

**APPROVED**  
**PROPERTY AND RIGHT-OF-WAY COMMITTEE MEETING**  
**CITY HALL 8<sup>TH</sup> FLOOR**  
**COMMISSION CONFERENCE ROOM**  
**THURSDAY, APRIL 19, 2012 – 10:00 A.M.**

**Committee Members Present**

Mehrdad “Mike” Fayyaz, Chair Engineering  
Tony Irvine, Engineering  
Anthony Fajardo, Planning  
Scott Sundemeier, Parks & Recreation  
Mark Darmanin, Public Works  
Bob Dunckel, Assistant City Attorney  
Carrie Sarver, Assistant City Attorney

It was noted that a quorum was present at the meeting.

**Staff**

Victor Volpi, Liaison, Senior Real Estate Officer  
Silver Lee-Hodge, Real Estate

**~~Communications to City Commission~~**

~~None.~~

**Call to Order**

~~Chair Mehrdad called the meeting to order at 10:08 a.m. and stated this was a meeting of the City’s Property and Right-of-Way Committee, a City Staff committee with the responsibility of advising the City Manager and City Commission on matters relating to City property and public right of way.~~

**ITEM ONE**

**APPROVAL OF MARCH 15, 2012 MINUTES**

~~**Motion** made by Mr. Darmanin, seconded by Mr. Irvine, to approve the minutes of the March 15, 2012 with the corrections as, “City Staff committee with the responsibility of advising the City Manager and City Commission on matters relating to City property and public right of way”. **Motion** made by Mr. Sundemeier, to approve minutes with corrections as, pg. 5 voice vote, 3 2 “Chair Irvine and Mr. Darmanin”, not Mr. Sundemeier.~~

~~**Motion** made by Mr. Darmanin to approve **amended** minutes and seconded by Mr. Irvine. In a voice vote, the motion passed unanimously.~~

~~Mr. Volpi asked the Mr. Barboza whether the inside of the 8'ft concrete overhang was wood or steel? Mr. Barboza believed it was steel. Mr. Irvine confirmed that Mr. Barboza realized that he would have to provide an exhibit describing the area and vertical & horizontal perimeters from the bottom to the top of the canopy or a survey.~~

~~**Motion** made by Attorney Dunckel recommending approval of revocable license for the canopy on the roof and all pertinent structures relative to the railing and concrete deck, seconded by Mr. Irvine. In a voice vote the motion passed unanimously.~~

**ITEM SEVEN**

**B CYCLE**

Address: Wellingham and Sebastian

Mr. Volpi advised that the request is B Cycle would like to amend their contract with the City to add 11 additional bike docks to Wellingham Park & 2 additional docks to the Sebastian lot.

Mr. Rob Finer and Claudia Gill, presenting B Cycle. Mr. Finer stated there aren't enough bikes at Wellingham Park and the Sebastian lot and they would like to amend the contract. Attorney Dunckel inquired whether the additional bikes and stations would fit within the existing concrete pad? Mr. Finer advised that it does not and that is the reason for requesting to amend the revocable license. Mr. Finer stated that there would be 11 additional docks and bicycles added at the Wellingham Park location which is a 17'ft expansion of the concrete pad and they will be adding the same pad to the west closer to the path, taking the existing square and adding another square next to it. Mr. Finer also stated that it does not interfere with any utilities. Mr. Finer stated that it has been worked out in the past with engineering by having the contractor go out and mark all the areas than conduct a pre-dig inspection with engineering therefore everything is confirmed prior to moving forward. Mr. Irvine suggests that the Civic Association be contacted to get their input. Attorney Sarver suggested that the Civic Association contact request be included in the CAR as well. Mr. Darmanin confirmed that B Cycle would maintain all of the existing perimeters and recommendations. Attorney Dunckel stated the existing corresponding exhibits that were in the revocable license would be amended to include the 11 additional bikes, docks and all the conditions.

**Motion** made by Attorney Dunckel to recommend approval of request of amendment to existing revocable license to Wellingham Park, seconded by Mr. Irvine. In a voice vote the motion passed unanimously.

Mr. Finer stated that at Sebastian they would like to add 2 additional docks that will be eastward and closer to the existing dock station; before it was 9'ft away and now it will be 4'ft away from sparer, and will be adding 5'ft to the dock station. Chair Mehrdad inquired if it would affect any of the parking spaces or obtaining access to the parking. Mr. Finer assured that it would not affect parking. Mr. Irvine stated there was concern with the issue of the placement. Chair Mehrdad stated there is a plan to the area and it may be needed to discuss with the Beach CRA. Attorney Dunckel stated there is language within the original revocable license that "if ever any revocable areas conflict with any development the City has the right to request removal of such items", and that B Cycle is assuming a certain risk by moving forward. Mr. Finer agreed and confirmed they will consult & coordinate with Beach CRA prior to continuing.

**Motion** made by Attorney Dunckel to recommend approval of amendment of existing revocable license to include number 4 Sebastian lot same terms and conditions, seconded by Mr. Irvine. In a voice vote the motion passed unanimously.

#### **ADDITIONAL BUSINESS**

~~Mr. Volpi stated that this is truly Mr. Irvine's last Committee meeting, and would like to thank him for his participation and he is greatly appreciated. Ditto all other Committee members.~~

~~There being no further business to come before the Committee at this time, the meeting was adjourned at 11:04 a.m.~~

[Minutes prepared by S. Lee, Real Estate Division]