

Town of Melbourne Beach

REGULAR TOWN COMMISSION MEETING April 17, 2024 at 6:00 p.m. COMMUNITY CENTER - 509 OCEAN AVENUE

ACTION MINUTES

Commission Members:

Mayor Alison Dennington
Vice Mayor Sherri Quarrie
Commissioner Corey Runte
Commissioner Marivi Walker
Commissioner Adam Meyer

Staff Members:

Town Manager Elizabeth Mascaro
Town Attorney Ryan Knight
Town Clerk Amber Brown

1. Call to Order

Mayor Alison Dennington called the meeting to order at 6:01 p.m.

2. Roll Call

Town Clerk Amber Brown conducted a roll call

Commission Members Present

Mayor Alison Dennington
Vice Mayor Sherri Quarrie
Commissioner Corey Runte
Commissioner Adam Meyer

Commission Members Absent

Commissioner Marivi Walker

Staff Members Present

Town Manager Elizabeth Mascaro
Town Attorney Ryan Knight
Finance Manager Jennifer Kerr
Building Official Robert Bitgood
Fire Chief Gavin Brown
Town Clerk Amber Brown

3. Pledge of Allegiance and Moment of Silence

Mayor Alison Dennington led the Pledge of Allegiance.

4. Meeting Agenda – Additions/Deletions/Changes – 1:46

Finance Manager Jennifer Kerr spoke about page 21 – Parking Revenue Fiscal Year Comparison had a typo. She provided the amended page with the corrected total for fiscal year 2023.

Commissioner Corey Runte made a motion to move items under New Business Items C and D up to Proclamations/Presentations/Awards as Items B and C; Vice Mayor Sherri Quarrie seconded; Motion carried 4-0.

5. Consent Agenda – 5:43

A. Approval of the Regular Town Commission Meeting action minutes March 20, 2024

Commissioner Adam Meyer made a motion to approve the Consent Agenda; Vice Mayor Sherri Quarrie seconded; Motion carried 4-0.

6. Proclamations/Presentations/Awards – 7:35

A. Presentation by Town Attorney Ryan Knight – 7:41

B. Consideration of a Bicentennial Park water feature – Vice Mayor Sherri Quarrie – 18:58

Joyce Barton on behalf of the Beach Gardeners Club spoke about the club donated \$1,500 last year to the Town with the request of it going towards a water feature in Bicentennial Park. She presented ideas and options for a water feature in Bicentennial Park.

Frank Thomas – 606 Atlantic St – Spoke about Florida native plants.

C. Consideration to prepare an ordinance for tobacco free Brevard – Mayor Alison Dennington – 46:41

Elizabeth Bublitz on behalf of CiviCom spoke about their tobacco free parks and beaches initiative.

7. Finance/Budget Report – 55:58

Commissioner Corey Runte made a motion to approve the finance report as presented; Vice Mayor Sherri Quarrie seconded; Motion carried 4-0.

8. Department and Board/Committee Reports – 56:51

- A. Public Works Department
- B. Building Department
- C. Code Enforcement
- D. Fire Department
- E. Police Department
- F. Town Clerk

9. Public Comment (Non-Agenda Items) – 1:32:08

After being acknowledged by the Mayor, members of the public should state their name and address for the record. The Commission encourages citizens to prepare their comments in

advance. Each individual will have three (3) minutes to address the Commission on any topic(s) related to Town business, not on the Agenda.

Steve Walters – 416 Sixth Ave – Spoke about solid waste should have gone out for bid.

Mark McBride – 310 Second Ave – Spoke about issues with Airbnbs.

Frank Lagrassa – 412 First Ave – Spoke about solid waste should have gone out for bid.

10. Public Hearings/Special Orders

11. Unfinished Business

- A. Consideration on ordinance language changes related to sheds – Building Official Robert Bitgood – 2:00:05

Dan Harper on behalf of the Planning and Zoning Board spoke about the pictures provided in the agenda packet and the Planning and Zoning Board's stance.

The Commission discussed approving the Planning and Zoning recommendations with some modifications. Change the size from 140 to 160 square feet. Change the language about the height from foundations should be no higher than 8 inches above ground level to 11.6 feet total above grade inclusive of the base. Where it says front line change to front building line.

Commissioner Adam Meyer made a motion to approve the Planning and Zoning recommendations for sheds as modified; Commissioner Corey Runte seconded;

Tim Reed – 302 Fourth Ave – Spoke about supporting what the Planning and Zoning Board recommended.

Annemarie McBride - 310 Second Ave – Asked if golf carts would be allowed in a shed.

Motion carried 3-0 with Mayor Alison Dennington abstaining.

Mayor Alison Dennington was advised to submit a Form 8B.

- B. Discussion on installing a children's gaga ball pit – Commissioner Corey Runte – 2:27:35

Commissioner Corey Runte made a motion to approve the gaga ball pit as presented subject to the following conditions: one we will try at least 2 locations with the first being at the previous bocce ball court location general area for a reasonable period of time, allow for public input, finalize the decision based on the majority of public input, and the third condition is it can be removed or moved for special events; Vice Mayor Sherri Quarrie seconded;

Bryan Cassaza – 2009 Oak – Spoke about safety concerns and injuries and education.

Sue Martin – 2002 Rosewood – Spoke against the gaga ball pit due to liability.

Frank Lagrassa – 412 First Ave – Spoke against the gaga ball pit.

Tim Reed – 302 Fourth – Spoke about the Commission not listening to the Parks Board.

Ken Lebrato – 213 Cherry Dr – Spoke against the gaga ball pit due to liability.

Commissioner Corey Runte withdrew his motion.

Commissioner Corey Runte made a motion to approve the gaga ball pit per estimate number 26885 with model number 00830-GRN with a diameter of 20 feet as specified on the website without mulch plus the conditions of trying 2 different locations starting with the general area green space of the previous bocce ball courts with a second location coming back with public input to select the final location, and the third condition is that it can be moved around or removed for special events; Vice Mayor Sherri Quarrie seconded; Motion carried 3-1 with Commissioner Adam Meyer dissenting.

Recess at 9:09-9:19

Town Clerk Amber Brown conducted a roll call

Commission Members Present

Mayor Alison Dennington
Vice Mayor Sherri Quarrie
Commissioner Corey Runte
Commissioner Adam Meyer

Staff Members Present

Town Manager Elizabeth Mascaro
Town Attorney Ryan Knight
Building Official Robert Bitgood
Town Clerk Amber Brown

Commission Members Absent

Commissioner Marivi Walker

- C. Discussion on prohibiting sleeping/camping in all zoned public places, vehicles, or any properties within Town limits – Vice Mayor Sherri Quarrie – 3:08:23

The Commission requested the Town Attorney prepare an ordinance prohibiting camping everywhere in the Town.

12. New Business

- A. Ordinance 2024-02 Repealing Ordinance 2023-02 Second Kitchens – First reading – 3:21:56
**AN ORDINANCE OF THE TOWN OF MELBOURNE BEACH,
BREVARD COUNTY, FLORIDA, REPEALING ORDINANCE
2023-02 IN ITS ENTIRETY; PROVIDING FOR SEVERABILITY;
AND PROVIDING FOR AN EFFECTIVE DATE.**

Commissioner Adam Meyer made a motion to approve the straight repeal of the Second Kitchen Ordinance; Vice Mayor Sherri Quarrie seconded;

Gabor Kishegyi – 202 Surf Rd – Asked if this would remove the definition.

Motion carried 4-0.

- B. Consideration of a request from Planning and Zoning to review the maximum allowable size of accessory structures – Building Official Robert Bitgood – 3:26:39

Tim Reed - 302 Fourth – This should go to a joint workshop with Planning and Zoning.

C. Consideration of a Bicentennial Park water feature – Vice Mayor Sherri Quarrie – 3:39:33

Commissioner Corey Runte made a motion to approve the use of the \$1,500.00 donation from the Garden Club for the use of a landscape water feature at Bicentennial Park as presented subject to further due diligence; Vice Mayor Sherri Quarrie seconded; Motion carried 4-0.

D. Consideration to prepare an ordinance for tobacco free Brevard – Mayor Allison Dennington – 3:42:57

The Town Commission directed the Town Attorney to prepare an ordinance to ban all smoking in all public places in the Town.

13. Administrative Reports – 3:48:10

- A. Town Attorney
- B. Town Manager

14. Commission Reports

15. Task List – 3:48:39

Updated:

Lifeguard Coverage: Will come back next month as an agenda item.

16. Public Comment – 4:02:10

Frank Lagrassa – 412 First Ave – Spoke about people need to be more self-reliant.

Tim Reed – 302 Fourth Ave – Spoke about sticking to not paying for anything even if we no longer have a lifeguard.

17. Adjournment

Commissioner Corey Runte moved to adjourn; Vice Mayor Sherri Quarrie seconded, Motion carried 4-0.

Meeting adjourned at 10:14 p.m.