

MAYOR
Hal J. Rose

DEPUTY MAYOR
Stephen Phrampus

COUNCIL MEMBERS
Diana Adams
Pat Bentley
John Dittmore
Daniel McDow
Andrea Young



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CITY COUNCIL REGULAR MEETING

MINUTES

February 21, 2023

1. CALL TO ORDER

Mayor Rose called the meeting to order at 6:00 p.m.

2. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENT MEDITATION

Mayor Rose led the Pledge of Allegiance followed by a moment of silence.

3. ROLL CALL

Attending: Mayor Hal Rose, Deputy Mayor Stephen Phrampus, and Council Members Diana Adams, Pat Bentley, John Dittmore, Daniel McDow, and Andrea Young.

Also present: City Manager Tim Rhode, City Attorney John Cary, Assistant City Manager Tom Bradford, Deputy Police Chief Rich Cordeau, Planning Director Christy Fischer, Finance Director Candice Blake, Project Manager Brian Mascher, Systems Administrator Christian Arsenault, Assistant City Clerk Eric Popham, and members of the public.

4. PRESENTATIONS/PROCLAMATIONS/INTRODUCTIONS

Proclamation for Tramella Woods. Mayor Rose presented a proclamation from the City to Mrs. Tramella Woods, resident of West Melbourne, for her selection as Teacher of the Year for Jupiter Elementary School in Palm Bay.

5. PUBLIC HEARINGS

Annexation of Property. A public hearing was held to approve the first reading of Ordinance No. 2023-05, annexing property at 4340 West New Haven Avenue. Planning Director Christy Fischer presented information on the annexation process and noted the property was currently an auto dealership. The developer plans to leave it as an auto

dealership with an additional car wash. The property is currently on a septic system and will be converted to public sewer once the annexation is complete.

City Attorney Cary read the ordinance in title only:

ORDINANCE NO. 2023-05

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, ANNEXING BY VOLUNTARY PETITION PARCELS OF LAND APPROXIMATELY 4.20 ACRES LOCATED AT 4340 WEST NEW HAVEN AVENUE AND AS MORE FULLY DESCRIBED HEREIN; FINDING THAT THE AREA BEING ANNEXED IS A REASONABLY COMPACT AND CONTIGUOUS TO THE CITY, THAT THE ANNEXATION OF THE PROPERTY DOES NOT CREATE AN ENCLAVE, AND THAT THE ANNEXATION OF THE PROPERTY OTHERWISE COMPLIES WITH FLORIDA LAW; AMENDING THE CORPORATE BOUNDARIES OF THE CITY TO PROVIDE FOR THE INCORPORATION OF THE REAL PROPERTY DESCRIBED HEREIN; PROVIDING FOR THE FILING OF THE REVISED CITY BOUNDARIES WITH THE DEPARTMENT OF THE STATE; PROVIDING FOR REPEAL OF PRIOR INCONSISTENT ORDINANCES AND RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Rose opened the public hearing. There being no comments, he closed the public hearing.

Council Member Bentley asked for assurances the car wash will be only for dealership patrons and not open to the general public. Mr. Vahid Teimouri, civil engineer for the developer, stated the car wash will be for dealership use only.

Council Member Adams asked if other businesses in the area would be affected by the conversion of the property from septic to sewer systems. Planning Director Fischer stated that it could be an incentive for other businesses in the area; however, staff had not received other requests for annexation.

Council Member Bentley motioned to approve the first reading of Ordinance No. 2023-05 annexing property at 4340 West New Haven Avenue for the Volvo Dealership. Council Member Adams seconded the motion, which passed unopposed.

6. PUBLIC FORUM

Terrance McClendon, resident of 207 McClain Drive, spoke regarding an accident which occurred on McClain Drive due to a stop sign which is on his property and at the intersection. Mr. McClendon spoke on other traffic problems occurring at that intersection. Mr. McClendon stated removing the stop sign in the area would improve the situation.

7. CONSENT AGENDA

Council Member Young moved to approve the following consent agenda. Deputy Mayor Phrampus seconded the motion, which passed unanimously.

- Regular City Council meeting minutes for Tuesday, February 7, 2023.
- Private Traffic Enforcement Agreement with The Willows at Sawgrass Lakes Neighborhood Association, Inc, authorizing the City to exercise traffic control jurisdiction over the private roads located within The Willows at Sawgrass Lakes subdivision.

8. ACTION AGENDA

Council Meeting Times. City Manager Rhode presented Resolution No. 2023-03 adding a time certain not later than 10:00 p.m. unless extended by a majority vote of Council.

Deputy Mayor Phrampus asked if a rule existed limiting meeting times to only four hours. City Manager Rhode stated nothing restricts a meeting to only four hours and the intent of the resolution is for general public knowledge.

Council Member Dittmore moved to approve Resolution No. 2023-03, adding a time certain not later than 10:00 p.m. unless extended by a majority vote of the Council. Deputy Mayor Phrampus seconded the motion, which passed 7-0.

City Elected Officials Pension Options. City Manager Rhode presented the details of options for a retirement system for elected officials. Discussion centered on possibly utilizing the Florida Retirement System (FRS) or using a system designed more specifically for West Melbourne. Questions were raised on whether or not one of the proposed options would meet the requirements set by State statute and whether or not implementing a retirement plan would be required to go to referendum.

Following the discussions, Council Member Adams moved to not create an ordinance for an Elected Officials Pension Plan. Council Member Young seconded the motion, which passed 7-0.

City Code Sections 74-87 Entrance and Exit Driveway and 86-53 Access Review. City Manager Rhode presented information and details related to the City Code Section which specifies the number of entrance and exits based on the number of units in the subdivisions and multi-family complexes, as well as how far apart the entrances and exits should be from one another.

Council Member Adams asked if an ordinance would affect any current projects. Planning Director Fischer stated that no current projects would be affected.

Deputy Mayor Phrampus asked if the intent was to have a master development plan for small subdivisions that are created individually but are part of a larger subdivision. City Attorney Cary clarified that this was to look at developments which are completed in phases. Deputy Mayor Phrampus clarified that this would amend an existing ordinance.

Mayor Rose asked what will be the process for developments which do not have a master plan for multiple subdivision but built as one small subdivision at a time. Planning Director Fischer responded that once a developer acquires land adjacent to the smaller subdivision, the City would make it known that two entrances would be required.

Council Member Adams motioned to allow the City Manager to create an ordinance to clarify City Code Sections 74-87 Entrance and Exit Driveways and 86-53 Access. Deputy Mayor Phrampus seconded, which passed unanimously.

9. CITY COUNCIL REPORTS

Council Member John Dittmore attended the Melbourne Chamber Impact Awards which was a great event.

Council Member Pat Bentley reported on the status of the police pension which is currently funded at 97.5 percent. He reported there would be a farm share food distribution event on the following Friday.

Council Member Andrea Young reported about the science fair which was at Melbourne Square Mall.

Council Member Daniel McDow attended a Chamber conference at the Florida Institute of Technology where West Melbourne was mentioned by the Mayor of Palm Bay. He also attended a very informative meeting on school and gun safety at Truth Revealed Church.

Council Member Diana Adams visited science fair judging at the Melbourne Square Mall for middle and high school students from south Brevard County. She also reported the League of Cities meeting was very informative with several bills have local impact. She also reported she had been invited to speak at the local Rotary Club about West Melbourne.

Deputy Mayor Stephen Phrampus had nothing to report.

Mayor Hal Rose reported on the Mayors Walk in West Melbourne on Saturday, March 4 at West Melbourne Community Park. This was part of the overall Spring Into Fitness Challenge event.

City Manager Tim Rhode reported that the workshop for the Fire Service Study was scheduled for Saturday, March 11, 2023, at 9:00 a.m.

10. ADJOURNMENT

There being no further business, the meeting adjourned at 7:48 p.m.