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CITY OF FORT PIERCE
CITY COMMISSION AGENDA

Regular Meeting - Monday, September 16, 2024 - 5:05 p.m.
City Hall - City Commission Chambers, 100 North U.S. #1, Fort Pierce, Florida

1. **CALL TO ORDER**
2. **OPENING PRAYER** - Rev. Bernard Sheffield with St. Julian of Norwich Old Catholic Parish
3. **PLEDGE OF ALLEGIANCE**
4. **ROLL CALL**
5. **APPROVAL OF MINUTES**
 - a. [Approval of Minutes from September 03, 2024, Regular Meeting.](#)
6. **PROCLAMATIONS**
 - a. [Constitution Week Proclamation](#)
7. **LETTERS TO COMMISSION**
 - a. [Email from Michele French commending Fort Pierce Police Officer Justo Lopez De Leon for his exceptional dedication and empathy in locating her friend, who was in a crisis.](#)
8. **ADDITIONS OR DELETIONS TO AGENDA AND APPROVAL OF AGENDA**
9. **COMMENTS FROM THE PUBLIC ON AGENDA ITEMS NOT REQUIRING PUBLIC HEARINGS**

Any person who wishes to comment on an agenda item which is not under Public Hearings on the Agenda may be heard at this time and must sign up to speak in advance. Please limit your comments to three (3) minutes or less, as directed by the Mayor, as this section of the Agenda is limited to thirty minutes. The City Commission will not be able to take any official actions under Comments from the Public. Speakers will address the Mayor, Commissioners, and the Public with respect. Inappropriate language will not be tolerated.
10. **MISCELLANEOUS REPORTS**
11. **CONSENT AGENDA**

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- a. [Approval of letter of support to National Telecommunications and Information Administration on behalf of the St. Lucie County Education Foundation for the Digital Equity Competitive Grant.](#)
- b. [Approval of Continuing Contract for Professional Engineering Services to TLC Engineering Solutions, Inc. of Melbourne, FL pursuant to RFQ No. 2024-005.](#)
- c. [Approval of Continuing Contract for Professional Engineering Services to SGM Engineering, Inc. of Orlando, FL pursuant to RFQ No. 2024-005.](#)
- d. [Approval of Continuing Contract for Professional Engineering Services to Royal Consulting Services of Longwood, FL pursuant to RFQ No. 2024-005.](#)
- e. [Approval of Amended Continuing Contract for Professional Engineering Services to MBV Engineering of Vero Beach, FL pursuant to RFQ No. 2024-005.](#)
- f. [Approval of Continuing Contract for Professional Engineering Services to GFA International, Inc. dba Universal Engineering Sciences of Port St. Lucie, FL pursuant to RFQ No. 2024-005.](#)
- g. [Approval of Amended Continuing Contract for Professional Architecture and Engineering Services to EXP U.S. Services of Maitland, FL pursuant to RFQ No. 2024-005.](#)
- h. [Approval of Amended Continuing Contract for Professional Architectural Services to Don Bergman Architecture, LLC of Fort Pierce, FL pursuant to RFQ No. 2024-005.](#)
- i. [Approval of Continuing Contract for Professional Engineering Services to Cape Design Engineering of Melbourne, FL pursuant to RFQ No. 2024-005.](#)
- j. [Approval of Continuing Contract for Professional Engineering Services to BCER Engineering, Inc. of Melbourne, FL pursuant to RFQ No. 2024-005.](#)
- k. [Approval of a small business grant award to Taco N Madrez, LLC in the amount not to exceed \\$5000.00.](#)
- l. [Approval of a small business grant award to The McGee Solution, LLC in the amount not to exceed \\$5000.00.](#)
- m. [Approval of a public service agency grant award to Village Coalition of Youth Services in the amount not to exceed \\$5000.00.](#)

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- n. [Approval of Amended Continuing Contract for Professional Architecture, Landscape Architecture, and Urban Planning Services to Architects Design Collaborative, LLC of Port St. Lucie, FL pursuant to RFQ No. 2024-005.](#)
- o. [Approval of Construction Contract with PRP Construction Group, LLC., for the Indian Hills Golf Course Expansion project, Bid No. 2024-016 for the construction of a parking lot, sidewalks, a golf cart staging area, and four pickleball courts in an amount not to exceed \\$757,149.80.](#)
- p. [Approval of Amended Continuing Contract for Professional Architecture and Urban Planning Services to Cotleur & Hearing of Jupiter, FL pursuant to RFQ No. 2024-005.](#)

12. PUBLIC HEARINGS

Quasi-Judicial Hearings follow a strict set of rules and procedures which can be found on the City's website using this link:

<https://www.cityoffortpierce.com/DocumentCenter/View/6740/Quasi-Judicial-Procedures>. All

Quasi-Judicial decisions by the City Commission must be based on competency substantial evidence. Competent substantial evidence is evidence which will establish a substantial basis from which the fact at issue can reasonably be inferred. It includes fact or opinion evidence offered by an expert on a matter that requires specialized knowledge and that is relevant to the issues to be decided. It is evidence a reasonable mind could accept as having probative weight and adequate to support a legal conclusion. Hypothetical, speculative, fear or emotion based generalized statements that do not address the relevant issues and that cannot be reasonably said to support the action advocated, are not competent substantial evidence.

- a.  [Legislative Hearing - Ordinance 24-035 providing for the levying and collecting of taxes for the City of Fort Pierce for Fiscal year beginning October 1, 2024 and Ending September 30, 2025 and adopting the final millage rate of 6.9. SECOND READING](#)
- b.  [Legislative Hearing - Ordinance 24-036 adopting the final budget for the City of Fort Pierce for fiscal year beginning October 1, 2024 and ending September 30, 2025. SECOND READING](#)
- c. [Legislative Hearing - Ordinance 24-037: Review and approval of a Voluntary Annexation by applicant James Hackett - H&L Planning and Development on behalf of owner Savannah Landing Partners LLC, to extend the territorial limits of the City of Fort Pierce, Florida, to include two \(2\) parcels at or near the intersection of S. US Highway 1 and Dickson Drive, establishing Future Land Use, establishing Zoning. Parcel IDs: 3427-801-0056-000-3 and 2427-801-0053-000-2 \(310 Dickson Drive\) - FIRST READING](#)
- d. [Legislative Hearing - Ordinance 24-038: Review and approval of a Voluntary Annexation by owner Jason Merritt, to extend the territorial limits of the City of Fort Pierce, Florida, to include two \(2\) parcels at 1835 Sandridge Rd. and 1839 Sandridge Rd,](#)

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establishing Future Land Use, establishing Zoning. Parcel ID: 2404-111-0003-010-1 and 2404-111-0003-000-8. - FIRST READING

- e. Quasi-Judicial Hearing - Review and Approval of an application for a Conditional Use with New Construction (Development Review & Design Review) by property owner, David Rowe, to construct a Residential Duplex Apartment building totaling 2,595 square feet with associated site improvements, located at 1001 Tennessee Avenue in Fort Pierce, Florida, more specifically located at Parcel Control Number: 2415-703-0220-000-6.
- f. Quasi-Judicial Hearing - Application for a Site Plan (Design & Development Review) submitted by applicant ETM Solutions, LLC on behalf of owner Wanda Johnson to operate 325,937 square feet for use of an Asphalt Plant located at 4060 Selvitz Road, more specifically located at Parcel Control Number: 2432- 223-0004-000-6

13. CITY COMMISSION

- a. Resolution 24-R49 addressing a second request for an extension to comply with the terms of the Quit Claim Deed for 133 N 10th Street.
- b. Resolution 24-R50 appointing an at-large position on the FPUA Board.
- c. Discussion and direction as required by Resolution 24-R47 regarding the status of City Manager, Nick Mimms, the appointment of Linda Cox as Acting City Manager and the contract for an independent investigation of contract and/or personnel rules and regulation violations based upon the allegations against Nick Mimms.

14. COMMENTS FROM THE PUBLIC

Any person who wishes to comment on any subject may be heard at this time. Please limit your comments to three (3) minutes or less, as directed by the Mayor, as this section of the Agenda is limited to thirty minutes. The City Commission will not be able to take any official actions under Comments from the Public. Speakers will address the Mayor, Commissioners, and the Public with respect. Inappropriate language will not be tolerated.

15. COMMENTS FROM THE CITY MANAGER

16. COMMENTS FROM THE COMMISSION

17. ADJOURNMENT

Immediately following adjournment, please move toward the doors and exit the chambers. This allows for the safe and courteous exit of all persons, and those on the

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dais. Conversations after the meeting should be held outside of chambers, in the foyer or elsewhere, but not in the commission chambers where lights will be out as soon as the chambers are empty.

Pursuant to Sec. 2-49, Fort Pierce Code of Ordinances, persons desiring to place an item on the agenda may make written request to the city manager no later than 5:00 p.m. fifteen (15) days preceding the regular city commission meeting. Such request must state the subject matter of the individual's appearance and should include any background materials pertinent to the issue. The city manager shall review the request to determine if the item might be handled administratively or whether the subject matter is an item of city business. If appropriate, the city manager shall submit the item for placement on the agenda to the city clerk no later than 5:00 p.m. ten (10) days preceding the regular city commission meeting. The mayor may impose a time limitation of five (5) minutes, or allow such additional time he or she determines necessary and appropriate for such person to make presentation. All reports, communications, ordinances, resolutions, contracts, documents or other materials to be submitted to the commission shall, no later than 12:00 noon on Wednesday prior to each meeting, be delivered to the city clerk and furnish each member thereof with a copy of the same prior to the regular meeting.

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises you that if you or another person decide to appeal any decision made by the City Commission with respect to any matter considered at its meeting or hearing, that you or said person will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission into evidence of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (772) 467-3065 at least 48 hours prior to the meeting.

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