

City of Port St. Lucie

City Council

Meeting Minutes

121 SW Port St. Lucie
Blvd.
Port St. Lucie, Florida
34984

Gregory J. Oravec, Mayor

Stephanie Morgan, Councilwoman, District I
John Carvelli, Councilman, District II
Shannon Martin, Vice Mayor, District III
Jolien Caraballo, Councilwoman, District IV

Please visit www.cityofpsl.com/tv for new public comment options as a result of COVID-19.

NOTICE: INDIVIDUALS ARE SUBJECT TO MEDICAL SCREENING PRIOR TO ENTERING ANY CITY BUILDING AND ENTRY MAY BE DENIED IF ANY INDICATOR OF ILLNESS OR PRIOR EXPOSURE IS IDENTIFIED.

Monday, September 14, 2020

7:00 PM

Council Chambers, City Hall

Meeting to follow 6:30 Budget Hearing

1. Meeting Called to Order

A Regular Virtual Meeting of the City Council of the City of Port St. Lucie was called to order by Mayor Oravec on September 14, 2020, at 7:41 PM at Port St. Lucie City Hall, 121 S.W. Port St. Lucie Boulevard, Port St. Lucie, Florida.

2. Roll Call

Council Members

Present: Mayor Gregory J. Oravec
Vice Mayor Shannon Martin
Councilwoman Caraballo
Councilwoman Stephanie Morgan (virtual)

Absent: Councilman John Carvelli

3. Invocation & Pledge of Allegiance

The Invocation and Pledge of Allegiance was performed at the previous Special Council meeting.

4. Proclamations and Special Presentations

There was nothing scheduled under this item.

5. Public to be Heard

Frank Carnevale spoke regarding the fence ordinance and requested that the City require residents to have an 8ft fence or a 6ft fence with retaining wall at the bottom, as his neighbor pieced together their fence and it looked horrible. Mayor Oravec asked Mr. Carnevale to provide pictures to the City Manager.

Mark Gotz submitted a public to be heard comment online, which the City Clerk read into the record.

6. Additions or Deletions to Agenda and Approval of Agenda

Councilwoman Caraballo moved to approve to approve the Agenda, with Item 10 a) and 11 a) being rescheduled to the September 28, 2020 City Council Meeting. Councilwoman Morgan seconded the motion, which passed unanimously by voice vote.

7. Approval of Consent Agenda

Vice Mayor Martin moved to approve the Consent Agenda, with Item 7 j) removed for separate discussion. Councilwoman Morgan seconded the motion, which passed unanimously by voice vote.

- 7.a** July 22, 2020 Summer Retreat, August 17, 2020 Special Council and August 24, 2020 Regular Council Meeting Minutes. [2020-675](#)
- 7.b** Approval to Participate in Martin County's Contract # RFB2019-3133 for Chemicals for Water and Wastewater Treatment with Brenntag Mid-South, Inc. [2020-625](#)
- 7.c** Proposed Use of FY 20-21 Edward Byrne Memorial JAG Application No. 2020-H8633-FL-DJ [2020-674](#)
- 7.d** Approve a Minor Site Plan for Copper Creek Model Home Park (P20-140) [2020-696](#)
- 7.e** Approve a Major Site Plan for Toscana at Port St. Lucie Apartments (P20-011). [2020-687](#)
- 7.f** Approve a Minor Site Plan for Walton Scrub Preserve Observation Tower (P20-121) [2020-663](#)
- 7.g** Motion: Termination of Restrictive Covenant #354, Executed by Joseph B. Adams and Deborah A. Adams, with respect to Lots 42 and 43, Block 1118, Port St. Lucie Section Nine, and Recorded in Official Records Book 1574, Page 280, Public Records of St. Lucie County. [2020-698](#)

- 7.h** Approval to Participate in the State of Florida DMS Contract #1011-008A with AT&T Mobility for WI-FI Hotspots for Students. [2020-667](#)
- 7.i** Approval to Participate in the City of Orlando's Contract # IFB20-0379 for Liquid Chlorine Cylinders with Brenntag Mid-South, Inc. [2020-691](#)
- 7.j** Approve a 30-Day extension of the current contract with C&R Hospitality (DBA The 19th Hole) at the request of the contract owner. [2020-693](#)

Vice Mayor Martin stated that when Mr. Maffei came before the Council, he stated that he was not selling his business and that the information given was misconstrued. She explained that the information given to staff looked as if he was trying to sell the business to a different person. Vice Mayor Martin stated that if it wasn't Mr. Maffei's intention to keep the business then the City needed to move forward in a different direction.

Mayor Oravec stated that he did not appreciate the way the golf clientele was being treated and that there was also an issue regarding the liquor liability on the property. Councilwoman Morgan stated that the issue had been ongoing since July and that the liability insurance weighed on her heavily, as it put the City at risk. Councilwoman Morgan stated that she did not want to extend the current contract and requested to go out for the RFP, as soon as possible.

Mayor Oravec inquired as to if a binder was provided, to which the City Manager responded that the binder was provided but the policy was not. Mayor Oravec asked how long the liquor liability was required, to which Sherman Conrad, Parks and Recreation Director, responded that it was required the entire time of the contract. Mayor Oravec stated that he would like to go out for RFP, as the contract was up at the end of the month. He explained that the whole business was based on alcohol and he didn't have a liquor liability, which put the taxpayers and City at risk. Mr. Conrad stated that they would make arrangements for alternative services and start working on an RFP.

Councilwoman Morgan stated that she wanted to stop all alcohol sales effective immediately until the City received a copy of the insurance, not a binder. Mayor Oravec stated that he would like to utilize excellent

food trucks in the interim. Mr. Conrad stated that Mr. Maffei provided a copy of the insurance, but that the City was not listed as additionally insured. Councilwoman Caraballo stated that she would like to look at having a daytime vendor and a nighttime vendor, in an effort to give two individuals the opportunity, to which Vice Mayor Martin agreed.

Councilwoman Morgan moved to approve to stop all alcohol sales effective immediately, providing food trucks on an interim basis, and going out for an RFP at the end of the contract. Vice Mayor Martin seconded the motion, which passed unanimously by voice vote.

8. Second Reading, Public Hearing of Ordinances

- 8.a** Ordinance 20-46, Public Hearing, Abandoning a Portion of a [2020-668](#)
Twenty (20) foot Utility and Drainage Easement affecting Lot
6, Block 1822, Port St. Lucie Section Thirty-Five, recorded in
Plat Book 15, Page(s) 10, 10A to 10P, of the Public Records of
St. Lucie County, Florida.

The City Clerk read Ordinance 20-46 aloud by title only. Mayor Oravec opened the Public Hearing.

There being no discussion, the Public Hearing was closed. Councilwoman Caraballo moved to approve Ordinance 20-46. Vice Mayor Martin seconded the motion. The City Clerk restated the motion as follows: for approval of Ordinance 20-46. The motion passed unanimously by roll call vote.

- 8.b** Ordinance 20-47, Public Hearing, Abandoning a Portion of a [2020-669](#)
Twenty (20) foot Utility and Drainage Easement affecting Lot
9, Block 2293, Port St. Lucie Section Thirty-Three, recorded in
Plat Book 15, Page(s) 1, 1A to 1V, of the Public Records of St.
Lucie County, Florida.

The City Clerk read Ordinance 20-47 aloud by title only. Mayor Oravec opened the Public Hearing.

There being no discussion, the public hearing was closed. Vice Mayor Martin moved to approve Ordinance 20-47. Councilwoman Morgan seconded the motion. The City Clerk restated the motion as follows: for approval of Ordinance 20-47. The motion passed unanimously by roll call vote.

- 8.c** Ordinance 20-48, Public Hearing, Authorizing the Lease [2020-670](#)
Agreement between the City of Port St. Lucie and the Port St.

Lucie Historical Society

The City Clerk read Ordinance 20-48 aloud by title only. Mayor Oravec opened the Public Hearing, and asked staff if there was a presentation.

Jennifer Davis, CRA Project Manager, presented the lease agreement between the City of Port St. Lucie and the Port St. Lucie Historical Society. Mayor Oravec inquired as to the high points of the agreement, to which Ms. Davis responded that they were able to utilize the Botanical Gardens Agreement, as a template and explained that they would have a year of utility abatement and after that the City would receive \$200/month for utilities. Ms. Davis added that the lease agreement was for both structures even though they were only renovating the lodge and depending on grant funding they would move forward with the house renovations. Councilwoman Caraballo stated that she was excited for the different opportunities and exhibits that would educate students. She stated that she supported the lease agreement and looked forward to visiting in the future.

Patricia Christensen, Port St. Lucie Historical Society, stated that they were excited to have an agreement between the City and the Historical Society and she thanked Ms. Davis for being so helpful throughout the process. Ms. Christensen stated that she had received many donations for the historical homes, along with a piano from Councilwoman Morgan's mother. Mayor Oravec asked Ms. Christensen for a brief overview of activities being planned for the residents of Port St. Lucie, to which Ms. Christensen responded that the lodge would be used as a meeting space and education center. Mayor Oravec asked if they were going to sell a City history book, to which Ms. Christensen responded that they were going to have a small gift shop along with fundraising functions. She stated that they had a large archived video history, which would be part of the education center. Councilwoman Caraballo stated that residents could visit www.PSLHistory.org to learn more about the City's history and explained that they could become a member of the Historical Society.

There being no further discussion, the Public Hearing was closed. Councilwoman Caraballo moved to approve Ordinance 20-48. Vice Mayor Martin seconded the motion. The City Clerk restated the motion as follows: for approval of Ordinance 20-48. The motion passed unanimously by roll call vote.

9. Other Public Hearings

There was nothing scheduled under this item.

10. First Reading of Ordinances

- 10.a** Ordinance 20-51, An Ordinance Approving the Release of the Reverter Clause and Waiving Compliance with the Post-Closing Employment and Development Covenants Applicable to White Aluminum Fabrication. [2020-666](#)

(Clerk's Note: This item was rescheduled to the September 28, 2020 Council Meeting.)

11. Resolutions

- 11.a** Resolution 20-R90, A Resolution to Amend and Adopt a Revised Debt Management Policy, Previously Adopted Via Resolution 17-R30, and Adopt City Council Directed Policy #20-01. [2020-671](#)

(Clerk's Note: This item was rescheduled to the September 28, 2020 Council Meeting.)

- 11.b** Resolution 20-R100, Authorizing the Acquisition of Real Property Described as Lots 23 and 24, Block 1548, Port St. Lucie Section Thirty, according to the plat thereof, as Recorded in Plat Book 14, Pages 10, 10A through 10I, of the Public Records of St. Lucie County, Florida, Necessary to Replace the Nearby Existing Wastewater Lift Station Known as SP 16. [2020-650](#)

The City Clerk read Resolution 20-R100 aloud by title only.

Councilwoman Caraballo moved to approve Resolution 20-R100. Vice Mayor Martin seconded the motion. Under discussion, Mayor Oravec clarified that the site would be beautified, as part of the construction, to which the City Manager responded in the affirmative. The City Clerk restated the motion as follows: for approval of Resolution 20-R100. The motion passed unanimously by roll call vote.

- 11.c** Resolution 20-R101, A Resolution of The City of Port St Lucie, Florida, Adopting and Approving The Revised and Updated Southwest Annexation District No.1 Assessment Roll for Fiscal Year 2020/2021; and Providing an Effective Date. [2020-665](#)

The City Clerk read Resolution 20-R101 aloud by title only.

There being no discussion, Vice Mayor Martin moved to approve Resolution 20-R101. Councilwoman Caraballo seconded the motion. The City Clerk restated the motion as follows: for approval of Resolution 20-R101. The motion passed unanimously by roll call vote.

- 11.d** Resolution 20-R102, A Resolution approving the Preliminary and Final Plat for Southern Grove Plat No. 31 [2020-680](#)

The City Clerk read Resolution 20-R102 aloud by title only.

There being no discussion, Vice Mayor Martin moved to approve Resolution 20-R102. Councilwoman Caraballo seconded the motion. The City Clerk restated the motion as follows: for approval of Resolution 20-R102. The motion passed unanimously by roll call vote.

- 11.e** Resolution 20-R103, A Resolution Approving the Preliminary and Final Plat for Southern Grove Plat No. 32 [2020-627](#)

The City Clerk read Resolution 20-R103 aloud by title only.

There being no discussion, Councilwoman Caraballo moved to approve Resolution 20-R103. Vice Mayor Martin seconded the motion. The City Clerk restated the motion as follows: for approval of Resolution 20-R103. The motion passed unanimously by roll call vote.

(Clerk's Note: The City Attorney asked the Council to revisit Item 11 e), as there was a mistake in the heading, and he needed to clarify it for recording keeping purposes.)

Councilwoman Caraballo moved to correct the heading of Resolution 20-R103 by removing the verbiage, "Oculus Surgical, Inc. and Village at Tradition, LLC.". Vice Mayor Martin seconded the motion. The City Clerk restated the motion as follows: for approval of Resolution 20-R103 with the corrected heading. The motion passed unanimously by roll call vote.

- 11.f** Resolution 20-R104, Repeal the Financial Reserve Policy Previously Adopted via Resolution 17-R23 and Adopt City Council Directed Policy #20-03cd Financial Reserve/Fund Balance Policy [2020-664](#)

The City Clerk read Resolution 20-R104 aloud by title only. Mayor Oravec asked the City Manager to give an overview on the changes, to which the City Manager responded that the item primarily focused on adding the City's Reserve Policy to the other funds, besides the

General Fund. Mayor Oravec inquired as to if there were any changes to the General Fund, to which the City Manager responded in the negative. Jeff Snyder, CFO, added that they were also bringing the language current with the new format.

There being no further discussion, Vice Mayor Martin moved to approve Resolution 20-R104. Councilwoman Caraballo seconded the motion. The City Clerk restated the motion as follows: for approval of Resolution 20-R104. The motion passed unanimously by roll call vote.

- 11.g** Resolution 20-R105, A Resolution Approving the Preliminary Plat and Construction Plans for Telaro at Southern Grove (P20-040).

[2020-685](#)

The City Clerk read Resolution 20-R105 aloud by title only.

Laura Dodd, Planner II, stated that the applicant was requesting approval of a preliminary plat with construction plans for 324 age-restricted single-family residential homes upon 164 acres. She stated that the applicant was Kimley-Horn, acting as agent for owner Mattamy Palm Beach, LLC. Planner Dodd stated that the property was located just south of the Tradition Parkway and Village Parkway intersection, which was west of I-95. She stated that the land use was consistent throughout the entire district as NCD and that the zoning was PUD and SLC AG-5. Planner Dodd stated that the concurrency review was performed pursuant to Chapter 156, Subdivision Regulations, which included reviews for sanitary sewer and potable water facilities, along with traffic circulation. She explained that the review resulted in three conditions of approval, which would be discussed later in her presentation. Planner Dodd stated that the property was also reviewed for parks and recreation facilities, stormwater management, solid waste, and public-school concurrency.

Planner Dodd stated that the Site Plan Review Committee recommended conditional approval of this preliminary subdivision plat with construction plans on May 27, 2020 with the following conditions: An updated traffic analysis/driveway phasing report shall be provided prior to issuance of a Public Works permit for Phase 3 and any improvements will be constructed concurrently to the second driveway access; The applicant shall coordinate with the developer east of Village Parkway and provide a refined traffic analysis to determine when a signal would be warranted. Should the signal be warranted, a funding mechanism will be determined, and funds deposited in a

restricted fund account prior to issuance of a Public Works permit for Phase 3; The proposed berm, roughly located between the Amenity Site and Future Development, will be removed to show the water and sewer for additional residential areas prior to the Utility Construction permit being issued for Phase 1. Planner Dodd explained that the conditions were also denoted within the comment letters, which were attached to the Council's packet.

Steve Garrett, Lucido and Associates, stated that Mattamy and GL Homes were both operating on the same page. He explained that there was miscommunication on the Tradition Trail adjacent from Community Boulevard, which was south of Discovery Way. Mr. Garrett stated that the portion of Community Boulevard was a GL Homes obligation and that they already built a portion. Mr. Garrett clarified that Tradition Trail had two main components, which included a pedestrian component and a multi-use path. He explained the GL already met the pedestrian portion of what could be Tradition Trail, which included an 8-ft sidewalk. Mr. Garrett stated that any additional elements of Tradition Trail would be constructed adjacent to the community and he explained that a 12-ft multi-use sidewalk for Tradition Trail was being planned for the eastern side of Community Boulevard and outside of the right-of-way.

Mayor Oravec stated that he supported trails within the City of Port St. Lucie rights-of-way and that if the City wanted to allow a trail within a right-of-way then that was their right. Mayor Oravec stated that he did not think it was up to GL to tell the City what they could or could not do with rights-of-way, as he really wanted trails in the rights-of-way and would like trails on Port St. Lucie Boulevard and Becker Road. Vice Mayor Martin stated that she agreed and there were areas that the trail needed to be located in the right-of-way, as it was a public purpose.

Azlina Siegel, explained that the Development Order stated that GL was responsible for constructing Community Boulevard, which was approved. She explained that there was a misunderstanding as to how Tradition Trail was defined and explained that the construction plans identified the portion located directly in the right-of-way. Ms. Siegel explained that they only had an issue as to where the trail was located since they were responsible for its construction. She stated that it would be inconsistent with what was already approved and permitted for the rights-of-way obligation. Ms. Siegel stated that they already put significant effort, time, and money in the placement of infrastructure and the water main. She explained that Mattamy and GL were on the

same page and hoped that Council would make the approval conditioned upon the fact that their construction plans and plat reflect the commitment and understanding.

Mayor Oravec stated that he was not prepared to put an additional condition on the item and he asked the City Manager if he was allowing Mattamy Home to offset their development costs to GL, to which the City Manager responded in the negative. Mayor Oravec stated that he would support a project-working team that meets with all of the master developers and builders on a regular basis.

Councilwoman Caraballo inquired as to if Mr. Garrett had any concerns with Ms. Siegel's statement, to which Ms. Garrett responded in the negative and stated that Tradition Trail was a large vision and they would continue working with the City Manager and staff until it was worked out.

Vice Mayor Martin moved to approve Resolution 20-R105. Councilwoman Caraballo seconded the motion. The City Clerk restated the motion as follows: for approval of Resolution 20-R105. The motion passed unanimously by roll call vote.

- 11.h** Resolution 20-R106, A Resolution approving the Preliminary and Final Plat with Construction Plans for Riverland Parcel C - Plat Ten (P20-107)

[2020-695](#)

The City Clerk read Resolution 20-R106 aloud by title only.

There being no discussion, Councilwoman Caraballo moved to approve Resolution 20-R106. Vice Mayor Martin seconded the motion. The City Clerk restated the motion as follows: for approval of Resolution 20-R106. The motion passed unanimously by roll call vote.

- 11.i** Resolution 20-R107, A Resolution approving the Preliminary and Final Plat for Lot I-37 North (P20-086).

[2020-614](#)

The City Clerk read Resolution 20-R107 aloud by title only.

There being no discussion, Vice Mayor Martin moved to approve Resolution 20-R107. Councilwoman Caraballo seconded the motion. The City Clerk restated the motion as follows: for approval of Resolution 20-R107. The motion passed unanimously by roll call vote.

(Clerk's Note: At this time, the City Attorney asked the Council to revisit

Item 11 e)., as there was a mistake in the heading, and he needed to clarify it for recording keeping purposes.)

12. Unfinished Business

There was nothing scheduled under this item.

13. New Business

13.a Community Boulevard Shared-Use Trail and Enhanced Landscaping: Approval of Developer Constructed Roadway Enhancements

[2020-683](#)

Colt Schwerdt, Deputy Director, Public Works gave a brief presentation and stated that it was the formal approval for the first phase of Tradition Trail located on Community Boulevard in between Tradition Parkway and Discovery Way. He explained that they already received an at-risk approval for the portion of Tradition Trail that was already constructed. Mr. Schwerdt stated that it was consistent with the City Manager's directed policy 19-06, regarding improvements to roadways. He explained that the City Council had the right to make changes to the design plan or cross-section, as part of the condition for approval. Mr. Schwerdt stated that they were installing enhanced landscaping, as City staff noticed it was not meeting the street tree spacing of 40-ft. He stated that the site distance triangles at the intersections were not meeting the DOT criteria for safe site distances and that they were working on the issue.

Mr. Garrett stated that they were working with Paveway Systems, Inc. to apply the colored surface treatment. He thanked Mr. Schwerdt and staff for their help in addressing the issues, along with the City Council and City Manager for allowing them to proceed at risk. Councilwoman Caraballo stated that she was excited for the improvements and that she was glad they found a way to proceed. She inquired as to if the South Florida Water Management District obtained their permits, to which Kinan Husainy, Kimley-Horn & Associates, responded that the South Florida Water Management District obtained their permits for the expanded sidewalk. Mayor Oravec asked when the photos were taken, to which Mr. Schwerdt responded that they were taken within the past 2-weeks. Mayor Oravec inquired as to when he could roller blade on the sidewalk, to which Mr. Garrett responded that there would be a formal introduction in early November, and he would give the date to the City Manager.

Azlina Siegel, stated that it was important to be cognizant and

understand that the approval limited what has already been contracted up to the limits of Community Boulevard and did not extend to the 14-ft wide sidewalk located at the intersection and west of Discovery Way. She explained that they were still working with Mr. Garrett and Mattamy regarding the construction, which was completed as GL's obligation. Ms. Siegel stated that GL was in full support of working together and addressing certain issues.

There being no further discussion, Vice Mayor Martin moved to approve Item 13 a). Councilwoman Caraballo seconded the motion. The motion passed unanimously by voice vote.

13.b Approve a Site Plan for Accel International (P20-101)

[2020-629](#)

The City Manager explained that the City had a Purchase and Sale Agreement with Accel International and the item was the first subdivision on the parcel. He explained that the plat was for 150,000 sq ft and that there were other properties to be platted on the 40-acres. The City Manager stated that Pete Tesch, President of EDC, was available for any questions and that staff recommended approval of the project.

Bridget Kean, Senior Planner, gave a brief overview of the project. Mayor Oravec inquired as to how many jobs would be created, to which the City Manager responded that it would create 150 jobs to begin but it could be more, as they expand. (Clerk's Note: Inaudible conversation ensued.)

Brad Curry, Engineering Design and Construction, stated that there was a 40-acre piece that would be purchased by Accel and that this item was the first phase. He clarified that the Site Plan before the City Council was for 11.43 acres and that there were an additional 29-acres for future development.

There being no further discussion, Councilwoman Caraballo moved to approve Item 13 b). Vice Mayor Martin seconded the motion. The motion passed unanimously by voice vote.

13.c Revised use of the COVID-19 grant funding from Florida Housing Coalition (FHC)

[2020-688](#)

Alessandra Tasca, Community Programs Administrator, stated that the item was a request for a revision of the program proposal for the use of the grant. Ms. Tasca stated that the Florida Housing Coalition approved Program 1, which was the virtual school internet hotspot package

program, but per new guidelines, it is not an allowable use for the grant. Ms. Tasca stated that they have migrated the program to be executed and used under the CDBG CARES Act Funding and that the contract was approved on the Consent Agenda. Ms. Tasca explained that she is asking to update Program 1 and that Program 2 and Program 3 would move forward, as originally planned. She stated that staff was asking for Program 1 to be updated to the back-up program, which was a secondary round of rental and mortgage assistance. Ms. Tasca stated that the City collaborated with the County to re-qualify residents for a second round of funding.

Councilwoman Caraballo clarified that Ms. Tasca wanted Council to approve the item based upon the secondary, the emergency home repair grant program, and a second round of rental assistance, to which Ms. Tasca responded that the second and third program were already approved in the first project proposal and that they were only amending Program 1.

Mayor Oravec suggested reordering the numbers on each project to make it easier to understand. Mayor Oravec stated that he would rather put the funds towards Program 1, rather than repeat what the County was doing. Mayor Oravec asked if the City had moved any of the funds, to which Ms. Tasca responded that they were finalizing the sub-grantee agreement with Habitat and hoping to launch the Emergency Repair Program within a week. She stated that they have not expended any funds at this time, but they were required to expend all of the funds by December 30th. Mayor Oravec encouraged the City Manager to get creative and get the funds out to the community.

There being no further discussion, Vice Mayor Martin moved to approve Item 13 c). Councilwoman Caraballo seconded the motion. The motion passed unanimously by voice vote.

Councilwoman Caraballo asked how the City was advertising the funding, to which the City Manager responded that it was listed on the City's website and that it would be listed on the Utility bill. Councilwoman Caraballo suggested using a reverse 9-1-1 system to get the word out.

- 13.d** Discuss and approve the Election Polling Site Guidelines for the 2020 General Election

[2020-689](#)

The City Manager stated that the City owned three sites, which were

used for local elections. He explained that there were other election sites that were owned by other entities without any involvement in the City. He stated that there had been general direction provided by the Council and memorandums to clarify how to use the City-owned properties. The City Manager stated that the City provided guidance on how the property could be used and that Reed vs Gilbert changed the landscape regarding signage on public property rights-of-way, which was being integrated into the Sign Ordinance. The City Manager stated that they were trying to create a simple set of guidelines that could be used by candidates and he explained that there was nothing new other than allowing the use of shade structures.

Carmen Capezzuto, Neighborhood Services Director presented the City's election polling site guidelines. He explained that the Sign Code changed between the election cycle, and that signs were not allowed to be left free-standing in the right-of-way. Mr. Capezzuto stated that the Sign Code would be enforced and that illegally placed signs would be removed.

Mayor Oravec stated that election signs were never allowed in the public rights-of-way and there used to be an exception for the day of elections. Mayor Oravec inquired as to why they were not giving the 24-hr grace period, to which the City Attorney responded that the City was not allowed to pick and choose the content of the signs. The City Attorney stated that NSD and City staff could choose not to enforce the Code on a particular day, but it would need to apply across the board, as all signs needed to be treated equal. Vice Mayor Martin stated that she did not like that the City was only allowing courtesy tents, as she thought individuals should be allowed to bring their own tent. She did not agree with forcing everyone in a small space while COVID-19 was still an issue and thought that the City was being overly restrictive, especially with the vehicle issue.

Mayor Oravec stated that he would support the Council in any fair direction and suggested putting a 10x10 tent on a 13x13 grid and having a 3-foot buffer from the next-door neighbor for social distancing. Councilwoman Caraballo stated that the Civic Center had plenty of room for tents and she was only concerned about ruining the grass.

Councilwoman Morgan stated that she would agree to allow signage the day before and day after elections. Mayor Oravec stated that they could allow 12-hours the day before and 12-hours the day after, then

hold off enforcement until after that period.

Kenny Nail, Vice President of the Republican Party, agreed with Council regarding allowing 12-hours the day before and 12-hours the day after. Mr. Nail stated that the Civic Center and Community Center were sites for early voting and suggested allowing signage from 8:00 a.m. to 6:00 p.m. along with tents for each political party and non-partisan parties.

Trevor Miller spoke on item 13 d) and inquired as to if the polling sites were prepared for the influx from COVID and if they were equipped with enough voting machines, to which Mayor Oravec responded that that Supervisor of Elections handled those issues, as it was outside the City's jurisdiction.

Mayor Oravec stated that he agreed with what they have done historically plus tents, but he thinks they should cross off the vehicles. Mayor Oravec stated that he agreed with allowing signage for 48-hours for Election Day. He addressed Mr. Nail's comments and explained that he did not want a period of no enforcement for early voting. Councilwoman Caraballo requested that individuals use sandbags to preserve the grass and explained that the space was on a first come first served basis.

The City Manager clarified that first come first served was legal and that the City required the tents to be removed nightly. He stated that the provision on the vehicles came from the Code regarding parks and that the City did not just adopt the provision. The City Manager stated that the City allowed decals on a vehicle but did not allow the vehicle to be parked at a facility that was not open for 24 hours. The City Manager explained that signs painted on vehicle windows was not allowed under the current Code and stated that the Council could change the Code, to which Mayor Oravec responded that he did not want to deviate from content neutral signs. (Clerk's Note: At this time, the City Attorney read the Sign Code.)

Mayor Oravec asked the City Attorney to look at the language and see if there was a loophole. Mayor Oravec reiterated that the Council wanted the vehicular sign issue worked out, the shade structures be first come first served, require the signs to be held during early voting, and that the City would stop enforcement for 48 hours around Election Day.

Mr. Capezzuto inquired as to what the Council envisioned for rights-of-way on Election Day, to which Mayor Oravec responded that there should be no signs on the rights-of-way. The City Council directed staff to revise the guidelines sheet for candidates and bring it back to the Council meeting of September 28, 2020.

(Clerk's Note: This item was for discussion only and no vote occurred.)

14. City Manager's Report

The City Manager gave an update on COVID-19 and explained that they were dealing with quarantine issues on a regular basis. He stated that all employees had the ability to work remote if or when they are expected to quarantine. The City Manager stated that there would be a mobile food pantry on September 15th at 9:00 a.m. located at Clover Field and stated that they increased the number of meals available. He stated that the City received 100,000 face masks from the County, and they were developing ideas on how to get them to Port St. Lucie Residents. The City Manager gave a brief update on upcoming projects within the City.

15. Councilmembers Report on Committee Assignments

Councilwoman Morgan – Attended a virtual Treasure Coast Council of Local Government meeting. On September 4th, she attended the Round Table at St. Lucie County and on the 9th she attended the Fire Districts Budget Hearing. On September 11th, she traveled with the Fire District to Clover Park to lay a wreath, then went to the Mid-Florida Event Center to lay a wreath, and lastly went to the Cee Cee Ross Lyles Memorial to lay a wreath. On September 14, she attended the groundbreaking at Floresta for Phase 1 and also attended the ribbon cutting for the Boardwalk at Riverwalk.

Councilwoman Caraballo – On September 11, she attended the wreath ceremony and she thought it was symbolic that they remembered three different events that happened on 9/11. She stated that the Florida League of Cities had an executive committee and she informed the Council that President Ortiz picked a priority, which was 'Building Stronger Cities'. On September 14, she attended the groundbreaking at Floresta for Phase 1 and also attended the ribbon cutting for the Boardwalk at Riverwalk.

Vice Mayor Martin – She attended the Budget Hearing for the Fire District. On September 14, she attended the groundbreaking at Floresta for Phase 1 and also attended the ribbon cutting for the Boardwalk at Riverwalk.

Mayor Oravec – He attended City University, which was being done virtually.

16. Public to be Heard - (if necessary as determined by City Council at conclusion of public to be heard)

No one signed up to speak under this item.

17. Adjourn

There being no further business, the meeting was adjourned at 10:20 p.m.

Karen A. Phillips, City Clerk

Calleigh N. Myers, Deputy City Clerk