papers Commissioner Sessions gave them from Williams Consulting, Inc., she noticed they did many things over the years including analyzed storm response. She doesn't think they could expect any utility to do better than their Utilities Authority did during storm response, with the possible exception of South Beach. But Williams Consulting has also done things with assessing, operating, and maintenance procedures, they have done analyzing of staffing levels and activities, and evaluating performance. So as she read the previous scope of work that these consultants had done, it ranged from everything from pay scales to efficiency experts to storm response. Do they have a specified scope of services that they are looking for? She knows they had discussed at this level and now she believes the Utilities Authority is formulating a Citizens Utilities Advisory Council. She thinks that maybe the best way to get buy-in to this study is to perhaps task that Citizens Utilities Advisory Council with coming up with a scope of services on the three or five issues they feel are most important and the largest questions to the citizens. She knows what she thinks and each one of them know what they think, but they all kind of have their own perspective. If they have a group of citizens, their questions may or may not be reflected by what the Commissioners think. Even if they ask the Commissioners directly, it is like the game of telephone - it goes down the line, and by the time it gets from here to there, there is a different understanding of the question. So she would feel really comfortable if they could move forward expeditiously in forming the citizens group and maybe asking for their input on a scope of services - what questions they have, what concerns, and what type of recommendations are they looking for from a study?

Commissioner Sessions said he is trying to get things together here so they can get a consensus of everybody involved. To address Commissioner Becht's question regarding whether or not they have the ability to call for such a review or investigation. From listening to City Attorney Schwerer and his interpretation of what he said the Commission has the ability to do, it appears that the Commission does in fact have the ability to request an investigation of anything that is pertinent to the safety and well being of their citizens that they preside over. With regards to narrowing the scope down to what this review should consist of, that is why he brought it to the attention of the Commission itself, because they need to have something done along the lines of reviewing - in his opinion - the operations and the management and the billing of the Utilities Authority. While each and every one of them know that they can't directly speak with Police Chief Sean Baldwin and direct him to go out and make a drug bust, however they have hired a City Manager who is at the

authority of this Commission to address issues. And if he doesn't address those issues, then there is another way to skin a cat. It is time for them to skin the cat. He thinks they have some serious issues, they have some serious problems. He is not saying to set the direction of the management and operations of the Utilities Authority Board. He realizes and understands that they can't direct them to do anything as far as the Charter is concerned. However, they do have the authority to call for an investigation. With regards to what Commissioner Coke is saying, while that is not his first preference to have an advisory council to come in and make such recommendations, he feels that an advisory board that consists of Commissioner Coke and Commissioner Sessions to not have the ability as far as the extensive experience necessary to review the type of issues that need to be addressed as far as this Utilities Authority is concerned. They need to leave that up to the professionals to do.

Commissioner Coke said she didn't mean for the Citizens Utilities Advisory Council to do the review, she meant for the Council to make a recommendation on the scope of services they would like to see the professional company to do.

Commissioner Sessions said okay. As far as that is concerned, again he is trying to get a consensus of everybody involved so they can make something happen here. If that is what she is requesting, that is not his first preference; but for the consensus of getting something done, he would be willing to support that.

Commissioner Becht said his concern is that he doesn't know what Commissioner Sessions is talking about when he says serious issues and problems. He rode with him during the Martin Luther King Parade and he heard people crying out, when are they going to do something about the high utility rates? He heard that. What he is asking him is, what type of report does he think they can order or pay for that will either show that the rates... There is a comparison rate study, which since he has been in office he thinks he has seen three of them, that were prepared by three different companies. They called Vero Beach, they called Stuart, they called FP&L, and they come back and they say the rates are right in the middle. If they are looking at the management, then they are having an expression of no confidence in the Board; and they then should consider replacing their Board, if there is a consensus that they don't have confidence in their Board. He doesn't want it to come across as he doesn't want to do the report. What he is asking Commissioner Sessions is, if they are going to do the report, let's make sure in this economic climate that the report is going to come back and answer the specific questions that the people are asking them, which is - why are their rates so high? That is what he thinks the question is. But Commissioner Sessions said serious issues and problems - issues, plural, and problems, plural. Is there anything other than high rates that he is talking about? It appeared when he was talking that there are, that he has concerns about both management and operations. Is that what Commissioner Sessions is suggesting they study?

Commissioner Sessions said there are some among them, specifically Commissioner Coke. When the budget was passed some months ago - he reviewed the Minutes of the meeting - she had a problem with an agency that came forth with the green light and the plus/plus win/win as far as the financials were concerned, and overnight they decided that it was time to raise the rates due to the fact that the Fort Pierce Utilities Authority is in such a financial bind. So it is things like these that he is concerned about, being one issue. There are individuals who are concerned who say that there is a discrepancy regarding the billing. Some say that there is a section of town that is being billed a lot higher than other sections of town. Don't get him wrong, this is not a black or white issue, this is a Fort Pierce citizen issue. These individuals have concerns. As Commissioner Becht said earlier, he was in the parade and he heard individuals cry out for help. But until they address those problems, have an independent agency come in, they don't know whether or not there is finding or not. There are issues of fact. Hopefully there will be recommendations to follow those issues of fact.

Commissioner Alexander said he just wants to make one thing clear. He doesn't think any of them up there tonight are speaking ill of the U.A. Board and what their duties are. But his concern is, in the beginning when they made an independent Fort Pierce Utilities Authority, what was the reasoning for that?

Mayor Benton said to keep the politics out of it and run it like a business. There are some municipal utilities in the State of Florida, for example Lake Worth, they have all heard about their problems down there. It was because it was run by their City Commission. Fort Pierce has business people who run their U.A. Board.

Commissioner Alexander said that is just one city.

Mayor Benton said he could give him a lot of examples - Vero Beach and Tallahassee - where there were several city commissions that were running them. Their forefathers at one point decided... This has always been a political issue, it was when this debate took place. They put it on as a referendum and the citizens voted to take the politics out of it. Because if they don't keep putting back into the infrastructure and the system, it fails. That is what happened in Lake Worth and a lot of communities.

Commissioner Alexander asked but they don't consider it failing?

Mayor Benton said Fort Pierce Utilities Authority is not failing.

Commissioner Alexander said but they are not supporting their citizens when they are feeling there are some improprieties.

Mayor Benton said one thing he can address. When this Commission decided to televise their meetings, he was one of the ones who stood up and said the U.A.'s meetings need to be televised. That is one thing they have shown at U.A. meetings at least once a month, there is two meetings a month, publicly on television they show their rates versus he believes it is 38 other public utilities in the State of Florida. Most of the time there are 17 ahead of them or 19 behind them. Fort Pierce Utilities Authority is in the middle - that is water, sewer, and electric. Every month they show that, so he thinks the word has got out. He thinks they could always do a better public relations job. But also, they have to have faith in the people they have appointed and the system. Also get that word out to the public.

Commissioner Alexander said he wants them to understand that he has faith in those people. But the public, everyone comes up and says maybe they are not informing the public. Maybe that is what this consultant may find out, that they need to do a better job of relating to the public. Again, if this is keeping the politics out, he doesn't see how they can do that when Commissioners are being lambasted when it is time for elections and citizens point their finger saying take care, if they don't think that is public related. And politicians have to sit there and not tell a lie, but he is going to say he depends on Fort Pierce Utilities Authority to keep his butt out of the sling, no he won't do that. He won't depend on anyone to do his job except for him. That is what he is saying to this Commission, if there is a question, answer the question. He doesn't care if it is to the most ignorant person there is, answer that person the question that he asked, answer it. Until they do that... They sit here and say their bills are in the middle. Why are they not at the bottom? Why are they not at the top? Why the middle? Are they comparing the cities with the numbers they have or are they just comparing the public utilities? And that is not fair.

Mayor Benton said when they look at the price of gas or oil, on television they compare the prices across the country. There might be ten cents difference between Florida, New York, or California. Their electricity comes from only a few sources. Those rates that are charged between natural gas and nuclear power. In a lot of places in this country where

they have more nuclear power plants, their power rates are lower. Look at the Carolinas. There are only so many ways they can draw electricity.

Commissioner Alexander said he doesn't have the answers for them. If someone can come in... Even the studies that FPUA has, they still haven't explained. He is looking at eight presentations to this day. If it wasn't put on his desk now, he wouldn't even know that much. It is not fair to him because he has to answer to the constituents.

Mayor Benton said that is why they have asked that their meetings be televised. Yes, the lacking thing for Fort Pierce Utilities Authority in the past - and they are doing a better job - is public relations. In the last couple of years they have done a lot better job. But they also have to get the buy-in because the public looks at the Commissioners; and if they don't believe what they are being told, how are they going to sell the public on it? What happens is, the people who replace them sitting up here are going to mislead the public, and that is what has happened. That is what he hopes four years from now this community is not turned upside down by anyone thinking there are two sets of meters in this community, one for one side and one for the other, because that is almost insane to think of. They might have some meters that are older that might not be working the same as the newer ones, but they have done audits showing that the meters are all working the same.

Commissioner Alexander said he is not going to beat this because they are going to make a decision on this. But it came back that some of the utility lines were old and fragile. Come to find out to be true, the poles that are old haven't been replaced. If they haven't replaced the poles in 20 years, then the wires and so forth... That is not true? The wires don't have anything to do with it, fragile wires?

Mayor Benton said no, the wires don't get old. That word has been around the community, but...

Commissioner Alexander asked how did they have one customer that the meter was totally detached and the meter was still running? He can recall the avenue it was on where they had a meter still with power to it.

Mayor Benton said they had messed with their meter. In fact he brought in the wire and showed them where a lot of people are connecting and disconnecting their meters. They are lucky nobody has died doing that. In a lot of the cases people where came in with these outrageous bills, it was more than one month and they paid partial payments on other months. The huge bill they heard about, he never saw a copy of it. He asked for a copy of it. He has told people, if they have these \$800 or \$900 bills, bring him a copy and he will be more than happy to look into it. But he hasn't seen them. When he has, those have been more than one month, a month and a half or two months, with the late charges added to it. He is put on that U.A. Board and he has brought a lot of their concerns in the last four years to that U.A. Board and they have listened, even when he told them he wouldn't support the rate increases that the consultants told them to do. He thinks they have listened to him and they have listened to this Commission. And he thinks they have done a good job. He saw what the U.A. did through the hurricanes. They got a pat on the back. The President of the NAACP in the State of Florida was here thanking them for the way they got power back on in this community. He thinks they have done a heck of a job. If this Commission feels they would like to look a little closer, that is up to them.

Commissioner Sessions said it takes the heat off all of them.

Mayor Benton said they both know that in the last two elections, there has been people who have misled the community. A lot of them who are behind this don't even live in this community. It is up to the Commissioners to get the word out. He thinks by putting their meetings on television. And showing the public, when they show them facts of 38 cities, if

that doesn't work, what is the consultant going to do? The consultant is going to come back with the same thing on paper, but they will still have to believe it. If they don't believe it... He knows Commissioner Sessions sat down with Mr. Drummond and Mr. Thiess and Mr. Koblegard for an hour and a half going over things. He thinks they all feel comfortable or they would be demanding this information too.

Commissioner Sessions said it was for his satisfaction, it would be one thing; but it is not for his satisfaction. He has been elected as what was described earlier as a politician. By no means is he a politician that is going to try to evade or avoid what his responsibility is; and that is, to answer to the public. He doesn't have a problem with being a politician. He was elected as of December 7th. There were issues out there of concern of the constituents of the city at large. He feels that it is incumbent upon them to be politicians and answer to the public.

Commissioner Coke said she doesn't know if this is helpful or not, but she really doesn't think this problem is relevant to any one particular area of the City. She gets calls from all over the City. She believes firmly in her heart and she has said for six years sitting up here that a large part of the problem they have as a City, and now it has kind of been pulled in with the Utilities Authority, is they really do not take a pro-active stance on things. They need to actively put themselves out there. They need to act, not react. They have all listened to and heard the utilities issues and the rate issues and questions about different levels of things going on at the Utilities Authority for the six years she has been sitting here. The fact that they are still hearing the same questions leads her to believe that whatever effort - good, bad or indifferent - they have put forth, is not the effort that the general public needs. They have not done their job in either educating, proving the point, providing the facts, or if there is a problem, finding what the problem is and resolving it. She thinks they need to move forward in a very pro-active way. That is why she suggested - not to have citizens do a survey of what is going on - but to get input from the citizens on what their largest concerns are. If they honestly believe that there is one set of meters running on one side of the City and one set in the other, if their big concern is the fact that whatever that fee is that they put on there every month that is almost as large as the electric bill and what can be done about that. They all look at things from their own perspective. She does what to see them find a methodology that they can provide consistent information to the citizens and answer their questions. But utmost, she wants to make sure that they know exactly what their questions and concerns are. Because a high utility bill, it is the concern, but what about it is? Are they recognizing the fact that their utility bill also includes garbage pickup and a myriad of other things on there? What part of that utility bill is the problem? Is there a way they can resolve it? The last time they all met a couple of years ago, they talked about average billing, they talked about some other solutions. That is what she thinks they need to start looking at, is finding a way that they can answer the questions and come up with solutions. Whether the problem is houses need more weatherization or the problem is any number of other things. She thinks they need to be able to work with these people to identify the specific problem and let's not have whoever is sitting here six years from now talking about this issue. Let's have those people say, let's get a progress report on how they have resolved these five, six, or seven problems they identified. The last time they worked together, they had a whole group of people from all over the City identify the list of problems and they came up with... None of them are going to be ideal solutions, but they enacted a lot of solutions. They enacted weatherization, they enacted average billing, they enacted a few other things. She thinks that should be the focus when they move forward, what are the problems? If it takes an outside company to come in and identify, then maybe that is what they need to do, is not only have the outside company answer whatever questions Commissioner Sessions may have at the utilities level, but let's have the outside company work with the citizens and find out and let them identify problems, and what they feel possible solutions are. They can all sit here and complain for the next six years or they can work together to find a solution to the problem. She thinks the sooner they work together and find a solution, the happier everybody is going to be.

Commissioner Alexander asked do they have any type of consensus?

Mayor Benton asked do they have a consensus of what the Commission might like to do? And come back with more details of what the consultant might want to do and the charge for doing it would be? It is kind of open right now. The majority of this Commission would like to see something done. All he would ask is, if they do go forward with this, that they get the buy-in from the local media, all the media, to get whatever the findings are out to the public, in the same method they did getting - in his opinion - the wrong information out. But if it comes back that he is wrong, he will bite his tongue. But if not, he just wants to make sure that the right message gets out to the public.

Commissioner Alexander said the only thing he is going to say is they don't know all. If they had the answers... Admittedly there are certain things they don't know, so why don't they just find out those things they don't know so they can pass on the right information. He heard mentioned and he doesn't know where it came from, but he is not going to say he is objected to it, but people who don't live here, it doesn't matter. If he has family that lives somewhere that have some concerns... He looks around in their own City Hall and Directors don't live here, they live out of the City. That is a concern of his. But he doesn't sit here and readily say that, because it is not that the people in this City of Fort Pierce need outside help, it is just that maybe they have a way of expressing themselves that they may not do it. Again, they just can't point fingers because they have three pointing back at them.

Mayor Benton said he is looking for a consensus, if there is one.

Commissioner Alexander said yes.

Commissioner Becht asked a consensus to do what?

Mayor Benton said Commissioner Sessions has a request. He thinks he would like to see something fine-tuned maybe.

Commissioner Alexander said be proactive.

Mayor Benton said maybe fine-tune the scope there, whether Commissioner Sessions would like to do that or maybe talking with a consultant.

Commissioner Sessions said as Commissioner Coke has said, she feels they should have the input of citizens from an Advisory council standpoint to identify these issues that have been addressed; and at that point bring in a consultant firm to follow up with the Advisory Council's recommendations in terms of identifying the problems and coming up with solutions.

Commissioner Becht said so the first step is to get an Advisory council appointed.

Commissioner Sessions said yes.

Commissioner Alexander asked whatever happened to the implementation of that?

Commissioner Becht said what he is trying to do is identify, not just give some amorphous direction to Staff that they go on a witch hunt looking at the serious issues and problems with the Utilities Authority, because that is not going to come back with anything positive. Commissioner Coke identified a couple of questions that were specific to things. He was trying to get Commissioner Sessions to be specific to things or specific questions he wanted answered that he knows the people want answered, so they could specifically task

someone with what is it going to take to get an answer to this question, the scope of work idea. What he thinks they can agree on is that the Advisory council may assist all of them in getting the list of questions the public wants answered and then put those questions in the form of an RFP and see what kind of consultant they can get to come back and say it is going to cost x-number of dollars to get those questions answered. He doesn't want to come across as being against hiring the consultant. As Commissioner Sessions has pointed out, this has the potential of calming a very inflammatory issue. His concern is that if it is not done right, if they don't get as much public buy-in on the front, they are just going to end up with another consultant to add to the 10 or 12 they have already had here; and they will have not accomplished anything other than perhaps perpetuated the perception that they are not about the truth, that they are trying to mislead people, which none of them are about. Let's start with the Advisory council. Somebody handed out sheets for two appointees. He has not turned his sheets back in. He doesn't know if anybody else has.

Commissioner Alexander said he turned in names.

Mayor Benton said he believes there have been three applications that have been turned in to Angela Wilkinson. He thinks everybody saw the letter from the U.A. Board. He thinks the consensus was getting an appointee from each U.A. Board member and one from each City Commissioner.

Commissioner Alexander said he thought it was two from each Commissioner.

Mayor Benton said that is where they started. And then the U.A. got involved in the discussion, they felt it would be better if that organization was involved in this.

Commissioner Alexander said that is the thing he is questioning. Why is it all this confusion? First they said two, then they say one. When did it change to one?

Mayor Benton said when he brought this to the Commission in November, he was hoping that it was that serious that he would have 20 people wanting to sit on that advisory council by the end of November. He hasn't had those applications yet. He hasn't seen the demand. That is why the U.A. Board decided maybe it would be good if they each appointed a member and that is where it has gone from there. He thinks they have all seen Mr. Thiess's letter.

Commissioner Becht said he has a problem with that. If the U.A. Board wants people to be interested, then the U.A. Board can tell those people to come to the City Commissioners and then they can put them on the panel. He thinks they are diluting their buy-in if they do that. That is what this is about. Let's not fool themselves. They have to get the buy-in.

Commissioner Coke said they diluted her buy-in when she got the letter that the Utilities Authority Board was taking over forming that. She guessed they don't need her input on her people and she just didn't buy into it.

Commissioner Becht said so the public needs to get in touch with...

Mayor Benton said the City Clerk's office for board applications.

Commissioner Coke said the public needs to get in touch with a Commissioner.

Commissioner Sessions asked two people per Commissioner, is he correct?

Commissioner Becht said right.

Mayor Benton said those applications would be turned in so they can show up in their Agenda packet. Let's really get going on this. He has been trying since November. That is why the U.A. Board got involved, because it hasn't gone anywhere.

Commissioner Becht said what they are trying to do is, in two weeks have the two appointees per Commissioner decided upon to form an Advisory council. And the primary task of the Advisory council is going to be to create a list of questions that the Commission will then, with some assistance from Staff, put into an RFP and put it out for a consultant. The consultant will come back and say in order to get those questions answered, they are going to need three months or six months and a lot of cooperation from the U.A. Even if they pay for this consultant, they can't get the information without taking some of the time of the U.A. to do this. He is expecting to get that cooperation from the U.A. But if they have specific questions, then it is not going to take as much time. Which is why he was pressing for specific questions, not just that they are going to investigate serious issues and problems. He thinks that can move them ahead. They have two steps that they now have a plan for.

Mayor Benton said he thinks that the Advisory council, it would be their initial job to get those questions. Also, he expected that advisory council to stick around for awhile and work with the U.A. as questions come along. Because the minute summer comes, they have a lot more questions about utility bills and everything. If they have a constant communication with the public through an advisory council, the City Manager and he meet with people every month, it is amazing how that open line of dialogue and communication with the public sure does solve a lot of problems. That is what he is looking for. He thinks the first task of this group is to define what they want from this consultant.

Commissioner Alexander said again the procrastination where people have this feeling that if they give them two or three weeks they will find something else. It is not going to go away. They were just asked for names for that charrette for the downtown waterfront. The first thing this morning he had a person from Mr. Beach's office call him and they had names within the hour. If the Commission doesn't take it serious on all issues as they take it on some issues, they will never get anywhere. Again, he doesn't know if the rest of the Commissioners gave two names for that, but it was done over the phone by a responsible person who was given that task, get those two names for that charrette. It is just a way of doing things. If they let time get in between anything, they are going to erode it.

Commissioner Coke said she thinks this may have a very positive outcome in that they will finally get this group formed. The initial discussion about forming a Citizens Utilities Advisory Council, if she was just out there and she didn't have to have people yelling and screaming at her about utility rates, she wouldn't volunteer for that position. Now they have put it that they are going to ask citizens to volunteer to sit on this council to help them find and resolve and define the problems. She thinks they are going to find that people will step to the plate to be part of the problem-solving process. If they stay afterwards to get yelled at from the general public, that may be an entirely different story. But she thinks this at least will give them the catalyst they need to get people interested in sitting on this council.

Mayor Benton asked is Commissioner Sessions comfortable with this as the route to go?

Commissioner Sessions said yes. He will have his two appointees at the next meeting. He hasn't had an opportunity to actually go out and speak with individuals regarding that. He thinks that was a decision that was made before he got on the Commission. At any rate, he is sure his phone will be ringing off the hook, so he won't have a problem with his two.

City Clerk Steele said just so the Commissioners know, the deadline to get those names to her is Wednesday, February 13th, no later than 12:00 noon.

Mayor Benton said the packet goes out on Thursday. He will let the U.A. Board know the Commission is going to appoint the members themselves. He doesn't think they will mind.

-----

The next item on the Agenda was Discussion on procedures relating to the **Public Comments** section on the Agenda.

Mayor Benton said he thinks he knows what they want to do. They have been shown what the City of Port St. Lucie, St. Lucie County, and Vero Beach do. He thinks they just need to finalize how they feel the procedure should go.

City Manager Beach said they had intended to coordinate this Agenda item with the actual ordinance that was going to change the Public Comments section, but that didn't work out.

They really don't need to take action on this specific subject this evening. He believes the ordinance is going to be in front of the Commission on February 19th.

City Clerk Steele said the first reading is February 19th.

City Manager Beach said after that ordinance is passed they need to refine these processes. So if they all would look at the information, see if they have any suggestions to make them better or worse. If they would, just communicate directly with him or with Anne Satterlee.

Commissioner Becht said he is ready to tell them that he likes how they have proposed to set it up. He would like it limited to five minutes, not three minutes. He would like to try to set it up so the Public Comments at the beginning of the meeting is on topics that are not on the Agenda. They can stay for Agenda items where they would be allowed to speak in the public hearing portion of that. But he thinks three minutes is too short. He would also like for Staff to start working on a sign-in sheet. He doesn't know that they have to make people sign in; but if they had the sign-in sheet up here, it might help the City Clerk with keeping track of the names, because sometimes she has to send her assistant out chasing people for spellings of odd names. As he looks at Port St. Lucie and St. Lucie County's guidelines, there is some valuable information - there is some suggestions for decorum, there is kind of an explanation to not speak directly to Staff, speak to the Mayor or to the Commission - which he thought might be beneficial.

Commissioner Coke said she would agree with all those things. The only thing she saw in this package that she really did not like was the City of Vero Beach has an Appearance Request Form, that it must be completed. It didn't seem to her to be very user-friendly or encourage audience participation. Not that Staff would ever put together anything like that; but just in case they accidentally photocopied it, she wants to let everybody know she didn't like that form.

Mayor Benton said he would just like to try to get a consensus too. He knows the Mayor runs the meeting. But one thing they do in Port St. Lucie, they do limit public discussion to the first 30 minutes, not to exceed that. If they have a sign-in sheet and they have 30 or 40 people who want to speak, he is going to sit here and try to get a consensus. If they have a speaker to speak for a group of people and try to get a consensus through hands, just to keep things moving. If they do have that many who want to speak, he thinks taking it down to three minutes. Trying to keep a reasonable grip on things, he knows that is his job, but he kind of likes what Port St. Lucie does with the 30 minutes. He is trying to see if there is a consensus here.

Commissioner Alexander said he just feels like the Mayor should judge it accordingly. If he sees a line of 30 people and they are talking about the same subject, he just thinks they need to make that issue known. He thinks the public will respect that.

Mayor Benton said it has worked very well in the past. It is all on how they present it. They will look at this at the next meeting. Does that have two readings or just one?

City Attorney Schwerer said two.

Mayor Benton said that could be implemented by the second meeting in March.

-----

The next item on the Agenda was Director of Community Development to notify of his administrative approval of a **Minor Replat** of a 6.91 acre parcel located at **700 South 29th Street** into two parcels.

Mr. Peter Buchwald, Zoning Administrator, said this 6.91 acre parcel will be replatted into two parcels, one of which will be 4.91 acres in size and the other would be 2 acres in size. Both of the proposed parcels meet the minimum lot size requirements specified in the City Code for the R-4 zoning district. The City Code requires that a Minor Replat will not become effective until the City Commission is advised of the administrative approval. They are hereby advised of such approval.

-----

The next item was the **Consent Agenda**. Mayor Benton asked does any Commissioner wish to remove an item? (No items were removed.)

Motion was made by Commissioner Becht, seconded by Commissioner Alexander, and unanimously carried, that the following items on the Consent Agenda be approved:

a. Approve Combined Voluntary Cooperation and Operational Assistance **Mutual Aid Agreement** between the Fort Pierce Police Department and the Port St. Lucie Police.

b. Waive fines and interest in the amount of \$1,128.01 against **702 North 14th Street**, owned by Stephen & Marjorie Patrick, upon payment of lot clearing lien an administrative fees to \$2,044.49 within 60 days.

c. Waive fines and interest in the amount of \$3.20 against **804 North 22nd Street**, owned by Jagjit Rosha, upon payment of lot clearing lien and administrative fees of \$266.73 within 60 days.

d. Reduce lien of \$171,900.00 and administrative costs of \$1,091.56 against **2402 Oleander Avenue**, owned by Nicholas Austgen, to \$750,00, if paid within 6 months.

e. Reduce lien of \$18,000.00 and administrative costs of \$923.25 against **812 Atlantic Avenue**, owned by Joachim Laurent, to \$1,200.00, if paid within 4 months.

-----

**Mr. John Arena**, 1509 Faber Court, said he would like to make a specific suggestion that the Utilities Authority free up an employee to go to those particular houses to do an assessment of what the situation is there. Perhaps they could do half a dozen a day for a month and then they might have an idea of what is needed. Then perhaps they could approach Home Depot and work something out. At the January 22nd meeting a consultant offered them two GPS hand-held devices from he believes the name of the company was something like Lengemann for \$5,000 each, which they accepted. If they go to Walmart, they will find that their deluxe model hand-held GPS device sells for \$500.00. Unless there is some technical difference to explain the reason for spending ten times as much for the Lengemann model, it seems to him there was a mistake. In his opinion, FP&L's offer to build wind turbines on their beaches was to divert attention away from their applications for permits to immensely increase the amount of uranium nuclear fuel they would burn to produce a lot more electricity at their two Hutchinson Island nuclear power plants. Many people are fighting the windmills like Don Quixote of old and the ruse worked as planned. Now all they can do is pray that the increased energy output of the power plants will be done in a safe manner. Meanwhile, the State of Delaware has commissioned the

Bluewater Wind LLC to erect 200 offshore turbines to generate up to 17% of that state's electricity and the people seem to be overwhelmingly in favor of the project.

-----

Commissioner Alexander said just a thought came across his mind as they were speaking on the concerns that Commissioner Sessions had. They have another entity that is part of the City of Fort Pierce which is the **Housing Authority**. He is telling them that gives him gray hairs concerning the people being taken care of in a righteous way. And the boards that they appoint there are self-serving and not taking care of the concerns of the citizens. Again, not wanting to add to the stress of Fort Pierce, but he just thinks they should take notice on all entities of the City of Fort Pierce, whether it be the Housing Authority or Fort Pierce Utilities Authority. Make sure they are in the best interest of the citizens of this City so the Commissioners can answer to and for them.

-----

Commissioner Alexander said he knows everyone enjoyed the Super Bowl last night. He was just one of the ones who didn't get an opportunity to because he was at the **Film Festival** they had here. He is telling the ones who did not get there, they missed something. They have an icon of their City, **Zora Neale Hurston**. He was very impressed with what went on last night. That is their icon. Internationally Zora is known, just the name Zora now. They don't have to have the complete name, just Zora. And everybody can focus on her accomplishments and this City where she lays in peace. The City citizens should be abreast to what is going on around them. They didn't get the opportunity. There were very few people there. With the capacity of that Sunrise Theatre, it should have been overwhelmed. He just wonders what can they do about getting that message out to the public? Because if they didn't see it, they should see it. If they don't want to see it, they should see it anyway, because it is going to become international. And they will be like a knot on a log not even knowing what is going on outside their world except for their little city. He just thinks they need to look into that.

Mayor Benton said he thinks it should be shown again and several times in matinees maybe. They can't compete with the Super Bowl. It was just bad timing.

Commissioner Alexander said he was drawn to it. It should be shown again. This is Black History Month, but surely next year there should be something.

Mayor Benton said he hopes it is before next year. He hopes within the next 30 to 60 days they can find another time and show it. He thinks the young people in this community, the schools should be in line to see this. There is a lot of history there.

Commissioner Alexander said he knows they would be very proud, as he was, of their accomplishments last night. It was very intriguing.

-----

Commissioner Becht said he would like to thank Staff for the effort they put into their **CIP Workshop**. He thinks a lot of good things came out of that. Maybe not a good thing, but the realization that they have a really tough road ahead of them this year in trying to grapple with the constraints of the budget this year. That will be a work in progress.

-----

Commissioner Becht said they are going to talk about the **Parking Garage rules**. They are going to talk about that at the next meeting?

City Manager Beach asked didn't they conclude that was a Redevelopment Agency issue?

Commissioner Becht said no, that issue was discussed in great length at FPRA and they decided it was a City Commission issue. When is it coming before the City Commission?

Mayor Benton said next meeting Commissioner Becht would like this on the Agenda.

Commissioner Coke said they asked for Staff recommendations.

Commissioner Becht said the reason he is asking is that he is being asked. People are asking, when are they all going to discuss this? When are they going to have a chance to see what their proposals are? So they can react. Again, so they can get buy-in from the whole City and the County for their parking garage.

City Manager Beach said they will have that no later than February 19th. They may bet the information out to them sooner than that inasmuch as they hope to be parking in that garage very shortly.

-----

Commissioner Becht asked they are going to get a report back on moving the **election date**? When is that going to happen?

City Attorney Scherer said it is an ordinance. Ms. Steele and he have a conference set on that and they have their information together, so as soon as they get that proposed ordinance together.

Commissioner Becht said all he is looking for is a date on the calendar.

City Attorney Scherer said he doesn't know. He presumes they will have something for discussion purposes probably in February.

City Clerk Steele said let's try for March 3rd.

Commissioner Becht said just knowing that now it is going to be March 3rd, it makes him so happy he can go home and sleep tonight.

-----

Commissioner Becht said for the public's benefit, the format of the budget was discussed at the CIP Workshop. There has been great progress made in making it a bit more digestible. And he is sure as they go through that format over the next year or two that they will refine that, so it is even more comprehensible.

-----

Commissioner Sessions said just to echo what Commissioner Becht said with regards to the CIP Workshop. It was very informative. And while he wasn't able to contribute much to the conversation, he certainly had his pen and took notes. He commends Staff for doing such a good job. While he is new to the job, he is old to the job, and he is back on the job. At any rate, what they did will certainly assist him in terms of being the best he could possibly be in his endeavors as being Commissioner for the City of Fort Pierce. Also, just to commend this Commission in terms of the consensus that they made tonight regarding the Utilities Authority issue, it makes him proud to know that they are moving forward. He is proud to be a part of this Commission.

-----

Commissioner Coke said somebody inadvertently gave her a copy of memo to Dennis Beach from David Recor about a **turtle protection ordinance** that she knows she had asked about. The bottom line on it is that it will be scheduled for the first meeting in February of 2008. So her point here is, she loves the fact that she had a very specific date, but are they not at the first meeting in February?

Mr. David Recor, Deputy City Manager, said he is pleased to tell them that the reason why it is not on the Agenda is because they have sent it out to the Treasure Coast Builders Association, to the Chamber of Commerce, and to all other affected parties; and they were not able to get their feedback in advance of this meeting. They will have that feedback on their next agenda.

Commissioner Coke said on December 20th Mr. Recor's letter says that he sent it out to all those people. So she would expect to see it back at the next meeting.

-----

Mayor Benton said he has been going to the **Downtown Business Association** meetings.

He didn't go to the last one. The DBA will be meeting tomorrow night from 5:30 p.m. to 7:00 p.m. at the Pot Belli Deli, because the City is a member. Is there anybody here who can go to that meeting tomorrow in case there is discussion about the parking garage? He knows there will be discussion about the parking garage. He did have lunch with Mr. Rosslow and Mr. Swisher. They had some very good discussion about both the City's employees and their employees, and where people should park. Two hour parking came up quite a bit, enforcement of it. He is just wondering if they can get somebody just to go and listen tomorrow to their concerns.

Commissioner Coke said okay.

-----

Monday, February 18, 2008, is President's Day Holiday in the City of Fort Pierce. All City administrative offices - with the exception of the Police Department Public Safety Services - will be closed. There will be regularly scheduled garbage and/or trash collection that day. The City Commission meeting normally scheduled for that date will be postponed to Tuesday, February 19, 2008, beginning at 6:30 p.m. in the City Hall Commission Chambers, 100 North U.S. #1, Fort Pierce, Florida.

-----

There being no further business, Mayor Benton declared the meeting adjourned at 8:30 p.m.

-----

Adjournment.

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR COMMISSIONER

