



# Fellsmere

**CITY COUNCIL MEETING**  
**22 S. Orange St., Fellsmere FL**  
February 16, 2023– 7:00 P.M.

**AGENDA**

1. CALL TO ORDER:
2. ROLL CALL:
3. PLEDGE OF ALLEGIANCE
4. INVOCATION:
5. APPROVAL OF MINUTES:
  - (a) City Council Meeting of February 2, 2023
  - (b) Public Works Department Workshop of February 2, 2023
6. PUBLIC HEARINGS:
  - (a) **ORDINANCE NO. 2023-06/ AN ORDINANCE OF THE CITY OF FELLSMERE, INDIAN RIVER COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF FELLSMERE, FLORIDA BY AMENDING CHAPTER 78 UTILITIES, SECTION 78-94 UTILITY BILL PAYMENT SCHEDULE; AND PROVIDING FOR RATIFICATION; AMENDMENT; CONFLICTS; SEVERABILITY; CODIFICATION AND AN EFFECTIVE DATE. / 2<sup>nd</sup> Reading and Public Hearing for February 16, 2023 at 7:00 P.M.**
7. PUBLIC COMMENTS:
8. MANAGER'S MATTERS:
9. MAYOR'S MATTERS:
  - a. Finance Reports – January 2023
  - b. Police Report – January 2023
  - c. Public Works Report- January 2023
  - d. Business Tax Receipt (BTR) List
  - e. Development Report
10. COUNCIL MEMBER'S MATTERS:
11. CITY ATTORNEY'S MATTERS:
12. NEW BUSINESS:
  - (a) Abatement Request for Code Enforcement Fines for 175 S. Hickory St.
  - (b) Declare 2021 as Nissan Sentra as surplus and Approve purchase of 2023 Chevrolet Malibu.

**(c) RESOLUTION NO. 2023-09/** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FELLSMERE, INDIAN RIVER COUNTY, FLORIDA AUTHORIZING THE MAYOR AND/OR CITY MANAGER TO ENTER INTO AND EXECUTE A LOCAL AGENCY PROGRAM SUPPLEMENTAL AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) CONCERNING THE CONSTRUCTION OF SIDEWALK IMPROVEMENTS WITHIN AND ALONG NEW YORK AVENUE FROM BROADWAY TO WILLOW STREET.

**(d) Approval** of CEI AE Engineering Work Authorization #1 Amendment #1 for the construction engineering inspection services for the New York Avenue sidewalk.

**(e) Approval** of Magellan Advisors Work Authorization #3 to prepare and manage an RFP for Broadband Deployment.

**(f) Approval** of Magellan Advisors Work Authorization #4 to revise design for Broadband Deployment.

### 13. ADJOURNMENT:

#### **Courtesy Access to Meeting**

As a courtesy to the public, the city will attempt to provide coverage of the meeting by internet or telephonic means. Due to unforeseen technical or other difficulties access to the meeting may be interrupted or may not be possible at all via internet or by telephonic means, which will result in your inability to participate in the meeting. Should such technical difficulties occur, the meeting will continue without interruption and without your participation. To be assured of participation in the proceedings you must attend the meeting in person. For your information participation by internet or telephone does not constitute "presence" at the meeting under Florida law.

#### **To join meeting from your computer, tablet, or smartphone:**

<https://meet.goto.com/406250645>

#### **To join meeting using your phone call 1-408-650-3123 Access Code: 406-250-645**

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises the public that: If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she 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 based.

In accordance with the Americans with Disabilities Act and Section 286.26 Florida Statutes, any person who may need special accommodations or translators for this meeting must contact the City Clerk's Office at (772) 646-6301 or the TDD Line 772-783-6109 at least 48 hours in advance of the meeting.

Copies of the proposed Ordinance and Resolution are available for review in the Office of the City Clerk, 22 S. Orange Street, Fellsmere FL between the hours of 8:30 a.m. and 12 noon and 1:00 p.m. and 5:00 p.m., Monday through Friday. Interested parties may appear at the meeting and be heard with respect to the proposed Ordinance and Resolution. The City Clerk must receive written comments at least 3 days prior to the Council meetings.

De conformidad con la Sección 286.0105 de los Estatutos de la Florida, la Ciudad informa al público de que: Si una persona decide apelar una decisión tomada por la junta, agencia o comisión con respecto a cualquier asunto considerado en dicha reunión o audiencia, necesitará un registro de los procedimientos, y que, para tal fin, él o ella puede necesitar asegurarse de que se realice un registro literal de los procedimientos, registro que incluya el testimonio y la evidencia sobre la cual se basará la apelación.

De acuerdo con la Ley de Estadounidenses con Discapacidades y la Sección 286.26 de los Estatutos de la Florida, las personas con discapacidades que necesiten adaptaciones especiales para participar en esta reunión deben comunicarse con la secretaria municipal al (772) 646-6301 o comunicarse con la Línea TDD 772-783-6109, al menos 48 Horas antes de la reunión.

Copias de las propuestas Ordenanzas y / o Resoluciones están disponibles para su revisión en la Oficina de la secretaria municipal de la ciudad, 22 S. Orange Street, Fellsmere FL entre las 8:30 a.m. y 12 mediodía y 1:00 p.m. y 5:00 p.m. de lunes a viernes. Las personas interesadas pueden asistir a la reunión y ser escuchadas con respecto a las propuestas de las Ordenanzas y Resoluciones. La secretaria municipal debe recibir comentarios por escrito al menos tres (3) días antes de las reuniones del Consejo.

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