

The public is advised to check the City website for up-to-date information on any changes to the manner in which the meeting will be held and the location.



**SEBASTIAN CITY COUNCIL
REGULAR MEETING
AGENDA
WEDNESDAY, SEPTEMBER 9, 2020 – 6:00 P.M.
CITY COUNCIL CHAMBERS
1225 MAIN STREET, SEBASTIAN, FLORIDA**

1. **CALL TO ORDER**
2. **INVOCATION** – Pastor Seth Goldsmith, Coastal Community Church
3. **PLEDGE OF ALLEGIANCE** – Led by Council Member Parris
4. **ROLL CALL**
5. **AGENDA MODIFICATIONS**
Modifications for additions require unanimous vote of City Council Members
6. **PROCLAMATIONS, AWARDS, BRIEF ANNOUNCEMENTS**
Presentations of proclamations, certificates and awards, and brief timely announcements by Council and Staff. No public input or action under this heading.
 - A. Proclamation - Suicide Awareness and Prevention Month – September – Accepted by Colleen Phillips, Community Relations Specialist – Treasure Coast 211 Helpline
 - B. Proclamation – Constitution Week - September 17 – 23 - Accepted by Dr. Holly Hamilton, Treasure Coast Society Children of the American Revolution & Pelican Island Chapter, Daughters of the American Revolution
 - C. Proclamation - Inflammatory Breast Cancer Awareness Month – October – Accepted by Dr. Holly Hamilton

Brief Announcements
7. **CONSENT AGENDA**
All items on the consent agenda are considered routine and will be enacted by one motion. There will be no separate discussion of consent agenda items unless a member City Council so requests; in which event, the item will be removed and acted upon separately. If a member of the public wishes to provide input on a consent agenda item, he/she should request a Council Member to remove the item for discussion prior to start of the meeting or by raising his/her hand to be recognized.
 - A. Approval of Minutes – July 15, 2020 Special City Council Meeting
8. **COMMITTEE REPORTS & APPOINTMENTS**
City committee reports and Council Member regional committee reports. No public input or action except for City committee member nominations and appointments under this heading.
9. **UNFINISHED BUSINESS** - None

10. **PUBLIC INPUT**

The heading on Regular Meeting agendas "Public Input" provides an opportunity for individuals to bring NEW INFORMATION OR REQUESTS TO CITY COUNCIL NOT OTHERWISE ON THE PREPARED AGENDA. Individuals are asked to attempt to resolve matters with staff prior to meetings. Individuals are asked to provide copies of material for Council one week prior to the meeting if they intend to refer to specific material. City Council will not debate an issue during Public Input but may by consensus direct a Charter Officer in regard to the item if necessary or place a requested item on a future agenda.

11. **NEW BUSINESS**

- 20.093 A. Approve Revised Spending Plan for the Initial \$924,322 Allocation from the Coronavirus Aid Relief & Economic Security (CARES) Act Fund (Transmittal)

12. **CITY ATTORNEY MATTERS**

- A. Report on Commission on Ethics

13. **CITY MANAGER MATTERS**

14. **CITY CLERK MATTERS**

15. **CITY COUNCIL MATTERS**

- A. Council Member Gilliams
- B. Council Member Hill
- C. Council Member Parris
- D. Vice Mayor Mauti
- E. Mayor Dodd

16. **ADJOURN** *(All meetings shall adjourn at 9:30 p.m. unless extended for up to one half hour by a majority vote of City Council)*

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION MADE WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING WILL NEED A RECORD OF THE PROCEEDINGS AND MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE HEARD. (F.S.286.0105)

IN COMPLIANCE WITH THE AMERICAN WITH DISABILITIES ACT (ADA), ANYONE WHO NEEDS A SPECIAL ACCOMMODATION FOR THIS MEETING SHOULD CONTACT THE CITY'S ADA COORDINATOR, CINDY WATSON AT 388-8222 – CWATSON@CITYOFSEBASTIAN.ORG AT LEAST 48 HOURS IN ADVANCE OF THIS MEETING.

HEARING ASSISTANCE HEADPHONES ARE AVAILABLE IN THE COUNCIL CHAMBERS FOR ALL GOVERNMENT MEETINGS.

Future Council Meeting Dates:

September 14, 2020 – Special Meeting – 1st Public Hearing on Millage & FY20/21 Budget/CIP/Financial Policies

September 23, 2020 – Regular City Council Meeting – 6:00 pm

October 14, 2020 – Regular City Council Meeting – 6:00 pm

October 28, 2020 – Regular City Council Meeting – Cancelled to Accommodate Early Voting

November 18, 2020 – Regular City Council Meeting – 6:00 pm

PROCEDURES FOR PUBLIC INPUT IN ACCORDANCE WITH RESOLUTION R-20-02

Regular City Council Meetings

Public input is *ALLOWED* under the headings:

- ✓ Consent Agenda
- ✓ Public Hearings
- ✓ Unfinished Business
- ✓ New Business
- ✓ Public Input

Public input is *NOT ALLOWED* under the headings:

- ✓ Proclamations, Awards, Brief Announcements (*except for individuals giving or accepting proclamations or awards*);
- ✓ Committee Reports and Appointments (*except for committee members giving reports and applicants being interviewed for committee appointments*);
- ✓ City Council Matters
- ✓ Charter Officer Matters

Council may, by majority vote, call upon an individual to provide input if desired.

Workshops and Special Meetings

Public input is limited to the item on the agenda

Time Limit

Input on agenda items *where public input is permitted* on agendas is FIVE MINUTES; however, City Council may extend or terminate an individual's time by majority vote of Council members present.

Input Directed to Chair

Speakers shall address the City Council IMMEDIATELY PRIOR TO CITY COUNCIL DELIBERATION of the agenda item and ALL INPUT SHALL BE DIRECTED TO THE CHAIR, unless answering a question of a member of City Council or City staff. Individuals shall not address City Council after commencement of City Council deliberation on an agenda item after public input has concluded, provided, however, the Mayor and members of City Council may recall an individual to provide additional information or to answer questions.

Certain Remarks Prohibited

Personal, impertinent, and slanderous remarks, political campaigning and applauding are not permitted and may result in expulsion from the meeting. The Chair shall make determinations on such remarks, subject to the repeal provisions below.

Appealing Decisions of Chair

Any member of Council may appeal the decision of the Chair to the entire Council. A majority vote of City Council shall overrule any decision of the Chair.

Public Input Heading on Agenda

The heading on Regular Meeting agendas "Public Input" provides an opportunity for individuals to bring NEW INFORMATION OR REQUESTS TO CITY COUNCIL NOT OTHERWISE ON THE PREPARED AGENDA. Individuals are asked to attempt to resolve matters with staff prior to meetings. Individuals are asked to provide copies of material for Council one week prior to the meeting if they intend to refer to specific material. City Council will not debate an issue during Public Input but may by consensus direct a Charter Officer in regard to the item if necessary or place a requested item on a future agenda.

Ways To Do Public Input

As of May 14th, 2020, all upcoming board and council meetings held by the City of Sebastian can be held by Virtual Meetings. Some or all elected officials or board members may choose to participate through video conferencing and members of the public will be provided with several options to participate in the meeting.

These meetings will be broadcasted live on Comcast Channel 25, ATT Channel 99, the City's website (www.cityofsebastian.org/live), Facebook (<https://www.facebook.com/cityofsebastian/live>), UStream (<https://video.ibm.com/channel/channel25>), YouTube (<https://www.youtube.com/sebastianflorida/live>).

For members of the public to participate in these virtual meetings, they will have the following options:

To participate in Virtual Meetings (NOT INCLUDING ANY QUASI-JUDICIAL HEARINGS) please use the following methods:

1. Maximum Density Capacity as allowed by the Governor DeSantis Executive Order Number 20-52 & 20-112

Meetings will be conducted in accordance with the Governor DeSantis Executive Order Number 20-52/20-112. Thus, members of the public that want to be heard will be able to do so. Because of social distancing guidelines, there are only 26 seats available within the city council chambers. These seats will have ADA preference given to them. Additionally, will be no available seating in the atrium (Lobby). There will seating will be available outside of the city hall in the courtyard with a television and speakers. Please see a member of staff, when you arrive, if you are planning on speaking or need anything relating to ADA at least 48 hours in advance.

All public speaking will be done inside the chambers using a special microphone setup that will allow public input while making sure that there are no surfaces to be touched. In order to provide an orderly manner of input, we will be giving out numbers. These numbers will be called in order so that we can allow people to queue (line-up) while maintaining appropriate social distancing. There will be marks on the floor where someone can stand while waiting for their turn.

At all times, members of the public must strictly adhere to the mandates of EO 20-83 and must keep the appropriate social distancing of a minimum of six (6) feet at all times.

The City will NOT be providing any face coverings, please bring your own.

2. Zoom Webinar - Audio Participation Possible During The Meeting

Via the Zoom.us Application (must be installed on computer or phone)

When the agenda is published, the Zoom.us information should be included with it, as well as it being listed with the agenda on the city's website.

This information will include a link will be provided for those who wish to view or participate in virtual meetings in a timely manner. There will also be telephone numbers. You can dial any of the numbers provided with the zoom information, and then entering the Webinar ID for the meeting when prompted.

The Webinar ID will be provided in a timely manner for upcoming virtual meetings.

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/83581654256>

Or iPhone one-tap :

US: +13126266799,,83581654256# or +19294362866,,83581654256#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 312 626 6799 or +1 929 436 2866 or +1 301 715 8592 or +1 346 248 7799 or +1 669 900 6833 or +1 253 215 8782

Webinar ID: 835 8165 4256

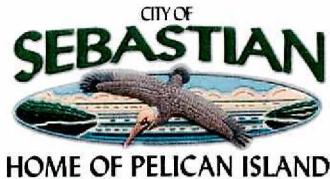
International numbers available: <https://us02web.zoom.us/j/83581654256>

Attendees may be allowed to speak, when called on, by raising their hands (via the app or by pressing *9 while dialed in) and then waiting for permission to speak. More information can be found on the City's Website at <http://www.cityofsebastian.org/images/ZoomTipsRaiseHand-1587151643835.pdf>

More instructions may follow as needed.

If you are having issues with the online virtual meeting, please contact us at 772-388-8226 or email us at costv@costv.cityofsebastian.com and we will attempt to assist you.

Please visit the website for detailed instructions on how to provide public comment using any of the previously mentioned options.



**SEBASTIAN CITY COUNCIL
SPECIAL MEETING
MINUTES
WEDNESDAY, JULY 15, 2020 - 6:00 PM
CITY COUNCIL CHAMBERS
1225 MAIN STREET, SEBASTIAN, FLORIDA**

SPECIAL MEETING CALLED BY MAYOR DODD

1. Mayor Dodd called the Special City Council Meeting to order at 6:00 p.m.
2. A moment of silence was held and the Pledge of Allegiance was recited.
3. **ROLL CALL**
Mayor Ed Dodd
Vice Mayor Charles Mauti
Council Member Damien Gilliams
Council Member Jim Hill (via Zoom Technology)
Council Member Pamela Parris (arrived 6:05 p.m.)

Staff Present:

City Manager Paul Carlisle
City Attorney Manny Anon, Jr. (via Zoom Technology)
City Clerk Jeanette Williams

Because the Indian River County Board of County Commissioners discussed the requirement of wearing masks last week, Mayor Dodd reviewed that Sebastian's mask policy is that if someone is going to come into one of the City's buildings, individuals will have their temperature taken and they will be asked to wear a mask on the inside. In stores, workers are required to wear masks in close spaces and patrons are encouraged to wear masks. He said there are businesses that are beginning to require that customers wear masks such as Walmart.

4. **SPECIAL MEETING ITEM**
(In accordance with R-20-02, public input is limited to the item on the agenda.)

A. **City Attorney to Schedule an Executive Session for July 16, 2020**

The City Attorney requested an executive session in accordance with F.S.286.011(8) to discuss the settlement and negotiations regarding the annexation case.

Council Member Parris joined the meeting.

The City Attorney stated who would be in attendance and requested they meet for about an hour prior to the July 22 Regular City Council meeting.

MOTION by Council Member Hill and SECOND by Mayor Dodd to hold an executive session on July 22 at 5:00 p.m.

Council Member Gilliams stated what the Attorney was going to cover should have been covered at the last meeting and asked why the annexation agreement wasn't in the agenda backup. Mayor Dodd asked him to follow the law and not discuss the matter outside of the executive session.

Council Member Hill noted Council Member Gilliams was provided the annexation agreement prior to the last meeting.

Council Member Gilliams started to quote page 9 of the annexation agreement. Mayor Dodd suspended his commentary.

Council Member Gilliams called for a Point of Order by Gilliams – He wanted the opportunity to read page 9 of the annexation agreement.

The City Attorney offered to forward the annexation agreement to each member and and discuss it.

6:13 pm

Roll call to overrule the reading of page 9 into the record:

Council Member Gilliams	- nay
Council Member Hill	- aye
Council Member Parris	- nay
Mayor Dodd	- aye
Vice Mayor Mauti	- nay

Motion failed. 3-2

The City Attorney read Subsection D of Page 9 of the agreement. (See attached)

Council Member Gilliams said he wanted to emphasize that section to Council Members Mauti and Parris. Mayor Dodd said he was not going to argue the case and called for a recess at 6:23 p.m. All members returned at 6:27 p.m. and Mayor Dodd called for public input.

Council Member Hill called for a Point of Order – He said Council has given authority to run meetings, and said he would respect his call for public input. Council Member Gilliams agreed with Council Member Hill.

Public Discussion on the Scheduling of Executive Session

Christopher Nunn, Sebastian, said they should move forward with what they need to do.

Tim Cole, Sebastian, said he wanted the Graves Brothers in Sebastian noting the problems will be resolved shortly.

Michelle Morris, Sebastian, said she was unclear why it was one council member's job to educate two others who should have done their homework and if they had done their homework, they should set that council member straight that they can read.

Council Member Parris said she believed Council Member Gilliams' intent was to inform the public. She apologized for not remembering that she received the agreement last November.

Vice Mayor Mauti reminded everyone that he sat on P & Z Commission where he has followed the annexation from the beginning; they do not need Council Member Gilliams to educate them.

Council Member Gilliams asked the City Attorney to explain the section for the public. The City Attorney said his role was to advise Council at this point not the citizens; he wanted to discuss a specific issue with them not the section he read into the record.

Council Member Gilliams asked if there was any liability to the City if they don't pursue the annexation.

Council Member Hill called the previous question.

Roll call to call the question:

Council Member Hill	- aye
Parris	- aye
Dodd	- aye
Mauti	- nay
Gilliams	- nay

Motion failed. 3-2.

Council Member Gilliams continued that the agreement states the City will defend the Graves Brothers and he will require additional security money in escrow. Mayor Dodd cautioned him not to discuss what they should say in the executive session.

Roll call to hold the Executive Session July 22, 2020 at 5:00 p.m.:

Council Member Parris	-aye
Mayor Dodd	- aye
Vice Mayor Mauti	- nay
Council Member Gilliams	- nay
Council Member Hill	- aye

Motion carried. 3-2

Mayor Dodd announced there would be an Executive Session on July 22, 2020 at 5:00 p.m. to discuss the City Attorney's annexation matter.

5. Being no further business, Mayor Dodd adjourned the Special Council Meeting at 6:38 p.m.

Approved at the September 9, 2020 Regular City Council Meeting.

Mayor Ed Dodd

ATTEST:

Jeanette Williams, MMC – City Clerk



CITY COUNCIL AGENDA TRANSMITTAL FORM

COUNCIL MEETING DATE: September 9, 2020

AGENDA ITEM TITLE: Consider Approval of a Revised Spending Plan for the Initial \$924,322 Allocation from the Coronavirus Relief Fund.

RECOMMENDATION: Move to Approve the Revised Spending Plan.

BACKGROUND: Based on our experience with the Initial Spending Plan for the Coronavirus Relief funds, it is recommended that it be revised. We had proposed \$35,000 for supplies and equipment; \$75,000 for reimbursement for required sick leave payments and payroll expense; \$75,000 for a testing program; and the balance for Small Business Grants. We recommend the following as a Revised Spending Plan:

- \$ 40,000 for supplies and equipment.
- 80,000 for sick leave payments and payroll expenses.
- 280,000 for 1500 virus self-testing kits.
- 330,000 for Small Business Grants
- 194,322 for Rent and Mortgage Relief
- \$924,322** Total of Initial 25% Allocation

Additionally, we would add that savings in any category may be applied to the others.

IF AGENDA ITEM REQUIRES EXPENDITURE OF FUNDS:

Total Cost: As per Exhibit "A" of Resolution

Fund to Be Utilized for Appropriation: N/A

Administrative Services Department Review: _____

City Attorney Review: _____

Procurement Division Review, if required: N/A _____

ATTACHMENTS:

None

City Manager Authorization: _____

Date: _____