

**CITY COUNCIL MEETING**  
**January 14, 2021 – 7:00 P.M.**  
<https://global.gotomeeting.com/join/173548269>  
**MINUTES**

1. **CALL TO ORDER:** Mayor Tyson called the meeting to order at 7:00 p.m.

Mayor Tyson announced the procedures of the virtual meeting for the public connecting via GotoMeeting.

2. **ROLL CALL: PRESENT:** Council Member Herrera, Council Member Salgado, Council Member Hernandez, Council Member Renick, City Manager Mathes, Attorney Dill, and Mayor Tyson. **ABSENT:** None. **ALSO, PRESENT:** Attorney Johnathan Rhodeback, Police Chief Keith Touchberry, Lt. Newsom, Detective Kenton Taylor, Lawrence Lawson, Larry Clay, Joyce Clay

3. **PLEDGE OF ALLEGIANCE:** The Pledge was recited.

4. **INVOCATION:** Mayor Tyson gave the Invocation.

5. **APPROVAL OF MINUTES:**

**(a) City Council Meeting of December 14<sup>th</sup>, 2020**

Mayor Tyson introduced the minutes and asked if there are no changes, he recommended a motion to approve.

**MOTION** by Council Member Renick **SECONDED** by Council Member Hernandez, to approve the minutes of December 14<sup>th</sup>, 2020 City Council Meeting.

**ALL AYES:**

**MOTION CARRIED 5-0**

6. **PROCLAMATIONS:**

**(a) Proclaiming Larry and Joyce Clay as Good Samaritans**

Mayor Tyson introduced the proclamation and Attorney Warren Dill read the Proclamation in its entirety. Mr. and Mrs. Larry and Joyce Clay were present and received the proclamation. Mayor Tyson presented them with a certificate and awarded them with a key to the City. Police Chief Touchberry presented them with a check from the Fellsmere Action Community Team. Both Larry and Joyce Clay thanked all City Council and staff.

**(b) Proclaiming Detective Lawrence F. Lawson's retirement**

Mayor Tyson introduced the proclamation and Attorney Warren Dill read the Proclamation in its entirety. Mayor Tyson presented Detective Lawrence F. Lawson with a certificate and thanked him for his service. Police Chief Touchberry gifted Mr. Lawson a retirement Fellsmere Police Badge. Mr. Lawson thanked all City Council and staff.

**(c) Proclaiming Arbor Day**

Mayor Tyson introduced the proclamation and Attorney Warren Dill read the Proclamation in its entirety. Manager Mathes stated the City of Fellsmere is now officially a Tree City USA. Council Member Renick asked if there was an event scheduled for Arbor Day. Manager Mathes stated there is not but can start planning for one in the future.

Manager Mathes asked Council if he could move 13(l) after 13(b) because both are on the same subject. Council Agreed.

7. **PUBLIC HEARING:**

**(a) ORDINANCE NO. 2020-13/ AN ORDINANCE OF THE CITY OF FELLSMERE, INDIAN RIVER COUNTY, FLORIDA, AUTHORIZING AN EXTENSION OF THE TEMPORARY MORATORIUM INITIALLY IMPOSED BY ORDINANCE NO. 2018-06, AND SUBSEQUENTLY EXTENDED BY ORDINANCES NOS. 2019-01, 2019-07, 2020-**

01, AND 2020-04, FOR AN ADDITIONAL 12 MONTHS OR UNTIL A COMPREHENSIVE REVIEW OF THE IMPACT OF THE CITY'S ECOSYSTEM IS COMPLETED, PROHIBITING LAND APPLICATION ACTIVITIES OF CLASS B BIOSOLIDS; PROVIDING FOR STUDY AND POSSIBLE REGULATION OF CLASS B BIOSOLIDS APPLICATION ACTIVITIES; PROVIDING FOR RATIFICATION, EXTENSION OF TEMPORARY MORATORIUM, EXPIRATION OF TEMPORARY MORATORIUM, STUDY OF CLASS B BIOSOLIDS, AND EXHAUSTION OF ADMINISTRATIVE REMEDIES; AND PROVIDING FOR CONFLICT, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE. /

**2<sup>nd</sup> Reading and 1<sup>st</sup> and Final Public Hearing**

Mayor Tyson introduced the Ordinance and Attorney Dill read Ordinance No 2020-13, by title only.

Manager Mathes stated the only difference from the last would be that this is for a one year extension.

Mayor opened the Public Hearing and asked if anyone in the audience online wished to speak on Emergency Ordinance No 2020-13.

Tim Glover, president of Friends of the St. Sebastian River and advisor of the Indian River Neighborhood Association, asked to speak, He encouraged Council to extend the Moratorium to help protect the waterways.

Mayor Tyson asked again if there was anyone else that would like to speak on this matter, hearing no more comments he closed the public hearing and he entertained a motion to adopt the Ordinance.

**MOTION** by Council Member Hernandez **SECONDED** by Council Member Renick to adopt Ordinance No. 2020-13.

**ROLL CALL:** AYES: Council Member Herrera, Council Member Hernandez, Council Member Salgado, Council Member Renick and Mayor Tyson NAYS: None

**MOTION CARRIED. 5-0**

**(b) Declare** 1005 Vernon as surplus property.

Mayor Tyson introduced the Public Hearing. Manager Mathes stated this is mandated by the City of Fellsmere's code of ordinances related to disposition of real property. He stated he spoke to them in the last couple meetings about properties that have been owned by ancestors and current residents have asked if they can get the properties back. And this is the first step to have a public hearing to declare the property surplus.

Mayor opened the Public Hearing and asked if anyone in the audience online wished to speak on declaring 1005 Vernon St. as surplus property, hearing no comments he closed the public hearing and he entertained a motion to adopt the Ordinance.

Council Member Salgado asked if the new owner decides to go with a payment plan will the effective date to apply for a permit be the same as the payment plan date. Manager Mathes stated it would start after the payment is paid in full. Manager Mathes stated he would have a year to submit a building permit and 2 years to construct a house. And as for the payment plan it would only be \$8000 so he is estimating no more than five years to pay off.

**MOTION** by Council Member Salgado **SECONDED** by Council Member Hernandez to declare 1005 Vernon as surplus property and negotiate the sale with an heir prior owner. **MOTION CARRIED. 5-0**

**8. PUBLIC COMMENTS:**

Mayor Tyson asked if anyone from the public had a comment to send a chat or call and to state their name and address for the record. Hearing none, Mayor Tyson closed the Public Comments.

**9. MANAGER'S MATTERS:** Manager Mark Mathes continued with his matters:

- **COVID Update** – He stated the original CARES Act has expired and now are under CARES Act 2. The CARES Act 2 did not extend the COVID mandate sick leave from CARES Act 1. He stated Council will have to decide to continue to allow to use the balance of the hours, continue to create additional hours or simply let the whole thing expire and what ever hours that were not used would be lost. Council Agreed to let it expire.

He stated that there has been heavy construction due to the COVID renovations in City Hall, and because of the noise Kindergarten Readiness and Literacy Services have not been able to continue business with that noise and asked Council to authorize him to waive the \$100 month rent for both December and January. Council Agreed.

He stated he did not get approval for the \$200,000 he asked from CARES Act funds for the first three months of the police salaries. He stated it must go toward something that hits the streets and suggested broadband enhancement.

- **Frogleg Festival** – He asked Council to come back to this when Susan became present to update on the Frogleg Festival.
- **Septic Inspection Program (Vero Beach as model)** – He asked Council for permission to move forward with a Septic Inspection Ordinance similar to Vero Beach, septic system inspections would be mandatory once every five years. Mayor Tyson asked if there will be a fee, Manager Mathes stated not on behalf of the City, but they would need to hire and pay the septic Inspection provider. Council agreed to proceed.
- **Head Start – need for temporary space** – Daycare facility on North Willow St. is looking for a place to rent, it was suggested to contact Our Lady of Guadalupe Church and Whispering Pines. He asked if they could use the Fellsmere Community Center for a short period of time. Mayor Tyson stated this would be a good time since its not rented for social gatherings. Council Agreed.
- **Commercial Kitchen Tour (St. Lucie County) 1/21/21 at 9am** – Pastor Brown and himself and the Utility Director will be attending.
- **Army Corps of Engineers- study of regional drainage issues** – he has reached out to them because they have great programs, and they will do the study at no cost for the city.
- **Indian River county Legislative Delegation will take place on January 21<sup>st</sup>, 2021 at 11AM – Virtually.**
- **License Plate Reader Test** – He stated he had talked to Council in past about tests and now have an opportunity to run a test in Fellsmere.

Police Chief Touchberry stated it can be used for multiple cases, if a person is wanted, if they have a suspended driver's license, if they are a person of interest in a major crime, if they were a sex offender, they will get an alert. He stated that when the Town of Indian River Shores implemented their license plate readers, they were able to determine very quickly that on any given day 80 sex offenders drove through their jurisdiction. The biggest thing is that the tool is used for its intended purpose and it is not used to make stops, it is used for the intent that it is designed for. And what is interesting, too, is systems are integrated throughout the state so that if there is an offender who is in our area, he is a subject of a regional type of investigation, tracking their movement from one jurisdiction to the next, through these camera systems is something that is happening now.

Mayor Tyson asked where they would be located. Police Chief Touchberry stated they would be in the three ins and outs of the city. He stated as soon as the contract for the test run is approved it could be a matter of days before they are in the city.

Council Member Renick asked if he is aware of any lawsuits. Police Chief Touchberry stated he is not aware of any lawsuits, but he does know that license plate readers are active all over the United States.

Manager Mathes asked Council if they were still okay with doing a test run without no obligations. Council Agreed.

- **Courthouse Rotunda Dedication in Honor of Bruce Colton will take place on Saturday, January 15<sup>th</sup> at 4pm at Courthouse steps.**
- **Food Trucks** – He currently has a Taco Truck that is a few steps away from final approval, has a request from Yolanda on North Broadway to convert temporary approval to permanent approval and a request from Tractor Supply to allow a Food Truck to set up in their parking lot.
- **Executive Roundtable Rail Trial 5K will take place Saturday, January 16<sup>th</sup>**
- **City of Fellsmere is now a Tree City USA!**
- **Emergency Mask Ordinance** – Wanted to make Council aware the current ordinance expires on the 3<sup>rd</sup> of February and if there was any desire for an extension so that it can be prepared. Council agreed to continue.

#### 10. MAYOR'S MATTERS:

- (a) **Community Development Report** - Status of Grants - December 2020
- (b) **Finance Department** – November and December 2020
- (c) **Police Department** – December 2020
- (d) **Public Works Department** – December 2020

Mayor Tyson asked Council if they had any questions on any of the department reports. Being none, he continued to ask Police Chief Touchberry he now has full staff. Police Chief Touchberry stated he has one vacancy but have scheduled three applicant interviews for the 19<sup>th</sup> and expect to make a job offer to one of those applicants and then will be fully staffed. He also stated that he always sees the Public Works crew out working doing a great job and asked Mark to pass it on to Andy the Public Works Director.

Mayor Tyson stated Manager Mathes and he attended the installation luncheon for the Treasure Coast Council of Local Government in Port Saint Lucie and he also attended the Taxpayers Association Luncheon and had a phone meeting with the Treasure Coast Regional League of Cities.

#### 11. COUNCIL MEMBER'S MATTERS:

**Council Member Herrera** asked Police Chief Touchberry if the State Troopers come into town often. Police Chief Touchberry stated sometimes often it really depends on the trooper in the area, but the state does do a lot of statewide traffic initiatives and that includes all parts of their jurisdiction to include the cities. He stated he had an encounter with a State trooper that stopped one of his employees, he stated the State Trooper was not wearing a mask and had a very poor attitude and he also took his registration but did get it in the mail already. Police Chief Touchberry stated he can connect him with someone in his agency to share his concerns.

**Council Member Hernandez** had no matters.

**Council Member Salgado** asked Manager Mathes regarding the signs going up near RaceTrac. He stated those are Welcome to Indian River signs. She also asked if Willow is a city road. Manager Mathes stated North and South Willow are county roads. She stated there is a dent on corner of the road turning from New York to S. Willow St.

**Council Member Renick** stated if there is any way he can help with Arbor Day; he has some ideas and he shared some with Council and would like to also share with the Fellsmere Beautification Committee. Manager Mathes stated the city also has a Master Tree Plan in place.

**12. CITY ATTORNEY'S MATTERS:** Attorney Warren Dill had no matters.

**13. NEW BUSINESS:**

- (a) **RESOLUTION NO. 2021-01/** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FELLSMERE, INDIAN RIVER COUNTY, FLORIDA AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE TRANSPORTATION ALTERNATIVES PROGRAM OF THE FLORIDA DEPARTMENT OF TRANSPORTATION REQUESTING \$450,000 FOR THE CONSTRUCTION OF A SIDEWALK ALONG NEW YORK AVENUE.

Mayor Tyson introduced the Resolution and Attorney Dill read Ordinance No 2021-01, by title only.

Manager Mathes stated he had an opportunity to apply for another FDOT grant and this is to authorize to apply for a grant from Broadway to Willow. He stated that in speaking with the FDOT representatives and the County they are recommending, and he is too to take a break from a sidewalk project and start trying to finish up the trail. This is the would be 100% construction funded minus the design and inspection and he thinks it is worth doing. He stated this is an authorization to apply for grant application program for rail trail from Broadway to Willow.

Being no further discussion Mayor Tyson entertained a motion.

**MOTION** by Council Member Hernandez **SECONDED** by Council Member Renick to accept **Resolution No. 2021-01**

- (b) **Discuss** the next stormwater needs and provide direction to staff for next stormwater project for SJRWMD cost share funding.
- (l) **Approval** of Work Authorization #4 to Infrastructure Solutions Services for design and permitting of the next Stormwater Cost Share project.

Manager Mathes stated the first item is to authorize the grant application and the second is to authorize the design contract. The deadline is mid-February, and the city would have 30 days to submit. He continued to discuss the status of various projects in the city. North Regional lake is done, South Regional lake phase 1 is done with phase 2 to begin construction probably in March/April 2021. The city does not have land for the third Regional The other is Stormwater Greenway and that is ready to go, the City does own Kentucky Avenue, it is a less used road that has not been improved and which over time people have driven through the brush creating a dirt trail. Stormwater master plan visioned that right a way turned into a stormwater greenway. The ditch along that greenway would then be expanded. It would be Kentucky Avenue from Willow to Broadway. Another option is alleyway grading, since project is not a water quality project it may be unsuitable for this grant program. Also has the New York Culvert replacement to be under construction and the NY ditch diversion is done. He has had conversation with FEMA and USDA regarding the Road Paving and Drainage. And there is site specific projects that have already been identified for funding or do not have the lots to move forward, those are all in the stormwater Master plan. His recommendation would be to do a stormwater greenway and alleyway grading as a combined project for Kentucky Avenue starting at Willow and going to Broadway.

Council Member Salgado asked if it would be closed. Manager Mathes stated that technically it is not officially open and yes it would officially be closed unable to drive. Council Member Salgado stated she would like to look at Kentucky Avenue. Manager Mathes stated if there will be no action today, he will have to wait until the next cycle which is next year. Council Member Renick stated he liked the idea. He stated only one house has an approved driveway but with the condition that it goes away when the City improves with a Stormwater greenway. After further discussion it what decided to not move forward and postpone the grant application until next year but to move forward and bring back the design at the next Council meeting on February 4<sup>th</sup>.

Being no further discussion Mayor Tyson entertained a motion.

**MOTION** by Council Member Hernandez **SECONDED** by Council Member Salgado to not move forward with the grant application.

**ALL AYES**

**MOTION CARRIED. 5-0**

**MOTION** by Council Member Renick **SECONDED** by Council Member Salgado to move item 13(l) to February 4<sup>th</sup>, 2021.

**ALL AYES**

**MOTION CARRIED. 5-0**

**(c) Approval** to pay Communications International \$9,005.40 for handheld radios.

Manager Mathes stated 3 police radios were ordered and he needs approval from Council because the total went over his \$7500 threshold. These radios were ordered based on an approved grant.

Being no further discussion Mayor Tyson entertained a motion.

**MOTION** by Council Member Salgado **SECONDED** by Council Member Hernandez to approve the purchase of handheld radio from Communications International.

**ALL AYES**

**MOTION CARRIED. 5-0**

**(d) Authorize** the Chief of Police to sign the Multi-agency Agreement on behalf of the Fellsmere Police Department and the City of Fellsmere.

Police Chief Touchberry stated the reason why this must be signed again is because there is a new sheriff. It is a standard agreement between law enforcement agency heads to render mutual aid to one another, and under circumstances that would require such aid. It also deals with some other items, particular forfeitures, and how operations will be conducted, policy and procedure conflicts with operational directives, things like that.

Manager Mathes stated he would like Council to allow Chief to sign future agreements if they do not involve increases in costs or obligations to City.

Being no further discussion Mayor Tyson entertained a motion.

**MOTION** by Council Member Herrera **SECONDED** by Council Member Renick to authorize the Chief of Police to sign the Multi-agency Agreement on behalf of the Fellsmere Police Department and the City of Fellsmere.

**ALL AYES**

**MOTION CARRIED. 5-0**

**(e) Approval** of appointment of Chief Touchberry as Interim City Manager.

Manager Mathes stated that the City's Code of Ordinances requires the City Manager designate a qualified city employee to exercise the powers and perform the duties of the city manager during any absence or disability of the city manager. Chief Touchberry would be a great choice because it separates the financial cost control as he is not in the signature loop and Chief Touchberry is also willing to step in.

Being no further discussion Mayor Tyson entertained a motion.

**MOTION** by Council Member Hernandez **SECONDED** by Council Member Herrera to appoint Chief Touchberry as Interim City Manager.

**ALL AYES**

**MOTION CARRIED. 5-0**

Manager Mathes asked for short recess starting at 8:38pm and reconvened at 8:40pm

**(f) Approval of Exempt Employee policy changes.**

Manager Mathes stated this is an update to the SOP and stated he has brought many policies to Council over the last couple of years, clarifying and enhancing and modifying. And it was brought to his attention that there are special rules for exempt employees. These are employees that are paid on a salary basis instead of an hourly basis, usually those of your management positions or your professional positions, extended educational requirements and special expertise. And its federal law and therefore really do not have a choice. And it basically says that if you are a salaried employee, an exempt employee, there are certain things that must happen. And one of those is that if you work any part of the day, you get paid that day. You cannot require them to take vacation or sick. If they come in one hour and take the rest of the day off, you are only allowed to take vacation and sick and full day increments for a salaried employee. Now the downside of that is a salaried employee may have to work more than 40 hours because they get measured by getting the job done, not by just showing up and doing the work. They do not get to 37 Hour work week. What he asked for is a policy change to require that exempt employees be mandated to work 40 hours, not 37. And second, is to acknowledge federal rule that sick and vacation time is only taken in 8-hour increments. They will come back obviously in a packet with the rest of the SOP's for formal adoption as a complete packet. But by having Council hear this and bless it now staff can implement that and move that forward immediately.

Being no further discussion Mayor Tyson entertained a motion.

**MOTION** by Council Member Hernandez **SECONDED** by Council Member Salgado to approve the exempt Employee policy changes.

**ALL AYES**

**MOTION CARRIED. 5-0**

**(g) Authorize** Mayor to execute contract with Masteller & Moler for Construction Engineering inspection services for the 100<sup>th</sup> Lane/Place Paving and Drainage Project.

Manager Mathes stated this bid is opening the end of this month the same time as the Skate Park. There will be no need for inspection services on the Skate Park but do need inspection for the paving and drainage which is normal for CDBG projects. Both streets are dead end streets but will require turnarounds. This is to authorize Masteller & Moler to do the construction inspection.

Being no further discussion Mayor Tyson entertained a motion.

**MOTION** by Council Member Hernandez **SECONDED** by Council Member Herrera to authorize the Mayor to execute contract with Masteller & Moler for Construction Engineering inspection services for the 100<sup>th</sup> Lane/Place Paving and Drainage Project.

**ALL AYES**

**MOTION CARRIED. 5-0**

**(h) Approval** of Bank Agreement with Marine Bank for replacement of Fleet Vehicles.

Manager Mathes stated that after evaluating the prospect of leasing fleet vehicles from the Enterprise Rental Car program, he was not able to successfully negotiate certain important terms with Enterprise. Management then began discussions with the city's depository bank, Marine Bank & Trust, about establishing a series of yearly loan programs to replenish aging vehicle fleet. Each year will be a new loan, that will allow the city to buy between four to six new vehicles, to replace those that are closest to failure. The vehicles being replaced will be sold at auction with the proceeds used to reduce the cost of upfitting the new vehicles. The loan documents have been reviewed by the City Attorney and changes have been made by Marine Bank to be compliant with City standards. Going forward this will be part of the budget process. He stated the first six months only interest will be paid and after that payments will start; it was negotiated that way because cars must be upgraded and will be not used when they are being upgraded.

Mayor Tyson asked if when the lights go on the vehicle does that cause any damage. Police Chief

Touchberry responded it depends on the placement and the location of the equipment that is being installed, in most cases there is no permanent damage to the vehicle. The back seats are removed and replaced with hard plastic; they are easier to clean. The original seats are stored for resell.

Being no further discussion Mayor Tyson entertained a motion.

**MOTION** by Council Member Renick **SECONDED** by Council Member Hernandez to approve the Bank Agreement with Marine Bank for replacement of Fleet Vehicles subject to the City Attorney confirming corrections on a few typos.

**ALL AYES**

**MOTION CARRIED. 5-0**

**(i) Approval** of revised CARES Act funding agreement #2

Manager Mathes stated he did not get the 200,000 to basically subsidize the Fellsmere Police department for the first three months and the commission is encouraging to help expand broadband in the city and surrounding areas. Those funds can be used to study broadband. He stated costs are pretty much what was submitted but there might be one change order on a project. They are waiting for the windows to arrive in about a week and in another two to three weeks after that the new wall in the finance department will be going up. This is simply to authorize the change for the prior CARES Act agreement approved change to add the Emergency Protective Measures which is an amount that has been spent to date on a variety of COVID related items such as hand sanitizer, masks, the temporary division that were put in the offices. He was originally going to get reimbursed by FEMA, but this is an easier program to go through. \$25,000 will be used for Emergency Protective measures and \$175,000 will go towards Broadband Enhancement.

Being no further discussion Mayor Tyson entertained a motion.

**MOTION** by Council Member Hernandez **SECONDED** by Council Member Salgado to approve the revised CARES Act funding agreement #2

**ALL AYES**

**MOTION CARRIED. 5-0**

**(j) Approval** to award North Broadway Sidewalk repair to Pinson Contracting Services

Manager Mathes stated this is to raise the sidewalk in front of 104 N. Broadway Street and this will provide improvements to wheelchair access to the grocery store, the crosswalk, and the perpendicular sidewalk at New York Avenue.

Being no further discussion Mayor Tyson entertained a motion.

**MOTION** by Council Member Herrera **SECONDED** by Council Member Salgado to approve and award North Broadway Sidewalk repair to Pinson Contracting Services

**ALL AYES**

**MOTION CARRIED. 5-0**

**(k) RESOLUTION 2021-07/A RESOLUTION OF THE CITY OF FELLSMERE, INDIAN RIVER COUNTY, FLORIDA APPROVING THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION DISTRICT FOUR LANDSCAPE MAINTENANCE MEMORANDUM OF AGREEMENT AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT: PROVIDING FOR RATIFICATION, PROVIDING FOR AUTHORIZATION, PROVIDING FOR CONFLICT, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.**

Manager Mathes stated this is a grant the city had obtained to enhance landscaping at the I-95/CR512 interchange. The city returned this grant due to financial constraints, however, FDOT continued to fund the enhancements through other funding means. This is the maintenance agreement, there is no maintenance obligations for two years the contractor would be responsible for the first two years. For the City, maintenance would be for the trees, minimal ground covers and shrubs, no mowing. As funding allows staff will work with FDOT to identify the full landscape enhancement



program for the interchange and will see funds to implement over time. To date, three landowners in Fellsmere have contributed to the design of the current plan: Aldea, Ro-ED Ansin, and F392. Each will be responsible for some level of maintenance support as part of the development of their lands thus reducing the cost burden to the City over time. These commitments will be reflected in the development orders for each property as they seek approval.

Mayor Tyson introduced the Resolution and Attorney Dill read Resolution No 2021-07, by title only.

Being no further discussion Mayor Tyson entertained a motion.

**MOTION** by Council Member Hernandez **SECONDED** by Council Member Herrera to approve Resolution 2021-07 and the Interchange Landscape Enhancement Maintenance Agreement.

**ALL AYES**

**MOTION CARRIED. 5-0**

#### 14. ADJOURNMENT:

There being no further business Mayor Tyson adjourned the meeting at 9:07p.m.

These minutes were approved by the City Council of the City of Fellsmere this 4<sup>th</sup> day of February 2021.  
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