



120 Malabar Road SE Palm Bay, FL 32907 (321) 952-3400 www.palmbayflorida.org Mayor ROB MEDINA Deputy Mayor KENNY JOHNSON Councilmembers RANDY FOSTER DONNY FELIX PETER FILIBERTO

AGENDA

Regular Council Meeting 2022-22 Thursday

August 18, 2022 - 6:00 PM Council Chambers, 120 Malabar Road SE, Palm Bay FL 32907

CALL TO ORDER:

INVOCATION:

1. Pastor Luis Lugo - Iglesia El Sinai, Palm Bay.

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

- 1. One (1) vacancy on the Youth Advisory Board (represents 'at-large student member' position).++
- 2. One (1) vacancy on the Community Development Advisory Board (represents one of the following positions: 'Banking Industry'; 'actively engaged in home building'; 'residential home building'; or 'not-for-profit provider').++
- 3. One (1) term expiring on the Melbourne-Tillman Water Control District Board.+

AGENDA REVISIONS:

PROCLAMATIONS AND RECOGNITIONS:

1. Proclamation: Recognizing Melbourne-Tillman Water Control District. (Deputy Mayor Johnson)

PRESENTATIONS:

1. Peter Napoli, Senior Consultant, Stantec - General Fund Sustainability Analysis.

PUBLIC COMMENTS/RESPONSES:

Public comments will be heard by the City Council on non-agenda issues. Speakers must complete 'Public Comment Cards' (orange) and are limited to three (3) minutes each.

PUBLIC HEARINGS:

- 1. Ordinance 2022-80, vacating a portion of the road right-of-way known as Kinney Avenue NE, lying between Orange Blossom Trail and the Florida East Coast Railway (0.50 acres) (Case VRW-2-2022, Palm Bay Marina, LLC), final reading.
- Ordinance 2022-82, rezoning property located north and south of Orange Blossom Trail, in the vicinity west of Dixie Highway, from BMUV (Bayfront Mixed Use Village District) to BMU (Bayfront Mixed Use District) (8.941 acres) (CPZ-27-2022, Adelon), final reading. (Quasi-Judicial Proceeding)
- 3. Ordinance 2022-83, amending the Code of Ordinances, Chapter 185, Zoning Code, Subchapter 'District Regulations', by removing the conditional use requirement for permitted uses on parcels of ten (10) or more acres within BMU (Bayfront Mixed Use District) zoning (T-29-2022, City of Palm Bay), final reading.
- 4. Ordinance 2022-84, amending the Code of Ordinances, Chapter 169, Land Development Code, by modifying the applicability provisions for citizen participation plans (T-30-2022, City of Palm Bay), final reading. (Deputy Mayor Johnson)
- 5. Ordinance 2022-85, amending the Code of Ordinances, Chapter 169, Land Development Code, Subchapter 'Green Development Incentive Program', by repealing the subchapter in its entirety (T-33-2022, City of Palm Bay), final reading. (Deputy Mayor Johnson)
- Ordinance 2022-86, amending the Code of Ordinances, Chapter 174, Floodplain and Stormwater Management, Subchapter 'Stormwater Management and Conservation – Part 2: Drainage Plan', by including provisions for voluntary low impact development design standards for new development or redevelopment (T-33-2022, City of Palm Bay), final reading. (Deputy Mayor Johnson)
- 7. Ordinance 2022-87, vacating a portion of the road right-of-way known as Maplewood Street, lying southeasterly of the southerly right-of-way of Pospisil Avenue and adjoining the easterly right-of-way of the Florida East Coast Railway, as recorded in Plat Book 2, Page 3, of the Public Records of Brevard County, Florida (0.30 acres, more or less) (Case VRW-3-2022, Space Coast Marinas LLC), first reading.
- 8. Resolution 2022-40, granting approval of a Preliminary Development Plan for a proposed Regional Activity Center to be known at '3 Forks Mixed Use' in AU (Agricultural Residential) (Brevard County) and SR (Suburban Residential) (Brevard County) zoning, with a tentative zoning of RAC (Regional Activity Center District), which property is located south of and adjacent to Malabar Road, in the vicinity east of St. Johns Heritage Parkway and west of Melbourne-Tillman Water Control District Canal 8 (124.33 acres) (Case PD-26-2022, Parkside Commons Center, LLC, and West 80 Acres, LLC). (Quasi-Judicial Proceeding) (CONTINUED FROM 07/07/22 RCM)

CONSENT AGENDA:

There will be no separate discussion on those items listed under Consent Agenda. They will be enacted by the City Council on one motion. If discussion is desired by the City Council, that item will be removed from the Consent Agenda by Council and will be considered in the order that it appears on the agenda.

- 1. Adoption of Minutes: Meeting 2022-20; July 21, 2022.
- 2. Adoption of Minutes: Meeting 2022-21; August 4, 2022.
- 3. Award of Bid: Lift Station 2 rehabilitation IFB 53-0-2022 Utilities Department (Hinterland

Group, Inc. - \$143,654); and approve appropriation of funds on the next scheduled Budget Amendment.

- 4. Contract: Reverse Osmosis Rehabilitation Engineering, North Regional Water Treatment Plant TO 01-2019-006 Utilities Department (Tetra Tech \$1,082,429); appropriation of funds (\$108,697).
- 5. Contract: Water meter boxes and covers (Carson and Brooks), purchasing authority Utilities Department (Ferguson Waterworks, \$160,000).
- 6. Contract: Brass fittings (Ford brand only), purchasing authority Utilities Department (Ferguson Enterprises, Inc. \$250,000).
- 7. Contract: Neptune water meters and parts, purchasing authority Utilities Department (Ferguson Waterworks \$700,000) (sole source)).
- Contract: Design services for City Hall Complex Building E Task Order 1, Amendment 2 (Parking); Task Order 1 Amendment 2 (Main Entry); Task Order 2 (Bidding, Award and Construction Administration; Task Order 3 (Furniture Fixtures and Equipment Design) – Facilities/Parks and Building Departments (Silling Architects - \$268,633)
- 9. Ordinance 2022-88, amending the Code of Ordinances, Chapter 52, Boards, Subchapter 'Utilities Advisory Board', by repealing the subchapter in its entirety, thereby dissolving the Palm Bay Utilities Advisory Board, first reading.
- 10. Consideration of reallocating American Rescue Plan Act (ARPA) funds for an emergency operations center (\$2,000,000) and appropriating funds towards replacement of the Citywide financial system utilizing Undesignated Fund Balance (\$2,000,000).
- 11. Consideration of a new full-time equivalent (FTE) Firefighter position within the Fire Department.
- 12. Consideration of a budget amendment to fund a change order to the Turkey Creek channel marker replacement project (\$409).
- 13. Acknowledgement of the August 2022 GO Road Bond Paving update.
- 14. Acknowledgement of the City's monthly financial report for June 2022 (Unaudited).
- 15. Acknowledgement of the City's quarterly Budget Monitoring Report for Fiscal Year 2022 Quarter Three (Unaudited).
- 16. Consideration of travel and training for specified City employees (Building Department).
- 17. Consideration of travel and training for specified City employees (Community and Economic Development).
- 18. Consideration of travel and training for specified City employees (Growth Management Department, Code Compliance Division).
- 19. Consideration of travel and training for specified City employees (Growth Management Department, Land Development Division).
- 20. Consideration of travel and training for specified City employees (Police Department).

UNFINISHED AND OLD BUSINESS:

1. Ministerial appointment of one (1) member to the Police and Firefighters Retirement Pension Plan, Board of Trustees.

NEW BUSINESS:

1. Ordinance 2022-89, amending the Code of Ordinances, Chapter 36, Recreation Department,

by including provisions prohibiting smoking and vaping within municipal parks, first reading.

- 2. Consideration of City Council Flag Program nominee, Arcadio Santiago-Rodriguez. (Mayor Medina)
- 3. Consideration of establishing a Road Maintenance Fund Policy. (Deputy Mayor Johnson)
- 4. Consideration of scheduling a workshop meeting for August 2022.

COMMITTEE AND COUNCIL REPORTS:

1. Committee/Council Reports

ADMINISTRATIVE AND LEGAL REPORTS:

PUBLIC COMMENTS/RESPONSES: Speakers are limited to 3 minutes.

ADJOURNMENT:

Councilmembers who are members of the Space Coast Transportation Planning Organization (TPO) may discuss TPO issues which may subsequently be addressed by the TPO.

If an individual decides to appeal any decision made by the City Council with respect to any matter considered at this meeting, a record of the proceedings will be required, and the individual will need to ensure that a verbatim transcript of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based (FS 286.0105). Such person must provide a method for recording the proceedings verbatim.

Any aggrieved or adversely affected person desiring to become a party in the quasijudicial proceeding shall provide written notice to the City Clerk which notice shall, at a minimum, set forth the aggrieved or affected person's name, address, and telephone number, indicate how the aggrieved or affected person qualifies as an aggrieved or affected person and indicate whether the aggrieved or affected person is in favor of or opposed to the requested quasi-judicial action. The required notice must be received by the Clerk no later than five (5) business days at the close of business, which is 5 p.m., before the hearing. (Section 59.03, Palm Bay Code of Ordinances).

In accordance with the Americans with Disabilities Act, persons needing special accommodations for this meeting shall, at least 48 hours prior to the meeting, contact the Office of the City Clerk at (321) 952-3414 or Florida Relay System at 711.

If you use assistive technology (such as a Braille reader, a screen reader, or TTY) and the format of any material on this website or documents contained therein interferes with your ability to access information, please contact us. To enable us to respond in a manner most helpful to you, please indicate the nature of your accessibility problem, the preferred format in which to receive the material, the web address of the requested material, and your contact information. Users who need accessibility assistance can also contact us by phone through the Federal Information Relay Service at 1-800-877-8339 for TTY/Voice communication.

Pursuant to Council Policies and Procedures, members of the public wishing to use electronic media when addressing City Council must provide the electronic file to staff for

screening no later than 2:00 P.M. on the day of the meeting; audio presentations must be submitted to the City Clerk at least twenty-four (24) hours prior to the meeting.

THIS MEETING IS BROADCAST LIVE ON THE CITY'S WEBSITE AND TELEVISED ON THE SPACE COAST GOVERNMENT TV CHANNEL.



- TO: Honorable Mayor and Members of the City Council
- FROM: Terese Jones, City Clerk
- DATE: 8/18/2022

RE: One (1) term expiring on the Melbourne-Tillman Water Control District Board.+

The term of Joseph Hale on the above subject board will expire on September 30, 2022.

The board is comprised of seven (7) members, three (3) of which represent Palm Bay and are appointed by City Council. Members shall be residents of the District.

REQUESTING DEPARTMENT:

Legislative

FISCAL IMPACT:

None

RECOMMENDATION:

Request for announcement of the expiring term and solicitation of applications at tonight's meeting. An appointment will be made at the regular Council meeting to be held on September 15, 2022.



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Suzanne Sherman, Acting Public Works Director
- DATE: 8/18/2022
- RE: Ordinance 2022-80, vacating a portion of the road right-of-way known as Kinney Avenue NE, lying between Orange Blossom Trail and the Florida East Coast Railway (0.50 acres) (Case VRW-2-2022, Palm Bay Marina, LLC), final reading.

A public hearing is to be held on the above subject ordinance and the caption read for the second and final time at tonight's Council meeting.

Palm Bay Marina, LLC – Johnathan Cohen, Manager, has submitted an application to vacate Kinney Avenue NE 50' Right-of-Way lying between Orange Blossom Trail and FEC Railway. Plat of Tillman, as recorded in Plat Book 2, Page 4, of the Public Records of Brevard County, Florida. To incorporate land within the development.

REQUESTING DEPARTMENT:

Public Works

FISCAL IMPACT:

None

RECOMMENDATION:

Motion to approve - with the following conditions:

The Palm Bay Utilities Department will not object to this request:

Public Works Department will not object to this request upon the following conditions:

- 1. Pre post conditions; historical drainage to this right-of-way shall not be blocked
- 2. Vacating and easements contingent on-Site plan approval and permitting.
- 3. Vacating of Street/Right-of-Way contingent upon proof of ownership of

Parcel Id's: 28-37-24-25-5; 28-37-24-25-6-1; 28-37-24-25-6-2.

The applicant provides adequate conveyance, and maintenance of drainage area to adequately maintain roadway and adjacent property drainage conveyance substantially in conformance with the existing historical drainage

plan. Compliance with this requirement shall require the applicant design a revised drainage system of the parcels, receive approval of that design from the City, and the St. Johns River Water Management District (if required), construct the improvements.

The applicant shall provide all required improvements, dedication of utility, and drainage easements as required by the Palm Bay Utilities Department and Public Works Department. All easements, plans, and agreements shall be completed within one year of the date of approval of this request.

Failure to meet the conditions within one year from the date of approval for the request shall void the approval for the vacation. The applicant may, under good cause, request extension of those time frames through formal request to the Office of the City Clerk.

ATTACHMENTS: Description Staff Report - VRW-2-2022 Ordinance 2022-80



DATE: July 19, 2022 **CASE #:** VRW-2-2022

PUBLIC WORKS DEPARTMENT STAFF REPORT

REQUEST TO VACATE EASEMENT

PROPOSAL: Vacation of Street/Right of Way is requested to vacate Kinney Avenue NE 50' Right-of-Way lying between Orange Blossom Trail and FEC Railway. Plat of Tillman, as recorded in Plat Book 2, Page 4, of the Public Records of Brevard County, Florida.

LOCATION: Parcel ID's: 28-37-24-25-5, 28-37-24-25-6-1, and 28-37-24-25-6-2

APPLICANT: Palm Bay Marina, LLC – Johnathan Cohen, Manager.

SITE DATA

| PRESENT ZONING: | BMUV-Bayfront Mixed Use/Village |
|--------------------------------|--|
| AREA OF VACATING: | 22,015 sq ft+/- = 0.50 Acres +/- |
| ADJACENT ZONING & LAND USE: | N BMUV-Bayfront Mixed Use/Village E Orange Blossom Trail NE S BMUV-Bayfront Mixed Use/Village W BMUV-Bayfront Mixed Use/Village |

STAFF ANALYSIS:

The purpose of requesting vacating of the road right of way is to incorporate land within development.

PAGE 2

The Palm Bay Utilities Department will not object to this request.

Public Works Department will not object to this request upon the following conditions:

- 1. Pre post conditions; historical drainage to this right-of-way shall not be blocked
- 2. Vacating and easements contingent on-Site plan approval and permitting.
- 3. Vacating of Street/Right-of-Way contingent upon proof of ownership of Parcel Id's: 28-37-24-25-5; 28-37-24-25-6-1; 28-37-24-25-6-2.

AT&T, Spectrum, Florida Gas, and Florida Power & Light have no objections to the request.

STAFF RECOMMENDATION:

Staff recommends approval of the request with the following conditions:

The Palm Bay Utilities Department will not object to this request.

Public Works Department will not object to this request upon the following conditions:

- 1. Pre post conditions; historical drainage to this right-of-way shall not be blocked
- 2. Vacating and easements contingent on-Site plan approval and permitting.
- 3. Vacating of Street/Right-of-Way contingent upon proof of ownership of Parcel Id's: 28-37-24-25-5; 28-37-24-25-6-1; 28-37-24-25-6-2.

The applicant provides adequate conveyance, and maintenance of drainage area to adequately maintain roadway and adjacent property drainage conveyance substantially in conformance with the existing historical drainage plan. Compliance with this requirement shall require the applicant design a revised drainage system of the parcels, receive approval of that design from the City, and the St. Johns River Water Management District (if required), construct the improvements.

The applicant shall provide all required improvements, dedication of utility, and drainage easements as required by the Palm Bay Utilities Department and Public Works Department. All easements, plans, and agreements shall be completed within one year of the date of approval of this request.

Failure to meet the conditions within one year from the date of approval for the request shall void the approval for the vacation. The applicant may, under good cause, request extension of those time frames through formal request to the Office of the City Clerk.



PUBLIC WORKS DEPARTMENT 1050 MALABAR ROAD SW PALM BAY, FLORIDA 32907 PHONE: (321) 952-3403 EMAIL: pwpermitting@palmbayflorida.org

CREATING, IMPROVING, ALTERING, AND VACATING OF STREETS/RIGHT-OF-WAY APPLICATION

This application must be completed, legible, and returned, with all enclosures referred to herein, to the Public Works Department, Palm Bay, Florida. The request will then be reviewed by City staff and scheduled for a public hearing before the City Council. You and/or your representative are required to attend the meeting(s) and will be notified by mail of the date and time of the meeting(s). Meeting(s) will be held beginning at 7:00 p.m. in the City Hall Council Chambers, 120 Malabar Road, SE, Palm Bay, Florida, unless otherwise stated.

1. Name of Applicant (Please print): ____Palm Bay Marina, LLC - Johnathan Cohen, Manager

| | Address: 1955 Harrison | Street, Suite 200 | |
|----|--|-----------------------------------|------------------------|
| | City: Hollywood, FL | | Zip Code: 33020 |
| | | -5001Fax Nur | nber: |
| 2. | Certified surveyor's lega Attached | I description of property covered | d by this application: |
| | | 20 | |
| | Section: 24 | Township:28 | Range:_57 |
| 3. | Size of area covered by | this application (calculate acrea | ge): <u>.64</u> |
| 4. | Which action applying for (Creating, Improving, Altering, or Vacating): Vacate | | |
| 5. | Intended use of the prop | erty: to incorporate land withi | n development |
| | | | |

6. The following enclosures are needed to complete this application:

*\$312.00 Application Fee. Make check payable to "City of Palm Bay."

- Two (2) copies of the plat or site plan exhibit drawn to scale shall be attached to the application. The exhibit shall also be provided by CD or Memory Drive and illustrate the following:
 - a) (Proposed) street location within the City (vicinity map);
 - b) Location of utility easements adjacent or pertinent thereto the property;
 - c) Construction plans showing typical street profiles and materials;
 - d) Tree and vegetation survey and/or permit;
 - e) Location of traffic control devices (signs and street markings);
 - f) Location of sidewalks and bikeways.

Original notarized letters from the following utility and service companies are required stating that the companies have no objections to the requested action:

- a) Florida Power & Light Company;
- b) AT&T Telecommunications;
- c) Spectrum Cable;
- d) Melbourne-TillmanWater Control District (if applicable);
- e) Florida City Gas (if applicable);
- f) Holiday Park, Board of Directors (if applicable).

List of all property owners, addresses, and legal descriptions for all properties abutting the (proposed) street. Such information shall be obtained from the most recent County tax rolls. (This can be obtained from the most recent County tax rolls. (This can be obtained from the most recent County tax rolls. (This can be obtained from the Brevard County Planning and Zoning Department at 321-633-2060, or on the internet at https://bcpao.us/) List shall be legible and the source of that information stated here:

Brevard County Planning and Zoning

7. Where property is not owned by the applicant, a letter must be attached giving the notarized consent of the owner for the applicant to request the creating, improving, altering, or vacating of streets/right of way.

I, the undersigned understand that this application must be complete and accurate before consideration by city council, and certify that all the answers to the questions in said application, and all data and matter attached to and made a part of said application are honest and true to the best of my knowledge and belief.

Under penalty of perjury, I declare that I have read the foregoing Creating, Improving, Altering, and Vacating of Streets/Right of Way Application and that the facts stated in it are true.

| Signature of Applicant: | 80 | Date: | |
|-------------------------|----|-------|--|
| 5 | | | |

Printed Name of Applicant: Johnathan Cohen, Manager - Palm Bay Marina LLC

*NOTE: APPLICATION FEE IS NON-REFUNDABLE UPON PAYMENT TO THE CITY CREATING, IMPROVING, ALTERING, AND VACATING OF STREETS/RIGHT-OF-WAY APPLICATION | Rev052020



LEGAL DESCRIPTION:

A PORTION OF RIGHT-OF-WAY OF KENNY AVENUE, "PLAT OF TILLMAN", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 4, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

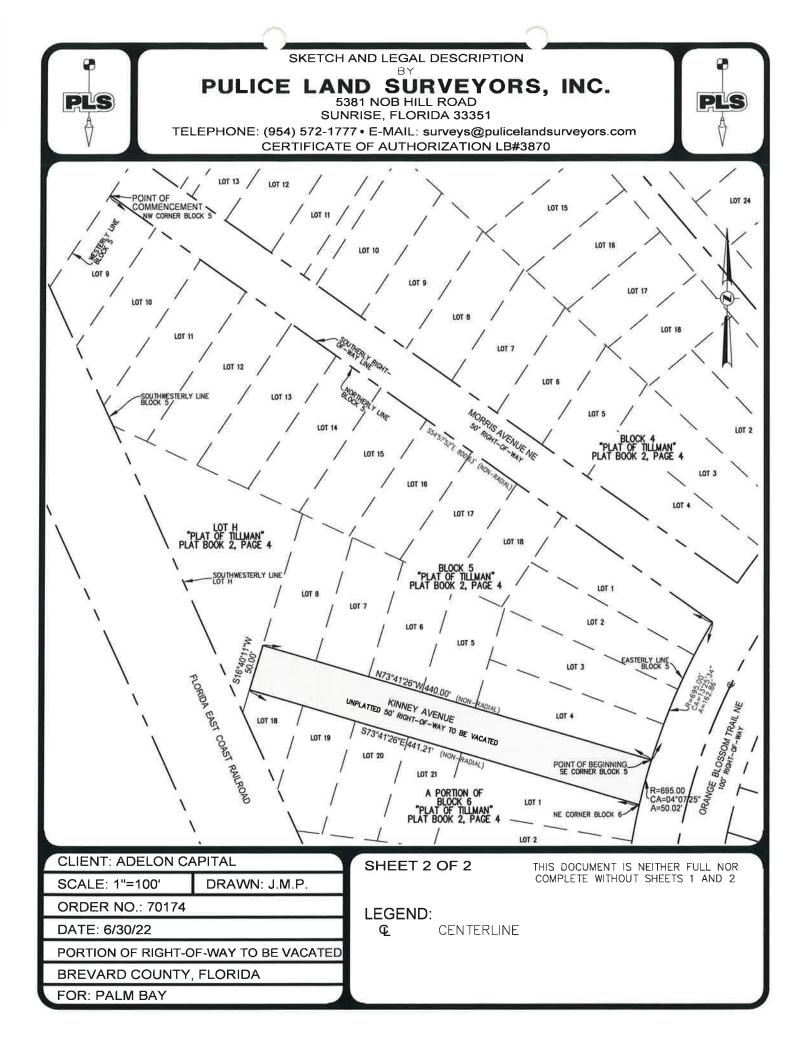
COMMENCING AT THE NORTHWEST CORNER OF BLOCK 5 OF SAID PLAT; THENCE SOUTH 54*57'52" EAST ALONG THE NORTHERLY LINE OF SAID BLOCK 5 FOR 800.63 FEET TO A POINT ON THE ARC OF A CIRCULAR NON-TANGENT CURVE CONCAVE EASTERLY FROM WHICH A RADIAL LINE BEARS SOUTH 59*13'05" EAST; THENCE SOUTHWESTERLY ALONG THE EASTERLY LINE OF SAID BLOCK 5, HAVING A RADIUS OF 695.00 FEET, A CENTRAL ANGLE OF 13*25'34", FOR AN ARC DISTANCE OF 162.86 FEET TO THE POINT OF BEGINNING ALSO BEING A POINT OF NON-TANGENCY; THENCE NORTH 73*41'26" WEST FOR 440.00 FEET; THENCE SOUTH 16*40'11" WEST FOR 50.00 FEET; THENCE SOUTH 73*41'26" EAST FOR 441.21 FEET TO THE NORTHEAST CORNER OF BLOCK 6 OF SAID PLAT, ALSO BEING A POINT ON THE ARC OF A CIRCULAR NON-TANGENT CURVE CONCAVE EASTERLY FROM WHICH A RADIAL LINE BEARS SOUTH 59*13'05" EAST; THENCE NORTHEASTERLY ALONG CURVE HAVING A RADIUS OF 695.00 FEET, A CENTRAL ANGLE OF 04*07'25", FOR AN ARC DISTANCE OF 50.02 FEET TO THE POINT OF BEGINNING.

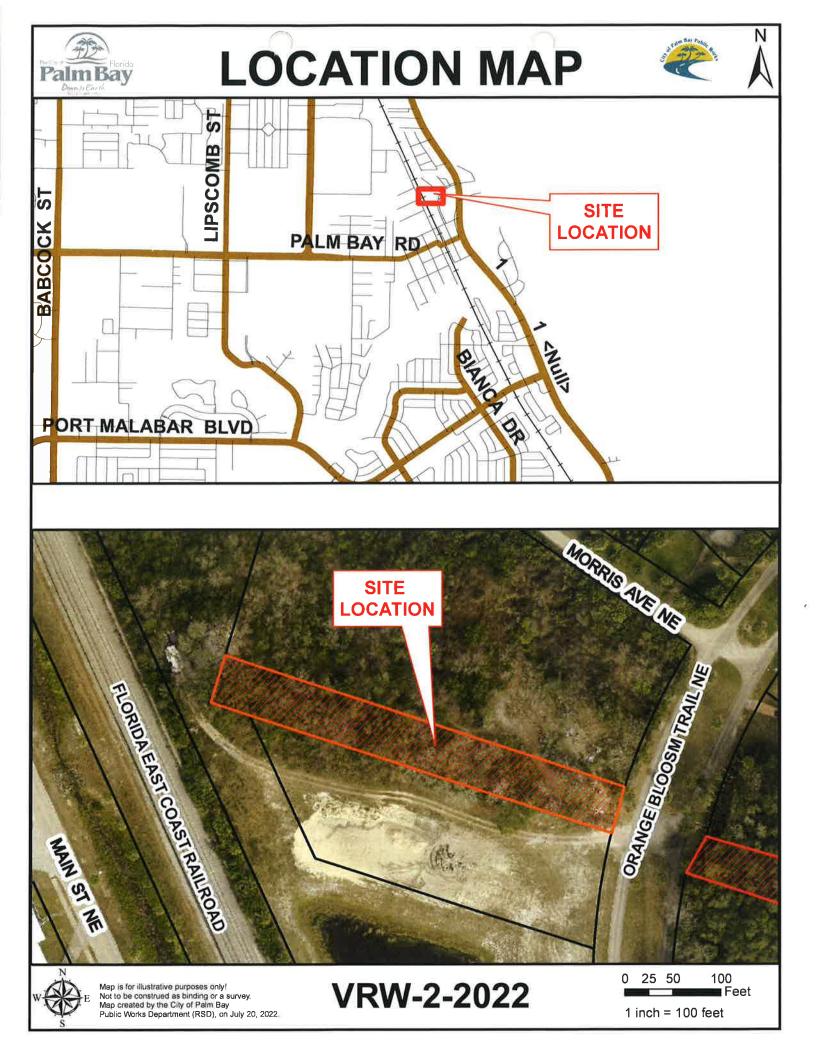
SAID LANDS LYING AND BEING IN BREVARD COUNTY, FLORIDA AND CONTAINING 22,015 SQUARE FEET, MORE OR LESS.

NOTES:

- 1. THIS SKETCH IS NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND SEAL OR AN ELECTRONIC SIGNATURE AND ELECTRONIC SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
- 2. BEARINGS ARE BASED ON STATE PLANE COORDINATES AND ARE RELATIVE TO THE NORTH AMERICAN DATUM OF 1983 WITH THE 1990 ADJUSTMENT, FL-E ZONE, WITH THE SOUTHERLY RIGHT-OF-WAY LINE OF MORRIS AVENUE NE BEING \$54°57'52"E.
- 3. THIS IS NOT A SKETCH OF SURVEY AND DOES NOT REPRESENT A FIELD SURVEY.
- 4. ALL RECORDED DOCUMENTS ARE PER BREVARD PUBLIC COUNTY RECORDS.

| CLIENT: ADELON CAPITAL | | SHEET 1 OF 2 THIS DOCUMENT IS NEITHER FUL | | |
|---------------------------------------|---------------|---|--|--|
| SCALE: N/A | DRAWN: J.M.P. | COMPLETE WITHOUT SHEETS 1 ANI | | |
| ORDER NO.: 70174 | | | Digitally signed by John F Pulice | |
| DATE: 6/30/22 | | John F Pulice Date: 2022.07.20 11:22:59 | | |
| PORTION OF RIGHT-OF-WAY TO BE VACATED | | | -04'00' ESSIONAL SURVEYOR AND MAPPER LS2691 | |
| BREVARD COUNTY, FLORIDA | | UICTOR R. GILBERT, PROFESSIONAL SURVEYOR AND MAPPER | | |
| FOR: PALM BAY | | STATE OF FLORIDA | SSIUNAL SURVEIOR AND MAPPER L34290 | |







| | June 16 , 20 <u>2022</u> | | | |
|---|--|--|--|--|
| Re: Letter of A | uthorization | | | |
| As the property | owner of the site legally described as: | | | |
| Tillman, Plat of A | II Blk 5, Plat Book 0002, pg 0004. Parcel ID 28-37-24-25-5 | | | |
| I, Owner Name: | Johnathan Cohen, Manager for Palm ay Marina LLC | | | |
| Address: | 1955 Harrison Street, Suite 200, Hollywood, FL 33020 | | | |
| Telephone: | 954-434-5001 | | | |
| Email: | jcohen@adeloncapital.com | | | |
| hereby authorize |); ; | | | |
| Representative: | Bruce A. Moia, P.E., MBV Engineering, Inc. | | | |
| Address: | 1250 W. Eau Gallie Blvd., Suite H, Melbourne, FL 32935 | | | |
| Telephone: | 321-253-1510 | | | |
| Email: | brucem@mbveng.com | | | |
| to represent the | request(s) for: | | | |
| ROW Vacate | | | | |
| | Si de la | | | |
| | (Property Owner Signature) | | | |
| | | | | |
| STATE OF | rida | | | |
| COUNTY OF Bre | evard | | | |
| The foregoing in | strument was acknowledged before me by means of I physical | | | |
| presence or o | nline notarization, this lime day of June , 20 22 by | | | |
| Jonathan | Cohen property owner. | | | |
| | , property owner. | | | |
| | Wanda Walker, Notary Public | | | |
| Personally Kno | | | | |
| | | | | |
| Notary Public Commission My Commi | A VVALNER -State of Fl orido n # GG 346055 ission Expires or 17, 2023 | | | |
| | | | | |

| | PUBLIC WORKS | | , 20 <u>22</u> |
|------------------|--|--------------|---------------------------|
| | uthorization | | |
| | owner of the site legally describe | | |
| Brevard County | Parcel ID 28-37-24-25-6-2 / Tax ID 2 | 2000311 | |
| , Owner Name: | Suzanne Sherman for City of Paln | n Bay | |
| Address: | 120 Malabar Road, Palm Bay, FL | 32907 | |
| Telephone: | | | |
| Email: | pl-f1 suzanne.sherman@ eityofpalmbay | .org | |
| hereby authorize | 9; | | |
| Representative: | Johnathan Cohen of Palm Bay Ma | arina LLC | |
| Address: | 1955 Harrison Street, Suite 200, F | Hollywood FL | 33020 |
| Telephone: | 954-434-5001 | | |
| Email: | jcohen@adeloncapital.com | | |
| to represent the | request(s) for: | | |
| Road Vacate - P | ortion of Kinney Ave. + / - 22,015 SF | 0 | |
| | 1. | Xa | |
| | | roperty Owne | r Signature) |
| | | | c , |
| STATE OF | Florida | | |
| COUNTY OF | Brevard | | |
| | strument was acknowledged befo | re me by m | eans of 💢 physical |
| | nline notarization, this <u> </u> day | of July | , 20 by |
| | Suzanne Sherman | 1 | , property owner. |
| | | 0 | |
| | Krist | lin & | uce |
| | _ Kust | | <u>25</u> , Notary Public |

Re: Letter of Authorization

| | arcel ID 28-37-24-25-6-1 / Tax ID 2832602 |
|------------------------|--|
| / , Owner Name: | Suzanne Sherman for Bayfront Community Redevelopement Agency |
| Address: | 120 Malabar Road, Palm Bay, FL 32907 |
| Telephone: | |
| Email: | suzanne.sherman@ cityofpalmbay .org |
| hereby authorize. | |
| Representative: | Johnathan Cohen of Palm Bay Marina LLC |
| Address: | 1955 Harrison Street, Suite 200, Hollywood FL 33020 |
| Telephone: | 954-434-5001 |
| Email: | jcohen@adeloncapital.com |
| | Property Owner Signature) |
| | lorida |
| | prevard |
| The foregoing ins | trument was acknowledged before me by means of 🖄 physical |
| ne loregoing ins | |
| | line notarization, this $\underline{ 4 }$ day of $\underline{ 4 }$, 20, 22 by |
| presence or on | |
| presence or on | line notarization, this $\underline{14}$ day of $\underline{30}$, 20, $\underline{22}$ by |
| presence or on | line notarization, this $\underline{14}$ day of $\underline{30}$, 20, $\underline{22}$ by |

ORDINANCE 2022-80

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, VACATING AND ABANDONING A PORTION OF THE ROAD RIGHT-OF-WAY KNOWN AS KINNEY AVENUE NE, LYING BETWEEN ORANGE BLOSSOM TRAIL AND THE FLORIDA EAST COAST RAILWAY, AS RECORDED IN PLAT BOOK 2, PAGE 4, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, AND LEGALLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Palm Bay Marina, LLC has requested the City of Palm Bay, Florida,

to vacate a portion of the road right-of-way known as Kinney Avenue NE, lying between

Orange Blossom Trail and Florida East Coast Railway, which portion is legally described

herein, and

WHEREAS, the vacating and abandonment of said road right-of-way will neither

adversely affect nor benefit the public.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY

OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City of Palm Bay hereby vacates and abandons a portion of the

road right-of-way known as Kinney Avenue NE, lying between Orange Blossom Trail and

the Florida East Coast Railway, being more particularly described as follows:

A PORTION OF RIGHT-OF-WAY OF KINNY AVENUE, "PLAT OF TILLMAN", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 4, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF BLOCK 5 OF SAID PLAT; THENCE SOUTH 54°57'52" EAST ALONG THE NORTHERLY LINE OF SAID BLOCK 5 FOR 800.63 FEET TO A POINT ON THE ARC OF A CIRCULAR NON-TANGENT CURVE CONCAVE EASTERLY FROM WHICH A RADIAL LINE BEARS SOUTH 59°13'05" EAST; THENCE SOUTHWESTERLY ALONG THE EASTERLY LINE OF SAID BLOCK 5, HAVING A RADIUS OF 695.00 FEET, A CENTRAL ANGLE OF 13°25' 34", FOR AN ARC DISTANCE OF 162.86 FEET TO THE POINT OF BEGINNING ALSO BEING A POINT OF NON-TANGENCY; THENCE NORTH 73°41'26" WEST FOR 440.00 FEET; THENCE SOUTH 16°40'11" WEST FOR 50.00 FEET; THENCE SOUTH 73°41'26" EAST FOR 441.21 FEET TO THE NORTHEAST CORNER OF BLOCK 6 OF SAID PLAT, ALSO BEING A POINT ON THE ARC OF A CIRCULAR NON- TANGENT CURVE CONCAVE EASTERLY FROM WHICH A RADIAL LINE BEARS SOUTH 59°13'05" EAST; THENCE NORTHEASTERLY ALONG CURVE HAVING A RADIUS OF 695.00 FEET, A CENTRAL ANGLE OF 04°07'25", FOR AN ARC DISTANCE OF 50.02 FEET TO THE POINT OF BEGINNING.

SAID LANDS LYING AND BEING IN BREVARD COUNTY, FLORIDA AND CONTAINING 22,015 SQUARE FEET, MORE OR LESS.

SECTION 2. The vacating of the road right-of-way is subject to compliance with

the following conditions:

- A. Pre post conditions; historical drainage to this right-of-way shall not be blocked.
- B. Vacating and easements contingent upon site plan approval and permitting.
- C. Vacating of street/right-of-way contingent upon proof of ownership of Parcel ID's: 28-37-24-25-5; 28-37-24-25-6-1; 28-37-24-25-6-2.
- D. The applicant shall provide adequate conveyance and maintenance of drainage area to adequately maintain roadway and adjacent property drainage conveyance substantially in conformance with the existing historical drainage plan. Compliance with this requirement shall require the applicant design a revised drainage system of the parcels, receive approval of that design from the City and the St. Johns River Water Management District (if required), and construct the improvements.
- E. The applicant shall provide all required improvements, dedication of utility, and drainage easements as required by the Palm Bay Utilities Department and Public Works Department. All easements, plans, and agreements shall be completed within one year of the date of approval of this request.

SECTION 3. The vacating of the portion of road right-of-way shall take effect upon

providing the Office of the City Clerk written notification from the Public Works Department

that all the conditions in Section 2 have been met.

City of Palm Bay, Florida Ordinance 2022-80 Page 3 of 3

SECTION 4. The conditions as stated in Section 2 herein must be met within one (1) year of the enactment date of this Ordinance. Failure to meet the conditions within one (1) year from the date of approval for the request shall render the ordinance null and void. The applicant may, under good cause, request extension of the time frames through formal request to the Office of the City Clerk.

Read in title only at Meeting 2022-, held on, 2022; and read intitle only and duly enacted at Meeting 2022-, held on, 2022.

Rob Medina, MAYOR

Terese M. Jones, CITY CLERK

Reviewed by CAO: _____

ATTEST:

Applicant: Palm Bay Marina, LLC Case: VRW-2-2022

cc: (date) Brevard County Recording Applicant Case File



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Alexandra Bernard, Growth Management Director
- DATE: 8/18/2022
- Ordinance 2022-82, rezoning property located north and south of Orange Blossom Trail, in
 RE: the vicinity west of Dixie Highway, from BMUV (Bayfront Mixed Use Village District) to BMU (Bayfront Mixed Use District) (8.941 acres) (CPZ-27-2022, Adelon), final reading. (Quasi-Judicial Proceeding)

A public hearing is to be held on the above subject ordinance and the caption read for the second and final time at tonight's Council meeting.

Mr. Carlos Rajlin, Bayfront Blossom, LLC (Bruce Moia, P.E., MBV Engineering, Inc. / Alberto Krygier, Adelon Corporation, Reps.) and the City of Palm Bay (represented by the Growth Management Department) have submitted for a rezoning from a BMUV, Bayfront Mixed Use Village District to a BMU, Bayfront Mixed Use District. The undeveloped 8.94 acres of land is located north of and south of Orange Blossom Trail NE, in the vicinity west of Dixie Highway NE.

The developer intends to construct a multiple-family and commercial development. The proposed BMU land use designation will provide a higher-density, intensity, and diversified living environment for the area. The land use amendment is compatible with the surrounding area and consistent with the City's vision of providing a mixture of uses within the BMU district.

REQUESTING DEPARTMENT:

Growth Management

RECOMMENDATION:

Motion to approve Case CPZ-27-2022.

Planning and Zoning Board Recommendation:

Unanimous approval of the request.

ATTACHMENTS: Description

Case CPZ-27-2022 - Staff Report Case CPZ-27-2022 - Survey

Case CPZ-27-2022 - Narrative Case CPZ-27-2022 - Board Minutes Case CPZ-27-2022 - Application Case CPZ-27-2022 - City and CRA Letters of Authorization Ordinance 2022-82 Ordinance 2022-82, Exhibit A



LAND DEVELOPMENT DIVISION

120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042

landdevelopmentweb@palmbayflorida.org

Prepared by

Stephen White, Principal Planner

| | · | | |
|---|--|---|--|
| CASE NUMBER CPZ-27-2022 PROPERTY OWNER & APPLICANT Carlos Rajlin, Bayfront Blossom, LLC (Bruce, Moia, P.E., MBV Engineering, Inc./Alberto Krygier, Adelon Corporation, Reps.) | | PLANNING & ZONING BOARD HEARING DATE July 6, 2022 PROPERTY LOCATION/ADDRESS All of Block 5 along with Lots 1-12, Lots 18-21 and Ou Lot 8, Section 24, Township 28, Range 37, Brevard County, Florida. Generally located north and south o Orange Blossom Trail NE and in the vicinity west o Dixie Highway NE | |
| | | | |
| yfront Mixed Use Village District | | | |
| Existing Land Use | Undeveloped Property | | |
| Site Improvements | nts Undeveloped Property | | |
| Site Acreage | Approximately 8.94 acres | | |
| SURROUNDING ZONING & L | ISE OF LAND | | |
| North BMUV, Bayfront Mixed Use Village District, vacant | | yfront Mixed Use Village District, vacant | |
| East | East BMUV, Bayfront Mixed Use Village District, single-family reside | | |

South BMUV, Bayfront Mixed Use Village District, single-family residences

West RS-3, Single-Family Residential, single-family residences

BACKGROUND:

The subject properties are located north of and south of Orange Blossom TRL NE and in the vicinity west of Dixie Highway NE. Palm Bay, Florida 32905. The combined parcels are approximately 8.94 acres in size.

ANALYSIS:

The following analysis is per Chapter 185: Zoning Code, Section 185.201(C) which states that all proposed amendments shall be submitted to the Planning and Zoning Board, which shall study such proposals in accordance with items 1 through 4 of Section 185.201(C).

Item 1 - The need and justification for the change.

The applicant states, "current zoning does not enable the developer to construct the proposed Multiple-Family Residential and Commercial development desired."

The proposed use will increase the intensity and density to align with the City's vision of a diverse mixed use living environment.

Item 2 - When pertaining to the rezoning of land, the effect of the change, if any, on the particular property and on surrounding properties.

The designations of the BMU district for the subject property is compatible with the surrounding area and is consistent with the City's desire and plan for future mixed-use developments.

Item 3 - When pertaining to the rezoning of land, the amount of undeveloped land in the general area and in the city having the same classification as that requested.

The property is currently undeveloped, and the proposed change would enhance the City's vision of providing a mixture of uses and allow for a more intensive development.

Item 4 - The relationship of the proposed amendment to the purpose of the city plan for development, with appropriate consideration as to whether the proposed change will further the purposes of this chapter and the Comprehensive Plan (Plan).

The proposed amendment will further the purposes of Chapter 185, the Comprehensive Plan by providing for a more diverse zoning district and providing for a mixture of uses.

STAFF RECOMMENDATION:

Case CPZ-27-2022 is recommended for approval.



Map is not to scale—for illustrative purposes only; not to be construed as binding or as a survey.



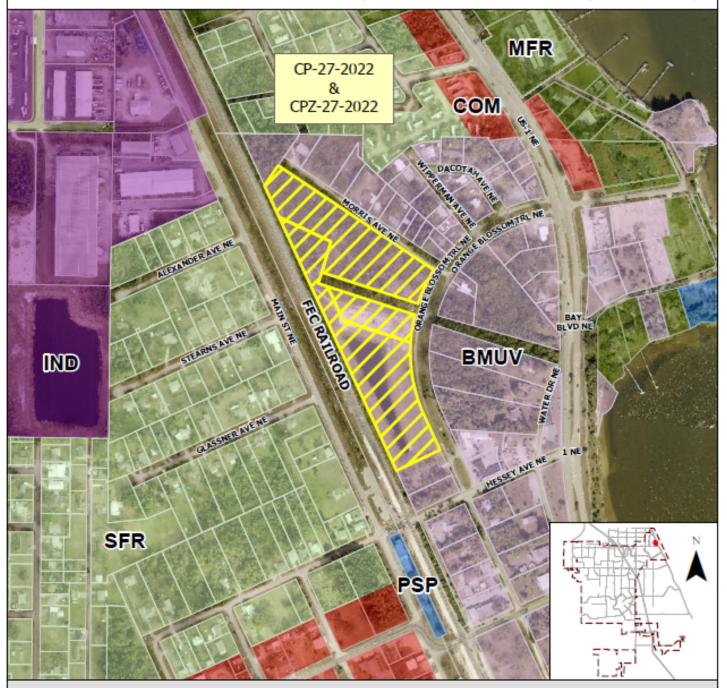
AERIAL LOCATION MAP CASE: CP-27-2022 & CPZ-27-2022

Subject Property

North of and south of Orange Blossom Trail NE, in the vicinity west of Dixie Highway NE



Map is not to scale—for illustrative purposes only; not to be construed as binding or as a survey.



FUTURE LAND USE MAP CASE: CP-27-2022 & CPZ-27-20222

Subject Property

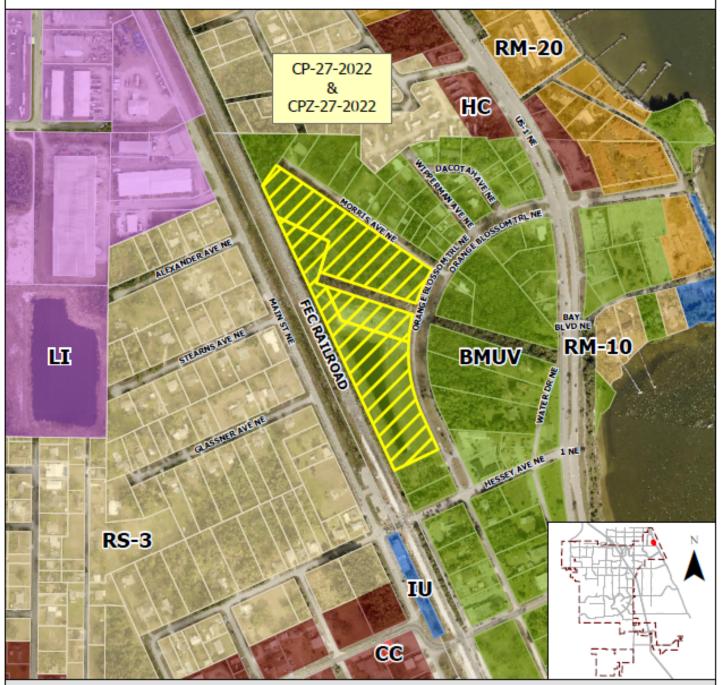
North of and south of Orange Blossom Trail NE, in the vicinity west of Dixie Highway NE

Future Land Use Classification

BMUV – Bayfront Mixed Use Village



Map is not to scale—for illustrative purposes only; not to be construed as binding or as a survey.



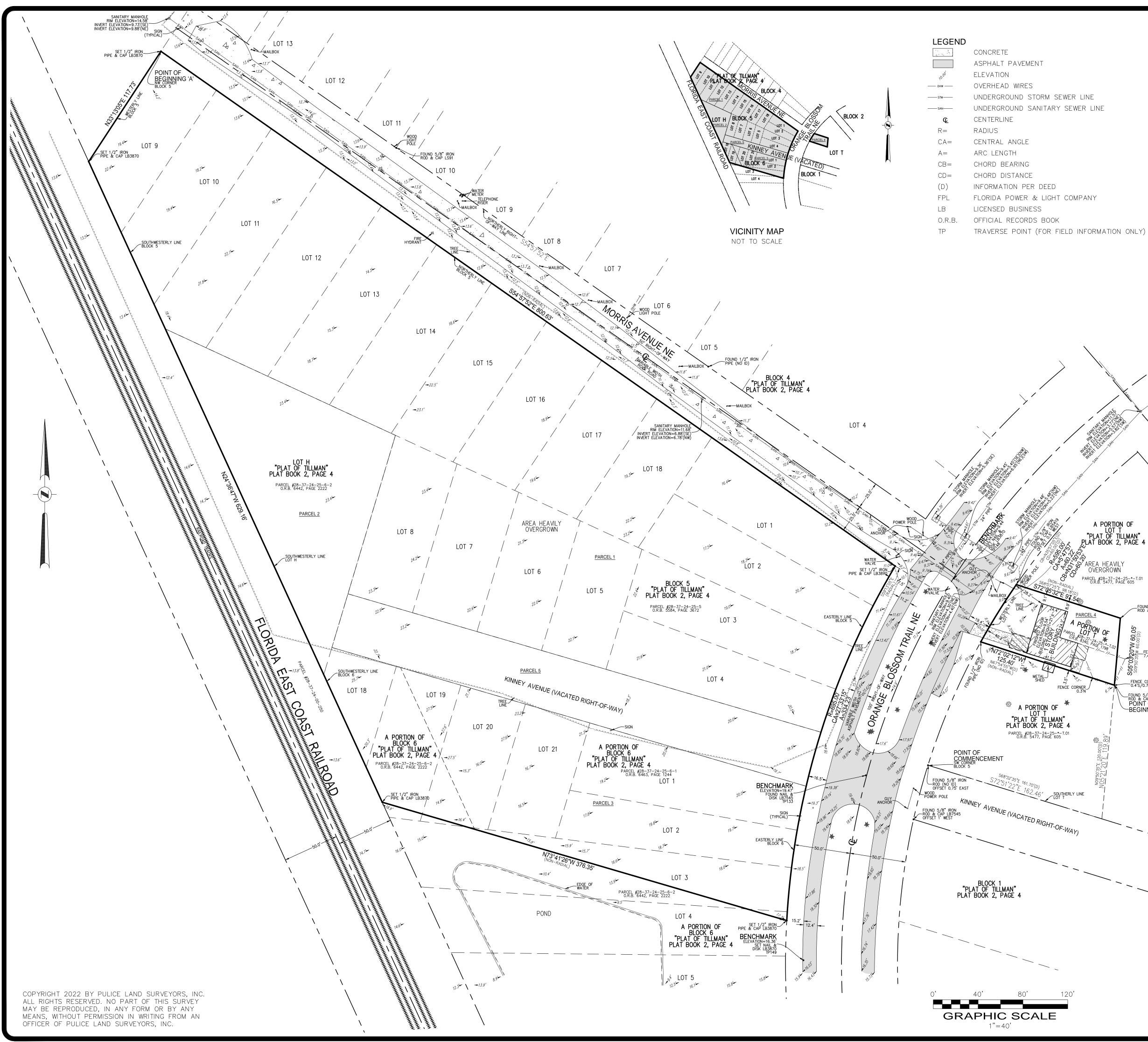
ZONING MAP CASE: CP-27-2022 & CPZ-27-20222

Subject Property

North of and south of Orange Blossom Trail NE, in the vicinity west of Dixie Highway NE

Current Zoning Classification

BMUV - Bayfront Mixed Use Village



LEGAL DESCRIPTION: (BY SURVEYOR) LOT H, ALL OF BLOCK 5, LOTS 1, 2, 18, AND 21, A PORTION OF LOTS 3, 4, 19, AND 20, BLOCK 6, AND A PORTION OF THE VACATED RIGHT-OF-WAY OF KINNEY AVENUE, "PLAT OF TILLMAN", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 4, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID BLOCK 5; THENCE SOUTH 54°57'52" EAST ALONG THE NORTHERLY LINE OF SAID BLOCK 5 FOR 800.63 FEET TO A POINT ON THE ARC OF A CIRCULAR NON-TANGENT CURVE CONCAVE EASTERLY FROM WHICH A RADIAL LINE BEARS SOUTH 59°13'05" EAST; THENCE SOUTHWESTERLY ALONG THE EASTERLY LINE OF SAID BLOCK 5 AND ITS SOUTHERLY EXTENSION AND CONTINUING ALONG THE EASTERLY LINE OF SAID BLOCK 6, BEING THE ARC OF SAID CURVE TO THE LEFT, HAVING A RADIUS OF 695.00 FEET, A CENTRAL ANGLE OF 27°33'15", FOR AN ARC DISTANCE OF 334.23 FEET TO A POINT OF NON-TANGENCY; THENCE NORTH 73°41'26" WEST 376.35 FEET TO A POINT ON THE SOUTHWESTERLY LINE OF SAID BLOCK 6: THENCE NORTH 24°36'47" WEST ALONG THE SOUTHWESTERLY LINE OF BLOCK 6. LOT H. AND BLOCK 5 FOR 629.16 FEET: THENCE NORTH 33°13'05" EAST ALONG THE WESTERLY LINE OF BLOCK 5 FOR 117.73 FEET TO POINT OF BEGINNING 'A'

TOGETHER WITH:

A PORTION OF LOT T OF SAID "PLAT OF TILLMAN", MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT T; THENCE SOUTH 72°51'22" EAST ALONG THE SOUTHERLY LINE OF SAID LOT T 162.46 FEET; THENCE NORTH 05°21'20" EAST 119.89 FEET TO POINT OF BEGINNING 'B'; THENCE NORTH 72°02'12" WEST 125.40 FEET TO A POINT ON THE WESTERLY LINE OF SAID LOT T, BEING A POINT ON THE ARC OF A CIRCULAR NON-TANGENT CURVE; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE TO THE RIGHT, HAVING A RADIUS OF 595.00 FEET, A CENTRAL ANGLE OF 05°47'57", FOR AN ARC DISTANCE OF 60.22 FEET WITH A CHORD BEARING OF NORTH 31°50'53" EAST AND A CHORD DISTANCE OF 60.20 FEET TO A POINT OF NON-TANGENCY; THENCE SOUTH 72°05'32" EAST 97.54 FEET; THENCE SOUTH 05°03'20" WEST 60.05 FEET TO POINT OF BEGINNING 'B'.

SAID LANDS LYING AND BEING IN THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA AND CONTAINING A TOTAL OF 270,132 SQUARE FEET (6.2014 ACRES), MORE OR LESS.

NOTES:

- 1. THIS SURVEY MAP AND REPORT OR THE COPIES THEREOF ARE NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND SEAL OR AN ELECTRONIC SIGNATURE AND ELECTRONIC SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
- 2. ELEVATIONS ARE BASED ON NORTH AMERICAN VERTICAL DATUM OF 1988. BREVARD COUNTY BENCHMARK #700126; ELEVATION: 18.147 FEET. 3. FLOOD ZONE: X; BASE FLOOD ELEVATION: NONE; PANEL #12009C0612H; COMMUNITY #120404;
- MAP DATE: 1/29/21. 4. THIS SITE LIES IN SECTION 24, TOWNSHIP 28 SOUTH, RANGE 37 EAST, BREVARD COUNTY, FLORIDA.
- 5. BEARINGS ARE BASED ON STATE PLANE COORDINATES AND ARE RELATIVE TO THE NORTH AMERICAN DATUM OF 1983 WITH THE 1990 ADJUSTMENT, FL-E ZONE, WITH THE NORTHERLY RIGHT-OF-WAY LINE OF MORRIS AVENUE NE BEING S54°57'52"E
- 6. REASONABLE EFFORTS WERE MADE REGARDING THE EXISTENCE AND THE LOCATION OF UNDERGROUND UTILITIES. THIS FIRM, HOWEVER, DOES NOT ACCEPT RESPONSIBILITY FOR THIS INFORMATION. BEFORE EXCAVATION OR CONSTRUCTION CONTACT THE APPROPRIATE UTILITY COMPANIES FOR FIELD VERIFICATION.
- 7. THE HORIZONTAL POSITIONAL ACCURACY OF WELL DEFINED IMPROVEMENTS ON THIS SURVEY IS ±0.07'. THE VERTICAL ACCURACY OF ELEVATIONS OF WELL DEFINED IMPROVEMENTS ON THIS SURVEY IS $\pm 0.07'$.
- 8. THIS SITE CONTAINS XX TOTAL CLEARLY IDENTIFIABLE PARKING SPACES (XX REGULAR & XX DISABLED). 9. THIS SURVEY WAS PREPARED WITH BENEFIT OF OWNER'S POLICY, FILE NUMBER 05100120,
- ISSUED BY ALLIANCE TITLE OF BREVARD, LLC, DATED DECEMBER 28, 2005 AT 10:28 A. THE FOLLOWING ITEMS ARE EXCEPTIONS IN SCHEDULE B-II OF SAID COMMITMENT: (AS TO BLOCK 5) ITEMS 1, 2, 3, 4, 5 & 6: INTENTIONALLY DELETED. ITEM 7: STANDARD EXCEPTIONS, NOT ADDRESSED
- ITEM 8: EASEMENTS AND ALL MATTERS IN PLAT BOOK 2, PAGE 4 APPLY TO THIS SITE: THERE ARE NO PLATTED EASEMENTS. ITEMS 9-13: NOT ADDRESSED
- 10. ALL RECORDED DOCUMENTS ARE PER BREVARD COUNTY PUBLIC RECORDS.
- 11. THE LEGAL DESCRIPTION IN THE ABOVE TITLE COMMITMENT IS WHOLLY CONTAINED IN THE SURVEYOR'S LEGAL DESCRIPTION.

PARCEL #28-37-24-25-*-T.01 O.R.B. 5477, PAGE 605

_FOUND 5/8" IRON ROD & CAP LB5419

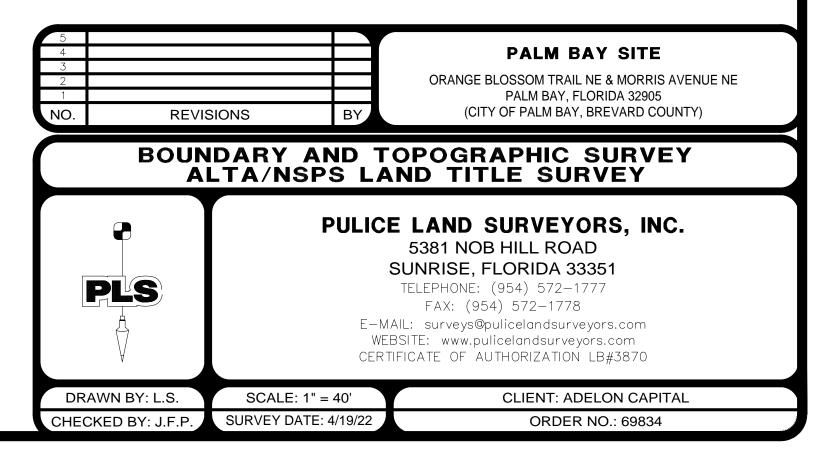
A PORTION OF "PLAT OF TILLMAN" PLAT BOOK 2, PAGE 4 -FENCE CORNEF -0.4'S/0.7'W PARCEL #28-37-24-25-*-T O.R.B. 4232, PAGE 3264 FOUND 5/8" IRON ROD & CAP LB5419 POINT OF BEGINNING 'B'

×

CERTIFICATION:

I HEREBY CERTIFY: THAT THIS MAP OF SURVEY MEETS THE STANDARDS OF PRACTICE SET FORTH BY THE FLORIDA STATE BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

> □ JOHN F. PULICE, PROFESSIONAL SURVEYOR AND MAPPER LS2691 □ BETH BURNS, PROFESSIONAL SURVEYOR AND MAPPER LS6136 □ VICTOR R. GILBERT, PROFESSIONAL SURVEYOR AND MAPPER LS6274 □ DONNA C. WEST, PROFESSIONAL SURVEYOR AND MAPPER LS4290 STATE OF FLORIDA





May 3, 2022

Ms. Chandra Powell City of Palm Bay, Land Development Division 120 Malabar Road, S.E. Palm Bay FL, 32909

 RE:
 Adelon Bayfront

 Parcel ID:
 28-37-24-25-5
 28-37-24-25-6-2
 28-37-24-25-6-1

 MBV Project #:
 21-1068
 28-37-24-25-6-2
 28-37-24-25-6-1

Dear Ms. Powell:

Please allow this letter to serve as a narrative for the requested rezoning and FLU applications MBV Engineering is initiating at this time. The development is an additional 8.94 acres to be combined with the existing 8.73 acres that has already been submitted to the city under a separate cover. The total development with all parcels combined is +/- 17.67 acres. It will consist of a mixture of Commercial and Multi-Family, although the numbers for each have not yet been determined.

One of the properties that are included in these applications is owned by The City of Palm Bay and another is owned by the Bayfront Community Redevelopment Agency.

For your information, an additional ROW Vacate for the West side of Kinney Avenue is also being submitted to Joanne Agular.

The Current Zoning and FLU are both BMUV and we are requesting BMU. These applications for change will make the proposed development comply with the permitted use requirements for BMU. In addition, the proposed development will meet the LDR, and Comprehensive Plan requirements as follows:

Via Hand Delivery

Ms. Chandra Powell The Landing at Bayside MBV # 21-1048

| | Required | Provided |
|-----------------------------|-------------|-------------------------|
| | • | |
| Minimum (SFR) Lot Area | 4,050 SF | 5,050 SF |
| Density | 5.86 U.P.A. | 5.6 U.P.A. |
| Front Bldg. Setback | 0 | 25" (20" for Townhomes) |
| Rear Bldg. Setback | 10' | 10' |
| Side Bldg. Setback | 5' | 5' |
| Side Interior Bldg. Setback | 10' | 10' |

Applications brought forward to the City of Palm at this time consist of:

- Rezoning
- FLU Amendment
- Updated School Concurrency Application

Because this is a Rezoning and Comprehensive Plan Amendment Application, there will not be any Citizens Meetings, per COPB Code.

Contacts for the project are as follows:

| Developer: | Adelon Capital MR Elias Cherem 1955 Harrison Street, Suite 200 Hollywood, FL 33020 <u>echerem@adeloncapital.com</u> |
|------------|---|
| Owners: | City of Palm Bay (28-37-24-25-6-2) |
| | Bayfront Community Redevelopment Agency (28-37-24-25-6-1) |
| | Bayfront Blossom, LLC (28-37-24-25-5) Mr. Carlos Rajlin 1541 Brickell Avenue # 608 Miami, FL 33129 |

Ms. Chandra Powell The Landing at Bayside MBV # 21-1048

EOR:

MBV Engineering Inc. Bruce Moia, P.E., President 1250 W. Eau Gallie Blvd, Suite H Melbourne FL 32935 321-253-1510 davidb@mbveng.com

Sincerely,

Ward Warker

Wanda Walker, Permitting Coordinator

CITY OF PALM BAY, FLORIDA

PLANNING AND ZONING BOARD/ LOCAL PLANNING AGENCY REGULAR MEETING 2022-08

Held on Wednesday, July 6, 2022, in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Land Development Division, Palm Bay, Florida. The minutes are not a verbatim transcript but a brief summary of the discussions and actions taken at this meeting.

Chairperson Leeta Jordan called the meeting to order at approximately 6:00 p.m.

Mr. Donald Boerema led the Pledge of Allegiance to the Flag.

ROLL CALL:

| CHAIRPERSON: | Leeta Jordan | Present | |
|--------------------|--------------------------|---------|-----------|
| VICE CHAIRPERSON: | Philip Weinberg | Present | |
| MEMBER: | Donald Boerema | Present | |
| MEMBER: | Robert Good | Present | |
| MEMBER: | Khalilah Maragh | Absent | (Excused) |
| MEMBER: | Randall Olszewski | Present | |
| MEMBER: | Rainer Warner | Absent | (Excused) |
| NON-VOTING MEMBER: | David Karaffa | Present | |
| | (School Board Appointee) | | |

The absences were excused for Ms. Maragh and Mr. Rainer.

CITY STAFF: Present were Ms. Alexandra Bernard, Growth Management Director; Mr. Jesse Anderson, Ph.D., Assistant Growth Management Director; Mr. Stephen White, Principal Planner; Ms. Tania Ramos, Senior Planner; Ms. Chandra Powell, Recording Secretary; Mr. Erich Messenger, Deputy City Attorney; Natalie Shaber, Engineer II.

ADOPTION OF MINUTES:

1. Regular Planning and Zoning Board/Local Planning Agency Meeting 2022-07; June 1, 2022.

City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 17 of 24

> previously rezoned to BMU. The proposed upscale, mixed-use development would comply with the updated BMU regulations and exceed the minimum commercial component of the BMU district.

> Mr. Olszewski asked for further details regarding the plans for the property and if those plans involved abandoning a portion of Water Drive or Orange Blossom Trail. Mr. Moia stated that the development would be heavy in commercial use with a possible hotel, some multiple-family residential, and some retail. He explained that an unimproved portion of Kinney Avenue NE, west of Orange Blossom Trail, would be abandoned, and a portion of Kinney Avenue, east of Orange Blossom Trail, had already been vacated.

The floor was closed for public comments, and there was no correspondence in the file.

Motion to submit Case CP-27-2022 to City Council for approval.

Motion by Mr. Weinberg, seconded by Mr. Boerema. Motion carried with members voting as follows:

Aye: Jordan, Weinberg, Boerema, Good, Olszewski.

 **CPZ-27-2022 - Adelon Bayfront - Carlos Rajlin, Bayfront Blossom, LLC (Bruce Moia, P.E., MBV Engineering, Inc. / Alberto Krygier, Adelon Corporation, Reps.) and the City of Palm Bay (Growth Management Department) - A Zoning amendment from a BMUV, Bayfront Mixed Use Village District to a BMU, Bayfront Mixed Use District - All of Block 5 along with Lots 1 through 12, Lots 18 through 21, and Out Lot H, Block 6, Plat of Tillman, Section 24, Township 28, Range 37, Brevard County, Florida, containing approximately 8.941 acres. Located North of and south of Orange Blossom Trail NE, in the vicinity west of Dixie Highway NE

Mr. White presented the staff report for Case CPZ-27-2022. Staff recommended Case CPZ-27-2022 for approval.

City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 18 of 24

Mr. Bruce Moia, P.E., MBV Engineering, Inc. (representative for the applicant) stated that the subject request was the companion zoning case to the land use request the board had approved. He clarified that the pond shown on the site exhibit did not belong to the applicant and was not part of the proposal.

Mr. Weinberg asked for assurance that the subject request would not affect Mr. Dale Steele's artesian well property rights. Mr. Moia confirmed that any legal rights Mr. Steele had would be accepted and would not be impacted by the development.

Mr. Olszewski wanted to make certain that the request was correct as the description was missing from the agenda. Mr. Anderson reiterated the proposal and stated that he would verify that the request had been properly advertised before submitting to City Council.

The floor was opened for public comments, and there was no correspondence in the file.

Mr. Dale Steele (owner of property at Water Drive NE) remarked on the plans to possibly fill in the retention pond on the subject site. There was an existing brook that flowed through the retention pond, onto his property, and then into the Indian River that was under the jurisdiction of the St. Johns River Water Management District.

In response to the comments from the audience, Mr. Moia explained how the retention pond was created to treat untreated water and would remain completely intact. Any work being done south of the pond would be dealt with through the Public Works Department to ensure that any runoff was not impeded.

Mr. Olszewski asked for clarification that the development did not own and would not touch the pond. Mr. Moia confirmed that the pond was City owned, and that the stormwater from the development would not interact with the pond.

Ms. Bernard requested a five-minute recess to verify that the case was properly advertised.

The meeting resumed following a five-minute recess.

City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 19 of 24

Mr. Weinberg stated that he was pleased with the revitalization that was occurring in the Bayfront District.

Motion to submit Case CPZ-27-2022 to City Council for approval.

Motion by Mr. Weinberg, seconded by Mr. Boerema. Motion carried with members voting as follows:

Aye: Jordan, Weinberg, Boerema, Good, Olszewski.

 T-29-2022 – BMU Conditional Use - City of Palm Bay (Growth Management Department) – A Textual Amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 185: Zoning Code, Section 185.058(D)(4), to eliminate the requirement for a Conditional Use to allow permitted uses on a parcel of ten (10) or more acres of area in the BMU, Bayfront Mixed Use District

Mr. Anderson presented the staff report for Case T-29-2022. Staff recommended Case T-29-2022 for approval.

Mr. Olszewski questioned why the proposed amendment was needed and how the existing conditional use requirement was a hinderance. Mr. Anderson explained that ten acres or less was a physical constraint for horizontal mixtures of uses. The proposed change would allow for fluidity in terms of developers having the option of horizontal or vertical projects, and it would create a more transitional phase in density and intensity throughout the BMU district. He stated that the conditional use requirement could be seen as an obstacle by many developers, and it elongated the development process in certain circumstances. Conditions could be addressed at the administrative site plan level with prevailing circumstances brought before the board and City Council. Ms. Bernard added that according to the City Attorney, having a BMU zoning district and then a condition of ten acres or more was moot as it could not be allowed and a condition. The amendment would clear up the conflict.

Mr. Olszewski asked for clarification on how the textual amendment would change the process for a permitted business. He wanted to comprehend the direct benefit of the amendment. Mr. Anderson explained that a permitted use would no longer require board or City Council review. Its purpose was to make sure that entitlements



LAND DEVELOPMENT DIVISION

120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042 Landdevelopmentweb@palmbayflorida.org

REZONING APPLICATION

This application must be deemed complete and legible, and must be returned by the first day of the month during division office hours, with all enclosures referred to herein, to the Land Development Division, Palm Bay, Florida, to be processed for consideration the following month at the earliest by the Planning and Zoning Board. The application will then be referred by the Planning and Zoning Board for study and recommendation to the City Council. You or your representative are required to attend the meeting(s) and will be notified by mail of the date and time of the meeting(s). The Planning and Zoning Board holds their regular meeting the first Wednesday of every month at 7:00 p.m. in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida, unless otherwise stated.

PARCEL ID(S):

28-37-24-25-5, 28-37-24-25-6-2, 28-37-24-25-6-1

TAX ACCOUNT NUMBER(S):

2832601, 2866311, 2832602

LEGAL DESCRIPTION OF THE PROPERTY COVERED BY THIS APPLICATION: (attach additional sheets if necessary):

See attached

PROPERTY ADDRESS:

1626 Orange Blossom Trail for Acct # 2832602

SIZE OF AREA COVERED BY THIS APPLICATION (calculate acreage):

+ / - 8.94 for all parcels combined

ZONING CLASSIFICATION AT PRESENT (ex.: RS-2, CC, etc.):

BMUV

ZONING CLASSIFICATION DESIRED (ex.: IU, LI, etc.):

BMU

CITY OF PALM BAY, FLORIDA REZONING APPLICATION PAGE 2 OF 3

STRUCTURES LOCATED ON THE PROPERTY:

vacant

PRESENT USE OF THE PROPERTY:

Vacant

INTENDED USE OF THE PROPERTY AND JUSTIFICATION FOR THE CHANGE:

MFR and Commercial. Current zoning does not enable developer to construct the proposed mulit-family and commercial development desired.

THE FOLLOWING PROCEDURES AND ENCLOSURES ARE REQUIRED TO COMPLETE THIS APPLICATION:

*A \$650.00 application fee. Make Check payable to "City of Palm Bay."

A Boundary Survey or Sketch with legal descriptions of properties covered by this application.

List of legal descriptions of all properties within a 500-foot radius of the boundaries of the property covered by this application, together with the names and mailing addresses (including zip codes) of all respective property owners within the above referenced area. (This should be obtained for a fee from the Brevard County Planning and Zoning Department at (321) 633-2060.)

School Board of Brevard County School Impact Analysis Application (if applicable). The application is obtained from the Planning and Project Management Department of the School Board of Brevard County at (321) 633-1000, extension 11418.

Sign(s) posted on the subject property. Refer to <u>Section 51.07(C)</u> of the Legislative Code for guideline. Staff will provide a sign template.

Where the property owner is not the representative for the request, a <u>LETTER</u> must be attached giving the notarized consent of the property owner(s) to a representative.

Name of Representative Alberto Krygier-Adelon, Bruce Moia-MBV

CITY OF PALM BAY, FLORIDA REZONING APPLICATION PAGE 3 OF 3

I, the undersigned understand that this application must be complete and accurate before consideration by the Planning and Zoning Board/Local Planning Agency and certify that all the answers to the questions in said application, and all data and matter attached to and made a part of said application are honest and true to the best of my knowledge and belief.

Under penalties of perjury, i declare that i have read the foregoing rezoning application and that the facts stated in it are true.

| Owner Signature | 1 de | Date 4 28 2022 |
|-----------------|---|------------------------|
| Printed Name | Carlos Rajlin, Manager - Bayfront Blossom LLC | |
| Full Address | 1541 Brickell Avenue, # 608, Miami, FL 33129 | |
| Telephone | <u>786 252 9001</u> Email <u>carb</u> | or con los rajlin, com |

***NOTE: APPLICATION FEE IS NON-REFUNDABLE UPON PAYMENT TO THE CITY**

CITY OF PALM BAY, FLORIDA REZONING APPLICATION PAGE 3 OF 3

I, the undersigned understand that this application must be complete and accurate before consideration by the Planning and Zoning Board/Local Planning Agency and certify that all the answers to the questions in said application, and all data and matter attached to and made a part of said application are honest and true to the best of my knowledge and belief.

Under penalties of perjury, i declare that i have read the foregoing rezoning application and that the facts stated in it are true.

| Owner Signature | allmathes | Date 5/5/22 |
|-----------------|---------------------------------|--|
| Printed Name | Alexandra Bernard - Growth Mana | agement Director, City of Palm Bay |
| Full Address | 120 Malabar Road S.E., Palm Bag | y FL, 32907 |
| Telephone | 321-722-3042 | Email alexandra.bernard@palmbayflorida.org |

*NOTE: APPLICATION FEE IS NON-REFUNDABLE UPON PAYMENT TO THE CITY

April 19

_, 20_2022

Re: Letter of Authorization

As the property owner of the site legally described as:

Tillman, Plat of All Blk 5, Plat Book 0002, pg 0004. Parcel ID 28-37-24-25-5

| I, Owner Name: | Carlos Rajlin, Manager for Bayfront Blossom LLC | |
|--|--|--|
| Address: | 1541 Brickell Avenue, # 608, Miami, FL 33129 | |
| Telephone: | | |
| Email: | | |
| hereby authorize: | | |
| Representative: | Alberto Krygier of Adelon Capital | |
| Address: | 1955 Harrison Street, Hollywood, FL 33020 | |
| Telephone: | 954-434-5001 | |
| Email: | akrygier@adeloncapital.com | |
| to represent the r | equest(s) for: | |
| Rezoning and Lan | d Use Ammendment | |
| | BC | |
| | (Property Owner Signature) | |
| STATE OF | ida | |
| COUNTY OF Brevard | | |
| The foregoing instrument was acknowledged before me by means of physical | | |
| presence or online notarization, this <u>29</u> day of <u>prof</u> , 20 <u>22</u> by | | |
| , property owner. | | |
| | Gandy | |
| | Griters Levy, Notary Public | |
| Personally Knov | wn or Produced the Following Type of Identification: | |
| | Drivers License | |
| GISELA Notary Public - Commission - My Comm. Expir Bonded through Nati | State of Florida # GC 295150 or May 19, 2023 | |

As the property owner of the site legally described as:

Tillman, Plat of All Blk 5, Plat Book 0002, pg 0004. Parcel ID 28-37-24-25-5

| I, Owner Name: | Carlos Rajlin, Manager for Bayfront Blossom LLC | |
|--|--|--|
| Address: | 1541 Brickell Avenue, # 608, Miami, FL 33129 | |
| Telephone: | | |
| Email: | | |
| hereby authorize | | |
| Representative: | Bruce A. Moia, P.E., MBV Engineering, Inc. | |
| Address: | 1250 W. Eau Gallie Blvd., Suite H, Melbourne, FL 32935 | |
| Telephone: | 321-253-1510 | |
| Email: | brucem@mbveng.com | |
| to represent the r | request(s) for: | |
| Rezoning and Land Use Amendment | | |
| | Al. | |
| | (Property Owner Signature) | |
| | | |
| STATE OF Flor | Ida | |
| | vard | |
| The foregoing instrument was acknowledged before me by means of 📉 physical | | |
| presence or \Box online notarization, this $\underline{29}$ day of \underline{Apri} , 20, $\underline{22}$ by | | |
| Con | LOS RAILIN, property owner. | |
| | | |
| | GIGA Lary Notary Public | |
| | | |
| Personally Known or Produced the Following Type of Identification: | | |
| GISELA LEVY Notary Public - State of Florida Commission # GG 295150 My Comm. Expires May 19, 2023 Bonded through National Notary Assn. | | |

LEGAL DESCRIPTION:

LOT H, ALL OF BLOCK 5, LOTS 1, 2, 18, AND 21, A PORTION OF LOTS 3, 4, 19, AND 20, BLOCK 6, AND A PORTION OF THE VACATED RIGHT-OF-WAY OF KINNEY AVENUE, "PLAT OF TILLMAN", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 4, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID BLOCK 5; THENCE SOUTH 54°57'52" EAST ALONG THE NORTHERLY LINE OF SAID BLOCK 5 FOR 800.63 FEET TO A POINT ON THE ARC OF A CIRCULAR NON-TANGENT CURVE CONCAVE EASTERLY FROM WHICH A RADIAL LINE BEARS SOUTH 59°13'05" EAST; THENCE SOUTHWESTERLY ALONG THE EASTERLY LINE OF SAID BLOCK 5 AND ITS SOUTHERLY EXTENSION AND CONTINUING ALONG THE EASTERLY LINE OF SAID BLOCK 6, BEING THE ARC OF SAID CURVE TO THE LEFT, HAVING A RADIUS OF 695.00 FEET, A CENTRAL ANGLE OF 27°33'15", FOR AN ARC DISTANCE OF 334.23 FEET TO A POINT OF NON-TANGENCY; THENCE NORTH 73°41'26" WEST 376.35 FEET TO A POINT ON THE SOUTHWESTERLY LINE OF SAID BLOCK 6; THENCE NORTH 24°36'47" WEST ALONG THE SOUTHWESTERLY LINE OF BLOCK 6, LOT H, AND BLOCK 5 FOR 629.16 FEET; THENCE NORTH 33°13'05" EAST ALONG THE WESTERLY LINE OF BLOCK 5 FOR 117.73 FEET TO POINT OF BEGINNING 'A'

| As the property owner of the site legally described as: | | |
|--|---|--|
| Brevard County Parcel ID 28-37-24-25-6-2 / Tax ID 2866311 | | |
| I, Owner Name: | Suzanne Sherman for City of Palm Bay | |
| Address: | 120 Malabar Road SE, Palm Bay, FL 32907 | |
| Telephone: | (321) 952-3400 | |
| Email: | suzanne.sherman@pbfl.org | |
| hereby authorize | | |
| Representative: | Johnathan Cohen of Palm Bay Marina LLC | |
| Address: | 1955 Harrison Street, Suite 200, Hollywood, FL 33020 | |
| Telephone: | (954) 434-5001 | |
| Email: | jcohen@adeloncapital.com | |
| to represent the | request(s) for: | |
| FLU and rezoning | g requests | |
| | Som the | |
| | (Property Owner Signature) | |
| STATE OF | Florida | |
| COUNTY OF | Brevard | |
| | strument was acknowledged before me by means of 🔀 physical | |
| presence or 🗌 o | nline notarization, this <u>29</u> day of <u>JUIY</u> , 20 <u>22</u> by | |
| KRISTIN T SURO Notary Public - State o Commission # GG 34 My Comm. Expires Jun Bonded through National Not | Florida 1979 5, 2023 ary Assn. Motary Public | |
| X Personally Kno | own or I Produced the Following Type of Identification: | |

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| As the property owner of the site legally described as: | | |
|--|--|--|
| Brevard County F | Parcel ID 28-37-24-25-6-1 / Tax ID 2832602 | |
| I, Owner Name: | Suzanne Sherman for City of Palm Bay | |
| Address: | 120 Malabar Road SE, Palm Bay, FL 32907 | |
| Telephone: | (321) 952-3400 | |
| Email: | suzanne.sherman@pbfl.org | |
| hereby authorize | : | |
| Representative: | Bruce Moia, P.E., MBV Engineering, Inc. | |
| Address: | 1250 W. Eau Gallie Boulevard, Suite H, Melbourne, FL 32935 | |
| Telephone: | ephone: (321) 253-1510 | |
| Email: | brucem@mbveng.com | |
| to represent the l | request(s) for: | |
| FLU and rezoning | g requests | |
| | Shiph | |
| | (Property Owner Signature) | |
| STATE OF | Florida | |
| COUNTY OF | Brevard | |
| The foregoing ins | strument was acknowledged before me by means of 🔀 physical | |
| presence or 🗌 or | nline notarization, this 29 day of 304 , 2022 by | |
| Suzani | ne Sharman, property owner. | |
| KRISTIN T Notary Public - S Commission d My Comm. Expire Bonded Inrough Nation | itate of Florida GG 341979 BS Jun 5. 2023 | |
| Personally Kno | wn or Produced the Following Type of Identification: | |

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| Brevard County I | Parcel ID 28-37-24-25-6-2 / Tax ID 2866311 | |
|--|---|--|
| l, Owner Name: | Suzanne Sherman for City of Palm Bay | |
| Address: | 120 Malabar Road SE, Palm Bay, FL 32907 | |
| Telephone: | (321) 952-3400 | |
| Email: | suzanne.sherman@pbfl.org | |
| nereby authorize |): | |
| Representative: | Bruce Moia, P.E., MBV Engineering, Inc. | |
| \ddress: | 1250 W. Eau Gallie Boulevard, Suite H, Melbourne, FL 32935 | |
| elephone: | (321) 253-1510 | |
| Email: | brucem@mbveng.com | |
| o represent the | request(s) for: | |
| FLU and rezoning | g requests | |
| | (Property Owner Signature) | |
| | Florida | |
| | N 1 | |
| he foregoing in | strument was acknowledged before me by means of $igmmode{	extsf{X}}$ physical | |
| resence or 🗌 or | nline notarization, this <u>29</u> day of <u>July</u> , 20 <u>22</u> by | |
| KRISTIN T Notary Public - S Commission = My Comm. Expire Bonded through Nation | tate of Florida GG 341979 ss Jun 5, 2023 al Notary Mssn. | |
| Personally Kno | own or Produced the Following Type of Identification: | |

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| As the property owner of the site legally described as: | | |
|---|---|--|
| Brevard County Parcel ID 28-37-24-25-6-1 / Tax ID 2832602 | | |
| I, Owner Name: | Suzanne Sherman for City of Palm Bay | |
| Address: | 120 Malabar Road SE, Palm Bay, FL 32907 | |
| Telephone: | (321) 952-3400 | |
| Email: | suzanne.sherman@pbfl.org | |
| hereby authorize | : | |
| Representative: | Johnathan Cohen of Palm Bay Marina LLC | |
| Address: | 1955 Harrison Street, Suite 200, Hollywood, FL 33020 | |
| Telephone: | (954) 434-5001 | |
| Email: | jcohen@adeloncapital.com | |
| to represent the i | request(s) for: | |
| FLU and rezoning | g requests | |
| | Shan the | |
| | (Property Owner Signature) | |
| | V | |
| STATE OF | Florida | |
| | Brevard | |
| The foregoing instrument was acknowledged before me by means of Aphysical | | |
| presence or 🗌 or | nline notarization, this <u>29</u> day of <u>JUIy</u> , 20 <u>22</u> by | |
| KRISTIN T Notary Public - St Commission # My Comm. Expire | tate of Florida GG 341979 | |
| Bonded through Nation | Mistin Auss., Notary Public | |
| Personally Kno | wn or Produced the Following Type of Identification: | |

ORDINANCE 2022-82

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE ZONING ORDINANCE OF THE CITY OF PALM BAY BY CHANGING THE ZONING OF PROPERTY FROM BMUV (BAYFRONT MIXED USE VILLAGE DISTRICT) TO BMU (BAYFRONT MIXED USE DISTRICT); WHICH PROPERTY IS LOCATED NORTH AND SOUTH OF ORANGE BLOSSOM TRAIL, IN THE VICINITY WEST OF DIXIE HIGHWAY, AND LEGALLY DESCRIBED HEREIN; PROVIDING FOR A CHANGE OF THE ZONING MAP; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The Zoning Ordinance of the City of Palm Bay, Brevard County, Florida, is hereby amended to provide for the rezoning of property from BMUV, (Bayfront Mixed Use Village District) to BMU (Bayfront Mixed Use District), being legally described herein as Exhibit 'A'.

SECTION 2. The Zoning Map of the City of Palm Bay is hereby revised to reflect this amendment.

SECTION 3. The provisions within this ordinance shall take effect immediately upon the enactment of Ordinance 2022-81.

Read in title only at Meeting 2022-, held on, 2022; andread in title only and duly enacted at Meeting 2022-, held on, 2022.

ATTEST:

Rob Medina, MAYOR

Terese M. Jones, CITY CLERK

City of Palm Bay, Florida Ordinance 2022-82

Reviewed by CAO: _____

| Applicant: | Adelon |
|------------|-------------|
| Case: | CPZ-27-2022 |

cc: (date) Applicant Case File LEGAL DESCRIPTION:

LOT H, ALL OF BLOCK 5, LOTS 1, 2, 18, AND 21, A PORTION OF LOTS 3, 4, 19, AND 20, BLOCK 6, AND A PORTION OF THE VACATED RIGHT-OF-WAY OF KINNEY AVENUE, "PLAT OF TILLMAN", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 4, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID BLOCK 5; THENCE SOUTH 54°57'52" EAST ALONG THE NORTHERLY LINE OF SAID BLOCK 5 FOR 800.63 FEET TO A POINT ON THE ARC OF A CIRCULAR NON-TANGENT CURVE CONCAVE EASTERLY FROM WHICH A RADIAL LINE BEARS SOUTH 59°13'05" EAST; THENCE SOUTHWESTERLY ALONG THE EASTERLY LINE OF SAID BLOCK 5 AND ITS SOUTHERLY EXTENSION AND CONTINUING ALONG THE EASTERLY LINE OF SAID BLOCK 6, BEING THE ARC OF SAID CURVE TO THE LEFT, HAVING A RADIUS OF 695.00 FEET, A CENTRAL ANGLE OF 27°33'15", FOR AN ARC DISTANCE OF 334.23 FEET TO A POINT OF NON-TANGENCY; THENCE NORTH 73°41'26" WEST 376.35 FEET TO A POINT ON THE SOUTHWESTERLY LINE OF SAID BLOCK 6; THENCE NORTH 24°36'47" WEST ALONG THE SOUTHWESTERLY LINE OF BLOCK 6, LOT H, AND BLOCK 5 FOR 629.16 FEET; THENCE NORTH 33°13'05" EAST ALONG THE WESTERLY LINE OF BLOCK 5 FOR 117.73 FEET TO POINT OF BEGINNING 'A'



TO: Honorable Mayor and Members of the City Council

- FROM: Suzanne Sherman, City Manager
- THRU: Alexandra Bernard, Growth Management Director
- DATE: 8/18/2022

Ordinance 2022-83, amending the Code of Ordinances, Chapter 185, Zoning Code, RE: Subchapter 'District Regulations', by removing the conditional use requirement for permitted uses on parcels of ten (10) or more acres within BMU (Bayfront Mixed Use District) zoning (T-29-2022, City of Palm Bay), final reading.

A public hearing is to be held on the above subject ordinance and the caption read for the second and final time at tonight's Council meeting.

The City of Palm Bay (Growth Management Department) has submitted for a textual amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 185: Zoning Code, Section 185.058(D)(4), to eliminate the requirement for a Conditional Use to allow permitted uses on a parcel of ten (10) or more acres of area in the BMU, Bayfront Mixed Use District.

The subject amendment removes the provision for permitted uses in the BMU district to require conditional use approvals on parcels of ten or more acres. Removing the conditional use requirement associated with parcel size allows for and is aligned with the intent of the Bayfront Mixed Use District by enabling larger-scale, mixed-use developments.

REQUESTING DEPARTMENT:

Growth Management

RECOMMENDATION: Motion to approve Case T-29-2022.

Planning and Zoning Board Recommendation:

Unanimous approval of the request.

ATTACHMENTS: Description

Case T-29-2022 - Staff Report Case T-29-2022 - Application Case T-29-2022 - Board Minutes

Ordinance 2022-83



LAND DEVELOPMENT DIVISION

120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042 landdevelopmentweb@palmbayflorida.org

Prepared by

Tania Ramos, Senior Planner

| CASE | NUMBER |
|--------|--------|
| T-29-2 | 022 |

PLANNING & ZONING BOARD HEARING DATE July 6, 2022

APPLICANT City of Palm Bay, Florida

PROPERTY LOCATION/ADDRESS

BMU, Bayfront Mixed Use District

SUMMARY OF REQUEST A textual amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 185: Zoning Code, Section 185.058(D)(4) Conditional Uses, to eliminate the requirement for a Conditional Use to allow permitted uses on a parcel of ten (10) or more acres of area in the BMU, Bayfront Mixed Use District.

| Existing Zoning | Not Applicable |
|-------------------|----------------|
| Existing Land Use | Not Applicable |
| Site Improvements | Not Applicable |
| Site Acreage | Not Applicable |

SURROUNDING ZONING & USE OF LAND

| North | Not Applicable |
|-------|----------------|
| East | Not Applicable |
| South | Not Applicable |
| West | Not Applicable |

BACKGROUND:

A textual amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 185: Zoning Code, Section 185.058(D)(4) Conditional Uses, to eliminate the requirement for a Conditional Use to allow permitted uses on a parcel of ten (10) or more acres of area in the BMU, Bayfront Mixed Use District. See proposed changes below:

The applicant for this amendment is the City of Palm Bay Florida. The applicant is looking to remove the provision that permitted uses on parcels of ten (10) or more acres of area require a conditional use approval.

Proposed language for this amendment is attached in legislative style with additions between >>arrow<< symbols and deletions in strikethrough format.

INTENT AND APPLICABILITY:

Intent. The purpose of the Bayfront Mixed Use (BMU) district is to provide areas within the Bayfront Redevelopment District for an attractive and functional mix of high density residential with a low intensity of commercial land uses that are linked by a network of walkways. The ratio of residential to commercial shall have a minimum of 20% commercial uses, based upon Floor Area Ratio (FAR) or the gross floor area of the first floor (footprint) of all principal use buildings.

ANALYSIS:

Staff has drafted this amendment to allow for permitted uses on parcels of ten (10) or more acres of area without a conditional use approval. Removing the conditional use requirement associated with parcel size allows for and is aligned with the intent of the Bayfront Mixed Use District by enabling larger scale mixed use developments.

STAFF RECOMMENDATION:

Case T-29-2022 is recommended for approval.

TITLE XVII: LAND DEVELOPMENT CODE

CHAPTER 185: ZONING CODE

§ 185.058 BMU—BAYFRONT MIXED USE DISTRICT.

(A) Intent. The purpose of the Bayfront Mixed Use (BMU) district is to provide areas within the Bayfront Redevelopment District for an attractive and functional mix of high density residential with a low intensity of commercial land uses that are linked by a network of walkways. The ratio of residential to commercial shall have a minimum of 20% commercial uses, based upon Floor Area Ratio (FAR) or the gross floor area of the first floor (footprint) of all principal use buildings.

(B) Principal uses and structures.

(1) Multiple family dwellings provided that in no case shall there be more than forty (40) dwelling units per gross residential acre.

(2) Professional offices such as accounting, architecture, engineering, dentistry, medical, insurance, real estate, financial services, title companies and similar uses.

(3) General offices such as administrative, corporate, business, and similar uses.

(4) Personal service such as beauty, barbers, dry cleaning pick-up, tailoring and similar uses.

(5) Business service such as graphic design, interior design, advertising, photography, printing, employment services, telemarketing, business schools, and similar uses.

(6) Financial institutions (banks, credit unions, and savings and loan).

(7) Retail sales and service (clothing, jewelry, luggage, shoes, electronics, sporting goods, gift shops, florists, photographic supplies, art dealers, antique shops/dealers, tobacco products, grocery stores, convenience stores, drug stores, cosmetic and beauty supply optical specialty food, and similar uses).

(8) Public uses (any federal, state, county, municipal, special district, or similar use).

(9) Eating establishments, including dancing in eating establishments. (restaurants, coffee shops, pastry shops, ice cream parlors, cafeterias, snack shops, and similar uses).

(10) Retail bakeries.

(11) Clubs, lodges, and fraternal organizations.

- (12) Nursing homes and adult congregate living facilities.
- (13) Hotel, motel, and bed and breakfast inns.
- (14) Public and private parking lots.
- (15) Brew pubs and/or other drinking establishments.

(C) Accessory uses and structures. Customary accessory uses of one or more of the principal uses, clearly incidental and subordinate to the principal use, in keeping with the objectives of a mixed use environment. All storage shall be in an enclosed structure unless clearly provided for herein.

- (D) Conditional uses.
 - (1) Public utility facilities.
 - (2) Marinas with boat sales and rentals.
 - (3) Public and private schools.
 - (4) Permitted uses located on a parcel of ten (10) or more acres of area.
- (E) Prohibited uses and structures.
 - (1) All uses not specifically permitted herein.
 - (2) Retail automotive fuel sales.
 - (3) Pawn shops.
 - (4) Tattoo parlors and body piercing establishments.

(5) Contractors' offices with outside storage (plumbers, electricians, carpenters, masons, roofers, builders, cabinet makers, fence installers, gutter and siding installers, flooring and tile installers, drywall installers, painters, heating and air conditioning installers, glass repair and replacement, and similar uses).

- (6) Adult entertainment.
- (7) Fire works sales.
- (8) Commercial towers.

(9) Automotive/vehicle repair and auto body repair, painting, and storage of junk vehicles.

(10) Vehicle/automotive sales/lease.

- (11) Palm readers/fortunetellers and similar uses.
- (12) Flea markets and auction houses and similar uses.
- (13) Soup kitchens/homeless shelters.
- (14) Pain-management clinic.
- (15) Secondhand Dealer.
- (16) Warehousing and/or self-storage facilities.

(F) Lot and structure requirements.

- (1) Minimum lot area 1 acre.
- (2) Minimum lot width forty (40) feet.
- (3) Minimum lot depth one hundred twenty (120) feet.
- (4) Maximum building coverage sixty percent (60%).

(5) Maximum height - sixty (60) feet. Additional building height may be permitted, subject to the following provisions:

(a) Providing public a space or public amenity totaling ten percent (10%) of the site, entitles an additional 10 feet in height.

(b) Providing understory parking to reduce required surface parking, entitles an additional 10 feet in height.

(c) Providing public access to the waterway through public boat slips, or public boat launch, or public transitional slips, entitles an additional 10 feet in height.

(d) Provide a mixture of uses, such as restaurant with residential uses above, entitles an additional 10 feet in height.

(e) Providing shared storm water or shared parking with neighboring properties, entitles an additional 10 feet in height. Upon approval by the city, the shared amenity shall be recorded as an easement or agreement, in the public records of Brevard County.

- (6) Minimum floor area (commercial) three hundred (300) square feet.
- (7) Minimum living area for multifamily units: None.
- (8) Yard requirements:

(a) Front: zero (0) foot minimum.

(b) Side interior: five (5) feet minimum, twenty-five (25) foot minimum when the property is adjacent to single-family development not separated by waterway, railroad, or street.

(c) Side corner: zero (0) foot minimum.

(d) Rear: twenty (20) feet minimum; ten (10) minimum feet when abutting a right-of-way or alley.

(e) Accessory structures: minimum twenty (20) foot front and side corner, same side and rear as listed in divisions (b) and (d) above.

(f) For buildings sixty (60) feet in height, or greater, the building(s) shall be setback a minimum of half the height of the building from the rear and side interior property lines when the property is adjacent to single-family development not separated by waterway, railroad, or street.

(g) For buildings taller than sixty (60) feet; the building shall be stepped-back a minimum of twenty (20) feet beyond the forty (40) foot height measurement when the property is adjacent to single-family development not separated by waterway, railroad, or street. This is intended to create a terrace effect that helps provide light and air for the adjacent single-family dwellings. The stepped back portion can be used for recreational purposes such as gardening or outdoor dining.

(9) Shared access and parking areas:

(a) Off-street parking for non-residential uses shall be behind or to the side of the nonresidential building with a minimum of five (5) foot setback from a right-of-way line.

(b) On-street parking spaces along any property line shall be counted toward the minimum number of parking spaces required for that use on that lot, except where there are driveway curb cuts.

(c) No side interior building and parking area setbacks are required for nonresidential buildings provided all of the following are met:

1. Buildings on adjacent parcels, under separate ownership, are joint by a common wall.

2. Parking areas and aisles are joined and shared in common with adjacent parcel(s) under separate ownership.

3. Curb cuts and driveways on principal roadways (collector and arterial streets) are shared in common for the parcels involved and a minimum spacing of one hundred fifty (150) feet is maintained, or access is provided by an approved frontage road.

4. Easements and/or written assurances of shared and common facilities from all property owners involved must be approved by the city and recorded in public records of Brevard County prior to the issuance of a building permit.

(d) For adjacent developments meeting the requirements of divisions 2 through 4 above, the total number of off-street parking spaces required for uses on all parcels involved may be reduced by ten percent (10%) where the location of shared parking areas provides convenient access to all principal buildings.

(e) For developments adjacent to public parking the total number of off-street parking spaces required for uses on the parcel involved may be reduced by ten percent (10%) where the location of public parking areas provides convenient access to the principal buildings. On street public parking may not be considered for reduction eligibility.

(10) Design requirements:

(a) The Architectural Style for each structure shall adhere to 185.134 ARCHITECTURAL STYLE REQUIREMENTS (B)(1), (2), (3), (4), or (5).

(b) Structures in the following use category are exempt from the design review requirements of this subsection: public utility equipment and churches.

(c) The city sign code (Chapter 178) shall be adhered to with the following additional requirements:

1. Materials: The color, construction, and material of each sign shall be compatible with the architecture on the site.

2. Design: Every sign frame or support shall be designed as a sympathetic architectural element of the building(s) to which it is principally related.

3. Free standing signs shall have landscaping at the base.

(d) Structures having a federal or state historic site status shall be exempt from this subsection.

(e) Garages for single-, or two-family residential structures and uses shall not be located closer to the front or side corner lot line than the foremost facade of the principal building, i.e., "snout houses" are not permitted.

(f) Other than for entrances and exits, parking structures shall be screened from view on ground level by landscaping or active commercial or residential uses, to the greatest extent possible, on any side that faces a public street or right-of-way.

(g) The City Council may, by resolution, adopt such administrative policies, manuals and/or fees as necessary to implement the design requirements identified above.

(11) Signs. Maximum height for any detached sign shall be ten (10) feet. All other criteria of the Sign Code shall be met.

(12) Landscaping. Properties within the Bayfront Mixed Use district are exempt from the development standards of § 185.142(B)(1), (2) and (4), Off-Street Parking Area Landscape Requirements, however properties within the district shall meet all the other requirements of § 185.142 in addition to the following landscape development standards:

(a) One (1) tree per every forty (40) feet of the property frontage shall be planted between the right-of-way line and the front or side corner building line for all properties.

(b) Any off-street parking space or parking lot in the Bayfront Mixed Use District that abuts a street right-of-way shall be buffered from the right-of-way by a landscape area of no less than five (5) feet of width in which is located a continuous row of shrubs no less than two (2) feet in height.

(c) In addition, where off-street parking is required for multiple family residential and nonresidential uses, such parking shall meet the interior parking area landscape requirements of § 185.142(3) of the code.

(13) Sidewalks. Sidewalks shall be provided to create a pedestrian access to the proposed project and to adjacent properties. All sidewalks shall:

(a) Be constructed of concrete with a raised curb separating the sidewalk from on-street parking.

b) Be a minimum of five (5) feet in width.

(c) Comply with city engineering design standards.

(14) Fence/walls. The construction, erection, and maintenance of walls and fences shall be permitted per the city's fence code (§§ 170.110 through 170.122) with the following exceptions and additions:

(a) Chain link fence cannot be placed within twenty (20) feet of the front or side corner property lines.

(b) Fence and wall height shall be limited to four (4) feet within twenty (20) feet of the front and side corner property lines, and limited to six (6) feet in height at all other areas of the property.

(c) The use of barbed wire is prohibited.

(15) Lighting. Buildings shall have no neon on their exterior; however, neon signs may be displayed inside windows provided they occupy no more than fifteen percent (15%) of the window where they are displayed.



LAND DEVELOPMENT DIVISION 120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042 Landdevelopment@palmbayflorida.org

CODE TEXTUAL AMENDMENT APPLICATION

This application must be deemed complete and legible, and must be returned by the first day of the month during division office hours, with all enclosures referred to herein, to the Land Development Division, Palm Bay, Florida, to be processed for consideration the following month at the earliest by the Planning and Zoning Board. The application will then be referred by the Planning and Zoning Board for study and recommendation to the City Council. You or your representative are required to attend the meeting(s) and will be notified by mail of the date and time of the meeting(s). The Planning and Zoning Board holds their regular meeting the first Wednesday of every month at 7:00 p.m. in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida, unless otherwise stated.

ORDINANCE SECTION(S) PROPOSED TO BE CHANGED:

Section 185.058(D)(4)

PROPOSED LANGUAGE (attach addendum if necessary):

See Attached

JUSTIFICATION FOR PROPOSED CHANGE (attach other documents if necessary)

Removing the conditional use requirement associated with parcel size allows for and is aligned with the intent of the Bayfront Mixed Use District by enabling larger scale mixed use developments.

CITY OF PALM BAY, FLORIDA CODE TEXTUAL AMENDMENT APPLICATION PAGE 2 OF 2

THE APPLICATION FEE MUST BE SUBMITTED WITH APPLICATION TO PROCESS THIS REQUEST:

*\$1,500.00 Application Fee. Make Check payable to "City of Palm Bay."

I, the undersigned understand that this application must be complete and accurate before consideration by the Planning and Zoning Board/Local Planning Agency and certify that all the answers the questions in said application, and all data and matter attached to and made a part of said application are honest and true to the best of my knowledge and belief.

Under penalties of perjury, I declare that I have read the foregoing code textual amendment application and that the facts stated in it are true.

| Signature of Applicant UMMU Bred Date 6/9/22 | | | | | |
|--|---|--|--|--|--|
| Printed Name of Applicant Alexandra Bernard | | | | | |
| Full Address | 120 Malabar Road SE, Palm Bay, FL 32907 | | | | |
| Telephone | (321) 733-3042 alexandra.bernard@palmbayflorida.org | | | | |
| PERSON TO BE NOTIFIED (If different from above): | | | | | |
| Printed Name | | | | | |
| Full Address | | | | | |
| Telephone | Email | | | | |

*NOTE: APPLICATION FEE IS NON-REFUNDABLE UPON PAYMENT TO THE CITY

CITY OF PALM BAY, FLORIDA

PLANNING AND ZONING BOARD/ LOCAL PLANNING AGENCY REGULAR MEETING 2022-08

Held on Wednesday, July 6, 2022, in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Land Development Division, Palm Bay, Florida. The minutes are not a verbatim transcript but a brief summary of the discussions and actions taken at this meeting.

Chairperson Leeta Jordan called the meeting to order at approximately 6:00 p.m.

Mr. Donald Boerema led the Pledge of Allegiance to the Flag.

ROLL CALL:

| CHAIRPERSON: | Leeta Jordan | Present | |
|--------------------|--------------------------|---------|-----------|
| VICE CHAIRPERSON: | Philip Weinberg | Present | |
| MEMBER: | Donald Boerema | Present | |
| MEMBER: | Robert Good | Present | |
| MEMBER: | Khalilah Maragh | Absent | (Excused) |
| MEMBER: | Randall Olszewski | Present | |
| MEMBER: | Rainer Warner | Absent | (Excused) |
| NON-VOTING MEMBER: | David Karaffa | Present | |
| | (School Board Appointee) | | |

The absences were excused for Ms. Maragh and Mr. Rainer.

CITY STAFF: Present were Ms. Alexandra Bernard, Growth Management Director; Mr. Jesse Anderson, Ph.D., Assistant Growth Management Director; Mr. Stephen White, Principal Planner; Ms. Tania Ramos, Senior Planner; Ms. Chandra Powell, Recording Secretary; Mr. Erich Messenger, Deputy City Attorney; Natalie Shaber, Engineer II.

ADOPTION OF MINUTES:

1. Regular Planning and Zoning Board/Local Planning Agency Meeting 2022-07; June 1, 2022.

City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 19 of 24

Mr. Weinberg stated that he was pleased with the revitalization that was occurring in the Bayfront District.

Motion to submit Case CPZ-27-2022 to City Council for approval.

Motion by Mr. Weinberg, seconded by Mr. Boerema. Motion carried with members voting as follows:

Aye: Jordan, Weinberg, Boerema, Good, Olszewski.

 T-29-2022 – BMU Conditional Use - City of Palm Bay (Growth Management Department) – A Textual Amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 185: Zoning Code, Section 185.058(D)(4), to eliminate the requirement for a Conditional Use to allow permitted uses on a parcel of ten (10) or more acres of area in the BMU, Bayfront Mixed Use District

Mr. Anderson presented the staff report for Case T-29-2022. Staff recommended Case T-29-2022 for approval.

Mr. Olszewski questioned why the proposed amendment was needed and how the existing conditional use requirement was a hinderance. Mr. Anderson explained that ten acres or less was a physical constraint for horizontal mixtures of uses. The proposed change would allow for fluidity in terms of developers having the option of horizontal or vertical projects, and it would create a more transitional phase in density and intensity throughout the BMU district. He stated that the conditional use requirement could be seen as an obstacle by many developers, and it elongated the development process in certain circumstances. Conditions could be addressed at the administrative site plan level with prevailing circumstances brought before the board and City Council. Ms. Bernard added that according to the City Attorney, having a BMU zoning district and then a condition of ten acres or more was moot as it could not be allowed and a condition. The amendment would clear up the conflict.

Mr. Olszewski asked for clarification on how the textual amendment would change the process for a permitted business. He wanted to comprehend the direct benefit of the amendment. Mr. Anderson explained that a permitted use would no longer require board or City Council review. Its purpose was to make sure that entitlements City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 20 of 24

were not being restrained. The amendment would allow for a mixture of uses and create walkability over a larger scale of area rather than having to traverse through each small-scale submittal. Ms. Bernard added that the matter had arose three times in the last seven months. The change would allow for some great redevelopment to occur in the Bayfront area.

The floor was opened and closed for public comments.

Ms. Patricia Dalpra (resident at Georges Avenue NE) spoke against the request. She questioned why every vacant space in the area had to be developed, and it appeared as though the builders had the upper hand.

The floor was closed for public comments, and there was no correspondence in the file.

Mr. Olszewski asked the board for their view of the request. Mr. Weinberg commented that the amendment would permit an allowed use to occur without the additional step of a conditional use that was not considered necessary. Ms. Jordan concurred.

Motion to submit Case T-29-2022 to City Council for approval.

Motion by Mr. Weinberg, seconded by Mr. Boerema. Motion carried with members voting as follows:

Aye: Jordan, Weinberg, Boerema, Good, Olszewski.

 T-30-2022 – Citizen Participation Plan - City of Palm Bay (Growth Management Department – Requested by Deputy Mayor Kenny Johnson) - A Textual Amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 169: Zoning Code, Section 169.005(B)(1), to modify the applicability requirements for Citizen Participation Plans to include Comprehensive Plan Future Land Use Map and Zoning Map amendments

Mr. Anderson presented the staff report for Case T-30-2022. The proposal was at the request of Deputy Mayor Kenny Johnson. Staff recommended Case T-30-2022 for approval.

ORDINANCE 2022-83

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE XVII, LAND DEVELOPMENT CODE, CHAPTER 185, ZONING CODE, SUBCHAPTER 'DISTRICT REGULATIONS', BY REMOVING THE CONDITIONAL USE REQUIREMENT FOR PERMITTED USES ON PARCELS OF TEN (10) OR MORE ACRES WITHIN BMU (BAYFRONT MIXED USE DISTRICT) ZONING; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR INCLUSION IN THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City of Palm Bay Code of Ordinances, Title XVII, Land Development Code, Chapter 185, Zoning Code, Subchapter 'District Regulations', Section 185.058, BMU – Bayfront Mixed Use District, is hereby amended and shall henceforth read as follows:

"Section 185.058 BMU – COMMUNITY COMMERCIAL DISTRICT.

* * *

(D) Conditional uses.

* * *

(4) Permitted uses located on a parcel of ten (10) or more acres of area.

* * *"

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

SECTION 3. It is the intention of the City Council of the City of Palm Bay that the provisions of this Ordinance shall be made a part of the City of Palm Bay Code of Ordinances and the sections may be renumbered to accomplish such intention.

City of Palm Bay, Florida Ordinance 2022-83 Page 2 of 2

SECTION 4. If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

SECTION 5. The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting 2022-XX, held on , 2022; and read in title only and duly enacted at Meeting 2022-XX, held on , 2022.

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

Reviewed by CAO: _____

Applicant: City of Palm Bay Case: T-29-2022

cc: (date) Case File

Strikethrough words shall be deleted; highlighted words that will included will be placed in between two arrow symbols (>> <</
. Deletions and additions constitute the proposed amendment. Words remaining are now in effect and remain unchanged.



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Alexandra Bernard, Growth Management Director
- DATE: 8/18/2022
- RE: Ordinance 2022-84, amending the Code of Ordinances, Chapter 169, Land Development Code, by modifying the applicability provisions for citizen participation plans (T-30-2022, City of Palm Bay), final reading. (Deputy Mayor Johnson)

A public hearing is to be held on the above subject ordinance and the caption read for the second and final time at tonight's Council meeting.

The City of Palm Bay (Growth Management Department), at the request of Deputy Mayor Kenny Johnson, has submitted for a textual amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 169: Land Development Code, Section 169.005(B)(1), to modify the applicability requirements for Citizen Participation Plans to include Comprehensive Plan Future Land Use Map and Zoning Map amendments.

The subject amendment expands the applicability of Citizen Participation Plans to include both Comprehensive Plan Future Land Use Map and Zoning Map amendments. The request also proposes to require the completion of Citizen Participation Plan meetings for applicable projects prior to an application being deemed sufficient for staff review and the scheduling of the public hearings. These changes will broaden citizen involvement and ensure implementation within a timely manner.

REQUESTING DEPARTMENT:

Growth Management

RECOMMENDATION: Motion to approve Case T-30-2022.

Planning and Zoning Board Recommendation:

Unanimous approval of the request.

ATTACHMENTS: Description

Case T-30-2022 - Staff Report Case T-30-2022 - Application Case T-30-2022 - Board Minutes

Ordinance 2022-84



120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042 landdevelopmentweb@palmbayflorida.org

Prepared by

Jesse D. Anderson, Assistant Growth Management Director

| Jesse D. Anderson, Assistant Growth Management Director | | | |
|--|---|--|--|
| CASE NUMBER T-30-2022 | PLANNING & ZONING BOARD HEARING DATE July 6, 2022 | | |
| APPLICANT City of Palm Bay (Growth Mar Department – Requested by Mayor Kenny Johnson) | | | |
| SUMMARY OF REQUEST | A textual amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 169: Land Development Code, Section 169.005(B)(1), to modify the applicability requirements for Citizen Participation Plans to include Comprehensive Plan Future Land Use Map and Zoning Map Amendments (Requested by Deputy Mayor Kenny Johnson). | | |
| Existing Zoning | Not Applicable | | |
| Existing Land Use | Not Applicable | | |
| Site Improvements | Not Applicable | | |
| Site Acreage | Not Applicable | | |

SURROUNDING ZONING & USE OF LAND

| North | Not Applicable |
|-------|----------------|
| East | Not Applicable |
| South | Not Applicable |
| West | Not Applicable |

BACKGROUND:

A textual amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 169: Land Development Code, Section 169.005(B)(1), applicability requirements for Citizen Participation Plans to include Comprehensive Plan Future Land Use Map and Zoning Map Amendments. See proposed changes below:

The applicant for this amendment is the City of Palm Bay, Florida. The applicant is looking to modify the applicability requirements for Citizen Participation plans, expanding the applicability to Comprehensive Plan Future Land Use Map and Zoning Map Amendments. This request also proposes to require the completion of Citizen Participation Plan meetings for applicable projects to occur prior to an application being deemed sufficient for staff review and scheduling of public hearings.

Proposed language for this amendment is attached in legislative style with additions between >>arrow<< symbols and deletions in strikethrough format.

INTENT AND APPLICABILITY:

The purpose of the citizen participation plan is to:

(1) Ensure that applicants pursue early and effective citizen participation in conjunction with their applications, giving them the opportunity to understand and try to mitigate any real or perceived impacts their application may have on the community.

(2) Ensure that citizens have an adequate opportunity to learn about applications that may affect them and to work with applicants to resolve concerns at an early stage of the review and decision-making process.

(3) Facilitate ongoing communication between the applicant, interested citizens, city staff, appointed and elected officials throughout the applicant review process.

(4) The citizen participation plan is not intended to produce complete consensus on all applicants, but to encourage applicants to be good neighbors and to allow for informed decision-making.

ANALYSIS:

The proposed changes, as textually written below, will broaden citizen participation and entice a more active citizenry. These changes will also ensure that Citizen Participation Plans are implemented in a timely manner, with forethought, as the proper implementation of said plan will be a contingency of deeming an applicable application as sufficient for review and public hearing.

STAFF RECOMMENDATION:

Case T-30-2022 is recommended for approval.

TITLE XVII: LAND DEVELOPMENT CODE

CHAPTER 169: LAND DEVELOPMENT CODE

§ 169.005 CITIZEN PARTICIPATION PLANS.

(A) *Purpose.* The purpose of the citizen participation plan is to:

(1) Ensure that applicants pursue early and effective citizen participation in conjunction with their applications, giving them the opportunity to understand and try to mitigate any real or perceived impacts their application may have on the community.

(2) Ensure that citizens have an adequate opportunity to learn about applications that may affect them and to work with applicants to resolve concerns at an early stage of the review and decision-making process.

(3) Facilitate ongoing communication between the applicant, interested citizens, city staff, appointed and elected officials throughout the applicant review process.

(4) The citizen participation plan is not intended to produce complete consensus on all

applicants, but to encourage applicants to be good neighbors and to allow for informed decision-making.

(B) Applicability.

(1) Every application for development that requires a >>Comprehensive Plan Future Land Use Map or Zoning Map Amendment,<< preliminary subdivision approval, preliminary planned unit development, or a conditional use shall include a citizen participation plan that must be implemented prior to the first public hearing or notice of public review and comment period on an administrative application >>an application being deemed sufficient for staff review and scheduling of public hearings<<.

(2) When in compliance with all other city ordinances and regulations, the following projects are exempted from the other provisions of this section.

(a) Construction of one single-family detached dwelling.

(b) Construction of ten (10) or less multi-family dwelling units, regardless of density.

(c) Amendments to an approved Planned Unit Development (PUD) provided that less than twenty percent (20%) of the total acreage of the PUD is subject to the amendment.

(C) Plan contents.

(1) At a minimum, the citizen participation plan shall include the following information:

(a) Which residents, property owners, interested parties, political jurisdictions and public agencies may be affected by the application;

(b) How those parties identified in division (C)(1) of this section will be notified that an application has been made including a letter introducing the proposed project and describing the impact it may have on the surrounding properties, providing a proposed site plan and a contact name, phone number and address where parties may address questions;

(c) How those parties identified in division (C)(1) of this section will be informed of a substantive of change, amendment, or development to the proposed application;

(d) How those identified in division (C)(1) of this section will be provided an opportunity to discuss the applicant's proposal with the applicant and express any concerns, issues, or problems they may have with the proposal in advance of the public hearing or public review and comment period; at a minimum there should be at least one (1) informational meeting held on a Monday, Tuesday or Wednesday evening after 6:00 p.m. at least seven (7) days before the first scheduled city public hearing or administrative review;

(e) The applicant's schedule for completion of the citizen participation plan;

(f) How the applicant will keep the Growth Management Department informed as to the status of his or her citizen participation efforts.

(2) The level of citizen interest and area of involvement will vary depending on the nature of the application and the project's location. The applicant will determine the target area for notification after consultation with and approval of the Growth Management Department.

(3) In no case shall the notification area be less than that required in other sections of the Land Development Regulations.

(4) The applicant shall notify neighborhood and homeowners' associations within the public notice area required by other sections of the Land Development Regulations.

(5) The applicant shall notify any other persons, organizations or agencies as deemed appropriate after consultation with the Growth Management Department.

(6) These requirements apply in addition to any notice provisions required elsewhere in the Land Development Regulations.

(7) At the applicant's discretion, applicant may submit a citizen participation plan, along with the required processing fee, and begin implementation prior to the formal application submittal. This shall not occur until after consultation with the Growth Management Department.

(D) Citizen participation report.

(1) When a citizen participation plan is required, the applicant shall provide a written report, satisfactory to the Director of the Growth Management Department, documenting the results of the citizen participation effort prior to the notice of public hearing or notice of public review and comment period on the application. This report shall be made a part of the administrative record and shall be filed with the Growth Management Department at least five (5) days before the city's first public hearing or final administrative review.

(2) The citizen participation report shall describe the methods the applicant employed to involve the public, including:

(a) Dates and locations of all meetings where citizens were invited to discuss the applicant's proposal;

(b) The content, dates mailed, and number of mailings, including letters, meeting notices, newsletters and other writings;

(c) A description of where residents, property owners and other interested parties receiving notices, newsletters, or other written materials are located; and

(d) The number of people who participated in the process.

(3) The report shall summarize the substance of concerns, issues and problems expressed during the process.

(4) The report shall describe how the applicant has addressed, or intends to address the concerns, issues and problems expressed during the process.

5) The report shall identify which concerns, issues and problems the applicant is unwilling or unable to address, if any, and shall state why.



LAND DEVELOPMENT DIVISION 120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042 Landdevelopment@palmbayflorida.org

CODE TEXTUAL AMENDMENT APPLICATION

This application must be deemed complete and legible, and must be returned by the first day of the month during division office hours, with all enclosures referred to herein, to the Land Development Division, Palm Bay, Florida, to be processed for consideration the following month at the earliest by the Planning and Zoning Board. The application will then be referred by the Planning and Zoning Board for study and recommendation to the City Council. You or your representative are required to attend the meeting(s) and will be notified by mail of the date and time of the meeting(s). The Planning and Zoning Board holds their regular meeting the first Wednesday of every month at 7:00 p.m. in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida, unless otherwise stated.

ORDINANCE SECTION(S) PROPOSED TO BE CHANGED:

Section 169.005(B)(1)

PROPOSED LANGUAGE (attach addendum if necessary):

See Attached

JUSTIFICATION FOR PROPOSED CHANGE (attach other documents if necessary)

The proposed changes, as textually written below, will broaden citizen participation and entice a more active citizenry. These changes will also ensure that Citizen Participation Plans are implemented in a timely manner, with forethought, as the proper implementation of said plan will be a contingency of deeming an applicable application as sufficient for review and public hearing.

CITY OF PALM BAY, FLORIDA CODE TEXTUAL AMENDMENT APPLICATION PAGE 2 OF 2

THE APPLICATION FEE MUST BE SUBMITTED WITH APPLICATION TO PROCESS THIS REQUEST:

*\$1,500.00 Application Fee. Make Check payable to "City of Palm Bay."

I, the undersigned understand that this application must be complete and accurate before consideration by the Planning and Zoning Board/Local Planning Agency and certify that all the answers the questions in said application, and all data and matter attached to and made a part of said application are honest and true to the best of my knowledge and belief.

Under penalties of perjury, I declare that I have read the foregoing code textual amendment application and that the facts stated in it are true.

| Signature of Ap | oplicant Alundard Date 6/9/22 |
|-----------------|---|
| Printed Name of | of Applicant Alexandra Bernard |
| Full Address | 120 Malabar Road SE, Palm Bay, FL 32907 |
| Telephone | (321) 733-3042 alexandra.bernard@palmbayflorida.org |
| PERSON TO BI | E NOTIFIED (If different from above): |
| Printed Name | |
| Full Address | |
| Telephone | Email |

*NOTE: APPLICATION FEE IS NON-REFUNDABLE UPON PAYMENT TO THE CITY

CITY OF PALM BAY, FLORIDA

PLANNING AND ZONING BOARD/ LOCAL PLANNING AGENCY REGULAR MEETING 2022-08

Held on Wednesday, July 6, 2022, in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Land Development Division, Palm Bay, Florida. The minutes are not a verbatim transcript but a brief summary of the discussions and actions taken at this meeting.

Chairperson Leeta Jordan called the meeting to order at approximately 6:00 p.m.

Mr. Donald Boerema led the Pledge of Allegiance to the Flag.

ROLL CALL:

| CHAIRPERSON: | Leeta Jordan | Present | |
|--------------------|--------------------------|---------|-----------|
| VICE CHAIRPERSON: | Philip Weinberg | Present | |
| MEMBER: | Donald Boerema | Present | |
| MEMBER: | Robert Good | Present | |
| MEMBER: | Khalilah Maragh | Absent | (Excused) |
| MEMBER: | Randall Olszewski | Present | |
| MEMBER: | Rainer Warner | Absent | (Excused) |
| NON-VOTING MEMBER: | David Karaffa | Present | |
| | (School Board Appointee) | | |

The absences were excused for Ms. Maragh and Mr. Rainer.

CITY STAFF: Present were Ms. Alexandra Bernard, Growth Management Director; Mr. Jesse Anderson, Ph.D., Assistant Growth Management Director; Mr. Stephen White, Principal Planner; Ms. Tania Ramos, Senior Planner; Ms. Chandra Powell, Recording Secretary; Mr. Erich Messenger, Deputy City Attorney; Natalie Shaber, Engineer II.

ADOPTION OF MINUTES:

1. Regular Planning and Zoning Board/Local Planning Agency Meeting 2022-07; June 1, 2022.

City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 20 of 24

were not being restrained. The amendment would allow for a mixture of uses and create walkability over a larger scale of area rather than having to traverse through each small-scale submittal. Ms. Bernard added that the matter had arose three times in the last seven months. The change would allow for some great redevelopment to occur in the Bayfront area.

The floor was opened and closed for public comments.

Ms. Patricia Dalpra (resident at Georges Avenue NE) spoke against the request. She questioned why every vacant space in the area had to be developed, and it appeared as though the builders had the upper hand.

The floor was closed for public comments, and there was no correspondence in the file.

Mr. Olszewski asked the board for their view of the request. Mr. Weinberg commented that the amendment would permit an allowed use to occur without the additional step of a conditional use that was not considered necessary. Ms. Jordan concurred.

Motion to submit Case T-29-2022 to City Council for approval.

Motion by Mr. Weinberg, seconded by Mr. Boerema. Motion carried with members voting as follows:

Aye: Jordan, Weinberg, Boerema, Good, Olszewski.

 T-30-2022 – Citizen Participation Plan - City of Palm Bay (Growth Management Department – Requested by Deputy Mayor Kenny Johnson) - A Textual Amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 169: Zoning Code, Section 169.005(B)(1), to modify the applicability requirements for Citizen Participation Plans to include Comprehensive Plan Future Land Use Map and Zoning Map amendments

Mr. Anderson presented the staff report for Case T-30-2022. The proposal was at the request of Deputy Mayor Kenny Johnson. Staff recommended Case T-30-2022 for approval.

City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 21 of 24

Mr. Olszewski surmised that the proposed amendment would now require Citizen Participation Plan (CPP) meetings to occur before applicants could come forth with Comprehensive Plan Amendment applications that would now include the summaries of their CPP meetings, and that all properties touching the 500-foot radius of the sites would need to be invited to the CPP meetings. Mr. Anderson indicated that this was correct, but CPP meetings must occur before Comprehensive Plan and Zoning Amendment applications were found to be sufficient for staff review. He expounded on the proposal and stated that the same integrity would be maintained for processing developments, conditional uses, Comprehensive Plan Amendments, and rezonings. Mr. Olszewski remarked that he was fully in support of the amendment.

Ms. Jordan asked for clarification on the CPP meetings occurring before applications were submitted to staff. Mr. Anderson stated that CPP meetings must occur before applications were found sufficient for review. Applications would not be deemed sufficient for review or proceed to a public hearing until the CPP was completed and reported to staff. The change would keep CPP meetings from being held too close to the public hearings for residents and for staff.

Mr. Karaffa wanted to know what a CPP meeting was. Mr. Anderson explained that a CPP was an outlined method for the citizens in an area that were most likely affected by a development to attend a meeting held by the developer to explain the project. Citizens could voice their opinions and fears so that the developer could attempt to mitigate any unwanted risks. Mr. Karaffa remarked on the timing of projects and the sufficiency in information that would be provided for CPP meetings. Mr. Anderson stated that the level of details provided for requests were based on what levels of analysis and reviews were under consideration as some details were required at later stages and some projects might not be developed for years. He said that this ensured that current information was being captured, and that the plans presented at the CPP meetings would be at the earliest stage so that citizen opinions could be heard.

The floor was opened for public comments, and there was no correspondence in the file.

City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 22 of 24

Mr. Bill Battin (resident at Ocean Spray Street SW) inquired whether the 500-foot radius mailing was measured from the center or from the border of the properties to determine who received the meeting notices.

Ms. Susan Connolly (resident at Dixie Highway NE) wanted clarification that the CPP meeting would now occur earlier in the process and would include all applications that come before the board.

In response to the comments from the audience, Ms. Bernard restated the CPP process and that all applications would require a CPP meeting. She explained that standard 500-foot radius packages were prepared by Brevard County for a fee.

The floor was closed for public comments.

Motion to submit Case T-30-2022 to City Council for approval.

Motion by Mr. Olszewski, seconded by Mr. Weinberg. Motion carried with members voting as follows:

Aye: Jordan, Weinberg, Boerema, Good, Olszewski.

8. T-33-2022 - Voluntary Low Impact Development - City of Palm Bay (Growth Management Department – Requested by Deputy Mayor Kenny Johnson) – A Textual Amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 174: Floodplain and Stormwater Management, Stormwater Management and Conservation, Part 2: Drainage Plan, Section 174.068(AA) Design Standards, and repealing Sections 169.010 through 169.015 in its entirety, to modify guidelines for voluntary low impact development

Mr. Anderson presented the staff report for Case T-33-2022. Staff recommended Case T-33-2022 for approval.

The floor was opened for public comments, and there was no correspondence in the file.

Mr. Bill Battin (resident at Ocean Spray Street SW) questioned why the subject proposal was written as a voluntary system that developers could opt out of. The

ORDINANCE 2022-84

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE XVII, LAND DEVELOPMENT CODE, CHAPTER 169, LAND DEVELOPMENT CODE, BY MODIFYING THE APPLICABILITY PROVISIONS FOR CITIZEN PARTICIPATION PLANS; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR INCLUSION IN THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY,

BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City of Palm Bay Code of Ordinances, Title XVII, Land

Development Code, Chapter 169, Land Development Code, Section 169.005, Citizen

Participation Plans, is hereby amended and shall henceforth read as follows:

"Section 169.005 CITIZEN PARTICIPATION PLANS.

* * *

(B) Applicability.

(1) Every application for development that requires a >>Comprehensive Plan Future Land Use Map or Zoning Map Amendment,<< preliminary subdivision approval, preliminary planned unit development, or a conditional use shall include a citizen participation plan that must be implemented prior to the first public hearing or notice of public review and comment period on an administrative application >>an application being deemed sufficient for staff review and scheduling of public hearings<<.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

SECTION 3. It is the intention of the City Council of the City of Palm Bay that the provisions of this Ordinance shall be made a part of the City of Palm Bay Code of Ordinances and the sections may be renumbered to accomplish such intention.

City of Palm Bay, Florida Ordinance 2022-84 Page 2 of 2

SECTION 4. If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

SECTION 5. The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting 2022-XX, held on , 2022; and read in title only and duly enacted at Meeting 2022-XX, held on , 2022.

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

Reviewed by CAO: _____

Applicant:City of Palm BayCase:T-30-2022

cc: (date) Case File

Strikethrough words shall be deleted; highlighted words that will included will be placed in between two arrow symbols (>> <</
. Deletions and additions constitute the proposed amendment. Words remaining are now in effect and remain unchanged.



TO: Honorable Mayor and Members of the City Council

- FROM: Suzanne Sherman, City Manager
- THRU: Alexandra Bernard, Growth Management Director
- DATE: 8/18/2022
- RE: Ordinance 2022-85, amending the Code of Ordinances, Chapter 169, Land Development Code, Subchapter 'Green Development Incentive Program', by repealing the subchapter in its entirety (T-33-2022, City of Palm Bay), final reading. (Deputy Mayor Johnson)

A public hearing is to be held on the above subject ordinance and the caption read for the second and final time at tonight's Council meeting.

Staff is requesting to repeal Sections 169.010 through 169.015, related to the Green Development Incentive Program, in its entirety, and add similar language and guidelines for voluntary low impact development (which includes "green development" and incentives for such) to an existing section of the Land Development Code.

The City of Palm Bay (Growth Management Department), at the request of Deputy Mayor Kenny Johnson, has submitted for a textual amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 174: Floodplain and Stormwater Management, Stormwater Management and Conservation, Part 2: Drainage Plan, Section 174.068(AA) Design Standards. The subject amendment enables the implementation of Voluntary Low Impact Development (LID) providing flexibilities, waivers, and other incentives to developer that elect to implement design standards for new development or redevelopment.

REQUESTING DEPARTMENT:

Growth Management

FISCAL IMPACT:

There is no fiscal impact.

RECOMMENDATION:

Motion to approve an ordinance amending the Palm Bay Code of Ordinances, Title XVII, Land Development Code, repealing Sections 169.010 through 169.015 in its entirety.

Planning and Zoning Board Recommendation:

Unanimous approval of the request.

ATTACHMENTS: Description

Case T-33-2022 - Staff Report Case T-33-2022 - Application Case T-33-2022 - Board Minutes Ordinance 2022-85



LAND DEVELOPMENT DIVISION

120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042

landdevelopmentweb@palmbayflorida.org

Prepared by

Jesse D. Anderson, Assistant Growth Management Director

| Mayor Kenny Johnson) SUMMARY OF REQUEST A D N | PROPERTY LOCATION/ADDRESS Works Not Applicable Deputy A Textual Amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 174: Floodplain and Stormwater |
|---|--|
| D | Development Code, Chapter 174: Floodplain and Stormwater |
| re | Anagement, Stormwater Management and Conservation, Part 2: Drainage Plan, Section 174.068(AA) Design Standards, and epealing Sections 169.010 through 169.015 in its entirety, to modify puidelines for voluntary low impact development. |
| Existing Land Use N | lot Applicable |
| Site Improvements N | lot Applicable |
| Site Acreage N | lot Applicable |
| SURROUNDING ZONING & USE | OF LAND |
| North N | lot Applicable |
| East N | lot Applicable |
| South N | lot Applicable |
| West | lot Applicable |

BACKGROUND:

A Textual Amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 174: Floodplain and Stormwater Management, Stormwater Management and Conservation, Part 2: Drainage Plan, Section 174.068(AA) Design Standards, and repealing Sections 169.010 through 169.015 in its entirety, to modify guidelines for voluntary low impact development. See proposed changes below:

The applicant for this amendment is the City of Palm Bay, Florida. The applicant is looking to modify guidelines for voluntary low impact development by amending Chapter 174: Floodplain and Stormwater Management, Stormwater Management and Conservation, Part 2: Drainage Plan, Section 174.068(AA) Design Standards, and repealing Sections 169.010 through 169.015 in its entirety.

Proposed language for this amendment is attached in legislative style with additions between >>arrow<< symbols and deletions in strikethrough format.

INTENT AND APPLICABILITY:

In order to mitigate stormwater pollution by providing for the voluntary use of low impact development best practices that protect, maintain, and enhance both the immediate and the long term health, safety, and general welfare of the citizens of the city, this subchapter has the following objectives:

(A) To encourage productive and enjoyable harmony between man and nature;

(B) To provide protection of land, improvements, and natural resources through the use of responsible stormwater management and flood protection;

(C) To minimize the impact of development on the water resources of the region; and

(D) To incentivize the voluntary use of low impact development best practices that prevent unnecessary harm to the community by activities which may adversely affect water resources;

(E) To encourage the construction of stormwater management drainage systems best practices above and beyond the minimum requirements of the State and other local jurisdictions which govern stormwater management;

(F) To encourage the protection of natural conveyance systems and the use of them in ways which do not impair their beneficial functioning;

(G) To reduce pollution intrusion in stormwater runoff that cause adverse impact to the quality of receiving waters;

(H) To protect, restore, and maintain the chemical, physical and biological integrity of groundwater and stormwater;

(I) To prevent damage from flooding, while recognizing the natural fluctuations in water levels are beneficial;

(J) To provide for natural stormwater infiltration, settling of suspended solids and removal of pollutants from runoff prior to discharge into surface waters;

(K) To prevent damage to hydrological and biological functions of wetlands;

ANALYSIS:

The proposed changes, as textually written, will enable the implementation of Voluntary Low Impact Development (LID) that further reduce stormwater pollution by maximizing open, green, and pervious space during development or redevelopment of a site. It will allow and provide a foundation for the adoption of a subsequent manual for Low Impact Development, which will include integrated management practices (best practices) as well as incentives and inducements that encourage the use of LID.

STAFF RECOMMENDATION:

Case T-33-2022 is recommended for approval.

TITLE XVII: LAND DEVELOPMENT CODE

CHAPTER 174: FLOODPLAIN AND STORMWATER MANAGEMENT

Stormwater Management and Conservation

Part 2: Drainage Plan

§ 174.068 DESIGN STANDARDS.

To ensure attainment of the objectives of this subchapter and that performance standards will be met, the design, construction, and maintenance of drainage systems shall be consistent with the following standards:

(A) Channeling stormwater runoff directly into water bodies shall be prohibited. Instead, runoff should be routed over a longer distance, through swales and other works designed to increase infiltration, allow suspended solids to settle, and remove pollutants;

(B) Natural watercourses shall not be dredged, cleared of vegetation, deepened, widened, straightened, stabilized or otherwise altered. Water shall be retained or detained before it enters any natural watercourse in order to preserve the natural hydrodynamics of the watercourse and to prevent siltation or other pollution;

(C) The area of land disturbed by development shall be as small as practicable. Those areas which are not to be disturbed shall be protected by an adequate barrier from construction activity. Whenever possible, natural vegetation shall be retained and protected;

(D) No grading, cutting or filling shall be commenced until erosion and sedimentation control structures have been installed between the disturbed area and water bodies, watercourses and wetlands;

(E) Land which has been cleared for development and upon which construction has not commenced shall be protected from erosion by appropriate techniques designed to revegetate the area;

(F) Sediment shall be retained on the site of the development;

(G) Wetlands and other water bodies shall not be used as primary sediment traps during development;

(H) Erosion and sedimentation facilities shall receive regular maintenance to ensure that they continue to function properly;

(I) Artificial watercourses shall be designed, considering soil type, so that the velocity of flow is low enough to prevent erosion;

(J) City and MTWCD maintained facilities are subject to the level of service and standards the city and MTWCD respectively have the ability to provide.

(K) Vegetated buffer strips shall be created or, where practicable, retained in their natural state along the banks of all watercourses, water bodies or wetlands. The width of the buffer shall be sufficient to prevent erosion, trap the sediment in overland runoff, provide access to the water body and allow for periodic flooding without damage to structures;

(L) Intermittent watercourses, such as swales, shall be vegetated;

(M) Retention and detention ponds shall be used to retain and detain the increased and accelerated runoff which the development generates. Water shall be released from detention ponds into watercourses or wetlands at a rate and in a manner approximating the natural flow which would have occurred before development;

(N) Although the use of wetlands for storing and purifying water is encouraged, care must be taken not to overload their capacity, thereby harming the wetlands and transitional vegetation;

(O) Dry retention facilities, a volume sufficient to retain the runoff from one-half $(\frac{1}{2})$ inch of rainfall of entire site (or one and one-half $(\frac{1}{2})$ inches of runoff of impervious surfaces if greater) shall be provided;

(P) Wet detention facilities, no more than one-half $(\frac{1}{2})$ of this volume may be discharged in the first seventy-two (72) hours following a storm event; the total volume recovery occurring in fourteen (14) days;

(Q) Volume in the permanent pool (below maintained water level) in wet detention facilities must be sufficient to provide a residence time of at least fourteen (14) days. This volume may be determined as one and one-half $(1\frac{1}{2})$ inches over the impervious portion of the drainage basin, plus one-half $(\frac{1}{2})$ inch over the pervious portion of the basis;

(R) The inlet structure and outlet structure in wet detention facilities shall be located that contact between stormwater and littoral plantings is maximized. The inlet to the wet detention pond should be baffled to reduce turbulence, and the outlet from the wet detention pond shall be located as far as practicable from the inlet and should be constructed with skimmers to prevent the transmission of oils, grease and floating debris;

(S) Runoff from parking lots shall be treated to remove oil and sediment before it enters receiving waters;

(T) Detention and retention areas shall be designed when possible so that shorelines are sinuous rather than straight and so that the length of shoreline is increased, thus offering more space for the growth of littoral vegetation;

(U) The use of drainage facilities and vegetated buffer zones as open space, recreation and conservation areas shall be encouraged;

(V) Disturbed areas shall be stabilized and protected from erosion as soon as possible.

(W) Retention areas shall be designed as dry- bottom ponds, with the seasonal high groundwater table demonstrated to be at least one (1) foot below the finished pond bottom. Wet bottom ponds may be used provided that the entity responsible for maintenance shall not be the city.

(X) Detention reservoirs may be designed as wet-bottom or dry-bottom ponds. If designed as dry- bottom ponds, the seasonal high groundwater table shall be demonstrated to be at least one (1) foot below the finished pond bottom. If designed as a wet- bottomed pond, the depth shall be sufficient to limit growth of emergent plants to designated peripheral littoral zones, if applicable. Detention ponds shall be designed to remain hydraulically separate from the retention ponds so that backflow and mixing does not occur.

(Y) Dry retention systems shall be designed to recover one-half $(\frac{1}{2})$ of their volume in twenty-four (24) hours and the entire volume in seventy-two (72) hours. Wet detention systems shall recover their volumes in less than fourteen (14) days.

(Z) The City Engineer may, under certain extenuating circumstances, when there is no other alternative, waive the pond system requirement for wet detention systems.

(AA) The >>A developer may elect to implement voluntary low impact development design standards for new development or redevelopment<<u>City Engineer may approve low impact</u> development designed stormwater systems that vary from the design standards above provided the development is certified under the City of Palm Bay's Green Development Incentive Program >>in accordance with this section.

(1) Voluntary Low Impact Development (LID) is the voluntary implementation of designs and standards that further reduce stormwater pollution by maximizing open, green, and pervious space during development or redevelopment of a site. It is the developer's responsibility to comply with the requirements for stormwater management contained within Chapter 174 of the Palm Bay Code of Ordinances.

(2) The City Engineer, or designee, shall review and concur that the low impact development designs and standards are consistent with the City's Low Impact Development Manual.

(3) Voluntary LID designs and standards shall, at a minimum, be planned and designed to manage and capture stormwater runoff, to the maximum extent feasible, in a manner consistent with the integrated management practices (IMPs) as outlined in the City's Low Impact Development Manual.

(4) The developer shall adhere to the LID designs and standards as contained in the City's Low Impact Development Manual to be entitled to a density or intensity bonus, more floor space than allowed under the current or proposed future land use designation or zoning, greater height, a reduction in fees, credits, or granting of other incentives as authorized by City Council.<<



LAND DEVELOPMENT DIVISION 120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042 Landdevelopment@palmbayflorida.org

CODE TEXTUAL AMENDMENT APPLICATION

This application must be deemed complete and legible, and must be returned by the first day of the month during division office hours, with all enclosures referred to herein, to the Land Development Division, Palm Bay, Florida, to be processed for consideration the following month at the earliest by the Planning and Zoning Board. The application will then be referred by the Planning and Zoning Board for study and recommendation to the City Council. You or your representative are required to attend the meeting(s) and will be notified by mail of the date and time of the meeting(s). The Planning and Zoning Board holds their regular meeting the first Wednesday of every month at 7:00 p.m. in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida, unless otherwise stated.

ORDINANCE SECTION(S) PROPOSED TO BE CHANGED:

Section 174.068(AA) and Sections 169.010 through 169.015

PROPOSED LANGUAGE (attach addendum if necessary):

See Attached

JUSTIFICATION FOR PROPOSED CHANGE (attach other documents if necessary)

To modify language to adopt a subsequent manual for Low Impact Developments in order to better assess future applications.

CITY OF PALM BAY, FLORIDA CODE TEXTUAL AMENDMENT APPLICATION PAGE 2 OF 2

THE APPLICATION FEE MUST BE SUBMITTED WITH APPLICATION TO PROCESS THIS REQUEST:

*\$1,500.00 Application Fee. Make Check payable to "City of Palm Bay."

I, the undersigned understand that this application must be complete and accurate before consideration by the Planning and Zoning Board/Local Planning Agency and certify that all the answers the questions in said application, and all data and matter attached to and made a part of said application are honest and true to the best of my knowledge and belief.

Under penalties of perjury, I declare that I have read the foregoing code textual amendment application and that the facts stated in it are true.

| Signature of A | pplicant Unuil Brand Date 6/9/22 |
|-----------------|---|
| Printed Name of | of Applicant Alexandra Bernard |
| Full Address | 120 Malabar Road SE, Palm Bay, FL 32907 |
| Telephone | (321) 733-3042 Email alexandra.bernard@palmbayflorida.org |
| PERSON TO B | E NOTIFIED (If different from above): |
| Printed Name | |
| Full Address | |
| Telephone | Email |

*NOTE: APPLICATION FEE IS NON-REFUNDABLE UPON PAYMENT TO THE CITY

CITY OF PALM BAY, FLORIDA

PLANNING AND ZONING BOARD/ LOCAL PLANNING AGENCY REGULAR MEETING 2022-08

Held on Wednesday, July 6, 2022, in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Land Development Division, Palm Bay, Florida. The minutes are not a verbatim transcript but a brief summary of the discussions and actions taken at this meeting.

Chairperson Leeta Jordan called the meeting to order at approximately 6:00 p.m.

Mr. Donald Boerema led the Pledge of Allegiance to the Flag.

ROLL CALL:

| CHAIRPERSON: | Leeta Jordan | Present | |
|--------------------|--------------------------|---------|-----------|
| VICE CHAIRPERSON: | Philip Weinberg | Present | |
| MEMBER: | Donald Boerema | Present | |
| MEMBER: | Robert Good | Present | |
| MEMBER: | Khalilah Maragh | Absent | (Excused) |
| MEMBER: | Randall Olszewski | Present | |
| MEMBER: | Rainer Warner | Absent | (Excused) |
| NON-VOTING MEMBER: | David Karaffa | Present | |
| | (School Board Appointee) | | |

The absences were excused for Ms. Maragh and Mr. Rainer.

CITY STAFF: Present were Ms. Alexandra Bernard, Growth Management Director; Mr. Jesse Anderson, Ph.D., Assistant Growth Management Director; Mr. Stephen White, Principal Planner; Ms. Tania Ramos, Senior Planner; Ms. Chandra Powell, Recording Secretary; Mr. Erich Messenger, Deputy City Attorney; Natalie Shaber, Engineer II.

ADOPTION OF MINUTES:

1. Regular Planning and Zoning Board/Local Planning Agency Meeting 2022-07; June 1, 2022.

City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 22 of 24

Mr. Bill Battin (resident at Ocean Spray Street SW) inquired whether the 500-foot radius mailing was measured from the center or from the border of the properties to determine who received the meeting notices.

Ms. Susan Connolly (resident at Dixie Highway NE) wanted clarification that the CPP meeting would now occur earlier in the process and would include all applications that come before the board.

In response to the comments from the audience, Ms. Bernard restated the CPP process and that all applications would require a CPP meeting. She explained that standard 500-foot radius packages were prepared by Brevard County for a fee.

The floor was closed for public comments.

Motion to submit Case T-30-2022 to City Council for approval.

Motion by Mr. Olszewski, seconded by Mr. Weinberg. Motion carried with members voting as follows:

Aye: Jordan, Weinberg, Boerema, Good, Olszewski.

 T-33-2022 - Voluntary Low Impact Development - City of Palm Bay (Growth Management Department – Requested by Deputy Mayor Kenny Johnson) – A Textual Amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 174: Floodplain and Stormwater Management, Stormwater Management and Conservation, Part 2: Drainage Plan, Section 174.068(AA) Design Standards, and repealing Sections 169.010 through 169.015 in its entirety, to modify guidelines for voluntary low impact development

Mr. Anderson presented the staff report for Case T-33-2022. Staff recommended Case T-33-2022 for approval.

The floor was opened for public comments, and there was no correspondence in the file.

Mr. Bill Battin (resident at Ocean Spray Street SW) questioned why the subject proposal was written as a voluntary system that developers could opt out of. The

City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 23 of 24

language should be written as a requirement if the ordinance was considered necessary.

In response to the comments from the audience, Ms. Shaber stated that she was a big proponent of Low Impact Development (LID); however, LID was not a statutory requirement at this time. Implementation of some of the best practices would also be more difficult for some developers and engineers. State regulations were currently in place that addressed stormwater management requirements, but environmental needs were not being met. By introducing, encouraging, workshopping, educating, and providing incentives, a natural change would hopefully occur voluntarily. She commented that if the state made LID mandatory, the City would have an introductory in place.

Ms. Jordan asked if the City had a LID manual as it was referenced in the textual amendment. Ms. Shaber stated that a manual was being drafted. The manual and the proposed amendment would be approved concurrently by City Council.

The floor was closed for public comments.

Motion to submit Case T-33-2022 to City Council for approval.

Mr. Weinberg stated that LID was good for the City, and that the manual would hopefully standardize the proposal.

Motion by Mr. Weinberg, seconded by Mr. Mr. Olszewski. Motion carried with members voting as follows:

Aye: Jordan, Weinberg, Boerema, Good, Olszewski.

OTHER BUSINESS:

1. There was no other business discussed.

ADJOURNMENT:

The meeting was adjourned at approximately 8:49 p.m.

ORDINANCE 2022-85

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE XVII, LAND DEVELOPMENT CODE, CHAPTER 169, LAND DEVELOPMENT CODE, SUBCHAPTER 'GREEN DEVELOPMENT INCENTIVE PROGRAM', BY REPEALING THE SUBCHAPTER IN ITS ENTIRETY; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR DELETION FROM THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY

OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City of Palm Bay Code of Ordinances, Title XVII, Land

Development Code, Chapter 169, Land Development Code, Subchapter 'Green

Development Incentive Program, is hereby repealed in its entirety.

"GREEN DEVELOPMENT INCENTIVE PROGRAM

§ 169.010 PURPOSE AND INTENT.

The Palm Bay Green Development Incentive Program is designed to promote sustainable development and design practices. Participation in the program is voluntary.

§ 169.011 DEFINITIONS.

CITY. The City of Palm Bay, Florida.

LEED. The Leadership in Energy and Environmental Design Rating System of the U.S. Green Building Council.

PROGRAM. The City of Palm Bay Green Building Incentive Program.

§ 169.012 STANDARDS.

(A) Certification under the program shall require that a participant's development obtain certification under one or more of the following standards:

(1) Certification under the Florida Green Development Certification Standard of the Florida Green Building Coalition;

(2) Certification under the LEED Neighborhood Development Rating System administered by the Green Building Certification Institute;

(B) The city will recognize certification upon receipt of a copy of the official certificate from the appropriate rating agency.

§ 169.013 SECONDARY STANDARDS.

(A) Projects may also benefit from the incentives below (as specified in the incentives) by obtaining certification or complying with one or more of the following standards:

(1) Certification under the Water Star Commercial Rating System by the St. Johns River Water Management District; and/or

(2) Compliance with the Model Lighting Ordinance prepared by the International Dark Sky Association and Illuminating Engineering Society of North America.

(B) The city will recognize certification upon receipt of a copy of the official certificate from the appropriate rating agency or in the case of the Model Lighting Ordinance, review of submitted documentation from the developer illustrating compliance.

§ 169.014 INCENTIVES.

The program shall provide the following incentives for participants:

(A) Submittal, Review, and Construction Phase.

(1) Expedited Permitting. Applications for site plan reviews shall be reviewed on an expedited basis by city staff. Expedited shall be prioritizing such review ahead of non-participant projects.

(2) Signage. Participants shall be permitted to erect signage promoting their participation in the program as well as the certifying agency promotional materials on the site. Said signage shall not count toward the number of construction or future improvement signage normally permitted by the Sign Code.

(3) Web Page Promotion. The participant's project shall be listed on the city's website under the program's heading for a minimum of one year. City staff will develop the promotion with input from the participant.

(4) Reduction in Development Permit Fees. The calculation of site plan review fees, stormwater management review fees, tree clearing permit

fees, rezoning fees, conditional use fees, subdivision fees, and Planned Unit Development fees due shall include a twenty percent (20%) credit toward the fee(s) for compliance with the program primary standards and a ten percent (10%) credit for adherence to a secondary standard. Said fee reductions shall be effective upon submittal of proof of application for certification.

(B) Upon completion.

(1) Fee Refunds. The participant shall be entitled to a refund of fifty percent (50%) of the administrative site plan fee upon provision of the final certification from the appropriate rating agency.

(2) Green Development Program Proclamation. The participant shall receive a proclamation from the city at a City Council meeting recognizing their achievement under the City of Palm Bay Green Development Incentive Program.

§ 169.015 ADMINISTRATION.

The program shall be administered by the Growth Management Department. Annually, subject to funding availability, the Growth Management Department shall sponsor or co-sponsor a Green Development Seminar/Workshop within Palm Bay. The purpose of this seminar shall be to promote green development practices within the city and to promote the Palm Bay Green Development Incentive Program."

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby

repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

SECTION 3. It is the intention of the City Council of the City of Palm Bay that the

City of Palm Bay Code of Ordinances be revised to delete the language as specified above.

SECTION 4. If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions

City of Palm Bay, Florida Ordinance 2022-85 Page 4 of 4

of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

SECTION 5. The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting 2022-XX, held on , 2022; and read in title only and duly enacted at Meeting 2022-XX, held on , 2022.

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

Reviewed by CAO:

Applicant: City of Palm Bay Case: T-33-2022

cc: (date) Case File

Strikethrough words shall be deleted; highlighted words that will included will be placed in between two arrow symbols (>> <<). Deletions and additions constitute the proposed amendment. Words remaining are now in effect and remain unchanged.



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Alexandra Bernard, Growth Management Director
- DATE: 8/18/2022

RE: Ordinance 2022-86, amending the Code of Ordinances, Chapter 174, Floodplain and Stormwater Management, Subchapter 'Stormwater Management and Conservation – Part 2: Drainage Plan', by including provisions for voluntary low impact development design standards for new development or redevelopment (T-33-2022, City of Palm Bay), final reading. (Deputy Mayor Johnson)

A public hearing is to be held on the above subject ordinance and the caption read for the second and final time at tonight's Council meeting.

The City of Palm Bay (Growth Management Department), at the request of Deputy Mayor Kenny Johnson, has submitted for a textual amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 174: Floodplain and Stormwater Management, Stormwater Management and Conservation, Part 2: Drainage Plan, to modify guidelines for voluntary low impact development.

The subject amendment enables the implementation of Voluntary Low Impact Development (LID) providing flexibilities, waivers, and other incentives to developer that elect to implement design standards for new development or redevelopment. A developer may elect to implement certain standards that further reduces stormwater pollution by maximizing open, green, and pervious space. It also allows and provides a foundation for the adoption of a subsequent manual to integrate best practices and incentives that encourages the use of LID. The manual shall be adopted by City Council by Resolution at a subsequent council meeting. Upon Council approval, the Public Works and Growth Management Departments will solicit developer feedback to ensure that the program does not hinder commercial development opportunity, rather encourages the voluntary implementation of low impact design standards in accordance with this ordinance.

REQUESTING DEPARTMENT:

Growth Management

FISCAL IMPACT: There is no fiscal impact.

RECOMMENDATION:

Motion to approve an ordinance amending the Palm Bay Code of Ordinances, Title XVII, Land Development

Code, Chapter 174: Floodplain and Stormwater Management, Stormwater Management and Conservation, Part 2: Drainage Plan, Section 174.068(AA) Design Standards, to modify guidelines for voluntary low impact development (Deputy Mayor Johnson).

Planning and Zoning Board Recommendation:

Unanimous approval of the request.

ATTACHMENTS:

Description

Case T-33-2022 - Staff Report Case T-33-2022 - Application Case T-33-2022 - Board Minutes Ordinance 2022-86



LAND DEVELOPMENT DIVISION

120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042

landdevelopmentweb@palmbayflorida.org

Prepared by

Jesse D. Anderson, Assistant Growth Management Director

| Mayor Kenny Johnson) SUMMARY OF REQUEST A D N | PROPERTY LOCATION/ADDRESS Works Not Applicable Deputy A Textual Amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 174: Floodplain and Stormwater |
|---|--|
| D | Development Code, Chapter 174: Floodplain and Stormwater |
| re | Anagement, Stormwater Management and Conservation, Part 2: Drainage Plan, Section 174.068(AA) Design Standards, and epealing Sections 169.010 through 169.015 in its entirety, to modify puidelines for voluntary low impact development. |
| Existing Land Use N | lot Applicable |
| Site Improvements N | lot Applicable |
| Site Acreage N | lot Applicable |
| SURROUNDING ZONING & USE | OF LAND |
| North N | lot Applicable |
| East N | lot Applicable |
| South N | lot Applicable |
| West | lot Applicable |

BACKGROUND:

A Textual Amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 174: Floodplain and Stormwater Management, Stormwater Management and Conservation, Part 2: Drainage Plan, Section 174.068(AA) Design Standards, and repealing Sections 169.010 through 169.015 in its entirety, to modify guidelines for voluntary low impact development. See proposed changes below:

The applicant for this amendment is the City of Palm Bay, Florida. The applicant is looking to modify guidelines for voluntary low impact development by amending Chapter 174: Floodplain and Stormwater Management, Stormwater Management and Conservation, Part 2: Drainage Plan, Section 174.068(AA) Design Standards, and repealing Sections 169.010 through 169.015 in its entirety.

Proposed language for this amendment is attached in legislative style with additions between >>arrow<< symbols and deletions in strikethrough format.

INTENT AND APPLICABILITY:

In order to mitigate stormwater pollution by providing for the voluntary use of low impact development best practices that protect, maintain, and enhance both the immediate and the long term health, safety, and general welfare of the citizens of the city, this subchapter has the following objectives:

(A) To encourage productive and enjoyable harmony between man and nature;

(B) To provide protection of land, improvements, and natural resources through the use of responsible stormwater management and flood protection;

(C) To minimize the impact of development on the water resources of the region; and

(D) To incentivize the voluntary use of low impact development best practices that prevent unnecessary harm to the community by activities which may adversely affect water resources;

(E) To encourage the construction of stormwater management drainage systems best practices above and beyond the minimum requirements of the State and other local jurisdictions which govern stormwater management;

(F) To encourage the protection of natural conveyance systems and the use of them in ways which do not impair their beneficial functioning;

(G) To reduce pollution intrusion in stormwater runoff that cause adverse impact to the quality of receiving waters;

(H) To protect, restore, and maintain the chemical, physical and biological integrity of groundwater and stormwater;

(I) To prevent damage from flooding, while recognizing the natural fluctuations in water levels are beneficial;

(J) To provide for natural stormwater infiltration, settling of suspended solids and removal of pollutants from runoff prior to discharge into surface waters;

(K) To prevent damage to hydrological and biological functions of wetlands;

ANALYSIS:

The proposed changes, as textually written, will enable the implementation of Voluntary Low Impact Development (LID) that further reduce stormwater pollution by maximizing open, green, and pervious space during development or redevelopment of a site. It will allow and provide a foundation for the adoption of a subsequent manual for Low Impact Development, which will include integrated management practices (best practices) as well as incentives and inducements that encourage the use of LID.

STAFF RECOMMENDATION:

Case T-33-2022 is recommended for approval.

TITLE XVII: LAND DEVELOPMENT CODE

CHAPTER 174: FLOODPLAIN AND STORMWATER MANAGEMENT

Stormwater Management and Conservation

Part 2: Drainage Plan

§ 174.068 DESIGN STANDARDS.

To ensure attainment of the objectives of this subchapter and that performance standards will be met, the design, construction, and maintenance of drainage systems shall be consistent with the following standards:

(A) Channeling stormwater runoff directly into water bodies shall be prohibited. Instead, runoff should be routed over a longer distance, through swales and other works designed to increase infiltration, allow suspended solids to settle, and remove pollutants;

(B) Natural watercourses shall not be dredged, cleared of vegetation, deepened, widened, straightened, stabilized or otherwise altered. Water shall be retained or detained before it enters any natural watercourse in order to preserve the natural hydrodynamics of the watercourse and to prevent siltation or other pollution;

(C) The area of land disturbed by development shall be as small as practicable. Those areas which are not to be disturbed shall be protected by an adequate barrier from construction activity. Whenever possible, natural vegetation shall be retained and protected;

(D) No grading, cutting or filling shall be commenced until erosion and sedimentation control structures have been installed between the disturbed area and water bodies, watercourses and wetlands;

(E) Land which has been cleared for development and upon which construction has not commenced shall be protected from erosion by appropriate techniques designed to revegetate the area;

(F) Sediment shall be retained on the site of the development;

(G) Wetlands and other water bodies shall not be used as primary sediment traps during development;

(H) Erosion and sedimentation facilities shall receive regular maintenance to ensure that they continue to function properly;

(I) Artificial watercourses shall be designed, considering soil type, so that the velocity of flow is low enough to prevent erosion;

(J) City and MTWCD maintained facilities are subject to the level of service and standards the city and MTWCD respectively have the ability to provide.

(K) Vegetated buffer strips shall be created or, where practicable, retained in their natural state along the banks of all watercourses, water bodies or wetlands. The width of the buffer shall be sufficient to prevent erosion, trap the sediment in overland runoff, provide access to the water body and allow for periodic flooding without damage to structures;

(L) Intermittent watercourses, such as swales, shall be vegetated;

(M) Retention and detention ponds shall be used to retain and detain the increased and accelerated runoff which the development generates. Water shall be released from detention ponds into watercourses or wetlands at a rate and in a manner approximating the natural flow which would have occurred before development;

(N) Although the use of wetlands for storing and purifying water is encouraged, care must be taken not to overload their capacity, thereby harming the wetlands and transitional vegetation;

(O) Dry retention facilities, a volume sufficient to retain the runoff from one-half $(\frac{1}{2})$ inch of rainfall of entire site (or one and one-half $(\frac{1}{2})$ inches of runoff of impervious surfaces if greater) shall be provided;

(P) Wet detention facilities, no more than one-half $(\frac{1}{2})$ of this volume may be discharged in the first seventy-two (72) hours following a storm event; the total volume recovery occurring in fourteen (14) days;

(Q) Volume in the permanent pool (below maintained water level) in wet detention facilities must be sufficient to provide a residence time of at least fourteen (14) days. This volume may be determined as one and one-half $(1\frac{1}{2})$ inches over the impervious portion of the drainage basin, plus one-half $(\frac{1}{2})$ inch over the pervious portion of the basis;

(R) The inlet structure and outlet structure in wet detention facilities shall be located that contact between stormwater and littoral plantings is maximized. The inlet to the wet detention pond should be baffled to reduce turbulence, and the outlet from the wet detention pond shall be located as far as practicable from the inlet and should be constructed with skimmers to prevent the transmission of oils, grease and floating debris;

(S) Runoff from parking lots shall be treated to remove oil and sediment before it enters receiving waters;

(T) Detention and retention areas shall be designed when possible so that shorelines are sinuous rather than straight and so that the length of shoreline is increased, thus offering more space for the growth of littoral vegetation;

(U) The use of drainage facilities and vegetated buffer zones as open space, recreation and conservation areas shall be encouraged;

(V) Disturbed areas shall be stabilized and protected from erosion as soon as possible.

(W) Retention areas shall be designed as dry- bottom ponds, with the seasonal high groundwater table demonstrated to be at least one (1) foot below the finished pond bottom. Wet bottom ponds may be used provided that the entity responsible for maintenance shall not be the city.

(X) Detention reservoirs may be designed as wet-bottom or dry-bottom ponds. If designed as dry- bottom ponds, the seasonal high groundwater table shall be demonstrated to be at least one (1) foot below the finished pond bottom. If designed as a wet- bottomed pond, the depth shall be sufficient to limit growth of emergent plants to designated peripheral littoral zones, if applicable. Detention ponds shall be designed to remain hydraulically separate from the retention ponds so that backflow and mixing does not occur.

(Y) Dry retention systems shall be designed to recover one-half $(\frac{1}{2})$ of their volume in twenty-four (24) hours and the entire volume in seventy-two (72) hours. Wet detention systems shall recover their volumes in less than fourteen (14) days.

(Z) The City Engineer may, under certain extenuating circumstances, when there is no other alternative, waive the pond system requirement for wet detention systems.

(AA) The >>A developer may elect to implement voluntary low impact development design standards for new development or redevelopment<<u>City Engineer may approve low impact</u> development designed stormwater systems that vary from the design standards above provided the development is certified under the City of Palm Bay's Green Development Incentive Program >>in accordance with this section.

(1) Voluntary Low Impact Development (LID) is the voluntary implementation of designs and standards that further reduce stormwater pollution by maximizing open, green, and pervious space during development or redevelopment of a site. It is the developer's responsibility to comply with the requirements for stormwater management contained within Chapter 174 of the Palm Bay Code of Ordinances.

(2) The City Engineer, or designee, shall review and concur that the low impact development designs and standards are consistent with the City's Low Impact Development Manual.

(3) Voluntary LID designs and standards shall, at a minimum, be planned and designed to manage and capture stormwater runoff, to the maximum extent feasible, in a manner consistent with the integrated management practices (IMPs) as outlined in the City's Low Impact Development Manual.

(4) The developer shall adhere to the LID designs and standards as contained in the City's Low Impact Development Manual to be entitled to a density or intensity bonus, more floor space than allowed under the current or proposed future land use designation or zoning, greater height, a reduction in fees, credits, or granting of other incentives as authorized by City Council.<<



LAND DEVELOPMENT DIVISION 120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042 Landdevelopment@palmbayflorida.org

CODE TEXTUAL AMENDMENT APPLICATION

This application must be deemed complete and legible, and must be returned by the first day of the month during division office hours, with all enclosures referred to herein, to the Land Development Division, Palm Bay, Florida, to be processed for consideration the following month at the earliest by the Planning and Zoning Board. The application will then be referred by the Planning and Zoning Board for study and recommendation to the City Council. You or your representative are required to attend the meeting(s) and will be notified by mail of the date and time of the meeting(s). The Planning and Zoning Board holds their regular meeting the first Wednesday of every month at 7:00 p.m. in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida, unless otherwise stated.

ORDINANCE SECTION(S) PROPOSED TO BE CHANGED:

Section 174.068(AA) and Sections 169.010 through 169.015

PROPOSED LANGUAGE (attach addendum if necessary):

See Attached

JUSTIFICATION FOR PROPOSED CHANGE (attach other documents if necessary)

To modify language to adopt a subsequent manual for Low Impact Developments in order to better assess future applications.

CITY OF PALM BAY, FLORIDA CODE TEXTUAL AMENDMENT APPLICATION PAGE 2 OF 2

THE APPLICATION FEE MUST BE SUBMITTED WITH APPLICATION TO PROCESS THIS REQUEST:

*\$1,500.00 Application Fee. Make Check payable to "City of Palm Bay."

I, the undersigned understand that this application must be complete and accurate before consideration by the Planning and Zoning Board/Local Planning Agency and certify that all the answers the questions in said application, and all data and matter attached to and made a part of said application are honest and true to the best of my knowledge and belief.

Under penalties of perjury, I declare that I have read the foregoing code textual amendment application and that the facts stated in it are true.

| Signature of Applicant | | | |
|--|---|--|--|
| Printed Name of Applicant | | | |
| Full Address | 120 Malabar Road SE, Palm Bay, FL 32907 | | |
| Telephone | (321) 733-3042 Email alexandra.bernard@palmbayflorida.org | | |
| PERSON TO BE NOTIFIED (If different from above): | | | |
| Printed Name | | | |
| Full Address | | | |
| Telephone | Email | | |

*NOTE: APPLICATION FEE IS NON-REFUNDABLE UPON PAYMENT TO THE CITY

CITY OF PALM BAY, FLORIDA

PLANNING AND ZONING BOARD/ LOCAL PLANNING AGENCY REGULAR MEETING 2022-08

Held on Wednesday, July 6, 2022, in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Land Development Division, Palm Bay, Florida. The minutes are not a verbatim transcript but a brief summary of the discussions and actions taken at this meeting.

Chairperson Leeta Jordan called the meeting to order at approximately 6:00 p.m.

Mr. Donald Boerema led the Pledge of Allegiance to the Flag.

ROLL CALL:

| CHAIRPERSON: | Leeta Jordan | Present | |
|--------------------|--------------------------|---------|-----------|
| VICE CHAIRPERSON: | Philip Weinberg | Present | |
| MEMBER: | Donald Boerema Present | | |
| MEMBER: | Robert Good | Present | |
| MEMBER: | Khalilah Maragh | Absent | (Excused) |
| MEMBER: | Randall Olszewski Pres | | |
| MEMBER: | Rainer Warner | Absent | (Excused) |
| NON-VOTING MEMBER: | David Karaffa | Present | |
| | (School Board Appointee) | | |

The absences were excused for Ms. Maragh and Mr. Rainer.

CITY STAFF: Present were Ms. Alexandra Bernard, Growth Management Director; Mr. Jesse Anderson, Ph.D., Assistant Growth Management Director; Mr. Stephen White, Principal Planner; Ms. Tania Ramos, Senior Planner; Ms. Chandra Powell, Recording Secretary; Mr. Erich Messenger, Deputy City Attorney; Natalie Shaber, Engineer II.

ADOPTION OF MINUTES:

1. Regular Planning and Zoning Board/Local Planning Agency Meeting 2022-07; June 1, 2022.

City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 22 of 24

Mr. Bill Battin (resident at Ocean Spray Street SW) inquired whether the 500-foot radius mailing was measured from the center or from the border of the properties to determine who received the meeting notices.

Ms. Susan Connolly (resident at Dixie Highway NE) wanted clarification that the CPP meeting would now occur earlier in the process and would include all applications that come before the board.

In response to the comments from the audience, Ms. Bernard restated the CPP process and that all applications would require a CPP meeting. She explained that standard 500-foot radius packages were prepared by Brevard County for a fee.

The floor was closed for public comments.

Motion to submit Case T-30-2022 to City Council for approval.

Motion by Mr. Olszewski, seconded by Mr. Weinberg. Motion carried with members voting as follows:

Aye: Jordan, Weinberg, Boerema, Good, Olszewski.

 T-33-2022 - Voluntary Low Impact Development - City of Palm Bay (Growth Management Department – Requested by Deputy Mayor Kenny Johnson) – A Textual Amendment to the Code of Ordinances, Title XVII, Land Development Code, Chapter 174: Floodplain and Stormwater Management, Stormwater Management and Conservation, Part 2: Drainage Plan, Section 174.068(AA) Design Standards, and repealing Sections 169.010 through 169.015 in its entirety, to modify guidelines for voluntary low impact development

Mr. Anderson presented the staff report for Case T-33-2022. Staff recommended Case T-33-2022 for approval.

The floor was opened for public comments, and there was no correspondence in the file.

Mr. Bill Battin (resident at Ocean Spray Street SW) questioned why the subject proposal was written as a voluntary system that developers could opt out of. The

City of Palm Bay Planning and Zoning Board/ Local Planning Agency Regular Meeting 2022-08 Minutes – July 6, 2022 Page 23 of 24

language should be written as a requirement if the ordinance was considered necessary.

In response to the comments from the audience, Ms. Shaber stated that she was a big proponent of Low Impact Development (LID); however, LID was not a statutory requirement at this time. Implementation of some of the best practices would also be more difficult for some developers and engineers. State regulations were currently in place that addressed stormwater management requirements, but environmental needs were not being met. By introducing, encouraging, workshopping, educating, and providing incentives, a natural change would hopefully occur voluntarily. She commented that if the state made LID mandatory, the City would have an introductory in place.

Ms. Jordan asked if the City had a LID manual as it was referenced in the textual amendment. Ms. Shaber stated that a manual was being drafted. The manual and the proposed amendment would be approved concurrently by City Council.

The floor was closed for public comments.

Motion to submit Case T-33-2022 to City Council for approval.

Mr. Weinberg stated that LID was good for the City, and that the manual would hopefully standardize the proposal.

Motion by Mr. Weinberg, seconded by Mr. Mr. Olszewski. Motion carried with members voting as follows:

Aye: Jordan, Weinberg, Boerema, Good, Olszewski.

OTHER BUSINESS:

1. There was no other business discussed.

ADJOURNMENT:

The meeting was adjourned at approximately 8:49 p.m.

ORDINANCE 2022-86

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE XVII, LAND DEVELOPMENT CODE, CHAPTER 174, FLOODPLAIN AND STORMWATER MANAGEMENT, **'STORMWATER** SUBCHPATER MANAGEMENT AND CONSERVATION - PART 2: DRAINAGE PLAN', BY INCLUDING PROVISIONS FOR VOLUNTARY LOW IMPACT DEVELOPMENT DESIGN STANDARDS FOR NEW DEVELOPMENT OR REDEVELOPMENT; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH: PROVIDING FOR INCLUSION IN THE CITY OF PALM BAY CODE OF **ORDINANCES:** PROVIDING FOR Α SEVERABILITY CLAUSE: PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY,

BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City of Palm Bay Code of Ordinances, Title XVII, Land

Development Code, Chapter 174, Floodplain and Stormwater Management, Subchapter

'Stormwater Management and Conservation – Part 2: Drainage Plan', Section 174.068,

Design Standards, is hereby amended and shall henceforth read as follows:

"Section 174.068 DESIGN STANDARDS.

* * *

(AA) The City Engineer may approve low impact development designed stormwater systems that vary from the design standards above provided the development is certified under the City of Palm Bay's Green Development Incentive Program. >>A developer may elect to implement voluntary low impact development design standards for new development or redevelopment in accordance with this section.

(1) Voluntary Low Impact Development (LID) is the voluntary implementation of designs and standards that further reduce stormwater pollution by maximizing open, green, and pervious space during development or redevelopment of a site. It is the developer's responsibility to comply with the requirements for stormwater management contained within Chapter 174 of the Palm Bay Code of Ordinances. City of Palm Bay, Florida Ordinance 2022-86 Page 2 of 3

> (2) The City Engineer, or designee, shall review and concur that the low impact development designs and standards are consistent with the City's Low Impact Development Manual.

> (3) Voluntary LID designs and standards shall, at a minimum, be planned and designed to manage and capture stormwater runoff, to the maximum extent feasible, in a manner consistent with the integrated management practices (IMPs) as outlined in the City's Low Impact Development Manual.

> (4) The developer shall adhere to the LID designs and standards as contained in the City's Low Impact Development Manual to be entitled to a density or intensity bonus, more floor space than allowed under the current or proposed future land use designation or zoning, greater height, a reduction in fees, credits, or granting of other incentives as authorized by City Council.<<"</p>

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

SECTION 3. It is the intention of the City Council of the City of Palm Bay that the provisions of this Ordinance shall be made a part of the City of Palm Bay Code of Ordinances and the sections may be renumbered to accomplish such intention.

SECTION 4. If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

City of Palm Bay, Florida Ordinance 2022-86 Page 3 of 3

SECTION 5. The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting 2022-XX, held on , 2022; and read in title only and duly enacted at Meeting 2022-XX, held on , 2022.

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

Reviewed by CAO: _____

Applicant:City of Palm BayCase:T-33-2022

cc: (date) Case File

Strikethrough words shall be deleted; highlighted words that will included will be placed in between two arrow symbols (>> <<). Deletions and additions constitute the proposed amendment. Words remaining are now in effect and remain unchanged.



TO: Honorable Mayor and Members of the City Council

- FROM: Suzanne Sherman, City Manager
- THRU: Suzanne Sherman, Acting Public Works Director
- DATE: 8/18/2022

RE: Ordinance 2022-87, vacating a portion of the road right-of-way known as Maplewood Street, lying southeasterly of the southerly right-of-way of Pospisil Avenue and adjoining the easterly right-of-way of the Florida East Coast Railway, as recorded in Plat Book 2, Page 3, of the Public Records of Brevard County, Florida (0.30 acres, more or less) (Case VRW-3-2022, Space Coast Marinas LLC), first reading.

Space Coast Marinas LLC has submitted an application to vacate a portion of Maplewood Street (platted Maple Street), a 20-foot-wide right-of-way, lying Southeasterly of the Southerly right-of-way of Pospisil Avenue (platted Hickory Avenue) and adjoining the Easterly right-of-way of the Florida East Coast Railroad, according to Plat Book 2, page 3, of the Public Records of Brevard County, Florida. The applicant stipulates that the intended use for the vacated right-of-way is for marina facilities and a pedestrian boardwalk.

On May 18, 2021, City Council accepted an offer of \$1.9 million from Space Coast Marinas, LLC for the purchase of three parcels jointly owned by the City and CRA, formerly known as Pelican Harbor Marina. The purchase contract included Additional Terms requesting the City/Seller vacate approximately 11,197 SF of right-of-way along Maplewood Street NE. On August 5, 2021, City Council adopted Resolution 2021-38 conveying said parcels to Space Coast Marinas LLC.

REQUESTING DEPARTMENT:

Public Works

FISCAL IMPACT: None.

RECOMMENDATION:

Motion to approve - with the following conditions:

The Palm Bay Utilities Department will not object to this request.

Public Works Department will not object to this request upon the following conditions:

1. Pre post conditions; historical drainage to this right-of-way shall not be blocked.

2. Vacating of Street/Right-of-Way contingent upon proof of ownership of Parcel ID: 28-37-24-27-2-8. The applicant shall provide adequate conveyance, and maintenance of the drainage area to maintain roadway and adjacent property drainage conveyance substantially in conformance with the existing historical drainage plan. Compliance with this requirement shall require the applicant design a revised drainage system of the parcels, receive approval of that design from the City, and the St. Johns River Water Management District (if required), construct the improvements. The applicant shall provide all required improvements, dedication of utility, and drainage easements as required by the Palm Bay Utilities Department and Public Works Department. All easements, plans, and agreements shall be completed within one year of the date of approval of this request.

Failure to meet the conditions within one year from the date of approval for the request shall void the approval for the vacation. The applicant may, under good cause, request extension of those time frames through formal request to the Office of the City Clerk.

ATTACHMENTS:

Description Staff Report - VRW-3-2022 Ordinance 2022-87 Case VRW-3-2022 - Applicant Continuance Request (09/01/22 RCM)



 DATE:
 August 2, 2022

 CASE #:
 VRW-3-2022

PUBLIC WORKS DEPARTMENT STAFF REPORT

REQUEST TO VACATE RIGHT-OF-WAY

PROPOSAL: Vacation of Street/Right-of-Way is requested. Which is a portion of Maplewood Street (platted Maple Street), a 20-foot-wide right-of-way, lying Southeasterly of the Southerly right-of-way of Pospisil Avenue (platted Hickory Avenue) and adjoining the Easterly right-of-way of the Florida East Coast Railroad, according to Plat Book 2, page 3, of the Public Records of Brevard County, Florida.

LOCATION: Parcel ID: 28-37-24-27-2-8

APPLICANT: Space Coast Marinas LLC.

SITE DATA

PRESENT ZONING:BMU Bayfront Mixed UseAREA OF VACATING:0.30 Acres +/-ADJACENT ZONINGN Pospisil Avenue NE

ADJACENT ZONINGN Pospisil Avenue NE& LAND USE:E BMU-Bayfront Mixed UseS Turkey CreekW Florida East Coast Railroad

STAFF ANALYSIS:

The purpose of requesting vacating of the road right of way is to incorporate land for marina facilities, pedestrian boardwalk within development.

The Palm Bay Utilities Department will not object to this request.

Public Works Department will not object to this request upon the following conditions:

- 1. Pre post conditions; historical drainage to this right-of-way shall not be blocked
- 2. Vacating and easements contingent on-Site plan approval and permitting.
- 3. Vacating of Street/Right-of-Way contingent upon proof of ownership of Parcel Id's: 28-37-24-27-2-8.

AT&T, Spectrum, and Florida Power & Light have no objections to the request.

STAFF RECOMMENDATION:

Staff recommends approval of the request with the following conditions:

The Palm Bay Utilities Department will not object to this request.

Public Works Department will not object to this request upon the following conditions:

- 1. Pre post conditions; historical drainage to this right-of-way shall not be blocked
- 2. Vacating and easements contingent on-Site plan approval and permitting.
- 3. Vacating of Street/Right-of-Way contingent upon proof of ownership of Parcel Id's: 28-37-24-27-2-8.

The applicant provides adequate conveyance, and maintenance of drainage area to adequately maintain roadway and adjacent property drainage conveyance substantially in conformance with the existing historical drainage plan. Compliance with this requirement shall require the applicant design a revised drainage system of the parcels, receive approval of that design from the City, and the St. Johns River Water Management District (if required), construct the improvements.

The applicant shall provide all required improvements, dedication of utility, and drainage easements as required by the Palm Bay Utilities Department and Public Works Department. All easements, plans, and agreements shall be completed within one year of the date of approval of this request.

Failure to meet the conditions within one year from the date of approval for the request shall void the approval for the vacation. The applicant may, under good cause, request extension of those time frames through formal request to the Office of the City Clerk.

Nike Timmens. 114-306-7233



PUBLIC WORKS DEPARTMENT

1050 MALABAR ROAD SW PALM BAY, FLORIDA 32907

PHONE: (321) 952-3403 EMAIL: pwdriveway@palmbayflorida.org

CREATING, IMPROVING, ALTERING, AND VACATING OF STREET RIGHT-OF-WAY APPLICATION

This application must be completed, legible, and returned, with all enclosures referred to herein, to the Public Works Department, Palm Bay, Florida. The request will then be reviewed by City staff and scheduled for a public hearing before the City Council. You and/or your representative are required to attend the meeting(s) and will be notified by mail of the date and time of the meeting(s). Meeting(s) will be held beginning at 7:00 p.m. in the City Hall Council Chambers, 120 Malabar Road, SE, Palm Bay, Florida, unless otherwise stated.

1. Name of Applicant (Please print): _____Space Coast Marinas LLC

| Address: 581 Young Street | | | |
|-----------------------------|-----------------|--|--|
| City: Melbourne | Zip Code: 32935 | | |
| Phone Number: 714-306-7233 | Fax Number: | | |
| Email: mptimmons@ yahoo.com | | | |
| | | | |

2. Certified surveyor's legal description of property covered by this application:

| | Section:Township: BrevardRange: | |
|----|---|--|
| 3. | Size of area covered by this application (calculate acreage): 11,196 sq feet/.257 acres | |
| 4. | Which action applying for (Creating, Improving, Altering, or Vacating): Vacating | |
| 5. | Intended use of the property: Marina Facilities, Pedestrian Boardwalk | |

CREATING, IMPROVING, ALTERING, AND VACATING OF STREETS/RIGHT-OF-WAY APPLICATION | Rev052020

- 6. The following enclosures are needed to complete this application:
 - *\$312.00 Application Fee. Make check payable to "City of Palm Bay."
 - Two (2) copies of the plat or site plan exhibit drawn to scale shall be attached to the application. The exhibit shall also be provided by CD or Memory Drive and illustrate the following:
 - a) (Proposed) street location within the City (vicinity map);
 - b) Location of utility easements adjacent or pertinent thereto the property;
 - c) Construction plans showing typical street profiles and materials;
 - d) Tree and vegetation survey and/or permit;
 - e) Location of traffic control devices (signs and street markings);
 - f) Location of sidewalks and bikeways.

Original notarized letters from the following utility and service companies are required stating that the companies have no objections to the requested action:

- a) Florida Power & Light Company;
- b) AT&T Telecommunications;
- c) Spectrum Cable;
- d) Melbourne-TillmanWater Control District (if applicable);
- e) Florida City Gas (if applicable);
- f) Holiday Park, Board of Directors (if applicable).

List of all property owners, addresses, and legal descriptions for all properties abutting the (proposed) street. Such information shall be obtained from the most recent County tax rolls. (This can be obtained from the most recent County tax rolls. (This can be obtained from the most recent County tax rolls. (This can be obtained from the most recent County tax rolls. (This can be obtained from the most recent County tax rolls.) (This can be obtained from the most recent County tax rolls.) (This can be obtained from the most recent County tax rolls.) (This can be obtained from the most recent County tax rolls.) (This can be obtained from the most recent County tax rolls.) (This can be obtained from the most recent County tax rolls.) (This can be obtained from the internet at https://bcpao.us/) List shall be legible and the source of that information stated here:

Space Coast Marinas 581 Young Street Melbourne FL 32935 PALM BAY MAP NUMBER 1 N 150 FT OF LOT 8 & N 150 FT OF E 10 FT OF LOT 9 BLK 2

7. Where property is not owned by the applicant, a letter must be attached giving the notarized consent of the owner for the applicant to request the creating, improving, altering, or vacating of streets/right of way.

I, the undersigned understand that this application must be complete and accurate before consideration by city council, and certify that all the answers to the questions in said application, and all data and matter attached to and made a part of said application are honest and true to the best of my knowledge and belief.

Under penalty of perjury, I declare that I have read the foregoing Creating, Improving, Altering, and Vacating of Streets/Right of Way Application and that the facts stated in it are true.

Signature of Applicant:

Printed Name of Applicant: Michazl Timmon S

Date: 9/23/2/

*NOTE: APPLICATION FEE IS NON-REFUNDABLE UPON PAYMENT TO THE CITY CREATING, IMPROVING, ALTERING, AND VACATING OF STREETS/RIGHT-OF-WAY APPLICATION | Rev052020





Joanne Aguiar

From: Sent: To: Cc: Subject: Joe Hale Wednesday, October 13, 2021 9:01 AM Joanne Aguiar Joan Junkala Exhibit "A" - Maplewood Street, NE ROW Vacation

Joanne:

The description for the vacation will be:

The portion of Maplewood Street (platted Maple Street), a 20 foot wide right of way, lying Southeasterly of the Southerly right of way of Pospisil Avenue (platted Hickory Avenue) and adjoining the Easterly right of way of the Florida East Coast Railroad, according to Plat Book 2, page 3, of the Public Records of Brevard County, Florida.

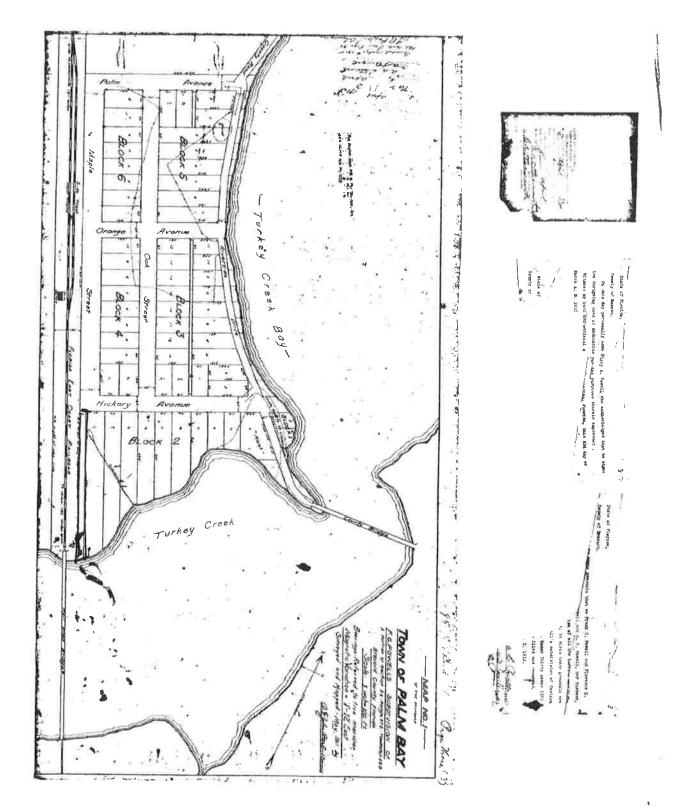
Containing 0.3 acres more or less.

Please feel free to contact me if you have any questions.

Thank you,

Joe Hale 321.890.4167 321.952.3400 X6438

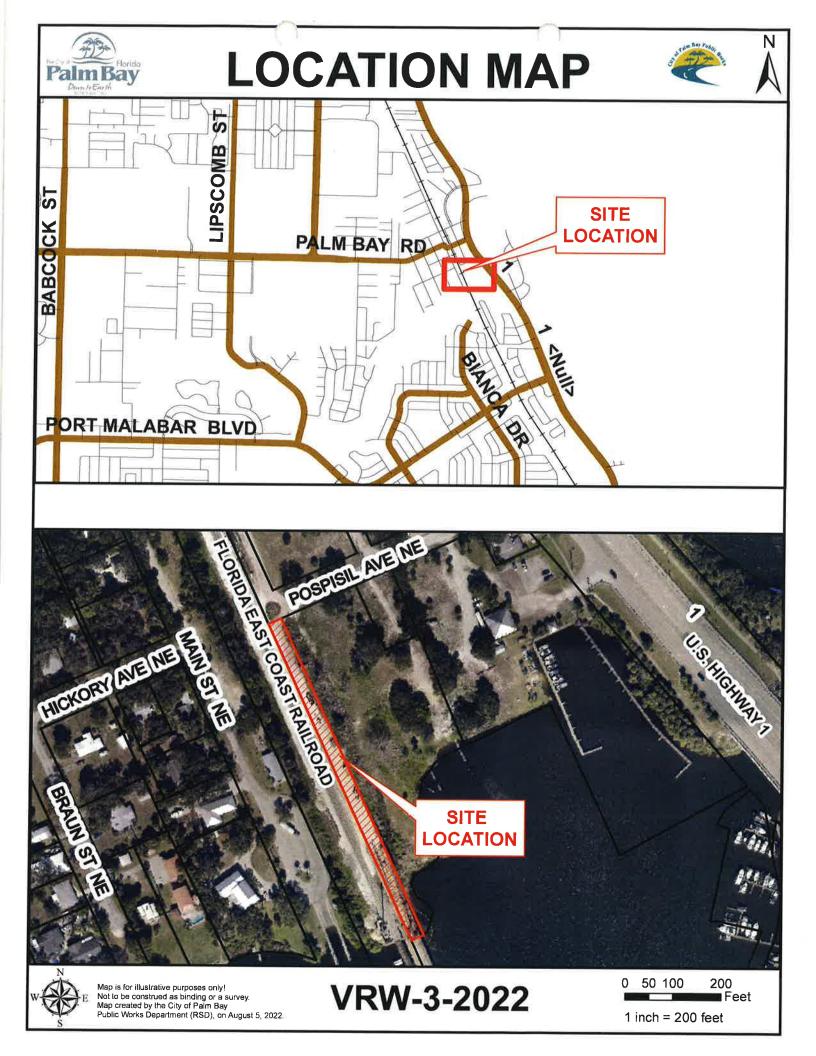
"Unfortunately, many people do not consider fun an important item on their daily agenda. For me, that was always a high priority in whatever I was doing." Charles Elwood Yeager



PLAT BOOK 2.

3





ORDINANCE 2022-87

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, VACATING AND ABANDONING A PORTION OF THE ROAD RIGHT-OF-WAY KNOWN AS MAPLEWOOD STREET, LYING SOUTHEASTERLY OF THE SOUTHERLY RIGHT-OF-WAY OF POSPISIL AVENUE AND ADJOINING THE EASTERLY RIGHT-OF-WAY OF THE FLORIDA EAST COAST RAILWAY, AS RECORDED IN PLAT BOOK 2, PAGE 3, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, AND LEGALLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Space Coast Marinas Marinas LLC has requested the City of Palm

Bay, Florida, to vacate a portion of the road right-of-way known as Maplewood Street (platted as Maple Street), lying southeasterly of the southerly right-of-way of Pospisil Avenue (platted as Hickory Avenue), and adjoining the easterly right-of-way of the Florida East Coast Railway, which portion is legally described herein, and

WHEREAS, the vacating and abandonment of said road right-of-way will neither adversely affect nor benefit the public.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City of Palm Bay hereby vacates and abandons a portion of the road right-of-way known as Maplewood Street (platted as Maple Street), lying southeasterly of the southerly right-of-way of Pospisil Avenue (platted as Hickory Avenue), and adjoining the easterly right-of-way of the Florida East Coast Railway, being more particularly described as follows:

The portion of Maplewood Street (platted Maple Street), a 20-foot-wide right-ofway, lying southeasterly of the southerly right-of-way of Pospisil Avenue (platted Hickory Avenue) and adjoining the easterly right-of-way of the Florida East Coast Railway; according to the plat thereof as recorded in Plat Book 2, Page 3, of the Public Records of Brevard County, Florida; Section 24, Township 28S, Range 37E; containing 0.30 acres, more or less. City of Palm Bay, Florida Ordinance 2022-87 Page 2 of 2

SECTION 2. The vacating of the road right-of-way is subject to compliance with

the following conditions:

- A. Pre post conditions; historical drainage to this right-of-way shall not be blocked.
- B. Vacating of street/right-of-way contingent upon proof of ownership of Parcel ID: 28-37-24-27-2-8.
- C. The applicant shall provide adequate conveyance and maintenance of the drainage area to maintain roadway and adjacent property drainage conveyance substantially in conformance with the existing historical drainage plan. Compliance with this requirement shall require the applicant design a revised drainage system of the parcels, receive approval of that design from the City and the St. Johns River Water Management District (if required), and construct the improvements.
- D. The applicant shall provide all required improvements, dedication of utility and drainage easements as required by the Palm Bay Utilities Department and Public Works Department. All easements, plans, and agreements shall be completed within one year of the date of approval of this request.

SECTION 3. The vacating of the portion of road right-of-way shall take effect upon

providing the Office of the City Clerk written notification from the Public Works Department

that all the conditions in Section 2 have been met.

SECTION 4. The conditions as stated in Section 2 herein must be met within one

(1) year of the enactment date of this Ordinance. Failure to meet the conditions within

one (1) year from the date of approval for the request shall render the ordinance null and

void. The applicant may, under good cause, request extension of the time frames through

formal request to the Office of the City Clerk.

| Read in title only at Meeting 2022- | , held on | , 2022; and read in |
|--|-----------|---------------------|
| title only and duly enacted at Meeting 2022- | , held on | , 2022. |

ATTEST:

City of Palm Bay, Florida Ordinance 2022-87

Reviewed by CAO: _____

- Applicant:Space Coast Marinas LLCCase:VRW-3-2022
- cc: (date) Brevard County Recording Applicant Case File

| From: | <u>Joan Junkala</u> |
|----------|--|
| To: | Terri Lefler |
| Cc: | Fernando Camba |
| Subject: | FW: VRW-3-2022 MAPLEWOOD STREET VACATE - Space Coast Marinas LLC |
| Date: | Thursday, August 11, 2022 11:41:06 AM |
| | |

Terri, please see the request for continuance from the applicant below.

-----Original Message-----From: Mike Timmons <mptimmons@yahoo.com> Sent: Wednesday, August 10, 2022 9:24 PM To: Joan Junkala <Joan.Junkala@palmbayflorida.org> Cc: Fernando Camba <Fernando.Camba@palmbayflorida.org>; Joanne Aguiar <Joanne.Aguiar@palmbayflorida.org> Subject: Re: VRW-3-2022 MAPLEWOOD STREET VACATE - Space Coast Marinas LLC

Joan,

Per our conversation, I am submitting a request to continue VRW-3-2022 to the September 1, 2022 Regular Council Meeting. It is my understanding that the City will provide the required signage for this meeting.

Mike Timmons



TO: Honorable Mayor and Members of the City Council

- FROM: Suzanne Sherman, City Manager
- THRU: Alexandra Bernard, Growth Management Director
- DATE: 8/18/2022

Resolution 2022-40, granting approval of a Preliminary Development Plan for a proposed Regional Activity Center to be known at '3 Forks Mixed Use' in AU (Agricultural Residential) (Brevard County) and SR (Suburban Residential) (Brevard County) zoning, with a tentative zoning of RAC (Regional Activity Center District), which property is located south of and adjacent to Malabar Road, in the vicinity east of St. Johns Heritage Parkway and west of Melbourne-Tillman Water Control District Canal 8 (124.33 acres) (Case PD-26-2022, Parkside Commons Center, LLC, and West 80 Acres, LLC). (Quasi-Judicial Proceeding) (CONTINUED FROM 07/07/22 RCM)

Mr. Anthony Masone, Manager, Parkside Commons Center, LLC / West 80 Acres, LLC (Jake Wise, P.E., Construction Engineering Group, LLC, Rep.) has submitted for Preliminary Development Plan (PDP) approval for a regional activity center called 3 forks mixed use, consisting of 376 single family homes, 288 multi-family units, a commercial RV park (150 spaces) and four (4) commercial parcels. The undeveloped land is located south of and adjacent to Malabar Road SW, and east of St. Johns Heritage Parkway NW.

The subject project has an overall density of 5.34 units per acre with four commercial parcels fronting Malabar Road and an RV park directly behind it. Single-family homes will be constructed on the southeastern portion of the site with multi-family on the western potion.

Internal road network, drainage, extended City water and sewer, recreational and open space areas, sidewalks on both sides of internal roadways, and external sidewalk connections shall be identified on the Final Development Plan. A utility agreement shall be executed prior to construction plan approval. Any potential development agreement or proportionate fair share agreement related to the extension of St. Johns Heritage Parkway south of Malabar Road and related stormwater shall be executed prior pre-site work permit.

Upon review, the proposed request appears to conform with the applicable requirements for Preliminary Development Plan approval subject to providing all items requested by staff.

REQUESTING DEPARTMENT:

Growth Management

RECOMMENDATION:

Motion to approve Case PD-26-2022, subject to the staff comments and the following items being submitted with a Final RAC application:

• A general plan for the use of all lands within the proposed RAC. Such plans shall indicate the general location of residential areas (including maximum density and unit types), open space, parks, passive or scenic areas, and nonresidential areas (including maximum building square footage or other intensity maximums).

• A plan of vehicular and pedestrian circulation showing the general locations and right-of-way widths of roads, sidewalks, the capacity of the system and major access points to the external and internal thoroughfare network.

- A summary of allowable development (a-e).
- Generalized regulations and development standards for the RAC district and each phase (a-e)
- Submission of an Endangered Species Assessment,
- · Identification of lighting within the neighborhood, and
- Compliance with the conditions of CP-26-2022.

Planning and Zoning Board Recommendation:

Planning and Zoning Board minutes are not fully transcribed at this time; the following is an excerpt:

Motion to submit Case PD-26-2022 to City Council for approval of a Preliminary Development Plan to allow for a proposed RAC, Regional Activity Center called 3 Forks, subject to the staff comments and conditions.

Motion by Mr. Weinberg, seconded by Mr. Boerema. Motion carried with members voting as follows:

Aye: Jordan, Weinberg, Boerema, Good, Maragh, Olszewski, Warner.

ATTACHMENTS:

Description

Case PD-26-2022 - Staff Report Case PD-26-2022 - Preliminary Development Plan Case PD-26-2022 - Survey - North Half - Parkside Commons Center Case PD-26-2022 - Survey - South Half - West 80 Acres Case PD-26-2022 - Narrative Case PD-26-2022 - Application Case PD-26-2022 - School Impact Analysis Letter Case PD-26-2022 - Correspondence Case PD-26-2022 - Correspondence Case PD-26-2022 - Applicant Presentation Resolution 2022-40 Resolution 2022-40, Exhibit A Resolution 2022-40, Exhibit B Resolution 2022-40, Exhibit C Case PD-26-2022 - Applicant Continuance Request (09/01/22 RCM)



LAND DEVELOPMENT DIVISION

120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042 landdevelopmentweb@palmbayflorida.org

Prepared by

Alexandra Bernard, Growth Management Director

| CASE NUMBER PD-26-2022 | | PLANNING & ZONING BOARD HEARING DATE July 6, 2022 | |
|--|--------------------------|---|--|
| PROPERTY OWNER & APPLICANT Parkside Commons Center LLC and West 80 Acres, LLC (Tony Masone, manager; Jake Wise P.E.; Kim Rezanka Esq., Reps.) | | PROPERTY LOCATION/ADDRESS Tax Parcel 250, Section 04, Township 29, Range 36, Subdivision 25. Cisna Park Lots 1 Thru 8 & 15; S 1/2 OF NW 1/4 & LOT 16 OF PB 8 PG 36 EXC CANAL R/W Specifically, off of Malabar Rd SW, East of St. Johns Heritage Pkwy NW, Brevard County, Florida | |
| called 3 for | | Development Plan (PDP) for a regional activity center ks mixed use, consisting of 376 single family homes, 288 units, a commercial RV park (150 spaces) and 4 parcels. | |
| Existing Zoning | AU and SR | (Brevard County) | |
| Existing Land Use | AU and RE | S 1 (Brevard County) | |
| Site Improvements | Undevelope | ed Land | |
| Site Acreage | 124.33 acre | es | |
| SURROUNDING ZONING & USE OF LAND | | | |
| North | PUD, Planr Single-Fam | ned Unit Development, SFR, Single Family Residential, ily Homes | |
| East | CC, Comm | unity Commercial, COM, Commercial Vacant | |
| South | RR-1 Rural Vacant | Residential (County) SFR, Single-Family Residential | |
| West | AU (County | y), COM Commercial – Vacant | |
| COMPREHENSIVE PLAN COMPATIBILITY | Yes, subjec | t to approval of Case CP-26-2022 | |

BACKGROUND:

The property is located east of and adjacent to Malabar Rd SW, East of St. Johns Heritage Pkwy NW. The subject property is 124.33 acres of undeveloped land.

The applicant is currently seeking Preliminary Development Plan (PDP) approval for a regional activity center called 3 Forks mixed use, consisting of 376 single family homes, 288 multi-family units, a commercial RV park (150 spaces) and 4 commercial parcels. This is a density of 5.34 units per acre.

ANALYSIS:

The regional activity center (RAC) zoning district is a planned development intended to establish types of development and arrangements of land uses that are consistent with the comprehensive plan, but which are not otherwise provided for or allowed in the zoning districts set out in this chapter. The range of uses and development intensities allowed within a particular RAC district, along with any corresponding development and design standards are established by an associated RAC concept plan. Subsequent development within the RAC district is implemented by the approval of one or more site and development plans, known as RAC final development plans

Specifically, the development plan proposes consisting of 376 single family homes, 288 multifamily units (4-stories), a commercial RV park (150 spaces) and 4 commercial parcels. This is a density of 5.34 units per acre. According to the exhibit, the commercial parcels will front on Malabar Rd, with the RV park directly behind it and the single-family homes will be constructed along both the southeastern portion of the site with the proposed multi-family on the western portion of the site. The proposed single family lot sizes will offer a variety of 40' x 110; 50' x 110' and 60' x 110'.

Interconnected dry retention and wet detention ponds will serve as the stormwater treatment system for this project. Engineered stormwater designs will be required for the Final Development Plan submittal and a legal positive outfall shall be established. Prior to commencement of construction, the design shall be approved by both the City's Public Works Department and the St. Johns River Water Management District.

The internal road network must be designed to meet city standards, which includes a minimum 50' wide right-of-way (ROW), with closed drainage, for all roadways. Unless formally requested for city acceptance, the roads shall be maintained privately. The developer shall provide an access management plan that examines the driveway configurations and identifies any necessary roadway improvements.

City water & sewer are located within the adjacent road rights-of-way and shall be extended to all residential units. Identification of the sewer mains and water distribution lines, and their

extensions into the project's internal roadway, shall be provided at the time of FDP submittal. A Utility Agreement shall be executed prior to construction plan approval.

The Preliminary Development Plan provides a breakdown stating that the minimum set aside has been met via recreation the tracts and the upland areas within the stormwater tracts. As part of the FDP submittal the specific use of any recreational area shall be identified. Additionally, all internal roadways shall be provided with a sidewalk, on both sides of the road, with connections to off-site sidewalks. Entrance lighting shall also be provided.

CONDITIONS:

To receive Preliminary Development approval, the proposal must meet the requirements of Section 185.056 of the City of Palm Bay's Code of Ordinances. Upon review, it appears that the request is in conformance with the applicable requirements of this section, subject to the following items being *submitted with* a Final PUD application:

- A general plan for the use of all lands within the proposed RAC. Such plans shall indicate the general location of residential areas (including maximum density and unit types), open space, parks, passive or scenic areas, and nonresidential areas (including maximum building square footage or other intensity maximums)
- A plan of vehicular and pedestrian circulation showing the general locations and right-ofway widths of roads, sidewalks, the capacity of the system and major access points to the external and internal thoroughfare network.
- A summary of allowable development (a-e)
- Generalized regulations and development standards for the RAC district and each phase (a-e)
- Submission of an Endangered Species Assessment,
- Identification of lighting within the neighborhood, and
- Compliance with the conditions of CP-26-2022.

Lastly, technical staff review comments are attached to this report and shall be incorporated.

STAFF RECOMMENDATION:

Case PD-26-2022 is recommended for approval, subject to the staff comments.

TECHNICAL COMMENTS

CASE PD-26-2022 – 3 FORKS RAC

PUBILC WORKS (Natalie Shaber, PE, Engineer II):

Traffic Engineering:

- Traffic Study required for the apartments which exceeds the 100 trips per peak period.
- In addition, the 376 SF will exceed 100 trips per peak for Malabar entrance, in addition to the RV and commercial, so required traffic study.
- Signal warrant analysis on the fourth leg of the intersection of Malabar SJHP.
- Left and right turn analysis for the main entrance from Malabar Rd.

Engineering- General:

1. R/W and Driveway permits fro Brevard County shall be required for all R/W improvements and provided prior to scheduling a pre-sitework meeting.

2. Provide clearance from the FDEP to utilize the site west of C-7 as the roadway site appears to be contaminated with arsenic and dewatering and stormwater management is restricted (see attached letter from the SJRWMD).

3. Stormwater Management shall meet the design and performance criteria per Chapter 62-330 F.A.C.

4. The western apartments appear to have one access point on property owned by the SJRWMD across a MTWCD canal.

5. SJRWM, and MTWC Districts' and FDEP approval shall be provided for this access and clearance for stormwater management and dewatering on the SJRWMD site

6. Staff recommends cross access with appropriate agreements through the Stellas Casitas site or access through this site.

7. If the SJHP ext. remains the only access to the multifamily, then a TIS will be provided for future extension of the Parkway and turn lanes or signal analyses provided based on the built out condition

8. 200 ft of R/W would need to be acquired on SJRWMD property.

9. All off-site flow in the existing condition will be retained and attenuated in the postdevelopment condition.

10. Cross-sections shall be provided every 100 ft along all property lines.

11. An environmental report shall be provided and any recommended remediation, and/or permits obtained and provided to the City prior to scheduling the pre-sitework meeting.

12. The site must be operating in compliance with all external agency orders and permits prior to scheduling a pre-sitework meeting.

13. If constructed the 4th leg of the Malabar/ Parkway intersection will be designed and constructed per the City of Palm Bay's standards and testing provided every 200 ft at minimum prior to CC request.

14. It will remain private and not be dedicated to the City of Palm Bay unless the CH 182 process of the the City's Land Development code is complied.

15. Sidewalk will connect from on to off site along both streets and connect to the sidewalk on the north side on Malabar Rd. with a crosswalk in a location determined in the traffic study.

16. On Malabar Road the sidewalk would be located on the south side of the R/W donation.

18. A site specific stormwater pollution prevention/dewatering plan shall be provided for review prior to scheduling a pre-sitework meeting.

Survey:

1. Use of the existing 30 foot right of way for Utilities and Fire will need approval. The present right of way width is not standard.

2. Please show ties to Section Corners and State Plane coordinates for placement on BCPAO's GIS system.

3. Please provide information on ownership and access to planned apartments on the West side of plan.

UTILITIES (Christopher Little, PE, Utilities Director):

The Utilities Department is currently performing a Level of Service (LOS) for the proposed development. Results from the LOS will be conveyed in the companion Case No. CP-26-2022 (Comprehensive Plan Future Land Use Map amendment request) and could potentially reveal infrastructure deficiencies that may be required to be addressed by the developer prior to making connection to the system(s).

Upon development of the site, the following shall apply for connection to the City's water and sewer utilities system:

1. The applicant/owner, at their expense, will be required to upgrade existing infrastructure as conveyed in the Comprehensive Plan Future Land Use Map amendment.

2. The applicant/owner, at their expense, will be required to design, permit, install, inspect and test water & sewer systems of adequate size to accommodate the development and to connect to the City's water & sewer system. [§ 200.11(D)(1) - On-Site Facilities].

3. The applicant/owner may be required to extend and/or loop service from the existing water and sewer connection points [§ 200.11(D)(2) -Off-Site Facilities].

4. The applicant/owner will be responsible for the property's hydraulic share for the utilities. Oversizing of utilities at the request of the Utilities Department will be subject to a refunding agreement or refundable advance [§ 200.1(D) & (E)]. The City of Palm Bay's 2017 Wastewater Master Plan & 2017 Water Master Plan, both of which are available upon request, identify proposed mainline extensions with the City's current pipe sizing requirements.

5. A City of Palm Bay "Utility Agreement" shall be executed between the Property Owner and the City. All Utility impact/connection charges noted in the "Utility Agreement" must be paid as outlined in the terms and conditions of the Utility Agreement. All fees are subject to change annually on October 1. The Property Owner shall submit a certified copy of the property deed as verification of ownership as part of the Utility Agreement.

6. All utility construction, materials, and testing shall be in accordance with the latest revision of the Palm Bay Utility Department Policies, Procedures and Standards Handbook and the Standard Detail Drawings. Prior to any construction, all required FDEP Permit applications for the Water and Sanitary Sewer Construction shall be processed through and copied of the Permits filled with the Utilities Department.

BUILDING-FIRE (Michael Bloom, CFPS, Fire Plans Examiner):

1. Please complete plans complying with all applicable portions of Florida Fire Prevention Code (FFPC) 7th edition, Florida Administrative Code (FAC), Florida State Statute (FSS) and City of Palm Bay Ordinances (COPBO) with the first full land development plan.

2. The 4 story apartment shall be protected by a fire sprinkler system and automatic stand pipes supplied by a fire pump.

3. There do not appear to be any fire department access issues at this time based on the limited information provided. An auto turn exhibit may be required at a later date.

BUILDING-FLOODZONE (James Williams, CFM, Floodplain Coordinator):

The project is in FEMA Floodzone AE and will need an approved Conditional Letter of Map Amendment (CLOMA) before any buildings are constructed. For the final CO an approved Letter of Map Revision (LOMR) removing the entire project from the Special Flood Hazard Area is required.

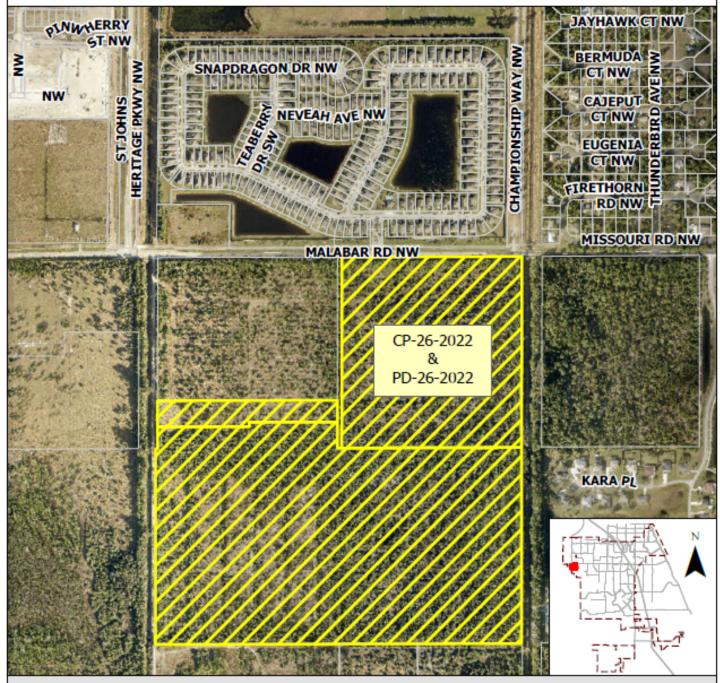
Per the City's Floodplain Ordinance, any structure built within a Special Flood Hazard Area (SFHA) will require a Floodplain Review at time of construction. An approved CLOMR does not exempt the requirement for a Floodplain Review in the SFHA. The Building Official will not issue any building permits without a Floodplain Review.

If you get the approved Subdivision LOMR before any building's permits are applied for, you don't need to apply for individual Floodplain reviews for each structure.

Currently this site is not in the GIS City Limits.



Map is not to scale—for illustrative purposes only; not to be construed as binding or as a survey.



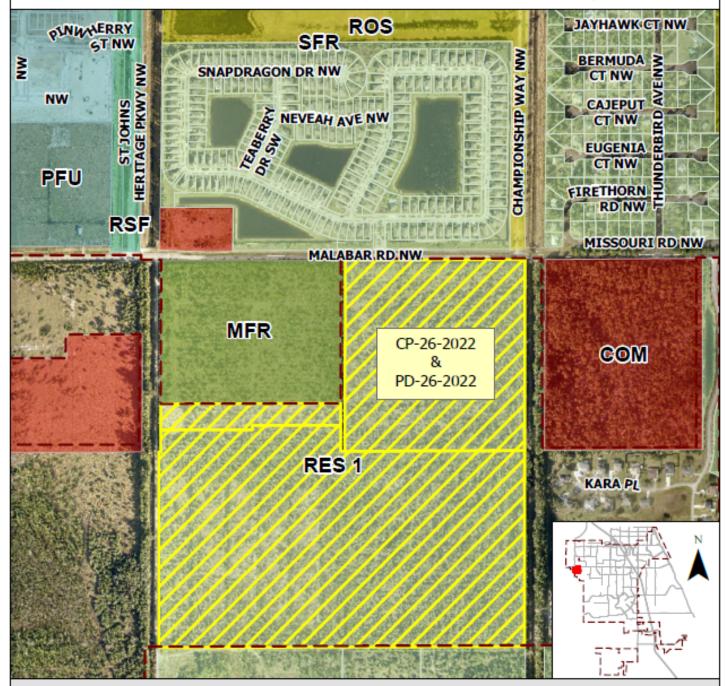
AERIAL LOCATION MAP CASE: CP-26-2022 & PD-26-2022

Subject Property

South of and adjacent to Malabar Road SW, in the vicinity east of St. Johns Heritage Parkway NW and west of Melbourne-Tillman Water Control District Canal 8



Map is not to scale—for illustrative purposes only; not to be construed as binding or as a survey.



FUTURE LAND USE MAP CASE: CP-26-2022 & PD-26-2022

Subject Property

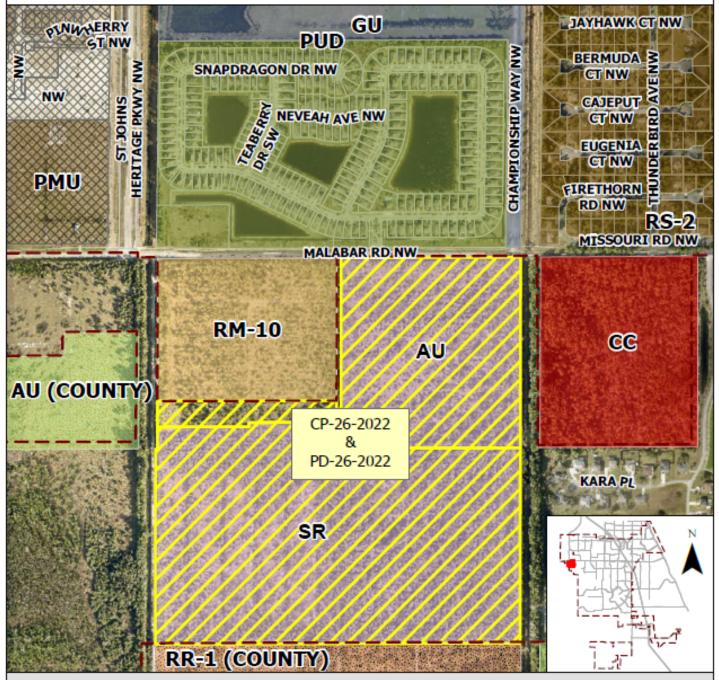
South of and adjacent to Malabar Road SW, in the vicinity east of St. Johns Heritage Parkway NW and west of Melbourne-Tillman Water Control District Canal 8

Future Land Use Classification

RES 1 – Residential 1 Unit Per Acre



Map is not to scale-for illustrative purposes only; not to be construed as binding or as a survey.



ZONING MAP CASE: CP-26-2022 & PD-26-2022

Subject Property

South of and adjacent to Malabar Road SW, in the vicinity east of St. Johns Heritage Parkway NW and west of Melbourne-Tillman Water Control District Canal 8

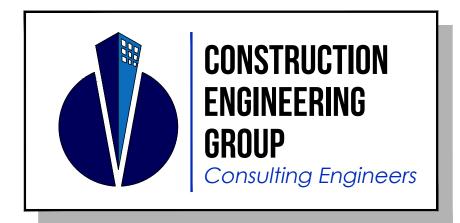
Current Zoning Classification

AU, SR - Agricultural Residential, Suburban Residential

3 FORKS MIXED USE PRELIMINARY DEVELOPMENT PLAN PALM BAY, FL DATE: APRIL 1, 2022 **PREPARED FOR:** PARKSIDE COMMONS CENTER LLC & WEST 80 ACRES LLC

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING WITHIN SECTION 4, TOWNSHIP 29S, RANGE 36 EAST AND BEING BOUNDED ON THE NORTH BY MALABAR ROAD; BOUNDED ON THE EAST BY MELBOURNE TILLMAN DRAINAGE DISTRICT CANAL NUMBER 8; BOUNDED ON THE SOUTH BY THE SOUTH LINE OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 29S, RANGE 36 EAST; BOUNDED ON THE WEST BY MELBOURNE TILLMAN DRAINAGE DISTRICT CANAL NUMBER 7; BOUNDED ON THE NORTH BY THE NORTH LINE OF LOT 15, CISNA PARK, AS RECORDED IN PLAT BOOK 8, PAGE 36 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; AND BOUNDED ON THE WEST BY THE EAST LINE OF LOTS 9-14, CISNA PARK, AS RECORDED IN PLAT BOOK 8, PAGE 36 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.





LOCATION MAP NTS

APPLICAI JAKE T. 2651 E. MELBOU TEL: (32 E-MAIL: SURVEYO 3970 MIN WEST ME TEL: (32 EMAIL: AA

PROPOS REGIONA SETBACK FRONT: SIDE: REAR: SIDE COF SINGLE I

40'x110 50'x110 60'x110 MAXIMUN SINGLE APARTM MINIMUM SIDEWAL RIGHT-C EXISTING

PROJECT DATA:

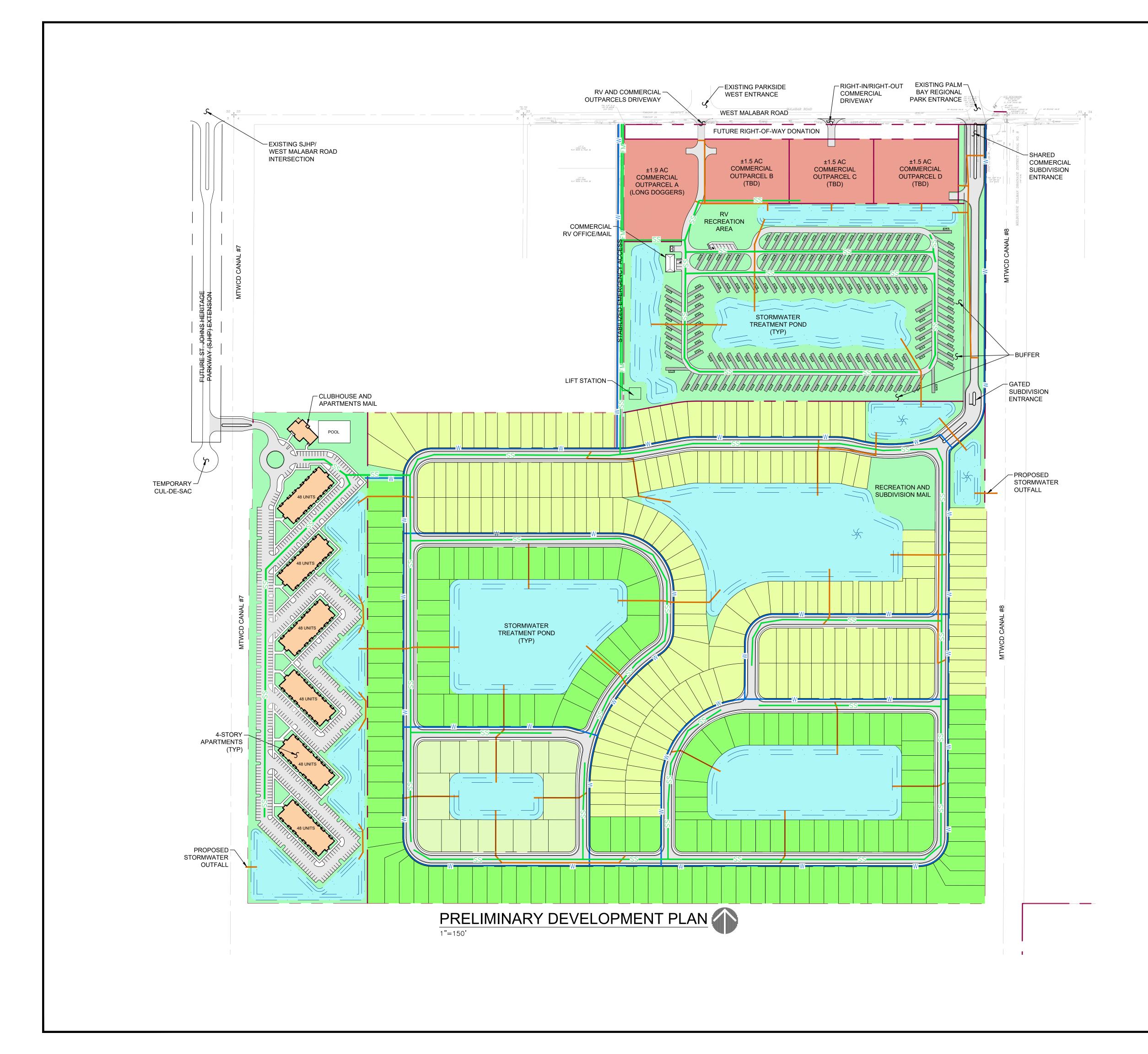
GENERAL STATEMENT

THIS PROJECT CONSISTS OF APPROXIMATELY 124 ACRES WITH FRONTAGE ALONG MALABAR ROAD TO THE NORTH AND THE FUTURE EXTENSION OF THE ST. JOHNS HERITAGE PARKWAY TO THE WEST. MTWCD CANALS ARE ALONG THE EAST AND WEST PROPERTY LINES AS WELL. WE PROPOSE ± 24 ACRES OF COMMERCIAL DEVELOPMENT INCLUDING UP TO FOUR FUTURE COMMERCIAL LOTS AND A COMMERCIAL HIGH END RECREATIONAL VEHICLE (RV) PARK. THIS IS ADJACENT TO EXISTING COMMERCIAL ZONING EAST OF THÉ PROPERTY. WE PROPOSE SINGLE FAMILY RESIDENTIAL SOUTH OF THE COMMERCIAL PROPERTY ADJACENT TO EXISTING SINGLE FAMILY TO THE EAS IN BREVARD COUNTY. ALONG THE WESTERN FRONTAGE OF THE FUTURE ST. JOHNS HERITAGE PARKWAY UP TO 4-STORY APARTMENTS ARE PROPOSED AND DESIGNED TO YEAR ROUND HAVE SUNSET VIEWS TO THE WEST. ALL C THE RESIDENTIAL AND RV PARKS HAVE AMENITIES PROPOSED. BOTH CITY WATER AND WASTEWATER ARE PROPOSED TO BE EXTENDED AND ALL ROADS SHALL BE BUILT TO CITY STANDARDS BUT PRIVATELY MAINTAINED SO IT IS NOT A FUTURE BURDEN TO THE CITY. WE ARE PROPOSING THE REGIONAL ACTIVITY CENTER (RAC) ZONING FOR FLEXIBILITY OF THE MIXED USE DEVELOPMENT. THE RESIDENTIAL AND COMMERCIAL RV PARK ARE INTENDED TO BE INTERCONNECTED WITH THE FUTURE COMMERCIAL LOTS IN ORDER MAXIMIZE INTERNAL TRIP CAPTURE.

| <u>NT:</u> . WISE, P.E. AU GALLIE BLVD, SUITE A JRNE, FLORIDA 32935 521) 610–1760 : JWISE@CEGENGINEERING.COM | MELBOURNE, FL TEL: (321) 610 | LIE BLVD, LORIDA 32 D—1760 | 2935 |
|---|--|--|-------------------------------------|
| <u>OR:</u> ID SURVEYING SERVICES INC INTON ROAD ELBOURNE, FL 32904 21) 768–8110 ALSURVEY@AALSURVEY.COM | LOCATION: SECTION: 04 TOWNSHIP: 29 RANGE: 36 PARCEL ID: TAX ACCOUNT: | 29-36-0 |)4-25-*-1)4-00-250 , 2959615 |
| $\begin{array}{rrrrrrrrrrrrrrrrrrrrrrrrrrrrrrrrrrrr$ | SINGLE FAMILY: ±84.5 ACRES - APARTMENTS: ±15.5 ACRES - COMMERCIAL RV ±17.6 ACRES - COMMERCIAL ±6.4 ACRES - TOTAL RESIDENT ±100 AC TOTAL COMMERCIAL ±24 AC | - 288 UN <u>PARK:</u> - 150 SP ±4 LOTS IAL: | IITS ACES |
| <u>1 WIDTHS:</u> KS: 5 FT DF—WAY WIDTH: 50 FT G 30' TO REMAIN AS EMERGEN ATED STORMWATER BASIN COVER | RAGE: | ACRE | PERCENT |
| | | | |

| CALCULATED STORMWATER BASIN | I COVERAGE: | | |
|-----------------------------|-------------|-------------|----------------|
| | SF | <u>ACRE</u> | <u>PERCENT</u> |
| IMPERVIOUS: | 2,582,776 | 59.29 | 48 |
| PERVIOUS: | 1,741,325 | 39.98 | 32 |
| PONDS: | 1,067,868 | 24.52 | 20 |
| TOTAL: | 5,391,969 | 123.79 | 100 |

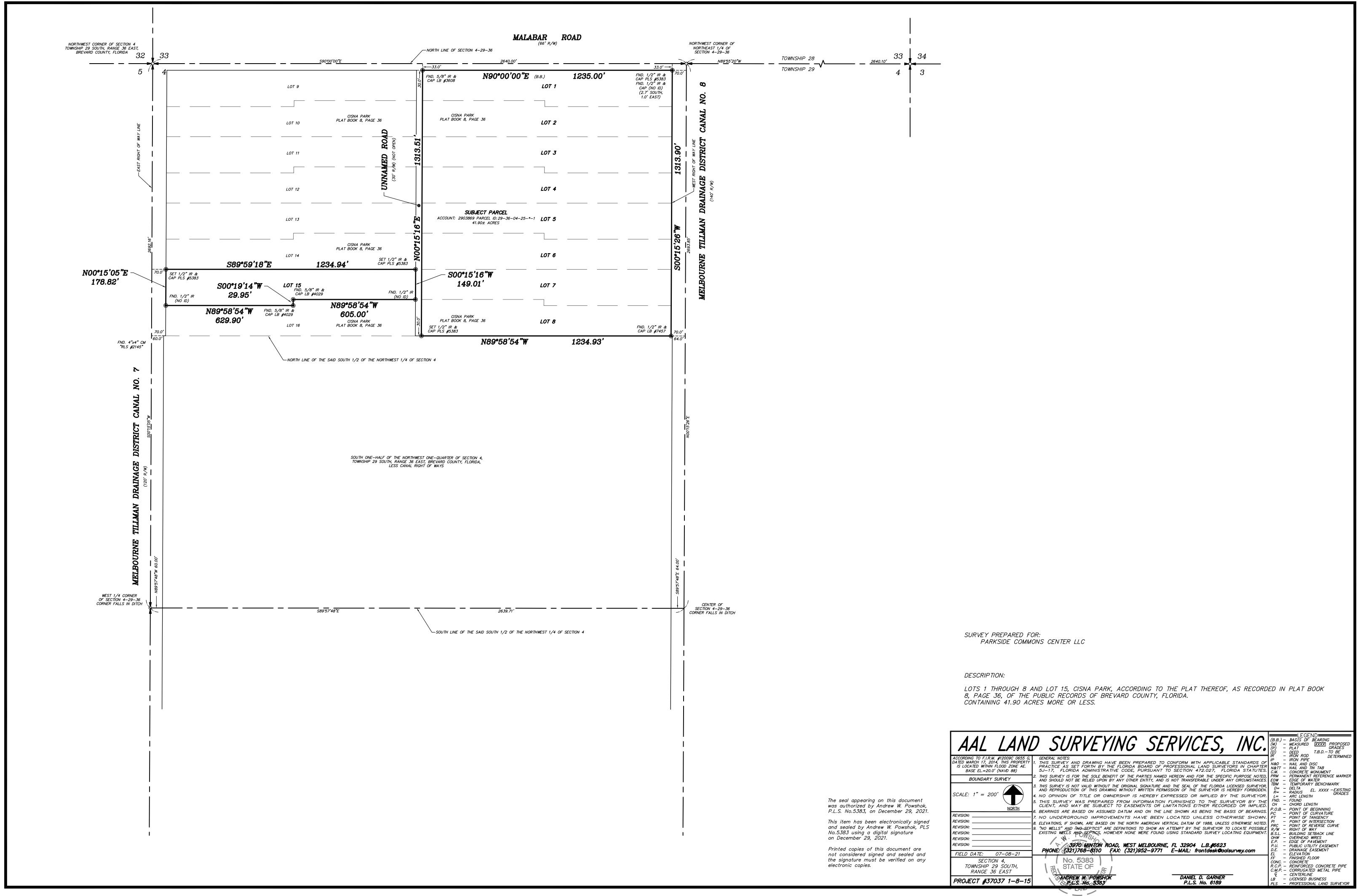
| REVISION | | | | | | | |
|------------------------|------------------------------|-------------------------------|--------------|--|------------|-----------------------|----|
| DATE | | | | | | | |
| REV# | | | | | | | |
| | 2651 Fau Gallie Blvd Snite A | Melbourne, FL 32935 | | Tel. 321.253.1221 | www.cegel | S COA #0008097 | |
| | | LUNSIKULIUN | FNGINFFRING | | UNUr | Consulting Engineers | |
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| | | COPYRI ENTS AN INCERING | ۵ | WEST MALABAR ROAD AND ST. JOHNS HERITAGE | | | |
| E | XPRESS W | RITTEN C | ONSENT O | F CEG IS | PROHIBITE | D BY LAN | Χ. |
| DA ⁻ SC/ | TE ALE | | 4/0 <i>^</i> | 1/22 | 2 | | |
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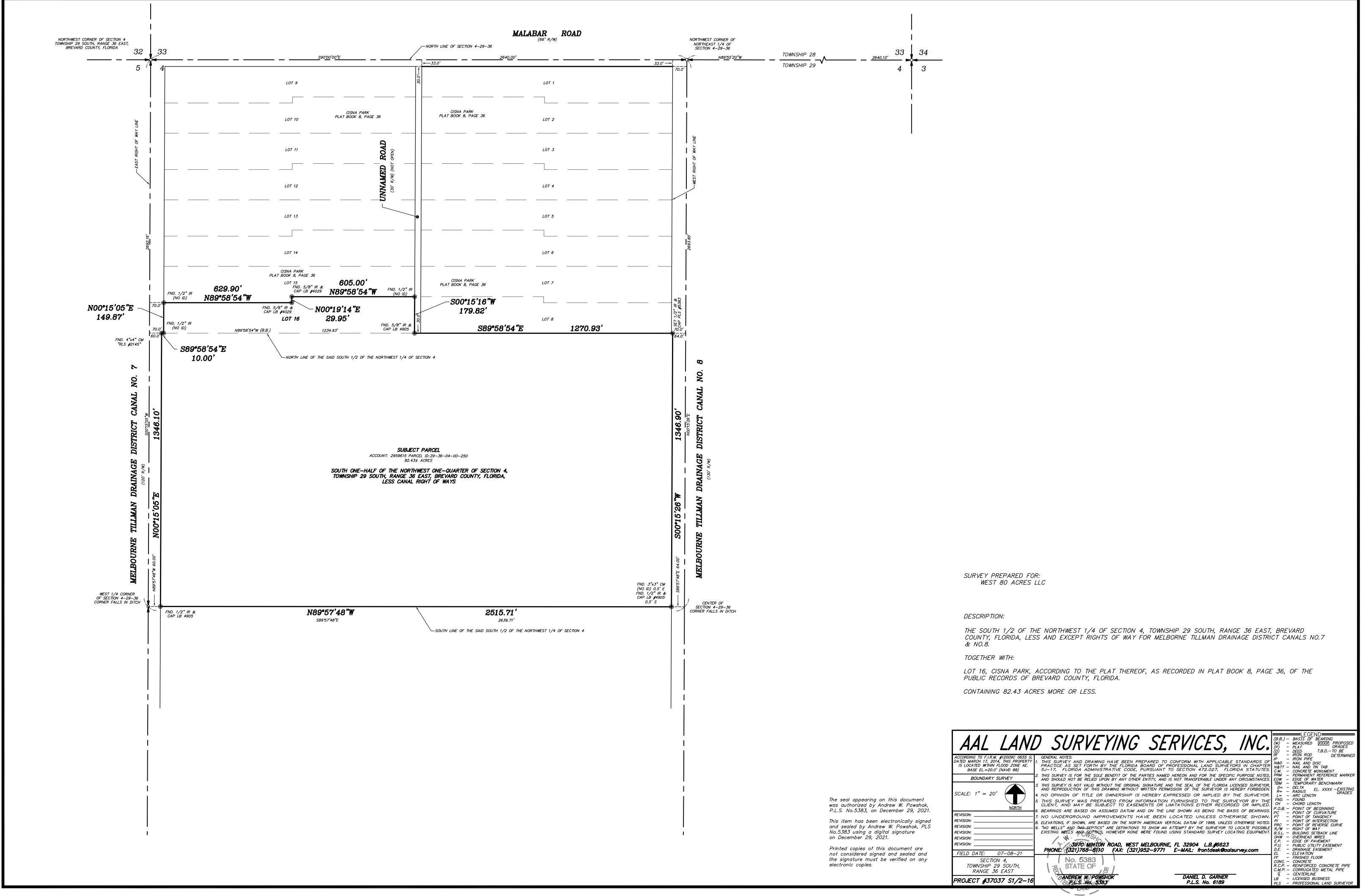


| LEGEND: | |
|---|----|
| PROJECT BOUNDARY | |
| STORMWATER TREATMENT POND CONTOURS | |
| STORM PIPE | |
| WATER MAIN | W |
| SANITARY SEWER LINE | SS |
| FORCE MAIN | FM |
| RECREATION, LANDSCAPING AND OPEN SPACE | |
| 40' WIDE SINGLE FAMILY LOT | |
| 50' WIDE SINGLE FAMILY LOT | |
| 60' WIDE SINGLE FAMILY LOT | |
| COMMERCIAL RV PARK | |
| COMMERCIAL PARCEL | |
| STORMWATER TREATMENT POND | |
| APARTMENT BUILDING | |
| ROADWAY | |

| REVISION | | | | | | |
|-------------------|---|-------------------|---|-------------------|-----------------------------------|--|
| # DATE | | | | | | |
| REV# | CONSTRUCTION 2651 Eau Gallie Blvd., Suite A Melbourne, FL 32935 | ENGINEERING | Tel. 321.253.1221 | www.ceger | Consulting Engineers COA #0008097 | |
| 3 FORKS MIXED USE | COPYRI OCUMENTS ANI N ENGINEERING PROJECT NOTS ONS OR MODIF ONS OR MODIF | SHT C THEIR CO | BRANKER WEST MALABAR ROAD AND ST. JOHNS HERITAGE PARKWAY PALM BAY, FL | TEMENT ARE THE | | |
| | .E J. NO. | 2200 BY: CC | 50 021 | 1 | | |

150'





Three Forks is a ± 124 acres master planned future mixed use development consisting of the following anticipated uses:

- Up to four commercial lots along the northern frontage on West Malabar Road.
- Future right-of-way for the anticipated future widening of Malabar Road.
- High end recreation vehicle (RV) park intended for only later model RVs with amenities.
- Up to 4-story market rate apartments off of the future extension of the St. Johns Heritage Parkway (SJHP) to the west with amenities for its residents.
- Master planned single family subdivision with varying lot sizes and amenities.

The entire master planned development will have interconnected stormwater treatment ponds, extend both City water and wastewater for potable and fire protection needs, and master planned landscaping, irrigation, lighting and signage. All roadways will be constructed to city standards but be privately maintained so they are not a future maintenance burden to the City. The property is adjacent to anticipated future townhomes to the northwest Malabar Road and to the north, a large commercial parcel and some existing single family homes to the east (3 Forks only proposes single family residential adjacent to the existing single family to the east), an existing borrow pit to the south, and the future extension of the St. Johns Heritage Parkway to the west. There are also MTWCD canals buffering to the east and west. We believe that all proposed uses as part of this project would be compatible with current and anticipated future uses adjacent to the property.

We are requesting an annexation, comprehensive future land use amendment, and a preliminary development plan/ rezoning. The proposed future land use and zoning would be Regional Activity Center (RAC). This allows the flexibility of the large property to propose the varying uses and be flexible as market conditions evolve. The proposed uses are unique to this part of the City with respect to the high end RV Park and market rate apartments. There is a strong demand for both of these uses as well as more single family in the area. We anticipate the commercial will be successful as the area grows with this property and ongoing and future adjacent properties. The Malabar Road widening project is moving faster than anticipated as identified to the applicant by the City facilitating future traffic needs. The high end RV Park and other proposed residential uses will usher in more demand for nearby commercial services such as grocery stores, restaurants, retail, offices, and other uses helping the whole region of the City succeed.

The main access to the single family is anticipated to be aligned with the Palm Bay Regional Park entrance and could warrant a traffic signal in the future helping the travelling public. A proposed commercial driveway and RV Park entrance is proposed to line up with the existing entrance to the Parkside West subdivision north of 3 Forks. Access for the apartments and a second access point for the single family is planned directly onto the future extension of the SJHP to the west an emergency egress is provided for the single family development to Malabar Road. The property is currently in the county and we have calculated preliminary potential revenue projections as follows for the City of Palm Bay if successfully annexed and developed as proposed:

| Category | Projected revenue |
|--|-------------------|
| Palm Bay Impact Fees (one time revenue source) | \$3,652,363.00 |
| Water and Sewer Connection Fees (one time revenue source) | \$3,299,931.83 |
| Palm Bay ad valorem revenue (ongoing, assuming 7.8378 mills) | \$775,812.61 |
| Total | \$7,728,107.44 |

This does not include the one-time revenue payments to Brevard County for ad valorem and non-ad valorem taxes and impact fees, nor the franchise fees, service fees, utility taxes, license and permit fees, and other miscellaneous revenue that will be a continual revenue stream for the City. The City's 2021 budget letter states that since 2019, the City's real estate values have increased by over 10% each year, and we believe our development, to be called 3 Forks, will add to this increased value.



LAND DEVELOPMENT DIVISION

120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042 Landdevelopmentweb@palmbayflorida.org

PRELIMINARY DEVELOPMENT PLAN APPLICATION

This application must be deemed complete and legible, and must be returned by the first day of the month during division office hours, with all enclosures referred to herein, to the Land Development Division, Palm Bay, Florida, to be processed for consideration the following month at the earliest by the Planning and Zoning Board. The application will then be referred by the Planning and Zoning Board for study and recommendation to the City Council. You or your representative are required to attend the meeting(s) and will be notified by mail of the date and time of the meeting(s). The Planning and Zoning Board holds their regular meeting the first Wednesday of every month at 7:00 p.m. in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida, unless otherwise stated.

APPLICATION AMENDMENT TYPE:

PUD - Planned Unit Development (Section 185.066)

PMU - Parkway Mixed Use District (Preliminary Design Plan) (Section 185.057)

PCRD - Planned Community Redevelopment District (Section 185.055)

RAC - Regional Activity Center District (Preliminary Concept Plan) (Section 185.056)

PROPOSED DEVELOPMENT NAME:

29-36-04-25-*-1 & 29-36-04-00-250

PARCEL ID(S):

2903869 & 2959615

TAX ACCOUNT NUMBER(S):

See attached location map/ legal description

LEGAL DESCRIPTION OF THE PROPERTY COVERED BY THIS APPLICATION: (attach additional sheets if necessary):

See attached location map/ legal description

LD - PRELIMINARY DEVELOPMENT PLAN APPLICATION - 03122021

SIZE OF AREA COVERED BY THIS APPLICATION (calculate acreage):

+/- 124.33

TOTAL LOTS PROPOSED (list by use):

664 total residential (376 single family, 288 multifamily) & 4 commercial

| DEVELOPER | Anthony Masone- West 80 Acres, LL | .C | |
|--------------|-------------------------------------|--|--|
| Full Address | 3970 Minton Road; West Melbourne, | FL 32904 | |
| Telephone | 321- 693-8669 | Email _t | nasone@gmail.com |
| ENGINEER | _Jake Wise, PE- Construction Engine | eering Gro | pup, LLC |
| Full Address | 2651 W Eau Gallie Blvd; Suite A; M | elbourne, | FL 32935 |
| Telephone | 321-610-1760 | Email jw | ise@cegengineering.com & tmasone@gmail.com |
| SURVEYOR | AAL Land Surveying Services, Inc. | te da foi de tra foi de se a foi de se a foi foi de se a foi d | |
| Full Address | 3970 Minton Road: West Melbourne | e. FL 3290 | 4 |
| Telephone | 321-768-8110 | Email aa | Ilsurvey@aalsurvey.com |

PRELIMINARY DEVELOPMENT PLAN CRITERIA FOR SUBMITTAL:

Two (2) copies of the following exhibits shall be attached to the Preliminary Development Plan application. The preliminary plan and supporting documentation **must also be provided on memory drive.**

- A) Vicinity map clearly outlining subject property and showing the relationship between the site and its surrounding area including adjacent streets and thoroughfares.
- B) Preliminary Development Plan that shall contain maps, drawings and narrative, as appropriate, providing the following information:
 - A general plan for the use of all lands within the proposed development. Such plans shall indicate the general location of residential areas (including maximum density and unit types), open space, parks, passive or scenic areas, and nonresidential areas (including maximum building square footage or other intensity maximums).

CITY OF PALM BAY, FLORIDA PRELIMINARY DEVELOPMENT PLAN APPLICATION PAGE 3 OF 5

- 2) Proposed name or title of project, the name of the engineer, architect, and developer.
- 3) North arrow, scale (1 inch = 200 feet or larger), date and legal description of the proposed site.
- 4) Boundaries of tract shown with bearings, distances, closures, and bulkhead liner. All existing easements, section lines, and all existing streets and physical features in and adjoining the project, and the existing zoning.
- 5) Proposed parks, school sites, or other public or private open space.
- 6) Off-street parking, loading areas, driveways and access points.
- 7) Site data including tabulation of the total number of gross acres in the project, the acreage to be devoted to each of the several types of primary residential and secondary nonresidential uses, and the total number of dwelling units, the maximum height of all structures, the minimum setbacks of all structures (and parking areas) and the total area of pervious and impervious surfaces.
- 8) Delineation of phased development, if applicable.
- 9) Proposed means of drainage for the site.
- C) A plan of vehicular and pedestrian circulation showing the general locations and right-of-way widths of roads, sidewalks, the capacity of the system and major access points to the external and internal thoroughfare network.
- D) Schematic drawing of the elevation and architectural construction of the proposed primary and secondary nonresidential structures.
- E) A Traffic Study meeting generally accepted engineering practices examining the impact of the proposed development on the surrounding roadway network. (If applicable)
- F) Narrative describing in detail how the proposed Preliminary Development Plan meets the requirements of the Land Development Code and the Palm Bay Comprehensive Plan.

Additional conditions must be met and incorporated into the site plan for the specific type of development requested (PUD, PMU, PCRD, RAC). The additional criteria are listed in the Code of Ordinances and available from staff.

THE FOLLOWING PROCEDURES AND ENCLOSURES ARE REQUIRED TO COMPLETE THIS PRELIMINARY DEVELOPMENT PLAN APPLICATION: *A \$1,000.00 application fee shall accompany the Preliminary Development Plan application for the purposes of administration. Make Check payable to "City of Palm Bay." Vicinity Map (see Item A). Preliminary Development Plan (see Item B). Sec. Se Vehicular and Pedestrian Circulation Plan (see Item C). Schematic Drawing (see Item D). Traffic Study (see Item E). Narrative (see Item F). List of legal descriptions of all properties within a 500-foot radius of the boundaries of the property covered by this application, together with the names and mailing addresses (including zip codes) of all respective property owners within the above referenced area. (This should be obtained for a fee from the Brevard County Planning and Zoning Department at (321) 633-2060.) Citizen Participation Plan. Required when a Preliminary Development Plan application was not submitted. Refer to Section 169.005 of the Land Development Code for guidelines. School Board of Brevard County School Impact Analysis Application (if applicable). The application is obtained from the Planning and Project Management Department of the School Board of Brevard County at (321) 633-1000, extension 11418. Sign(s) posted on the subject property. Refer to Section 51.07(C) of the Legislative Code for guidelines. Staff will provide a sign template. Where the property owner is not the representative for the request, a <u>LETTER</u> must be attached giving the notarized consent of the property owner(s) to a representative. Name of Representative Jake Wise, PE- Construction Engineering Group, LLC

LD - PRELIMINARY DEVELOPMENT PLAN APPLICATION - 03122021

CITY OF PALM BAY, FLORIDA PRELIMINARY DEVELOPMENT PLAN APPLICATION PAGE 5 OF 5

I, THE UNDERSIGNED UNDERSTAND THAT THIS APPLICATION MUST BE COMPLETE AND ACCURATE BEFORE CONSIDERATION BY THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY AND CERTIFY THAT ALL THE ANSWERS TO THE QUESTIONS IN SAID APPLICATION, AND ALL DATA AND MATTER ATTACHED TO AND MADE A PART OF SAID APPLICATION ARE HONEST AND TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING PRELIMINARY DEVELOPMENT PLAN APPLICATION AND THAT THE FACTS STATED IN IT ARE TRUE.

| Owner Signature | Alle | Mm | Date _ | 4-14-22 |
|-----------------|-------------------------------|--------------------|------------------|---------|
| Printed Name | Anthony Masone, Manager of P | <u>arkside Com</u> | mons Center, LLC | |
| Full Address | 3970 Minton Road: West Melbou | urne. FL 329 | 04 | |
| Telephone | 321- 693-8669 | Email | tmasone@gmail.c | com |

*NOTE: APPLICATION FEE IS NON-REFUNDABLE UPON PAYMENT TO THE CITY

CITY OF PALM BAY, FLORIDA PRELIMINARY DEVELOPMENT PLAN APPLICATION PAGE 5 OF 5

I, THE UNDERSIGNED UNDERSTAND THAT THIS APPLICATION MUST BE COMPLETE AND ACCURATE BEFORE CONSIDERATION BY THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY AND CERTIFY THAT ALL THE ANSWERS TO THE QUESTIONS IN SAID APPLICATION, AND ALL DATA AND MATTER ATTACHED TO AND MADE A PART OF SAID APPLICATION ARE HONEST AND TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING PRELIMINARY DEVELOPMENT PLAN APPLICATION AND THAT THE FACTS STATED IN IT ARE TRUE.

| Owner Signature | AnMm | MM | Date _ | 4-14-22 | |
|-----------------|------------------------------|--------------|-----------------|---------|--|
| Printed Name | Anthony Masone, Manager of V | Vest 80 Acre | s, LLC | | |
| Full Address | 3970 Minton Road; West Melbo | urne, FL 329 | 04 | | |
| Telephone | 321- 693-8669 | _Email | tmasone@gmail.c | com | |

*NOTE: APPLICATION FEE IS NON-REFUNDABLE UPON PAYMENT TO THE CITY

Ownership Listing

100

| Tax Account | Parcel ID | Owner Name | Address | <u>Phone</u> Number | Email |
|-------------|-----------------|------------------------------|--|------------------------|-------------------|
| 2903869 | 29-36-04-25-*-1 | Parkside Commons Center, LLC | | | |
| 2959615 | 29-36-04-00-250 | West 80 Acres, LLC | 3970 Minton Road; Melbourne, FL 32904 | 321-693-8669 | tmasone@gmail.com |
| | | | | | |

Re: Letter of Authorization

| BCPA Parcel ID 2 | <i>owner of the site legally described as:</i> 29-36-04-00-250 |
|--|--|
| I, Owner Name: | Anthony Masone, Manager of West 80 Acres, LLC |
| Address: | 3970 Minton Road; West Melbourne, FL 32904 |
| Telephone: | 321- 693- 8669 |
| Email: <i>hereby authorize</i> | tmasone@gmail.com |
| Representative: | Jake Wise, PE- Construction Engineering Group, LLC |
| Address: | 2651 W Eau Gallie Blvd, Suite A; Melbourne, FL 32935 |
| Telephone: | 321-610-1760 |
| Email: to represent the a | jwise@cegengineering.com request(s) for: |
| Annexation, CPA, F | PDP and any/all associated submittals |
| | (Property Owner Signature) |
| STATE OF <u>Fla</u> | rida |
| | nline notarization, this <u>14</u> th day of <u>April</u> , 20 <u>22</u> by |
| Anthony Ma | <u>Sone</u> , property owner. |
| Personally Kno Notary Public State Kimberly Anna M My Commission GG Expires 07/16/2023 | atura 3355913 2 |

Re: Letter of Authorization

| As the property BCPA Parcel ID 2 | owner of the site legally described as: 19-36-04-25-*-1 |
|--|---|
| | |
| I, Owner Name: | Anthony Masone, Manager of Parkside Commons Center, LLC |
| Address: | _3970 Minton Road; West Melbourne, FL 32904 |
| Telephone: | 321- 693- 8669 |
| Email: <i>hereby authorize</i> | _tmasone@gmail.com |
| Representative: | Jake Wise, PE- Construction Engineering Group, LLC |
| Address: | 2651 W Eau Gallie Blvd, Suite A; Melbourne, FL 32935 |
| Telephone: | 321-610-1760 |
| Email: to represent the i | jwise@cegengineering.com request(s) for: |
| Annexation, CPA, | PD and any/all associated submittals |
| | ANG |
| | (Property Owner Signature) |
| E. | 4-14-22 |
| STATE OF | orida |
| COUNTY OF \underline{B} | revard |
| The foregoing ins | strument was acknowledged before me by means of \mathbf{X} physical |
| presence or \Box on | line notarization, this <u>14</u> th day of <u>April</u> , 20 <u>22</u> by |
| | , property owner. |
| Personally Knov | wn or Produced the Following Type of Identification: |
| Notary Public State Kimberty Anna M My Commission GG Expires 07/16/2023 | e of Florida Aatura |

School Board of Brevard County

2700 Judge Fran Jamieson Way • Viera, FL 32940-6699 Dr. Mark W. Mullins, Ed.D., Superintendent



June 22, 2022

Mr. Jesse Anderson Assistant Director City of Palm Bay Growth Management Department 120 Malabar Road SE Palm Bay, Florida 32907

RE: Proposed 3 Forks Development School Impact Analysis – Capacity Determination CD-2022-29

Dear Mr. Jesse Anderson,

We received a completed *School Facility Planning & Concurrency Application* for the referenced development. The subject property is Tax Account number 2903869 (Parcel ID number: 29-36-04-25-*-1) and Tax Account number 2959615 (Parcel ID number: 29-36-04-00-250) containing a total of approximately 124.33 acres in the City of Palm Bay, Florida. The proposed development includes 376 single-family homes and 288 multi-family homes. The School Impact Analysis of this proposed development has been undertaken and the following information is provided for your use.

The calculations used to analyze the prospective student impact are consistent with the methodology outlined in Section 13.2 and Amended Appendix "A"-School District Student Generation Multiplier (approved April 11, 2022) of the *Interlocal Agreement for Public School Facility Planning & School Concurrency (ILA-2014)*. The following capacity analysis is performed using capacities/projected students as shown in years 2022-23 to 2026-27 of the *Brevard County Public Schools Financially Feasible Plan for School Years 2021-22 to 2026-27 which* is attached for reference.

| | Multi Family | | Single Family | | Total Units |
|-----------------------|--------------------------------|-------------------------------------|--------------------------------|-------------------------------------|---|
| | 288 | | 376 | | |
| Students Generated | Student Generation Rates | Calculated Students Generated | Student Generation Rates | Calculated Students Generated | Rounded Number of Students Generated |
| Elementary | 0.11 | 31.68 | 0.24 | 90.24 | 122 |
| Middle | 0.02 | 5.76 | 0.07 | 26.32 | 32 |
| High | 0.05 | 14.4 | 0.12 | 45.12 | 60 |
| Total | 0.18 | 51.84 | 0.43 | 161.68 | 214 |

Planning & Project Management Facilities Services Phone: (321) 633-1000 x11418 • FAX: (321) 633-4646

An Equal Opportunity Employer

| | ity (including relocatabl Plan (FFP) Data and Ana | | | | 2-23 to |
|--|--|--|--|---|------------------------------------|
| School | 2026-27 2022-23 | 2023-24 | 2024-25 | 2025-26 | 2026-27 |
| Jupiter | 930 | 930 | 930 | 930 | 952 |
| Central | 1,514 | 1,514 | 1,514 | 1,514 | 1,514 |
| Heritage | 2,314 | 2,314 | 2,314 | 2,314 | 2,314 |
| | Projected Student Mer | nhershin | | | |
| School | 2022-23 | 2023-24 | 2024-25 | 2025-26 | 2026-27 |
| Jupiter | 721 | 817 | 857 | 854 | 920 |
| Central | 1,171 | 1,217 | 1,238 | 1,319 | 1,360 |
| Heritage | 2,038 | 2,149 | 2,193 | 2,179 | 2,248 |
| Students Generat | ed by Newly Issued SCA | DL Rese | rvations | Since FI | P 7P |
| School | 2022-23 | 2023-24 | 2024-25 | 2025-26 | 2026-27 |
| Jupiter | 28 | 46 | 46 | 46 | 46 |
| Central | | 12 | 24 | 36 | 42 |
| Heritage | | 24 | 48 | 72 | 84 |
| School | Proposed Develop 2022-23 | 2023-24 | 2024-25 | 2025-26 | 2026-27 |
| Jupiter | | 24 | 88 | 122 | 122 |
| Central | | 7 | 24 | 32 | 32 |
| Heritage | | 12 | 43 | 60 | 60 |
| | Ducie ate al Standout Monal | 1 • /• | noludos | | |
| Cumu | Projected Student Memk lative Impact of Propose | | | | |
| | lative Impact of Propose 2022-23 | | | 2025-26 | 2026-27 |
| School | lative Impact of Propose | ed Develo | pment) | 2025-26 1,022 | 2026-27 1,088 |
| School Jupiter | lative Impact of Propose 2022-23 | ed Develo 2023-24 | pment) 2024-25 | | |
| School | lative Impact of Propose 2022-23 749 | ed Develo 2023-24 887 | pment) 2024-25 991 | 1,022 | 1,088 |
| School Jupiter Central Heritage | lative Impact of Propose 2022-23 749 1,171 | ed Develo 2023-24 887 1,236 2,185 apacity = | pment) 2024-25 991 1,286 2,284 | 1,022 1,387 2,311 | 1,088 1,434 |
| School Jupiter Central Heritage | lative Impact of Propose 2022-23 749 1,171 2,038 Projected Available C | ed Develo 2023-24 887 1,236 2,185 apacity = | pment) 2024-25 991 1,286 2,284 | 1,022 1,387 2,311 | 1,088 1,434 |
| School Jupiter Central Heritage FISH Cap | lative Impact of Propose 2022-23 749 1,171 2,038 Projected Available C pacity - Total Projected S | ed Develo 2023-24 887 1,236 2,185 apacity = Student M | pment) 2024-25 991 1,286 2,284 embersh | 1,022 1,387 2,311 nip 2025-26 | 1,088 1,434 2,392 |
| School Jupiter Central Heritage FISH Cap School | lative Impact of Propose 2022-23 749 1,171 2,038 Projected Available C pacity - Total Projected S 2022-23 | ed Develo 2023-24 887 1,236 2,185 apacity = student M 2023-24 | pment) 2024-25 991 1,286 2,284 embersh 2024-25 | 1,022 1,387 2,311 nip 2025-26 | 1,088 1,434 2,392 2026-27 |

At this time, Jupiter Elementary School and Heritage High School are not projected to have enough capacity for the total of projected and potential students from the 3 Forks development. Because there is a shortfall of available capacity in the concurrency service area of the 3 Forks development, the capacity of adjacent concurrency service areas must be considered. The adjacent elementary school service areas are Westside Elementary School, Turner Elementary School, McAuliffe Elementary School and Discovery Elementary School. The adjacent high school service areas are Bayside High School, Palm Bay Magnet High School, Melbourne High School and Eau Gallie High School. A table of capacities of the *Adjacent Schools Concurrency Service Areas* that could accommodate the impacts of the 3 Forks development is shown:

| - | ity (including relocatabl Plan (FFP) Data and Ana 2026-27 | | | | 2-23 to |
|--|--|--|---|--------------------------------------|--------------------------------------|
| School | 2022-23 | 2023-24 | 2024-25 | 2025-26 | 2026-27 |
| Discovery | 980 | 980 | 980 | 980 | 980 |
| Bayside | 2,263 | 2,263 | 2,263 | 2,263 | 2,263 |
| | Projected Student Mer | nbership | | | |
| School | 2022-23 | 2023-24 | 2024-25 | 2025-26 | 2026-27 |
| Discovery | 644 | 639 | 633 | 608 | 611 |
| Bayside | 1,728 | 1,850 | 1,942 | 2,002 | 2,069 |
| Students Generat | ed by Newly Issued SCA | DL Rese | rvations | Since FI | FP |
| School | 2022-23 | 2023-24 | 2024-25 | 2025-26 | 2026-27 |
| Discovery | - | - | - | - | - |
| Bayside | 29 | 29 | 29 | 29 | 29 |
| | Cumulative Students Ge Proposed Develop | | y 2024-25 | 2025-26 | 2026 27 |
| School | 2022-23 | | | 2020-20 | |
| | | 94 | | 199 | |
| Discovery | - | 24 12 | 88 | 122 | 122 |
| Bayside | - | 24 12 | 43 | 122 60 | |
| Bayside Total I | - - Projected Student Memb | 12 Dership (in | 43 ncludes | | 122 |
| Bayside Total J Cumu | lative Impact of Propose | 12 Dership (in ed Develo | 43 ncludes pment) | 60 | 122 60 |
| Bayside Total I Cumu School | lative Impact of Propose 2022-23 | 12 Dership (in ed Develo 2023-24 | 43 ncludes pment) 2024-25 | 60 2025-26 | 122 60 2026-27 |
| Bayside Total I Cumu School Discovery | lative Impact of Propose 2022-23 644 | 12 Dership (in ed Develo 2023-24 663 | 43 ncludes pment) 2024-25 721 | 60 2025-26 730 | 122 60 2026-27 733 |
| Bayside Total I Cumu School | lative Impact of Propose 2022-23 | 12 Dership (in ed Develo 2023-24 | 43 ncludes pment) 2024-25 | 60 2025-26 | 122 60 2026-27 |
| Bayside Total I Cumu School Discovery Bayside I | lative Impact of Propose 2022-23 644 1,757 Projected Available C | 12 Dership (in ed Develo 2023-24 663 1,891 apacity = | 43 ncludes pment) 2024-25 721 2,014 | 60 2025-26 730 2,091 | 122 60 2026-27 733 |
| Bayside Total I Cumu School Discovery Bayside FISH Cap | lative Impact of Propose 2022-23 644 1,757 | 12 Dership (in ed Develo 2023-24 663 1,891 apacity = | 43 ncludes pment) 2024-25 721 2,014 | 60 2025-26 730 2,091 nip | 122 60 2026-27 733 2,158 |
| Bayside Total I Cumu School Discovery Bayside I | lative Impact of Propose 2022-23 644 1,757 Projected Available C pacity - Total Projected S | 12 Dership (in 2023-24 663 1,891 apacity = | 43 ncludes pment) 2024-25 721 2,014 embersł | 60 2025-26 730 2,091 nip | 122 60 2026-27 733 2,158 |

Considering the adjacent elementary school and high school service areas, there is sufficient capacity for the total projected student membership to accommodate the 3 Forks development.

This is a **<u>non-binding</u>** review; a *Concurrency Determination* must be performed by the School District prior to a Final Development Order and the issuance of a Concurrency Evaluation Finding of Nondeficiency by the Local Government.

We appreciate the opportunity to review this proposed project. Please let us know if you require additional information.

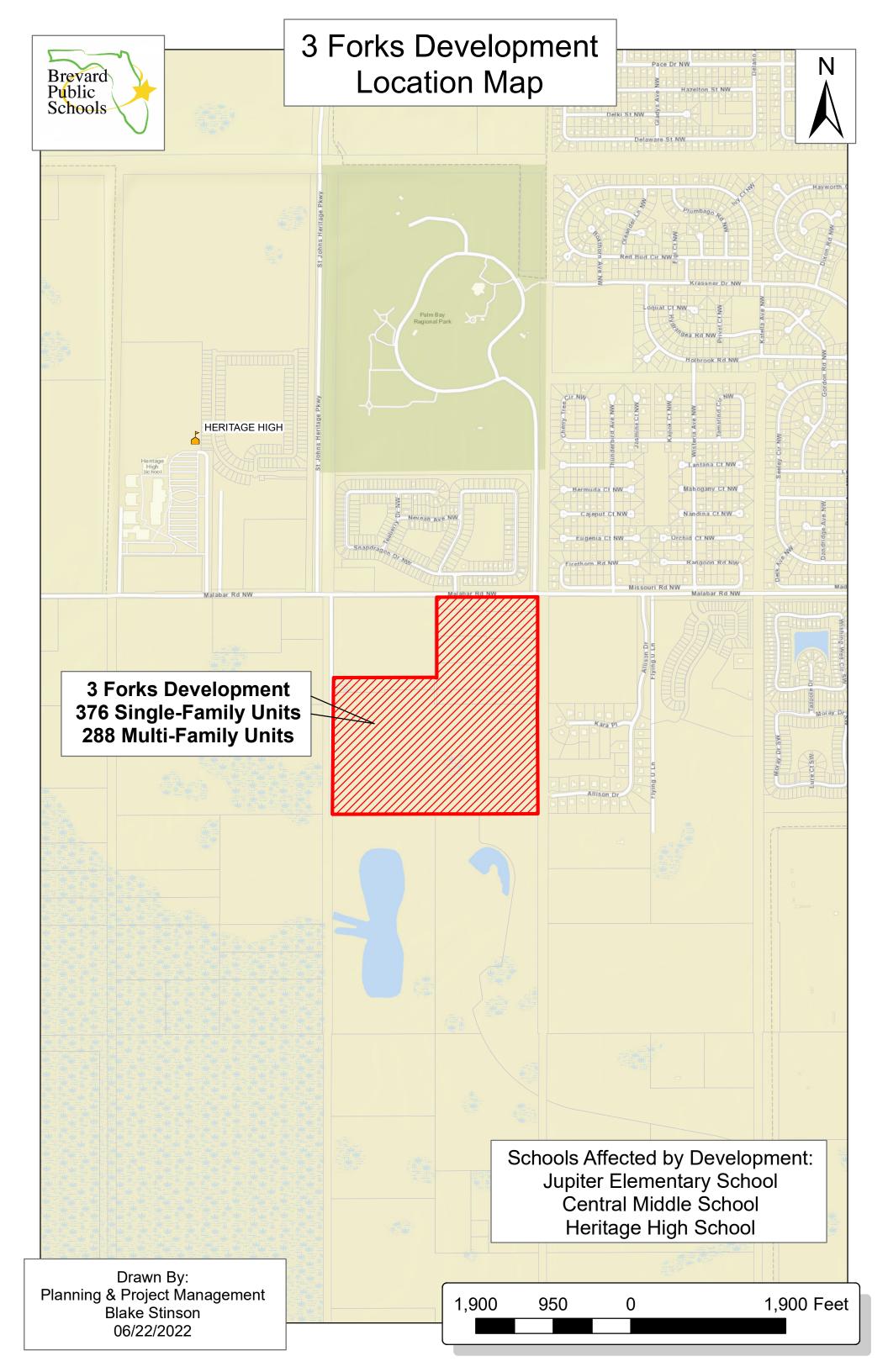
Sincerely,

Karen M. Black, AICP Manager – Facilities Planning & Intergovernmental Coordination Planning & Project Management, Facilities Services

Enclosure: Brevard County Public Schools Financially Feasible Plan for School Years 2021-22 to 2026-27

Copy: Susan Hann, AICP, Assistant Superintendent of Facility Services File CD-2022-29

> David G. Lindemann, AICP, Director of Planning & Project Management, Facilities Services File CD-2022-29



Brevard County Public Schools Financially Feasible Plan To Maintain Utilization Rates Lower than the 100% Level of Service Data and Analysis for School Years 2021-22 to 2026-27

| | Summary | | | | | 2021-22 | | | 2022-23 | | | 2023-24 | | | 2024-25 | | | 2025-26 | | | 2026-27 |
|-----------------------------|--------------------------|-------------|--------------|--------------|---------------------|-------------------|--------------|--------------|-------------------|--------------|-------------------|-------------------|-------------|--------------|-------------------------|--------------|-------------------|-------------------------|--------------|--------------|-------------------|
| Highest Utilization Eleme | | S: | | | | 88% | | | 89% | | | 95% | | | 98% | | | 97% | | | 99% |
| Highest Utilization Middle | | | | | | 88% | | | 89% | | | 90% | | | 89% | | | 92% | | | 96% |
| Highest Utilization Jr / Sr | - | 6: | | | | 84% | | | 84% | | | 82% | | | 82% | | | 79% | | | 78% |
| Highest Utilization High S | SCNOOIS: | | | | | 101% | | | 100% | | | 99% | | | 95% | | | 94% | | | 97% |
| | | | | Scho | ol Year 202 | | Scho | ol Year 2022 | | Scho | ol Year 2023 | | Scho | ol Year 2024 | | Scho | ol Year 2025 | | Scho | ol Year 2026 | |
| School | Туре | Grades | Utilization | FISH | 10/15/21 Member- | Total Capacity | Future FISH | Student | Total Capacity | Future FISH | Student | Total Capacity | Future FISH | Student | Total Canacity | Future FISH | Student | Total Capacity | Future FISH | Student | Total Capacity |
| 301001 | туре | Glaues | Factor | Capacity | ship | Utilization | Capacity | Projection | Utilization | Capacity | Projection | Utilization | Capacity | Projection | Capacity Utilization | Capacity | Projection | Utilization | Capacity | Projection | Utilization |
| | | | | | omp | otinzation | | | | | | | | | otilization | | | otilization | | | othization |
| | | | | | | | | Element | tary Scho | ool Concur | rency Se | rvice Are | eas | | | | | | | | |
| Allen | Elementary | PK-6 | 100% | 751 | 630 | 84% | 751 | 632 | 84% | 751 | 694 | 92% | 751 | 739 | 98% | 773 | 752 | 97% | 773 | 738 | 95% |
| Andersen | Elementary | | 100% | 884 | 592 | 67% | 884 | 591 | 67% | 884 | 597 | 68% | 884 | 589 | 67% | 884 | 565 | 64% | 884 | 554 | 63% |
| Apollo Atlantis | Elementary Elementary | K-6 PK-6 | 100% 100% | 902 739 | 782 629 | <u>87%</u> 85% | 902 739 | 783 630 | <u>87%</u> 85% | 902 739 | 755 616 | <u>84%</u> 83% | 902 739 | 761 600 | <u>84%</u> 81% | 902 739 | 739 592 | <u>82%</u> 80% | 902 739 | 729 576 | 81% 78% |
| Audubon | Elementary | | 100% | 761 | 464 | 61% | 739 | 464 | 61% | 739 | 458 | 60% | 739 | 438 | 58% | 739 | 427 | 56% | 761 | 440 | 58% |
| Cambridge | Elementary | | 100% | 765 | 506 | 66% | 765 | 506 | 66% | 765 | 513 | 67% | 765 | 510 | 67% | 765 | 485 | 63% | 765 | 480 | 63% |
| Cape View | Elementary | PK-6 | 100% | 570 | 278 | 49% | 570 | 285 | 50% | 570 | 287 | 50% | 570 | 281 | 49% | 570 | 286 | 50% | 570 | 284 | 50% |
| Carroll | Elementary | | 100% | 751 | 614 | 82% | 751 | 619 | 82% | 751 | 605 | 81% | 751 | 613 | 82% | 751 | 600 | 80% | 751 | 593 | 79% |
| Challenger 7 | Elementary | PK-6 | 100% | 573 | 506 | 88% | 573 | 508 | 89% | 573 | 476 | 83% | 573 | 449 | 78% | 573 | 437 | 76% | 573 | 414 | 72% |
| Columbia | Elementary | | 100% | 751 | 462 534 | 62% 75% | 751 | 484 | 64% 75% | 751 | 546 557 | 73% 78% | 751 | 568 572 | 76% 80% | 751 | 569 506 | 76% 84% | 751 | 572 602 | 76% 85% |
| Coquina Creel | Elementary Elementary | K-6 PK-6 | 100% 100% | 711 1,114 | 534 717 | 75% 64% | 711 1,114 | 531 762 | 75% 68% | 711 1,114 | 557 812 | 78% 73% | 711 | 572 847 | 80% 76% | 711 1,114 | 596 877 | 84% 79% | 711 1,114 | 602 922 | 85% 83% |
| Croton | Elementary | | 100% | 795 | 487 | 61% | 795 | 488 | 61% | 795 | 530 | 67% | 795 | 559 | 70% | 795 | 586 | 74% | 795 | 604 | 76% |
| Discovery | Elementary | | 100% | 980 | 615 | 63% | 980 | 644 | 66% | 980 | 639 | 65% | 980 | 633 | 65% | 980 | 608 | 62% | 980 | 611 | 62% |
| Endeavour | Elementary | PK-6 | 100% | 968 | 657 | 68% | 968 | 670 | 69% | 968 | 668 | 69% | 968 | 641 | 66% | 968 | 627 | 65% | 968 | 640 | 66% |
| Enterprise | Elementary | | 100% | 729 | 605 | 83% | 729 | 608 | 83% | 729 | 587 | 81% | 729 | 561 | 77% | 729 | 529 | 73% | 729 | 513 | 70% |
| Fairglen | Elementary | | 100% | 789 | 581 | 74% | 789 | 580 | 74% | 789 | 597 | 76% | 789 | 620 | 79% | 789 | 626 | 79% | 789 | 639 | 81% |
| Gemini Golfview | Elementary Elementary | | 100% 100% | 711 | 427 454 | <u>60%</u> 58% | 711 | 442 | <u>62%</u> 58% | 711 | 440 467 | <u>62%</u> 60% | 711 | 424 503 | <u>60%</u> 65% | 711 | <u>420</u> 513 | <u>59%</u> 66% | 711 | 409 521 | <u>58%</u> 67% |
| Harbor City | Elementary | | 100% | 629 | 454 359 | 57% | 629 | 357 | 57% | 629 | 386 | 61% | 629 | 399 | 63% | 629 | 400 | 64% | 629 | 411 | 65% |
| Holland | Elementary | PK-6 | 100% | 605 | 444 | 73% | 605 | 465 | 77% | 605 | 471 | 78% | 605 | 473 | 78% | 605 | 472 | 78% | 605 | 477 | 79% |
| Imperial Estates | Elementary | K-6 | 100% | 729 | 624 | 86% | 729 | 622 | 85% | 729 | 626 | 86% | 729 | 619 | 85% | 729 | 620 | 85% | 729 | 645 | 88% |
| Indialantic | Elementary | | 100% | 798 | 671 | 84% | 798 | 672 | 84% | 798 | 658 | 82% | 798 | 646 | 81% | 798 | 620 | 78% | 798 | 622 | 78% |
| Jupiter | Elementary | | 100% | 930 | 724 | 78% | 930 | 721 | 78% | 930 | 817 | 88% | 930 | 857 | 92% | 930 | 854 | 92% | 952 | 920 | 97% |
| Lockmar | Elementary | | 100% | 892 | 632 504 | 71% 75% | 892 | 631 | 71% | 892 | 594 597 | 67% | 892 | 578 | 65% | 892 | 559 565 | 63% | 892 | 553 | 62% |
| Longleaf Manatee | Elementary Elementary | | 100% 100% | 790 998 | 594 843 | 75% 84% | 790 998 | 594 855 | 75% 86% | 790 998 | 587 815 | 74% 82% | 790 998 | 583 793 | 74% 79% | 790 998 | 565 765 | <mark>72%</mark> 77% | 790 998 | 551 750 | 70% 75% |
| McAuliffe | Elementary | | 100% | 918 | 634 | <u>69%</u> | 918 | 633 | <u>69%</u> | 918 | 624 | 68% | 918 | 583 | 64% | 918 | 576 | 63% | 918 | 565 | 62% |
| Meadowlane Intermediat | - | | 100% | 1,114 | 832 | 75% | 1,114 | 832 | 75% | 1,114 | 902 | 81% | 1,114 | 920 | 83% | 1,114 | 950 | 85% | 1,114 | 950 | 85% |
| Meadowlane Primary | Elementary | K-6 | 100% | 824 | 678 | 82% | 824 | 678 | 82% | 824 | 731 | 89% | 824 | 725 | 88% | 824 | 734 | 89% | 824 | 731 | 89% |
| Mila | Elementary | | 100% | 707 | 438 | 62% | 707 | 432 | 61% | 707 | 430 | 61% | 707 | 444 | 63% | 707 | 417 | 59% | 707 | 416 | 59% |
| Mims Ook Dork | Elementary | | 100% | 725 | 431 | 59% | 725 | 442 | 61% | 725 | 433 | 60% | 725 | 441 | 61% | 725 | 452 | 62% | 725 | 446 | 62% |
| Oak Park Ocean Breeze | Elementary Elementary | | 100% 100% | 968 654 | <u>561</u> 538 | <u>58%</u> 82% | 968 654 | <u> </u> | <u>58%</u> 83% | 968 654 | 554 524 | 57% 80% | 968 654 | 510 506 | <u>53%</u> 77% | 968 654 | 508 484 | <u>52%</u> 74% | 968 654 | 523 472 | 54% 72% |
| Palm Bay Elem | Elementary | | 100% | 983 | 538 547 | 56% | 983 | 543 567 | 58% | 983 | 524 | 58% | 983 | 500 | 58% | 983 | 404 602 | 61% | 983 | 622 | 63% |
| Pinewood | Elementary | | 100% | 569 | 496 | 87% | 569 | 500 | 88% | 569 | 517 | 91% | 569 | 524 | 92% | 569 | 526 | 92% | 569 | 532 | 93% |
| Port Malabar | Elementary | PK-6 | 100% | 852 | 636 | 75% | 852 | 636 | 75% | 852 | 630 | 74% | 852 | 636 | 75% | 852 | 645 | 76% | 852 | 632 | 74% |
| Quest | Elementary | | 100% | 1,152 | 673 | 58% | 1,152 | 673 | 58% | 1,152 | 694 | 60% | 1,152 | 722 | 63% | 1,152 | 734 | 64% | 1,152 | 728 | 63% |
| Riviera | Elementary | | 100% | 777 | 624 | 80% | 777 | 631 | 81% | 777 | 681 | 88% | 777 | 709 | 91% | 777 | 722 | 93% | 777 | 750 | 97% |
| Roosevelt Sabal | Elementary Elementary | | 100% 100% | 599 785 | 263 516 | 44% 66% | 599 785 | 261 507 | 44% 65% | 599 785 | 241 516 | 40% 66% | 599 785 | 221 523 | 37% 67% | 599 785 | 202 516 | 34% 66% | 599 785 | 190 530 | 32% 68% |
| Saturn | Elementary | | 100% | 976 | 678 | 69% | 976 | 507 679 | 70% | 976 | 731 | 75% | 976 | 523 772 | 79% | 976 | 822 | 84% | 976 | 810 | 83% |
| Sea Park | Elementary | | 100% | 461 | 299 | 65% | 461 | 317 | <u> </u> | 461 | 324 | 70% | 461 | 324 | 70% | 461 | 330 | 72% | 461 | 331 | 72% |
| Sherwood | Elementary | | 100% | 609 | 428 | 70% | 609 | 429 | 70% | 609 | 429 | 70% | 609 | 434 | 71% | 609 | 442 | 73% | 609 | 441 | 72% |
| Sunrise | Elementary | | 100% | 913 | 691 | 76% | 913 | 690 | 76% | 913 | 738 | 81% | 935 | 824 | 88% | 1,001 | 929 | 93% | 1,067 | 1,061 | 99% |
| Suntree | Elementary | | 100% | 755 | 595 | 79% | 755 | 595 | 79% | 755 | 584 | 77% | 755 | 555 | 74% | 755 | 546 | 72% | 755 | 523 | 69% |
| Surfside | Elementary | | 100% | 541 | 408 | 75% | 541 | 407 | 75% | 541 | 372 | 69% 70% | 541 | 345 614 | 64% 67% | 541 | 336 507 | 62% | 541 | 329 | 61% |
| Tropical Turner | Elementary Elementary | | 100% 100% | 910 874 | 641 579 | 70% 66% | 910 874 | 642 576 | <u>71%</u> 66% | 910 874 | <u>635</u> 621 | <u>70%</u> 71% | 910 874 | 614 642 | <u>67%</u> 73% | 910 874 | <u>597</u> 659 | 66% 75% | 910 874 | 609 694 | 67% 79% |
| University Park | Elementary | | 100% | 811 | 466 | 57% | 811 | 464 | 57% | 811 | 496 | 61% | 811 | 554 | 68% | 811 | 622 | 75% | 811 | 657 | 81% |
| Viera Elem | Elementary | | 100% | 1,030 | 585 | 57% | 1,030 | 635 | 62% | 1,030 | 671 | 65% | 1,030 | 742 | 72% | 1,030 | 826 | 80% | 1,030 | 902 | 88% |
| Westside | Elementary | | 100% | 857 | 728 | 85% | 857 | 761 | 89% | 857 | 815 | 95% | 879 | 855 | 97% | 901 | 872 | 97% | 923 | 895 | 97% |
| Williams | Elementary | PK-6 | 100% | 715 | 494 | 69% | 715 | 493 | 69% | 715 | 483 | 68% | 715 | 473 | 66% | 715 | 452 | 63% | 715 | 438 | 61% |
| Elementary Totals | | | | 42,471 | 29,890 | | 42,471 | 30,184 | | 42,471 | 30,745 | | 42,515 | 31,024 | | 42,625 | 31,190 | | 42,735 | 31,547 | |
| | | | | | | | | | | , | | | | | | ,- <u>,</u> | | | , | | |



| | | | | | | | | Middle | e School | Concurren | cy Servic | ce Areas | 5 | | | | | | | | |
|---------------------|--------------|----------|-----|--------|--------|------|--------|-----------|----------|-------------|-----------|-----------|---------|--------|-----|--------|--------|-----|--------|--------|-----|
| Central | Middle | 7-8 | 90% | 1,514 | 1,171 | 77% | 1,514 | 1,171 | 77% | 1,514 | 1,217 | 80% | 1,514 | 1,238 | 82% | 1,514 | 1,319 | 87% | 1,514 | 1,360 | 90% |
| DeLaura | Middle | 7-8 | 90% | 960 | 843 | 88% | 960 | 851 | 89% | 960 | 829 | 86% | 960 | 854 | 89% | 960 | 816 | 85% | 960 | 787 | 82% |
| Hoover | Middle | 7-8 | 90% | 680 | 510 | 75% | 680 | 510 | 75% | 680 | 485 | 71% | 680 | 506 | 74% | 680 | 550 | 81% | 680 | 539 | 79% |
| Jackson | Middle | 7-8 | 90% | 660 | 574 | 87% | 660 | 574 | 87% | 660 | 594 | 90% | 660 | 556 | 84% | 660 | 540 | 82% | 660 | 531 | 80% |
| Jefferson | Middle | 7-8 | 90% | 873 | 622 | 71% | 873 | 622 | 71% | 873 | 583 | 67% | 873 | 580 | 66% | 873 | 583 | 67% | 873 | 535 | 61% |
| Johnson | Middle | 7-8 | 90% | 1,064 | 690 | 65% | 1,064 | 690 | 65% | 1,064 | 707 | 66% | 1,064 | 752 | 71% | 1,064 | 795 | 75% | 1,064 | 813 | 76% |
| Kennedy | Middle | 7-8 | 90% | 869 | 682 | 78% | 869 | 682 | 78% | 869 | 641 | 74% | 869 | 617 | 71% | 869 | 628 | 72% | 869 | 656 | 75% |
| Madison | Middle | 7-8 | 90% | 781 | 480 | 61% | 781 | 480 | 61% | 781 | 471 | 60% | 781 | 480 | 61% | 781 | 457 | 59% | 781 | 446 | 57% |
| McNair | Middle | 7-8 | 90% | 611 | 336 | 55% | 611 | 350 | 57% | 611 | 359 | 59% | 611 | 353 | 58% | 611 | 362 | 59% | 611 | 349 | 57% |
| Southwest | Middle | 7-8 | 90% | 1,211 | 940 | 78% | 1,211 | 940 | 78% | 1,211 | 922 | 76% | 1,211 | 1,000 | 83% | 1,211 | 1,119 | 92% | 1,211 | 1,157 | 96% |
| Stone | Middle | 7-8 | 90% | 1,024 | 747 | 73% | 1,024 | 747 | 73% | 1,024 | 706 | 69% | 1,024 | 745 | 73% | 1,024 | 772 | 75% | 1,024 | 846 | 83% |
| Middle Totals | | | | 10,247 | 7,595 | | 10,247 | 7,617 | | 10,247 | 7,514 | | 10,247 | 7,681 | | 10,247 | 7,941 | | 10,247 | 8,019 | |
| | | | | | | | | | | | | | | | | • | | | | | |
| | | | | | | | Juni | or / Seni | or High | School Con | currency | v Service | e Areas | | | | | | | | |
| Cocoa | Jr / Sr High | PK, 7-12 | 90% | 2,084 | 1,516 | 73% | 2,084 | 1,517 | 73% | 2,084 | 1,578 | 76% | 2,084 | 1,627 | 78% | 2,084 | 1,637 | 79% | 2,084 | 1,626 | 78% |
| Cocoa Beach | Jr / Sr High | 7-12 | 90% | 1,445 | 943 | 65% | 1,445 | 955 | 66% | 1,445 | 917 | 63% | 1,445 | 890 | 62% | 1,445 | 821 | 57% | 1,445 | 782 | 54% |
| Space Coast | Jr / Sr High | 7-12 | 90% | 1,852 | 1,556 | 84% | 1,852 | 1,557 | 84% | 1,852 | 1,526 | 82% | 1,852 | 1,511 | 82% | 1,852 | 1,465 | 79% | 1,852 | 1,448 | 78% |
| Jr / Sr High Totals | | | | 5,381 | 4,015 | | 5,381 | 4,029 | | 5,381 | 4,021 | | 5,381 | 4,028 | | 5,381 | 3,923 | | 5,381 | 3,856 | |
| | | | | | | | | <u>ат</u> | · | | | • • • • | | | | | | | | | |
| | | | | | | | | | C | ool Concurr | U | | • | | | | | | | | |
| Astronaut | High | 9-12 | 95% | 1,451 | 1,077 | 74% | 1,451 | 1,076 | 74% | 1,451 | 1,094 | 75% | 1,451 | 1,086 | 75% | 1,451 | 1,078 | 74% | 1,451 | 1,086 | 75% |
| Bayside | High | 9-12 | 95% | 2,263 | 1,653 | 73% | 2,263 | 1,728 | 76% | 2,263 | 1,850 | 82% | 2,263 | 1,942 | 86% | 2,263 | 2,002 | 88% | 2,263 | 2,069 | 91% |
| Eau Gallie | U U | PK, 9-12 | 95% | 2,221 | 1,610 | 72% | 2,221 | 1,605 | 72% | 2,221 | 1,634 | 74% | 2,221 | 1,655 | 75% | 2,221 | 1,680 | 76% | 2,221 | 1,700 | 77% |
| Heritage | High | 9-12 | 95% | 2,314 | 1,991 | 86% | 2,314 | 2,038 | 88% | 2,314 | 2,149 | 93% | 2,314 | 2,193 | 95% | 2,314 | 2,179 | 94% | 2,314 | 2,248 | 97% |
| Melbourne | High | 9-12 | 95% | 2,370 | 2,210 | 93% | 2,370 | 2,208 | 93% | 2,370 | 2,201 | 93% | 2,370 | 2,200 | 93% | 2,370 | 2,151 | 91% | 2,370 | 2,185 | 92% |
| Merritt Island | | PK, 9-12 | 95% | 1,962 | 1,523 | 78% | 1,962 | 1,523 | 78% | 1,962 | 1,494 | 76% | 1,962 | 1,454 | 74% | 1,962 | 1,401 | 71% | 1,962 | 1,389 | 71% |
| Palm Bay | <u>v</u> | PK, 9-12 | 95% | 2,631 | 1,286 | 49% | 2,631 | 1,325 | 50% | 2,631 | 1,467 | 56% | 2,631 | 1,573 | 60% | 2,631 | 1,645 | 63% | 2,631 | 1,643 | 62% |
| Rockledge | High | 9-12 | 95% | 1,836 | 1,568 | 85% | 1,836 | 1,568 | 85% | 1,836 | 1,641 | 89% | 1,836 | 1,658 | 90% | 1,836 | 1,638 | 89% | 1,836 | 1,620 | 88% |
| Satellite | | PK, 9-12 | 95% | 1,527 | 1,513 | 99% | 1,551 | 1,550 | 100% | 1,551 | 1,533 | 99% | 1,551 | 1,470 | 95% | 1,551 | 1,438 | 93% | 1,551 | 1,387 | 89% |
| Titusville | High | 9-12 | 95% | 1,849 | 1,231 | 67% | 1,849 | 1,272 | 69% | 1,849 | 1,295 | 70% | 1,849 | 1,313 | 71% | 1,849 | 1,330 | 72% | 1,849 | 1,270 | 69% |
| Viera | High | PK, 9-12 | 95% | 2,203 | 2,216 | 101% | 2,251 | 2,233 | 99% | 2,583 | 2,272 | 88% | 2,583 | 2,386 | 92% | 2,583 | 2,411 | 93% | 2,583 | 2,469 | 96% |
| High Totals | | | | 22,627 | 17,878 | | 22,699 | 18,126 | | 23,031 | 18,630 | | 23,031 | 18,930 | | 23,031 | 18,953 | | 23,031 | 19,066 | |

| | | | | | | | Sc | hools of | Choice (| Not Concur | rency Se | rvice Ar | reas) | | | | | | | | |
|-------------------|--------------|------|------|--------|--------|-----|--------|----------|----------|------------|----------|----------|--------|--------|-----|--------|--------|-----|--------|--------|-----|
| Freedom 7 | Elementary | K-6 | 100% | 475 | 406 | 85% | 475 | 414 | 87% | 475 | 414 | 87% | 475 | 414 | 87% | 475 | 414 | 87% | 475 | 414 | 87% |
| South Lake | Elementary | K-6 | 100% | 481 | 396 | 82% | 481 | 417 | 87% | 481 | 417 | 87% | 481 | 417 | 87% | 481 | 417 | 87% | 481 | 417 | 87% |
| Stevenson | Elementary | K-6 | 100% | 569 | 498 | 88% | 569 | 508 | 89% | 569 | 508 | 89% | 569 | 508 | 89% | 569 | 508 | 89% | 569 | 508 | 89% |
| West Melbourne | Elementary | K-6 | 100% | 618 | 544 | 88% | 618 | 552 | 89% | 618 | 552 | 89% | 618 | 552 | 89% | 618 | 552 | 89% | 618 | 552 | 89% |
| Edgewood | Jr / Sr High | 7-12 | 90% | 1,077 | 921 | 86% | 1,077 | 950 | 88% | 1,077 | 950 | 88% | 1,077 | 950 | 88% | 1,077 | 950 | 88% | 1,077 | 950 | 88% |
| West Shore | Jr / Sr High | 7-12 | 90% | 1,264 | 946 | 75% | 1,264 | 946 | 75% | 1,264 | 946 | 75% | 1,264 | 946 | 75% | 1,264 | 946 | 75% | 1,264 | 946 | 75% |
| Schools of Choice | | | | 4,484 | 3,711 | | 4,484 | 3,787 | | 4,484 | 3,787 | | 4,484 | 3,787 | | 4,484 | 3,787 | | 4,484 | 3,787 | |
| Brevard Totals | | | | 85,210 | 63,089 | | 85,282 | 63,743 | | 85,614 | 64,697 | | 85,658 | 65,450 | | 85,768 | 65,794 | | 85,878 | 66,275 | |

Notes

1. FISH Capacity is the sum of the factored permanent capacity and the factored relocatable capacity. Permanent and relocatable capacities for 2021-22 are reported from the FISH database as of October 12, 2021.

2. Student Membership is reported from the Fall Final Membership Count (10/15/2021).

- 3. Davis Demographics SchoolSite Enrollment Forecasting Extension for ArcGIS estimates future student populations by analyzing the following data:
 - Development Projections from Brevard County Local Government Jurisdictions
 - Brevard County School Concurrency Student Generation Multipliers (SGM)
 - Fall Membership student addresses and corresponding concurrency service areas
 - Student Mobility Rates / Cohort Survival Rates
 - Brevard County Birth rates by zip code

4. Davis Demographics estimates are then adjusted using the following factors:

- PK (Pre-Kindengarten) and AH (daycare for students with infants) enrollment number are assumed to be constant
- Current From/To attendance patterns are assumed to remain constant.
- Nongeocoded student addresses are assumed to continue in their attendance schools.
- Charter School Growth.

5. In order to maintain utilization rates lower than the 100% Level of Service, Permanent Capacity and Relocatable Classrooms are assumed to add future student stations as necessary. 6. A total of 15 Relocatable Classrooms are assumed to add future student stations as listed below:

- Primary relocatable classrooms (Grades K-3) = 18 student stations, Intermediate (Grades 4-8) relocatable classrooms = 22 student stations, and High School (Grades 9-12) relocatable classrooms = 25 student stations Intermediate relocatable classrooms are proposed to be added at Roy Allen Elementary, Jupiter Elementary, Sunrise Elementary, and Westside Elementary Schools (Total 12 Classrooms) High school relocatable classrooms are proposed to be added at Satellite High and Viera High (Total of 3 Classrooms)
- 7. A classroom addition is planned for construction at Viera High School for 2023-24. The factored capacity is adjusted for the proposed 350 student stations.

Chandra Powell

| From: | Alexandra Bernard |
|--------------|--|
| Sent: | Tuesday, June 28, 2022 4:15 PM |
| То: | Jesse Anderson; Chandra Powell |
| Subject: | FW: Access to Platt Land (PKG & Cheri Platt Trustee) |
| Attachments: | 11654_200_001-001.pdf |

FYI... this needs to be included in the 3 forks file

From: Scott Glaubitz <SGlaubitz@bseconsult.com>

Sent: Tuesday, June 28, 2022 3:43 PM

To: Jake Wise (jwise@cegengineering.com) <jwise@cegengineering.com>; Drew Powshok (aalsurvey@aalsurvey.com) <aalsurvey@aalsurvey.com>

Cc: Rebecca Cone <rcone@bseconsult.com>; Troy Platt (deeprootsmeat@yahoo.com) <deeprootsmeat@yahoo.com>; Alexandra Bernard <Alexandra.Bernard@palmbayflorida.org>

Subject: Access to Platt Land (PKG & Cheri Platt Trustee)

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

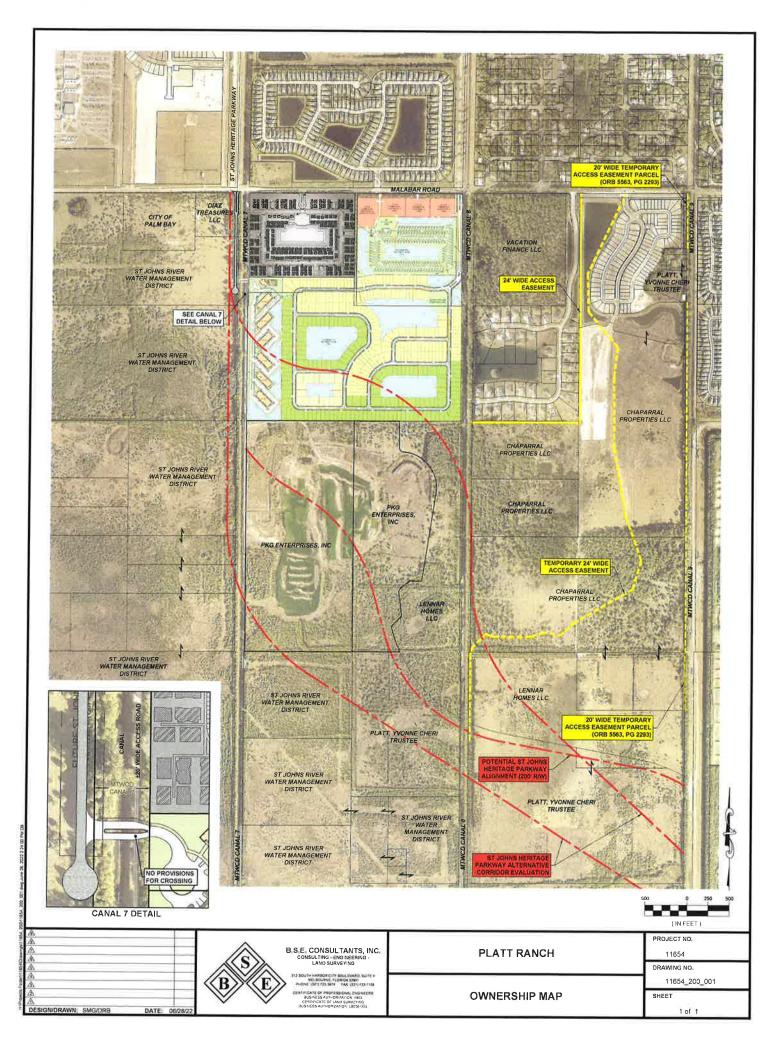
Jake/Drew;

We put together the attached drawing that may be used to show that the 3-Forks Mixed Use Plan interferes with current access to Platt lands. There are numerous components to consider;

- 1) The parkway ACE plans, that to my knowledge, are not yet finalized. One of the ACE Corridors is routed through 3-Forks.
- 2) Temporary 24' wide access easement through Chaparral Property that has not been recognized by Chaparral's 1ST recorded plat. Therefore the viability of that temporary easement is questionable.
- 3) A second 20' wide temporary easement that does not extend to Platt property south of 3-Forks.
- 4) A third temporary easement that terminate near the 3-Forks SE corner that does not extend to Platt property.
- 5) A portion of the Parkway proposed by 3-Forks with access across the canal that interferes with current "Rancher" access. This current Rancher access includes a +/- 20 road on a canal bank that does not meet current city code in its existing condition.

We request that you consider a City legal width R/W extending south to Platt lands to avoid creating a land locked situation.

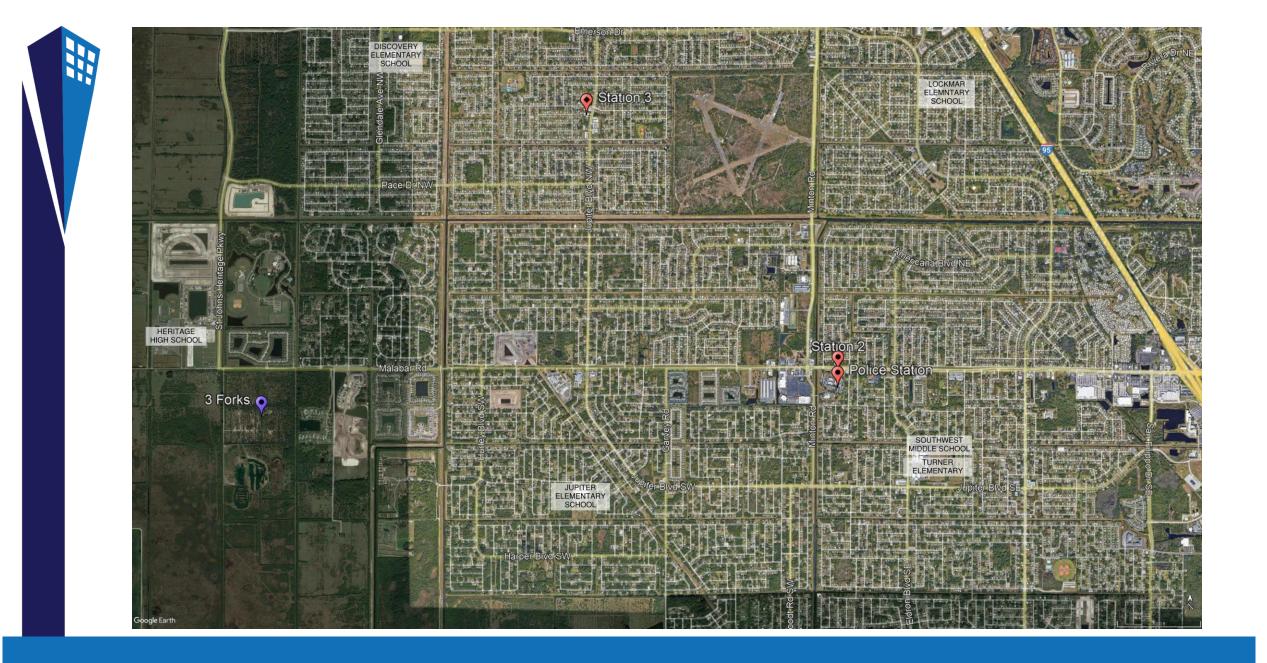
Scott Glaubitz PE; PLS BSE Consultants, Inc. 312 So. Harbor City Blvd. Melbourne, Fl. 32901 Cell 321-403-1436 Office 321-725-3674 sglaubitz@bseconsult.com

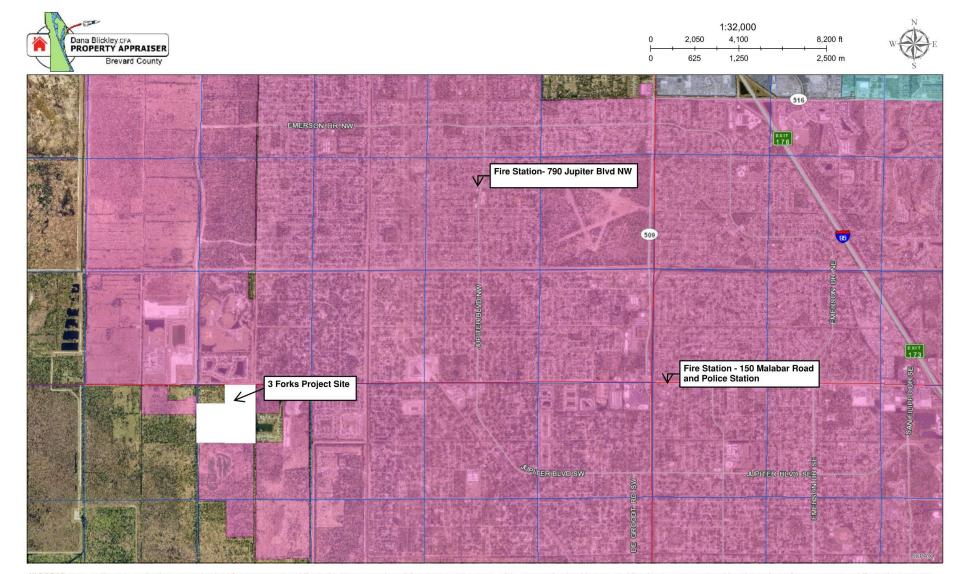


3 Forks Mixed Use Development

Presented by

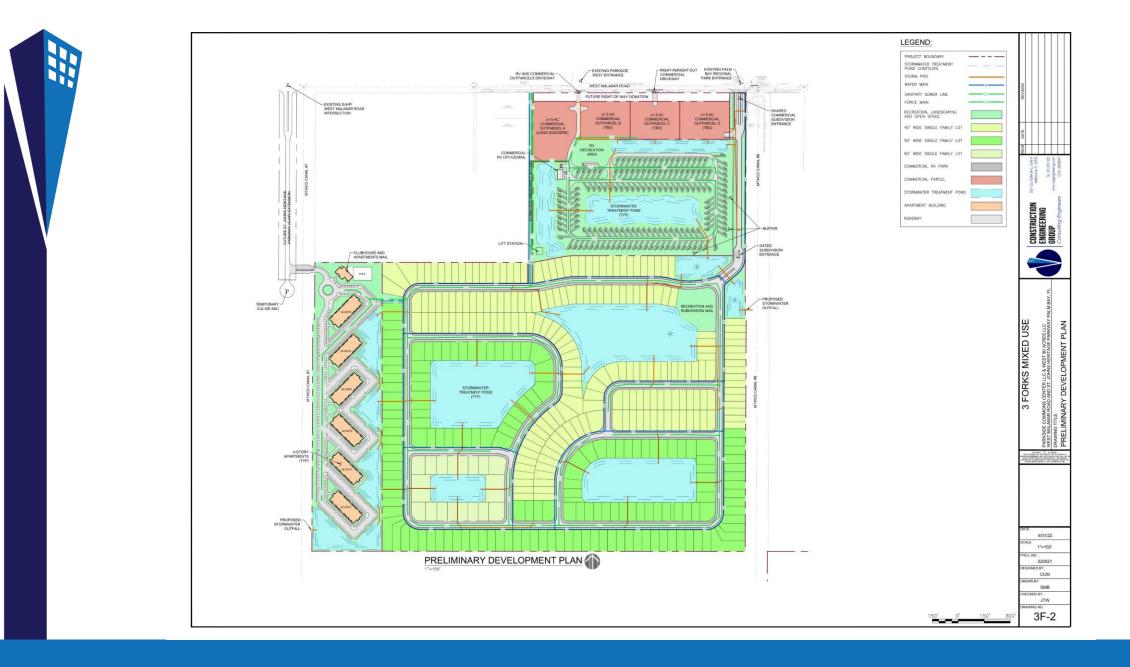






All BCPAO maps and/or map applications are maintained for assessment and illustrative purposes only and do not represent surveys, plats, or any other legal instrument. Likewise, measurement and location tools are for assessment and illustrative purposes only and do not represent surveys, plats, or any other legal instrument. Likewise, measurement and location tools are for assessment and illustrative purposes only and do not necessarily reflect real-world conditions. Due to the nature of Geographic Information Systems (GIS) and cadastral mapping, map layers may not precisely align and may not represent precise location, shape, and/or legal boundaries. Only a Florida-licensed surveyor can determine legally-relevant property boundaries, elevation, distance, area, and/or location in Florida.

Map created May 25, 2022 (map data dates may vary)



| CATEGORY | PROJECTED REVENUE |
|--|-------------------|
| Palm Bay Impact Fees (one time revenue source) | \$3,652,363.00 |
| Water and Sewer Connection Fees (one time revenue source) | \$3,299,931.83 |
| Palm Bay ad valorem revenue (ongoing, assuming 7.8378 mills) | \$775,812.61 |
| Total | \$7,728,107.44 |

H

A RESOLUTION OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, GRANTING APPROVAL OF A PRELIMINARY DEVELOPMENT PLAN FOR A PROPOSED REGIONAL ACTIVITY CENTER TO BE KNOWN AS '3 FORKS MIXED USE' IN AU (AGRICULTURAL RESIDENTIAL)(BREVARD COUNTY) AND SR (SUBURBAN RESIDENTIAL)(BREVARD COUNTY) ZONING, WITH A TENTATIVE ZONING OF RAC (REGIONAL ACTIVITY CENTER DISTRICT); WHICH PROPERTY IS LOCATED SOUTH OF AND ADJACENT TO MALABAR ROAD, IN THE VICINITY EAST OF ST. JOHNS HERITAGE PARKWAY AND WEST OF MELBOURNE-TILLMAN WATER CONTROL DISTRICT CANAL 8, AND LEGALLY DESCRIBED HEREIN; PROVIDING FOR FILING OF THE FINAL DEVELOPMENT PLAN APPLICATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, application for a Preliminary Development Plan in AU (Agricultural Residential) (Brevard County) and SR (Suburban Residential) (Brevard County) zoning, with a tentative zoning of RAC (Regional Activity Center District), to permit a proposed Regional Activity Center to be known as '3 Forks Mixed Use', consisting of 376 single-family homes, 288 multiple-family units, a commercial 150-space recreational vehicle (RV) park, and four (4) commercial parcels, has been made by Parkside Commons Center, LLC, and West 80 acres, LLC, and

WHEREAS, the request was duly considered by the Planning and Zoning Board of the City of Palm Bay on July 6, 2022, which voted to recommend to the City Council approval of the application, and

WHEREAS, all provisions applicable to the Preliminary RAC under Chapter 185, Zoning, of the Palm Bay Code of Ordinances, have been satisfied by the applicant, and

WHEREAS, the City Council of the City of Palm Bay has determined that such Preliminary RAC will neither be injurious to adjacent lands nor otherwise detrimental to the public welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY

OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City Council of the City of Palm Bay hereby grants Preliminary

Development Plan approval for a proposed Regional Activity Center to be known as '3

Forks Mixed Use' on property zoned AU (Agricultural Residential) (Brevard County) and

SR (Suburban Residential) (Brevard County), with a tentative zoning of RAC (Regional

Activity Center District), which property is legally described as follows:

Lots 1 through 8 and Lot 15, Cisna Park, according to the plat thereof, as recorded in Plat Book 8, Page 36, of the Public Records of Brevard County, Florida; containing 41.90 acres, more or less.

--AND---

The south ½ of the northwest ¼ of Section 4, Township 29S, Range 36E, Brevard County, Florida, less and except rights of way for Melbourne Tillman Drainage District Canals 7 and 8;

--TOGETHER WITH--

Lot 16, Cisna Park, according to the plat thereof, as recorded in Plat Book 8, Page 36, of the Public Records of Brevard County, Florida; containing 82.43 acres, more or less.

Containing a combined total of 124.33 acres, more or less.

SECTION 2. The Preliminary Development Plan, incorporated herein as Exhibit

'A', is granted subject to the staff comments contained in the Staff Report, complying with

and submitting the following items with a Final RAC application:

A. The Land Development Division Staff Report which is, by reference, incorporated herein as Exhibit 'B';

City of Palm Bay, Florida Resolution 2022-40 Page 3 of 4

- B. A general plan for the use of all lands within the proposed RAC. Such plans shall indicate the general location of residential areas (including maximum density and unit types), open space, parks, passive or scenic areas, and nonresidential areas (including maximum building square footage or other intensity maximums);
- C. A plan of vehicular and pedestrian circulation showing the general locations and right-of-way widths of roads, sidewalks, the capacity of the system and major access points to the external and internal thoroughfare network;
- D. A summary of allowable development (a-e);
- E. Generalized regulations and development standards for the RAC district and each phase (a-e);
- F. Submission of an Endangered Species Assessment;
- G. Identification of lighting within the neighborhood;
- H. Compliance with the conditions of CP-26-2022;
- I. The technical comments generated by the Development Review Staff, incorporated herein as Exhibit 'C', shall be observed and incorporated into the FDP and construction drawings; and
- J. All provisions of the Code of Ordinances of the City of Palm Bay and all other state and federal rules, regulations, and statutes.

SECTION 3. The developer shall have one (1) year from the date of this resolution

in which to file a Final Development Plan application. Failure to file said application within

one (1) year shall void the Preliminary Development Plan approval unless an extension

for filing the Final Development Plan application has been granted by the City Council.

SECTION 4. This resolution shall take effect immediately upon the enactment date.

City of Palm Bay, Florida Resolution 2022-40 Page 4 of 4

| This resolution was duly enacted at Meeting 2022- | , of the City Council of the |
|--|------------------------------|
| City of Palm Bay, Brevard County, Florida, held on | , 2022. |

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

Applicant:Parkside Commons Center, LLC, and West 80 Acres, LLCCase:PD-26-2022

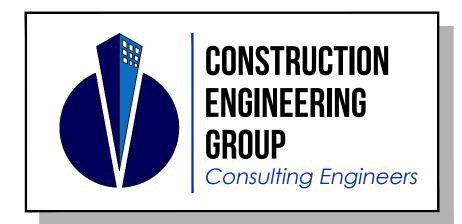
cc: (date) Brevard County Recording Applicant Case File

City of Palm Bay, Florida Resolution 2022-40

3 FORKS MIXED USE PRELIMINARY DEVELOPMENT PLAN PALM BAY, FL DATE: APRIL 1, 2022 PREPARED FOR: PARKSIDE COMMONS CENTER LLC & WEST 80 ACRES LLC

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING WITHIN SECTION 4, TOWNSHIP 29S, RANGE 36 EAST AND BEING BOUNDED ON THE NORTH BY MALABAR ROAD; BOUNDED ON THE EAST BY MELBOURNE TILLMAN DRAINAGE DISTRICT CANAL NUMBER 8; BOUNDED ON THE SOUTH BY THE SOUTH LINE OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 29S, RANGE 36 EAST; BOUNDED ON THE WEST BY MELBOURNE TILLMAN DRAINAGE DISTRICT CANAL NUMBER 7; BOUNDED ON THE NORTH BY THE NORTH LINE OF LOT 15, CISNA PARK, AS RECORDED IN PLAT BOOK 8, PAGE 36 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; AND BOUNDED ON THE WEST BY THE EAST LINE OF LOTS 9-14, CISNA PARK, AS RECORDED IN PLAT BOOK 8, PAGE 36 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.





LOCATION MAP NTS

APPLICAI JAKE T. 2651 E. MELBOU TEL: (3) E-MAIL: SURVEYO 3970 MIN WEST ME TEL: (32 EMAIL: AA

> PROPOS REGIONA SETBACK FRONT: SIDE: REAR: SIDE COF SINGLE I

40'x110 50'x110 60'x110 MAXIMUN SINGLE APARTM MINIMUM SIDEWAL RIGHT-C EXISTING

PROJECT DATA:

GENERAL STATEMENT

THIS PROJECT CONSISTS OF APPROXIMATELY 124 ACRES WITH FRONTAGE ALONG MALABAR ROAD TO THE NORTH AND THE FUTURE EXTENSION OF THE ST. JOHNS HERITAGE PARKWAY TO THE WEST. MTWCD CANALS ARE ALONG THE EAST AND WEST PROPERTY LINES AS WELL. WE PROPOSE ±24 ACRES OF COMMERCIAL DEVELOPMENT INCLUDING UP TO FOUR FUTURE COMMERCIAL LOTS AND A COMMERCIAL HIGH END RECREATIONAL VEHICLE (RV) PARK. THIS IS ADJACENT TO EXISTING COMMERCIAL ZONING EAST OF THÉ PROPERTY. WE PROPOSE SINGLE FAMILY RESIDENTIAL SOUTH OF THE COMMERCIAL PROPERTY ADJACENT TO EXISTING SINGLE FAMILY TO THE EAS IN BREVARD COUNTY. ALONG THE WESTERN FRONTAGE OF THE FUTURE ST. JOHNS HERITAGE PARKWAY UP TO 4-STORY APARTMENTS ARE PROPOSED AND DESIGNED TO YEAR ROUND HAVE SUNSET VIEWS TO THE WEST. ALL (THE RESIDENTIAL AND RV PARKS HAVE AMENITIES PROPOSED. BOTH CITY WATER AND WASTEWATER ARE PROPOSED TO BE EXTENDED AND ALL ROADS SHALL BE BUILT TO CITY STANDARDS BUT PRIVATELY MAINTAINED SO IT IS NOT A FUTURE BURDEN TO THE CITY. WE ARE PROPOSING THE REGIONAL ACTIVITY CENTER (RAC) ZONING FOR FLEXIBILITY OF THE MIXED USE DEVELOPMENT. THE RESIDENTIAL AND COMMERCIAL RV PARK ARE INTENDED TO BE INTERCONNECTED WITH THE FUTURE COMMERCIAL LOTS IN ORDER MAXIMIZE INTERNAL TRIP CAPTURE.

| <u>NT:</u> . WISE, P.E. EAU GALLIE BLVD, SUITE A JRNE, FLORIDA 32935 521) 610–1760 : JWISE@CEGENGINEERING.COM <u>OR:</u> ID SURVEYING SERVICES INC INTON ROAD ELBOURNE, FL 32904 21) 768–8110 VALSURVEY@AALSURVEY.COM | MELBOURNE, F TEL: (321) 61 | LIE BLVD, LORIDA 3 0-1760 @CEGENGI 29-36- 29-36- | 2935 NEERING.COM 04-25-*-1 04-00-250 |
|--|--|---|---|
| SED ZONING/FLU:AL ACTIVITY CENTER (RAC)KSPROPOSED:25 FT25 FT20 FT20 FTDRNER:15 FTFAMILY LOT COUNT:CLOTS = 200CLOTS = 200CLOTS = 200M BUILDING HEIGHT:FAMILY: 2 STORY - 25 FTMENTS:4 STORY - 50 FT | SINGLE FAMILY: ±84.5 ACRES <u>APARTMENTS:</u> ±15.5 ACRES <u>COMMERCIAL RV</u> ±17.6 ACRES <u>COMMERCIAL</u> ±6.4 ACRES – <u>TOTAL RESIDEN</u> ±100 AC <u>TOTAL COMMER</u> ±24 AC | – 288 UI <u>/ PARK:</u> – 150 SF ±4 LOTS <u>TIAL:</u> | NITS PACES |
| <u>A WIDTHS:</u> KS: 5 FT OF-WAY WIDTH: 50 FT G 30' TO REMAIN AS EMERGEN ATED STORMWATER BASIN COVEF | | ACRE | PERCENT |

| CALCULATED STORMWATER BAS | IN COVERAGE: | | |
|---------------------------|--------------|-------------|----------------|
| | SF | <u>ACRE</u> | <u>PERCENT</u> |
| IMPERVIOUS: | 2,582,776 | 59.29 | 48 |
| PERVIOUS: | 1,741,325 | 39.98 | 32 |
| PONDS: | 1,067,868 | 24.52 | 20 |
| TOTAL: | 5,391,969 | 123.79 | 100 |

| N | | | | | | | |
|------------------------|---------------------------------|-----------------------|------------------------------------|-------------------|------------------------|----------------------|--|
| REVISION | | | | | | | |
| REV# DATE | | | | | | | |
| | 2451 Four Goilie Blvd - Suite A | Melbourne, FL 32935 | | Tel. 321.253.1221 | www.cegengineering.com | COA #0008097 | |
| | | CUNSI KUGI IUN | FNGINFFRING | | ۱ ۲ | Consulting Engineers | |
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City of Palm Bay, Florida Resolution 2022-40

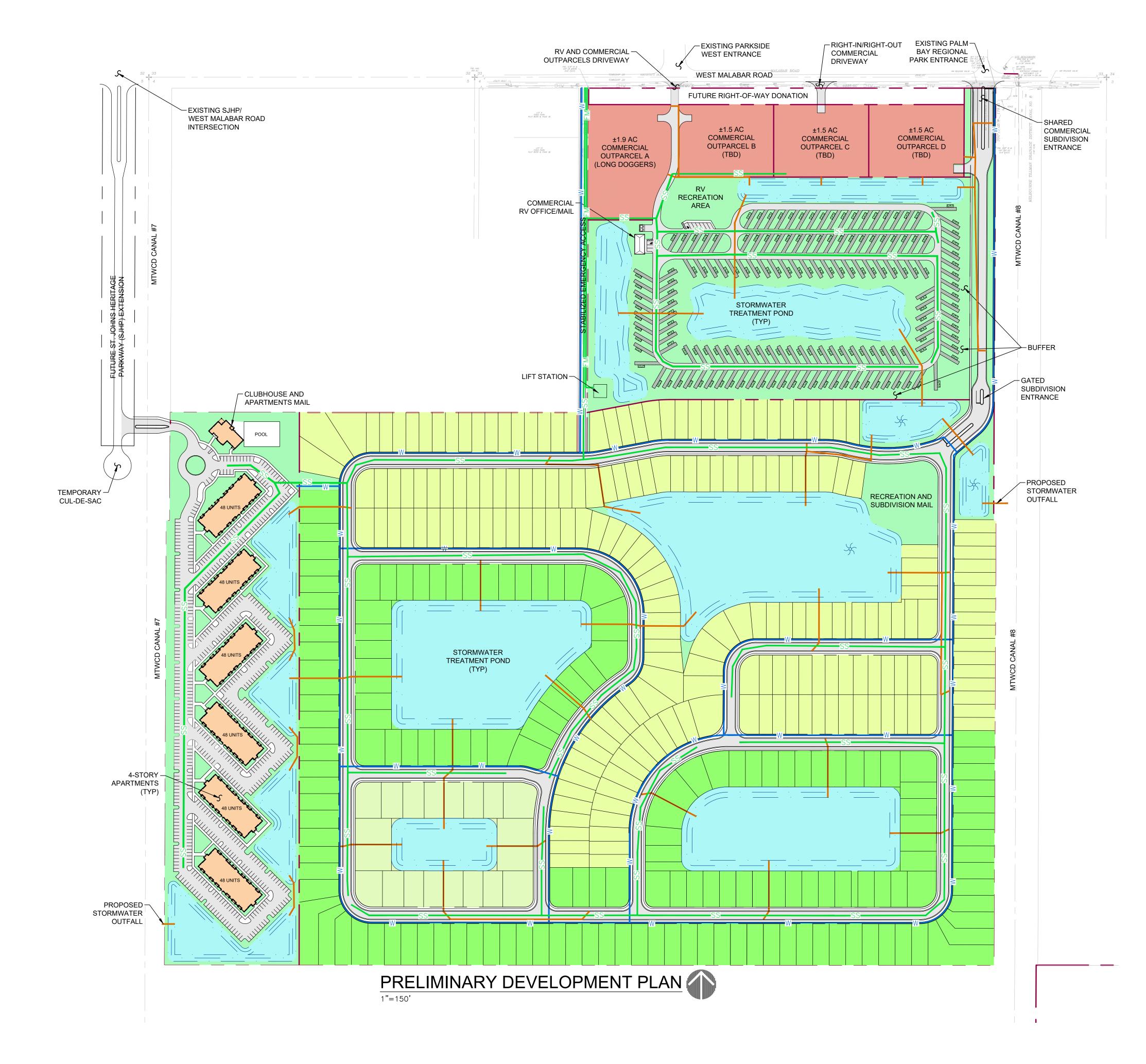


Exhibit 'A'

| LEGEND: | |
|---|----|
| PROJECT BOUNDARY | |
| STORMWATER TREATMENT POND CONTOURS | |
| STORM PIPE | |
| WATER MAIN | W |
| SANITARY SEWER LINE | SS |
| FORCE MAIN | FM |
| RECREATION, LANDSCAPING AND OPEN SPACE | |
| 40' WIDE SINGLE FAMILY LOT | |
| 50' WIDE SINGLE FAMILY LOT | |
| 60' WIDE SINGLE FAMILY LOT | |
| COMMERCIAL RV PARK | |
| COMMERCIAL PARCEL | |
| STORMWATER TREATMENT POND | |
| APARTMENT BUILDING | |
| ROADWAY | |

| | REV# DATE REVISION | | | | |
|------|---|--|--|-----------------|-----|
| | CONCTRUCTURY 2651 Eau Gallie Blvd., Suite A | ENGINEERING Melbourne, FL 32935 | GROUP Tel. 321.253.1221 www.cegengineering.com | ıg Engineers | |
| | THESE DOCUMEN | OPYRIGHT C |) STATEME DINTENTS ARE 1 | THE PROPERTY OF | ТНЕ |
| 300' | DATE DATE SCALE PROJ. N DESIGN DRAWN CHECKE DRAWIN | 4/01 1"=1 0.: 2200 ED BY: CC BY: SN ED BY: JT | 0/22 50' 021 M 1B W | | |

150'



LAND DEVELOPMENT DIVISION

120 Malabar Road SE • Palm Bay, FL 32907 • Telephone: (321) 733-3042 landdevelopmentweb@palmbayflorida.org

Prepared by

Alexandra Bernard, Growth Management Director

| CASE NUMBER PD-26-2022 | | PLANNING & ZONING BOARD HEARING DATE July 6, 2022 |
|---|--------------------------|---|
| PROPERTY OWNER & APPLIC Parkside Commons Center LLC 80 Acres, LLC (Tony Masone, Jake Wise P.E.; Kim Rezar Reps.) | and West manager; | PROPERTY LOCATION/ADDRESS Tax Parcel 250, Section 04, Township 29, Range 36, Subdivision 25. Cisna Park Lots 1 Thru 8 & 15; S 1/2 OF NW 1/4 & LOT 16 OF PB 8 PG 36 EXC CANAL R/W Specifically, off of Malabar Rd SW, East of St. Johns Heritage Pkwy NW, Brevard County, Florida |
| SUMMARY OF REQUEST | called 3 for | Development Plan (PDP) for a regional activity center as mixed use, consisting of 376 single family homes, 288 units, a commercial RV park (150 spaces) and 4 parcels. |
| Existing Zoning | AU and SR | (Brevard County) |
| Existing Land Use | AU and RE | S 1 (Brevard County) |
| Site Improvements | Undevelope | ed Land |
| Site Acreage | 124.33 acre | es |
| SURROUNDING ZONING & US | E OF LAND | |
| North | PUD, Planr Single-Fam | ned Unit Development, SFR, Single Family Residential, ily Homes |
| East | CC, Comm | unity Commercial, COM, Commercial Vacant |
| South | RR-1 Rural Vacant | Residential (County) SFR, Single-Family Residential |
| West | AU (County | r), COM Commercial – Vacant |
| COMPREHENSIVE PLAN COMPATIBILITY | Yes, subjec | t to approval of Case CP-26-2022 |

BACKGROUND:

The property is located east of and adjacent to Malabar Rd SW, East of St. Johns Heritage Pkwy NW. The subject property is 124.33 acres of undeveloped land.

The applicant is currently seeking Preliminary Development Plan (PDP) approval for a regional activity center called 3 Forks mixed use, consisting of 376 single family homes, 288 multi-family units, a commercial RV park (150 spaces) and 4 commercial parcels. This is a density of 5.34 units per acre.

ANALYSIS:

The regional activity center (RAC) zoning district is a planned development intended to establish types of development and arrangements of land uses that are consistent with the comprehensive plan, but which are not otherwise provided for or allowed in the zoning districts set out in this chapter. The range of uses and development intensities allowed within a particular RAC district, along with any corresponding development and design standards are established by an associated RAC concept plan. Subsequent development within the RAC district is implemented by the approval of one or more site and development plans, known as RAC final development plans

Specifically, the development plan proposes consisting of 376 single family homes, 288 multifamily units (4-stories), a commercial RV park (150 spaces) and 4 commercial parcels. This is a density of 5.34 units per acre. According to the exhibit, the commercial parcels will front on Malabar Rd, with the RV park directly behind it and the single-family homes will be constructed along both the southeastern portion of the site with the proposed multi-family on the western portion of the site. The proposed single family lot sizes will offer a variety of 40' x 110; 50' x 110' and 60' x 110'.

Interconnected dry retention and wet detention ponds will serve as the stormwater treatment system for this project. Engineered stormwater designs will be required for the Final Development Plan submittal and a legal positive outfall shall be established. Prior to commencement of construction, the design shall be approved by both the City's Public Works Department and the St. Johns River Water Management District.

The internal road network must be designed to meet city standards, which includes a minimum 50' wide right-of-way (ROW), with closed drainage, for all roadways. Unless formally requested for city acceptance, the roads shall be maintained privately. The developer shall provide an access management plan that examines the driveway configurations and identifies any necessary roadway improvements.

City water & sewer are located within the adjacent road rights-of-way and shall be extended to all residential units. Identification of the sewer mains and water distribution lines, and their

extensions into the project's internal roadway, shall be provided at the time of FDP submittal. A Utility Agreement shall be executed prior to construction plan approval.

The Preliminary Development Plan provides a breakdown stating that the minimum set aside has been met via recreation the tracts and the upland areas within the stormwater tracts. As part of the FDP submittal the specific use of any recreational area shall be identified. Additionally, all internal roadways shall be provided with a sidewalk, on both sides of the road, with connections to off-site sidewalks. Entrance lighting shall also be provided.

CONDITIONS:

To receive Preliminary Development approval, the proposal must meet the requirements of Section 185.056 of the City of Palm Bay's Code of Ordinances. Upon review, it appears that the request is in conformance with the applicable requirements of this section, subject to the following items being *submitted with* a Final PUD application:

- A general plan for the use of all lands within the proposed RAC. Such plans shall indicate the general location of residential areas (including maximum density and unit types), open space, parks, passive or scenic areas, and nonresidential areas (including maximum building square footage or other intensity maximums)
- A plan of vehicular and pedestrian circulation showing the general locations and right-ofway widths of roads, sidewalks, the capacity of the system and major access points to the external and internal thoroughfare network.
- A summary of allowable development (a-e)
- Generalized regulations and development standards for the RAC district and each phase (a-e)
- Submission of an Endangered Species Assessment,
- Identification of lighting within the neighborhood, and
- Compliance with the conditions of CP-26-2022.

Lastly, technical staff review comments are attached to this report and shall be incorporated.

STAFF RECOMMENDATION:

Case PD-26-2022 is recommended for approval, subject to the staff comments.

Exhibit 'C'

TECHNICAL COMMENTS

CASE PD-26-2022 – 3 FORKS RAC

PUBILC WORKS (Natalie Shaber, PE, Engineer II):

Traffic Engineering:

- Traffic Study required for the apartments which exceeds the 100 trips per peak period.
- In addition, the 376 SF will exceed 100 trips per peak for Malabar entrance, in addition to the RV and commercial, so required traffic study.
- Signal warrant analysis on the fourth leg of the intersection of Malabar SJHP.
- Left and right turn analysis for the main entrance from Malabar Rd.

Engineering- General:

1. R/W and Driveway permits fro Brevard County shall be required for all R/W improvements and provided prior to scheduling a pre-sitework meeting.

2. Provide clearance from the FDEP to utilize the site west of C-7 as the roadway site appears to be contaminated with arsenic and dewatering and stormwater management is restricted (see attached letter from the SJRWMD).

3. Stormwater Management shall meet the design and performance criteria per Chapter 62-330 F.A.C.

4. The western apartments appear to have one access point on property owned by the SJRWMD across a MTWCD canal.

5. SJRWM, and MTWC Districts' and FDEP approval shall be provided for this access and clearance for stormwater management and dewatering on the SJRWMD site

6. Staff recommends cross access with appropriate agreements through the Stellas Casitas site or access through this site.

7. If the SJHP ext. remains the only access to the multifamily, then a TIS will be provided for future extension of the Parkway and turn lanes or signal analyses provided based on the built out condition

8. 200 ft of R/W would need to be acquired on SJRWMD property.

9. All off-site flow in the existing condition will be retained and attenuated in the postdevelopment condition.

10. Cross-sections shall be provided every 100 ft along all property lines.

11. An environmental report shall be provided and any recommended remediation, and/or permits obtained and provided to the City prior to scheduling the pre-sitework meeting.

12. The site must be operating in compliance with all external agency orders and permits prior to scheduling a pre-sitework meeting.

13. If constructed the 4th leg of the Malabar/ Parkway intersection will be designed and constructed per the City of Palm Bay's standards and testing provided every 200 ft at minimum prior to CC request.

14. It will remain private and not be dedicated to the City of Palm Bay unless the CH 182 process of the the City's Land Development code is complied.

15. Sidewalk will connect from on to off site along both streets and connect to the sidewalk on the north side on Malabar Rd. with a crosswalk in a location determined in the traffic study.

16. On Malabar Road the sidewalk would be located on the south side of the R/W donation.

18. A site specific stormwater pollution prevention/dewatering plan shall be provided for review prior to scheduling a pre-sitework meeting.

Survey:

1. Use of the existing 30 foot right of way for Utilities and Fire will need approval. The present right of way width is not standard.

2. Please show ties to Section Corners and State Plane coordinates for placement on BCPAO's GIS system.

3. Please provide information on ownership and access to planned apartments on the West side of plan.

UTILITIES (Christopher Little, PE, Utilities Director):

The Utilities Department is currently performing a Level of Service (LOS) for the proposed development. Results from the LOS will be conveyed in the companion Case No. CP-26-2022 (Comprehensive Plan Future Land Use Map amendment request) and could potentially reveal infrastructure deficiencies that may be required to be addressed by the developer prior to making connection to the system(s).

Upon development of the site, the following shall apply for connection to the City's water and sewer utilities system:

1. The applicant/owner, at their expense, will be required to upgrade existing infrastructure as conveyed in the Comprehensive Plan Future Land Use Map amendment.

2. The applicant/owner, at their expense, will be required to design, permit, install, inspect and test water & sewer systems of adequate size to accommodate the development and to connect to the City's water & sewer system. [§ 200.11(D)(1) - On-Site Facilities].

3. The applicant/owner may be required to extend and/or loop service from the existing water and sewer connection points [\S 200.11(D)(2) -Off-Site Facilities].

4. The applicant/owner will be responsible for the property's hydraulic share for the utilities. Oversizing of utilities at the request of the Utilities Department will be subject to a refunding agreement or refundable advance [§ 200.1(D) & (E)]. The City of Palm Bay's 2017 Wastewater Master Plan & 2017 Water Master Plan, both of which are available upon request, identify proposed mainline extensions with the City's current pipe sizing requirements.

5. A City of Palm Bay "Utility Agreement" shall be executed between the Property Owner and the City. All Utility impact/connection charges noted in the "Utility Agreement" must be paid as outlined in the terms and conditions of the Utility Agreement. All fees are subject to change annually on October 1. The Property Owner shall submit a certified copy of the property deed as verification of ownership as part of the Utility Agreement.

6. All utility construction, materials, and testing shall be in accordance with the latest revision of the Palm Bay Utility Department Policies, Procedures and Standards Handbook and the Standard Detail Drawings. Prior to any construction, all required FDEP Permit applications for the Water and Sanitary Sewer Construction shall be processed through and copied of the Permits filled with the Utilities Department.

BUILDING-FIRE (Michael Bloom, CFPS, Fire Plans Examiner):

1. Please complete plans complying with all applicable portions of Florida Fire Prevention Code (FFPC) 7th edition, Florida Administrative Code (FAC), Florida State Statute (FSS) and City of Palm Bay Ordinances (COPBO) with the first full land development plan.

2. The 4 story apartment shall be protected by a fire sprinkler system and automatic stand pipes supplied by a fire pump.

3. There do not appear to be any fire department access issues at this time based on the limited information provided. An auto turn exhibit may be required at a later date.

BUILDING-FLOODZONE (James Williams, CFM, Floodplain Coordinator):

The project is in FEMA Floodzone AE and will need an approved Conditional Letter of Map Amendment (CLOMA) before any buildings are constructed. For the final CO an approved Letter of Map Revision (LOMR) removing the entire project from the Special Flood Hazard Area is required.

Per the City's Floodplain Ordinance, any structure built within a Special Flood Hazard Area (SFHA) will require a Floodplain Review at time of construction. An approved CLOMR does not exempt the requirement for a Floodplain Review in the SFHA. The Building Official will not issue any building permits without a Floodplain Review.

City of Palm Bay, Florida Resolution 2022-40

If you get the approved Subdivision LOMR before any building's permits are applied for, you don't need to apply for individual Floodplain reviews for each structure.

Currently this site is not in the GIS City Limits.

| From: | <u>Alexandra Bernard</u> |
|--------------|-------------------------------------|
| To: | Terese Jones; Terri Lefler |
| Cc: | Angela Burak |
| Subject: | FW: 3 Forks (PD-26-2022) |
| Date: | Thursday, August 4, 2022 1:37:26 PM |
| Attachments: | image002.png |
| | |

See the email below, they are formally requesting a continuance to the September 1 RCM.

Thanks,



From: Jake Wise <jwise@cegengineering.com>
Sent: Thursday, August 4, 2022 1:34 PM
To: Chandra Powell <Chandra.Powell@palmbayflorida.org>; Alexandra Bernard
<Alexandra.Bernard@palmbayflorida.org>; Jesse Anderson <Jesse.Anderson@palmbayflorida.org>; Joan Junkala <Joan.Junkala@palmbayflorida.org>
Cc: Tony Masone <tmasone@gmail.com>; Andrew W. Powshok <drew@aalsurvey.com>; Jamie Mannon <jmannon@cegengineering.com>
Subject: 3 Forks (PD-26-2022)

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

We would like to request a continuance of PD-26-2022 to the September 1 Council meeting. Please confirm this email is acceptable for this request. Thanks.

Jake T. Wise, P.E. Principal Civil Engineer



2651 W. Eau Gallie Blvd, Suite A Melbourne, Florida 32935 Direct: 321.610.1760 Cell: 321.427.7455 www.cegengineering.com



DATE: 8/18/2022

RE: Adoption of Minutes: Meeting 2022-20; July 21, 2022.

ATTACHMENTS:

Description Minutes - Meeting 2022-20

CITY OF PALM BAY, FLORIDA

REGULAR COUNCIL MEETING 2022-20

Held on Thursday, the 21st day of July 2022, at the City Hall Council Chambers, 120 Malabar Road, SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Office of the City Clerk, City Hall, Palm Bay, Florida.

The meeting was called to order at the hour of 6:00 P.M.

Pastor Paul Fournier, Lifepoint Church, Palm Bay, gave the invocation which was followed by the Pledge of Allegiance to the Flag.

ROLL CALL:

| MAYOR: | Rob Medina | Present |
|----------------|-----------------|---------|
| DEPUTY MAYOR: | Kenny Johnson | Present |
| COUNCILMEMBER: | Randy Foster | Present |
| COUNCILMEMBER: | Donny Felix | Present |
| COUNCILMEMBER | Peter Filiberto | Present |
| CITY MANAGER: | Suzanne Sherman | Present |
| CITY ATTORNEY: | Patricia Smith | Present |
| CITY CLERK: | Terese Jones | Present |

CITY STAFF: Greg Minor, Director of Parks and Facilities Department; Fred Poppe, Director of Recreation Department; Nancy Bunt, Director of Community and Economic Development; Christopher Little, Utilities Director; Frank Watanabe, City Engineer.

ANNOUNCEMENTS:

Deputy Mayor Johnson announced the following vacancies and solicited applications for same:

1. One (1) vacancy on the Youth Advisory Board (represents 'at-large student member' position).++

2. One (1) vacancy on the Sustainability Advisory Board.++

AGENDA REVISION(S):

There were no revisions.

PROCLAMATIONS AND RECOGNITIONS:

The individuals were recognized.

City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 2 of 16

1. Recognizing one (1) year of service as a City boardmember on the Citizens' Budget Advisory Board - Randall Olszewski.

2. Recognizing one (1) year of service as a City boardmember on the Community Development Advisory Board - Rito Lazarre.

3. Recognizing one (1) year of service as a City boardmember on the Recreation Advisory Board - Thomas Graver.

4. Recognizing five (5) years of service as a City boardmember on the Community Development Advisory Board - Rebecca Thibert.

PRESENTATIONS:

1. Departmental Updates: Parks and Facilities Department; Recreation Department.

Greg Minor provided an overview of the Parks and Facilities Department's mission statement, accomplishments, and division duties and responsibilities.

Mr. Foster asked if a lockdown mechanism or panic button within each department could be implemented at City Hall. Mr. Minor confirmed same and said an engineer had been selected to design the security at the City Hall campus.

Fred Poppe provided an overview of the Recreation Department's mission statement, core services, community partnerships, and division duties and responsibilities. He advised of budget requests submitted for Fiscal Year 2022/2023.

PUBLIC COMMENT(S)/RESPONSE(S): (Non-agenda Items Only)

Individuals made general comments, which included spot zoning, the City's Flag Program, and the moratorium on residential developments.

1. Elizabeth Blackford, resident, was opposed to spot zoning and supported a moratorium. She suggested provisions for Low Impact Development (LID) and that citizen participation meetings be required for all rezonings.

Ms. Sherman said the citizen participation meeting requirement was considered and approved by the Planning and Zoning Board and would be presented to Council for consideration in August. She advised that LIDs were voluntary at this time but there was potential to making it mandatory in the future.

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2. Anton Evans, resident, commented that speeding needed to be addressed on Wichita Boulevard. He requested a sidewalk so students did not have to walk in the street.

PUBLIC HEARING(S):

1. Ordinance 2022-75, vacating a portion of the rear public utility and drainage easement located within Lots 17 and 18, Block 2222, Port Malabar Unit 44 (Case VE-5-2022, Judith Kennedy), first reading.

Staff recommended approval of the request.

The City Attorney read the ordinance in caption only. The public hearing was opened. The applicant presented the request to Council. The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve Ordinance 2022-75. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

2. Ordinance 2022-71, rezoning property located north of Malabar Road, in the vicinity east of Greenbrier Avenue, from RC (Restricted Commercial District) to CC (Community Commercial District) (4.21 acres) (Case Z-22-2022, Timothy and Pamela Davis / Thomas and Vera O'Brien), final reading. (Quasi-Judicial Proceeding)

The City Attorney read the ordinance in caption only. The public hearing was opened. Mike Selig, representative for the applicant, presented the request to Council. The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Filiberto, to adopt Ordinance 2022-71. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

3. Ordinance 2022-72, amending the Code of Ordinances, Chapter 185, Zoning Code, Subchapter 'District Regulations', by including pest control businesses as a conditional use within CC (Community Commercial District) zoning (Case T-23-2022, Timothy and Pamela Davis), final reading.

City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 4 of 16

The City Attorney read the ordinance in caption only. The public hearing was opened. Mike Selig, representative for the applicant, presented the request to Council. The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Filiberto, to adopt Ordinance 2022-72. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

4. Resolution 2022-35, granting a conditional use to allow for proposed pest control services in CC (Community Commercial District) zoning on property located north of Malabar Road, in the vicinity east of Greenbrier Avenue (2.05 acres) (Case CU-24-2022, Timothy and Pamela Davis). (Quasi-Judicial Proceeding) (CONTINUED FROM 07/07/22 RCM)

The Planning and Zoning Board recommended approval of the request, subject to the staff comments contained in the staff report, with the condition that any proposed or future site improvements require a full site plan to ensure compliance with current code regulations.

The City Attorney read the ordinance in caption only. The public hearing was opened. Mike Selig, representative for the applicant, presented the request to Council. The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Filiberto, to adopt Resolution 2022-35, subject to the staff comments contained in the staff report with the condition that any proposed or future site improvements require a full site plan to ensure compliance with current code regulations. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

5. Ordinance 2022-73, amending the Code of Ordinances, Chapter 169, Land Development Code, by establishing provisions for administrative variances and voluntary inclusionary housing (Case T-27-2022, City of Palm Bay), final reading. (Deputy Mayor Johnson)

The City Attorney read the ordinance in caption only. The public hearing was opened. Deputy Mayor Johnson presented the request to Council.

City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 5 of 16

Bill Battin, resident, questioned how administrative variances would be identified. He was concerned that the voluntary inclusionary housing would turn into preferential treatment for builders if handled on a case-by-case basis.

The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to adopt Ordinance 2022-73.

Motion carried with members voting as follows:

| Mayor Medina | Nay |
|----------------------|-----|
| Deputy Mayor Johnson | Yea |
| Councilman Foster | Yea |
| Councilman Felix | Yea |
| Councilman Filiberto | Nay |

6. Ordinance 2022-74, amending the Fiscal Year 2021-2022 budget by appropriating and allocating certain monies (third budget amendment), final reading.

The City Attorney read the ordinance in caption only. The public hearing was opened. Ms. Sherman presented the request to Council. The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Filiberto, to adopt Ordinance 2022-74. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

7. Ordinance 2022-76, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located east of and adjacent to DeGroodt Road, in the vicinity west of Brandy Creek Circle, from Rural Single-Family Use and Commercial Use to Commercial Use and Single-Family Residential Use (43.55 acres) (Case CP-21-2022, Kew, LLC), only one reading required.

The Planning and Zoning Board recommended approval of the request.

The City Attorney read the ordinance in caption only. The public hearing was opened. Chris Ossa, Kimley-Horn and Associates and representative for the applicant, presented the request to Council. City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 6 of 16

Mayor Medina stressed the importance of completing the corridor from Osmosis Drive to DeGroodt Road, as well as a traffic light at the intersection.

Mr. Filiberto asked if public safety would be increased with adding the bridge along the corridor. Ms. Sherman confirmed same and said it would add another point of access for police and fire to move in and out of the Bayside Lakes area and further into the southwest sector.

Mr. Foster said he was looking forward to reviewing the traffic study and definitely wanted the connection of Osmosis Drive and DeGroodt Road.

Bill Battin, resident, said he was concerned about the amount of greenspace being lost throughout the city. He said this would be a perfect example of waiting for the Comprehensive Plan update to be completed and see the recommendation of how this land mass should be used.

The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Foster, to adopt Ordinance 2022-76.

Motion carried with members voting as follows:

| Mayor Medina | Nay |
|----------------------|-----|
| Deputy Mayor Johnson | Yea |
| Councilman Foster | Yea |
| Councilman Felix | Yea |
| Councilman Filiberto | Yea |

8. Resolution 2022-37, granting approval of a Preliminary Development Plan for a proposed single-family residential subdivision with supporting commercial to be known as 'DeGroodt PUD' in GU (General Use Holding District) zoning, which property is located east of and adjacent to DeGroodt Road, in the vicinity west of Brandy Creek Circle (43.55 acres) (PD-21-2022, Kew, LLC). (Quasi-Judicial Proceeding)

The Planning and Zoning Board recommended approval of the request.

Staff recommended approval of the request, subject to the staff comments contained in the staff report and the following items being submitted with a Final PUD application:

City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 7 of 16

- A preliminary subdivision plat and Opinion of Title;
- Declaration of Covenants & Restrictions establishing development standards;
- Construction drawings;
- A Concurrency Determination letter from the School Board of Brevard County;
- Submission of an Endangered Species Assessment;
- Identification of lighting within the neighborhood;
- Compliance with the conditions of CP-21-2021;
- The technical staff review comments shall be incorporated; and
- A traffic impact study shall be prepared to analyze the existing and build-out capacity of the project related streets and intersections. The study will be required to identify any street deficiencies and to recommend traffic mitigations. As part of the traffic study, a traffic signal warrant analysis to determine if a traffic signal is required for the intersection of Osmosis Drive at DeGroodt Road will be included. The extension of Osmosis Drive from DeGroodt Road to the existing cul-de-sac of Osmosis Drive from Cogan Drive shall be constructed as part of this project. A proportionate fair share mitigation for the transportation impacts will be determined per City's Ordinance Chapter 183.36 Determination of Proportionate Fair Share Obligation.

The City Attorney read the resolution in caption only. The public hearing was opened. Chris Ossa, Kimley-Horn and Associates and representative for the applicant, presented the request to Council.

Councilmembers stressed the importance of having a traffic light at the intersection of Osmosis Drive and DeGroodt Road once the connection was completed. Ms. Sherman clarified that a traffic study had yet to be performed and it would determine the requirements for the developer to put in a traffic signal or to do the full connection from DeGroodt Road to the existing section of Osmosis Drive.

The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to adopt Resolution 2022-37, subject to staff comments and conditions as listed above.

Motion carried with members voting as follows:

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| Mayor Medina | Nay |
|----------------------|-----|
| Deputy Mayor Johnson | Yea |
| Councilman Foster | Yea |
| Councilman Felix | Yea |
| Councilman Filiberto | Yea |

9. Consideration of the Fiscal Year 2022/2027 Consolidated Plan and Fiscal Year 2022/2023 Community Development Block Grant (CDBG) and HOME Investment Partnerships Program (HOME) Action Plan, final hearing.

The public hearing was opened. Mrs. Bunt presented the request to Council. She answered questions posed by councilmembers.

The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Foster, to approve the Fiscal Year 2022/2027 Consolidated Plan and Fiscal Year 2022/2023 Community Development Block Grant (CDBG) and HOME Investment Partnerships Program (HOME) Action Plan. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

CONSENT AGENDA:

All items of business under the 'Consent Agenda' heading were enacted by the following motion:

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, that the Consent Agenda be approved as presented with the removal of Items 4, 6, 14, 15, 18 and 19, from consent. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

1. Adoption of Minutes: Meeting 2022-15; June 14, 2022.

The minutes, considered under Consent Agenda, were approved as presented.

2. Adoption of Minutes: Meeting 2022-16; June 16, 2022.

The minutes, considered under Consent Agenda, were approved as presented.

City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 9 of 16

3. Award of Bid: Road bond paving, Emerson Drive NW (from Amador Avenue to Jupiter Boulevard) - IFB 49-0-2022 - Public Works Department (Ranger Construction Industries, Inc. - \$1,450,949).

Staff Recommendation: Approve the award for road bond paving, Emerson Drive NW (from Amador Avenue to Jupiter Boulevard) with Ranger Construction, Inc. (Fort Pierce), in the amount of \$1,450,949.

The item, considered under Consent Agenda, was approved as recommended by City staff.

4. Miscellaneous: 'Piggyback Purchase', Hydrofluosilicic Acid System upgrade, North Regional Water Treatment Plant (Town of Davie Contract) – Utilities Department (Odyssey Manufacturing - \$163,210); consideration of submitting a grant application through the Florida Department of Health (\$149,970).

Staff Recommendation: Approve the award for the hydrofluosilicic acid system upgrade at the North Regional Water Treatment Plant with Odyssey Manufacturing, through the Town of Davie contract, in the amount of \$163,210; and approve the submittal of an application for grant funding in the amount of \$149,970 from the Florida Department of Health.

Bill Battin, resident, questioned fluoride being put into the drinking water. Mr. Little said the Environmental Protection Agency (EPA) recommended a certain amount in the drinking water. It was not to add fluoride to the system, but to rehabilitate the existing system.

Motion by Deputy Mayor Johnson, seconded by Mr. Foster, to approve the piggyback purchase for the hydrofluosilicic acid system upgrade and submittal of the grant application as requested. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

5. Miscellaneous: 'Piggyback Purchase', Cured-in-Place Pipe Installation Services (Polk County Contract) - Public Works Department (Granite Inliner -\$205,276).

Staff Recommendation: Approve the award for Cured-in-Place pipe installation with Granite Inliner (Sanford), through the Polk County contract, in the amount of \$205,276.

City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 10 of 16

The item, considered under Consent Agenda, was approved as recommended by City staff.

6. Resolution 2022-38, amending Resolution 2021-52, as amended, adopting Classification and Pay Plans and the Position Control Plan for employees of the City of Palm Bay (third amendment).

The City Attorney read the resolution in caption only.

Bill Battin, resident, asked about the proposed salaries from the salary study. Ms. Sherman said the resolution only reflected the adjustments to positions, such as reclassifications, title changes, reorganizations, etc. It did not address salaries.

Motion by Deputy Mayor Johnson, seconded by Mr. Foster, to adopt Resolution 2022-38. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

7. Resolution 2022-39, amending Resolution 2021-53, as amended, adopting the Five-Year Capital Improvements Program for Fiscal Years 2021-2022 through 2025-2026 (third amendment).

The City Attorney read the resolution in caption only.

The item, considered under Consent Agenda, was approved as recommended by City staff.

8. Consideration of an agreement with the School Board of Brevard County, Brevard County Sheriff's Office, and Brevard County First Responder Agencies for the Provision of Direct Radio Communications and Dispatch Services.

Staff Recommendation: Approve and authorize the Mayor and Chief of Police to sign the agreement with the School Board of Brevard County, Brevard County Sheriff's Office, and Brevard County First Responder Agencies for the Provision of Direct Radio Communications and Dispatch Services.

The item, considered under Consent Agenda, was approved as recommended by City staff.

9. Consideration of a School Resource Officer Agreement with Pineapple Cove Classical Academy (Palm Bay) for the 2022/2023 school year.

City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 11 of 16

Staff Recommendation: Approve and authorize the City Manager to execute the School Resource Officer Agreement with Pineapple Cove Classical Academy (Palm Bay) for the 2022/2023 school year.

The item, considered under Consent Agenda, was approved as recommended by City staff.

10. Consideration of a School Resource Officer Agreement with Pineapple Cove Classical Academy (Lockmar) for the 2022/2023 school year.

Staff Recommendation: Approve and authorize the City Manager to execute the School Resource Officer Agreement with Pineapple Cove Classical Academy (Lockmar) for the 2022/2023 school year.

The item, considered under Consent Agenda, was approved as recommended by City staff.

11. Consideration of a grant agreement with Sea Tech & Fun USA LLC (dba Aqua Tech Marine) for Commercial Property Enhancement Program grant funds for improvements to commercial property located at 2723 Palm Bay Road NE (\$5,000).

Staff Recommendation: Approve a Commercial Property Enhancement Program (CPEP) grant award in the amount of \$5,000 to Sea Tech & Fun USA LLC (dba Aqua Tech Marine) for eligible improvements to commercial property located at 2723 Palm Bay Road NE and authorize the City Manager to execute the grant agreement.

The item, considered under Consent Agenda, was approved as recommended by City staff.

12. Consideration of participating in the 2022-2023 High Visibility Enforcement for Pedestrian and Bicycle Safety Initiative with the Florida Department of Transportation.

Staff Recommendation: Approve the Palm Bay Police Department's submission of the Traffic Enforcement Plan and Letter of Support for the 2022-2023 Pedestrian and Bicycle Safety program.

The item, considered under Consent Agenda, was approved as recommended by City staff.

City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 12 of 16

13. Consideration of appropriating funds for an additional Customer Care Specialist within the Utilities Department (\$10,936).

Staff Recommendation: Approve appropriation of funds in the fourth Budget Amendment in the amount of \$10,936 for one (1) additional full-time equivalent (FTE) Utilities Customer Care Specialist position.

The item, considered under Consent Agenda, was approved as recommended by City staff.

14. Consideration of appropriating funds for sludge hauling services (Utilities Department - \$55,000).

Staff Recommendation: Approve appropriation of funds for sludge hauling services on the next scheduled budget amendment in the amount of \$55,000.

Bill Battin, resident, asked the difference between having a septic tank that contained the sludge or being connected to the sewer system and hauling the sludge to the landfill. Mr. Little explained that someone would typically pump their septic tank every three (3) to five (5) years to ensure proper operation and that sludge does not sit in the tank. If the tank had cracks, the sludge would seep into the environment. This request was for additional hauling of normal sludge that went through the process.

Motion by Deputy Mayor Johnson, seconded by Mr. Foster, to approve the appropriation of funds as requested. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

15. Consideration of a new full-time equivalent (FTE) Assistant Director position within the Community and Economic Development Department.

Staff Recommendation: Authorize a new full-time equivalent (FTE) Assistant Director position within the Community and Economic Development Department.

Bill Battin, resident, asked if the position would be sunsetted once the program funding was depleted. Ms. Sherman responded that the intention was to have the position beyond the program which ended in 2026. After December 31, 2023, the position would be 100% funded from state and federal housing and community development grant entitlement funds.

City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 13 of 16

Nathan White, resident, did not feel this position was justified without having the results from the salary study. Ms. Sherman clarified that the position was paid for by various state and federal grant programs, not the General Fund.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to authorize the Assistant Director position as requested. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

16. Consideration of a budget amendment providing for additional matching funds for the Coastal Partnership Initiative grant for rehabilitation and replacement projects at Castaway Point Park (\$32,643).

Staff Recommendation: Authorize a budget amendment in the amount of \$32,643.20 to Project 22PK12 for improvements to Castaway Point Park.

The item, considered under Consent Agenda, was approved as recommended by City staff.

17. Consideration of allocating available General Fund and Stormwater Utility Fund dollars for capital asset needs in the Public Works Department (General Fund - \$40,854; Stormwater Fund - \$57,308).

Staff Recommendation: Approve the allocation of \$40,854 from General Fund and \$57,308 from Stormwater Fund funding for various capital asset needs in Public Works Operations and Fleet Divisions.

The item, considered under Consent Agenda, was approved as recommended by City staff.

18. Consideration of utilizing GO Road Bond funds for the reinstallation of survey control points (\$28,988).

Staff Recommendation: Approve the use of Go Road Bond funds for the reinstallation of survey control points in the amount of \$28,988.

Deputy Mayor Johnson felt more comfortable using another funding source other than the road bond funds.

City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 14 of 16

Motion by Deputy Mayor Johnson, seconded by Mayor Medina, to utilize Undesignated Fund Balance instead of GO Road Bond funds for the reinstallation of survey control points as requested.

Ms. Sherman clarified that this would be an ongoing item and would be budgeted based on Council's direction. Council concurred that future funding would come from the General Fund.

Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

19. Acknowledgement of the July 2022 GO Road Bond Paving report update.

Mr. Filiberto asked if there were any open repairs or defects or if there had been any cases that were closed since the last report was presented to Council. Mr. Watanabe said the majority were completed in Year 2, but he was in the process of completing review of the warranties. He said that, overall, Ranger Construction had done a great job and roadway surfaces were smooth and rideable. Mr. Watanabe answered further questions posed by councilmembers.

Motion by Deputy Mayor Johnson, seconded by Mr. Filiberto, to acknowledge the report. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

20. Acknowledgement of the City's monthly financial report for May 2022 (Unaudited).

The item, considered under Consent Agenda, was acknowledged by City Council.

21. Consideration of travel and training for specified City employees (Police Department).

Staff Recommendation: Approve the travel and training as specified.

The item, considered under Consent Agenda, was approved as recommended by City staff.

22. Consideration of travel and training for specified City employees (Recreation Department).

City of Palm Bay, Florida Regular Council Meeting 2022-20 Minutes – July 21, 2022 Page 15 of 16

Staff Recommendation: Approve the travel and training as specified.

The item, considered under Consent Agenda, was approved as recommended by City staff.

A brief recess was taken after which time the meeting resumed.

NEW BUSINESS:

1. Ordinance 2022-77, providing for a referendum election to be held on November 8, 2022, for the purpose of determining whether the City Charter should be amended, first reading.

Staff Recommendation: Approve the ordinance as presented or revised as needed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve Ordinance 2022-77. Mayor Medina did not agree with some of the proposed amendments and would be opposing the item.

Motion carried with members voting as follows:

| Mayor Medina | Nay |
|----------------------|-----|
| Deputy Mayor Johnson | Yea |
| Councilman Foster | Yea |
| Councilman Felix | Yea |
| Councilman Filiberto | Yea |

2. Consideration of 2022 Certification of Taxable Value; Fiscal Year 2023 proposed Operating Millage Rate; Fiscal Year 2023 proposed Debt Millage Rate; and scheduling dates for the budget public hearings.

Staff Recommendation: Authorize the City Manager to advertise a Fiscal Year 2023 proposed operating millage rate of up to 7.5995; authorize the City Manager to advertise a Fiscal Year 2023 proposed voted debt millage rate of 1.0931; and to schedule the first public hearing date for Wednesday, September 7, 2022 at 6:00 p.m., and the second public hearing date for Wednesday, September 21, 2022 at 6:00 p.m.

Nathan White, resident, said the majority of departmental budgets had increased for the next fiscal year. He said that exceeding the cap would have residents paying more taxes than if the cap were maintained. He felt the budget should be reconsidered.

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Deputy Mayor Johnson explained that the millage would be advertised at the higher rate, but the actual adopted millage rate could be lower, but cannot be higher than what was advertised.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve the advertisement, proposed operating millage rate, proposed debt millage rate, and budget public hearing dates as recommended by staff. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

COMMITTEE AND COUNCIL REPORTS:

Councilmembers addressed various subject matters and provided updates on activities of agencies and boards on which they served as members.

1. Deputy Mayor Johnson asked for consensus to bring forth an ordinance for a temporary moratorium and have a special Planning and Zoning meeting for same. Council concurred. Mr. Filiberto asked that the local preference be addressed as well.

2. Mr. Felix appointed Woodson Fenelon to the Recreation Advisory Board.

ADMINISTRATIVE AND LEGAL REPORTS:

There were no reports.

PUBLIC COMMENTS/RESPONSES:

Individuals made general comments.

ADJOURNMENT:

There being no further business, the meeting adjourned at the hour of 9:36 P.M.

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK



DATE: 8/18/2022

RE: Adoption of Minutes: Meeting 2022-21; August 4, 2022.

ATTACHMENTS:

Description Minutes - Meeting 2022-21

CITY OF PALM BAY, FLORIDA

REGULAR COUNCIL MEETING 2022-21

Held on Thursday, the 4th day of August 2022, at the City Hall Council Chambers, 120 Malabar Road, SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Office of the City Clerk, City Hall, Palm Bay, Florida.

The meeting was called to order at the hour of 6:00 P.M.

Campus Pastor David Fitzgerald, Tomoka Christian Church, Palm Bay, gave the invocation which was followed by the Pledge of Allegiance to the Flag.

ROLL CALL:

| MAYOR: | Rob Medina | Present |
|----------------------|--------------------|---------|
| DEPUTY MAYOR: | Kenny Johnson | Present |
| COUNCILMEMBER: | Randy Foster | Present |
| COUNCILMEMBER: | Donny Felix | Present |
| COUNCILMEMBER | Peter Filiberto | Present |
| DEPUTY CITY MANAGER: | Joan Junkala-Brown | Present |
| CITY ATTORNEY: | Patricia Smith | Present |
| DEPUTY CITY CLERK: | Terri Lefler | Present |

CITY STAFF: Christopher Little, Utilities Director; Juliet Misconi, Chief Procurement Officer.

ANNOUNCEMENTS:

Deputy Mayor Johnson announced the following vacancies and solicited applications for same:

1. One (1) vacancy on the Youth Advisory Board (represents 'at-large student member' position).++

2. One (1) vacancy on the Community Development Advisory Board (represents one of the following positions: 'banking Industry'; 'actively engaged in home building'; 'residential home building'; or 'not-for-profit provider').+

AGENDA REVISION(S):

Motion by Mr. Filiberto, seconded by Deputy Mayor Johnson, to consider Items 5, 6, and 7, under Public Hearings, after Item 2, under Public Hearings. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

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PROCLAMATIONS AND RECOGNITIONS:

The flag was presented, the individual was recognized, and the proclamation was read.

1. Recognition: Presentation of the American Flag - honoring the service of Larry Lawton. (Councilman Filiberto)

2. Recognition: One (1) year of service as a City boardmember on the Infrastructure Advisory and Oversight Board and the Recreation Advisory Board - Thomas Gaume Jr.

3. Proclamation: Florida Water Professionals Month - August 2022.

PRESENTATIONS:

1. S&ME Inc. - Comprehensive Plan Update.

Chris Dougherty, Planner/GIS Specialist at S&ME, provided an overview of the recent accomplishments of the Vision Plan and an update on the Comprehensive Plan. He said the timeline to adopt the Comprehensive Plan was in April 2023. Mr. Dougherty advised that a public workshop was scheduled for August 25, 2022, from 6:00-8:00 P.M., in Council Chambers.

Deputy Mayor Johnson encouraged residents to attend the August workshop. Attendance could be virtual or in person. He asked if a policy would be incorporated into the Comprehensive Plan as to when it had to be updated. Mr. Dougherty said it was required to be updated every seven (7) years, but Council could implement a more frequent review, if desired. Mayor Medina suggested following Brevard County's guidelines of reviewing and updating every five (5) years.

PUBLIC COMMENT(S)/RESPONSE(S): (Non-agenda Items Only)

Individuals made general comments, including the need for a moratorium on residential developments due to overdevelopment, the need for greenspace, and banning of fireworks in the city.

1. Deanna Antczak, resident, did not agree with religious comments being made during the Public Comment section. She had no issue with the invocation but said there should be a separation of church and state.

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PUBLIC HEARING(S):

1. Ordinance 2022-75, vacating a portion of the rear public utility and drainage easement located within Lots 17 and 18, Block 2222, Port Malabar Unit 44 (Case VE-5-2022, Judith Kennedy), final reading.

The City Attorney read the ordinance in caption only. The public hearing was opened and closed as there were no comments.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to adopt Ordinance 2022-75. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

2. Ordinance 2022-77, providing for a referendum election to be held on November 8, 2022, for the purpose of determining whether the City Charter should be amended, final reading.

The City Attorney read the ordinance in caption only. The public hearing was opened. Ms. Smith advised of a scrivener's error in the ballot language under Section 3.062 which had been corrected. The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Foster, to adopt Ordinance 2022-77.

Motion carried with members voting as follows:

| Mayor Medina | Nay |
|----------------------|-----|
| Deputy Mayor Johnson | Yea |
| Councilman Foster | Yea |
| Councilman Felix | Yea |
| Councilman Filiberto | Yea |

Council concurred to consider Items 5, 6, and 7, under Public Hearings, at this time.

5. Ordinance 2022-80, vacating a portion of the road right-of-way known as Kinney Avenue NE, lying between Orange Blossom Trail and the Florida East Coast Railway (0.50 acres) (Case VRW-2-2022, Palm Bay Marina, LLC), first reading.

Staff recommended approval of the request with the following conditions:

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- Pre post conditions; historical drainage to this right-of-way shall not be blocked.
- Vacating and easements contingent upon site plan approval and permitting.
- Vacating of street/right-of-way contingent upon proof of ownership of Parcel ID's: 28-37-24-25-5; 28-37-24-25-6-1; 28-37-24-25-6-2.
- The applicant shall provide adequate conveyance and maintenance of drainage area to adequately maintain roadway and adjacent property drainage conveyance substantially in conformance with the existing historical drainage plan. Compliance with this requirement shall require the applicant design a revised drainage system of the parcels, receive approval of that design from the City and the St. Johns River Water Management District (if required), and construct the improvements.
- The applicant shall provide all required improvements, dedication of utility, and drainage easements as required by the Palm Bay Utilities Department and Public Works Department. All easements, plans, and agreements shall be completed within one year of the date of approval of this request.

The City Attorney read the ordinance in caption only. The public hearing was opened. Bruce Moia, BMV Engineering, Inc., and representative for the applicant, presented the request to Council. The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve Ordinance 2022-80, to include staff's conditions. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

6. Ordinance 2022-81, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located north and south of Orange Blossom Trail, in the vicinity west of Dixie Highway, from Bayfront Mixed Use Village to Bayfront Mixed Use (8.941 acres) (CP-27-2022, Adelon), only one reading required.

The Planning and Zoning Board recommended approval of the request.

The City Attorney read the ordinance in caption only. The public hearing was opened. Bruce Moia, BMV Engineering, Inc., and representative for the applicant, presented the request to Council. The public hearing was closed. City of Palm Bay, Florida Regular Council Meeting 2022-21 Minutes – August 4, 2022 Page 5 of 15

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to adopt Ordinance 2022-81. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

7. Ordinance 2022-82, rezoning property located north and south of Orange Blossom Trail, in the vicinity west of Dixie Highway, from BMUV (Bayfront Mixed Use Village District) to BMU (Bayfront Mixed Use District) (8.941 acres) (CPZ-27-2022, Adelon), first reading. (Quasi-Judicial Proceeding)

The Planning and Zoning Board recommended approval of the request.

The City Attorney read the ordinance in caption only. The public hearing was opened. Bruce Moia, BMV Engineering, Inc., and representative for the applicant, presented the request to Council. The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Foster, to approve Ordinance 2022-82. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

A brief recess was taken after which time the meeting resumed.

Mayor Medina responded to Ms. Antczak's statement under Public Comments. He said that every citizen had the right, under Freedom of Speech, to come to the meetings and speak under that agenda heading to share their thoughts and whatever was on their mind.

Council resumed the consideration of items in the order as shown on the agenda.

3. Ordinance 2022-78, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located in the vicinity west of Ladner Road and south of Melbourne Tillman Water Control District Canal 82, from Single-Family Residential Use to Multiple-Family Residential Use (17.41 acres) (Case CP-25-2022, Francis and Anna Bourne), only one reading required.

The Planning and Zoning Board recommended approval of the request.

The City Attorney read the ordinance in caption only. The public hearing was opened. Attorney Jack Spira, representative for the applicant, presented the request to Council. Jim Trauger, Trauger Engineering and representative for the applicant, gave a presentation and detailed the project. City of Palm Bay, Florida Regular Council Meeting 2022-21 Minutes – August 4, 2022 Page 6 of 15

Mayor Medina asked if there had been discussions with Health First regarding a route through to the hospital. Mr. Trauger said it was private property and discussions had begun but there were easements that would have to be addressed and Health First could not be forced to do anything.

Mr. Filiberto suggested that Admiral Drive be extended to Malabar Road. Mr. Felix said he could not see this moving forward without any other entrances or exits. Mr. Foster asked if a walkway would be created for residents and Health First employees. Mr. Trauger reiterated that it was private property and that would be the decision of Health First, but he felt it would be a great idea to have pedestrian access through the two properties. Mr. Foster said he was excited to have more medical professionals come to Palm Bay, but it needed to be a safe environment. Gil Ramirez, traffic engineer, explained the number of trips that would be generated by the proposed project. Deputy Mayor Johnson said he had driven through the area on a Sunday and had issues getting from Lander Road onto Fallon Boulevard. He expressed concern with Butler Avenue being used a cut-through. Mr. Ramirez said that during the site plan review, a full traffic impact study would be submitted but the requests under consideration tonight did not require traffic information at this time.

Mr. Spira requested Council continue the item to allow the applicant to communicate and work with Health First prior to the second and final hearing.

Deputy Mayor Johnson felt it was a great project, but he had an issue with the location.

Nathanial Levy, resident, represented a group of property owners and requested that the group make their presentation within the thirty (30) minute allotted time frame.

Motion by Deputy Mayor Johnson, seconded by Mayor Medina, to allow the group of seven (7) residents to make their presentation with a thirty (30) minute time limit.

Motion carried with members voting as follows:

| Mayor Medina | Yea |
|----------------------|-----|
| Deputy Mayor Johnson | Yea |
| Councilman Foster | Nay |
| Councilman Felix | Yea |
| Councilman Filiberto | Yea |

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Mr. Levy and the group of homeowners spoke against the project stating that it would change the intent of the area by decreasing the residential quality, it did not meet the intent of the Comprehensive Plan, and would impact traffic, the environment, utilities and the neighborhood.

Mr. Foster asked if utilities would be impacted by the project. Mr. Little responded that staff had spoken with the developer about extending a force main from their development to one of the areas to connect to another force main so that the flow would go to the treatment plant. The plant could sustain the additional demand on the system.

Numerous residents spoke against the request stating that there would be flooding issues, increased speeding problems, safety fears for children at play or going to school, detriment to greenspace and wildlife, and decreased property values.

The public hearing was closed.

Mayor Medina relinquished the chair to Deputy Mayor Johnson and made the motion to deny Ordinance 2022-78. Deputy Mayor Johnson seconded the motion.

Mayor Medina wanted the land use to remain as is. He knew the neighborhood and felt the structure of the neighborhood should remain intact. Mr. Filiberto said he had traffic concerns as well as public safety. Mr. Felix liked the project but did not want to change the land use. Mr. Foster said he also liked the project but did not feel it was in the right location and he was also concerned about public safety.

Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

A brief recess was taken after which time the meeting resumed.

4. Ordinance 2022-79, rezoning property located in the vicinity west of Ladner Road and south of Melbourne Tillman Water Control District Canal 82, from RS-2 (Single-Family Residential District) to RM-10 (Single-, Two-, Multiple-Family Residential District) (17.41 acres) (CPZ-25-2022, Francis and Anna Bourne), first reading. (Quasi-Judicial Proceeding)

Due to the denial of Case CP-25-2022, this item was rendered moot.

5. Ordinance 2022-80, vacating a portion of the road right-of-way known as Kinney Avenue NE, lying between Orange Blossom Trail and the Florida East Coast Railway (0.50 acres) (Case VRW-2-2022, Palm Bay Marina, LLC), first reading.

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This item was considered earlier in the meeting, after Item 2, under Public Hearings.

6. Ordinance 2022-81, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located north and south of Orange Blossom Trail, in the vicinity west of Dixie Highway, from Bayfront Mixed Use Village to Bayfront Mixed Use (8.941 acres) (CP-27-2022, Adelon), only one reading required.

This item was considered earlier in the meeting, after Item 2, under Public Hearings.

7. Ordinance 2022-82, rezoning property located north and south of Orange Blossom Trail, in the vicinity west of Dixie Highway, from BMUV (Bayfront Mixed Use Village District) to BMU (Bayfront Mixed Use District) (8.941 acres) (CPZ-27-2022, Adelon), first reading. (Quasi-Judicial Proceeding)

This item was considered earlier in the meeting, after Item 2, under Public Hearings.

8. Ordinance 2022-83, amending the Code of Ordinances, Chapter 185, Zoning Code, Subchapter 'District Regulations', by removing the conditional use requirement for permitted uses on parcels of ten (10) or more acres within BMU (Bayfront Mixed Use District) zoning (T-29-2022, City of Palm Bay), first reading.

The Planning and Zoning Board recommended approval of the request.

The City Attorney read the ordinance in caption only. The public hearing was opened. Mrs. Junkala-Brown presented the request to Council. The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve Ordinance 2022-83. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

9. Ordinance 2022-84, amending the Code of Ordinances, Chapter 169, Land Development Code, by modifying the applicability provisions for citizen participation plans (T-30-2022, City of Palm Bay), first reading. (Deputy Mayor Johnson)

The Planning and Zoning Board recommended approval of the request.

The City Attorney read the ordinance in caption only. The public hearing was opened. Deputy Mayor Johnson presented the request to Council. The public hearing was closed.

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Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve Ordinance 2022-84. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

10. Ordinance 2022-85, amending the Code of Ordinances, Chapter 169, Land Development Code, Subchapter 'Green Development Incentive Program', by repealing the subchapter in its entirety (T-33-2022, City of Palm Bay), first reading. (Deputy Mayor Johnson)

The Planning and Zoning Board recommended approval of the request.

The City Attorney read the ordinance in caption only. The public hearing was opened. Deputy Mayor Johnson presented the request to Council. He advised that the Low Impact Development (LID) manual was currently being drafted and once finalized, Council could decide if it wanted to make LIDs mandatory.

Bill Battin, resident, felt the manual should be completed and available to the public prior to Council approving changes to the Code of Ordinances.

Mrs. Junkala-Brown responded that the manual was in process and staff would be working with developers to receive input on the types of practices typically used by environmental agencies. She said a planned presentation for developers would be held at the Mayor's Business Roundtable on August 19th and then the manual would be presented to Council for review and adopted via resolution.

The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Filiberto, to approve Ordinance 2022-85. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

11. Ordinance 2022-86, amending the Code of Ordinances, Chapter 174, Floodplain and Stormwater Management, Subchapter 'Stormwater Management and Conservation – Part 2: Drainage Plan', by including provisions for voluntary low impact development design standards for new development or redevelopment (T-33-2022, City of Palm Bay), first reading. (Deputy Mayor Johnson)

The Planning and Zoning Board recommended approval of the request.

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The City Attorney read the ordinance in caption only. The public hearing was opened. Deputy Mayor Johnson presented the request to Council.

Bill Battin, resident, reiterated his comment that no amendments to the Code of Ordinances should be approved until the manual was complete.

The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve Ordinance 2022-86. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

12. Request by the City of Palm Bay to amend the Code of Ordinances, Chapter 185, Zoning Code, Subchapter 'Planned Unit Development (PUD)', by allowing for Infill Planned Unit Developments (Case T-25-2022). (WITHDRAWN)

13. Request by ACIS Investment Group, LLC, for a variance to allow a proposed 8-foot-high privacy fence within HC (Highway Commercial District) zoning and RM-10 (Single-, Two-, Multiple-Family Residential District) zoning by granting relief from the 6-foot-high wall or fence requirements established by Section 185.036(B)(3)(b), Palm Bay Code of Ordinances (18.42 acres) (V-28-2022). (WITHDRAWN)

CONSENT AGENDA:

All items of business under the 'Consent Agenda' heading were enacted by the following motion:

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, that the Consent Agenda be approved as presented with the removal of Items 6, 7, and 10, from consent. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

1. Adoption of Minutes: Meeting 2022-19; July 7, 2022.

The minutes, considered under Consent Agenda, were approved as presented.

2. Award of Bid: Well Repair, Maintenance and Rehabilitation Services - IFB 40-0-2022 - Utilities Department (AMPS Inc. - \$123,000 annually). City of Palm Bay, Florida Regular Council Meeting 2022-21 Minutes – August 4, 2022 Page 11 of 15

Staff Recommendation: Approve the award for well repair, maintenance and rehabilitation services with Aquifer Maintenance & Performance Systems (AMPS), Inc. (West Palm Beach), in the amount of \$123,000 annually, for a one-year term contract, renewable by the Procurement Department for four (4) additional one-year terms.

The item, considered under Consent Agenda, was approved as recommended by City staff.

3. Contract: Enterprise Resource Planning (ERP) Consultant Services - Information Technology Department (Government Finance Officers Association - not to exceed \$205,000).

Staff Recommendation: Approve the award of a non-competitive contract to the nonprofit member association of the Government Finance Officers Association for Enterprise Resource Planning (ERP) consultant services in an amount not to exceed \$205,000, and authorize the City Manager to execute the agreement.

The item, considered under Consent Agenda, was approved as recommended by City staff.

4. Miscellaneous: "Other Agency" Contract for Hydrofluosilicic Acid System Upgrades at SRWTP (Town of Davie contract) – Utilities Department (Odyssey Manufacturing - \$154,840)

Staff Recommendation: Approve the award for hydrofluosilicic acid system upgrades with Odyssey Manufacturing, through the Town of Davie contract, in the amount of \$154,840.

The item, considered under Consent Agenda, was approved as recommended by City staff.

5. Miscellaneous: Grit drive assembly, emergency purchase - Utilities Department (Electro Mechanic Industries, Inc. dba Vermana - \$85,112).

Staff Recommendation: Approve the emergency procurement of the grit drive assembly with Electro Mechanic Industries, Inc., dba Vermana, in the amount of \$85,111.85; and approve the appropriation of funds on the next scheduled budget amendment.

The item, considered under Consent Agenda, was approved as recommended by City staff.

6. Consideration of allocating Impact Fee Undesignated Fund Balance for water main extension and upsizing completed at 942-948 U.S. Highway 1 (\$7,938).

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Staff Recommendation: Approve a budget amendment allocating \$7,938 from Impact Fee Undesignated Fund Balance (423-0000-392-3006) to account 423-8021-533-6324, Project 22WS30, for water main extension and upsizing completed at 942-948 U.S. Highway 1.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve the budget amendment. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

7. Consideration of allocating funds for the purchase and installation of reclaimed water meters in Sandy Pines Preserves (\$355,004).

Staff Recommendation: Approve the appropriation of funds on the next scheduled budget amendment, in the amount of \$355,004, for the purchase and installation of reclaimed water meters in Sandy Pines Preserves.

Bill Battin, resident, questioned how long it would take to make up for that expenditure. Mr. Little said the intent was not necessarily to make money or get a return on investment, but to help curtail and control overuse of reclaimed water.

Motion by Deputy Mayor Johnson, seconded by Mr. Filiberto, to approve the appropriation of funds. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

8. Consideration of reallocating funds for well repairs at Fred Poppe Regional Park (\$28,189).

Staff Recommendation: Authorize a budget amendment from Project 19PR06 to Project 22PK13 for an unanticipated additional well at Fred Poppe Regional Park, in the amount of \$28,189.

The item, considered under Consent Agenda, was approved as recommended by City staff.

9. Consideration of pursuing legal action for code violations at 2557 Amberly Road NE.

Staff Recommendation: Authorize the City Attorney's Office to pursue litigation to abate the nuisance at 2557 Amberly Road NE.

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The item, considered under Consent Agenda, was approved as recommended by City staff.

10. Consideration of pursuing legal action for code violations at 539 Ocean Spray Street SW.

Staff Recommendation: Authorize the City Attorney's Office to pursue litigation to abate the nuisance at 539 Ocean Spray Street SW.

Bill Battin, resident, asked the process, the time frame and if a lien would be placed on the property. Ms. Smith advised that this process was done recently and once the lawsuit had been filed, the owner brought the property into compliance on his own without the need for the city to enter his property. The time frame would depend on whether the property owner wanted to fight the lawsuit.

Motion by Deputy Mayor Johnson, seconded by Mr. Foster, to pursue legal action for code violations at 539 Ocean Spray Street SW. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

11. Consideration of an Easement Agreement with Charter Communications for fiber optic cable installation.

Staff Recommendation: Approve the non-exclusive easement agreement with Charter Communications for fiber optic cable installation.

The item, considered under Consent Agenda, was approved as recommended by City staff.

12. Consideration of a letter of support for the Brevard County Sheriff's Office for the Fiscal Year 2022 Edward Byrne Memorial Justice Assistance Grant Program, Countywide Prisoner Transport Program.

Staff Recommendation: Authorize the Mayor to sign a letter of support for the Brevard County Sheriff's Office for the Fiscal Year 2022 Edward Byrne Memorial Justice Assistance Grant (JAG) program for a countywide prisoner transport program.

The item, considered under Consent Agenda, was approved as recommended by City staff.

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13. Consideration of submitting a grant application for the Edward Byrne Justice Assistance Grant Program for Fiscal Year 2022 Local Solicitation.

Staff Recommendation: Approve the application for the BJA Fiscal Year 2022 Byrne Memorial Justice Assistance Grant (JAG) – Local Solicitation and authorize the Mayor to sign the Fiscal Year 2022 Local JAG Chief Executive Certification form.

The item, considered under Consent Agenda, was approved as recommended by City staff.

14. Consideration of travel and training for specified City employees (Police Department).

Staff Recommendation: Approve the travel and training as specified.

The item, considered under Consent Agenda, was approved as recommended by City staff.

15. Consideration of travel and training for specified City employees (Parks and Facilities Department).

Staff Recommendation: Approve the travel and training as specified.

The item, considered under Consent Agenda, was approved as recommended by City staff.

UNFINISHED AND OLD BUSINESS:

1. Appointment of one (1) member to the Sustainability Advisory Board.

Motion by Deputy Mayor Johnson, seconded by Mr. Foster, to appoint Kevin Smith to the 'at-large' position on the Sustainability Advisory Board. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

COUNCIL REPORTS:

Councilmembers addressed various subjects.

1. Deputy Mayor asked staff to highlight the upcoming webinar for businesses. Mrs. Misconi explained that this was the second webinar for businesses interested in

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partnering with the city to help provide goods and services. There were currently over three hundred (300) businesses registered and any vendors could sign up at <u>biztraining@pbfl.org</u>.

2. Mayor Medina said the topic of discussion at the upcoming Mayor's Business Roundtable was public safety. He provided information to Council about Vision Teams that were formed in the 1990's and one of the focal points was public safety. The goal at that time was to reach 2.1 police officers per capita. To date, the City was behind in its response times and that per capita ratio. He asked that Council and staff read through the information and requested that the City Clerk provide minutes, if any, from the Vision Team meetings.

ADMINISTRATIVE AND LEGAL REPORTS:

1. Mrs. Junkala-Brown provided updates on general items. She asked that Council replace her serving on the Economic Development Commission's (EDC) Ad Valorem Tax Abatement Committee with the new Economic Development Manager, Sam Weekley. Mr. Filiberto expressed interest in serving rather than staff. Council concurred to appoint Councilman Filiberto to the EDC Executive Committee and Board of Directors.

PUBLIC COMMENTS/RESPONSES:

Individuals made general statements.

1. Butch Orend, resident, commented that the individual that received the American Flag at tonight's meeting had been convicted of criminal crimes. He felt that Council needed to perform better vetting of the individuals to be honored with the American Flag.

Mr. Filiberto said he was fully aware of Mr. Lawton's background which was why he highlighted his accomplishments and how he had turned his life around.

ADJOURNMENT:

There being no further business, the meeting adjourned at the hour of 10:44 P.M.

Rob Medina, MAYOR

ATTEST:

Terri J. Lefler, DEPUTY CITY CLERK



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Christopher A. Little, P.E.; Juliet Misconi, Chief Procurement Officer, Larry Wojciechowski, Finance
- DATE: 8/18/2022
- RE: Award of Bid: Lift Station 2 rehabilitation IFB 53-0-2022 Utilities Department (Hinterland Group, Inc. \$143,654); and approve appropriation of funds on the next scheduled Budget Amendment.

At the request of the Utilities Department, the Procurement Department solicited bids for Lift Station 2 Rehabilitation. This lift station was constructed in 1981 and the wet well requires cleaning and relining. The rehabilitation will also include the replacement of valve pit piping, pump pedestals and related appurtenances.

Four (4) bids were received in response to the City's solicitation. Procurement staff reviewed the bid for responsiveness. Utilities staff evaluated the bid for responsibility and ability to perform the scope of services. The low bid is acceptable to the Department.

The low bidder, Hinterland Group, Inc., is an experienced and capable vendor and has been performing similar services for the Utilities Department since 2012.

Staff recommends Hinterland Group, Inc., as the contractor for Lift Station 2 Rehabilitation in the amount of \$143,654.

Staff is also requesting a 10% contingency, in the amount of \$14,365 to cover unanticipated changes in the scope of work due to unforeseen conditions discovered during the rehabilitation. The industry standard for construction contingency is 5% to 10% of the value of the construction contract. Contingency funds remaining once the project has been closed will be returned to the appropriate Utilities fund balance.

The total for the rehabilitation of Lift Station 2 and contingency will be \$158,019; The project currently has \$125,000 available. The Department is requesting fund appropriation from Utilities Fund Balance in the amount of \$33,019.

REQUESTING DEPARTMENT: Utilities, Finance, Procurement

FISCAL IMPACT:

Total project award will be \$143,654. Pending approval of the budget amendment, amount \$33,019, funds will be available in the Utilities Department's Renewal & Replacement Fund 424-8032-535-6327, project 22WS22.

RECOMMENDATION:

Motion to 1) approve appropriation of funds on the next scheduled budget amendment, amount \$33,019 and 2) approve award of IFB #53-0-2022/SZ, Lift Station 2 Rehabilitation to Hinterland Group, Inc., located in Stuart, Florida, amount \$143,654.

ATTACHMENTS:

Description

Tabulation

| | IFB #53-0-2022/SZ | | | | | | |
|------|--|----------------|-----|--------------------------|---------------------------|---------------------------------|-----------------------|
| | Lift Station 2 Rehab | | | Hinterland Group, Inc. | U.S. Water Services Corp | Utility Technicians, Inc. | Danus Utilities, Inc. |
| | | | | 955 SE Central Parkway | 4939 Cross Bayou Blvd. | 630 Goodbar Ave | 2320 Beardall Ave |
| | | | | Stuart, FL34994 | New Port Richey, FL 34652 | Umatilla, FL 32784 | Sanford, FL 32771 |
| | | | | 561-640-3503 | 727-848-8292 | 352-516-4070 | 386-804-0068 |
| | bids opened 7/26/2022 | | | info@hinterlandgroup.com | ccrego@uswatercorp.net | tbennett@utilitytechnicians.com | danus2@cfl.rr.com |
| ITEM | | Est. Annual | | 2 | D : | 2 | |
| # | ITEM DESCRIPTION | Qty | UOM | Price | Price | Price | Price |
| 1 | Wet Well Bypass | 1 | LS | \$15,000.00 | \$13,771.00 | \$18,592.00 | \$14,000.00 |
| 2 | Equipment Removal and Demolition | 1 | LS | \$20,000.00 | \$27,025.00 | \$17,276.00 | \$12,500.00 |
| 3 | Wet Well Cleaning, Repairs, and Lining/Coating System | 1 | LS | \$43,654.00 | \$53,492.00 | \$48,944.00 | \$50,000.00 |
| 4 | Discharge Piping and Valve Assembly | 1 | LS | \$65,000.00 | \$96,150.00 | \$124,217.55 | \$175,000.00 |
| | TOTAL | AMO | UNT | \$143,654.00 | \$190,438.00 | \$209,029.55 | \$251,500.00 |



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Christopher A. Little, P.E.; Juliet Misconi, Chief Procurement Officer, Larry Wojciechowski, Finance
- DATE: 8/18/2022

RE: Contract: Reverse Osmosis Rehabilitation Engineering, North Regional Water Treatment Plant - TO 01-2019-006 - Utilities Department (Tetra Tech - \$1,082,429); appropriation of funds (\$108,697).

In accordance with the provisions of Section 287.055, Florida Statutes for Consultants Competitive Negotiation Act (CCNA), the Procurement Department solicited qualification submittals on behalf of the Utilities Department from firms to provide design, permitting, funding assistance, bidding assistance and construction management services for the expansion of the South Regional Water Treatment Plant (SRWTP), and for the rehabilitation of the reverse osmosis plant at the North Regional Water Treatment Plant (NRWTP). On January 3, 2019, City Council approved the execution of a Master Agreement for RFQ#47-0-2018/JM for these consulting services.

Previously approved task orders under this Master Agreement that are specifically related to the NRWTP include the following:

- Task Order 01-2019-002, amount \$59,695 for a preliminary design investigation for the Reverse Osmosis plant, approved by council on April 9, 2020.
- Task Order 01-2019-005, amount \$158,145 for the preliminary design to restore the Reverse Osmosis plant for full operation, approved by council on March 18, 2021.

Tetra Tech has submitted Task Order 01-2019-006, North Regional Water Treatment Plant (NRWTP) Reverse Osmosis (RO) Rehabilitation Engineering. The scope of work under this task order will be to provide a site master plan and design for the initial facility rehabilitation and expansion to 1.5 MGD. In addition, the planning and site layout will address future facilities that will be required to further increase capacity. A new Floridan aquifer well and deep injection well will be included in the initial expansion. The task order includes design, permitting, hydrogeological services, technical specifications, and preparation of the bid documents. Services for funding acquisition (i.e., grants, loans and/or State Revolving Fund) and construction administration will be performed under a separate task order.

Staff has reviewed the scope of work and requests council approval to proceed with Task Order 01-2019-006 in the amount of \$1,082,429.

In addition to the services provided by Tetra-Tech, the Department will require funding of approximately \$49,000

to cover the cost of permitting for the project. Permits must be obtained from the Florida Department of Environmental Protection (FDEP), St. Johns River Water Management District, and the City of Palm Bay (Site Plan).

Staff is also requesting a 5% contingency, in the amount of \$54,122, to cover unanticipated changes in the scope of work due to unforeseen conditions discovered during design and permitting.

The total for the design, permitting and contingency for the NRWTP RO project will be \$1,185,551. The project currently has \$1,076,854 available. The Department is requesting fund appropriation from Fund Balance in the amount of \$108,697.

REQUESTING DEPARTMENT:

Utilities, Finance, Procurement

FISCAL IMPACT:

The total amount for the task order is \$1,082,429. The total amount for the permits is anticipated to be approximately \$49,000. The total amount of the contingency is \$54,122. Pending approval of the budget amendment, amount \$108,697, funds will be available in the Utilities Department's Renewal/Replacement Fund 424-8022-533-6221, project 21WS14.

RECOMMENDATION:

Motion to 1) approve appropriation of funds on the next scheduled budget amendment, amount \$108,697; and 2) authorize the execution of Tetra Tech Task Order 01-2019-006 for the NRWTP Reverse Osmosis Rehabilitation Engineering, against the Master Agreement, total amount \$1,082,429.

ATTACHMENTS:

Description

Tetra Tech Task Order 01-2019-006

EXHIBIT I

SCOPE OF SERVICES

CITY OF PALM BAY, FL

PROFESSIONAL SERVICES FOR THE SRWTP EXPANSION AND NRWTP REVERSE OSMOSIS REHABILITATION ENGINEERING

In Accordance with the City's Master Agreement #47-0-2018/JM January 9, 2019

TASK ORDER 01-2019-006

I. PROJECT DESCRIPTION

The City of Palm Bay owns and operates the North Regional Water Treatment Plant (NRWTP), which consists of a lime softening plant and a reverse osmosis (RO) plant. The lime softening plant was originally constructed in 1975 and has gone through multiple expansions and improvements over the years. The lime softening plant utilizes raw water from the surficial aquifer. The RO plant was constructed in 2001 and utilizes groundwater from the Floridan Aquifer. The existing lime softening plant has a rated capacity of 10.0 million gallons per day (MGD) and the existing RO plant has a rated capacity of 1.5 MGD, with an ultimate planned capacity between 3.0 and 4.5 MGD. The RO plant has been offline since January 2009. In order to bring the RO plant back on-line, the City is interested in performing the necessary rehabilitation at the plant to bring it back to reliable operating conditions and meet the City's water quality goals. Tetra Tech completed a preliminary design investigation in 2020 under Task Order 2 to review three alternatives for putting the existing RO plant back on-line. Recommendations from the preliminary design investigations report were the basis for the preliminary design report and included replacement of the existing RO equipment in the RO Building, replacement of the existing chemical storage and feed facilities associated with the RO facilities, replacement of the permeate degasifier and odor control unit, new RO permeate transfer pumps on top of the existing permeate clearwell, a new deep injection well for concentrate disposal, a new production well to replace RO Well 1 and associated electrical, controls, site and yard piping improvements. Tetra Tech recently finalized the preliminary design report for the North Regional WTP. The preliminary design report was based upon replacing the existing RO treatment capacity by installing 1.5 MGD of permeate capacity in the current phase with expansion to 3.0 MGD of permeate capacity in the future. The City has recently determined due to limitations with the surficial aquifer supply for the lime softening process at the NRWTP that they may be best served by planning for a buildout capacity of up to 10.0 MGD from the ROWTP.

On August 2, 2018, the City of Palm Bay authorized the Utilities Department to enter into negotiations with Tetra Tech, Inc. regarding RFQ No 47-0-2018 for professional architecture and engineering services related to the South Regional Water Treatment Plant (SRWTP) expansion and NRWTP RO rehabilitation design. The scope of services herein is associated with rehabilitation of the RO plant at the NRWTP. Engineering services for this Task Order consist of preliminary design update and site master plan for the RO facilities, final design and permitting. Services for SRF funding support, bidding assistance, construction administration and startup will be performed under a separate Task Order and are not

included in the scope of services below. Additionally, the SRWTP Expansion project is being delivered under separate task orders and are therefore not included in the scope of services below.

The exact size and configuration of the proposed facilities remains to be determined; however, the following treatment components to design the improvements of the NRWTP associated with an initial RO capacity of 1.5 MGD have been assumed for this scope. The facilities will be laid out and planned for future expansion as determined during the preliminary design update and site master plan task. Planning and site layout will address both the initial facilities as well as the contemplated facilities needed under build-out conditions.

- Installation of one (1) new Floridan supply well and well pump,
- Installation of a new deep injection well and dual zone monitoring well and sampling pumps, •
- Replacement of four (4) RO pretreatment cartridge filter units and two (2) raw water bypass cartridge filter units (number and capacity of the new cartridge filter units to be determined during the preliminary design update),
- Replacement of three (3) RO feed pumps (number and capacity of the RO feed pumps to be • determined during the preliminary design update),
- Replacement of three (3) 0.5 MGD RO skids (number and capacity of the RO skids to be • determined during the preliminary design update),
- Replacement of the clean-in-place system, •
- Replacement of the antiscalant storage and feed system,
- Removal of the sulfuric acid storage and feed system, •
- Replacement to the sodium hydroxide storage and feed system, •
- Installation of a carbon dioxide feed panel, booster pump and associated carbon dioxide gas and makeup water supply lines as well as associated instrumentation and controls are anticipated for post treatment pH adjustment. The new carbon dioxide feed panel will be supplied from the proposed carbon dioxide storage tank being design and constructed under a separate project for the lime softening facilities.
- Replacement of the permeate degasification and odor control system, •
- Installation of two (2) RO permeate transfer pumps and piping to connect to the existing lime softening plant finished water line,
- This scope of services assumes demolition of the existing RO Building and construction of a new RO Building sized for future RO facilities and designed for Risk Category III wind speed.
- Installation of yard piping, including concentrate line, dual zone monitoring sampling line, raw water main extension to the new well,

- Replacement of the existing electrical equipment from the existing RO Building with new electrical equipment in the proposed RO Building, including:
 - Replacement of the existing main circuit breaker, 480-volt distribution panel, two motor control centers, transformers, and lighting panel,
 - Replacement of the existing PLC panel and instrumentation
 - Installation of a new diesel generator and replacement of the existing diesel fuel storage tanks and fuel piping,
 - Installation of an automatic transfer switch.
- Power and controls for the new Floridan supply well.
- Power and controls for the new deep injection well and dual zone monitoring well

This proposal was developed assuming three (3) separate construction projects, to include:

- 1. NRWTP Improvements Project.
- 2. NRWTP Additional Brackish Supply Well Project.
- NRWTP Deep Injection Well and Dual Zone Monitoring Well Project.

Π. **SCOPE OF SERVICES**

TASK 1: PRELIMINARY DESIGN UPDATE AND SITE MASTER PLAN

The City has recently determined due to limitations with the surficial aguifer supply for the lime softening process at the NRWTP that they may be best served by planning for a buildout capacity of up to 10.0 MGD from the ROWTP. Therefore, the first this first task will include an evaluation of the raw water supply, pretreatment, RO facilities and post treatment facilities required for up to 10.0 MGD of finished water form the ROWTP. This evaluation will look at master planning the ROWTP facilities for an initial phase of 1.5 MGD and how the facilities would be expanded in the future to meet the buildout flow requirements. The evaluation will include a summary of the proposed phasing and general design criteria for the major components and estimate building and structure sizes required at buildout. A site plan showing the location and size of major facilities and how they will be incorporated on the site will be developed.

The results from the ROWTP facilities master plan evaluation will be used to update the preliminary design report to reflect proposed facilities and upgrades for the initial phase of the ROWTP. The updated preliminary design report will be used as the basis for the final design of the initial phase and will be used for permitting the proposed facilities.

Tasks to be completed in this phase are described below:

1. Attend a project kick-of meeting with the project team and Palm Bay staff.

- 2. Perform process calculations necessary to determine number and capacity of each major process component and phasing to size initial and future facilities.
- 3. Develop a master site plan for the proposed current phase and future phases, including process and chemical building sizes, post treatment structures.
- 4. Perform new impervious area calculations and evaluate stormwater system impacts and estimate size of stormwater ponds for the current phase and future phases.
- 5. Prepare a draft technical memorandum that presents the buildout and phasing analysis and master site plan for the ROWTP facilities. Provide the City with a PDF of the draft technical memorandum for review.
- 6. Attend a review meeting with City staff to discuss the technical memorandum, modify the technical memorandum as required, and develop concurrence regarding the proposed facilities prior to updating the preliminary design report and beginning final design. Provide the City a PDF of the "final" technical memorandum.
- 7. Update the previously prepared preliminary design report to reflect the changes from the buildout and phasing evaluation to present the basis of design for the recommended facilities, and the size and configuration of the facilities. Provide the City with two (2) copies of the "revised" preliminary design report and one (1) PDF format copy.

Additional services to be performed under this task related to potential sources of funding and ERP permitting include the following:

- 1. Tetra Tech will meet with the City and provide a summary of potential sources of funding that the City could pursue for this project and outline the requirements and applicability of each funding sources.
- 2. There does not appear to be an ERP on the existing site as the original site development predated current ERP permitting requirements. Tetra Tech will meet with the SJRWMD/FDEP and perform an Environmental Resource Permit (ERP) Exemption Inquiry and Verification The inquiry will include any supporting documentation required by the SJRWMD/FDEP.

TASK 2: FINAL DESIGN

Project Management and Progress Meetings

This task consists of overall management of the project during final design including contract administration, budget management, invoicing, scheduling and coordination with the City and subconsultants.

Tetra Tech will attend and prepare meeting agenda and meeting minutes for two (2) design review meetings. Tetra Tech will maintain comment tracking sheet with responses following each review meeting.

Tetra Tech will attend up to two (2) interim review meetings or site visits during the design phase.

Site Investigations

Utility Locates and Soft Digs

Utility locates were performed during the initial preliminary design task. This task order includes soft digs to verify connection points to existing utilities and to verify elevations where buried utility crossings are proposed. A total of 10 soft dig utility locates are assumed for final design.

Survey

A limited survey was performed during preliminary design. Additional survey services are included in this task order to pick up data provided from the utility soft digs and perform minor additional survey to provide additional information determined necessary during final design. The survey services are not intended to cover the entire NRWTP site or portions thereof which are not affected by plant improvements. Tree, ecological, and wetland surveys or investigations are not anticipated or included in this proposed scope of services.

Subsurface Geotechnical Investigation

Perform a soils investigation for the necessary soils data and other pertinent information required for final design of structural elements and yard piping design. Soil boring logs and classifications, existing groundwater levels and estimated seasonal high levels, pipe trench and backfill requirements, and structures foundation requirements will be submitted in report format. A program of ten (10) Standards Penetration Tests (SPT) and auger borings will be conducted at the WTP site as summarized below. The borings will be conducted in accordance with ASTM D-1586. The field investigation for the pipelines includes a program of auger borings along the proposed yard piping alignments. A breakdown of the depth and quantity of borings assumed for design includes:

- Process Building: three (3) 25-feet SPT •
- Deep Injection Well Pad: one (1) 25-foot SPT •
- Supply Well Pad: one (1) 25-foot SPT
- Extensions to Yard Piping: five (5) auger borings to a depth of 10-feet

Results of the geotechnical investigations will be summarized into an engineering analysis and report and provided as three (3) hard copies and one (1) PDF format copy.

Treatment Plant Rehabilitation Design

The final design will result in preparation of the bid documents, engineering drawings and technical specifications, which will be submitted to the CITY for review at 75- and 100-percent



completion levels, as well as the preparation of an opinion of probable construction cost. It is assumed that any chemical facilities can be located in an unattached adjacent building so no fire sprinkler system is required in the new RO building and therefore, no services related to fire sprinkler design are included. Design of landscaping and irrigation systems are also not anticipated or included.

One (1) set of drawings and technical specifications along with the opinion of probable cost will be provided to the CITY for each review. To ensure proper design of the facilities, Tetra Tech will obtain approval from the CITY for any substantial changes in the preliminary design prior to incorporation in the final design. Tasks to be completed during this phase are summarized below:

75-percent submittal: Engineering drawings from all disciplines for the major facilities that incorporate the findings, recommendations, and approved layouts contained in the preliminary design report and project technical specifications in Construction Specifications Institute (CSI) format, and an updated opinion of probable construction cost.

100-percent submittal: Updated engineering drawings and technical specification incorporating the comments received from the CITY on the 75% submittal.

- 1. Prepare construction drawings necessary to clearly depict the improvements identified during preliminary design. The drawings will be prepared using AutoCAD version 2021 and Revit 2021. Drawings will be prepared for production on 22-inch x 34-inch full scale drawings that will allow reproduction at ½-scale on 11-inch x 17-inch sheets.
- 2. Prepare a comprehensive project manual that contains technical specifications and general requirements (Divisions 1 through 16) for competitive bidding. It is assumed for the purposes of this scope of services that the CITY will provide Division 0 Contract Requirements to be incorporated into the bid set. The project manual and its contents will be formatted in accordance with the Construction Specification Institute (CSI) and prepared using Microsoft WORD.
- 3. Attend design review meetings with the CITY at 75- and 100% completion levels and formally address all comments.

Final design services include the above grade mechanical and electrical outfitting of the new production well and the deep injection well. Additional design services related to the new production well and the deep injection well are included in the hydrogeological services section of this scope of services.

TASK 3: PERMITTING

Tetra Tech will prepare and submit permit applications and supporting documentation to the Florida Department of Environmental Protection (FDEP) as required to secure permits for construction and operation of the proposed facilities. Tetra Tech will also respond to requests for additional information (RAIs) from FDEP to clarify the original application. All permit application fees will be paid by the City. The following are the permit applications that have been included:

1. FDEP Application for a Specific Permit to Construct PWS Components [DEP Form 62.555.90(1)].

The selected Contractor will be responsible for pulling the permit applications for the Building Construction permit through the City of Palm Bay Building Division. Services associated with assisting the Contractor with this permit will be provided under a separate task order with the Construction Administration services following selection of the Contractor. Additional services will be required should a Site Plan Review be required by the City based on the proposed master plan developed in Task 1.

An ERP Exemption Inquiry and Verification will be performed during Task 1. Additional services will be required should an ERP permit be required by SJRWMD/FDEP

NPDES permitting is not included within this scope of services, however the bid documents prepared under this scope will include a requirement for the Contractor to apply for and obtain a NPDES permit if greater than 1 acre of the site will be disturbed during construction.

Additional permitting services related to the new production well and the deep injection well are included in the hydrogeological services section of this scope of services.

TASK 4: HYDROGEOLOGICAL SERVICES

Tetra Tech will provide the following hydrogeologic services relative to NRWTP Upgrades:

1. Evaluation of Buildout Well Needs

An evaluation of buildout well needs in support of Task 1 for the site master plan and preliminary design update will be provided to account for larger buildout capacity than previously anticipated. The evaluation will include the number and sizing of production wells as well as the Class I deep injection well requirements for the projected buildout.

2. Production Well Design

The final design will result in preparation of bid documents and technical specifications for construction of a Floridan aquifer well for the NRWTP, which will be submitted to the CITY for review at 90- and 100-percent completion levels, as well as the preparation of an opinion of probable construction cost.

Tetra Tech will prepare a comprehensive project manual that contains technical specifications and general requirements (Divisions 1 through 16) for competitive bidding. It is assumed for the purposes of this scope of services that the CITY will provide Division 0 Contract Requirements to be incorporated into the bid set. The project manual and its contents will be formatted in accordance with the Construction Specification Institute (CSI) and prepared using Microsoft WORD.

3. Class I Deep Injection Well Design

The final design will result in preparation of bid documents and technical specifications for construction of a Class I Deep Injection Well to be used for concentrate disposal for the NRWTP

which will be submitted to the CITY for review at 60-, 90- and 100-percent completion levels, as well as the preparation of an opinion of probable construction cost. The Class I DIW will be designed to accommodate the required concentrate flows from the RO facility.

Tetra Tech will prepare a comprehensive project manual that contains technical specifications and general requirements (Divisions 1 through 16) for competitive bidding. It is assumed for the purposes of this scope of services that the CITY will provide Division 0 Contract Requirements to be incorporated into the bid set. The project manual and its contents will be formatted in accordance with the Construction Specification Institute (CSI) and prepared using Microsoft WORD.

4. Production Well Permitting

The permitted location for the proposed Floridan aquifer production well will need to be modified in order to either relocate well RO-1 or construct well RO-3 from its permitted location due to setback requirements for the proposed injection well. Tetra Tech will prepare and submit a letter modification to the St. Johns River Water Management District (SJRWMD) to relocate the well to the new location and provide responses to one request for additional information from the SJRWMD. <u>All permit application fees will be paid by the City.</u>

Tetra Tech will also assist the well driller in obtaining a well construction permit and generic permit for discharge of groundwater if needed during construction and testing of the water supply well. The selected Contractor will be responsible for any permit application fees.

5. Class I Deep Injection Well Permitting

Tetra Tech will prepare the UIC permit application for the concentrate disposal deep injection well and prepare the supporting engineering report. The supporting documentation for the permit will include but not be limited to the following required supporting information:

- 1. An updated map showing the location of the injection wells or well field area for which a permit is sought and the applicable area of review.
- 2. A tabulation of data on all wells within the area of review (one (1)-mile radius of the well) which penetrate into the injection zone, confining zone, or monitoring zone.
- 3. Maps and cross sections indicating the general vertical and lateral limits within the area of review of all underground sources of drinking water.
- 4. Maps and cross sections detailing the hydrology and geologic structures of the local area.
- 5. Generalized maps and cross sections illustrating the regional geologic setting.
- 6. Proposed operating data.
 - a. Average and maximum daily rate and volume of fluid
 - b. Average and maximum injection pressure



- c. Source and analysis of the chemical, physical, radiological, and biological characteristics of injection fluids
- 7. Proposed formation testing program to obtain an analysis of the chemical, physical and radiological characteristics of the injection zone.
- 8. Proposed stimulation program.
- 9. Proposed injection procedure.
- 10. Engineering drawings of the surface and subsurface construction details of the system.
- 11. Contingency plans to cope with all shut-ins or well failures, so as to protect the quality of the waters of the State as defined in Rule 62-3 and 62-520, F.A.C., including alternate or emergency discharge provisions.
- 12. Plans (including maps) and proposed monitoring data to be reported for meeting the monitoring requirements in Rule 62-528.425, F.A.C.
- 13. For wells within the area of review which penetrate the injection zone but are not properly completed or plugged, the corrective action proposed to be taken under Rule 62-528.300(5), F.A.C.
- 14. Construction procedures including a cementing and casing program, logging procedures, deviation checks, proposed methods for isolating drilling fluids from surficial aquifers, proposed blowout protection (if necessary), and a drilling, testing and coring program.
- 15. A certification that the applicant has ensured, through a performance bond or other appropriate means, the resources necessary to close, plug or abandon the well as required by Rule 62-528.435(9), F.A.C.

Tetra Tech will prepare a draft of the permit application and supporting documentation and submit it to the City for review and comment. Following the City's review, Tetra Tech will finalize the permit application and supporting documentation and submit it to the FDEP for processing with a check provided by the City. Tetra Tech will work with the City to respond to one round of requests for additional information from the FDEP and will submit the responses to the FDEP. <u>All permit application fees will be paid by the City</u>.

Tetra Tech will participate in up to three (3) meetings with the City representatives to coordinate and discuss project design and permitting issues.

III. PROJECT REPRESENTATIVES

| City of Palm Bay: | Christopher Little, P.E. |
|-------------------|--|
| Tetra Tech: | Jarrett Kinslow, P.E. / Jon Bundy, P.E. |
| Subconsultants: | Electrical, Instrumentation and Control, Fuel System Design – Wade Trim |

Hydrogeological and Geotechnical – Ardaman and Associates

Utility Locates/Test Holes – Southeastern Surveying and Mapping Corporation

IV. OWNER'S RESPONSIBILITIES

The City will provide all pertinent information needed for evaluating existing plant operations and treatment goals. The City shall also provide historical operations and maintenance records that should be taken into consideration by Tetra Tech for the design of new equipment or systems to replace existing for remediation or rehab purposes. The anticipated information that is needed was provided during the preliminary design task. Additional data required during the preliminary design update and final design will be requested as needed.

V. DELIVERABLES

- Draft and Final Preliminary Design Report Update (PDF format/1 Draft and 2 Final Hard Copies)
- Design Progress Submittals with Updated Engineer's Opinion of Probably Construction Costs (EOPCC) (PDF format/1 Hard Copy)
- Draft and Final Preliminary Facilities Plan (PDF format/1 Draft and 2 Final Hard Copies)
- Draft and Final Permit Applications (PDF Format/1 Hard Copy)

VI. SCHEDULE

A general project schedule that addresses each activity is presented below, to commence following notice to proceed. We are prepared to proceed immediately upon receipt of the signed contract/purchase order.

| Task | Estimated Duration (Days) | Estimated Duration (months) | Cumulative Schedule (months) |
|----------------------------------|---------------------------------|-----------------------------------|------------------------------------|
| Draft Tech Memo/Site Master Plan | 75 | 2.5 | 2.5 |
| Final Tech Memo/Site Master Plan | 30 | 1 | 3.5 |
| Preliminary Design Report Update | 30 | 1 | 4.5 |
| Draft Facilities Plan | 75 | 2.5 | 7 |
| 90% Design (Production Well) | 60 | 2 | 6.5 |
| 60% Design (DIW) | 90 | 3 | 7.5 |
| 75% Design (WTP) | 120 | 4 | 8.5 |



| Final Facilities Plan | 60 | 2 | 9 |
|-----------------------|-----|-----|------|
| 90% Design (DIW) | 60 | 2 | 9.5 |
| Permitting | 90 | 3 | 11.5 |
| 100% Design | 105 | 3.5 | 14 |

VII. COMPENSATION

The total lump sum compensation for the Scope of Services described in Section II is \$1,082,429. A detailed breakdown of the estimated compensation for the Scope of Services is presented in Exhibit II. The project will be billed monthly as a lump sum based on the percentage complete. A copy of the Subconsultant proposals is provided following Exhibit II. A task level breakdown of fees is provided below.

| Task 1 – Preliminary Design Update and Site Master Plan | | \$127,888 |
|---|-------|------------------|
| Task 2 – Final Design | | \$815,672 |
| Task 3 – Permitting | | \$9,391 |
| Task 4 – Hydrological Services | | <u>\$129,478</u> |
| | Total | \$1,082,429 |
| | lotal | Ŷ1)002)423 |

VIII. ACCEPTANCE

If the above scope and fees meet your approval, please indicate by your signature in the space provided below and return one (1) signed copy which will constitute an Agreement and Notice to Proceed for the accomplishment of this work.

TETRA TECH, INC.

CITY OF PALM BAY

Jon. D. Fox, P.E. Vice President

| July 29, 2022 | | |
|---------------|--|--|
| Date | | |

Date



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| Palm Bay NRWTP Upgrades Upgrades Final Design and Permitting | Bill Rate > | 260.00 | 260.00 2 | 260.00 24 | 45.92 | 181.97 157.9 | 98 116 | 16.25 161.20 | 130.26 | 202.93 | 181.07 | 120.13 | 123.41 | 219.08 | 158.72 128 | .19 212.82 | 232.50 | 217.62 | 119.23 | 96.88 210 | 0.15 148.8 | 9 101.34 | 131.16 | 164.30 | 117.80 9 | 93.00 | 93.90 84.94 | | Spec | cify Add'l Fe | | |
| Final Design and Permitting for Upgrades to the City's NRWTP | Proj Area > | | | | | | | | | | | | | | | | | | | | | _ | | | | | | | | rechnolo | ogy Use Fee | 1,082,429 |
| Submitted to: City of Palm Bay (Attn: Chris Little) | Proj Area > | | | | | | - | | | | | | | | | | | | | | | | | | | | | | | | | 1,082,429 |
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| Project Phases / Tasks | 4,013 | 70 | 8 | 128 | 254 | | | 452 184 | | | | 5 126 | | | | | 8 20 | | | 140 | | 166 24 | | 4 | 8 | 8 | 8 112 | 2 611,788 | 469,770 | 696 | 175 | |
| Task 1 - PDR Update/Site Master Plan Kickoff Meeting | 539 | 2 | 8 | 14 | 48 | 28 | 88 | 76 46 | - | 7 | 21 | 1 36 | 5 7 | 5 | 10 | 6 | | 8 | 13 | - | 16 | 40 4 | | - | - | - | - 20 | 0 85,516 2 1,785 | 42,061 | 261 87 | 50 | 127,888 1,872 |
| Process Calcs and Phasing Evaluation | 76 | | | 2 | 4 | 16 | 16 | 32 | | | | | | | | | | 2 | 4 | | | | | | | | | 11,575 | | 87 | | 11,575 |
| Sizing of current and future facility footprints | 96 | | | 4 | 8 | | 20 | | | 2 | | 4 8 | 3 | 2 | 4 | 4 | | 2 | 4 | | 4 | 20 1 | 0 | | | | | 15,588 | | | | 15,588 |
| Site Master Plan for ROWTP Facilities Draft Technical Memorandum | 58 | | | 4 | 8 | | 20 12 | 16 4 | | 1 | _ | 2 | 2 | 1 | 1 | | | 1 | 2 | | 4 | 4 | 8 | | | | 2 | 10,398 2 10,435 | | | | 10,398 10,435 |
| Review Meeting with City | 10 | | | - | 4 | - | 4 | 10 4 | | | | - | - | - | - | | | | - | | - | - | | | | | 2 | 2 1,785 | | 87 | | 1,872 |
| Final Technical Memorandum | 34 | | | 1 | 2 | | 4 | 8 2 | | | | 1 | 1 | | 1 | | | 1 | 1 | | 4 | 4 | 2 | | | | 2 | 2 5,245 | | | | 5,245 |
| SJRWMD ERP Exemption Inquiry/Verification Funding Alernatives Meeting w/City | 42 | 2 | 8 | | 2 | | | | | 2 | 8 | 8 24 | 1 4 | | | | | | | | | | | | | | 4 | 6,243 4 4,387 | | 87 | / | 6,243 4,474 |
| PDR Update | 124 | | - | 2 | 4 | 8 | 8 | 20 16 | | 2 | 4 | 4 4 | 1 | 2 | 4 | 2 | | 2 | 2 | | 4 | 12 2 | 0 | | | | 8 | 8 18,075 | 42,061 | | 50 | 60,186 |
| Tesh 1 Firel Desire | | | | 455 | 475 | | | 256 | | | | | | | | 260 | | | | | | 26 | | | | | | | | | | I |
| Task 2 - Final Design Project Management and Progress Meetings | 3,272 154 | 8 | - | 106 20 | 170 44 | | 294 32 | 356 138 16 - | 488 | 26 | | 4 90 8 . | | 70 | 222 | 260 | 8 20 | 46 | 100 | 140 | 40 1 | - 20 | - | 4 | 8 | 8 | 8 78 | 8 487,231 2 28,353 | 327,881 | 435 348 | 125 75 | 815,672 28,776 |
| Project Management and Coordination | 70 | | | 8 | 28 | | 16 | | | 8 | | | | | | | | | | | | | | | | | 10 | 13,966 | | | | 13,966 |
| Interim Review Meeting and/or Site Visits (2) | 36 | | | 8 | 8 | | 8 | 16 | | | | 4 | + | | | | | | 4 | | | | | + | | | 4 | 4 6,852 8 7,535 | | 174 174 | | 7,026 |
| Design Review Meetings and Responses (2) Site Investigations | 48 39 | - | - | 4 | 5 | - | 2 | | - | - | | 4 2 | | - | 2 | - | | - | - | - | - | - | | 4 | 8 | 8 | 8 - | - 5,320 | 12,916 | 1/4 87 | 50 | 18,373 |
| Utility Locates and SUE including (10) Soft Digs | 1 | | | | 1 | | | | | | | | | | | | | | | | | | | | | | | 246 | 6,201 | | | 6,447 |
| Surveying | 30 | | | | 2 | | | | | | | - | | | | | | | | | | | | 4 | 8 | 8 | 8 | 3,587 | | 87 | 50 | 3,724 |
| Subsurface Geotechnical Investigation General Sheets | 8 64 | - | - | - | 2 | - | 2 16 | 12 2 | 32 | - | | | | - | 2 | - | | - | - | - | - | - | | | - | - | | 1,487 - 8,905 | 6,715 | - | | 8,202 8,905 |
| General Sheets - Medium Complexity (2) | 40 | | | | 2 | | 8 | 12 2 | 16 | | | | | | | | | | | | | | | | | | | 5,557 | | | | 5,557 |
| General Sheets - Low Complexity (4) | 24 | | | | | | 8 | | 16 | | | | | | | | | | | | | | | | | | | 3,348 | | | | 3,348 |
| Civil Design Civil Calculations | 204 | - | - | - | 6 | - | - | | - | 10 4 | | 4 82 8 24 | | - | - | - | | - | - | - | - | - | | | - | - | - 8 | 8 28,089 6,131 | - | - | | 28,089 6,131 |
| Civil Specifications | 47 | | | | 1 | | | | | 2 | 2 13 | 2 24 | 4 | | | | | | | | | | | | | | 8 | 8 6,387 | | | | 6,387 |
| Civil Sheets - Medium Complexity (2) | 64 | | | | 4 | | | | | 4 | - | 8 10 6 11 | | | | | | | | | | | | | | | | 9,115 6,456 | | | ! | 9,115 |
| Civil Sheets - Low Complexity (6) Architectural | 366 | - | - | - | 6 | - | - | | - | - | | | | - | - | - | | - | - | | 32 | 120 20 | 0 - | | | - | - 8 | 8 47,015 | | - | | 6,456 47,015 |
| Architectural Specifications | 36 | | | | | | | | | | | | | | | | | | | | 12 | 16 | | | | | 8 | 8 5,584 | | | | 5,584 |
| Architectural Sheets - Medium Complexity Architectural Sheets - Low Complexity | 204 | | | | 4 | | | | | | | _ | | | | | | | | | 16 | 64 11 40 4 | 0 | | | | | 26,036 15,395 | | | | 26,036 15,395 |
| Structural | 542 | - | - | - | 6 | - | - | | - | - | | | | 52 | 216 | 260 | | - | - | - | - | - | | | - | - | - 8 | 8 81,159 | - | - | | 81,159 |
| Structural Calculations | 48 | | | | | | | | | | | | | 8 | 40 | | | | | | | | | | | | | 8,101 | | | | 8,101 |
| Structural Specifications Structural Sheets - Medium Complexity (10) | 28 | | | | 4 | | | | | | | | | 4 | 16 100 | 160 | | | | | | | | | | | 8 | 8 4,095 44,376 | | | | 4,095 44,376 |
| Structural Sheets - Low Complexity (10) | 170 | | | | 2 | | | | | | | | | 8 | 60 | 100 | | | | | | | | | | | | 24,586 | | | | 24,586 |
| Process | 1,366 | 8 | - | 38 | 72 | 124 | 216 | 304 132 | 456 | - | | - · | | - | - | - | | - | - | - | - | - | | · - | | - | - 16 | 6 203,730 | - | - | | 203,730 |
| Process Design Calculations Process Specifications | 126 204 | 2 | | 4 | 8 | 24 | 40 | 40 8 80 | | | | | | | | | | | | | | | | | | | 16 | 20,153 16 31,063 | | | | 20,153 31,063 |
| Process Sheets - High Complexity (6) | 304 | 4 | | 8 | 16 | 24 | 32 | 40 60 | 120 | | | | | | | | | | | | | | | | | | | 46,431 | | | | 46,431 |
| Process Sheets - Medium Complexity (27) | 618 | 2 | | 16 | 24 | 40 | 80 | 120 48 | | | | | | | | | | | | | | | | | | | | 89,702 | | | ! | 89,702 |
| Process Sheets - Low Complexity (11) Mechanical and Plumbing | 114 287 | - | - | - | 4 3 | - | - | 24 16 | 48 | | | | | - | - | - | - 12 | 36 | 88 | 140 | - | - | | | - | - | - 8 | 16,381 8 36,096 | - | - | | 16,381 36,096 |
| HVAC Calculations | 20 | | | | | | | | | | | | | | | | | 4 | 16 | | | | | | | | | 2,778 | | | | 2,778 |
| HVAC/Plumbing Specifications HVAC/Plumbing Sheets - Medium Complexity (6) | 22 | | | | 2 | | | | | | + | | + + | | | | 2 | 4 | 8 | 80 | | _ | - | | | | 8 | 8 2,969 17,888 | | | | 2,969 17,888 |
| HVAC/Plumbing Sneets - Iwe Complexity (6) HVAC/Plumbing Sneets - Low Complexity (6) | 144 | | | | 1 | | | | | | | | | | | | 4 | 10 | 24 | | | | | | | | | 17,888 | | | | 17,888 |
| Electrical, Fuel System and I&C | 2 | - | - | - | 2 | - | - | | - | - | | | | - | • | - | | - | - | - | - | - | | - | | - | | - 492 | 314,965 | - | | 315,457 |
| Subconsultant Design Discipline Coordination, QA/QC, and Cost Opinions | 2 248 | | | 48 | 2 24 | 16 | 28 | 24 4 | | 8 | 10 | 0 5 | 3 - | 18 | 4 | - | 8 8 | 10 | 8 | | 8 | 6 | | | - | _ | - 8 | 492 8 48,072 | 314,965 | - | | 315,457 48,072 |
| Interdiscipline Coordination (Design Leads) | 2-10 76 | | | 8 | 20 | 8 | 16 | | | | _ | 8 | | 8 | | | | 8 | Ű | | - | | | | | | | 15,924 | | | | 15,924 |
| QA/QC Reviews | 92 | | | 40 | | | 12 | 4 | | 8 | 3 | 2 | | 8 | | | 8 8 | | - | | 8 | | _ | | | | 8 | 8 20,164 | | | | 20,164 |
| Prepare Opinion of Probable Costs (2) | 80 | | | | 4 | 8 | 12 | 20 4 | | | | 2 1 | • | 2 | 4 | | | 2 | 8 | | | 6 | - | | | | | 11,984 | | | | 11,984 |
| Task 3 - Permitting | 58 | - | - | 2 | 12 | | | 20 - | - | - | | | | - | - | - | | - | - | - | - | - | | - | - | - | - 4 | 4 9,391 | - | - | - | 9,391 |
| FDEP Potable Water Facilities Construction Permit FDEP Permit Pre-Application Meeting | 58 | | | 2 | 12 | 4 | 16 | 20 - | - | - | | | | - | - | - | | - | - | - | - | - | | | - | - | - 4 | 4 9,391 1,616 | - | - | | 9,391 1,616 |
| Complete Permit Application | 26 | | | | 4 | | 8 | 12 | | | | | | | | | | | | | | | | | | | 2 | 2 3,812 | | | | 3,812 |
| Respond to RAIs | 24 | | | 2 | 4 | 4 | 4 | 8 | | | | | | | | | | | | | | | | | | | 2 | 2 3,963 | | | | 3,963 |
| Task 4 - Hydrogoological Services | 144 | 60 | | 6 | 24 | | _ | | 36 | | | | | | | - | | | - | | - | - | - 8 | - | | | | 0 29,650 | 99,828 | | | 129,478 |
| Task 4 - Hydrogeological Services Evaluation of Buildout Well Needs | 144 | 00 | - | 0 | 24 | - | - | | 30 | - | | | | - | - | | | - | - | - | - | - | - 8 | - | - | - | - 10 | 29,000 | 7,464 | - | | 7,464 |
| Production Well Design | | | | | | | | | | | | | | | | | | | | | | | | | | | | | 9,132 | | | 9,132 |
| Class I Deep Injection Well Design Production Well Permitting | 58 | 20 | | 6 | 8 | | | | 24 | | | | | | | | | | | | | | - | | | | | 11,854 | 21,000 20,952 | |] | 32,854 20,952 |
| Class I Deep Injection Well Permitting | 86 | 40 | | | 16 | | | | 12 | | | | | | | | | | | | | | 8 | | | | 10 | 0 17,796 | 41,280 | | | 59,076 |
| | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Totals | 4,013 | 70 | 8 | 128 | 254 | 172 | 398 | 452 184 | 524 | 33 | 75 | 5 126 | 5 71 | 75 | 232 | 266 | 8 20 | 54 | 113 | 140 | 56 | 166 24 | 0 8 | 4 | 8 | 8 | 8 112 | 2 611,788 | 469,770 | 696 | 175 | 1,082,429 |

NORTH REGIONAL WATER TREATMENT PLANT (NRWTP) EXPANSION FINAL DESIGN SERVICES

July 1, 2022 TASK ORDER NO. 6

SECTION I: BACKGROUND

On August 2, 2018, the City of Palm Bay authorized the Utilities Department to enter into negotiations with Tetra Tech, Inc. regarding RFQ No 47-0-2018 for professional architecture and engineering services related to the South Regional Water Treatment Plant (SRWTP) expansion and North Regional Water Treatment Plant (NRWTP) reverse osmosis rehabilitation design.

In 2021, under Task Order No. 5, Wade Trim served as the electrical and instrumentation engineering subconsultant for the North Regional Water Treatment Plant (NRWTP) reverse osmosis rehabilitation preliminary design. The preliminary mechanical engineering design related to the generator fuel piping and diesel storage tank was also included.

Under this Task Order No. 6, Wade Trim has been requested by Tetra Tech to perform the following services for the North Regional Water Treatment Plant (NRWTP) reverse osmosis expansion project:

- 1. Revise the electrical and I&C portions of the preliminary design report, originally submitted under Task Order No. 5, to incorporate the City's master plan desire to further expand the NRWTP RO facility up to 10 MGD and potentially decommission the existing lime softening plant.
- 2. Prepare the final electrical and instrumentation design documents to restore the NRWTP RO facility to 1.5 MGD of treatment, expandable to a future buildout capacity of up to 10.0 MGD.
- 3. Prepare the final mechanical engineering design documents related to the generator fuel piping and diesel storage tank to restore the NRWTP RO facility to 1.5 MGD of treatment, expandable to a future buildout capacity of up to 10.0 MGD. Permitting services are not within the scope of this task order.

The following describes the scope of work, schedule, and fee by Wade Trim to assist Tetra Tech with the above requested tasks of the North Regional RO Water Treatment Plant expansion.

SECTION II: SCOPE OF WORK

Under each Task, Wade Trim will provide project management services over the course of the project to include project set up, planning, tracking, monthly billing with status report, coordination with prime, and project closeout.

Task 1 – Data Collection and Preliminary Design Report Revision

Based on the City's desire to prepare a master plan for the future expansion of the RO facility to 10 MGD and the decommissioning of the existing lime softening plan, Wade Trim will assist Tetra Tech in revising the preliminary design report submitted under Task 5. Wade Trim's effort

will consist of providing Tetra Tech with the modifications related to the electrical and instrumentation and control components; and the mechanical components related to the generator and fuel oil infrastructure expansions.

One (1) site visit from the lead electrical engineer is proposed. Additional site visits requested by Tetra Tech will be invoiced at Wade Trim's standard billing rate.

The deliverable for this task includes text modifications of the preliminary design report and oneline diagram(s) related to the RO expansion to 10 MGD. Other design drawings, specifications, and cost estimates will be performed under a future task order and are not included within this scope of work.

Task 2 – Final Design (Deliverables at 75% and 100% Design)

Wade Trim will provide Tetra Tech with the electrical, controls, and generator/fuel tank mechanical design for the 75% and 100% deliverables. Wade Trim will provide Tetra Tech with design plans and specifications at each phase of design. Wade Trim has budgeted incorporation of one round of comments at the conclusion of the City's 75% submittal review. No additional comment revisions are budgeted under this scope of work.

Upon incorporation of the comments from the City's 75% review, Wade Trim will finalize the electrical and controls drawings and specifications to the 100% level of design and provide Tetra Tech with (2) full sized (22" x 34") signed and sealed hard copies of the electrical, I&C, and generator/fuel tank mechanical drawings. A scanned electronic file of the final electrical, controls, and generator/fuel tank mechanical drawings will also be provided.

Additional time is included for internal progress meeting conference calls on one (1) onsite client meeting at the conclusion of the 75% design to discuss client comments. Time plus expenses for any additional onsite visits will be invoiced at Wade Trim's standard hourly billing rate.

Please refer to the following list identifying the anticipated electrical drawings and specifications. Wade Trim anticipates 38 drawings and 21 specifications related to the electrical, I&C, and generator/fuel tank mechanical design portion of the project. Drawings will be prepared in Revit using Wade Trim's conventions. Tetra Tech will provide Wade Trim with the title block to be used on the drawings.

Based on the Preliminary Design Investigations report, the following items are included in Wade Trim's scope of work for the electrical, controls, and generator/fuel tank mechanical portions of the listed items:

- 1. Removal and replacement of the three (3) existing 0.5 MGD skids and appurtenances.
- 2. Removal and replacement of the four (4) existing cartridge filters and appurtenances.
- 3. Removal and replacement of the two (2) existing raw water bypass cartridge filters and appurtenances.
- 4. Removal and replacement of the three (3) existing high-pressure RO feed pumps and appurtenances.
- 5. Remove the sulfuric acid system and replace with carbon dioxide feed panel for pH adjustment prior to the degasifiers.
- 6. Removal and replacement of the chemical feed systems including bulk storage tanks, day tanks, chemical metering skids, and associated appurtenances.

- 7. Replacement of antiscalant chemical storage and feed system including bulk tank, metering pumps and associated appurtenances. The addition of a chemical feed room for enclosing the new antiscalant equipment can be investigated.
- 8. Installation of a new well or rehabilitation of existing well RO-1.
- 9. Removal and replacement of degasifier blowers, installation of new transfer pumps.
- 10. Removal and replacement of existing electrical and instrumentation systems related to the RO facilities.
- 11. Electrical and instrumentation systems related to a new deep injection well.
- 12. Installation of a new diesel generator and replacement or rehabilitation of the existing diesel fuel storage tank.

Assumptions:

- 1. Tetra Tech will provide Wade Trim with electronic files of the P&ID drawings. Wade Trim will use the files as backgrounds to incorporate the control signals.
- 2. All drawings will be completed using Revit.

SECTION III: PROJECT REPRESENTATIVES

| Tetra Tech: | Jon Bundy, PE 407-480-3904 jon.bundy@tetratech.com |
|-------------|--|
| | |

Wade Trim: Gary Prenger, P.E. 614-531-4980 gprenger@wadetrim.com

> Oscar E. Duarte, P.E. 321-728-3389 oduarte@wadetrim.com

SECTION IV: SCHEDULE

Work will begin within 7 days of original notice-to-proceed (NTP) and will follow the schedule presented to the City during the RFQ selection process unless otherwise modified in writing.

SECTION V: BASIS OF COMPENSATION

The fee for the scope of work described above, shall not exceed a total lump sum fee of **\$324,569.00** and shall not exceed the amounts shown in the table below for each specific task. Tetra Tech shall compensate Wade Trim on a monthly basis based on mutually agreed upon percentages.

| TASK | DESCRIPTION | FEE |
|------|--|------------------|
| 1 | Data Collection and Preliminary Design Report Revision | \$ 38,237.00 |
| 2 | Final Design | \$ 286,332.00 |
| | TOTAL | \$324,569.00 |

At the direction of Tetra Tech, Wade Trim may be requested to provide additional services. These additional services will be billed at the standard hourly billing rates listed below.

Senior Project Manager - \$225 / hr Senior Electrical Engineer - \$245 / hr Electrical Engineer V - \$175 / hr

SECTION V: ANTICIPATED DRAWING AND SPECIFICAION LISTS

Anticipated Drawing List Abbreviations/Symbols

- 1. Overall Site Plan
- 2. Existing RO-1 Well Demolition Plan
- 3. Existing RO Building Demolition Plan
- 4. Proposed RO-1 Well Enlarged Site Plan
- 5. Proposed RO-1 Well Electrical Details
- 6. Proposed Deep Injection Well Enlarged Site Plan
- 7. Deep Injection Well Electrical Details
- 8. RO Building Enlarged Site Plan
- 9. RO Building Electrical Plan
- 10. RO Building Lighting Plan
- 11. RO Membrane Section
- 12. RO Building One-Line Diagram
- 13. Panel Schedules
- 14. High Pressure RO Feed Pump Riser Diagram
- 15. Degasifier Blower and Transfer Pump Riser Diagram
- 16. VFD and Degasifier Transfer Pump Schematic
- 17. Lightning Protection Details
- 18. Pump Metering Skids 1 & 2
- 19. Electrical Details 1
- 20. Electrical Details 2
- 21. Electrical Details 3
- 22. Instrumentation Details
- 23. Generator/Fuel Tank Mechanical Plan
- 24. Generator/Fuel Tank Mechanical Sections
- 25. Generator/Fuel Tank Mechanical Schematic
- 26. Generator/Fuel Tank Mechanical Details
- 27. Instrumentation Legend Symbols
- 28. Production Well Process Flow Diagram
- 29. Cartridge Filters Process Flow Diagram
- 30. Blend Cartridge Filters Process Flow Diagram

- 31. RO Feed and Overall Skid Process Flow Diagram
- 32. Typical RO Skid Process Flow Diagram
- 33. Degasifier System and Transfer Pumps Process Flow Diagram
- 34. Carbon Dioxide System Process Flow Diagram
- 35. Scale Inhibitor Feed System Process Flow Diagram
- 36. Sodium Hydroxide Feed System Process Flow Diagram
- 37. Deep Injection Well and Dual Zone Monitoring Well Process Flow Diagram
- 38. PLC Panel Layout
- 39. SCADA Architecture

Anticipated Specification List

13050 Rectangular Above Ground Diesel Fuel Storage Tanks and Piping

13410 Basic Instrumentation, Monitoring, and Control Requirements

13610 Data Acquisition and Process Control System

- 13615 Instrumentation and Control s Products
- 16050 Electrical General Provisions
- 16070 Supporting Devices
- 16120 Wires and Cables
- 16130 Raceways
- 16135 Cabinets, Boxes, and Fittings
- 16140 Wiring Devices
- 16150 Motors
- 16151 Variable Speed Drive Units
- 16231 Packaged Engine Generators
- 16402 Underground System
- 16410 Safety Switches
- 16413 Enclosed Transfer Switches
- 16421 Motor Control Centers
- 16440 Panelboards
- 16450 Grounding System
- 16601 Lightning Protection System
- 16611 Uninterruptible power System



Revised June 15, 2022 File Number 20-10-0404

Tetra Tech 201 East Pine Street, Suite 1000 Orlando, Florida 32801

Attention: Jon Bundy, PE

Subject: Proposal for Design and Permitting for NRWTP Production Well and DIW City of Palm Bay, Florida

Dear Mr. Bundy:

As requested, Ardaman & Associates, Inc. (Ardaman) is pleased to present the following proposal to provide hydrogeologic services for design and permitting for a Floridan aquifer production well and a concentrate disposal Class I deep injection well for the City of Palm Bay (City) North Regional WTP. We understand Tetra Tech (Tt) is providing the engineering services to the City for the proposed wells.

The subject facilities include the new Floridan aquifer production well for the NRWTP identified in the City's Consumptive Use Permit (CUP) as well RO-3 and a concentrate disposal Class I DIW for the reverse osmosis water treatment plant.

SCOPE OF SERVICES

Evaluation of Buildout Well Needs

Ardaman will provide Tt and the City with an evaluation of buildout well needs based on the preliminary design update that Tt will be providing to the City to account for larger buildout capacity that previously thought. The evaluation will include the number and sizing of production wells as well as the Class I deep injection well requirements for the projected buildout.

Production Well Design

Ardaman will provide Tt and the City with a Floridan aquifer well design for the NRWTP wellfield well RO-3. The Floridan aquifer well will be either a 17-inch or 24-inch diameter well with a proposed capacity of 1,800 gpm. Well construction specifications will be prepared in order for the well construction work to be put out for bid. The front-end documents for the water well construction contract will be provided by Tt or the City for modification by Ardaman to meet the needs of the project. We recommend that the well be bid out separate from the other engineering design work. The well design will be coordinated with Tt in order to meet the needs of the 90% design reviews and final design for the project. Ardaman will prepare an opinion of construction cost based on previous bid tabulations, vendor quotes and estimates provided by contractors.

City of Palm Bay NRWTP Production Well and DIW Design and Permitting File Number 20-10-0404

Class I Deep Injection Well Design

Ardaman will provide Tt and the City with a Class I deep injection well design to be used for concentrate disposal for the NRWTP. The Class I DIW will be designed to accommodate the required concentrate flows from the reverse osmosis facility. Ardaman will work with Tetra Tech to assist them in the preparation of engineering design drawings for the subject DIW. Well construction specifications will be prepared in order for the DIW construction work to be put out for bid. The front-end documents for the DIW construction contract will be provided by Tt or the City for modification by Ardaman to meet the needs of the project. We recommend that the well be bid out separate from the other engineering design work. The DIW design will be coordinated with Tt in order to meet the needs of 60% and 90% design reviews and final design for the project. Ardaman will prepare an opinion of construction cost based on previous bid tabulations, vendor quotes and estimates provided by contractors.

Production Well Permitting

The permitted location for well RO-3 within the City's CUP is a different location than where the well will need to be constructed due to setback requirements for the proposed DIW. Ardaman will prepare and submit a letter modification to the St. Johns River Water Management District (SJRWMD) to relocate the well to the new well location. Ardaman will also provide responses to one request for additional information from the SJRWMD. A Well Construction Permit must be obtained for well construction by the licensed well driller. Ardaman will assist by providing the well driller information needed to complete the application. A Generic Permit for discharge of groundwater may be required during construction and testing of the water supply well. Ardaman will assist the Contractor by preparing a letter request and supporting documentation for the GDP from the FDEP (if needed).

Class I Deep Injection Well Permitting

Ardaman will prepare the UIC permit application for the concentrate disposal deep injection well and prepare the supporting engineering report. An engineer from Tetra Tech will need to be the engineer of record for the application and will need to provide the engineering drawings required for the application. The supporting documentation for the permit will include but not be limited to the following required supporting information:

- 1. An updated map showing the location of the injection wells or well field area for which a permit is sought and the applicable area of review.
- 2. A tabulation of data on all wells within the area of review which penetrate into the injection zone, confining zone, or monitoring zone.
- 3. Maps and cross sections indicating the general vertical and lateral limits within the area of review of all underground sources of drinking water.
- 4. Maps and cross sections detailing the hydrology and geologic structures of the local area.
- 5. Generalized maps and cross sections illustrating the regional geologic setting.
- 6. Proposed operating data.
 - a. Average and maximum daily rate and volume of fluid
 - b. Average and maximum injection pressure
 - c. Source and analysis of the chemical, physical, radiological and biological characteristics of injection fluids



- 7. Proposed formation testing program to obtain an analysis of the chemical, physical and radiological characteristics of the injection zone.
- 8. Proposed stimulation program.
- 9. Proposed injection procedure.
- 10. Engineering drawings of the surface (Tt) and subsurface construction details of the system.
- 11. Contingency plans to cope with all shut-ins or well failures, so as to protect the quality of the waters of the State as defined in Rule 62-3 and 62-520, F.A.C., including alternate or emergency discharge provisions.
- 12. Plans (including maps) and proposed monitoring data to be reported for meeting the monitoring requirements in Rule 62-528.425, F.A.C.
- 13. For wells within the area of review which penetrate the injection zone but are not properly completed or plugged, the corrective action proposed to be taken under Rule 62-528.300(5), F.A.C.
- 14. Construction procedures including a cementing and casing program, logging procedures, deviation checks, proposed methods for isolating drilling fluids from surficial aquifers, proposed blowout protection (if necessary), and a drilling, testing and coring program.
- 15. A certification that the applicant has ensured, through a performance bond or other appropriate means, the resources necessary to close, plug or abandon the well as required by Rule 62-528.435(9), F.A.C.

Ardaman will prepare a draft of the permit application and supporting documentation and submit it to Tt and the City for review and comment. Once issues have been resolved, Ardaman will finalize the permit application and supporting documentation and submit it to the FDEP for processing with a check provided by the City. Ardaman will work with Tt and the City to respond to one round of requests for additional information from the FDEP, and will submit the responses to the FDEP.

Ardaman will participate in up to three (3) meetings with the Tt team and the City representatives to coordinate and discuss project design and permitting issues via Microsoft Teams.

COMPENSATION

The estimated cost for this proposal is a lump sum compensation of \$99,828.00. Table 1 shows a work breakdown schedule and fee summary. Monthly invoices will be based on time expended, materials/equipment used, and units performed in accordance with the enclosed fee schedule.

PROJECT SCHEDULE

The project will be initiated within two weeks of receipt of the notice to proceed and the executed ISA.



City of Palm Bay NRWTP Production Well and DIW Design and Permitting File Number 20-10-0404

We appreciate the opportunity to submit this proposal and look forward to working with you on this important project. If you have questions or need additional information, please do not hesitate to contact us.

Very truly yours, ARDAMAN & ASSOCIATES, INC.

Qualas m pen Douglas P. Dufresne, P.G.

Project Director Florida License No. 1527



TABLE 1 CITY OF PALM BAY DESIGN AND PERMITTING FOR NRWTP PRODUCTION WELL AND DIW MAN-HOUR & FEE BREAKDOWN

| | Project Phase / Description | Proje | ect Director | | Senior ogeologist l | - | Irogeologist III/ ientist III | | Tot | als |
|------|--|-------|--------------|-------|------------------------|-------|----------------------------------|-------|-----|-----------|
| | | \$207 | per hour | \$156 | per hour | \$120 | per hour | | | Estimated |
| | | Hours | Cost | Hours | Cost | Hours | Cost | Hours | | Cost |
| 1 | Evaluation of Buildout Well Needs | 24 | \$4,968 | 16 | \$2,496 | | | 40 | \$ | 7,464.00 |
| 2 | Production Well Design | 20 | \$4,140 | 32 | \$4,992 | | | 52 | \$ | 9,132.00 |
| 3 | Class I Deep Injection Well Design | 60 | \$12,420 | 55 | \$8,580 | | | 115 | \$ | 21,000.00 |
| 4 | Production Well Permitting | 40 | \$8,280 | 72 | \$11,232 | 12 | \$1,440 | 124 | \$ | 20,952.00 |
| 5 | Class I Deep Injection Well Permitting | 80 | \$16,560 | 140 | \$21,840 | 24 | \$2,880 | 244 | \$ | 41,280.00 |
| GRAN | D TOTAL ALL TASKS AND SUBS | 224 | \$46,368 | 315 | \$49,140 | 36 | \$4,320 | 575 | \$ | 99,828.00 |

Ardaman & Associates, Inc.



Geotechnical, Environmental and Materials Consultants June 28, 2022 Proposal File No. 22-60-308 Revised July 5, 2022

Tetra Tech 201 E. Pine Street, Suite 1000 Orlando, Florida 32801

Attention: Mr. Jon C. Bundy, P.E.

Subject: Proposal for Subsurface Soil Exploration and Geotechnical Engineering Evaluation Proposed Improvements to NRWTP Palm Bay, Florida

Dear Mr. Bundy:

As requested, we are pleased to present this proposal for conducting a subsurface soil exploration and geotechnical engineering evaluation for the subject project. Based on supplied information and our discussion, the proposed development includes a deep injection well pad, a supply well pad, yard piping and a new one-story building.

Grading plans are not complete at this time, therefore, we have assumed that approximately 0 to 4 feet of fill is required to raise the well pad areas to final elevation(s). We also understand that the pipe invert is anticipated to be about 5 feet below ground. We assume that the maximum foundation loads for the building will be 5 klf for wall foundations and 80 kips for individual column foundations.

The scope of our work will include determining if the bearing capacity and other soil characteristics are suitable to construct the proposed well pads, piping and building. We will also estimate the normal seasonal high groundwater table at the retention pond the boring location.

The following summarizes our proposed scope of work and associated fees for conducting the subject exploration.

FIELD EXPLORATION

Number of **Depth Below Ground** Description Borings Surface (feet) 1 SPT Deep Injection Well Pad 25 Supply Well Pad 1 SPT 25 Yard Piping 5 Auger 10 3 SPT 25 Building

As requested, the field exploration program will include the following:

8008 S. Orange Avenue (32809), Post Office Box 593003, Orlando, Florida 32859-3003 Phone (407) 855-3860 FAX (407) 859-8121 Louisiana: Baton Rouge, Monroe, New Orleans, Shreveport Florida: Bartow, Cocoa, Fort Myers, Miami, Orlando, Port St. Lucie, Sarasota, Tallahassee, Tampa, West Palm Beach Tetra Tech Proposal File No. 22-60-308

The SPT borings will be drilled using a procedure similar to the Standard Penetration Test outlined in ASTM D-1586. The borings will be sampled at 18-inch intervals to 10 feet deep and at 5-foot intervals below 10 feet. The auger borings will be drilled using a 4-inch diameter truck-mounted continuous flight auger. Each sample will be removed from the sampler or auger in the field and then examined and visually classified by our crew chief. Representative portions will be sealed and packaged for transportation to our laboratory for further analysis as required.

We recommend that the project surveyor locate our borings horizontally and vertically (i.e.; determine the elevation of the ground surface at the boring locations). This information will increase the accuracy of the data obtained and will be especially useful in estimating the normal seasonal high groundwater table. We assume that the surveyor will be retained by the client to provide these services.

LABORATORY PROGRAM

Routine laboratory visual classification will be performed along with specific classification tests deemed necessary (i.e., sieve analysis and organic content).

ENGINEERING ANALYSIS AND REPORT

For the building and well pads, engineering analysis of all data obtained will be made to evaluate general subsurface conditions and to develop engineering recommendations to guide site preparation and foundation support. For our analysis, we will require specific loading conditions for the building and pads. For the yard piping, engineering analysis of all data obtained will be made to evaluate general subsurface conditions and to develop engineering recommendations for trench stability, pipe bedding, use of excavated soils, dewatering, thrust considerations, and backfill and compaction requirements.

Our recommendations for the building, well pads and yard piping, together with data developed during the exploration, will be submitted in a written report upon conclusion of the study.

COST ESTIMATE

The costs associated with the aforementioned tasks are estimated as follows. The total cost will not be exceeded without prior authorization.

| Stake Borings and Coordinate Utility Locations with Sunshine State One-Call by Assistant Project Engineer; 4 hours @ \$130.00/hour | \$520.00 |
|---|------------|
| Mobilize Drilling Crew and Equipment; 1 mobilization @ \$450.00/mob. | \$450.00 |
| SPT Borings; 5 borings x 25 l.f., (0 - 50 l.f.) 125 l.f. @ \$17.00/l.f. | \$2,125.00 |

| Tetra Tech Proposal File No. 22-60-308 | -: |
|---|-----------------|
| Auger Borings; 5 borings x 10 l.f. @ \$13.00/l.f. | \$650.00 |
| Laboratory Classification Testing Allowance; estimate | \$228.75 |
| Senior Engineer; 4 hours @ \$185.00/hour | \$740.00 |
| Assistant Project Engineer; 12 hours @ \$130.00/hour | \$1,560.00 |
| CADD Draftsperson; 3.5 hours @ \$82.50/hour | \$288.75 |
| Technical Secretary; 2.5 hours @ \$61.00/hour | <u>\$152.50</u> |
| | |

TOTAL

\$6,715.00

TERMS AND CONDITIONS

The total cost is based on the unit prices as shown on the attached fee schedule (see Attachment 1). This proposal is subject to the following terms and conditions: (1) access to boring locations is to be readily available to our truck-mounted drilling equipment, (2) the proposed number of borings and the boring depths will be adequate, (3) undisturbed samples and consolidation tests on fine grained soils are not budgeted into the total cost, (4) the structures can be supported on conventional shallow spread footings; if deep foundations (e.g.; piles) are necessary, additional exploration and engineering evaluation may be required, (5) Ardaman & Associates will not take responsibility for damages to underground structures and/or services that are not located by Sunshine State One-Call, (6) exploration or evaluation of the environmental (ecological or hazardous/toxic material related) condition of the site and subsurface is not included, and (7) this proposed exploration is a relatively shallow exploration and is not intended to be an evaluation for sinkhole potential.

CLOSURE

We appreciate the opportunity to submit this proposal and look forward to working with you on this project. If this proposal meets with your approval, please indicate your acceptance by signing and returning the attached Proposal/Project Acceptance sheet. Please call if you have any questions or require additional information.

Very truly yours, ARDAMAN & ASSOCIATES, INC.

Charles H. Cunningham, P.E.

CHC/mde 2260-308 TETRA TECH IMPROVEMENTS TO NRWTP PALM BAY FL.DOCX (2022PP) -3-

| 1. | Mobilization of Crew and Equipment | Varies |
|-----|---|---|
| 2. | Standard Penetration Test Borings: | |
| | (a) \$17.00/l.f. (0 - 50 ft. depth) (b) \$20.25/l.f. (51 - 100 ft. depth) (c) \$27.50/l.f. (100 - 150 ft. depth) | |
| 3. | Auger Borings/Wash Borings | \$13.00/I.f. |
| 4. | Install Temporary Casing | |
| | 0 to 50 feet 50 to 100 feet | \$12.00/l.f. \$14.50/l.f. |
| 5. | Undisturbed Samples (Shelby Tube) | \$215.00/each |
| 6. | Grouting boreholes | \$5.50/I.f. |
| 7. | Add 10% to Unit Rates for Drilling with Mudbug Equipment | |
| 8. | Cone Penetration Tests | \$16.00/I.f. |
| 9. | Muck Probes | Manhour Rates |
| 10. | Groundwater Level Piezometer | \$30.00/I.f. |
| 11. | Double Ring Infiltrometer Test | \$685.00/each |
| 12. | Field Permeability | \$360.00/each |
| 13. | Laboratory Testing: | |
| | (a) Incremental Consolidation Test (b) Atterberg Limits (c) Sieve Analysis (d) Percent Fines (e) Natural Moisture Content (f) Organic Content (g) Unit Weight/Classification of Undisturbed Sample (h) Permeability Test | \$750.00/test \$130.00/set \$70.00/each \$41.50/each \$16.50/each \$39.00/each \$76.50/each \$360.00/each |
| 14. | Engineering Analysis and Report Preparation: | |
| | Principal Engineer (P.E.) Senior Engineer (P.E.) Senior Project Engineer (P.E.) Project Engineer (P.E.) Assistant Project Engineer Staff Scientist Engineering Assistant Sr. Engineering Technician Engineering Technician CADD Draftsperson Technical Secretary | \$220.00/hour \$185.00/hour \$170.00/hour \$150.00/hour \$130.00/hour \$115.00/hour \$105.00/hour \$85.00/hour \$70.00/hour \$82.50/hour \$61.00/hour |
| 15. | Standby of drill crew and equipment for reasons beyond our control or difficult access | \$250.00/crew-hour |

*Unit prices effective until December 31, 2022



PROPOSAL/PROJECT ACCEPTANCE AND AGREEMENT

PROJECT INFORMATION:

Project Name_Proposed Improvements to NRWTP Project Location_Palm Bay, Florida Proposal Number and Date 22-60-308/ June 28, 2022 / Revised July 5, 2022 Description of Services_Subsurface Soil Exploration and Geotechnical Engineering Evaluation Estimated Fee \$6,715.00

PROPERTY OWNER IDENTIFICATION:

| Name | | |
|--------------------------------|----------|---------|
| Property Identification Number | | |
| Address | | |
| City/State | Zip Code | _ Phone |
| Attention | Title | |

SPECIAL INSTRUCTIONS:

PAYMENT TERMS:

Payment shall be due within 30 days after date of each periodic invoice. Interest at the rate of 18% per annum (or the highest rate allowable by law) shall accrue on all amounts not paid within 30 days after date of invoice. All attorney fees and expenses associated with collection of past due invoices will be paid by Client. Failure to timely pay any invoice shall constitute a waiver of any and all claims arising from or related to Ardaman & Associates, Inc.'s ("A&A") services, including but not limited to the services described in this Proposal.

PROPOSAL ACCEPTANCE:

The Terms and Conditions of this Proposal, including the General Conditions appearing on the following pages of this Proposal, are incorporated herein by reference. No terms or conditions other than those contained herein, and no agreement or understanding, oral or written, purporting to modify these Terms and Conditions, whether contained in Client's purchase forms or construction documents or elsewhere, are binding on A&A unless signed by an authorized representative of A&A. In the event Client directs A&A to proceed with its Work prior to executing this Proposal Acceptance, such direction shall constitute deemed acceptance of this Proposal.

| Accepted this | day of, | 20 |
|---------------|---------|----|
| | | |
| | | |

(Print or type individual, firm or corporate body name)

(Signature of authorized representative)

(Print or type name of authorized representative and title)

Revision 2022 - FL

GENERAL CONDITIONS – FLORIDA

Parties And Scope Of Work –A&A shall include said company and any subsidiary or affiliate performing the Work. "Work" means the specific services to be performed by A&A as set forth in A&A's proposal as well as any additional services requested or accepted by Client. "Client" refers to the person or business entity ordering the Work to be done by A&A. If the Client is ordering the Work on behalf of a third party or intends to provide A&A's Work to induce a third party's reliance, Client shall disclose the identity of such third party to A&A in writing before the commencement of A&A's Work hereunder. In the event Client fails to disclose the identity of such third party prior to commencement of A&A's Work, A&A will owe no legal duty to such third party unless the third party negotiates and obtains a written reliance letter from A&A. Client agrees that A&A's professional duties are specifically limited to the Work as set forth in A&A's proposal. The Client assumes sole responsibility for determining whether the quantity and the nature of the Work ordered by the Client is adequate and sufficient for the Client's intended purpose. A&A's Work is for the exclusive use of Client. In no event shall A&A owe any legal duty to any third party (including, but not limited to, assignees, successors in interest and subsequent purchasers) unless those third parties are disclosed by Client in accordance with this paragraph and those third parties accept these General Conditions.

On-Call Services – In the event A&A is retained to perform construction materials testing ("CMT"), including but not limited to proctor and soil density tests, concrete tests, etc., on an On-Call basis such that A&A is not retained to perform continuous observations of construction, Client assumes sole responsibility for determining the type, location and frequency of sampling and testing. In such On-Call testing, A&A's test results are only representative of conditions at the test location and elevation, and different conditions may exist at other locations and other elevations. Furthermore, in the event Client fails to properly determine the location or frequency of sampling and testing, under no circumstances will A&A assume that duty by performing its CMT services.

Right-of-Entry – Unless otherwise agreed, Client will furnish right-of-entry on the property for A&A to make the planned borings, surveys, and/or explorations. A&A will take reasonable precautions to minimize damage to the property caused by its equipment and sampling procedures, but the cost of restoration or damage which may result from the planned operations is not included in the contracted amount.

Damage to Existing Man-made Objects – It shall be the responsibility of the Client to disclose the presence and accurate location of all hidden or obscure man-made objects relative to field tests, sampling, or boring locations. Client waives any claim against A&A arising from any damage to existing man-made objects. In addition, Client shall defend, indemnify and hold A&A harmless from any third party claim arising from damage to existing man-made objects.

Limitation of Liability - A&A shall perform services for Client in a professional manner, using that degree of care and skill ordinarily exercised by and consistent with the standards of competent consultants practicing in the same or a similar locality as the project. In the event any portion of the services fails to comply with this obligation and A&A is promptly notified in writing prior to one year after completion of such portion of the services, A&A will re-perform such portion of the services, or if re-performance is impracticable, A&A will refund the amount of compensation paid to A&A for such portion of the services. In no event shall A&A be liable for any special, indirect, incidental, or consequential damages. The remedies set forth herein are exclusive and the total liability of A&A whether in contract, tort (including negligence whether sole or concurrent), or otherwise arising out of, connected with or resulting from any and all services provided by A&A, including but not limited to the Work, shall not exceed the total fees paid by Client or \$50,000.00, whichever is less.

PURSUANT TO §558.0035, *FLORIDA STATUTES*, A&A'S INDIVIDUAL EMPLOYEES AND/OR AGENTS MAY NOT BE HELD INDIVIDUALLY LIABLE FOR NEGLIGENCE ARISING OUT OF, CONNECTED WITH, OR RESULTING FROM THEIR SERVICES PROVIDED PURSUANT TO THIS AGREEMENT.

Sampling or Testing Location – Unless specifically stated to the contrary, the unit fees included in this proposal do not include costs associated with professional land surveying of the site or the accurate horizontal and vertical locations of tests. Field tests or boring locations described in our report or shown on our sketches are based on specific information furnished to us by others or estimates made in the field by our technicians. Such dimensions, depths or elevations should be considered as approximations unless otherwise stated in the report.

Sample Handling and Retention – Generally test samples or specimens are consumed and/or substantially altered during the conduct of tests and A&A, at its sole discretion, will dispose (subject to the following) of any remaining residue immediately upon completion of test unless required in writing by the Client to store or otherwise handle the samples. (a) NON HAZARDOUS SAMPLES: At Client's written request, A&A will maintain preservable test samples and specimens or the residue therefrom for thirty (30) days after submission of A&A's report to Client free of storage charges. After the initial 30 days and upon written request, A&A will retain test specimens or samples for a mutually acceptable storage charge and period of time. (b) HAZARDOUS OR POTENTIALLY HAZARDOUS SAMPLES: In the event that samples contain substances or constituents hazardous or detrimental to human health, safety or the environment as defined by federal, state or local statutes, regulations, or ordinances ("Hazardous Substances" and "Hazardous Constituents", respectively), A&A will, after completion of testing and at Client's expense: (i) return such samples to Client; (ii) using a manifest signed by Client as generator, will have such samples. Client recognizes and agrees that A&A is acting as a bailee and at no time does A&A assume title of said waste.

Discovery of Unanticipated Hazardous Materials – Hazardous materials or certain types of hazardous materials may exist at a site where there is no reason to believe they could or should be present. A&A and Client agree that the discovery of unanticipated hazardous materials constitutes a changed condition mandating a renegotiation of the scope of work or termination of services. A&A and Client also agree that the discovery of unanticipated hazardous materials may make it necessary for A&A to take immediate measures to protect health and safety. A&A agrees to notify Client as soon as practicable should unanticipated hazardous materials or suspected hazardous materials or suspected hazardous materials be encountered. Client encourages A&A to take any and all measures that, in A&A's professional opinion, are justified to preserve and protect the health and safety. In addition, Client waives any claim against A&A arising from A&A's discovery of unanticipated hazardous materials or suspected hazardous materials.

Indemnification – Client agrees to defend, indemnify and save harmless A&A from all claims, including negligence claims, suits, losses, personal injuries, death and property liability resulting from the actions or inactions of Client, Client's contractors, representatives, agents and employees.

Assignment - Client hereby agrees that this Agreement shall not be assignable by Client without A&A's written consent.

Legal Jurisdiction – The parties agree that any litigation shall only be brought in a court of competent jurisdiction located in Orlando, Orange County, Florida. All causes of action, including but not limited to actions for indemnification and contribution, arising out of A&A's Work shall be deemed to have accrued and the applicable statutes of limitation, which are unaltered by this provision, shall commence to run not later than the date of issuance of A&A's final invoice for the Work. Each of the parties hereto irrevocably waives any and all right to trial by jury in any legal proceeding arising out of or relating to this agreement.

Force Majeure - A&A shall not be held responsible for any delay or failure in performance caused by fire, flood, explosion, war, strike, embargo, government requirement, civil or military authority, acts of God, act or omission of subcontractors, carrier, clients or other similar causes beyond its control.

Drafting and Severability – This Agreement has been drafted by all Parties hereto and shall not be construed against one Party or in favor of any other Party. In the event that any provision of this Agreement is held invalid, the remainder of this Agreement shall be fully enforceable.



July 8, 2022

VIA EMAIL: Jon.Bundy@tetratech.com

Mr. Jon Bundy Tetra Tech, Inc. 201 E Pine Street, Suite 1000 Orlando, FL 32801

RE: Palm Bay, North Regional WTP 1080 Troutman Boulevard NE, Palm Bay, FL 32905 Section 26, Township 28 South, Range 37 East, Brevard County, Florida

Dear Mr. Bundy,

We are pleased to submit our proposal for Subsurface Utility Verification (Test Holes) on the above referenced project.

SCOPE OF WORK:

- 1. Coordinate Sunshine 811 and utility locates to include supplemental calls to each locator to expedite the field marking of each subsurface utility as required by law.
- 2. Expose the subject utilities by using non-destructive vacuum excavation methods at **ten (10)** specific locations as indicated on plan sheet(s) provided or marked by client in the field.
- 3. Confirm/determine the vertical and horizontal position of the subject utilities and record the information, using the locate marks provided by the utility owners and/or their representatives unless otherwise specifically requested by client.
- 4. Any asphalt/concrete removed will be repaired using like materials.
- 5. Tie each test hole location to a minimum of three visible physical features to enable this data to be added to your base map and also enable future recovery.

Optional Survey:

For an additional fee, an option that is available is the location of each Test Hole using GPS or conventional surveying equipment, with control furnished by the client.

DELIVERABLE

The final product will be test hole reports/sketches of the project area reflecting all pertinent data for your use.

PROJECT TIMELINE

We anticipate completion of the above-described work within **six (6) weeks** after receipt of approved permit and a written notice to proceed.

Mr. Jon Bundy Palm Bay, North Regional WTP July 8, 2022



ADDITIONAL SERVICES

Any service not explicitly provided for in the above scope will be billed as additional services and will be performed at our then current hourly rates.

Terms and Conditions

It is understood that the construction contractor is responsible to abide by Sunshine 811, Florida State Statutes Chapter 556.106 and all applicable laws, and regulations that pertain to the services provided.

Tetra Tech, Inc. will make available all plans and utility records that have been obtained for this site. However, the information provided by Tetra Tech, Inc. is also dependent upon a Sunshine 811 request for utility owners and/or their representatives to mark their buried underground plant at the project site as required by law. Southeastern Surveying and Mapping Corporation (SSMC) has a right to rely on the accuracy of such plans and utility records and will notify Tetra Tech, Inc. if there are any patently or reasonably identifiable defects in the documents.

Tetra Tech, Inc. is aware that due to the inherent uncertain nature of subsurface utilities, including but not limited to deficient or misrepresentation of prints, SSMC cannot guarantee that all subsurface utility lines will be accounted for. SSMC will ensure that all reasonable efforts are made to identify the location of said underground utilities and provide the best available information within the project area with the use of Ground Penetrating Radar, Electronic Line Locating Equipment and Vacuum Excavation methods, as needed. Additional research will only be conducted by SSMC if requested in writing by Tetra Tech, Inc.

In accordance with the Underground Facility Damage Prevention and Safety Act, the Design Engineer shall perform sufficient Utility Coordination with the Utility providers in this location to affirm the information from SSMC's efforts and confirm that no other subsurface utility is possibly undetected by these efforts.

SSMC shall not be held liable for any latent or unreasonably discoverable utilities in the project area. Furthermore, in the event of a claim regarding the services provided in the proposal, SSMC shall have liability for reasonable and necessary defense costs to the extent caused by SSMC's negligence.

M.O.T. will be used only if absolutely necessary and these invoice charges will be an addition to the total per day rate and reflected on our invoice to you.

Note: If permitting is required for said work, these charges will also be additional and reflected on our invoice to you.

Note: Test Holes that require a depth of greater than ten (10) feet or require a substantial amount of increased effort (sleeving, shoring, de-watering, etc.), then said Test Holes may need to be negotiated separately on a case-by-case basis if normal vacuum excavation practices do not allow said utilities to be exposed.

Note: All utility sizes given are outside diameter unless otherwise specified and are approximate only due to uncontrollable field conditions that may be encountered during excavation.

Note: Any additional overlaying or restoration of pavement, other than the replacement of materials removed and cold patched, will be the responsibility of Tetra Tech, Inc.

Mr. Jon Bundy Palm Bay, North Regional WTP July 8, 2022



EXPENSES AND FEES

Our fee for this project will be as follows:

| <u>Test Holes/Day Rate:</u> \$485.00 Dirt/Each (anticipate 7) \$552.00 Asphalt/Concrete/Each (anticipate 3) | \$ 3,395.00 \$ 1,656.00 |
|---|----------------------------|
| <u>M.O.T. (SSMC)</u> \$931.00 per Lane Closure/Day Rate \$1,131.00 per Lane Closure/Night Rate | |
| <u>Permitting</u> : (If required) \$122.00 per hour + cost of permit | |
| Administrative Management Fees: | \$ 586.00 |
| OPTIONAL: Survey Collection | \$ 366.00 |
| Anticipated Total (<i>Includes</i> Optional Service): | \$ 6,003.00 |
| Anticipated Total (<u>Without</u> Optional Service): | \$ 5,637.00 |

Payment Terms:

Payment is expected within thirty (30) days from the date of the invoice.

Credit Card Convenience Fee

SSMC is committed to providing a range of payment options to our clients. Credit Card payments made via phone will result in a Convenience Fee. A Convenience Fee of \$25 will be applied to Credit Card payments. We will continue to offer other payment methods, including cash, paper checks, and electronic check payments (ACH), which carry no additional charge.

We look forward to the opportunity to work with you on this project.

Sincerely,

Grozio E. Blevins Utility Division Project Manager

GEB.dce

Mr. Jon Bundy Palm Bay, North Regional WTP July 8, 2022



If the above scope, period of service, and method of compensation meets with your approval, please have an authorized person execute below and send via email to <u>contracts@southeasternsurveying.com</u> as an official notice to proceed along with the notice of commencement. **Fees and times stated in this agreement are valid for six months from the date of the proposal.**

CLIENT AUTHORIZATION

I declare that I am authorized to sign the binding contractual document. I also declare that I have read, understand, and accept this proposal.

Signature

Date

Printed Name

Title (if any)

GENERAL TERMS AND CONDITIONS

These standard terms and conditions ("STCS") are incorporated by reference into the foregoing proposal, along with any future modifications or amendments (the "Agreement") between Southeastern Surveying and Mapping Corporation ("SSMC") and its Client ("You" or "Your") for the performance of surveying services ("Services"). These STCS are fully binding upon you just as if they were fully outlined in the body of the proposal letter and shall supersede any term or provision elsewhere in the agreement in conflict with these STCS

SCOPE OF SERVICES

For the fee outlined in the Agreement, you agree that SSMC shall only be obligated to render the Services expressly described in the Agreement. Unless the Agreement explicitly requires, in no event does SSMC has any obligation or responsibility for:

- The correctness and completeness of any document which was prepared by another entity.
- b. The correctness and completeness of any drawing prepared by SSMC, unless it was duly signed and sealed by a registered professional on SSMC's behalf.
- Favorable or timely comment or action by any governmental entity on the submission of any construction documents, land use or feasibility studies, appeals, petitions c. for exceptions or waivers, or other requests or documents of any nature whatsoever.
- Taking into account off-site circumstances other than those clearly visible and actually known to SSMC from on-site work. d.
- The actual location (or characteristics) of any portion of a utility that is not entirely visible from the surface. e.
- Site safety or construction quality, means, methods, or sequences. f.
- The correctness of any geotechnical services performed by others, whether or not performed as SSMC's subcontractor.

Should shop drawing review be incorporated into the Services, SSMC shall pass on the shop drawings with reasonable promptness. Checking and approval of shop drawings will be general, for conformance with the design concept of the project to which this Agreement relates ("Project") and compliance with the information given in the construction documents, and will not include quantities, detailed dimensions, nor adjustments of dimensions to actual field conditions. Approval shall not be construed as permitting any departure from contract requirements, nor as relieving the Contractor of the sole and final responsibility for any error in details, dimensions, or otherwise, that may exist. SSMC does not provide legal, accounting, or insurance services.

YOUR ORAL DECISIONS

You, or any of your directors, officers, partners, members, managers, employees or agents having apparent authority from you, may orally: (a) make decisions relating to Services or the Agreement; (b) request a change in the scope of Services under the Agreement; or (c) request SSMC to render additional services under the Agreement, subject to our right to require you to submit the request in writing before your decision or request shall be considered to have been effectively made. You may, at any time, limit the authority of any or all persons to act orally on your behalf under this Paragraph, by giving SSMC seven (7) days advance written notice.

STANDARD OF CARE

The standard of care for all professional services performed by SSMC under this Agreement shall be the skill and care used by members of SSMC's profession practicing under similar circumstances at the same time and in the same locality.

PAYMENT

SSMC may submit invoices at any time to you for Services and reimbursable expenses incurred. Invoices are payable within 30 days of the invoice date. Invoices may be based either upon our estimate of the proportion of the total services completed at the time of billing for lump sum or fixed fee services, or in the case of hourly services, upon rendering of the Services. If any invoice is not paid within 30 days of the invoice date, SSMC shall have the right either to suspend the performance of our Services until all invoices more than 30 days past due are fully paid or to terminate the agreement and to initiate proceedings to recover amounts owed by you. Additionally, SSMC shall have the right to withhold from you the possession or use of any drawings or documents prepared by SSMC for you under this or any other agreement with you until all delinquent invoices are paid in full. You shall not offset payments of our invoices by any amounts due or claimed to be due for any reason.

If you do not give SSMC written notice disputing an invoice within 20 days of the invoice date, the invoice shall conclusively be deemed correct. All payments made by you should specify the invoice numbers being paid. If SSMC receives payments that do not specify the invoices being paid, you agree that SSMC may apply payments in our sole discretion. Time is of the essence of your payment obligations, and your failure make full and timely payment shall be deemed a material breach.

PROPRIETARY RIGHTS

The drawings, specifications and other documents prepared by SSMC under this Agreement are instruments of SSMC's service for use solely for the Project and, unless otherwise provided, SSMC shall be deemed the author of these documents and shall retain all common law, statutory, and other reserved rights, including the copyright and rights to any SSMC trademarks. You shall be permitted to retain copies, including reproducible copies of SSMC's instruments of service for information and reference for the Project. SSMC's drawings, specifications, or other documents shall not be used by you or others on other projects for any reason or for completion of this Project by other professionals unless you enter into a written agreement with SSMC allowing for such use. Submission or distribution of documents to meet official regulatory requirements or for similar purposes in connection with the Project is not to be construed as publication inconsistent with our reserved rights.

TERMINATION

Either party may terminate the Agreement if the other party materially breaches the Agreement. You shall immediately pay SSMC for our services rendered and expenses incurred through the termination date, including fees and expenses that SSMC incur as a result of the termination.

ASSIGNMENT

Neither party shall assign or transfer any rights, interests or claims arising under this Agreement without the written consent of the other. This Agreement shall not confer any benefit or right upon any person or entity other than you, SSMC, and its officers, employees, agents, and subcontractors. SSMC's officers, employees, agents, and subcontractors shall have and shall be entitled to the protections afforded SSMC under this Agreement.

GOVERNING LAW

This Agreement shall be interpreted under and governed by the laws of the State of Florida. The parties agree that the courts of Orange County, Florida, and the US District Court of the Middle District of Florida (Orlando Division) shall have exclusive jurisdiction over any controversy. The parties consent to the jurisdiction of the Courts and waive any objection either party might otherwise be entitled to assert regarding jurisdiction. The parties irrevocably waive all right to trial by jury in any action, proceeding, or counterclaim arising out of or related to this Agreement.

SEVERABILITY

If any part, term, or provision of this agreement is held to be illegal or unenforceable, the validity and enforceability of the remaining parts, terms, and provisions of this agreement shall not be affected, and each party's rights shall be construed and enforced as if the agreement did not contain the illegal or unenforceable part, term, or provision.

LIMITATIONS ON LIABILITY

SSMC's liability for any loss, property damage or bodily injury of or to you caused in whole or in part by SSMC in the performance of this Agreement, or in the performance of any supplementary services in any way related to this Agreement, shall be limited in the aggregate to the amount of fees that you have paid to SSMC for the Services. The parties intend that the preceding limitation on liability shall apply to all claims, whether sounding in tort, in contract, in warranty or otherwise. You release, waive, and shall not seek contribution from, or indemnification by, SSMC for any claims of any nature made against you by any other person who may suffer any loss, property damage or bodily injury in any manner associated with SSMC's services, or SSMC's officers, employees, agents and subcontractors under this Agreement, or any supplementary services in any way related to this Agreement. SSMC shall not be liable to you, in any event or for any amount, for delays, or consequential, special or incidental damages; or punitive or exemplary damages. **PAYMENT OF ATTORNEY'S FEES**

The losing party shall pay the winning party's reasonable attorney's fees and expenses for the prosecution or defense of any cause of action, claim or demand arising under this Agreement in any court or in arbitration.

INDEMNIFICATION

You agree to indemnify and hold SSMC harmless from and against any and all liability, loss, damages, claims, and demands for loss, damages, property damages or bodily injury, arising out of work undertaken on the Project by you, or your contractor, subcontractor or other independent company or consultant employed by you to work on the Project, or their respective partners, members, managers, directors, officers, employees, agents or assigns; or arising out of any other operation, no matter by whom performed, for and on behalf of you, or such contractor, subcontractor or other independent company or consultant, whether or not due in part to errors or omissions by us in the performance of this Agreement, or in the performance of any supplementary service in any way related to this Agreement, provided that you are not required to indemnify and hold SSMC harmless under this Paragraph in the event of SSMC's sole negligence.

INSURANCE

SSMC represents that it carries and will continue carry General Liability in the amount of \$1M per each occurrence and \$2M per general aggregate, Worker's Compensation in the amount of \$1M, Automobile Liability in the amount of \$1M, Professional Liability also known as Errors and Omissions in the amount of \$5M per occurrence and general aggregate, and Umbrella Coverage in the amount of \$5M. General Liability, Automobile Liability and Worker's Compensation are primary and non-contributory with Umbrella following form. Certificates of Insurance shall be provided upon request, listing your Company as the certificate holder for a period of one (1) year. SSMC and Client shall waive subrogation against one another

COMPLETE AGREEMENT

This Agreement contains the entire agreement between the parties concerning the matters covered herein. No prior representations, statements, or inducements made by either SSMC, you, or the respective agents of either, that is not contained in the Agreement shall enlarge, modify, alter, or otherwise vary the written terms of the Agreement unless they are made in writing and made a part of the Agreement by attachment, incorporated by reference in the Agreement or signed or initialed on behalf of both parties.



- FROM: Suzanne Sherman, City Manager
- THRU: Christopher A. Little, P.E.; Juliet Misconi, Chief Procurement Officer
- DATE: 8/18/2022

RE: Contract: Water meter boxes and covers (Carson and Brooks), purchasing authority – Utilities Department (Ferguson Waterworks, \$160,000).

On October 16, 2020, the Chief Procurement Officer approved the award of Request for Quote 01-0-2021/SZ, for Water Meter Boxes and Covers (Carson & Brooks) to Ferguson Waterworks, for a two-year term with estimated annual expenditures of \$45,268. The term was December 1, 2020 through November 30, 2022; with options to renew for an additional three (3) twelve (12) month periods. On June 28, 2022, the contract was amended for a price increase and to extend the initial term to December 31, 2022.

The Utilities Department anticipates the annual expenditures will exceed the original estimated annual expenditures by \$160,000, for a revised estimated annual expenditure of \$205,268. The increase is due to growth in the City, the price increase, and the need to increase on-hand quantities due to the current supply issues.

REQUESTING DEPARTMENT:

Utilities, Procurement

FISCAL IMPACT:

Funding is available in multiple Utilities operating, and renewal and replacement funds. The total revised estimated annual expenditure will be \$205,268. Purchase orders are issued on an "as needed" basis.

RECOMMENDATION:

Motion to approve the increase of \$160,000 in annual purchasing authority for contract #01-0-2021 for the purchase of Water Meter Boxes and Covers (Carson & Brooks) from Ferguson Waterworks, located in Melbourne, Florida.



- FROM: Suzanne Sherman, City Manager
- THRU: Christopher A. Little, P.E.; Juliet Misconi, Chief Procurement Officer
- DATE: 8/18/2022
- RE: Contract: Brass fittings (Ford brand only), purchasing authority Utilities Department (Ferguson Enterprises, Inc. \$250,000).

On February 6, 2020, City Council approved the award of IFB #17-0-2020/SZ, for Brass Fittings (Ford Brand only) to Ferguson Enterprises, Inc., for a two-year term with estimated annual expenditures of \$150,000. The term began on March 5, 2020 and ended on March 4, 2022. The contract was renewed for the term March 5, 2022 through March 4, 2023 with a 12% price increase. The Utilities Department anticipates the annual expenditures will exceed the original estimated annual expenditures by \$250,000, for a revised estimated annual expenditure of \$400,000. The increase is due to growth in the City, the price increase, and the need to increase on-hand quantities due to the current supply issues.

REQUESTING DEPARTMENT:

Utilities, Procurement

FISCAL IMPACT:

Funding is available in multiple Utilities operating, and renewal and replacement funds. The total revised estimated annual expenditure will be \$400,000. Purchase orders are issued on an "as needed" basis.

RECOMMENDATION:

Motion to approve an increase of \$250,000 in annual purchasing authority for contract #17-0-2020 for the purchase of Brass Fittings (Ford Brand only) from Ferguson Enterprises, Inc. located in Melbourne, Florida.



- FROM: Suzanne Sherman, City Manager
- THRU: Christopher A. Little, P.E.; Juliet Misconi, Chief Procurement Officer
- DATE: 8/18/2022
- RE: Contract: Neptune water meters and parts, purchasing authority Utilities Department (Ferguson Waterworks \$700,000) (sole source)).

The Utilities Department has standardized water meters based on the Neptune radio read system for water meters.

On December 2, 2021, Council approved a one-year Price Agreement with Ferguson Waterworks for the term January 1, through December 31, 2022. The estimated annual expenditure approved by Council was \$800,000. The Utilities Department anticipates the annual expenditures will exceed that amount by \$700,000, for an estimated annual expenditure of \$1,500,000.

Approximately half of this request is directly related to supply chain issues where delivery times are estimated to exceed 7 months and the Department needs to order greater quantities to keep up with demand. The other half of the request is multifaceted and includes material cost increases, increase in new meter installations due to City growth, increase in spending due to the approved Sandy Pines reclaimed water meter project, higher cost for large meter assemblies, and other similar factors.

Ferguson Waterworks is the sole source provider of Neptune water meters and parts for the State of Florida.

REQUESTING DEPARTMENT:

Utilities, Procurement

FISCAL IMPACT:

Funding is available in the Utilities operating, and renewal and replacement funds, 421-8020-533-6322 and 424-8022-533-6322. The total revised estimated annual expenditure will be \$1,500,000. Purchase orders are issued on an "as needed" basis.

RECOMMENDATION:

Motion to approve the increase of \$700,000 in annual purchasing authority for the Sole Source purchase of Neptune water meters and parts from Ferguson Waterworks, located in Newberry, Florida.



- FROM: Suzanne Sherman, City Manager
- THRU: Greg Minor, Facilities Director; Valentino Perez, Building Official; Juliet Misconi, CPO
- DATE: 8/18/2022

Contract: Design services for City Hall Complex Building E – Task Order 1, Amendment 2 RE: (Parking); Task Order 1 Amendment 2 (Main Entry); Task Order 2 (Bidding, Award and Construction Administration; Task Order 3 (Furniture Fixtures and Equipment Design) – Facilities/Parks and Building Departments (Silling Architects - \$268,633)

On August 5, 2021, Council awarded the Master Agreement and Initial Task Order for the design services for City Hall Complex Building E to Silling Architects. Task Order 01-2021 for Design Services was made up eight tasks for design and permitting. In that Council Legislative Memo, it did state that Staff would return with additional task orders to include bidding assistance and construction administration. The Task Order has been amended twice for time extensions, but otherwise is unchanged from the original value of \$543,750.00. Silling is finalizing design and is currently at 90% completion of the design services.

In preparation for final design, bidding, and construction, Silling has proposed the following Task Order amendments and new Task Orders to cover services through final building completion and outfitting of furnishing, fixtures and equipment (FF&E).

1. Task Order 1, Amendment 2, Parking Amendment - This amendment includes the surveying, geotechnical investigation and related report, design and permitting for additional parking areas in the City Hall complex. The additional areas are required to meet parking requirements above the requirements and the scope included in the original Task Order. The value of this Task Order is \$32,080.

2. Task Order 1, Amendment 2, Main Entry Alterations – In preparation of parking configuration changes, this amendment is to provide revisions to the main campus vehicular entry area from Malabar Road and directly adjacent to the north of Building A. The intent is to clarify public wayfinding and improve security for Building A by the elimination of the parking spaces directly adjacent to Building A. The value of this Task Order is \$19,195.

3. Task Order 2, Bidding, Award and Construction Administration – This is the most complex of the post-design

Task Orders. Silling will act as the owner's representative during the entire bidding and construction process, to include contract administration, construction safety, site visits, pay application certification, contractor Requests for Information (RFI), construction submittals, change order review, punch lists, substantial and final completion certifications, and construction close out. The value of this Task Order is \$192,917.50.

4. Task Order 3, Furniture Fixtures and Equipment Design – This task order is for the programming, design, bidding and contract administration of the loose Furniture Fixtures and Equipment (FFE) for the Palm Bay City Hall Building E. The value of this Task Order is \$24,440.

On September 22, 2021, Council approved \$2,000,000 of ARPA funds towards this project. On May 5, 2022, Council approved an additional \$5,269,391.02 of ARPA funds towards the project. The balance is currently appropriated and approved in the Building Department's fund, bringing the budget to \$14,187,390. If this action is approved, total proposed design services are \$812,382.50. Design fees are typically between 8-12% of the construction value. Staff has reviewed the hourly rates to ensure they match the master agreement and reviewed the number of hours proposed for the work and scope of services.

REQUESTING DEPARTMENT:

Parks and Facilities, Finance, Procurement, Building Department

FISCAL IMPACT:

The total project value is \$14,187,390, split between Building Fund 451-3120-524-62-01 at \$6,917,999 (48.76% of the project) and ARPA fund 128-3414-559-62-01 at \$7,269,391 (51.24% of the project) in Project #20BD01. A Budget Amendment will be required to allocate the funds to professional services.

The Task Order funding for this request totals \$268,632.50 and will be split as follows:

Task Order 1, Amendment 2, Parking Amendment - split between ARPA and Building in appropriate fair share

Task Order 1, Amendment 2, Main Entry Alterations (Building A) – funded by ARPA Task Order 2, Bidding, Award and Construction Administration - split between ARPA and Building in appropriate fair share

Task Order 3, Furniture Fixtures and Equipment Design - split between ARPA, Building and Utilities based on most recent figures on percentage occupation of the building

If approved, the funding will be allocated on FY 2022 Budget Amendment #5.

RECOMMENDATION:

Motion to approve and authorize Task Order 1 Amendment 2 – Parking; Task Order 1 Amendment 2 – Main Entry; Task Order 2 – Bidding, Award and Construction Administration; and Task Order 3, Furniture Fixtures and Equipment Design against the Master Agreement for a total of \$268,632.50.

ATTACHMENTS:

Description TASK ORDER 1 - Entry Amendment TASK ORDER 1 - Parking Amendment

TASK ORDER 2 - CA

TASK ORDER 3 - FFE



Task Order 1 Master Contract #34-0-2021/JM Contract Amendment #2 – Main Entry Alterations

This Contract Amendment to Task Order 1 of the above referenced contract is to provide revisions to the main campus vehicular entry area from Malabar Road and directly adjacent to the north of Building A in either of the two general concepts indicated below. The intent is to clarify public wayfinding and improve security for building A by the elimination of the parking spaces directly adjacent to Building A. The addional scope is to be included in the final construction bidding documents for palm bay City Hall Building E. This amendment includes an outline of additional scope, and fee and would included within the time scheduled completion of Task Order 1, Amendment 1.

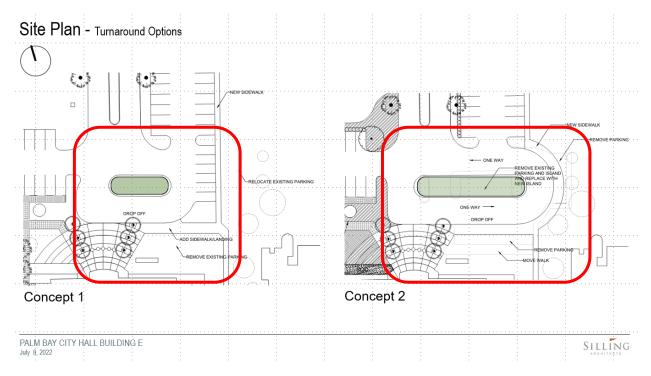


Figure 1

A. Scope of Services:

The Scope of Services includes the following:

- 1. Architectural: Additional Design Project Management pursuant to the coordination of all subconsultants in the surveying, planning, design, construction document preparation, and permitting.
- 2. **Civil Engineering and Surveying:** Additional Topographical Surveying of the areas including in Figure 1 and all planning, design, construction document preparation and permitting for additional grading, paving design, and storm water management.
- 3. Landscape Architecture Design: Additional design for the areas indicated in the above Figure 1 and planning, design, construction document preparation including plantings and related hardscaping.
- 4. **Electrical Engineering:** Additional site lighting design for the areas indicated in Figure 1 including all planning, design, construction document preparation.



Task Order 1 Master Contract #34-0-2021/JM Contract Amendment #2 – Main Entry Alterations

B. Fee Amendment:

The scope of services included in Task Order 2 are to be performed as a **Lump Sum Fee** in the amount of **\$19,195.00** and as summarized below.

I. Architectural

| Task A: Project Management Principal Architect: 2 hours @ \$195/hr. | \$390.00 |
|---|--|
| Task E-1: Preliminary Schematic Design: Project Manager: 2 hours @ \$175/hr. | \$350.00 |
| Task F: Design Development: Principal Architect: 2 hours @ \$195/hr. Project Manager: 2 hours @ 175/hr. | \$390.00 \$350.00 |
| Task G: Construction Documents Principal Architect: 2 hours @ \$195/hr. | \$390.00 |
| Total Architectural | \$1,870.00 |
| II. Civil Engineering Task C: Surveying: Field Survey: 10 hours @ \$170/hr. PM/ Sr. Surveyor: 2 hours @ \$185 /hr. Surveyor: 2 hours @ \$125 /hr. CADD Draftsman: 6 hours @ \$100 /hr. Task E-1: Preliminary Schematic Design: Senior Project Manager Engineer: 1 hours @ \$210/hr. Engineer/Designer: 4 hours @ \$165 /hr. | \$1,700.00 \$370.00 \$250.00 \$600.00 \$210.00 \$660.00 |
| Technician: 6 hours @ \$110 /hr. Task F: Design Development: | \$660.00 |
| Senior Project Manager Engineer: 2 hours @ \$210/hr. Senior Engineer: 4 hours @ \$185 /hr. Engineer/Designer: 2 hours @ \$165/hr. Technician: 6 hours @ \$110 / hr. | \$420.00 \$740.00 \$330.00 \$660.00 |
| Task G: Construction Documents: Senior Project Manager Engineer: 2 hours @ \$210/hr. Senior Engineer: 8 hours @ \$185 /hr. Engineer/Designer: 6 hours @ \$165/hr. Technician: 12 hours @ \$110 / hr. | \$420.00 \$1,480.00 \$990.00 \$1,320.00 |

Task Order 1 Master Contract #34-0-2021/JM Contract Amendment #2 – Main Entry Alterations Task H: Permitting: Senior Project Manager Engineer: 1.5 hours @ \$210/hr. \$325.00 Senior Engineer: 2 hours @ \$185 /hr. \$370.00 Engineer/Designer: 2 hours @ \$165/hr. \$360.00 **Total Survey and Civil Engineering** \$11,865.00 **III. Landscape Architecture** Task E-1: Preliminary Schematic Design: Director: 2 hours @ \$270/hr. \$540.00 Senior Project Manager Engineer: 2 hours @ \$180/hr. \$360.00 Project Coordinator: 4 hours @ \$85 /hr. • \$340.00 **Task F: Design Development:** Senior Project Manager Engineer: 4 hours @ \$180/hr. \$720.00 Project Coordinator: 4 hours @ \$85 /hr. \$340.00 **Task G: Construction Documents:** Director: 2 hours @ \$270/hr. \$540.00 Senior Project Manager Engineer: 4 hours @ \$180/hr. \$720.00 Project Coordinator: 4 hours @ \$85 /hr. \$340.00 **Total Landscape Architecture** \$ 3,900.00 **IV.Electrical Engineering** Task E-1: Preliminary Schematic Design: Engineer: 1 hours @ \$195/hr. \$195.00 **Task F: Design Development:** Engineer: 2 hours @ \$195/hr. \$390.00

SILLI

\$1,560.00

Task G: Construction Documents:

Palm Bay City Hall Building E

- Engineer: 5 hours @ \$195/hr. <u>\$975.00</u>
- Total Electrical

Task Order 1 Master Contract #34-0-2021/JM



Contract Amendment #2 – Main Entry Alterations

We agree to the scope of services, terms and conditions indicated herein.

SILLING ASSOCIATES, INC.

CITY OF PALM BAY

Thomas M. Potts, AIA President Silling Architects Juliet Misconi, CPPO, CPPD Chief Procurement Officer

<u>August 11, 2022</u> Date

Council Approval Date, if applicable



Task Order 1 Master Contract #34-0-2021/JM

Contract Amendment #2 – Additional Parking

This amendment includes the surveying, geotechnical investigation and related report, design and permitting for additional parking areas to the Palm Bay City Hall Building E. Figure 1 represents the additional areas required to meet parking requirements above the requirements and the scope included in the July 20, 2021 agreement.

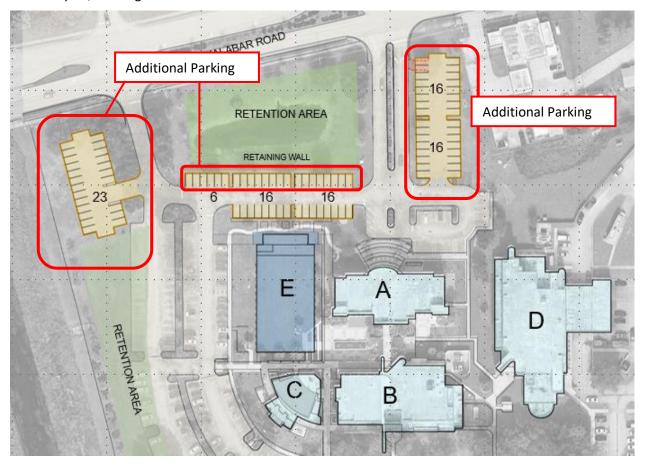


Figure 1



Figure 2 is an illustration of the Contract Limits included in the July 20, 2021 Task Order 1.

The parking capacity has been increased to meet an increased to meet increased requirements based on occupancy and use.

Figure 2



Task Order 1 Master Contract #34-0-2021/JM Contract Amendment #2 – Additional Parking

Fee and Hours Summary by Design Discipline:

The scope of services included in the Design Services for the Additional Parking Areas are to be performed as a **Lump Sum Fee** in the amount of **\$32,080.00**. The following summary and related detail of anticipated hours and associated fee amounts are provided for purposes of scope clarification.

| I. Architectural Tasks A, E-1, F, G as indicated below: | 19 hours | \$3,605.00 |
|---|-----------------|---|
| II. Civil Engineering Tasks C, E-1, F, G + H as indicated below: | 132 hours | \$20,300.00 |
| III. Electrical Engineering Tasks E-1, F, G as indicated below: | 13 hours | \$2,535.00 |
| IV. Geotechnical Task B as indicated below: | <u>31 hours</u> | <u>\$5,640.00</u> |
| Total Parking Amendment | 195 hours | \$32,080.00 |
| Fee Breakdown by Discipline and Task | | |
| I. Architectural Task A: Project Management: Principal Architect: 4 hours @ \$195/hr | | \$780.00 |
| Task E-1: Preliminary Schematic Design: Project Manager: 3 hours @ \$175/hr. | | \$525.00 |
| Task F: Design Development: Principal Architect: 4 hours @ \$195/hr. Project Manager: 2 hours @ 175/hr. | | \$780.00 \$350.00 |
| Task G: Construction Documents: Principal Architect: 6 hours @ \$195/hr. | | \$1,170.00 |
| Total Architectural: | | \$3,605.00 |
| II. Civil Engineering Task C: Surveying: Field Survey: 16 hours @ \$170/hr. PM/ Sr. Surveyor: 2 hours @ \$185 /hr. Surveyor: 4 hours @ \$125 /hr. CADD Draftsman: 8 hours @ \$100 /hr. | | \$2720.00 \$370.00 \$500.00 \$800.00 |

| Palm Bay City Hall Building E Task Order 1 Master Contract #34-0-2021/JM Contract Amendment #2 – Additional Parking | SILLING |
|---|---|
| Task E-1: Preliminary Schematic Design: Senior Project Manager Engineer: 1 hours @ \$210/hr. Engineer/Designer: 2 hours @ \$165 /hr. Technician: 4 hours @ \$110 /hr. | \$210.00 \$330.00 \$440.00 |
| Task F: Design Development: Senior Project Manager Engineer: 6 hours @ \$210/hr. Senior Engineer: 6 hours @ \$185 /hr. Engineer/Designer: 8 hours @ \$165/hr. Technician: 12 hours @ \$110 / hr. | \$1,260.00 \$1,110.00 \$1,320.00 \$1,320.00 |
| Task G: Construction Documents: Senior Project Manager Engineer: 4 hours @ \$210/hr. Senior Engineer: 6 hours @ \$185 /hr. Engineer/Designer: 12 hours @ \$165/hr. Technician: 32 hours @ \$110 / hr. | \$840.00 \$1,110.00 \$1,980.00 \$3,520.00 |
| Task H: Permitting: Senior Project Manager Engineer: 3 hours @ \$210/hr. Senior Engineer: 4 hours @ \$185 /hr. Engineer/Designer: 4 hours @ \$165/hr. Technician: 4 hours @ \$110 / hr. Total Survey and Civil Engineering | \$630.00 \$740.00 \$660.00 <u>\$440.00</u> \$20,300.00 |
| III. Electrical Engineering Task E-1: Preliminary Schematic Design: Engineer: 3 hours @ \$195/hr. | \$585.00 |
| Task F: Design Development: ■ Engineer: 4 hours @ \$195/hr. | \$780.00 |
| Task G: Construction Documents: Engineer: 6 hours @ \$195/hr. | \$1,170.00 |
| Total Electrical | \$2,535.00 |

Task Order 1 Master Contract #34-0-2021/JM

Contract Amendment #2 – Additional Parking

Geotechnical

| I. FIE | ELD EXPLORATION | | | | | | |
|---------|--|----|----|----------|----------|----|----------|
| А. | ATV / Mud Bug Mobilization | 1 | \$ | 600.00 | each | \$ | 600.00 |
| В. | Standard Penetration Test (SPT) Borings (2 to 20 ft) | | | | | | |
| | 0 - 50 foot depth | 40 | \$ | 13.50 | per l.f. | \$ | 540.00 |
| | 50 - 100 foot depth | 0 | \$ | 15.00 | per l.f. | \$ | - |
| C. | Grout Seal Boreholes: | | | | | | |
| | 0 - 50 foot depth | 0 | \$ | 6.00 | per l.f. | \$ | - |
| | 50 - 100 foot depth | 0 | \$ | 7.50 | per l.f. | \$ | - |
| D. | Casing Allowance: | | | | | | |
| | 0 - 50 foot depth | 0 | \$ | 8.00 | per l.f. | \$ | - |
| | 50 - 100 foot depth | 0 | \$ | 10.00 | per l.f. | \$ | - |
| E. | Drill Rig and Crew | | | | | \$ | - |
| | -Land | 1 | \$ | 175.00 | hour | \$ | 175.00 |
| | GPR for utilities | 1 | \$ | 1,200.00 | day | \$ | 1,200.00 |
| F. | Site Reconnaissance/Coordinate Utility Clearance | | | | | \$ | - |
| | Senior Engineering Technician | 8 | | \$75.00 | hour | \$ | 600.00 |
| | Project Engineer | 0 | | \$150.00 | hour | \$ | - |
| | Subtotal | | | | | \$ | 3,115.00 |
| II. LA | BORATORY TESTING | | | | | | |
| А. | Grain Size-Sieve Analysis (Wash No.200 Sieve) | 2 | \$ | 45.00 | per test | \$ | 90.00 |
| B. | Grain Size-Sieve Analysis (Full) | 0 | \$ | 60.00 | per test | \$ | - |
| C. | Natural Mosture | 4 | \$ | 15.00 | per test | \$ | 60.00 |
| D. | Atterberg Limits | 0 | \$ | 80.00 | per test | \$ | - |
| E. | Organic Loss | 0 | \$ | 45.00 | per test | \$ | - |
| E. | Permeability | 2 | \$ | 150.00 | per test | \$ | 300.00 |
| | Subtotal | | | | | \$ | 450.00 |
| III. EN | GINEERING AND TECHNICAL SERVICES | | | | | | |
| А. | Principal Engineer | 2 | \$ | 195.00 | per hour | \$ | 390.00 |
| В. | | 2 | \$ | 175.00 | per hour | \$ | 350.00 |
| C. | | 6 | \$ | 150.00 | per hour | \$ | 900.00 |
| D. | | 2 | \$ | 110.00 | per hour | \$ | 220.00 |
| E. | | 2 | \$ | 75.00 | per hour | \$ | 150.00 |
| F. | Administrative Assistant | 1 | \$ | 65.00 | per hour | \$ | 65.00 |
| | Subtotal | | - | | 1 | \$ | 2,075.00 |
| | | | | | | S | |

We agree to the scope of services, terms and conditions indicated herein.

SILLING ASSOCIATES, INC.

CITY OF PALM BAY

Thomas M. Potts, AIA President Silling Architects

Juliet Misconi, CPPO, CPPD Chief Procurement Officer

<u>August 11, 2022</u> Date

Council Approval Date, if applicable



4





Task Order 2 Master Contract #34-0-2021/JMBidding, Award and Construction Administration

A. Scope of Services:

This Task Order shall include Construction Contract Bidding, Award and Construction Administration services for the Palm Nay City Hall Building E. Programming, Design and Permitting are completed under Task Order 1 dated July 20,2021.

B. Project

The proposed building is a three-story 39,145 gsf facility housing the Utility Department, Building Department, shared training room and shell space for future use. The project construction scope here-in referred to as the Work and includes site civil, structural, architectural, HVAC, electrical power, electrical lighting, fire alarm, data, plumbing and fire protection systems.

C. Project Representatives/Project Team:

City of Palm Bay

Construction Manager: Mr. Andrew Ordnorff Office: 321-952-3400 Ext. 7035

Architectural

Silling Associates Inc.: 605 E. Robinson Street, Suite 630 Orlando, FL 32801 Tele. 321-296-8100 Principal in Charge: Tom Potts, AIA Design Architect: Michael LeBoeuf, FAIA Project Manager: Jeff McComas, RA Project Architectural Designer: Hugo Arboleda Interior Design: Susan Farley

Geotechnical Engineering:

Terracon: Winter Park, FL Senior Geotechnical Engineer: Jay Casper, PE Project Geologist: Mark Mulligan. PG

Civil Engineering:

Atwell: Orlando, FL Principal/ Civil Engineer: Robert Schanck, PE Civil Engineer: Keith Haugdahl, PE

Landscape Architecture:

NAK Design Strategies: Orlando, FL Tele. 407-505-6600 John Griffin, PLA

Structural Engineering:

MK Structural Engineering: Melbourne, FL Tele. 321-600-0672

Task Order 2 Master Contract #34-0-2021/JM Bidding, Award and Construction Administration



Structural Engineer: Michael Kalajian, PE

Mechanical Electrical Engineering

Ingenuity Engineers: Orlando, FL Tele. 407-398-6007 Principal/Electrical Engineer: David Green, PE Senior Electrical Engineer: Joe Harrill, PE Principal/Mechanical Engineer: Brian Hessinger, PE Senior Mechanical Engineer: Joe Harrill, PE

D. Architect Responsibilities and Contract Provisions

The Architect will perform services consistent with the professional skill and care ordinarily provided by architects performing under the same or similar circumstances. Prior to executing the Construction Contract, the Owner shall coordinate the Architect's duties and responsibilities set forth in the Contract for Construction with the Architect's services set forth in this Agreement. The Owner shall provide the Architect a copy of the executed agreement between the Owner and Contractor, including the General Conditions of the Contract for Construction.

- 1. The Architect shall provide administration of the contract between the Owner and the Contractor.
- 2. The Architect shall not have control over construction safety, construction means and methods.
- 3. The Architect shall not be responsible for the Contractor or their agent's failure to perform the Work in accordance with the Contract Documents, including any negligent acts or omissions.
- 4. The Architect and the consultants shall visit the project at intervals appropriate to the progress of the Work. The number of site visits and meetings is included in this agreement.
- 5. The Architect is not required to make exhaustive or continuous on-site inspections to check the quality or quantities of the Work.
- 6. The Architect shall keep the Owner informed of the progress of the Work and promptly inform the Owner of any know deficiencies or deviations from the Contract Documents.
- 7. The Architect shall render recommendations on claims and interpretations of the Contract Documents and shall be reasonably concluded therefrom in good faith and without partiality to the Owner or Contractor.
- 8. The Architect will review and certify the amounts due reflected on the Contractor's Payment Application for Work in-place at the payment application date. To the best of the Architect's knowledge, information and belief the Architect will certify that the components of the Work in-place are in general conformance with the Contract Documents. Nonconforming Work observed through normal standard of care evaluations of the progress, or by any other means reasonably obtained and known to the Architect will not be certified. The Architect's certification of the Payment Application shall not be a representation of an exhaustive inspection of quality or quantity of Work, rather an evaluation of the general conformance with the Contract Documents.
- 9. The Architect shall review and respond to the Contractor's submittals in a timely manner and the submittals shall be reviewed for the limited purposes of general conformance with the design intent conveyed in the Contract Documents. The Architect will be required to only review submittals reviewed and approved by the General Contractor prior to submission to the Architect's review. The



Task Order 2 Master Contract #34-0-2021/JM Bidding, Award and Construction Administration

Architect is not responsible for incomplete and inadequate or omitted information included in the manufacturer data, certifications, testing requirements, shop drawings, samples, etc.

- 10. The Architect shall review and respond to Contractor Request for Information concerning the Contract Documents. The Architect will respond in writing with reasonable promptness. Where necessary, the Architect shall issue supplemental Drawings and Specifications.
- 11. The Architect shall make minor changes to the Work where such changes are consistent with the design intent conveyed in the Contract Documents and do not require changes in the contract amount or schedule. If necessary, the Architect will prepare Change Orders where a modification to the contract amount and /or schedule are required and submit such Change Order to the Owner for approval.
- 12. The Contractor shall be responsible for conducting a Punch List Inspection and correct nonconforming Work prior to the Architect's Substantial Completion Inspection(s). The Architect will conduct a Substantial Completion Inspection with the Owner's designated representative to check conformance of the Work with the Contract Documents and develop a punch list of items requiring corrective action by the Contractor to achieve final completion.
- 13. When Substantial Completion has been achieved, the Architect shall inform the Owner about the balance of the Contract Sum remaining to be paid the Contractor, including the amount to be retained from the Contract Sum, if any, for final completion or correction of the Work.
- 14. The Architect shall issue a Certificate of Substantial Completion when determined that building can be utilized for its intended use.
- 15. The Architect shall issue a final Certificate for Payment based upon a final inspection indicating that, to the best of the Architect's knowledge, information, and belief, the Work complies with the requirements of the Contract Documents.
- 16. The Architect shall submit project closeout information forwarded by the Contractor such as release of liens, operations and maintenance manuals, written warranties and related documents required by the Contract Documents and received from the Contractor.

D. Project Assumptions

| 1. | Anticipated Construction Schedule: | |
|----|---|-----------|
| | Award through Substantial Completion: | 12 months |
| | Final Completion: | 2 months |
| | Total: | 14 months |
| | | |

2. Bidding, Award, and Construction Administration Meetings:

| • | Pre-Bid Meeting | | 1 |
|---|---|----|----|
| • | Bid Review Meeting | | 1 |
| • | Pre-Construction Meeting | | 1 |
| • | Monthly Owner Architect Contractor Meetings | | 14 |
| • | Bi-weekly Construction Progress Meetings | | 28 |
| • | Pre-Installation Conferences | | |
| | . Civil | 3 | |
| | . Architectural | 10 | |
| | . Structural | 3 | |
| | . HVAC | 1 | |
| | . Plumbing | 1 | |
| | . Fire Protection | 1 | |

SILLING

Task Order 2 Master Contract #34-0-2021/JM

Bidding, Award and Construction Administration

| | Electrical Fire Alarm Lighting Total Pre-Installation Conferences | <u> 1</u> | <u>20</u> |
|----|--|-------------|-----------|
| | Total Estimated Meetings | | 65 |
| 3. | Construction Administration - Document Processin | g: | |
| | Contractor Pay Applications ` | 16 | |
| | Estimated Submittals: | | |
| | . General Conditions | 25 | |
| | . Civil | 20 | |
| | . Architectural | 50 | |
| | . Structural | 10 | |
| | . HVAC | 25 | |
| | . Plumbing | 15 | |
| | . Fire Protection | 5 | |
| | . Electrical Lighting Data | <u>25</u> | |
| | Total | | 175 |
| | Estimated RFIs - Request for Information | | 100 |
| | Estimated Proposal Req./Change Orders | 5 | |
| | Total Estimated Documents | | 280 |
| 4. | Project Closeout | | |
| | Substantial Completion Punch List Inspections | 2 | |

- Final Completion Inspections
 1
- Operations and Maintenance Manuals 2 volumes

E. Fee and Hours Summary by Design Discipline:

The scope of services included in Task Order 2 are to be performed as a **Lump Sum Fee** in the amount of **\$192,917.50.** The following summary and related detail of anticipated hours and associated fee amounts are provided for purposes of scope clarification.

| I. Architectural | | |
|--------------------------------|-------------|--------------|
| A. Bidding and Award | 11 hours | \$2,145.00 |
| B. Construction Administration | 654.5 hours | \$128,047.50 |
| II. Civil Engineering | | |
| A. Bidding and Award | 3 hours | \$555.00 |
| B. Construction Administration | 65 hours | \$12,025.00 |
| С. | | |
| III. Landscape Architecture | | |
| A. Bidding and Award | 7 hours | \$970.00 |
| B. Construction Administration | 61 hours | \$10,125.00 |
| IV. Structural Engineering | | |
| A. Bidding and Award | 4 hours | \$800.00 |
| B. Construction Administration | 52 hours | \$10,800.00 |

V. Mechanical and Electrical Engineering

| S | 1 | [| [] | L | NG |
|---|---|---|----|---|-----|
| 0 | | | | | CIS |

Palm Bay City Hall Building E Task Order 2 Master Contract #34-0-2021/JM

Bidding, Award and Construction Administration

| | Α. | Bidding and Award | 5 hours | \$975.00 |
|----|-----|---|------------------------------|---------------------|
| | В. | Construction Administration | <u>139 hours</u> | <u>\$26,475.00</u> |
| То | tal | Task Order 2 | | |
| | Α. | Bidding and Award | 30 hours | \$5,445.00 |
| | Β. | Construction Administration | <u>971.5 hours</u> | <u>\$187,472.50</u> |
| | | | 1,001.5 hrs. | \$192,917.50 |
| Ι. | Aı | rchitectural | | |
| Α. | Bio | dding and Award: | | |
| | | Attendance at Pre-Bid Meeting | | |
| | | Principal Architect: 3 hours @ \$195/hr. | | \$585.00 |
| | 2. | Response to Bid phase inquiries from contracto | ors. | |
| | | Principal Architect: 4 hours @ \$195/hr. | | \$780.00 |
| | 3. | Bid Review and Meeting | | |
| | | Principal Architect: 3 hours @ \$195/hr. | | \$585.00 |
| | 4. | Construction Contract Award Assistance | | |
| | | Principal Architect: 1 hours @ \$195/hr. | | \$ <u>195.00</u> |
| | To | tal Architectural Bidding and Award | | \$2,145.00 |
| В. | | nstruction Administration: | | |
| | 1. | Project Management: Principal Architect: 2 hours @ \$195/hr. x | 64 weeks | \$24,960.00 |
| | 2. | Attendance at Pre-Construction Meeting | | |
| | 2. | Principal Architect: 3 hours @ \$195/hr. | | \$585.00 |
| | 3. | Attendance at Monthly OAC and Bi-weekly Cor | nstruction Progress Meetings | |
| | | Principal Architect: 3 hours @ \$195/hr. x | 28 | \$16,380.00 |
| | 4. | Attendance at Pre-Installation Conferences (30 | - | |
| | | Principal Architect: 2 hours @ \$195/hr. x | 30 | \$11,700.00 |
| | 5. | Submittal Processing: Managing and Processing | | |
| | | Principal Architect: 1.5 hours @ \$195/hr. | x 75 | \$21,937.50 |
| | 6. | Review and Approval of Architectural Submitta | | |
| | | Principal Architect: 3 hours @ \$195/hr. x | 50 | \$29,250.00 |
| | 7. | Response to contractor RFIs and construction p | - | 4 |
| | | Principal Architect: 1 hours @195/hr. x 1 | .00 | \$19,500.00 |
| | 8. | Substantial Completion Punch List Inspection: | | 4 |
| | | Principal Architect: 10 hours @195/hr. | | \$1,950.00 |

| Palm Bay City Hall Building E Task Order 2 Master Contract #34-0-2021/JM Bidding, Award and Construction Administration | | | SILLING |
|---|----|---|--|
| | | Administrative: 3 hours @ \$75/hr. | \$225.00 |
| | 9. | Final Completion Inspection:Principal Architect: 4 hours @195/hr. | \$780.00 |
| | | Operations and Maintenance Manuals: Principal Architect: 4 hours @195/hr. tal Architectural Construction Administration | <u>\$780.00</u> \$128,047.50 |
| II. | Ci | vil Engineering | |
| Α. | | dding and Award: Response to Bid phase inquiries from contractors. Senior Engineer: 3 hours @ \$185/hr. | <u>\$555.00</u> |
| | То | tal Civil Engineering Bidding and Award | \$555.00 |
| В. | | onstruction Administration: Attendance at Pre -Construction Progress Meetings (1) Senior Engineer: 3 hrs. @ \$185/hr. | \$555.00 |
| | 2. | Attendance at Monthly OAC and or Construction Progress Meetings (6) Senior Engineer: 3 hrs. @ \$185/hr. x 6 meetings | \$3,330.00 |
| | 3. | Attendance at Pre-Installation Meetings: Senior Engineer: 3 hrs. @ \$185/hr. x 2 meetings | \$1,110.00 |
| | 4. | Review and approval of civil submittals (max 3 reviews).Senior Engineer: 20 hours @ \$185/hr. | \$3,700.00 |
| | 5. | Response to contractor RFIs and construction phase coordination inquiries. Senior Engineer: 10 hours @ \$185/hr. | \$1,850.00 |
| | 6. | Substantial Completion inspection and punch listSenior Engineer: 4 hours @ \$185/hr. | \$740.00 |
| | 7. | Final Completion inspection:Senior Engineer: 2 hours @ \$185/hr. | \$370.00 |
| | 8. | Operations and Maintenance Manuals:Senior Engineer: 2 hours @ \$185/hr. | <u>\$370.00</u> |
| | То | tal Civil Engineering Construction Administration | \$12,025.00 |





III. Landscape Architecture

| Α. | Bic | Iding and Award: | |
|----|-----|--|-----------------|
| | 1. | Response to Bid phase inquiries from contractors. | |
| | | Director: 1hours @ \$270/hr. | \$270.00 |
| | | Senior Project Manager: 2 hrs. @ \$180/hr. | \$360.00 |
| | | Project Coordinator: 4 hours @ \$85 /hr. | <u>\$340.00</u> |
| | To | tal Landscape Architecture Bidding and Award | \$970.00 |
| в. | Со | nstruction Administration: | |
| | 1. | Attendance at Construction Progress Meetings (1) | |
| | | Senior Project Manager: 6 hrs. @ \$180/hr. | \$1,080.00 |
| | 2. | | |
| | | Senior Project Manager: 2 hours @ \$180/hr. | \$360.00 |
| | | Project Coordinator: 6 hours @ \$85 /hr. | \$510.00 |
| | 3. | Nursery Visit to Tag Trees | |
| | | Senior Project Manager: 8 hours @ \$180/hr. | \$1,440.00 |
| | 4. | Site Visit to Tag Existing Tress for Preservation | |
| | | Senior Project Manager: 6 hours @ \$180/hr. | \$1,080.00 |
| | 5. | Attendance at Pre-Installation Meeting | |
| | | Senior Project Manager: 6 hours @ \$180/hr. | \$1,080.00 |
| | 6. | Response to contractor RFIs and construction phase coordination inquiries. | 4 |
| | | Senior Project Manager: 2 hours @ \$180/hr. | \$360.00 |
| | | Project Coordinator: 3 hours @ \$85 /hr. | \$255.00 |
| | 7. | Substantial Completion Inspection and Punch List | |
| | | Senior Project Manager: 10 hours @ \$180/hr. | \$1,800.00 |
| | 8. | Final Completion Inspection: | |
| | | Senior Project Manager: 10 hours @ \$180/hr. | \$1,800.00 |
| | 9. | Operations and Maintenance Manuals: | 4 |
| | | Engineer: 2 hours @ \$180/hr. | <u>\$360.00</u> |
| | To | tal Landscape Architecture Construction Administration | \$10,125.00 |



Task Order 2 Master Contract #34-0-2021/JM Bidding, Award and Construction Administration

IV.Structural Engineering

| Α. | Bidding and Award: | |
|----|--|-----------------|
| | Response to Bid phase inquiries from contractors. Engineer: 4 hours @ \$200/hr. | <u>\$800.00</u> |
| | Total Structural Engineering Bidding and Award | \$800.00 |
| В. | Construction Administration: 1. Attendance at Construction Progress Meetings (3) Foundations, tilt- up concrete panels, and structural steel erection. Engineer: 2 hrs. @ \$200/hr. x 8 meetings | \$3,200.00 |
| | Attendance at Pre-Installation Meetings: tilt up and steel erection. Engineer: 4 hrs. @ \$200/hr. x 2 meetings | \$1,600.00 |
| | 3. Review and approval of structural submittals (max 3 reviews). Engineer: 14 hours @ \$200/hr. | \$2,800.00 |
| | 4. Response to contractor RFIs and construction phase coordination inquiries. Engineer: 8 hours @ \$200/hr. | \$1,600.00 |
| | 5. Substantial Completion inspection and punch list Engineer: 4 hours @ \$200/hr. | \$800.00 |
| | 6. Final Completion inspection: Engineer: 2 hours @ \$200/hr. | \$400.00 |
| | 10. Operations and Maintenance Manuals: Engineer: 2 hours @ \$200/hr. | <u>\$400.00</u> |
| | Total Structural Engineering Construction Administration | \$10,800.00 |
| V. | Mechanical and Electrical Engineering | |
| Α. | Bidding and Award: | |
| | Attendance at Pre-Bid Meeting Engineer: 3 hours @ \$195/hr. | \$585.00 |
| | 2. Response to Bid phase inquiries from contractors. Engineer: 2 hours @ \$195/hr. | <u>\$390.00</u> |
| | Total Mechanical and Electrical Bidding and Award | \$975.00 |



Task Order 2 Master Contract #34-0-2021/JMBidding, Award and Construction Administration

B. Construction Administration:

| 1. | Attendance at Pre-Construction MeetingEngineer: 3 hours @ \$195/hr. | \$ 585.00 |
|----|---|------------------------|
| 2. | Attendance at 6 Monthly OAC and Bi-weekly Construction Progress Meetings Engineer: 3 hours @ \$195/hr. x 6 | \$3,510.00 |
| 3. | Attendance at Pre-Installation Conferences (4) ■ Engineer: 3 hours @ \$195/hr. x 4 | \$2,340.00 |
| 4. | Review and Approval of MEP Submittals (max 3 reviews of each): Engineer: 1 hours @ \$195/hr. x 70 | \$13,650.00 |
| 5. | Response to contractor RFIs and construction phase coordination inquiries: Engineer: 1 hours @195/hr. x 20 | \$3,900.00 |
| 6. | Substantial Completion Punch List Inspection: Engineer: 6 hours @195/hr. Administrative: 2 hours @ \$75/hr. | \$1,170.00 \$150.00 |
| 7. | Final Completion Inspection: ■ Engineer: 4 hours @195/hr. | \$780.00 |
| 8. | Operations and Maintenance Manuals: ■ Engineer: 2 hours @195/hr. | \$390.00 |
| | | |

Total Mechanical and Electrical Engineering Construction Administration\$26,475.00

We agree to the scope of services, terms and conditions indicated herein.

SILLING ASSOCIATES, INC.

CITY OF PALM BAY

Umia

Thomas M. Potts, AIA President Silling Architects

Juliet Misconi, CPPO, CPPD Chief Procurement Officer

<u>August 11, 2022</u> Date

Council Approval Date, if applicable

Task Order 3 Master Contract #34-0-2021/JM



Furniture Fixtures and Equipment Design

Scope of Services

The following proposal is for the programming, design, bidding and contract administration of the loose Furniture Fixtures and Equipment (FFE) for the Palm Bay City Hall Building E. as a continuation and a complement to the building design accomplished under Task Order 1.

The general scope of FFE items has been established under Task Order 1 and is included in the building floor plans. The plans identify loose furniture and equipment items requirement and the preliminary budget to be validated and revised during the design process.

| FFE Items: | \$337,050.00 |
|--------------------------------|---------------------|
| FFE Delivery and Installation: | <u>\$ 33,705.00</u> |
| Total: | \$370,755.00 |

Fee and Hours Summary

The scope of services included in Task Order 3 are to be performed as a **Lump Sum Fee** in the amount of **\$24,440.00.** The following summary and related detail of anticipated hours and associated fee amounts are provided for purposes of scope clarification.

A. Programming

The Programming Phase will include two meetings with the City of Palm Bay project stakeholders to establish the loose Furniture Fixtures and Equipment (FFE) programmatic requirements:

- 1. Determine general style, city standards, and quality.
- 2. Determine project delivery requirements re: preferred vendor and/or state contract options
- 3. Determine strategy of bid alternates
- 4. Establish project budget
- 5. Establish project schedule

Design Phase FEE:

| • | Principal Architect: | 4 hours @ \$195/hr. | \$780.00 |
|----|----------------------|---------------------|-----------------|
| • | Interior Designer: | 4 hours @ \$135/hr. | <u>\$540.00</u> |
| To | tal Programming Fee: | | \$1,320.00 |

B. Design

The Design Phase will include an estimated four meetings with the City of Palm Bay project stakeholders to review the proposed design, develop consensus, and approve the final design/bid package. During the design phase the Architect will consult with manufactures and vendors to consider options and alternatives appropriate to the project requirements. The Architect will coordinate the proposed FFE items with the building interior design concept finish materials and colors. During this phase the project deliverables will include the following content:

- 1. FFE item cut sheets
 - Depicting features, styles, color, etc.
- 2. FFE material samples
 - Color and fabric samples

Task Order 3 Master Contract #34-0-2021/JM

Furniture Fixtures and Equipment Design

- 3. FFE floor plans
 - Building floor plans illustrating the general configuration and scale of each item
 - Coordination with building features including power and data
- 4. Three-dimensional imagery
 - Where required for visualization purposes develop three-dimensional graphic images depicting the proposed FFE items in context with the space(s).
- 5. Develop a FFE spread sheet documenting each item
 - Manufacturer and model number
 - Quantity and specifications regarding materials, size, color etc.
 - Itemized estimated cost

Design Phase FEE:

| Principal Architect: 6 hours @ \$195/hr. | \$1,170.00 |
|--|-------------------|
| Interior Designer: 80 hours @ \$135/hr. | \$10,800.00 |
| CADD Draftsman: 20 hours @ \$100/hr. | <u>\$2,000.00</u> |
| Total Design Phase: | \$13,970.00 |
| | |

C. Bidding and Award:

The Architect will assist the City of Palm Bay during the Bidding and Award Phases as follows:

- 1. Assist in preparation of FFE Advertisement for Bid and distribution of Bidding Documents
- 2. Respond to vendor inquiries and substitution requests
- 3. Attend Pre-Bid Meeting
- 4. Evaluate vendor bids and make recommendation for award
- 5. Assist in preparation of City/Vendor agreement

Design Phase FEE:

| Principal Architect: 10 hours @ \$195/hr. | \$1,950.00 |
|---|-------------------|
| Interior Designer: 20 hours @ \$135/hr. | <u>\$2,700.00</u> |
| Total Design Phase: | \$4,650.00 |

D. Contract Administration

The Architect will

- 1. Assist the City of Palm Bay and coordinate with the Building E General Contractor on FFE delivery and set up schedule.
- 2. Develop a FFE Delivery and Installation Punch list including the following items:
 - Validate receipt of FFE items and determine if items are consistent with the bid documents
 - Item Features
 - Components -
 - Install location -
 - Survey Items for Damages
 - Connection to power and data infrastructure.
- 3. Develop a Final FFE Punch List
- 4. Secure equipment warranties and FFE documentation



Task Order 3 Master Contract #34-0-2021/JM

Furniture Fixtures and Equipment Design

Design Phase FEE:

- Principal Architect: 4 hours @ \$195/hr.
- Interior Designer: 24 hours @ \$135/hr.
- Clerical: 6 hours @ \$80/hr.

Total CA Phase:

Total

We agree to the scope of services, terms and conditions indicated herein.

SILLING ASSOCIATES, INC.

CITY OF PALM BAY

Thomas M. Potts, AIA President Silling Architects

Juliet Misconi, CPPO, CPPD Chief Procurement Officer

August 11, 2022_____ Date

Council Approval Date, if applicable



\$780.00 \$3,240.00 <u>\$480.00</u> **\$4,500.00**



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Christopher A. Little, P.E.
- DATE: 8/18/2022
- RE: Ordinance 2022-88, amending the Code of Ordinances, Chapter 52, Boards, Subchapter 'Utilities Advisory Board', by repealing the subchapter in its entirety, thereby dissolving the Palm Bay Utilities Advisory Board, first reading.

The Utilities Advisory Board was established in 2004 and the responsibilities as further described in Palm Bay Code of Ordinances 52.220 include advising and making recommendations concerning sewer and water services, water and sewer infrastructure, capital improvements, appropriate funding sources, utility rates, master plans and rate adjustments which the City Council may from time to time direct it to review.

In general, the Board meeting has served as a "project update" meeting where the Utilities Director gives the status of the various Capital Improvement Projects throughout the Department. Most of the responsibilities currently assigned to the Board are addressed by the various consultants with whom the City has contractual service agreements. The consultant's major deliverables, such as master plans, rate studies, and rate adjustment recommendations are reviewed by City staff and brought before City Council for consideration.

Staff is requesting Council consideration for dissolution of the Utilities Advisory Board.

REQUESTING DEPARTMENT:

City Manager's Office

FISCAL IMPACT:

None

RECOMMENDATION:

Motion to adopt Ordinance 2022-XX, amending the Code of Ordinances, Chapter 52, Boards, Subchapter 'Utilities Advisory Board', by repealing the subchapter in its entirety, thereby dissolving the Palm Bay Utilities Advisory Board, first reading.

ATTACHMENTS:

Description Ordinance 2022-88

ORDINANCE 2022-88

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE V, LEGISLATIVE, CHAPTER 52, BOARDS, SUBCHAPTER 'UTILITIES ADVISORY BOARD', BY REPEALING THE SUBCHAPTER IN ITS ENTIRETY; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR DELETION FROM THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY

OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City of Palm Bay Code of Ordinances, Title V, Legislative,

Chapter 52, Boards, Subchapter 'Utilities Advisory Board', is hereby repealed in its entirety.

intirety.

"UTILITIES ADVISORY BOARD

§ 52.220 ESTABLISHMENT.

There is hereby established an advisory board to be know as the "Palm Bay Utilities Advisory Board," hereinafter referred to as the "Board."

§ 52.221 PURPOSE AND INTENT.

The purpose and intent of the Board shall be to advise and assist the City Council, City Manager, and city staff (hereafter collectively the "city") in constructing, extending, and expanding water utility systems and wastewater utility systems within the now and future corporate boundaries within the City of Palm Bay, Florida, as well as outside those boundaries when agreed to by City Council.

§ 52.222 COMPOSITION; TERMS; VACANCIES.

(A) The Board shall consist of five (5) members who shall be appointed by the City Council as follows:

(1) Two (2) members shall each serve an initial term of three (3) years;

(2) Two (2) members shall serve an initial term of two (2) years; and

City of Palm Bay, Florida Ordinance 2022-88 Page 2 of 4

(3) One (1) member shall serve an initial term of one (1) year.

All subsequent appointments shall be for a term of four (4) years and limited to two (2) consecutive terms.

(B) Each Council seat shall appoint one (1) member. The City Councilmember appointing a member to a board that is not created or authorized by general law, special act or municipal charter, shall have the continuing right to remove the member so appointed and to appoint another member as often as the appointing Councilmember shall deem it appropriate in order to facilitate the business of the board or committee.

(C) Members shall be residents of and qualified voters within the city. At least three (3) members of the Board shall be current customers of the city's utility system.

(D) The Board shall be made up of individuals who will have special talents, credentials, or experience which will be useful in the review and recommendation of utilities.

(E) No official of the city or employee of the city's Utilities Department may be appointed as a member of the Board.

(F) Vacancies for unexpired terms shall be filled in the manner in which original appointments are required to be made. Appointments to fill any vacancy on the Board shall be for the remainder of the unexpired term.

§ 52.223 DUTIES AND RESPONSIBILITIES.

(A) The duties and responsibilities of the Board shall be as follows:

(1) To advise and recommend to the City Council in providing sewer and water services in the city's service area;

(2) To advise and recommend to the city methods in providing water and sewer infrastructure within the city's service area and outside the city's service area when approved by the Council;

(3) To advise and recommend to the city capital improvements to the system through established capital improvement program procedures;

(4) To advise and recommend to the city appropriate funding sources to implement projects;

(5) To advise and recommend to the city utility rate studies, master plans, and rate adjustments as needed or required.

§ 52.224 RULES OF PROCEDURE.

City of Palm Bay, Florida Ordinance 2022-88 Page 3 of 4

(A) Meetings shall be held on such days and at such times and locations as the Board from time to time determines. Meetings shall be held in public facilities.

(B) Quorum. Three (3) members of the Board shall constitute a quorum for the transaction of business at any meeting and the vote of a majority of such quorum shall be sufficient for formal action by the Board.

(C) Officers. The Board shall select its own chairperson and vice chairperson. The chairperson and vice chairperson shall serve for a term of two (2) years. The vice chairperson shall automatically succeed the chairperson.

(D) By-laws. The Board may prepare and adopt such by-laws, rules, and regulations for its own guidance as it may deem expedient and not inconsistent with law.

(E) Absences. Members who fail to attend three (3) consecutive regular meetings or a total of five (5) meetings of any type within a twelve (12) month period, shall automatically forfeit their appointments. The chairperson shall notify the Office of the City Clerk of any vacancy, at which time the process to fill the vacancy shall be implemented.

(F) Agendas and minutes. The Board shall submit to the City Council, within an appropriate time frame, an agenda of the upcoming meeting and the minutes of the previous meeting. The Board shall submit other reports from time to time as directed by the City Council.

§ 52.225 COMPENSATION.

Members shall serve without compensation, except that they may be reimbursed as permitted by general law and consistent with city policy for travel and per diem expenses incurred in the course of their duties and responsibilities not to exceed the budgeted amount."

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby

repealed and all ordinances or parts of ordinances not in conflict herewith are hereby

continued in full force and effect.

SECTION 3. It is the intention of the City Council of the City of Palm Bay that the

City of Palm Bay Code of Ordinances be revised to delete the language as specified above.

SECTION 4. If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable,

City of Palm Bay, Florida Ordinance 2022-88 Page 4 of 4

inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

SECTION 5. The provisions within this ordinance shall take effect immediately upon the enactment date.

| Read in title only at Meeting 2022- | , held on | , 2022; and |
|--|-------------------|-------------|
| read in title only and duly enacted at Meeting | , 2022- , held on | , 2022. |

ATTEST:

Rob Medina, MAYOR

Terese M. Jones, CITY CLERK

Reviewed by CAO: _____

Strikethrough words shall be deleted; highlighted words that will included will be placed in between two arrow symbols (>> <<). Deletions and additions constitute the proposed amendment. Words remaining are now in effect and remain unchanged.



TO: Honorable Mayor and Members of the City Council

- FROM: Suzanne Sherman, City Manager
- DATE: 8/18/2022

RE: Consideration of reallocating American Rescue Plan Act (ARPA) funds for an emergency operations center (\$2,000,000) and appropriating funds towards replacement of the Citywide financial system utilizing Undesignated Fund Balance (\$2,000,000).

On September 22, 2021, City Council allocated \$2 million in ARPA under the "revenue loss" category to the replacement of HTE. Further inquiry identified the need for an additional \$2 million to complete the replacement of the City's financial system, for a total of \$4 million. On May 5, 2022, City Council allocated \$2 million in ARPA funds towards the replacement of the Citywide financial system, HTE, under the "generally eligible" category, pending response from the U.S. Department of Treasury on whether this would be an eligible use of funds. Staff has since received confirmation that the use of the funds for this purpose does not meet the criteria established under the U.S. Department of Treasury's guidelines for categories "generally eligible". Staff is requesting Council's consideration to allocate the \$2 million in General Fund undesignated fund balance towards the replacement of the Citywide financial system (Project #22IT01). The current balance in Undesignated Fund Balance is \$20 million, which includes the recent appropriation of \$2.6 million approved by City Council on July 7, 2022 for the construction of Fire Station 7. This does not include the estimated unexpended funds from FY 2022. The City is required to maintain a minimum fund balance of 16.7% of the operating budget, which is estimated to be \$13.8 million for FY 2023.

Staff is seeking further consideration to reallocate the \$2 million in available ARPA funds towards the build out of Building "E" third floor for a Citywide Emergency Operations Center (EOC). The construction of an EOC, and the acquisition of emergency response equipment, is an eligible capital expenditure under 31 CFR 35.6(b) "Responing to the public health emergency or its negative economic impacts" and as provided in the Final Rule published by the U.S. Department of Treasury.

The City does not currently have a facility which could serve as a base of operations/command center during a natural or man-made disaster. All Level 1 employees who are required to report during an emergency or disaster currently report to their workspace. There are several issues with this approach, to include that not all City facilities are rated for a Category 5 storm and not having all essential personal in one location presents challenges to providing a coordinated response. An EOC will serve as a single base of operations whereby all essential staff are required to report when the EOC is activated (i.e. during a hurricane, pandemic). A typical EOC is equipped with computer/workstations, secure phone systems, and other software and equipment as well as showers and a full kitchen in the event that essential staff are required to remain during a critical event. Once an EOC is activated, certain Emergency Support Functions (ESFs) are also activated, bringing in the respective personnel (i.e. Police, Fire, PW Director, Utilities Director, Facilities Director, etc.). These roles are required to assist the City pre- and post-disaster to ensure the health, safety, and well-being of residents and City

infrastructure. Having an EOC which can accommodate such events provides a streamlined and expedited response to emergencies. In many scenarios, as is the case for this request, the EOC is maintained by the Information Technology (IT) Department, which ensures the maintenance of EOC hardware and software. At this time, the IT Department is located at City Hall, which is a Category 3 rated building. Relocating the IT Department to Building "E" will also ensure that the City's critical infrastructure remains secure and City operations continue. During downtime, the EOC can serve as a training room (to include training for emergency response/natural disaster).

In early 2022, the City received an estimate of \$18 million from Silling Architects for the construction of Building "E", to include the build out of all three stories (approximately 37,000 SF). However, due to funding constraints, Building "E" (Project 20BD01) is currently expected to be constructed as three stories, with the first and second floor fully built out, including fixtures, furniture, and equipment (FFE). The third floor is currently planned to remain a "shell" until such time the City has identified the use and a funding source. The total estimated cost is \$14,187,390 million, funded by the Building Enterprise Fund (\$6,917,999) and ARPA funds (\$7,269,391.02) as allocated by City Council. (It's important to note that while Building "E" will be occupied by the Building Department and the Utilities Department, the Building Enterprise Fund will fund the build out of both functions and leasing space to the Utilities Department to be paid from the Utilities Enterprise Fund.)

REQUESTING DEPARTMENT:

City Manager's Office, Parks and Facilities, Finance, Procurement, Information Technology, Building Department

FISCAL IMPACT:

If approved, this item will reallocate \$2 million from General Fund Undesignated Fund Balance, account #001-0000-392-10-01, to Project #22IT01 within the general fund once approved by Council, and reallocate \$2 million in ARPA to Project 20BD01, account #128-3414-559-62-01. Both allocations would occur on the next regularly scheduled budget amendment.

RECOMMENDATION:

Motion to approve the reallocation of \$2 million in ARPA to Building "E" third floor build out for the purpose of a citywide Emergency Operations Center, to include the relocation of the IT Department; and approve an allocation of \$2 million from General Fund undesignated fund balance for the replacement of the citywide financial system.



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Leslie Hoog, Fire Chief
- DATE: 8/18/2022
- RE: Consideration of a new full-time equivalent (FTE) Firefighter position within the Fire Department.

To meet the increased need for additional personnel, staff has planned to convert a vacant Division Chief position to two firefighter positions. The salary of the Division Chief covers these two positions. The reclassification of the Division Chief to a Firefighter creates the one FTE; however, staff is seeking Council consideration to add an additional FTE for a Firefighter to the Position Control Plan.

If approved, the two firefighters be stationed at future Fire Station 7, in addition to the personnel for the Station 7 previously approved by City Council during the mid-FY 2022 budget cycle and proposed in the FY 2023 budget. The additional firefighters will be used to man the squad vehicle in service to assist with call volume.

REQUESTING DEPARTMENT:

Fire Department

FISCAL IMPACT:

The Division Chief salary is budgeted in FY 2022 at \$85,000.00. The starting salary for a firefighter is \$40,071.00. The total funding to hire two firefighters at starting salary is \$80,142.00, not including benefits. Funds are available in account 001-6012-522-1210.

RECOMMENDATION:

Motion to authorize one modification to the Position Control Plan to add (1) full-time equivalent position for a fulltime Firefighter.



TO: Honorable Mayor and Members of the City Council

- FROM: Suzanne Sherman, City Manager
- DATE: 8/18/2022
- RE: Consideration of a budget amendment to fund a change order to the Turkey Creek channel marker replacement project (\$409).

The Public Works Department received a grant award from the Florida Inland Navigation District (FIND) in the amount of \$75,000 with the City providing a 25% match in the amount of \$25,000, for a project total of \$100,000 for the removal and replacement of existing channel marker posts and signs in the Turkey Creek waterway. The total depth of the completed pile logs was more than anticipated and a change order is required. The contractor has submit a change order in the amount of \$5,494.50, which brings the total cost of the project to \$100,408.50, exceeding the project budget by \$408.50.

The Public Works Department requests a budget amendment in the amount of \$408.50 to fund the change order request and complete the project.

REQUESTING DEPARTMENT:

Public Works

FISCAL IMPACT:

If approved by City Council, a budget amendment in the amount of \$408.50 from account Public Works Department/Road Materials/Supplies, account 001-7034-541-5301 to Public Works Department/Improvements other than Buildings, account 301-7090-539-6301 (Project #22PW02) will occur on the next quarterly budget amendment.

RECOMMENDATION:

Motion to approve a budget amendment for Turkey Creek Channel Marker Replacement Project 22PW02 in the amount of \$408.50.

ATTACHMENTS:

Description

22PW02 Change Order No 2

22PW02 Turkey Creek Channel Marker Replacements Bid Number 25-0-2022 PO Number 221338 Page 1 of 2

CHANGE ORDER

| PROJECT: | Turkey Creek Channel Marker Replacements |
|----------|--|
| | Invitation for Bid #25-0-2022 |

CHANGE ORDER NUMBER: <u>2</u> DATED: <u>7/28/2022</u>

| CONTRACTOR | Underwater Engineering Services |
|------------|---|
| ADDRESS: | 3306 Enterprise Road, Ft Pierce, FL 32982 |

JUSTIFICATION:

The Pile Logs used for the 22 channel markers were 111 LF over the length estimated in the scope of work.

CONTRACT PRICE AND TIME IMPACT:

| ORIGINAL AWARDED CONTRACT AMOUNT: | \$99,360.00 |
|---|--------------|
| CURRENT CONTRACT AMOUNT: | \$94,914.00 |
| INCREASE/DECREASE IN CONTRACT AMOUNT: | \$5,494.50 |
| NEW CONTRACT AMOUNT: | \$100,408.50 |
| | |
| CURRENT CONTRACT FINAL COMPLETION DATE: | 09/13/2022 |
| INCREASE/DECREASE IN CONTRACT TIME: | 0 DAYS |
| NEW CONTRACT COMPLETION DATE: | 09/13/2022 |
| | |

REQUESTING DEPARTMENT'S CONCURRENCE AND APPROVAL:

| Department Head | Date |
|--|----------------------------|
| ORDERED BY THE CITY OF PALM BAY | ACCEPTED BY THE CONTRACTOR |
| City Manager or Chief Procurement Officer | Printed Name & Title |
| Date | Signature |
| | Date |

PROJECT NAME AND NUMBER

| Item No. | Description | Qty | Unit | Unit Price | Value |
|----------|-------------------|-----|------|------------|-------------------|
| | F&I 12" Pile Post | 111 | EA | 49.50 | \$5,494.50 |
| | | | | | <u>\$5,494.50</u> |

Approved by:

1

Hector Franco, Project Manager



TO: Honorable Mayor and Members of the City Council

- FROM: Suzanne Sherman, City Manager
- DATE: 8/18/2022

RE: Acknowledgement of the August 2022 GO Road Bond Paving update.

The GO Roads Paving program funded \$150 million in general obligation bond approved by the voters in November 2018. Public Works Engineering and inspection staff is tasked with managing the design and construction for the anticipated eight year paving construction program. The program requires staff to prepare an annual paving program to be reviewed by the Infrastructure Advisory Oversight Board (IAOB) and then approved by City Council at the beginning of the year.

As requested by City Council, attached is the monthly paving program update report.

Changes since last month's report include:

- Update to progress on Unit 20 paving (70% complete)
- Edge grading work has started in Unit 48 and Emerson from C1 to Malabar
- Unit 30 will have an issued Notice to Proceed on 8/16/22
- Emerson from SJHP to Minton was awarded by Council at the 7/21/22 meeting
- Knecht Road and Port Malabar from Babcock Street to US-1 is advertised for bids

REQUESTING DEPARTMENT:

Public Works

FISCAL IMPACT:

The financial spreadsheet of the current budget for each road project is attached.

RECOMMENDATION:

Motion to acknowledge the August 2022 GO Road Bond Paving update.

ATTACHMENTS:

Description

August 2022 Road Bond Paving Update

Road Bond Paving Update – August 4, 2022

The City has already taken two draws of \$50 million for a total of \$100 million to cover the paving contracts. The following is an update on the paving program:

- Table below provides a summary of completed (Blue), in construction (Orange) and advertised (Red) for Road Paving Phases 1 thru 3.
- Total miles completed to date is 271.2 miles or 34.3% of the 791 miles of Road Paving Program
- Currently paving in Unit 20 with approximately 70% paved as of August 4, 2022

| Units | Phase | Miles | Costs | Status |
|--|-------|--------|---------------------|------------------------------------|
| Unit 41 and Eldron | 1 | 11.73 | \$3,074,558.88 | Completed |
| Unit 31 and 32 | 1 | 41.47 | \$10,269,206.00 | Completed |
| Unit 42 and Garvey | 1 | 33.51 | \$7,727,462.09 | Completed |
| Units 11, 15, 18, 23 and 56 | 1 | 56.63 | \$10,020,961.74 | Completed |
| Pt Malabar Rd from Palm Bay to Babcock St | 2 | 1.66 | \$996,581.93 | Completed |
| Emerson Dr from Minton Rd to C-1 | 2 | 2.55 | \$1,118,119.41 | Completed |
| Unit 17 | 2 | 13.16 | \$1,464,994.56 | Completed |
| Unit 46 | 2 | 23.96 | \$2,062,215.61 | Completed |
| Unit 5 | 2 | 6.49 | \$921,774.75 | Completed |
| Unit 1,2,3,4,27,35,43 & 47 | 2 | 24.13 | \$3,617,733.39 | Completed |
| Unit 24 & 25 | 2 | 45.13 | \$7,861,368.60 | Completed |
| Palm Bay Colony & Kirby Industrial | 2 | 6.09 | \$1,024,250.95 | Completed |
| Driskell Heights/Florida/Farview | 2 | 4.75 | \$1,135,511.80 | Close-out |
| Unit 20 | 2 | 16.57 | \$2,535,330.39 | 70% paved 8/4 |
| Unit 48 & Emerson from CI to Malabar | 3 | 22.97 | \$5,752,978.47 | Edge grading |
| Unit 30 | 3 | 30 .10 | \$11,625,262.15 | NTP 8/16 |
| Emerson from SJHP to Minton | 2 | 1.96 | \$1,450,948.90 | Awarded 7/21 |
| Knecht RD & Pt Malabar from Babcock to US 1 | 2 | 9.45 | Est \$2,629,516.70 | Advertised |
| Northeast Area Misc. | 2 | 17.63 | Est \$4,584,461.26 | Waiting on pipes |
| Country Club 1-10 | 2 | 20.9 | Est \$5,173,020.75 | Waiting on pipes |
| Units 13, 14 and Madden and Osmosis | 3 | 33.13 | Est \$8,255,848.18 | Procurement Aug |
| Units 22 & 37 | 3 | 25.58 | Est \$5,300,108.29 | Waiting on pipes |
| Unit 57 | 3 | 2.58 | Est \$2,055,484.95 | Procurement Sept |
| Units 26, 38, 39 & 40 | 5 | 19.39 | Est \$2,010,076.81 | Redo design plans for construction |
| Phase 4 Projects: Unit 6, 44, 45, 50, and 55 | 4 | 96.7 | Est \$13,838,501.03 | Phase 4 estimates |
| Phase 5 Projects: Melbourne Poultry Colony, Unit 21, 07, 08, 29, 28, 19, 10, 09, 36, 12, 16 | 5 | 223.71 | Est \$37,673,563 | Phase 5 estimates |
| Phase 5 Unit 49 | 5 | 28.4 | Est \$16,153,442 | Phase 5 estimates |

Projects complete or under contract

Estimated future projects

Total expected expenditures

Difference

\$71,208,311 \$99,125,002.30 \$170,333,313.3

-\$20,333,313.3



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Larry Wojciechowski, Finance Director
- DATE: 8/18/2022

RE: Acknowledgement of the City's monthly financial report for June 2022 (Unaudited).

Attached for your information is the monthly financial report which provides an overview of the City's financial activities for June 2022. June is the ninth month of the fiscal year and represents 75% of the annual budget year.

Citywide cash and investments increased by \$37.2 million or 14.0% in comparison to the prior year. This was primarily due to increased balances in Impact Fee funds, ARPA Fund, Utilities funds and the General Fund. This also contributed to the increase in Citywide revenues.

The General Fund is the City's primary operating fund. General Fund revenues received through June were \$68.9 million and are 74.3% of the annual budget. General Fund expenditures through the end of June were \$61.0 million and are 65.8% of the annual budget. General Fund total cash & investments on June 30, 2022 was \$37.9 million, which is \$6.7 million or 21.4% higher than one year ago.

General Fund revenues collected through June 30, 2022, overall were 9.3% higher than the revenues collected during the same period last year. The overall increase was mainly attributable to an increase in revenue collections from Ad Valorem Taxes and State shared revenues compared to the same period last year.

General Fund expenditures through June 30, 2022, overall were 9.2% higher than expenditures incurred during the same period last year. Pages 14 through 16 provide a summary of all funds' budget, revenues and expenditures posted for June 30, 2022.

REQUESTING DEPARTMENT:

FISCAL IMPACT: None

RECOMMENDATION:

Motion to acknowledge receipt of the June 2022 Financial Report.

ATTACHMENTS: Description

Monthly Finance Report- June 2022



MONTHLY FINANCIAL REPORT (UNAUDITED) JUNE 2022

City of Palm Bay, Florida

| Repo | rt Summary | The City of Palm Bay |
|------------------|---|-------------------------------|
| Financ Genera | ial Report Summary Il Fund | Page 1 |
| | Year-to-Date Revenue | Page 2 |
| \triangleright | Year-to-Date Expenditures | Page 3 |
| \triangleright | Cash & Investments | Page 4 |
| \triangleright | Operating Statement & Change in Fund Balance | Page 5 |
| \succ | Fund Balance History | Page 6 |
| • | Fee Funds | |
| | Cash & Investments | Page 7 |
| | Fund Equity | Page 8 |
| Utilitie | | |
| | Cash & Investments | Page 9 |
| •••• | vater Fund | |
| | Cash & Fund Equity | Page 10 |
| | ig Fund | |
| | Cash & Fund Equity | Page 11 |
| | I Obligation Road Program Funds | D (0) |
| > | | Page 12 |
| \triangleright | ial Activity by Fund General Fund, Special Revenue Funds, and Impact Fee Funds Debt Service Funds and Capital Projects Funds Enterprise Funds and Internal Service Funds | Page 14 Page 15 Page 16 |



The City of Palm Bay, Florida's (the "City") monthly financial report presents an overview and analysis of the City's financial activities during the month of June 2022. June is the ninth month of the fiscal year and represents 75% of the annual budget.

Financial Report Summary

- Citywide revenues^{1*} of 192.6 million are at 49.3% of the annual budget. Citywide expenditures^{1*} of \$148.0 million are at 37.8% of the annual budget. Traditionally revenue collections are two months in arrears. For this reason, certain revenues for grants and other governmental resources are accrued at year end to reflect the period in which it represents.
- Citywide cash and investments increased by \$37.2 million, or 14.0%, in comparison to the prior year. This was primarily due to increased balances in Impact Fee funds (\$14.8m), ARPA Fund (\$9m), Utilities funds (\$5.3m) and the General Fund (\$6.7m).
- Citywide revenues decreased by \$44.9 million, or 18.9% in comparison to the prior year. Most of the decreased citywide revenues were a result of \$56 million in bond proceeds received in February 2021 from the General Obligation Bonds, Series 2021.

| Citywide | - Cash & Investments ¹ | Citywide - Rev | venues ¹ * | Citywide - | Expenditures ¹ * |
|-----------|-----------------------------------|--------------------|-----------------------|------------|-----------------------------|
| 6/30/2022 | \$ 303,222,833.40 | 6/30/2022 \$ | \$ 192,617,123.20 | 6/30/2022 | \$ 147,983,875.55 |
| 6/30/2021 | 266,061,875.54 | 6/30/2021 | 237,540,527.57 | 6/30/2021 | 145,792,186.25 |
| Increase | 14.0% \$ 37,160,957.86 | Decrease -18.9% \$ | 6 (44,923,404.37) | Increase 1 | .5% \$ 2,191,689.30 |

¹Not including Cash, Revenues, or Expenditures from PB Municipal Foundation.

* Not including interfund transfers

- General Fund revenues of \$68.9 million are at 74.3% of the annual budget. This is an increase of \$5.87 million, or 9.3%, in comparison to the prior year.
- General Fund expenditures of \$61.0 million are at 65.8% of the annual budget. This is an increase of \$5.14 million, or 9.2%, in comparison to the prior year.
- General Fund cash and investments increased by \$6.7 million, or 21.4%, in comparison to the prior year. Of this increased General Fund cash, \$800,000 is reserved.

| General Fund - Cash & Investments | | | Gene | eral Fund - R | evenues | Genera | l Fund - Exp | enditures |
|-----------------------------------|----------|---------------|-----------|---------------|---------------|-----------|--------------|---------------|
| 6/30/2022 | \$ | 37,925,941.20 | 6/30/2022 | \$ | 68,894,108.46 | 6/30/2022 | \$ | 60,954,133.04 |
| 6/30/2021 | | 31,243,347.17 | 6/30/2021 | | 63,020,438.99 | 6/30/2021 | | 55,814,333.21 |
| Increase | 21.4% \$ | 6,682,594.03 | Increase | 9.3% \$ | 5,873,669.47 | Increase | 9.2% \$ | 5,139,799.83 |

The General Fund is the City's primary operating fund and is used to account for all resources except those that are required to be accounted for in another fund.

This report contains unaudited information. If you have any questions or comments on the financial reports, please contact Larry Wojciechowski, Finance Director or Ruth Chapman, Assistant Finance Director.

MONTHLY FINANCIAL REPORT (UNAUDITED) JUNE 2022

CITY OF PALM BAY, FLORIDA



General Fund (GF) Revenues - Summary

➢ FY 2022 YTD Revenue Variance

As Compared to Prior Year

| | Prior YTD | Current YTD | % Variance | Annual Budget |
|--|---------------|------------------|------------|---------------|
| Ad Valorem Taxes | \$ 35,609,052 | \$ 38,289,924 | 7.5% | |
| Local Option Fuel Tax (1) | 2,457,544 | 2,776,954 | 13.0% | 3,796,230 |
| Utility Service Taxes | 5,613,488 | 5,834,844 | 3.9% | 9,385,000 |
| Communication Service Tax | 1,490,388 | 1,553,343 | 4.2% | 2,633,283 |
| Franchise Fees (2) | 3,159,419 | 3,639,244 | 15.2% | 5,944,250 |
| State Shared Revenues (3) | 2,413,602 | 2,938,422 | 21.7% | 5,567,523 |
| Half Cent Sales Tax (4) | 4,294,196 | 4,993,666 | 16.3% | 7,491,179 |
| Licenses and Permits (5) | 635,178 | 787,930 | 24.0% | 714,080 |
| Grants and Other Entitlements (6) | 922,035 | 307,876 | -66.6% | 768,237 |
| Charges for Services (7) | 4,180,028 | 4,839,706 | 15.8% | 5,372,580 |
| Fines and Forfeitures (8) | 385,816 | 424,240 | 10.0% | 491,400 |
| Interest, Rents & Other Revenues (9) | 512,690 | 395,935 | -22.8% | 954,050 |
| Interfund Transfers & Other Sources (10) | 1,347,003 | 2,112,026 | 56.8% | 2,644,051 |
| Fund Balance | - | - | 0.0% | 8,908,310 |
| | \$ 63,020,439 | \$ 68,894,108 | 9.3% | \$ 92,683,591 |

(1) Increase primarily due to higher year-to-date collections of Local Option Fuel Tax in FY22.

- (2) Increase primarily due to higher year-to-date collections of Franchise Fees in FY22.
- (3) Increase primarily due to higher year-to-date collections of State Shared Revenues in FY22.
- (4) Increase primarily due to higher year-to-date collections of Half Cent Sales Tax in FY22.
- (5) Increase primarily due to higher year-to-date collections from driveway permits in FY22. (6) Decrease primarily due to lower year-to-date collections from Federal grants (CARES Act, DOJ, FEMA) in FY22.

(7) Increase primarily due to higher year-to-date collections of service charges in FY22.

(8) Increase primarily due to higher year-to-date collections of Code Compliance fines in FY22.

(9) Decrease primarily due to lower year-to-date collections of Forfeitures in FY22.

(10) Increase primarily due to higher budgeted transfers from Employee Benefits Fund and higher Sales of Capital Assets in FY22.



General Fund (GF) Expenditures - Summary

FY 2022 YTD Expenditure Variance As Compared to Prior Year

| | Prior YTD | Current YTD | % Variance | Annual Budget |
|----------------------------|---------------|---------------|------------|-------------------|
| Legislative (1) | \$ 598,699 | \$ 751,180 | 25.5% \$ | 5 1,030,051 |
| City Manager (2) | 347,896 | 782,647 | 125.0% | 1,393,213 |
| City Attorney (3) | 221,191 | 275,573 | 24.6% | 539,748 |
| Procurement | 441,419 | 472,388 | 7.0% | 691,561 |
| Finance (4) | 1,182,271 | 990,364 | -16.2% | 1,498,269 |
| Information Technology (5) | 1,847,078 | 2,352,204 | 27.3% | 4,157,014 |
| Human Resources (6) | 431,904 | 367,477 | -14.9% | 779,134 |
| Growth Management | 1,181,674 | 1,173,534 | -0.7% | 2,329,639 |
| Comm & Economic Dev. (7) | 734,082 | 508,044 | -30.8% | 1,235,331 |
| Recreation (8) | 3,429,472 | 1,072,304 | -68.7% | 2,201,276 |
| Parks and Facilities (9) | 1,879,767 | 4,917,833 | 161.6% | 7,889,944 |
| Police | 15,646,577 | 17,035,126 | 8.9% | 25,675,346 |
| Fire | 12,160,751 | 12,459,055 | 2.5% | 17,578,049 |
| Public Works | 4,247,567 | 4,436,817 | 4.5% | 8,543,984 |
| Non-Departmental (10) | 3,870,248 | 4,299,404 | 11.1% | 5,922,394 |
| Transfers (11) | 7,593,737 | 9,060,184 | 19.3% | 11,218,638 |
| | \$ 55,814,333 | \$ 60,954,133 | 9.2% \$ | 92,683,591 |

(1) Increase primarily due to higher year-to-date operating costs as a result of the Special Election in FY22.

(2) Increase primarily due to higher year-to-date personnel costs since brought Public Information back to CMO and filled Deputy City Manager position.

(3) Increase primarily due to higher year-to-date expenditures for Other Attorneys Costs in FY22.

(4) Decrease primarily due to lower year-to-date personnel costs from temporary vacancies and transition of Revenue Division from Finance to C&ED in FY22. (5) Increase primarily due to higher year-to-date personnel and operating costs in FY22.

(6) Decrease primarily due to cost savings due to vacancies in Human Resources in FY22.

(7) Decrease primarily due to lower year-to-date costs since transferred Public Information back to CMO.

(8) Decrease primarily due to moving Parks from Recreation to Facilities in FY22.

(9) Increase primarily due to moving Parks from Recreation to Facilities in FY22.

(10) Increase primarily due to higher year-to-date costs of Fleet Operating Charges, Credit Card Fees, and Liability/Property Insurance in FY22.

(11) Increase primarily due to higher year-to-date budgeted transfer to Fleet Services in FY22.

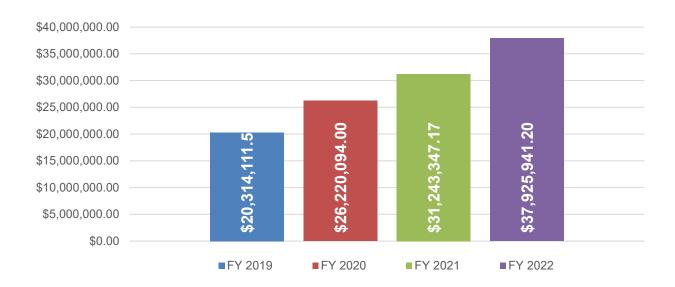
| | YTD Actual | YTD Budget | Annual Budget | % Spent |
|---------------|------------------------|---------------|---------------|---------|
| Debt Service | \$ 4,679,913.60 \$ | 4,809,859 \$ | 6,413,145 | 73.0% |
| Personnel | 40,233,129.12 | 44,709,527 | 59,612,702 | 67.5% |
| Operating | 10,585,474.14 | 14,377,436 | 19,169,914 | 55.2% |
| Capital | 1,075,346.18 | 2,000,503 | 2,667,337 | 40.3% |
| Contributions | - | 11,250 | 15,000 | 0.0% |
| Transfers | 4,380,270.00 | 3,604,120 | 4,805,493 | 91.2% |
| Reserves | - | - | - | 0.0% |
| | \$ 60,954,133.04 \$ | 69,512,693 \$ | 92,683,591 | 65.8% |

The total budgeted expenditures for FY22 are \$92,683,591 (including encumbrances from prior year and budget amendments). Of this amount, \$59,612,702, or 64.3%, is related to personnel costs.



General Fund (GF) Cash & Investments - Summary

Year-to-Date (YTD) Cash & Investments Comparisons



| General Fund Cash & Inv | /estm | ents | General Fund Cash & Inves | stm | nents |
|----------------------------|-------|---------------|------------------------------------|-----|---------------|
| Prior Month Ending Balance | \$ | 38,877,641.56 | June 2022 Ending Balance | \$ | 37,925,941.20 |
| | | | Cash Advanced to Other Funds: | | |
| Cash Increase (Decrease) | | (951,700.36) | CDBG Fund #126 | | (293,251.77) |
| Ending Balance 6/30/2022 | \$ | 37,925,941.20 | Total Available Cash & Investments | \$ | 37,632,689.43 |



General Fund (GF) Balance - Summary

CITY OF PALM BAY, FLORIDA

OPERATING STATEMENT AND CHANGES IN FUND BALANCES

GENERAL FUND

For the Month Ended June 30, 2022

| | Prior YTD | С | urrent YTD |
|---|------------------|----|------------|
| REVENUES | | | |
| Ad Valorem Taxes | \$ 35,609,052 | \$ | 38,289,924 |
| Local Option Fuel Tax | 2,457,544 | | 2,776,954 |
| Utility Service Taxes | 5,613,488 | | 5,834,844 |
| Communication Service Tax | 1,490,388 | | 1,553,343 |
| Franchise Fees | 3,159,419 | | 3,639,244 |
| State Shared Revenues | 2,413,602 | | 2,938,422 |
| Half Cent Sales Tax | 4,294,196 | | 4,993,666 |
| Licenses and Permits | 635,178 | | 787,930 |
| Grants and Other Entitlements | 922,035 | | 307,876 |
| Charges for Services | 4,180,028 | | 4,839,706 |
| Fines and Forfeitures | 385,816 | | 424,240 |
| Interest, Rents and Other Revenues | 512,690 | | 395,935 |
| Interfund Transfers and Other Sources | 1,347,003 | | 2,112,026 |
| Total Revenues | 63,020,439 | | 68,894,108 |
| EXPENDITURES | | | |
| Legislative | 598,699 | | 751,180 |
| City Manager | 347,896 | | 782,647 |
| City Attorney | 221,191 | | 275,573 |
| Procurement | 441,419 | | 472,388 |
| Finance | 1,182,271 | | 990,364 |
| Information Technology | 1,847,078 | | 2,352,204 |
| Human Resources | 431,904 | | 367,477 |
| Growth Management | 1,181,674 | | 1,173,534 |
| Economic Development | 734,082 | | 508,044 |
| Parks and Recreation | 3,429,472 | | 1,072,304 |
| Facilities | 1,879,767 | | 4,917,833 |
| Police | 15,646,577 | | 17,035,126 |
| Fire | 12,160,751 | | 12,459,055 |
| Public Works | 4,247,567 | | 4,436,817 |
| Non-Departmental | 3,870,248 | | 4,299,404 |
| Transfers | 7,593,737 | | 9,060,184 |
| Total Expenditures | 55,814,333 | | 60,954,133 |
| Excess (Deficiency) of Revenues Over Expenditures | 7,206,106 | | 7,939,975 |
| Fund Balance - Beginning | 24,540,027 | | 30,613,782 |
| Fund Balance - Ending | \$ 31,746,133 | | 38,553,757 |



General Fund (GF) Balance - Summary

The minimum General Fund unrestricted fund balance, as established by Resolution 2021-03 (effective with the preparation of the City's September 30, 2022, Annual Comprehensive Financial Report and adoption of the City's Fiscal Year 2022 Budget), is two months of regular budgetary General Fund operating expenditures. The following is a history of the City's General Fund unrestricted fund balance.

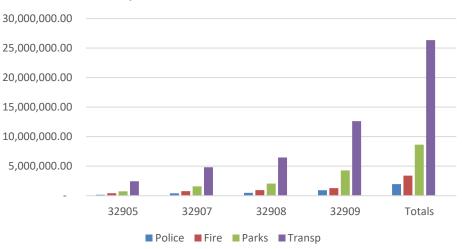
| | General F | un | d Balance - Hi | story |
|---------|-----------------|----|----------------|----------------|
| | Minimum | | Unrestricted | Unrestricted |
| | Required | | Fund Balance | Fund Balance % |
| FY 2021 | \$ 7,553,655 | \$ | 29,713,480 | 39.3% |
| FY 2020 | 6,758,163 | | 23,658,524 | 35.0% |
| FY 2019 | 6,784,007 | | 18,205,817 | 26.8% |
| FY 2018 | 6,478,266 | | 14,940,492 | 23.1% |
| FY 2017 | 6,107,113 | | 8,610,875 | 14.1% |



| 6/30/2022 | Zone 1 | Zone 2 | Zone 3 | Zone 4 | |
|-----------|--------------|--------------|--------------|---------------|---------------|
| | 32905 | 32907 | 32908 | 32909 | Totals |
| Police | 153,234.09 | 392,184.16 | 479,708.24 | 924,718.75 | 1,949,845.24 |
| Fire | 413,798.76 | 769,225.83 | 936,264.73 | 1,275,756.50 | 3,395,045.82 |
| Parks | 741,481.93 | 1,570,435.12 | 2,054,386.86 | 4,268,444.86 | 8,634,748.77 |
| Transp | 2,441,920.88 | 4,813,151.20 | 6,469,958.63 | 12,626,675.77 | 26,351,706.48 |
| Totals | 3,750,435.66 | 7,544,996.31 | 9,940,318.46 | 19,095,595.88 | 40,331,346.31 |

Impact Fees by Nexus Zone - Cash & Investments – Summary*

*Not including Transportation Impact Fees Zone 32909 amount of \$373,669.50 Special Purpose Deposits / Bayside Estates or \$71,824.50 segregated amount per I.L.A. with Brevard County.

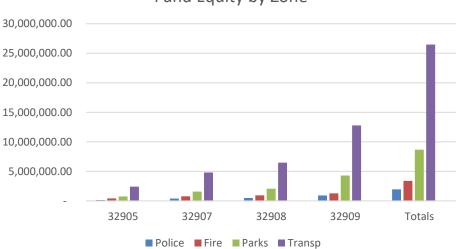


Impact Fees Cash & Investments



Impact Fees by Nexus Zone – Fund Balance - Summary

| 6/30/2022 | 32905 | 32907 | 32908 | 32909 | Totals |
|-----------|--------------|--------------|--------------|---------------|---------------|
| Police | 153,234.09 | 392,184.16 | 479,708.24 | 924,718.75 | 1,949,845.24 |
| Fire | 413,798.76 | 769,225.83 | 936,264.73 | 1,270,331.35 | 3,389,620.67 |
| Parks | 741,481.93 | 1,570,435.12 | 2,054,386.86 | 4,298,606.42 | 8,664,910.33 |
| Transp | 2,411,758.50 | 4,813,151.20 | 6,469,958.63 | 12,778,913.60 | 26,473,781.93 |
| Totals | 3,720,273.28 | 7,544,996.31 | 9,940,318.46 | 19,272,570.12 | 40,478,158.17 |

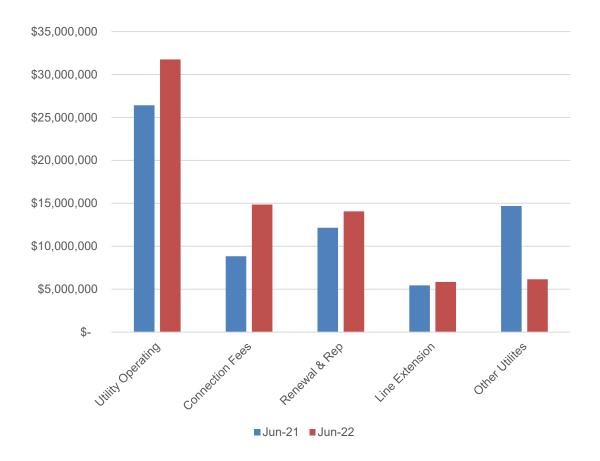


Fund Equity by Zone



Utilities Fund Cash & Investments - Summary

Year-to-Date (YTD) Comparison: Water & Sewer

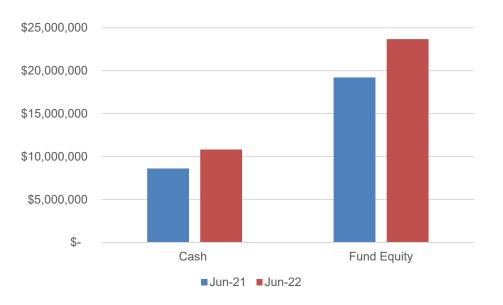


Overall, the Water & Sewer Funds cash and investments increased by \$5.12 million, or 7.6%, year over year.



Stormwater Fund Cash & Equity - Summary

Year-to-Date (YTD) Cash & Fund Equity



Overall, the Stormwater cash and investment balance increased by \$2,205,440, or 25.6%, year over year. Overall, the Stormwater fund equity increased by \$4,459,269, or 23.2%, year over year.



Building Fund Cash & Equity - Summary

> Year-to-Date (YTD) Cash & Fund Equity

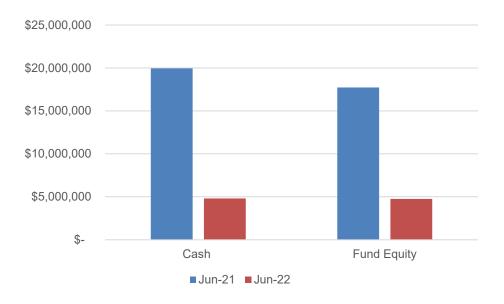


Overall, the Building cash and investment balance increased by \$2,941,719, or 32.5%, year over year. Overall, the Building fund equity increased by \$2,535,502, or 26.0%, year over year.



General Obligation Road Program Fund Cash & Equity - Summary

> Year-to-Date (YTD) Cash & Fund Equity



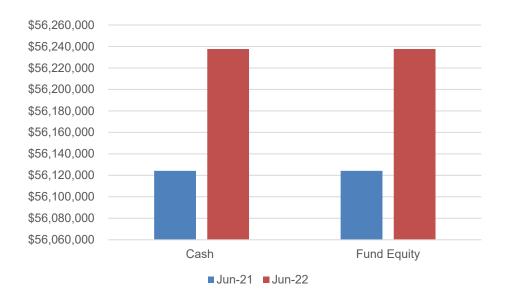
The 2019 General Obligation Road Program cash and investment balance decreased by \$15,146,069, or 75.9%, year over year.

The 2019 G.O. Road Program Fund equity decreased by \$12,972,205, or 73.2%, year over year.



General Obligation Road Program Fund Cash & Equity - Summary

Year-to-Date (YTD) Cash & Fund Equity



The 2021 General Obligation Road Program cash and investment balance increased by \$113,459, or 0.2%, year over year.

The 2021 G.O. Road Program Fund equity increased by \$113,459, or 0.2, year over year.



Unaudited Financial Activity - All Funds City of Palm Bay, Florida As of June 30, 2022 75% of fiscal year completed

| | | Budge | et | Rever | | Expend | itures | | |
|--------|-------------------------------|------------------------|---------------|--------------|------------|--------------|------------|--|--|
| | | _ | Revised | Current Year | Percent of | Current | Percent of | | |
| Fund # | Description | Original Budget | Budget | to Date | Revised | Year to Date | Revised | | |
| - | General Fund | | | | | | | | |
| 001 | General Fund | \$83,236,049 | \$92,683,591 | \$68,894,108 | 74.3% | \$60,954,133 | 65.8% | | |
| | | | Revenue Fun | | | | | | |
| 101 | Law Enforcement Trust Fund | 9,500 | 132,320 | 3,511 | 2.7% | 109,895 | 83.1% | | |
| 103 | Palm Bay Municipal Foundation | 30,000 | 30,000 | 72,193 | 240.6% | 39,073 | 130.2% | | |
| 105 | Code Nuisance Fund | 328,500 | 328,500 | 143,586 | 43.7% | 95,832 | 29.2% | | |
| 111 | State Housing Grant Fund | 4,500 | 1,500,714 | 1,261,151 | 84.0% | 139,821 | 9.3% | | |
| 112 | Comm Devel Block Grant Fund | 0 | 2,385,768 | 286,747 | 12.0% | 222,521 | 9.3% | | |
| 114 | Home Invest Grant Fund | 0 | 1,019,136 | 34,649 | 3.4% | 74,662 | 7.3% | | |
| 123 | NSP Program Fund | 0 | 4,323 | 127,390 | 2946.8% | 1,533 | 35.5% | | |
| 124 | Coronavirus Relief Tr. Fund | 0 | 4,277 | 0 | 0.0% | - | 0.0% | | |
| 126 | CDBG Coronavirus Fund | 0 | 1,136,835 | 0 | 0.0% | 261,787 | 23.0% | | |
| 128 | ARPA Fund | 4,000,000 | 10,975,000 | 9,010,999 | 0.0% | 21,940 | 0.2% | | |
| 131 | Donations Fund | 0 | 16,827 | 28,294 | 0.0% | 22,698 | 134.9% | | |
| 153 | Fire Impact Fee Fund | 0 | 0 | 0 | 0.0% | - | 0.0% | | |
| 161 | Environmental Fee Fund | 100,000 | 100,000 | 118,938 | 118.9% | 0 | 0.0% | | |
| 181 | Bayfront Comm Redev Fund | 2,562,370 | 2,834,273 | 1,643,619 | 58.0% | 351,044 | 12.4% | | |
| | | Impa | act Fee Funds | | | | | | |
| 180 | Police Impact Fees - 32905 | 30,050 | 187,053 | 41,086 | 22.0% | 56,863 | 30.4% | | |
| 183 | Police Impact Fees - 32907 | 75,100 | 206,200 | 170,896 | 82.9% | 25,622 | 12.4% | | |
| 184 | Police Impact Fees - 32908 | 90,150 | 127,911 | 182,505 | 142.7% | 44,358 | 34.7% | | |
| 186 | Police Impact Fees - 32909 | 200,300 | 238,086 | 311,359 | 130.8% | 63,312 | 26.6% | | |
| 187 | Fire Impact Fees - 32905 | 60,400 | 60,400 | 64,054 | 106.1% | 269 | 0.4% | | |
| 188 | Fire Impact Fees - 32907 | 150,700 | 150,700 | 266,429 | 176.8% | 368 | 0.2% | | |
| 189 | Fire Impact Fees - 32908 | 200,800 | 200,800 | 283,935 | 141.4% | 10,719 | 5.3% | | |
| 190 | Fire Impact Fees - 32909 | 401,500 | 1,039,117 | 479,807 | 46.2% | 318,628 | 30.7% | | |
| 191 | Parks Impact Fees - 32905 | 70,400 | 235,090 | 112,023 | 47.7% | 238 | 0.1% | | |
| 192 | Parks Impact Fees - 32907 | 301,000 | 1,053,056 | 513,337 | 48.7% | 14,897 | 1.4% | | |
| 193 | Parks Impact Fees - 32908 | 401,500 | 864,137 | 598,451 | 69.3% | 433 | 0.1% | | |
| 194 | Parks Impact Fees - 32909 | 803,000 | 803,000 | 972,655 | 121.1% | 363 | 0.0% | | |
| 196 | Trans Impact Fees - 32905 | 253,700 | 253,700 | 447,206 | 176.3% | 455 | 0.2% | | |
| 197 | Trans Impact Fees - 32907 | 1,003,700 | 4,045,023 | 1,704,402 | 42.1% | 18,747 | 0.5% | | |
| 198 | Trans Impact Fees - 32908 | 1,303,500 | 5,857,312 | 2,138,609 | 36.5% | 770 | 0.0% | | |
| 199 | Trans Impact Fees - 32909 | 2,720,600 | 7,790,911 | 3,933,804 | 50.5% | 1,593,319 | 20.5% | | |



Unaudited Financial Activity - All Funds City of Palm Bay, Florida As of June 30, 2022 75% of fiscal year completed

| | | Budget | | Rever | nues | Expend | litures |
|--------|----------------------------------|-----------------|---------------|--------------|------------|--------------|------------|
| | | | Revised | Current Year | Percent of | Current | Percent of |
| Fund # | Description | Original Budget | Budget | to Date | Revised | Year to Date | Revised |
| | Debt Service Funds | | | | | | |
| 201 | Debt Service Fund | 528,207 | 528,207 | 266,903 | 50.5% | 266,903 | 50.5% |
| 214 | 2004 Pension Bond Debt Svc Fd | 190,100 | 190,100 | 142,785 | 75.1% | 175,000 | 92.1% |
| 221 | 2013 Pension Bonds DS Fund | 1,467,947 | 1,467,947 | 1,102,133 | 75.1% | 1,458,354 | 99.3% |
| 223 | 2015 Franchise Fee Note DS Fd | 531,607 | 531,607 | 399,278 | 75.1% | 525,376 | 98.8% |
| 224 | 2015 Sales Tax Bonds DS Fd | 824,350 | 824,350 | 618,650 | 75.0% | 817,648 | 99.2% |
| 225 | 2015 Sales Tax Bonds DS Fd - TIF | 227,231 | 227,231 | 227,393 | 100.1% | 225,181 | 99.1% |
| 226 | 2016 Franchise Fee Note DS Fd | 337,191 | 337,191 | 253,040 | 75.0% | 327,819 | 97.2% |
| 227 | 2018 LOGT Note DS Fd | 768,589 | 768,589 | 769,380 | 100.1% | 760,236 | 98.9% |
| 228 | 2019 GO Bonds DS Fd | 3,529,100 | 6,976,726 | 7,044,199 | 101.0% | 7,001,719 | 100.4% |
| 229 | 2019 Pension Bonds DS Fund | 2,208,155 | 2,208,155 | 1,656,900 | 75.0% | 2,203,570 | 99.8% |
| 230 | 2020 Special Oblig Ref Note | 328,538 | 328,538 | 246,710 | 0.0% | 325,719 | 99.1% |
| 231 | 2021 Pension Bonds DS Fund | 3,449,976 | 3,449,976 | 3,492,349 | 101.2% | 3,447,926 | 99.9% |
| | | Capital | Projects Fund | ds | | | |
| 301 | Community Investment Fund | 1,000 | 4,314,021 | 212,678 | 4.9% | 80,456 | 1.9% |
| 306 | 2015 FF Nt Procds I-95 Intchg Fd | 100 | 180,745 | 0 | 0.0% | 0 | 0.0% |
| 307 | Road Maintenance CIP Fd | 755,000 | 2,281,321 | 929,242 | 40.7% | 1,009,790 | 44.3% |
| 308 | '18 LOGT Nt Procds-Rd I-95 Fd | 500 | 310,108 | 419 | 0.1% | 0 | 0.0% |
| 309 | '19 GO Bond Proceeds-Road Fd | 100,000 | 61,774,921 | 63,314 | 0.1% | 1,723,483 | 2.8% |
| 310 | '21 GO Bond Proceeds-Road Fd | 0 | 8,799 | 126,405 | 0.0% | 11,306 | 128.5% |

MONTHLY FINANCIAL REPORT (UNAUDITED) JUNE 2022 CITY OF PALM BAY, FLORIDA



Unaudited Financial Activity - All Funds City of Palm Bay, Florida As of June 30, 2022 75% of fiscal year completed

| | | Budge | et | Revei | nues | Expend | litures | | |
|--------|------------------------------|-----------------|---------------|--------------|------------|--------------|------------|--|--|
| | | | Revised | Current Year | Percent of | Current | Percent of | | |
| Fund # | Description | Original Budget | Budget | to Date | Revised | Year to Date | Revised | | |
| | Proprietary Funds | | | | | | | | |
| | Utility Funds | | | | | | | | |
| 421 | Utilities Operating Fund | 36,364,755 | 39,505,864 | 26,052,707 | 65.9% | 20,265,457 | 51.3% | | |
| 423 | Utility Connection Fee Fund | 5,142,459 | 5,350,081 | 6,999,605 | 130.8% | 2,788,419 | 52.1% | | |
| 424 | Utility Renewal / Replace Fd | 7,290,511 | 16,679,840 | 4,781,963 | 28.7% | 2,599,227 | 15.6% | | |
| 425 | Main Line Extension Fee Fund | 1,803,549 | 2,472,181 | 1,304,400 | 52.8% | 1,159,681 | 46.9% | | |
| 426 | 2016 Utility Bond Fund | 1,533,420 | 1,533,420 | 1,150,694 | 75.0% | 78,210 | 5.1% | | |
| 427 | 2001 Bond Fund | 1,951,231 | 1,951,231 | 1,441,766 | 73.9% | 0 | 0.0% | | |
| 431 | USA1 Assessment Fund | 0 | 0 | 163 | 0.0% | 0 | 0.0% | | |
| 432 | Unit 31 Assessment Fund | 361,202 | 361,202 | 335,081 | 92.8% | 283,817 | 78.6% | | |
| 433 | Utility SRF Loan Fund | 3,196 | 28,573,353 | 0 | 0.0% | 4,445,188 | 15.6% | | |
| 434 | 2020 Utility Note Fund | 769,468 | 6,179,350 | 585,833 | 9.5% | 3,198,805 | 51.8% | | |
| | | Other E | nterprise Fun | ds | | | | | |
| 451 | Building Fund | 10,630,867 | 11,936,117 | 5,453,250 | 45.7% | 3,357,191 | 28.1% | | |
| 461 | Stormwater Fund | 9,444,554 | 15,805,676 | 7,332,267 | 46.4% | 4,969,245 | 31.4% | | |
| 471 | Solid Waste Fund | 13,194,432 | 13,194,426 | 9,693,566 | 73.5% | 8,600,835 | 65.2% | | |
| | | Interna | l Service Fun | ds | | | | | |
| 511 | Employee Health Insurance Fd | 16,038,918 | 16,301,089 | 11,934,608 | 73.2% | 9,549,674 | 58.6% | | |
| 512 | Risk Management Fund | 4,923,374 | 4,923,463 | 3,752,103 | 76.2% | 2,799,562 | 56.9% | | |
| 513 | Other Employee Benefits Fd | 5,145,880 | 5,145,880 | 3,085,975 | 60.0% | 3,228,400 | 62.7% | | |
| 521 | Fleet Services Fund | 4,527,849 | 9,396,610 | 6,447,998 | 68.6% | 4,954,631 | 52.7% | | |



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Larry Wojciechowski, Finance Director
- DATE: 8/18/2022
- RE: Acknowledgement of the City's quarterly Budget Monitoring Report for Fiscal Year 2022 Quarter Three (Unaudited).

Attached for your information is the quarterly Budget Monitoring Report, covering Fiscal Year 2022 revenue and expenditure periods between April 1, 2022, and June 30, 2022. The report presents a comparison and analysis of the City's fiscal year budget and actual activity for the General Fund and All Funds (in total) including revenues and expenditures by category type and/or department level. Revenue and spending activity are monitored on a monthly basis and reported in aggregate quarterly each fiscal year.

In summary, revenues and expenditures for FY 2022 Quarter Three for the General Fund and All Funds (in total) are as follows:

General Fund revenues collected, ending June 2022, total \$68,894,112, or 82.2% of the amended budget. A total balance of \$14,881,169, or 17.8% of the amended budget, in revenue is unrealized.

General Fund expenditures expensed and/or encumbered, ending June 2022, total \$64,631,178, or 69.7% of the amended budget. A total balance of \$28,052,413, or 30.3% of the amended budget, is recorded across all category types.

All Funds (in total) revenues collected, ending June 2022, total \$201,749,503, or 87.6% of the amended budget. A total balance of \$28,651,168, or 12.4% of the amended budget, in revenue is unrealized.

All Funds (in total) expenditures expensed and/or encumbered, ending June 2022, total \$207,680,777, or 51.6% of the amended budget. A total balance of \$194,601,598, or 48.4% of the amended budget, is recorded across all category types.

REQUESTING DEPARTMENT:

Finance

FISCAL IMPACT: None

RECOMMENDATION:

Motion to acknowledge receipt of the FY 2022 Quarter Three Budget Monitoring Report.

ATTACHMENTS:

Description

FY 22 - Q3_Quarterly Budget Monitoring Report (Period 9 Close-Out)-FINAL



Quarter Three – April 2022 to June 2022

Report Summary

The City of Palm Bay, Florida's (the "City") Quarterly Budget Monitoring Report presents a comparison and analysis of the City's current fiscal year budget and actual activity for the General Fund and All Funds (in total) including revenues and expenditures by category type and/or department level.

City of Palm Bay, Florida

FY 2022

Revenue and spending activity are monitored on a monthly basis and reported in aggregate quarterly each fiscal year.

Quarterly Budget Monitoring Report timeframes are as follows:

- > Quarter One: October through December
- > Quarter Two: January through March
- > Quarter Three: April through June
- > Quarter Four: July through September

Data Analysis

- > Year-to-Date Actuals include actuals and encumbrances within the expenditure analysis side.
- > Balances reflect year-to-date actuals versus the amended budget.
- > Percentages Collected & Spent are reflected versus the type and/or departmental amended budget.

This report contains unaudited information. If you have any questions or comments on the financial reports, please contact the City of Palm Bay's Budget Office at budget@palmbayflorida.org

City Website: http://www.palmbayflorida.org/ Finance Website: www.palmbayflorida.org/finance

Quarterly Amended Budget Highlights

- The City's third Budget Amendment was approved by City Council on July 21, 2022, via Ordinance 2022-74. A total of 37 departmental requests, covering fund appropriation needs between April 1, 2022, and June 30, 2022, were included with a total city-wide all funds impact of \$15,145,282.
- A total of 24 Budget Transfers were processed between April 1, 2022, and June 30, 2022, transferring existing budgeted funds between divisional general ledger accounts.

General Fund Overview

Revenues by Type

- Ending June 2022, a total revenue of \$68,894,112, or 82.2% of the amended budget, has been collected. A total balance of \$14,881,169, or 17.8% of the amended budget, in unrealized revenue is pending collection.
- Property tax revenue attributes to the largest collection across all revenue types; a total of \$38,289,924, or 45.7% of the total amended budget has been collected.

| | FY 22 Approved Budget | FY 22 Amended Budget | FY 22 Year-to-Date Actuals | FY 22 Balance | FY 22 % Collected |
|-----------------------|-----------------------------|----------------------------|----------------------------------|------------------|----------------------|
| Property Taxes | 38,013,418 | 38,013,418 | 38,289,924 | 276,506 | 100.7% |
| Sales, Use & Fuel Tax | 3,796,230 | 3,796,230 | 2,776,954 | (1,019,276) | 73.2% |
| Franchise Fees | 5,944,250 | 5,944,250 | 3,639,244 | (2,305,006) | 61.2% |
| Utility Taxes | 9,385,000 | 9,385,000 | 5,834,844 | (3,550,156) | 62.2% |
| Comm. Svc. Tax | 2,500,000 | 2,633,283 | 1,553,343 | (1,079,940) | 59.0% |
| Licenses & Permits | 669,080 | 669,080 | 767,158 | 98,078 | 114.7% |
| Intergovernmental | 12,997,108 | 13,871,939 | 8,260,736 | (5,611,203) | 59.5% |
| Charges for Services | 5,368,330 | 5,372,580 | 4,839,709 | (532,871) | 90.1% |
| Fines & Forfeitures | 491,400 | 491,400 | 424,240 | (67,160) | 86.3% |
| Miscellaneous | 945,390 | 954,050 | 395,934 | (558,116) | 41.5% |
| Capital Contributions | 0 | 186,310 | 323,860 | 137,550 | 173.8% |
| Transfers | 3,125,843 | 2,457,741 | 1,788,166 | (669,575) | 72.8% |
| Totals | 83,236,049 | 83,775,281 | 68,894,112 | (14,881,169) | 82.2% |
| Fund Balance | 0 | 8,908,310 | 0 | 0 | N/A |

Expenditures by Category Type

- Ending June 2022, a total of \$64,631,178, or 69.7% of the amended budget, has been expensed and/or encumbered. A total balance of \$28,052,413, or 30.3% of the amended budget, is recorded across all category types.
- Personnel attributes to the largest expense across all category types. While \$40,233,328, or 67.5%, of the amended personnel services budget of \$59,612,702 has been expensed, costs account for 43.4% of the total amended budget.

| | FY 22 Approved Budget | FY 22 Amended Budget | FY 22 Year-to-Date Actuals | FY 22 Balance | FY 22 % Spent |
|------------------------|-----------------------------|----------------------------|----------------------------------|------------------|------------------|
| Personnel Services | 58,614,122 | 59,612,702 | 40,233,328 | 19,379,374 | 67.5% |
| Operating Expenditures | 16,922,425 | 19,169,914 | 14,000,413 | 5,169,501 | 73.0% |
| Capital Expenditures | 0 | 2,682,337 | 1,337,253 | 1,345,084 | 49.9% |
| Debt Service | 0 | 0 | 0 | 0 | N/A |
| Contributions | 0 | 0 | 0 | 0 | N/A |
| Transfers | 7,699,502 | 11,218,638 | 9,060,184 | 2,158,454 | 80.8% |
| Totals | 83,236,049 | 92,683,591 | 64,631,178 | 28,052,413 | 69.7% |

Expenditures by Department

Ending June 2022, transfers account for the largest spending of their departmental amended budget. A total of \$9,060,184, or 80.8%, of the amended budget of \$11,218,638 has been expensed and/or encumbered.

| | FY 22 Approved Budget | FY 22 Amended Budget | FY 22 Year-to-Date Actuals | FY 22 Balance | FY 22 % Spent |
|---------------------------------|-----------------------------|----------------------------|----------------------------------|------------------|------------------|
| Legislative | 785,169 | 1,030,051 | 799,232 | 230,819 | 77.6% |
| Office of City Manager | 1,248,759 | 1,393,213 | 866,520 | 526,693 | 62.2% |
| Office of City Attorney | 479,656 | 539,748 | 354,605 | 185,143 | 65.7% |
| Procurement | 684,440 | 691,561 | 472,436 | 219,125 | 68.3% |
| Finance | 1,444,502 | 1,498,269 | 994,389 | 503,880 | 66.4% |
| Information Technology | 3,535,552 | 4,157,014 | 3,171,811 | 985,203 | 76.3% |
| Human Resources | 783,564 | 779,134 | 375,000 | 404,134 | 48.1% |
| Growth Management | 1,869,016 | 2,329,639 | 1,273,212 | 1,056,427 | 54.7% |
| Comm. & Econ. Dev. | 1,248,518 | 1,235,331 | 565,949 | 669,382 | 45.8% |
| Parks & Recreation ¹ | 0 | 0 | (1,641) | 1,641 | N/A |
| Recreation | 2,187,335 | 2,201,276 | 1,367,745 | 833,531 | 62.1% |
| Parks & Facilities | 5,804,426 | 7,889,944 | 5,563,152 | 2,326,792 | 70.5% |
| Police | 24,977,290 | 25,675,346 | 17,340,298 | 8,335,048 | 67.5% |
| Fire | 16,947,389 | 17,578,049 | 12,751,752 | 4,826,297 | 72.5% |
| Public Works | 7,406,242 | 8,543,984 | 5,299,408 | 3,244,576 | 62.0% |
| Transfers | 7,699,502 | 11,218,638 | 9,060,184 | 2,158,454 | 80.8% |
| Non-Departmental ² | 6,134,689 | 5,922,394 | 4,377,126 | 1,545,268 | 73.9% |
| Totals | 83,236,049 | 92,683,591 | 64,631,178 | 28,052,413 | 69.7% |

¹ Per Ordinance 2021-38, the Parks & Recreation Department has been eliminated and was re-organized into the Parks & Facilities Department and Recreation Department.

Any outstanding encumbrances and budget appropriations resulting from FY 2021 Year-End Rollovers will be transferred to the corresponding Department. ² Non-departmental accounts contain expenditure items essential to the operation of the City; however, they don't fall within a function assigned or provide expenditures related to more than one department.

All Funds Overview

The All Funds Overview presented below contains all citywide funds as outlined:

- Governmental Funds: General Fund, Debt Service Funds, Special Revenue Funds and Capital Project Funds.
- > Proprietary Funds: Enterprise Funds and Non-Major Enterprise Funds.
- Internal Service Funds

Revenues by Type

- Ending June 2022, a total revenue of \$201,749,503, or 87.6% of the amended budget, has been collected. A total balance of \$28,651,168, or 12.4% of the amended budget, is pending collection.
- Charges for Services revenue attributes to the largest collection across all revenue types; a total of \$66,692,053, or 29.1% of the total amended budget has been collected.

| | FY 22 Approved Budget | FY 22 Amended Budget | FY 22 Year-to-Date Actuals | FY 22 Balance | FY 22 % Collected |
|-----------------------|-----------------------------|----------------------------|----------------------------------|------------------|----------------------|
| Property Taxes | 46,447,794 | 46,623,185 | 46,965,664 | 342,479 | 100.7% |
| Sales, Use & Fuel Tax | 3,796,230 | 3,796,230 | 2,776,954 | (1,019,276) | 73.2% |
| Franchise Fees | 5,944,250 | 5,944,250 | 3,639,244 | (2,305,006) | 61.2% |
| Utility Taxes | 9,385,000 | 9,385,000 | 5,834,844 | (3,550,156) | 62.2% |
| Comm. Svc. Tax | 2,500,000 | 2,633,283 | 1,553,343 | (1,079,940) | 59.0% |
| Licenses & Permits | 4,669,080 | 4,669,080 | 5,851,491 | 1,182,411 | 125.3% |
| Impact Fees | 8,025,000 | 8,025,000 | 12,154,677 | 4,129,677 | 151.5% |
| Intergovernmental | 13,047,108 | 17,212,804 | 19,063,458 | 1,850,654 | 110.8% |
| Charges for Services | 90,529,560 | 90,833,023 | 66,962,053 | (23,870,970) | 73.7% |
| Fines & Forfeitures | 500,400 | 500,400 | 427,351 | (73,049) | 85.4% |
| Miscellaneous | 2,172,887 | 2,504,606 | 2,002,124 | (502,482) | 79.9% |
| Capital Contributions | 6,355,476 | 6,541,786 | 10,039,116 | 3,497,330 | 153.5% |
| Transfers | 24,120,464 | 31,732,024 | 24,479,184 | (7,252,840) | 77.1% |
| Totals | 217,493,249 | 230,400,671 | 201,749,503 | (28,651,168) | 87.6% |
| Fund Balance | 15,217,326 | 171,881,704 | 0 | 0 | N/A |

Expenditures by Category Type

- Ending June 2022, a total of \$207,680,777, or 51.6% of the amended budget, has been expensed and/or encumbered. A total balance of \$194,601,598, or 48.4% of the amended budget, is recorded across all category types.
- Capital expenditures attribute to the largest expense across all category types. While \$59,346,165, or 33.9%, of the amended capital budget of \$175,017,724 has been expensed, costs account for 14.8% of the total spending of \$207,680,777.

| | FY 22 Approved Budget | FY 22 Amended Budget | FY 22 Year-to-Date Actuals | FY 22 Balance | FY 22 % Spent |
|------------------------|-----------------------------|----------------------------|----------------------------------|------------------|------------------|
| Personnel Services | 80,549,088 | 82,242,310 | 54,342,168 | 27,900,142 | 66.1% |
| Operating Expenditures | 70,121,114 | 77,840,552 | 53,759,869 | 24,080,683 | 69.1% |
| Capital Expenditures | 23,887,128 | 175,017,724 | 59,346,165 | 115,671,559 | 33.9% |
| Debt Service | 22,954,363 | 22,951,863 | 14,886,889 | 8,064,974 | 64.9% |
| Contributions | 0 | 1,038,019 | 615,805 | 422,214 | 59.3% |
| Transfers | 24,120,464 | 31,732,024 | 24,479,185 | 7,252,839 | 77.1% |
| Reserves | 11,078,418 | 11,459,883 | 250,696 | 11,209,187 | 2.2% |
| Totals | 232,710,575 | 402,282,375 | 207,680,777 | 194,601,598 | 51.6% |

Expenditures by Department

Ending June 2022, the Legislative Department accounts for the largest spending of their departmental amended budget. A total of \$799,232, or 77.6%, of the department's amended budget of \$1,030,051 has been expensed and/or encumbered.

| | FY 22 Approved Budget | FY 22 Amended Budget | FY 22 Year-to-Date Actuals | FY 22 Balance | FY 22 % Spent |
|---------------------------------|-----------------------------|----------------------------|----------------------------------|------------------|------------------|
| Legislative | 785,169 | 1,030,051 | 799,232 | 230,819 | 77.6% |
| Office of City Manager | 1,248,759 | 1,393,213 | 866,520 | 526,693 | 62.2% |
| Office of City Attorney | 5,292,103 | 5,375,849 | 3,177,030 | 2,198,819 | 59.1% |
| Procurement | 684,440 | 691,561 | 472,436 | 219,125 | 68.3% |
| Finance | 1,444,502 | 1,498,269 | 994,389 | 503,880 | 66.4% |
| Information Technology | 3,535,552 | 4,157,014 | 3,171,811 | 985,203 | 76.3% |
| Human Resources | 20,912,211 | 20,924,697 | 13,183,465 | 7,741,232 | 63.0% |
| Building | 10,630,867 | 11,936,117 | 3,758,550 | 8,177,567 | 31.5% |
| Growth Management | 2,089,902 | 2,568,140 | 1,435,729 | 1,132,411 | 55.9% |
| Comm. & Econ. Dev. | 5,248,518 | 17,281,735 | 3,367,255 | 13,914,480 | 19.5% |
| Parks & Recreation ¹ | 0 | 0 | (1,751) | 1,751 | N/A |
| Recreation | 2,187,335 | 2,201,276 | 1,367,745 | 833,531 | 62.1% |
| Parks & Facilities | 5,809,300 | 11,516,293 | 5,618,798 | 5,897,495 | 48.8% |
| Police | 24,978,238 | 27,231,509 | 17,814,795 | 9,416,714 | 65.4% |
| Fire | 16,949,202 | 18,434,986 | 13,593,756 | 4,841,230 | 73.7% |
| Public Works | 33,608,103 | 123,264,830 | 45,858,324 | 77,406,506 | 37.2% |
| Utilities | 32,146,345 | 79,535,576 | 48,418,543 | 31,117,033 | 60.9% |
| Other Gov't Units/BCRA | 842,095 | 1,145,095 | 1,877 | 1,143,218 | 0.2% |
| Debt Service | 22,954,363 | 22,951,863 | 14,886,889 | 8,064,974 | 64.9% |
| Transfers | 24,120,464 | 31,732,024 | 24,479,185 | 7,252,839 | 77.1% |
| Non-Departmental ² | 6,164,689 | 5,952,394 | 4,416,199 | 1,536,195 | 74.2% |
| Reserves | 11,078,418 | 11,459,883 | 0 | 11,459,883 | N/A |
| Totals | 232,710,575 | 402,282,375 | 207,680,777 | 194,601,598 | 51.6% |

¹ Per Ordinance 2021-38, the Parks & Recreation Department has been eliminated and was re-organized into the Parks & Facilities Department and Recreation Department.

Any outstanding encumbrances and budget appropriations resulting from FY 2021 Year-End Rollovers will be transferred to the corresponding Department. ² Non-departmental accounts contain expenditure items essential to the operation of the City; however, they don't fall within a function assigned or provide expenditures related to more than one department.

All Funds Revenue & Expenditure Activity

The following pages provide an activity summary, including revenues and expenditures, for all Funds.

| | BUDGET | REVENUES | | EXPENDITURES | | |
|------------------------------|----------------------------|----------------------------------|----------------------|--|------------------|--|
| General Fund | FY 22 Amended Budget | FY 22 Year-to-Date Actuals | FY 22 % Collected | FY 22 Year-to-Date Actuals + Encumbered | FY 22 % Spent | |
| 001 – General | 92,683,591 | 68,894,112 | 74.3% | 64,631,178 | 69.7% | |
| Special Revenue Funds | | | | | | |
| 101 – Law Enforcement Trust | 132,320 | 3,510 | 2.7% | 109,896 | 83.1% | |
| 103 – PB Municipal Found. | 30,000 | 72,193 | 240.6% | 39,073 | 130.2% | |
| 105 – Code Nuisance | 328,500 | 143,586 | 43.7% | 162,415 | 49.4% | |
| 111 – SHIP | 1,500,714 | 1,261,151 | 84.0% | 306,679 | 20.4% | |
| 112 – CDBG | 2,385,768 | 286,747 | 12.0% | 404,939 | 17.0% | |
| 114 – HOME | 1,019,136 | 34,649 | 3.4% | 882,189 | 86.6% | |
| 123 – NSP Program | 4,323 | 127,390 | 2946.8% | 1,533 | 35.5% | |
| 124 – Coronavirus Relief | 4,277 | 0 | 0.0% | 0 | 0.0% | |
| 126 – CDBG – Corona Virus | 1,136,835 | 0 | 0.0% | 486,346 | 42.8% | |
| 128 – ARPA | 10,975,000 | 9,010,999 | 82.1% | 737,920 | 6.7% | |
| 131 – Donations | 16,827 | 28,294 118,938 | 168.1% | 22,755 | 135.2% | |
| 161 – Environmental Fee | 100,000 | | 118.9% | 0 | 0.0% | |
| 181 – BCRA Operating | 2,834,273 | 1,643,619 58.0% | | 351,044 | 12.4% | |
| Impact Fee Funds | | | | | | |
| 180 – Police - 32905 | 187,053 | 41,087 | 22.0% | 56,863 | 30.4% | |
| 183 – Police - 32907 | 206,200 | 170,896 | 82.9% | 119,516 | 58.0% | |
| 184 – Police - 32908 | 127,911 | 182,505 | 142.7% | 44,358 | 34.7% | |
| 186 – Police - 32909 | 238,086 | 311,359 | 130.8% | 66,659 | 28.0% | |
| 187 – Fire - 32905 | 60,400 | 64,054 | 106.0% | 18,004 | 29.8% | |
| 188 – Fire - 32907 | 150,700 | 266,429 | 176.8% | 18,103 | 12.0% | |
| 189 – Fire - 32908 | 200,800 | 283,935 | 141.4% | 72,250 | 36.0% | |
| 190 – Fire - 32909 | 1,039,117 | 479,807 | 46.2% | 731,902 | 70.4% | |
| 191 – Parks - 32905 | 235,090 | 112,022 | 47.7% | 12,652 | 5.4% | |
| 192 – Parks - 32907 | 1,053,056 | 513,337 | 48.7% | 42,088 | 4.0% | |
| 193 – Parks - 32908 | 864,137 | 598,451 | 69.3% | 433 | 0.1% | |
| 194 – Parks - 32909 | 803,000 | 972,655 | 121.1% | 363 | 0.0% | |
| 196 – Transportation - 32905 | 253,700 | 447,206 | 176.3% | 455 | 0.2% | |
| 197 – Transportation - 32907 | 4,045,023 | 1,704,402 | 42.1% | 86,159 | 2.1% | |
| 198 – Transportation - 32908 | 5,857,312 | 2,138,608 | 36.5% | 54,582 | 0.9% | |
| 199 – Transportation - 32909 | 7,790,911 | 3,933,803 | 50.5% | 1,593,319 | 20.5% | |

| | BUDGET | REVENUES | | EXPEND | ITURES |
|-----------------------------------|----------------------------|----------------------------------|----------------------|--|------------------|
| Debt Service Funds | FY 22 Amended Budget | FY 22 Year-to-Date Actuals | FY 22 % Collected | FY 22 Year-to-Date Actuals + Encumbered | FY 22 % Spent |
| 201 – L/P Agreements | 528,207 | 266,903 | 50.5% | 266,904 | 50.5% |
| 214 – 2004 Pension Bonds | 190,100 | 142,785 | 75.1% | 175,000 | 92.1% |
| 221 – 2013 Pension Bonds | 1,467,947 | 1,102,133 | 75.1% | 1,458,354 | 99.3% |
| 223 – 2015 Franchise Fee Note | 531,607 | 399,278 | 75.1% | 525,376 | 98.8% |
| 224 – 2015 Sales Tax Bond | 824,350 | 618,649 | 75.0% | 817,648 | 99.2% |
| 225 – 2015 Sales Tax Bond - TIF | 227,231 | 227,393 | 100.1% | 225,181 | 99.1% |
| 226 – 2016 Franchise Fee Note | 337,191 | 253,039 | 75.0% | 327,819 | 97.2% |
| 227 – 2018 LOGT Note | 768,589 | 769,380 | 100.1% | 760,236 | 98.9% |
| 228 – 2019 G.O. Bonds | 6,976,726 | 7,044,199 | 101.0% | 7,001,719 | 100.4% |
| 229 – 2019 T.S.O. Bonds | 2,208,155 | 1,656,900 | 75.0% | 2,203,570 | 99.8% |
| 230 – 2020 Rev. Refund Note | 328,538 | 246,711 | 75.1% | 325,719 | 99.1% |
| 231 – 2021 G.O. Bonds | 3,449,976 | 3,492,350 | 101.2% | 3,447,926 | 99.9% |
| Capital Project Funds | | | | | |
| 301 – Capital Improvement | 4,314,021 | 212,678 | 4.9% | 761,756 | 17.7% |
| 306 – I-95 Interchange | 180,745 | 0 | 0.0% | 180,646 | 99.9% |
| 307 – Road Maintenance CIP | 2,281,321 | 929,242 | 40.7% | 1,009,791 | 44.3% |
| 308 – Connector to I-95 | 310,108 | 419 | 0.1% | 180,181 | 58.1% |
| 309 – 2019 G.O. Road Bond | 61,774,921 | 63,314 | 0.1% | 10,615,308 | 17.2% |
| 310 – 2021 G.O. Road Bond | 8,799 | 126,405 | 1436.6% | 11,306 | 128.5% |
| Proprietary Funds – Utilities | | | | | |
| 421 – Utility Operating | 39,505,864 | 26,052,708 | 65.9% | 22,106,111 | 56.0% |
| 423 – Utility Connection Fee | 5,350,081 | 6,999,603 | 130.8% | 2,791,344 | 52.2% |
| 424 – Utility Renewal/Replace. | 16,679,840 | 4,781,963 | 28.7% | 3,899,540 | 23.4% |
| 425 – Main Line Extension | 2,472,181 | 1,304,401 | 52.8% | 1,166,085 | 47.2% |
| 426 – 2016 Utility Rev. Ref. Bond | | 1,150,694 | 75.0% | 78,210 | 5.1% |
| 427 – 2001 Utility Bond Constr. | 1,951,231 | 1,441,767 | 73.9% | 0 | 0.0% |
| 431 – USA-1 Assessment | 0 | 162 | N/A | 0 | N/A |
| 432 – Unit 31 Assessment | 361,202 | 335,081 | 92.8% | 283,817 | 78.6% |
| 433 – Utility SRF Loan | 28,573,353 | 0 | 0.0% | 23,263,356 | 81.4% |
| 434 – 2020 Utility Constr. Bond | 6,179,350 | 585,833 | 9.5% | 5,431,756 | 87.9% |
| Proprietary Funds – Other | | | | | |
| 451 — Building | 11,936,117 | 5,453,250 | 45.7% | 3,758,550 | 31.5% |
| 461 – Stormwater Utility | 15,805,676 | 7,332,267 | 46.4% | 7,521,702 | 47.6% |
| 471 – Solid Waste | 13,194,426 | 9,693,567 | 73.5% | 11,904,418 | 90.2% |

| | BUDGET | REVENUES | | EXPENDITURES | | |
|-------------------------------|----------------------------|----------------------------------|----------------------|--|------------------|--|
| | FY 22 Amended Budget | FY 22 Year-to-Date Actuals | FY 22 % Collected | FY 22 Year-to-Date Actuals + Encumbered | FY 22 % Spent | |
| Internal Service Funds | | | | | | |
| 511 – Employee Benefits | 16,301,089 | 11,934,608 | 73.2% | 9,973,630 | 61.2% | |
| 512 – Risk Management | 4,923,463 | 3,752,104 | 76.2% | 2,822,425 | 57.3% | |
| 513 – Other Employee Benefits | 5,145,880 | 3,085,975 | 60.0% | 3,542,306 | 68.8% | |
| 521 – Fleet Services | 9,396,610 | 6,447,998 | 68.6% | 7,789,414 | 82.9% | |



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Valentino Perez, Building Director
- DATE: 8/18/2022

RE: Consideration of travel and training for specified City employees (Building Department).

The Building Department is requesting approval for Myron Taylor, Building Code Compliance Inspector, to travel overnight to attend the Officer Safety & Field Applications course in Stuart, Florida. This Florida Association of Code Enforcement (FACE) course is being held at the Martin County Building Department located at 990 SE Ruhnke Street, Stuart, Florida 34997 on September 26-29th 2022.

Attending this conference will enable Mr. Taylor to acquire his annual educational credit to maintain his Florida Association of Code Enforcement Certification and gain education on the new codes.

The course and exam fee are \$650. Meal & Incidentals will be estimated at \$45.25 per day for four (4) days, totaling \$181.00. Hotel for three (3) nights will be estimated at \$98.99 per night, totaling \$296.97. The total estimated cost of travel is be \$1,127.97.

Funds are available in the Building Department Education Surplus account, #451-0000-220-1024.

REQUESTING DEPARTMENT:

Building Department

FISCAL IMPACT:

The total fiscal impact is estimated to be \$1,127.97. Funds are available in the Building Department Education Surplus account, #451-0000-220-1024.

RECOMMENDATION:

Motion to approve Building Department staff member to attend a Officer Safety & Field Application course through the Florida Association of Code Enforcement (FACE).

ATTACHMENTS:

Description

Travel Backup



CITY OF PALM BAY, FLORIDA

Control #___

Request Date: 7/25/2022

Travel Request/Advance Request Contact/Ext

Name: Myron Taylor Destination: 900 S.E. Ruhnke St. Stuart, FL 34994 Departure Return Department/Division: Building Date of: 9/26/2022 9/29/2022 Account To Be Charged: 451-0000-220-1024 5:00PM Time of: 6:00AM Estimated Cost: before mileage reimbursement Account To Be Charged: \$1,127.97 Purpose of Travel (Specify Conference, School or Other Reason) - ATTACH ITINERARY To attend Florida Association of Code Enforcement (F.A.C.E.) Officer Safety & Field Applications course to obtain CEU's for certification. Date Approved By Council: **POV - Estimated Mileage City Vehicle** Transportation: boldface or circle choice(s) Common Carrier (complete below) PREPAID EXPENSES VENDOR/ADDRESS **EXPLANATION** AMOUNT **FINANCE USE ONLY** Registration Vendor # Check # Martin County Building Dept Due Date 900 S.E. Ruhnke St ASAP Date Stuart, FL 34994 Hand Carry Paid Cesar Ramirez CC Υ Ν \$550.00 **Best Western Downtown** Lodging Vendor # Check # 1209 SE Federal Highway Rate \$98.99 Stuart, FL 34994 Due Date ASAP Date 772 287-6200 # Nights Paid Doreen Hensel CC Hand Carry Y N \$296.97 Common Carrier Vendor # Check # (if applicable) Due Date Date Hand Carry Y Ν \$0.00 Other Expenses Vendor # Check # Florida Institute of Government Due Date Examination Fee ASAP Date Hand Carry Y Ν \$100.00 Other Expenses Vendor # Check # Due Date Date Hand Carry \$0.00 Y N PER DIEM ADVANCE: Advanced or Upon Return (circle one) Refer to www.gsa.gov for rates - attach proof of rate Vendor # Check # (Lodging prepaid - receipt required) Breakfast 0 @ \$0.00 \$0.00 = Date Lunch 4 \$17.00 \$68.00 @ = Dinner 3 \$31.00 @ = \$93.00 Incidentals 4 @ \$5.00 = \$20.00 \$181.00 TRAVEL APPROVALS Department Head Finance Date

(if applicable)

TRAINING & TRAVEL

REQUEST/AUTHORIZATION FORM

SUBMIT 60 DAYS PRIOR TO TRAVEL/TRAINING

| NAME (Attach | OF THE EVENT: Officer Safety and Field Applications Brochure and completed Registration Form |
|------------------------|---|
| 1. | EVENT LOCATION 900 5.6. Ruhake Start |
| | Stuart, F1. 34994 |
| 2. | JUSTIFICATION OF TRAVEL (use separate sheet, if necessary) |
| | |
| 3. | TYPE OF TRAINING: Mandatory or Optional |
| | Safety or Educational/Technical |
| 4. | NUMBER OF TRAINING HOURS $30 \mu s$ |
| 5. | REGISTRATION AMOUNT & 650 includes exampler |
| 6. | OVERNIGHT STAY Yes No If yes, how many nights? |
| 7. | AIR TRAVEL Yes No |
| 8. | CITY VEHICLE Yes No O If no, why? |
| | DEPARTURE DATE/TIME 9/26/2022 6:00 Ar |
| 10. | RETURN DATE/TIME* _ 9/29/2022 5:00 PM |

*PLEASE NOTIFY YOUR SUPERVISOR IF YOU WILL BE ARRIVING ONE HOUR OR LONGER PAST YOUR EXPECTED RETURN TIME LISTED IN ITEM 9.

PLEASE INCLUDE VERIFICATION OF TRAVEL TIME LISTED FOR ITEMS 8 AND 9 (I.E. MAPQUEST OR GOOGLE MAP PRINTOUT).

UPON RETURN, PLEASE SUBMIT TO ADMINSTRATION: ALL RECEIPTS, I.E., HOTEL, PARKING, TOLLS, AND CERTIFICATE OR PROOF OF ATTENDANCE. ALSO NEED CONFIRMATION OF TRAVEL TIMES.

EMPLOYEE (Please print)

EMPLOYEE SIGNATURE

SUPERVISOR SIGNATURE

DIRECTOR SIGNATURE

DATE

09/26-22 - 09/29/22 - Officer Safety and Field App

Florida Institute of Government (/C20081_ustores/web/store_main.jsp?STOREID=154&SINGLESTORE=true)

/ Florida Association of Code Enforcement, Inc. (/C20081_ustores/web/store_cat.jsp?STOREID=154&CATID=

- / Officer Safety and Field Applications (/C20081_ustores/web/store_cat.jsp?STOREID=154&CATID=262&SINC
- / 09/26-22 09/29/22 Officer Safety and Field Applications Options



Officer Safety and Field Applications

Course Description

In conjunction with the Florida Association of Code Enforcement, Inc. (F.A.C.E.) the John Scott Daile hours of classes required for the Officer Safety and Field Application certification.

| Date | Торіс |
|--------------|---|
| September 26 | Defensive Tactics with Practical Application |
| September 27 | Interpersonal Skills Training Part I: Conflict, Courtesy, Human Beh |
| September 28 | Interpersonal Skills Training Part II: Persons with Special Concern Officer Survival |
| September 29 | Field Safety and Survival |
| | Officer Safety Exam |

September 28

September 29

Officer Survival Field Safety and Survival Officer Safety Exam

Location

Martin County Building Dept. 900 S.E. Ruhnke Street Stuart, FL 34994

Course Fees

| | Active FACE Members |
|------------|---------------------|
| Course Fee | \$550.00 |
| Exam Fee | \$100.00 |

- If you would like to become a FACE member please visit: www.face-online.org (www.face-onlin
- The registration fee includes course materials. Participants will be on their own for lunch.

Registration Information

Registrations are confirmed only if they are accompanied by payment. Refunds must be requested ir day of the classes. Fees will be refunded less a **\$75.00** administrative fee. All monies are forfeited be or refund request. We reserve the right to cancel the classes; in that case, the registration fees will b

The registration fee includes course materials only. Participants will be on their own for lunch. Partici required for the Officer Safety Certification. You must return the signed, original liability waiver emails

Download Brochure (http://fiog.fau.edu/wp-content/uploads/2022

Stock number: ce-lvl4-0922

Order Receipt

Thank you for your registration. For any questions regarding this registration, please call (561) 297-3749.

| Order: Store: Date/Time: Total: | | a Institute of Go 1, 2022 1:35:57 | | |
|---|-------------------|--------------------------------------|------------|--------------|
| Billed To: C RAMIREZ-VILLAMIL 120 MALABAR RD SE PALM BAY, FL 32907 United States | | | | |
| Contact Email: myron.taylor@palmbayflorida.org | | | | |
| Payment Information: Payment Type: Credit Card Number: Reference Number: Card Type: *** Card Not Present *** | | Card xxxxxx9712 721000213 | | |
| Shipping Information: Shipping Information: Delivery Method: | 14308(N/A-Piu |)7 ckup (Processin | g) | |
| Item | Stock Number | Quantity | Unit Price | Detail Total |
| 09/26-22 - 09/29/22 - Officer Safety and Field Applications | ce-lvl4-0922 | 1 | \$750.00 | \$550.00 |
| First Name: Myron | | | | |
| Last Name: Taylor | | | | |
| FACE Membership Number: 8732 | | | -\$200.00 | |
| Title: Mr. | | | | |
| Email: myron.taylor@palmbayflorida.org | | | | |
| Phone Number: (561) 385-1287 | | | | |
| 09/29/22 - EXAM REGISTRATION for Officer Safety and Field Applications scheduled September 26 - 29, 2022 | ce-lvl4-0622ex | 1 | \$150.00 | \$100.00 |
| Organization: City of Palm Bay Building Department | | | | |
| First Name: Myron | | | | |
| Last Name: Taylor | | | | |
| | | | -\$50.00 | |
| FACE Membership Number: 8732 | | | | |
| FACE Membership Number: 8732 Title: Mr. | | | | |
| the second | | | | |

 Tax:
 \$0.00

 Total:
 \$650.00

Return Policy Agreement:

Requests for refunds must be submitted in writing and received no later than one week prior to the class. In those cases, the registration fee, less a \$30.00 administrative charge will be refunded. No requests for refunds will be honored after that date, but substitutions are allowed. Non- attendance does not constitute a withdrawal or refund request. We reserve the right to cancel a program; in that case, the registration fee will be refunded in full.

For questions, comments, or Order status, send email to <u>Noreply@touchnet.fau.edu</u> and refer to Order 1461317. Visit us <u>online</u>.

| Downtow 1209 SE Stuart, Fl | Federal Highway | Fax: Email: | (772) 600-2002 reservations@bestwesternstuart.com | BW |
|----------------------------------|-----------------|----------------|--|-----------------|
| Phone: | (772) 287-6200 | Web: | www.bwdowntownstuart.com | Best Western |

Date/Time Booked

7/27/2022 8:33:51 AM

Confirmation #178199 BWR Tier: **CRS Conf #** BW 712410312-01

| CRS Conf # BW /1241 | 0312-01 | | | |
|--|--------------------------------------|----------------|--------------------------|-----------|
| Guest Name | Taylor, Myron | 1 | Arrival Date | 9/26/2022 |
| Address | x | | Departure Date | 9/29/2022 |
| City/State/Postal | х, х | | Adults/Children O/U | 1 /0 /0 |
| Phone | 321-726-5655 | 5 | | |
| Email | doreen.hense | l@palmbayflori | da.org | |
| Room Type | KING ROOM SMOKING CO (K NYV 2) | | | |
| Late Arrival Gtd By | CREDIT CAR | D | | |
| Room Rate | Date | Rate | | |
| | 9/26/2022 | \$98.99 | | |
| Total Stay W/Tax | \$296.97 | | | |
| Deposit Amount Required Deposit Amount Paid Deposit Amount Due Deposit Due Date | | | | |
| Guarantee Policy | GTD | | | |
| Cancellation Policy | 24H | | | |
| Group Name | | | | |
| Special Requests & Packages | | | | |
| Information | cc auth on file tax exempt on | | est to provide incidenta | als |

Company Information

Company Name

Address

City/State/Postal ,

Phone

Travel Agent Information

Agency Name

Phone

Cancellation Policy*: Cancel or modify by 4pm EST on the day prior to arrival. Cancellation within 24 hours of arrival date or a No Show will result in a penalty equivalent to the first night's stay. Advanced Purchase reservations cannot be canceled or modified.

*Reservations booked through third parties or travel agencies are subject to their own terms and conditions.

Each Best Western ® branded hotel is independently owned and operated.

Stuart, FL, United States Wed (a) 27 2022 - Thu Jul 28 2022 Best Rale 1 Room 1 Guest Start Saving: Exclusive Best Western Rewards rates are now being shown.

stuart/propertyCode.10359.html)

1209 SE Federal Highway, Stuart, Florida 34994-3824 United States

SAVE HOW WITH OUT HOWEST FALES. ENTER YOUR ETHAN AUDITESS TO UTIFICK THE SAVINGS.

VIEW EDIT 🐼 ROOMS

LOG-IN

SEE LOWER RATES

BW Best Western

Reservations

899 Hotel Reviews

Toll Free Central Reservations (US & Canada Only) 1(800) 780-7234 (tel://1(800) 780-7234) Worldwide Numbers

Hotel Direct (772) 287-6200 (tel://(772) 287-6200)

CAPTIONS

VIEW GALLERY

Overview

Amenities

Nearby Attractions

Hotel Overview

Situated in the heart of downtown Stuart, Florida, and on Florida's 'Treasure Coast', the Best Western Downtown Stuart offers the best shopping, dining and local attractions, all just outside this Stuart, Florida hotel!

Best Western Downtown Stuart (/en US/book/stuart/hotel-rooms/best-western-downtown-

SHOW MORE / LESS

Know Before You Go

Free HOT Breakfast Buffet: eggs, sausage patties, waffles, assorted pastries and so more



This website uses cookies to enhance user experience and to analyze performed in the provide the second sec manage what data we share please select manage preferences. Privacy Policy Popular rooms offered at this hotel. (/en US/popup/policy.popups.html)

Manage Preferences



FY 2022 Per Diem Rates for ZIP 34997

Meals & Incidentals (M&IE) Breakdown

| Primary Destination | County | M&IE Total | Continental Breakfast/Breakfast | Lunch | Dinner | Incidental Expenses | First & LastDay of Travel |
|---------------------|--------|---------------|------------------------------------|-------|--------|------------------------|---------------------------------|
| Stuart | Martin | \$69 | \$16 | \$17 | \$31 | \$5 | \$51.75 |

X

- **A** 334 Ja Bombardier Blvd SW, Palm Bay, Florida, United States
- **B** 900 SE Ruhnke St, Stuart, Florida, United States

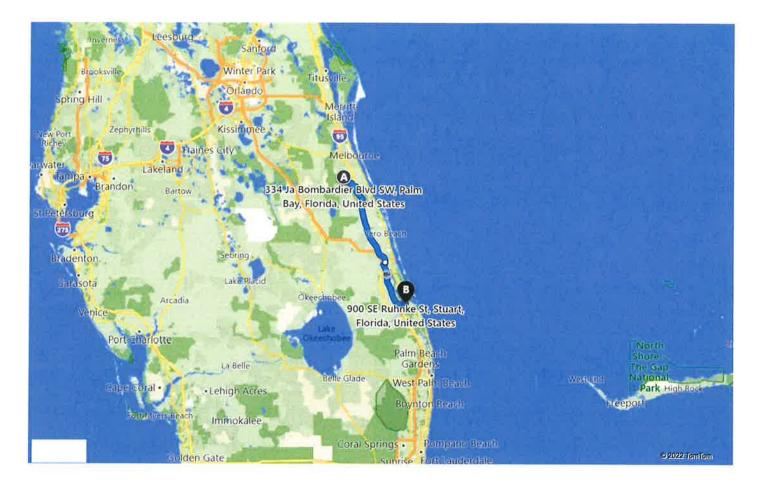
1 hr 15 min , 71 miles Light traffic (Leave at 11:01 AM) Via I-95 S, FL-91 S · Toll on route

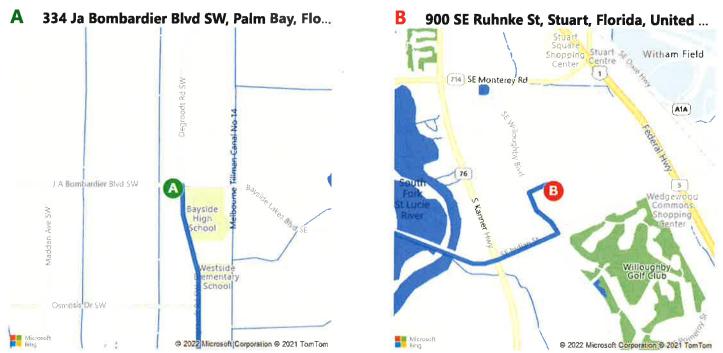
A 334 Ja Bombardier Blvd SW, Palm Bay, Florida, United States

| 1 | 1. | Head north on Gould Ave SW toward J A Bombardier Blvd SW | 105 ft |
|-----|-----|---|-----------------|
| Ŀ | 2. | Turn right onto J A Bombardier Blvd SW , then immediately turn right onto Degroodt Rd SW | 2.2 mi |
| 1 | 3. | Road name changes to San Filippo Dr SE | 1.8 mi |
| Ŀ | 4. | Turn right onto Cogan Dr SE | 2.0 mi |
| Ь | 5. | Turn right onto FL-507 / Babcock St SE | 1.3 mi |
| Ψ | 6. | Turn left onto St. Johns Heritage Pkwy SE | 1.7 mi |
| 95 | 7. | Take the ramp on the right for I-95 S | 36.5 mi, 25 min |
| r | 8. | At Exit 129 , head right on the ramp for FL-70 West toward Okeechobee | 0.4 mi |
| Ч | 9. | Turn right onto FL-70 / Okeechobee Rd toward Okeechobee / FL-70 West Serious Congestion | 0.6 mi |
| ۴ı | 10. | Turn left Serious Congestion | 69 ft |
| 91) | 11. | Take the ramp on the left for FL-91 S • Toll road • Toll road | 19.0 mi, 16 min |

| 1 | 12. | At Exit 133 , head right on the ramp for FL-714 toward Stuart • Toll road | 0.7 mi |
|---|-----|--|--------|
| ⊳ | 13. | Turn right onto SW Martin Hwy / County Hwy-714 | 1.9 mi |
| ↑ | 14. | Road name changes to SW 36th St | 0.7 mi |
| ↑ | 15. | Road name changes to Indian Street Bridge | 0.7 mi |
| ↑ | 16. | Road name changes to SE Indian St | 0.5 mi |
| Υ | 17. | Turn left onto SE Willoughby Blvd | 0.4 mi |
| Þ | 18. | Turn right onto SE Ruhnke St | 0.1 mi |
| Ъ | 19. | Turn right | 210 ft |
| € | 20. | Turn left | 190 ft |
| | 21. | Arrive at your destination on the left The last intersection before your destination is SE Ruhnke St | |

B 900 SE Ruhnke St, Stuart, Florida, United States





These directions are subject to the Microsoft® Service Agreement and are for informational purposes only. No guarantee is made regarding their completeness or accuracy. Construction projects, traffic, or other events may cause actual conditions to differ from these results. Map and traffic data © 2022 TomTom.



TO: Honorable Mayor and Members of the City Council

- FROM: Suzanne Sherman, City Manager
- THRU: Nancy A. Bunt, Community & Economic Development Director
- DATE: 8/18/2022
- RE: Consideration of travel and training for specified City employees (Community and Economic Development).

The Community & Economic Development Department is requesting permission for the following employees to travel for business purposes:

2022 ICSC Annual Conference (August 28-30, 2022):

Samuel Weekley, Economic Development Manager, and Danielle Crotts, Business Development Coordinator, will be attending the Innovating Commerce Serving Communities (ICSC) Florida Annual Conference from August 28 - 30, 2022 in Orlando, Florida. For this three (3) day conference, City staff will be staying in Orlando for two (2) nights, estimated at \$129.00 each night, totaling \$516 (\$258.00 per person). Registration is \$650 total (\$325.00 per registrant). There is a hotel resort fee of \$40 per night, self parking fee of \$30 per night, and per diem of \$111 each, the total travel cost is estimated at \$1,668.00.

At the Event, attendees will be provided a one-stop for education, networking and deal making. The three-day event will provide opportunities to gain information about the most current industry issues and meet and make deals with colleagues doing business in the same region of Florida.

ICSC plays a critical role in helping cities adapt and thrive in our ever-changing world. They continue to deliver programs and services that help industry participants better understand how to position and maximize the value of their assets; and help municipalities and elected officials recognize the importance of retail venues in their communities. ICSC manages over 150 events around the world annually. In their most recent survey, members indicated that the networking and deal making opportunities available through these events were the number one reason they are involved with the ICSC.

2022 IEDC Annual Conference (September 17th-21st):

The Community & Economic Development Department is requesting to send the City's Business Development Coordinator, Danielle Crotts, to the 2022 Annual Conference of the International Economic Development Council (IEDC) on September 17 - 21, 2022 in Oklahoma City, Oklahoma. Danielle is an active member of IEDC and has attended multiple courses and annual conferences over the last few fiscal years to obtain economic development based certifications through the organization. With registration cost of \$999, roundtrip airfare cost of \$582, four (4) night hotel stay \$1,045, airport parking and travel cost is estimated at \$120.00 and

per diem at \$219. The overall estimated cost is \$2,965.00.

The IEDC's Annual Conference is the pinnacle event of the year for economic developers, and is the largest gathering of professionals and stakeholders from around the world. The Conference will focus on creative economic development strategies, tourism, arts and culture, transportation and technology, thereby offering Danielle numerous networking opportunities to explore industry trends and the develop partnerships and strategies needed to grow, diversify, and retain businesses and industries in Palm Bay.

REQUESTING DEPARTMENT:

Community & Economic Development

FISCAL IMPACT:

2022 ICSC Annual Conference: Travel has been budgeted and funding is available in CED's FY 2022 travel budget, accounts 001-3410-552-4001 (Travel M&IE) in the amount of \$1,018 and 5501 (Training & Education) in the amount of \$650.

2022 IEDC Annual Conference: Travel has been budgeted and funding is available in CED's FY 2022 travel budget, accounts 001-3410-552-4001 (Travel M&IE) in the amount of \$1,966 and 5501 (Training & Education) in the amount of \$999.

RECOMMENDATION:

Motion to approve travel request as mentioned above.

ATTACHMENTS:

Description

Travel Authorization Packet - ICSC Annual Conference 2022 - Sam Weekley Travel Authorization Packet - ICSC Annual Conference 2022 - Danielle Crotts Travel Authorization Packet - IEDC Annual Conference 2022 - D. Crotts



CITY OF PALM BAY, FLORIDA

Control #

Request Date: 8/3/2022

Travel Request/Advance Request Contact/Ext Danielle Crotts x 5428

| Name: Samuel We | ekley | Destination: | Orlando, FL | ð | | |
|---|---|---|-------------------|---------------------|-----------|--|
| | | | Departure | | Return | - |
| Department/Division: | CED/ED | Date of: | 8/28/2022 | | 8/30/2022 | |
| Account To Be Charged: | 001-3410-552-40-01 (Travel) | Time of: | 10:00 AM | | 3:30 PM | |
| Account To Be Charged: | 001-3410-552-55-01 (Training | Estimated Cos | t: before mileage | reimbursemen | t | \$834.0 |
| Purpose of Travel (Specify Co | onference, School or Other Reason) - A | TACH ITINERARY | - | | | |
| 2022 Innovating Comme | rce Serving Communities (ICSC |) Annual Florida | Conference | | | |
| | | | | | | |
| | | Date Approved I | By Council: | 8/16/22 | 2 | |
| Townson a staff and to the | POV - Estimated Mileage | 400 (national trim | | City Vehicle | · | |
| Transportation: boldface or circle choice(s) | | 139 (round trip Carrier (complete | | | | |
| | Common | | below) | <u> </u> | | 10 - 12 |
| PREPAID EXPENSES | VENDOR/ADDRESS | EXPLAN | IATION | AMOUNT | | JSE ONLY |
| Registration | Innovating Commerce Serving | Advanced Rate | before 8/14/22 | | Vendor # | Check # |
| | Communities (ICSC) | 8 | | · . | | 1.1.1 |
| Due Date | P.O. Box 419822 | | 1.1 | | | Date |
| | Boston, MA 02241-9822 | | | | | |
| Hand Carry Y N | 1-646-728-3800 | | · | \$325.00 | Ú1-1 | 5.1.1.1 |
| Lodging | Hilton Orlando | P-Card - D. Cro | otts | | Vendor # | Check # |
| | 6001 Destination Parkway | Rate | \$129.00 | | | X. A. |
| Due Date | Orlando, FL 32819 | 1 | | | | Date |
| | 1 <mark>-407-313-4300</mark> | # Nights | 2 | | | Terrer (|
| Hand Carry Y N | | | | \$258.00 | | |
| Common Carrier | | | | | Vendor # | Check # |
| (if applicable) | 1. No. | | 1.1 | | | 1. 1. |
| Due Date | | | | | | Date |
| | | | | | | |
| Hand Carry Y N | | | | \$0.00 | | |
| Other Expenses | Hotel Resort Fee (per night) | | | | Vendor # | Check # |
| | | 1.1 | \$40.00 | | | 1. |
| Due Date | | | | | | Date |
| | | | 2 | | | |
| Hand Carry Y N | <u>+</u> | | | \$80.00 | | |
| Other Expenses | Self-Parking (per night) | | | | Vendor # | Check # |
| | | | \$30.00 | | | 1.1.1 |
| Due Date | | 1.1.1.1.2.2 | | | | Date |
| | | | 2 | | | 0.00 |
| Hand Carry Y N | | | | \$60.00 | | |
| | ADVANCE: Advanced or Upon F | the second se |) | | | |
| Refer t | o www.gsa.gov for rates - <u>attach</u> | | | | Vendor # | Check # |
| | (Lodging prepaid - receipt requi | red) | | | | |
| Breakfast 0 | @ \$16.00 = | \$0.0 | o | | | Date |
| Lunch 2 | @ \$17.00 = | \$34.0 | | | | 2010 |
| Dinner 2 | @ \$31.00 = | \$62.0 | 0 | | | |
| Incidentals 3 | @ \$5.00 = | \$15.0 | 0 | | | |
| | - V - 25 | | | \$111.00 | | |

Date TRAVEL APPROVALS

Department Head

Finance

Date

(if applicable)

City Manager

Date

(ATTACH TO EXPENSE REPORT UPON RETURN)





Create connections and catalyze deals with the innovators, dealmakers and changemakers driving the marketplaces industry forward in your region. Advance your business goals and experience the latest trends shaping the spaces where consumers shop, dine, work, play, and gather.

Registration Fees*

Register at the Advance Rate (ends August 14, 2022) Member • \$450 - \$125 Credit = \$325 Non-Member • \$900 Retailer Member • \$0 Student Member • \$50

Standard Rate (Registration closes August 23, 2022)
Member • \$550
Non-Member • \$1,100

Retailer Member • **\$0** Student Member • **\$50**

Become a member or renew your membership and receive a credit to attend an upcoming ICSC event, excluding ICSC NEW YORK and ICSC LAS VEGAS.

*All cancellations are subject to a \$100 cancellation fee for members and nonmembers; \$25 for student members. Refunds will not be given for cancellations received after **August 23, 2022**. All requests for refunds must be received by ICSC in writing.

Get-Togethers (Optional Events) • Sunday, August 28

To sign up, select and add options to cart during registration. If you have already registered for ICSC@FLORIDA, click the Session Registration Button and uncheck the "full program" option before signing up for any of these events.

• **Property Tours** • 10:00 – 11:30 am • Complimentary for ICSC attendees.

Tour 1 • Creative Village

Tour 2 • International Drive

Topgolf Event • Topgolf Orlando • 12:00 – 3:00 pm
 Cost: \$125, includes open bar (wine and beer) and lunch; cocktails will be available for purchase.

Schedule At-a-Glance

Sunday, August 28

2:00 - 6:00 pm • Badge Pickup & Registration
2:00 - 4:00 pm • Women's Networking Event: The Purposeful Pivot
2:30 - 3:30 pm • Next Generation Reception
3:30 - 4:00 pm • ICSC First-Timers, New Members, and Students Exhibit
Floor Walking Tour
4:00 - 6:00 pm • Networking Reception

Monday, August 29

7:00 am – 5:00 pm • Badge Pickup & Registration 7:00 – 8:00 am • Breakfast 8:00 – 9:00 am • Retail Runway

9:15 - 10:00 am • SIGs

10:30 am - 5:00 pm • Dealmaking & Retailer Central

10:45 am - 12:00 pm • Sessions

12:00 – 1:00 pm • Lunch/Economic Update

ICSC@FLORIDA

Schedule

Sunday August 28, 2022

10:00am - 11:30am Get Together: Property Tour 1 (Optional Event) Creative Village: Starting point - UnionWest, 601 W. Livingston Street

Complimentary for ICSC attendees. Creative Village builds upon the success of Orlando's digital media industry by trans...

10:00am - 11:30am

Get Together: Property Tour 2 (Optional Event) International Drive: Starting point - Capital Grill Courtyard, 9101 International Drive, Suite 1000

Complimentary for ICSC attendees. Shopping centers in hot tourism markets need to constantly evolve to remain competiti... 12:00pm - 3:00pm Get Together: Topgolf (Optional Event) Topgolf Orlando, 9295 Universal Blvd.

Start building and strengthening industry connections ahead of the event over a round of golf at Topgolf Orlando. Cost:... 2:00pm - 4:00pm The Purposeful Pivot: Leveraging Your Strengths to Re-Energize Your Career Room S210 CD

Hear from three women industry leaders as they discuss how to maximize opportunities to enhance your career journey. The... 2:00pm - 6:00pm Badge Pickup & Registration Room S220 D-G

2:30pm - 3:30pm Next Generation Reception Room S220 A-C

Students and emerging professionals will join industry professionals for informal mingling and small group mentoring con... **3:30pm - 4:00pm ICSC First-Timers, New Members and Students Exhibit Floor Walking Tour** Whether you're a new ICSC member or it's your first time attending, learn to make the most of your experience with ICSC...

4:00pm - 6:00pm Networking Reception South Concourse Level II

ICSC@FLORIDA

Schedule

Monday August 29, 2022

7:00am - 8:00am Breakfast Served South Hall A1

Join us for a hot breakfast to start your day. No breakfast service after 8:00 am. 7:00am - 5:00pm Badge Pickup & Registration Room S220 D-G

7:45am - 8:00am Welcome & Introduction to the Program South Hall A1

Britta Eriksson, ICSC@FLORIDA Program Advisory Chair; Owner/Broker, Leaseconomics, LLC Stevens Tombrink, CCIM, ICSC@FLO... 8:00am - 9:00am Retailer Runway South Hall A1

MODERATOR Stevens Tombrink, CCIM, ICSC@FLORIDA Program Advisory Co-Chair, Tampa Managing Director, LandQwest Commercial... 9:15am - 10:30am Special Industry Groups (SIGs) South 200 Meeting Rooms

Special Interest Groups (SIGs) are the optimal forum for peer to peer learning and networking. Each session is designed... 9:15am - 10:30am Special Industry Groups (SIGs): Capital Markets S210 AB

Join industry leaders for a discussion on capital markets followed by networking. MODERATOR Lori Schneider, Executive... 9:15am - 10:30am Special Industry Groups (SIGs): Construction & Design Roundtables S210 CD

Discuss industry trends with fellow contractors, engineers and architects at facilitator-led small group discussions. M... 9:15am - 10:30am Special Industry Groups (SIGs): Development S210 E

SPEAKER Duane Stiller, Founder & President, Woolbright 9:15am - 10:30am Special Industry Groups (SIGs): Leasing Roundtables S220 A-C

Tackle key industry topics with your peers at facilitator-led small group discussions. MODERATOR Sandi Rogacki, Leasi... 9:15am - 10:30am

Special Industry Groups (SIGs): Legal S230 A Join fellow attorneys for an interactive group discussion.FACILITATOR Eric Rapkin, Akerman LLP, Chair, Real Estate Pra... 9:15am - 10:30am Special Industry Groups (SIGs): P3 Panel S230 B

Kicking it up A Notch with Public-Private Partnerships: Intermiami MLS Stadium Explore the public/private partnership b... 9:15am - 10:30am Special Industry Groups (SIGs): Property Management Roundtables S230 C

Work together with other property management professionals at facilitator-led small group discussions. 9:15am - 10:30am Special Industry Groups (SIGs): Retailers Only \$230 D

Join fellow retailers for an interactive group discussion. Attendees will have the opportunity to network with peers, sh... 10:30am - 5:00pm Dealmaking & Retailer Central South Hall B

10:45am - 11:15am Industry Talent Overview: From Student to Emerging Professional South Hall B – Professional Development

Students will have a chance to meet mentors from across the industry at this informal meet and greet and attend a short... 10:45am - 11:15am Retailer Game Show South Hall B - General Session

MODERATOR Bill Tomala, Managing Director, U.S. Client Experience, Cuhaci Peterson PANELISTS James Co... 11:30am - 12:00pm

Perfecting the Balancing Act Between Life + Work South Hall B – Professional Development

Explore ways to achieve life/work balance to avoid burnout and reach your goals. Understand the importance of profession... 12:00pm - 12:30pm Lunch Served South Hall A1

No lunch service after 12:30 pm. 12:20pm - 12:30pm Industry Update South Hall A1

Join Tom as he shares the latest industry information including retail sales information, occupancy data and more.Tom Mc... 12:30pm - 1:00pm Economic Update South Hall A1

We are navigating an unprecedented retail environment. Industry leaders from across the state will come together to shar... 1:00pm - 1:30pm Winning Leisure Dollars in Hot Tourist Destinations South Hall B – General Session

Tourism is a major economic force in Florida. Join us to hear from those involved in iconic projects serving tourist-bas... **1:30pm - 2:00pm The Secret Sauce of Success**

South Hall B – Professional Development

The recipe for success includes more than grit, grind, and hustle. The speakers will share the skillful balance that led...

1:30pm - 4:30pm

Meet Who's Hiring

Looking to enter the industry? Students and emerging professionals can schedule time with participating companies. Take...

2:00pm - 2:30pm

Transit-Oriented Development: When All Roads Lead to Retail South Hall B – General Session

Learn about Florida's expanding commuter rail network and opportunities for transit-oriented developments. These excitin... 2:30pm - 3:00pm How to Find Your Perfect Match

South Hall B – Professional Development

Candidates and companies each have new needs in today's hiring market. Attend this game show format with interactive pol...

3:00pm - 3:30pm Unlocking Retail Potential in Florida's Urban Cores South Hall B – General Session

Meet key players who are recreating Florida's urban cores into vibrant, inspired communities. Innovative placemaking is... **3:30pm - 4:00pm Mock Lease Negotiation South Hall B – Professional Development**

The panelists will discuss what happens during the negotiation of a retail lease. During this interactive session, landl... 4:00pm - 4:30pm Meet the Mayors South Hall B – General Session

Mayors from around Florida will share what's happening in their communities to driving economic development.MODERATORT... 4:30pm - 5:30pm Government Relations Meet & Greet



ICSC@FLORIDA

Schedule

Tuesday August 30, 2022

7:30am - 8:15am Breakfast Served South Hall A1

Join us for a hot breakfast to start your day. No breakfast service after 8:15 am. 7:30am - 2:00pm Badge Pickup & Registration Room S220 D-G

8:00am - 8:15am Retail Wake-up 8:15am - 9:00am Retailers on the Move South Hall A1

Join this dynamic retailer panel while learning about their brands, what they are up to, and their latest site requireme... 9:00am - 10:00am Coffee with the Retailers Retailer Central

Get energized at this morning networking reception on Retailer Central. Meet retailers in the casual setting with endles... 9:00am - 2:00pm Dealmaking & Retailer Central South Hall B

9:45am - 10:30am Next Level Shopping Centers South Hall B – General Session

Discover how out-of-the-box thinking can help increase sales and rents. Take your shopping center to the next level with... 10:30am - 11:00am Prospecting in a Digital Age South Hall B - Professional Development

PropTech is revolutionizing the CRE industry. Learn about cutting-edge technologies to reach your prospects remotely and... **11:00am - 11:30am Medtail: A Healthy Traffic Driver South Hall B - Professional Development**

Healthcare is becoming integrated into our everyday lives. Consumers are demanding more accessible, convenient, and pers... 11:30am - 12:00pm Clicks, Likes and Dollar Signs: A Practical Guide to Savvy Social Media South Hall B – Professional Development

Experts take you on a crash course to unlock the potential of social media branding. Knowing which platforms and content... 12:00pm - 12:30pm Trends in Development South Hall B – General Session Join us to learn about the latest trends in development from concept to completion. MODERATOR Tara Tedrow, Shareholder,... 12:30pm - 1:00pm Secure Your Pay Day: Roadmap to Brokers Avoiding Commission Disputes South Hall B - Professional Development

Hear from our speakers on how to safeguard your earned brokerage commissions. Learn how to navigate commission agreement... 1:00pm - 1:30pm 4 Things Keeping You Up at Night South Hall B – General Session

Identify pressing issues affecting retail expansion, development and consumer confidence. The speakers will discuss crea...

FY 2022 Per Diem Rates for Orlando, Florida

Meals & Incidentals (M&IE) Breakdown

| Primary Destination | County | M&IE Total | Contine Breakfa | ental ast/Breakfast | Lunch | Dinner | Incidental Expenses | First & LastDay of Travel |
|----------------------------|--------|---------------|--------------------|------------------------|-------|--------|------------------------|------------------------------|
| Orlando | Orange | \$69 | \$16 | | \$17 | \$31 | \$5 | \$51.75 |

| - | 28 | 29 | 30 |
|---|----|----|----|
| B | | | |
| L | 1 | | 1 |
| D | 1 | | |
| | | | |

Thank you,





Samuel T. Weekley, AICP **Economic Development Division Manager**

Down to Earth And Up To Great Things

论 321.952.3400 ext. 4812 🛛 321.503.5381

From: no-reply@icsc.com <no-reply@icsc.com> Sent: Wednesday, August 3, 2022 3:31 PM To: Samuel Weekley <Samuel.Weekley@palmbayflorida.org> Subject: ICSC Order Confirmation

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

| 2 | |
|---|--|
| | |
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| | |
| | |
| | |
| | |
| | |

Thank you for your order.

Your total: \$325 Your order ID: 401750

Product

Confirmation number: 3275772467

We sent the details to DANIELLE.CROTTS@PALMBAYFLORIDA.ORG.

Hotel Information



Hilton Orlando

6001 Destination Parkway Orlando, Florida 32819 USA +1 407-313-4300

Stay Information

Guest information

28 SUN - 30 AUG TUE

Samuel Weekley

Hilton Honors#:

Check-in: 3:00 PM Check-out: 11:00 AM

Early check-in cannot be guaranteed. Contact the hotel to inquire about early check-in or late check-out.

1 room for 1 adult 2 Queen Beds Guest Room - Government

| Total room charge Total fees Total taxes | \$258.00 \$80.00 \$46.75 TO | x Exempt | * |
|--|--|---|------------|
| | Total for stay: \$384.75 | 338.00 | 0 |
| Payment | visa 6169 Aug 2026 | Ly + \$ 30/ night parking time of checkout. | 19. Paid @ |

Guarantee Policy

There is a credit card required for this reservation.

If you use a debit/credit card to check in, a hold may be placed on your card account for the full anticipated amount to be owed to the hotel, including estimated incidentals, through your date of check-out and such hold may not be released for 72 hours from the date of check-out or longer at the discretion of your card issuer.

Cancellation Policy

Free cancellation before 11:59 PM local hotel time on 25 Aug 2022.

At check in, the front desk will verify your check-out date. Rates quoted are based on check-in date and length of stay. Should you choose to depart early, price is subject to change.

We reserve the right to cancel or modify reservations where it appears that a customer has engaged in fraudulent or inappropriate activity or under other circumstances where it appears that the reservations contain or resulted from a mistake or error.

Totals listed here are estimated based on current taxes and exchange rates (if applicable) and do not include additional fees/charges that may be incurred during your stay.

Optional services for an additional charge

Self parking \$30.00 / night

Valet parking \$40.00 / night

Pets Service animals only



CITY OF PALM BAY, FLORIDA

Control #

Contact/Ext Danielle Crotts x 5428

Request Date: 8/3/2022

Travel Request/Advance Request

| rannbay | Traver Net | luesu Auvalice Request | Contact/Ext | Danielle Cit | JIIS X J420 |
|---|--|--|----------------|--------------|---------------|
| Name: Danielle Cro | otts | Destination: Orlando, Fl | | | |
| 2 / 12226 H | | Departure | | Return | |
| Department/Division: | CED/ED | Date of: 8/28/2022 | J L | 8/30/2022 | |
| Account To Be Charged: | 001-3410-552-40-01 (Travel) | Time of: 10:00 AM | | 3:30 PM | |
| Account To Be Charged: | 001-3410-552-55-01 (Training | | e reimbursemen | t | \$834.0 |
| | onference, School or Other Reason) - A erce Serving Communities (ICSC | | 8/16/22 | 2 | |
| Transportation: boldface or circle choice(s) | POV - Estimated Mileage Common (| 138 (round trip) Carrier (complete below) | City Vehicle | • | |
| PREPAID EXPENSES | VENDOR/ADDRESS | EXPLANATION | AMOUNT | FINANCE | JSE ONLY |
| Registration | Innovating Commerce Serving | Advanced Rate before 8/14/22 | | Vendor.# | Check # |
| | Communities (ICSC) | 김 씨는 영양에 가슴을 넣었다. | | | 80.00E |
| Due Date | P.O. Box 419822 | | | | Date |
| | Boston, MA 02241-9822 | | | | 1.1 |
| Hand Carry Y N | 1-646-728-3800 | | \$325.00 | | 123 |
| Lodging | Hilton Orlando | P-Card - D. Crotts | | Vendor # | Check # |
| | 6001 Destination Parkway | Rate \$129.00 | | | |
| Due Date | Orlando, FL 32819 | | 1 1 | | Date |
| | 1-407-313-4300 | # Nights 2 | | | 1500 |
| Hand Carry Y N | | | \$258.00 | | |
| Common Carrier | - 64 - 14 | | | Vendor # | Check # |
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| Other Expenses | Hotel Resort Fee (per night) | | | Vendor # | Check # |
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| Hand Carry Y N | | | \$80.00 | | - 1 al |
| Other Expenses | Self-Parking (per night) | and the second | | Vendor # | Check # |
| | | \$30.00 | | | |
| Due Date | | | 12 | | Date |
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| Hand Carry Y N | | | \$60.00 | II T | |
| | ADVANCE: Advanced or Upon F | 14 - 10 - 24 | | | |
| Refer t | o www.gsa.gov for rates - <u>attach</u> | | | Vendor # | Check # |
| | (Lodging prepaid - receipt requir | ed) | | | |
| Breakfast 0 | @ \$16.00 = | \$0.00 | | | Date |
| Lunch 2 | @ \$17.00 = | \$34.00 | | | |
| Dinner 2 | @ \$31.00 = | \$62.00 | | | |
| Incidentals 3 | @ \$5.00 = | \$15.00 | | | |
| | | | \$111.00 | | |

Bund 01412022 Date

Department Head

(if applicable)

Finance

City Manager

Date

Date

(ATTACH TO EXPENSE REPORT UPON RETURN)





Create connections and catalyze deals with the innovators, dealmakers and changemakers driving the marketplaces industry forward in your region. Advance your business goals and experience the latest trends shaping the spaces where consumers shop, dine, work, play, and gather.

Registration Fees*

Register at the Advance Rate (ends August 14, 2022) Member • \$450 - \$125 Credit = \$325 Non-Member • \$900 Retailer Member • \$0 Student Member • \$50

Standard Rate (Registration closes August 23, 2022)
Member • \$550
Non-Member • \$1,100

Retailer Member • **\$0** Student Member • **\$50**

Become a member or renew your membership and receive a credit to attend an upcoming ICSC event, excluding ICSC NEW YORK and ICSC LAS VEGAS.

*All cancellations are subject to a \$100 cancellation fee for members and nonmembers; \$25 for student members. Refunds will not be given for cancellations received after **August 23, 2022**. All requests for refunds must be received by ICSC in writing.

Get-Togethers (Optional Events) • Sunday, August 28

To sign up, select and add options to cart during registration. If you have already registered for ICSC@FLORIDA, click the Session Registration Button and uncheck the "full program" option before signing up for any of these events.

• **Property Tours** • 10:00 – 11:30 am • Complimentary for ICSC attendees.

Tour 1 • Creative Village

Tour 2 • International Drive

Topgolf Event • Topgolf Orlando • 12:00 – 3:00 pm
 Cost: \$125, includes open bar (wine and beer) and lunch; cocktails will be available for purchase.

Schedule At-a-Glance

Sunday, August 28

2:00 - 6:00 pm • Badge Pickup & Registration
2:00 - 4:00 pm • Women's Networking Event: The Purposeful Pivot
2:30 - 3:30 pm • Next Generation Reception
3:30 - 4:00 pm • ICSC First-Timers, New Members, and Students Exhibit
Floor Walking Tour
4:00 - 6:00 pm • Networking Reception

Monday, August 29

7:00 am – 5:00 pm • Badge Pickup & Registration 7:00 – 8:00 am • Breakfast 8:00 – 9:00 am • Retail Runway

9:15 - 10:00 am • SIGs

10:30 am - 5:00 pm • Dealmaking & Retailer Central

10:45 am - 12:00 pm • Sessions

12:00 – 1:00 pm • Lunch/Economic Update

ICSC@FLORIDA

Schedule

Sunday August 28, 2022

10:00am - 11:30am Get Together: Property Tour 1 (Optional Event) Creative Village: Starting point - UnionWest, 601 W. Livingston Street

Complimentary for ICSC attendees. Creative Village builds upon the success of Orlando's digital media industry by trans...

10:00am - 11:30am

Get Together: Property Tour 2 (Optional Event) International Drive: Starting point - Capital Grill Courtyard, 9101 International Drive, Suite 1000

Complimentary for ICSC attendees. Shopping centers in hot tourism markets need to constantly evolve to remain competiti... 12:00pm - 3:00pm Get Together: Topgolf (Optional Event) Topgolf Orlando, 9295 Universal Blvd.

Start building and strengthening industry connections ahead of the event over a round of golf at Topgolf Orlando. Cost:... 2:00pm - 4:00pm The Purposeful Pivot: Leveraging Your Strengths to Re-Energize Your Career Room S210 CD

Hear from three women industry leaders as they discuss how to maximize opportunities to enhance your career journey. The... 2:00pm - 6:00pm Badge Pickup & Registration Room S220 D-G

2:30pm - 3:30pm Next Generation Reception Room S220 A-C

Students and emerging professionals will join industry professionals for informal mingling and small group mentoring con... **3:30pm - 4:00pm ICSC First-Timers, New Members and Students Exhibit Floor Walking Tour** Whether you're a new ICSC member or it's your first time attending, learn to make the most of your experience with ICSC...

4:00pm - 6:00pm Networking Reception South Concourse Level II

ICSC@FLORIDA

Schedule

Monday August 29, 2022

7:00am - 8:00am Breakfast Served South Hall A1

Join us for a hot breakfast to start your day. No breakfast service after 8:00 am. 7:00am - 5:00pm Badge Pickup & Registration Room S220 D-G

7:45am - 8:00am Welcome & Introduction to the Program South Hall A1

Britta Eriksson, ICSC@FLORIDA Program Advisory Chair; Owner/Broker, Leaseconomics, LLC Stevens Tombrink, CCIM, ICSC@FLO... 8:00am - 9:00am Retailer Runway South Hall A1

MODERATOR Stevens Tombrink, CCIM, ICSC@FLORIDA Program Advisory Co-Chair, Tampa Managing Director, LandQwest Commercial... 9:15am - 10:30am Special Industry Groups (SIGs) South 200 Meeting Rooms

Special Interest Groups (SIGs) are the optimal forum for peer to peer learning and networking. Each session is designed... 9:15am - 10:30am Special Industry Groups (SIGs): Capital Markets S210 AB

Join industry leaders for a discussion on capital markets followed by networking. MODERATOR Lori Schneider, Executive... 9:15am - 10:30am Special Industry Groups (SIGs): Construction & Design Roundtables S210 CD

Discuss industry trends with fellow contractors, engineers and architects at facilitator-led small group discussions. M... 9:15am - 10:30am Special Industry Groups (SIGs): Development S210 E

SPEAKER Duane Stiller, Founder & President, Woolbright 9:15am - 10:30am Special Industry Groups (SIGs): Leasing Roundtables S220 A-C

Tackle key industry topics with your peers at facilitator-led small group discussions. MODERATOR Sandi Rogacki, Leasi... 9:15am - 10:30am

Special Industry Groups (SIGs): Legal S230 A Join fellow attorneys for an interactive group discussion.FACILITATOR Eric Rapkin, Akerman LLP, Chair, Real Estate Pra... 9:15am - 10:30am Special Industry Groups (SIGs): P3 Panel S230 B

Kicking it up A Notch with Public-Private Partnerships: Intermiami MLS Stadium Explore the public/private partnership b... 9:15am - 10:30am Special Industry Groups (SIGs): Property Management Roundtables S230 C

Work together with other property management professionals at facilitator-led small group discussions. 9:15am - 10:30am Special Industry Groups (SIGs): Retailers Only \$230 D

Join fellow retailers for an interactive group discussion. Attendees will have the opportunity to network with peers, sh... 10:30am - 5:00pm Dealmaking & Retailer Central South Hall B

10:45am - 11:15am Industry Talent Overview: From Student to Emerging Professional South Hall B – Professional Development

Students will have a chance to meet mentors from across the industry at this informal meet and greet and attend a short... 10:45am - 11:15am Retailer Game Show South Hall B - General Session

MODERATOR Bill Tomala, Managing Director, U.S. Client Experience, Cuhaci Peterson PANELISTS James Co... 11:30am - 12:00pm

Perfecting the Balancing Act Between Life + Work South Hall B – Professional Development

Explore ways to achieve life/work balance to avoid burnout and reach your goals. Understand the importance of profession... 12:00pm - 12:30pm Lunch Served South Hall A1

No lunch service after 12:30 pm. 12:20pm - 12:30pm Industry Update South Hall A1

Join Tom as he shares the latest industry information including retail sales information, occupancy data and more.Tom Mc... 12:30pm - 1:00pm Economic Update South Hall A1

We are navigating an unprecedented retail environment. Industry leaders from across the state will come together to shar... 1:00pm - 1:30pm Winning Leisure Dollars in Hot Tourist Destinations South Hall B – General Session

Tourism is a major economic force in Florida. Join us to hear from those involved in iconic projects serving tourist-bas... **1:30pm - 2:00pm The Secret Sauce of Success**

South Hall B – Professional Development

The recipe for success includes more than grit, grind, and hustle. The speakers will share the skillful balance that led...

1:30pm - 4:30pm

Meet Who's Hiring

Looking to enter the industry? Students and emerging professionals can schedule time with participating companies. Take...

2:00pm - 2:30pm

Transit-Oriented Development: When All Roads Lead to Retail South Hall B – General Session

Learn about Florida's expanding commuter rail network and opportunities for transit-oriented developments. These excitin... 2:30pm - 3:00pm How to Find Your Perfect Match

South Hall B – Professional Development

Candidates and companies each have new needs in today's hiring market. Attend this game show format with interactive pol...

3:00pm - 3:30pm Unlocking Retail Potential in Florida's Urban Cores South Hall B – General Session

Meet key players who are recreating Florida's urban cores into vibrant, inspired communities. Innovative placemaking is... **3:30pm - 4:00pm Mock Lease Negotiation South Hall B – Professional Development**

The panelists will discuss what happens during the negotiation of a retail lease. During this interactive session, landl... 4:00pm - 4:30pm Meet the Mayors South Hall B – General Session

Mayors from around Florida will share what's happening in their communities to driving economic development.MODERATORT... 4:30pm - 5:30pm Government Relations Meet & Greet



ICSC@FLORIDA

Schedule

Tuesday August 30, 2022

7:30am - 8:15am Breakfast Served South Hall A1

Join us for a hot breakfast to start your day. No breakfast service after 8:15 am. 7:30am - 2:00pm Badge Pickup & Registration Room S220 D-G

8:00am - 8:15am Retail Wake-up 8:15am - 9:00am Retailers on the Move South Hall A1

Join this dynamic retailer panel while learning about their brands, what they are up to, and their latest site requireme... 9:00am - 10:00am Coffee with the Retailers Retailer Central

Get energized at this morning networking reception on Retailer Central. Meet retailers in the casual setting with endles... 9:00am - 2:00pm Dealmaking & Retailer Central South Hall B

9:45am - 10:30am Next Level Shopping Centers South Hall B – General Session

Discover how out-of-the-box thinking can help increase sales and rents. Take your shopping center to the next level with... 10:30am - 11:00am Prospecting in a Digital Age South Hall B - Professional Development

PropTech is revolutionizing the CRE industry. Learn about cutting-edge technologies to reach your prospects remotely and... **11:00am - 11:30am Medtail: A Healthy Traffic Driver South Hall B - Professional Development**

Healthcare is becoming integrated into our everyday lives. Consumers are demanding more accessible, convenient, and pers... 11:30am - 12:00pm Clicks, Likes and Dollar Signs: A Practical Guide to Savvy Social Media South Hall B – Professional Development

Experts take you on a crash course to unlock the potential of social media branding. Knowing which platforms and content... 12:00pm - 12:30pm Trends in Development South Hall B – General Session Join us to learn about the latest trends in development from concept to completion. MODERATOR Tara Tedrow, Shareholder,... 12:30pm - 1:00pm Secure Your Pay Day: Roadmap to Brokers Avoiding Commission Disputes South Hall B - Professional Development

Hear from our speakers on how to safeguard your earned brokerage commissions. Learn how to navigate commission agreement... 1:00pm - 1:30pm 4 Things Keeping You Up at Night South Hall B – General Session

Identify pressing issues affecting retail expansion, development and consumer confidence. The speakers will discuss crea...

FY 2022 Per Diem Rates for Orlando, Florida

Meals & Incidentals (M&IE) Breakdown

| Primary Destination | County | M&IE Total | Contine Breakfa | ental ast/Breakfast | Lunch | Dinner | Incidental Expenses | First & LastDay of Travel |
|----------------------------|--------|---------------|--------------------|------------------------|-------|--------|------------------------|------------------------------|
| Orlando | Orange | \$69 | \$16 | | \$17 | \$31 | \$5 | \$51.75 |

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Danielle Crotts

From: Sent: To: Subject: no-reply@icsc.com Wednesday, August 3, 2022 3:34 PM Danielle Crotts ICSC Order Confirmation

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



Thank you for your order.

Your total: \$325 Your order ID: 401488

Product

MemberPriceQuantityTotal

\$325.00 1 \$325.00

Subtotal \$325.00

Total \$325

Bill To:

120 Malabar Rd. SE Palm Bay, FL 32907 US

Credit Card *********6169 Cardholder Name:

You're all set, Danielle!

Confirmation number: 3276398087

We sent the details to DANIELLE.CROTTS@PALMBAYFLORIDA.ORG.

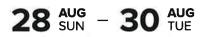
Hotel Information



Hilton Orlando

6001 Destination Parkway Orlando, Florida 32819 USA +1 407-313-4300

Stay Information



Check-in: 3:00 PM Check-out: 11:00 AM

Early check-in cannot be guaranteed. Contact the hotel to inquire about early check-in or late check-out.

1 room for 2 adults 2 Queen Beds Guest Room - Government

Guest information

Danielle Crotts

Hilton Honors#:

Comments:

I would like the latest (free) checkout available please due to the conference. Thank you!

| Total room charge Total fees Total taxes | \$258.00 \$80.00 \$46.75 | -TON EXEMPT |
|--|--------------------------------|---|
| | Total for stay: \$384.75 | 42.20 |
| Payment | VISA 6169 Aug 2026 | \$338.00 4338.00 4 #30/night parking. Paid @ time of checkart. |

Guarantee Policy

There is a credit card required for this reservation.

If you use a debit/credit card to check in, a hold may be placed on your card account for the full anticipated amount to be owed to the hotel, including estimated incidentals, through your date of check-out and such hold may not be released for 72 hours from the date of check-out or longer at the discretion of your card issuer.

Cancellation Policy

Free cancellation before 11:59 PM local hotel time on 25 Aug 2022.

At check in, the front desk will verify your check-out date. Rates quoted are based on check-in date and length of stay. Should you choose to depart early, price is subject to change.

We reserve the right to cancel or modify reservations where it appears that a customer has engaged in fraudulent or inappropriate activity or under other circumstances where it appears that the reservations contain or resulted from a mistake or error.

Totals listed here are estimated based on current taxes and exchange rates (if applicable) and do not include additional fees/charges that may be incurred during your stay.

Optional services for an additional charge

Self parking \$30.00 / night

Valet parking \$40.00 / night

Pets Service animals only



CITY OF PALM BAY, FLORIDA Travel Request/Advance Request

Control #

Request Date: 8/5/2022

Contact/Ext Danielle Crotts x 5428

| Name: | Dan | ielle Cro | tts | | | Destinatio | n: | Oklahoma Cit | y, OK | | |
|-----------------------|---------|-----------------------|----------------|-------------------|---|------------|-----------|------------------------|--------------|--|------------|
| Department/I | Divisio | D ¹ | CED/ED | | | Deta -fi | | Departure 9/17/2022 | 1 | Return | 1 |
| | | | | | | Date of: | | | | 9/21/2022 | |
| Account To E | | • | | 52-40-01 (Tra | | Time of: | | TBD | | TBD | |
| Account To E | | - | | 52-55-01 (Tra | | | ed Cost: | before mileage re | eimbursement | · · · · · · · · · · · · · · · · · · · | \$2,965.00 |
| | | | | ol or Other Reaso | | | | a. | | | |
| 2022 Interr | ation | al Econo | mic Develop | ment Council | (IEDC) Ann | iual Conte | rence | | | | |
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| or circle choi | | | | (| Common Ca | rrier (com | plete bel | ow) | | | |
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| Breakfast | | 1 | 0 | \$14.00 | = | | \$14.00 | | | | Date |
| Lunch | | 4 | @ | \$16.00 | = | | \$64.00 | | | 61 E K | |
| Dinner | _ | 4 | @ | \$29.00 | = | | \$116.00 | | | | 1.1 |
| Incidentals | | 5 | 0 | \$5.00 | = | | \$25.00 | | | | |
| moldomalo | | | | | | | | | \$219.00 | | |

Department Head J 8-8 Date $() \land$ Finance (if applicable)

Date

City Manager

Date

(ATTACH TO EXPENSE REPORT UPON RETURN)

REGISTER

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REGISTER NOW

FREQUENTLY ASKED QUESTIONS

Registration

OKCAN

- Registrations will only be accepted and processed when payment, or an approved government purchase order, is included.
- Registrations, or changes to registrations, will not be accepted over the phone as this does not provide an accurate record of the request.
- To register by mail, submit this form and send payment to: International Economic Development Council, PO Box 719219, Philadelphia, PA 19171-9219. Fax form and copy of purchase order to: (202) 223-4745
- To register for one day of the conference, contact Cherrika Gordon: cgordon@iedconline.org or (202) 942-9463

Payment Policy

- Cancellation, Refunds and No-Show Policy
- Substitutions cannot be made after September 9, 2022.
- There will be no refunds or credits for cancellations after September 2, 2022.
- All cancellation requests must be in writing and can be emailed or sent to IEDC.
- All registered attendees cancelling their registration, will be charged a \$95 processing fee, regardless of when the written cancellation notice was received.
- Cancellation requests received by IEDC prior to close of business on Friday,
 September 2, 2022 will have their registration fees refunded or credited to a future



• A registrant who does not submit a written cancellation, or attend the conference, is considered a "No Show". No-Shows are not eligible for refunds or credits, and are still liable for outstanding balances.

Questions regarding these policies should be directed to the IEDC Conference Registrar, Cherrika Gordon: cgordon@iedconline.org or (202) 942-9463.

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COVID-19 Protocols FAQs Contact IEDC Home



Our room blocks close on August 24. We recommend booking early as the room blocks may fill before this date.

Conference Location:

Oklahoma City Convention Center 100 Mick Cornett Dr, Oklahoma City, OK 73109

Main Lodging:

Omni Oklahoma City Hotel 100 West Oklahoma City Boulevard Oklahoma City, OK 73109 Phone: (888) 444-6664 Room Rate: \$229.00/night

BOOK NOW

Additional Lodging:

The Skirvin Hilton Oklahoma City One Park Ave Oklahoma City, OK 73102 Phone: 405-702-8546 Room Rate: \$209.00/night

BOOK NOW

Courtyard by Marriott Oklahoma City Downtown/Bricktown 2 W. Reno Ave. Oklahoma City, OK, 73102 Phone: (800) 217-9905 Room Rate: \$179/night

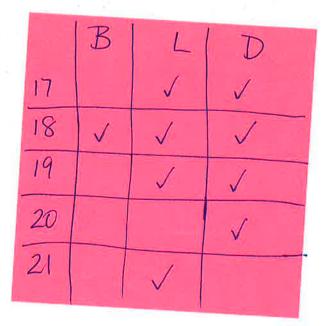
BOOK NOW

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FY 2022 Per Diem Rates for Oklahoma City, Oklahoma

Meals & Incidentals (M&IE) Breakdown

| Primary Destination | County | M&IE Total | Continental Breakfast/Breakfast | Lunch | Dinner | Incidental Expenses | First & LastDay of Travel |
|---------------------|----------|---------------|------------------------------------|-------|--------|------------------------|------------------------------|
| Oklahoma City | Oklahoma | \$64 | \$14 | \$16 | \$29 | \$5 | \$48.00 |



IEDC Annual Conference Event Schedule

Sun, Sep 18, 2022

8:30 AM

OKC Historic Neighborhood and Redevelopment Story © 8:30 AM - 12:00 PM, Sep 18



As Oklahoma City's urban transformation began, the commercial district's surrounding the core once again became vibrant neighborhood centers. In this tour, you will discover the unique redevelopment taking place in the Paseo, a Spanish colonial styled neighborhood with an arts focus; the Plaza District, a hip center of food, musical theater and shopping; Capitol Hill, a historic main street with a Latin flair; and Midtown, a center for housing, health care and entertainment. Our tour includes a networking brunch! Don't miss it!

Price: \$85

12:00 PM

Registration, Exhibit Hall and Resource Center Open

② 12:00 PM - 7:30 PM, Sep 18

International Forum

② 12:00 PM - 1:30 PM, Sep 18

All conference participants are welcome to attend this roundtable discussion of economic development trends, challenges, and best practices in transportation, technology, tourism, and arts + culture. International speakers will each present for several minutes, followed by a Q&A session with IEDC's International Advisory Committee and the audience.

📢 Panelists



Kevin Chambers, MIM Senior Trade Specialist, Diplomat (retired) US Commercial Service, Tulsa, OK

12:30 PM

Business Retention Campaign Execution - COACT Learning Lab © 12:30 PM - 1:30 PM, Sep 18 COACT has been working with leaders in economic development since our inception. Whether your goal is to create more exposure for existing programs and incentives to a current local business market for retention purposes, to attract new businesses to the region, or a mixture of both - we can help. Most economic development organizations are tight strapped with little resources to do a big job. COACT is the answer to this - for the cost of an individual's monthly salary, COACT steps on board with an arsenal of growth experts in strategy, research, design, sales, and marketing functions to meet your community growth and retention goals.

Attendance at this learning lab will allow you to walk away with a roadmap for you to help you set your organization up for a successful business retention and expansion campaign.

Speaker

Mark Frasco

President COACT

Attracting Tech Companies To Your Location - Business Facilities Learning Lab ② 12:30 PM - 1:30 PM, Sep 18

Anne Cosgrove, Business Facilities' Editorial Director will lead a discussion about what technology companies are looking for when relocating or expanding into a new location. We'll discuss the factors that attract site selectors in the tech sector, look at ways to meet the evolving needs of this sector, and learn what economic developers need to do to attract these companies to their location.

After the conversation, you'll learn how database marketing has become an increasingly important tool for marketers across all industry sectors, and how EDOs need to include these programs in their recruitment efforts going forward. Business Facilities will share details on how hyper-focused marketing efforts can be used to target prospects down to a more defined level, increasing the chances of converting prospects to customers.

N Speaker



Anne Cosgrove Editorial Director Business Facilities, Red Bank, NJ

2:00 PM

Opening Plenary

② 2:00 PM - 3:30 PM, Sep 18

Join us in the Ballroom for the Annual Conference Opening Plenary! We will kick off the conference with welcoming remarks from the Host Committee Chairs and our renowned keynote speakers! Don't miss it!

📢 Welcome Remarks



Mark Funke



CEO

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|---|---|
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Kent Shortridge enior Vice President - Operations & Customer Service ONE Gas, Inc., Oklahoma City, OK



Kevin Stitt Governor State of Oklahoma, Oklahoma City, OK

Keynote Panel #1



Cathy O'Connor Founder Coalign Group LLC, Oklahoma City, OK

r∜ Keynote Panel #2

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Philip Gaskin Vice President, Entrepreneurship Kauffman Foundation, Kansas City, MI



Dell Gines, CEcD

Lead Community Development Advisor Federal Reserve Bank of Kansas City, Omaha, NE

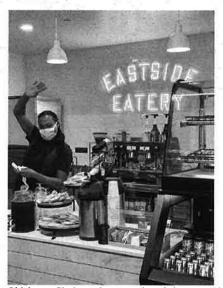


Nathan Ohle President and CEO IEDC, Washington, D.C.



Ines Polonius CEO Communities Unlimited, Fayetteville, AR

East Side Story – 23rd Street Development © 2:00 PM - 5:30 PM, Sep 18



Oklahoma City's northeast quadrant is home to Oklahoma's largest African American community. The area's formerly vibrant commercial districts were in decline and the area had become a food desert.

In this tour you will see and learn about the success story that brought together multiple developers and partners to breathe life back into the area's retail offerings. The tour will include EastPoint, which includes a healthcare center, medical research firm, non-profit grocery, fitness center, bar, art gallery and event space, bookstore, optometrist, pizzeria, and coffee shop. The development received international recognition from the Urban Land Institute.

Also, on the tour you will see a new full-service Homeland grocery development that included tax increment financing, a social impact loan, a bank co-op loan, and new market tax credits. The developers are Milwaukeebased Endeavor Corp and the Alliance for Economic Development in Oklahoma City.

Price: \$85

3:30 PM

Networking Refreshment Break in the Exhibit Hall © 3:30 PM - 4:00 PM, Sep 18

Join your colleagues for a quick bite before you head to your next session. Don't forget to post pics with your new and old colleagues in the Whova app!

weasuring Economic Development Success

2 4:00 PM - 5:00 PM, Sep 18

Leadership Develop...

What should really count as economic development success in a community and how should it be measured? Traditionally, we use metrics around job creation, commercial tax base growth, and workforce statistics, among others. But, what metrics and key indicators are we actually missing when measuring and communicating with key stakeholders?

Speakers



Lawrence McKinney, CEcD, CCE, IOM President and CEO NEDC, Norman, OK

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Chelsea Levo Feary, IOM, CEcD, MPA

President and CEO Owasso Chamber of Commerce, Owasso, OK



Eric Long Research Economist Greater Oklahoma City Chamber, Oklahoma City, OK

Growing Tomorrow's Community and Organizational Leaders

2 4:00 PM - 5:00 PM, Sep 18

In 2019, the Texas Economic Development Council (TEDC) established the Future Leaders Training (FLT) designed to foster future leaders in the TEDC (regardless of age), as well as encourage leadership in the organization and in their communities. In October 2021, the program had its inaugural graduating class. Today, there are nine graduates of the program and an enrollment of 19 going through the program.

Key takeaways from the session will include:

- 1. The importance and advantages of developing future leaders, regardless of age, to serve in state professional economic development organizations and in their respective communities.
- 2. The benefits of having a leadership program geared not by age, but by individual interest in learning how to better be of service to the economic development profession at the state and local level. These trained individuals would also be a resource to other places they move in their careers.
- 3. How to structure and administer a leadership program.

🕫 Speakers



Tom Long, CEcD

Managing Director greater:SATX, San Antonio, TX

Jason Ford, CEcD

President Frisco Economic Development Corporation, Frisco, TX

Amy Swank Vice President Texas Economic Development Council, Austin, TX



Susan Mazarakes-Gill, CEcD, MEDP President

Lindale Economic Development Corporation, Lindale, TX

Effective Community-Based Workforce Development Strategies © 4:00 PM - 5:00 PM, Sep 18 Fostering Tal... Join this session and learn how varying communities have developed workforce strategies where stakeholders, partners, local schools, businesses, and job seekers work together through innovative collaboration.

Speakers

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Helene Caseltine, CEcD Economic Development Director

Indian River County Chamber of Commerce, Vero Beach, FL Mark Bergethon

Principal

Convergent Nonprofit Solutions, Atlanta, GA

Choosing the Right "Mode" of Economic Development © 4:00 PM - 5:00 PM, Sep 18

Promoting the Economic Developmen...

Join this special workshop to hear from representatives from a myriad of diverse communities representing a myriad of modes of economic development organizations. From a 501c3, to a public private partnership, to a regional organization, the possibilities are endless. But, which one is right for your community? Listen in as speakers analyze the pros and cons of their organizational set-up and provide solutions that work.

Speakers

John Sternlicht, CEcD, FM, JD CEO EDASC, Mount Vernon, WA



Danielle Casey, CEcD, EDFP President & CEO Albuquerque Economic Development Inc., Albuquerque, NM



Garry Clark President & CEO Economic Alliance Snohomish County

Mastering the Four Pillars of Investment Attraction - ResearchFDI Sponsored Session

O 4:00 PM - 5:00 PM, Sep 18

Special Sess...

As senior leaders in economic development it is important to ensure best practices are in place while developing and mastering the 4 pillars of Investment Attraction:

1) Developing cutting edge marketing collateral, fresh websites, creative videos and optimizing digital content

2) Ensuring value propositions, competitive benchmarking and five-year planning lines up with your target audience

3) Generating high-end business intelligence

4) Generating highly qualified leads and meeting with companies in your target sectors.

Moderator



Bruce Takefman President & CEO ResearchFDI, Montreal, QC

Speakers

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Davor Davidovic Executive Vice President Operations

ResearchFDI, Montreal, QC



Scott Bryan

Executive Vice President, Strategy & Consulting ResearchFDI, Montreal, QC

Economic Development Ethics Workshop

2 4:00 PM - 6:00 PM, Sep 18

Are you faced with ethical dilemmas in your professional life? Do you have the tools to deal with ethical issues? Economic developers regularly encounter situations that require sound judgment and strength of character. Saying no is not always easy but may be the right thing to do. This session will provide essential instruction on ethics in economic development and will provide you with the tools to foster a culture of high standards in your organization. No theoretical lecture, this workshop will focus on real life ethical situations faced by economic developers where decisions could mean the difference between success and failure in career and life. Price: Free, but registration required

5:30 PM

First Time Attendee Briefing And Conference Buddy Meet Up

Interested in learning how to successfully navigate your first IEDC Annual Conference? Find everything you need to know to make the most of your time and experience at IEDC's largest annual gathering of economic developers from around the world. This event will be followed by a networking opportunity for attendees to meet IEDC Board and Advisory Committee members prior to joining everyone for the Chairman's reception.

6:00 PM

Chairman's Welcome Reception In Exhibit Hall

⊙ 6:00 PM - 7:30 PM, Sep 18

Join IEDC Board Chair, Todd Greene, IEDC President and CEO, Nathan Ohle, and Host Committee Chair Roy Williams in the Exhibit Hall to connect with old friends and make new ones!

7:30 PM

International Dinner

⊙ 7:30 PM - 9:30 PM, Sep 18

Join your colleagues for an informal dinner celebrating the many countries and cultures that are a part of the IEDC family. This event is for our international attendees and all conference attendees who are engaged in international economic development, learning more about economic development practices in other countries, or just looking to network with friends from new places!

Price: \$95 ---

8:00 PM

LGBTQ+ and Friends Social 3:00 PM - 9:30 PM, Sep 18

Network with fellow economic development professionals in the LGBTQ community! Learn how your peers navigate the profession, leverage their unique perspectives, and support inclusive, more diverse communities. All while having fun!

Price: \$25

9:00 PM

Young Professional and Student Networking Reception 2 9:00 PM - 11:00 PM, Sep 18

Are you a young economic development professional or student? Don't miss our annual YP networking reception. Taking place at Social Capital, a fun location with roof-top views and a great drink selection, the YP networking reception is your chance to connect with peers at similar career stages from around the world.

Price: \$25

Please note: This event is limited to students and professionals 35 years of age or younger.

Mon, Sep 19, 2022

7:15 AM

New Member/Non Member Breakfast @ 7:15 AM - 7:45 AM, Sep 19

Join us and connect with other new IEDC members, as well as members of the IEDC Board of Directors and Membership development Advisory Committee. Learn more about IEDC member benefits and resources, as well as information on the Accredited Economic Development Organization (AEDO) program, Certified Economic Developer (CEcD) credential, Excellence in Economic Awards and other ways to become more involved through IEDC's advisory committees.

Networking Continental Breakfast In The Exhibit Ha @ 7:15 AM - 7:45 AM, Sep 19

7:30 AM

Registration Desk, Exhibit Hall and Resource Center Open 2 7:30 AM - 5:30 PM, Sep 19

How to Use Technology and Hyperlocal Data to Differentiate Your Major **Properties - GISWebtech Learning Lab**

2 7:30 AM - 8:30 AM, Sep 19

The days of listing major properties in cookie-cutter fashion are over. Advances in technology enable propertyspecific, hyperlocal data and customized analysis of major properties on an individual basis, and leading economic developers are creating a competitive advantage for their communities by presenting major properties in a highly customized way.

In this session you will learn (1) what types of site-specific, hyperlocal data can make your major properties stand out; (2) how site selectors and businesses are using this data to evaluate major properties; and (3) how the latest technology allows you to showcase each property's unique assets in a customized manner -- without breaking the bank.

Speaker



Ron Bertasi Chief Executive Officer GIS WebTech

8:00 AM

Monday Morning Plenary 2 8:00 AM - 9:30 AM, Sep 19

Be sure to join us back in the Ballroom for an exciting morning! We first will hear from our IEDC Board Chair Todd Greene as he recaps the year in review, covering all of our successes and victories as an organization. Following his overview we will hear from noted international leaders as they discuss how innovation and technology are moving industry forward. Get there early!

Emcee



Bryan Daniels CEcD, CCE, IOM President & CEO, Maryville, TN Blount Partnership

r Keynote Panelists

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Bill Lance, MPH, FACHE Secretary of State The Chickasaw Nation, Ada, OK



Gary Batton

Chief Choctaw Nation of Oklahoma, Durant, OK



Dr. James Collard, FM

Director Citizen Potawatomi Nation Industrial Development Authority Citizen Potawatomi Nation, Shawnee, OK



Chuck Garrett

CEO Cherokee Nation Businesses

♥ Keynote Speakers



Todd Greene, CEcD Executive Director WorkRise, Urban Institute, Washington, D.C.



Ebony Edwards Co-Founder, Chief Executive Officer Eastside Lumber, Kansas City, MO



Daniel Edwards

Owner Eastside Lumber, Kansas City, MO

OKC Innovation District © 8:00 AM - 11:30 AM, Sep 19

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The Oklahoma City Innovation District is a thriving 1.3 square mile ecosystem of collaboration, innovation and economic growth centered around the OU Health Sciences Center, an academic health center and research complex. The organization was named the Association of University Research Parks' Outstanding Innovation District of the Year in 2021. Beyond academia, healthcare and bioscience, the area includes organizations spanning Oklahoma's diverse sectors of aerospace and unmanned systems, specialized manufacturing, technology and energy. The tour will include health and energy research facilities; an overview of Convergence, a 400,000-square-foot development under construction that will bring together laboratories, office space, a hotel, retail space and the proposed MAPS 4 Innovation Hall.

Price: \$85

9:30 AM

Networking Break In Exhibit Hall © 9:30 AM - 10:00 AM, Sep 19

Economic Development Ethics Workshop

O 10:00 AM - 12:00 PM, Sep 19

Are you faced with ethical dilemmas in your professional life? Do you have the tools to deal with ethical issues? Economic developers regularly encounter situations that require sound judgment and strength of character. Saying no is not always easy but may be the right thing to do. This session will provide essential instruction on ethics in economic development and will provide you with the tools to foster a culture of high standards in your organization. No theoretical lecture, this workshop will focus on real life ethical situations faced by economic developers where decisions could mean the difference between success and failure in career and life. Price: Free, but registration required

Investment Leadership in Rural Communities Supporting Large Capital Investment Projects Through Strategic Community Building

O 10:00 AM - 11:30 AM, Sep 19

Economic Transform...

Both Pryor, OK and Northwest Arkansas (Bentonville area) have received national attention over the last several years regarding the game changing investments taking place in their regions. Both in terms of private capital (Google, Walmart, Canoo, etc.) and community building, these two regions have leaned into the power of thoughtful design, public investment and private philanthropy to design the rural communities of the future. This panel discussion describes the strategies, teams and partnerships that exist to make these large scale projects possible. Joining this discussion is Design Workshop, a third-party community consultant who helps design, plan and implement large community investments, specifically place-based initiatives.

Key points:

- Large project recruitment/expansion and infrastructure creation in rural areas
- Branding/place-building outside of metro regions
- Leadership/partnership on community infrastructure (housing, education, quality-of-place amenities)
- Success stories (Google investment, corporate investment in NW Arkansas, local amenity investmentbiking, restaurants, world class museums, etc.)

Speakers



David Stewart

Chief Administrative Officer & Trustee MidAmerica Industrial Park



Kurt Culbertson

Chairman Emeritus of Design Workshop Design Workshop

The Brooklyn Story: BAM...And Then It Hit Me (a Tale of Creative Neighborhood Transformation)

O 10:00 AM - 11:30 AM, Sep 19

Economic Transform...

In this session, Karen Brooks Hopkins, who served as president of the Brooklyn Academy of Music (America's oldest Performing Arts Center) for sixteen (16) years will join Brooklyn City Councilwoman and current New York City Commissioner of Cultural Affairs, Laurie Cumbo, to share the factors that fueled Brooklyn's evolution from Manhattan stepchild to the coolest neighborhood on the planet! The maker movement, born in Brooklyn, was enhanced by the bond between makers, artists, and community leaders. Together they insisted on defining their community as a diverse and energetic center of creativity with benefits for both residents and visitors alike. The evolution of Brooklyn's economic development can be applied to cities everywhere as thriving cultural hotspots offering powerful alternatives to traditional real estate development. The story of BAM and the Brooklyn District features anecdotes of courageous neighborhood entrepreneurs and camaraderie between business leaders, elected officials, and arts administrators all striving to make Brooklyn a great place to live and work.

Speakers

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Karen Brooks Hopkins

President Emerita of BAM - Brooklyn Academy of Music, Author, Former Nasher Haemisegger Fellow, SMU DataArts Advisory Board member Brooklyn Academy of Music, SMU DataArts, Brooklyn, NY



Laurie Angela Cumbo

Commissioner

New York City Department of Cultural Affairs, New York, NY

Challenges Facing Higher Ed Institutions

@ 10:00 AM - 11:30 AM, Sep 19

Fostering Tal...

Five technology centers from across the Oklahoma City metro have partnered together to form Onward OKC. This panel will be made up of representatives from the five schools discussing the challenges they faced in forming this regional compact, how their work impacts economic development, how they identified priorities, how they work to support individuals, and how to incorporate engagement with educational entities.

Navigating Use of Federal Grants and Resources for Economic Development Projects- GrantWorks Sponsored Session

O 10:00 AM - 11:30 AM, Sep 19

Special Sess...

In this session, Karen Brooks Hopkins, who served as president of the Brooklyn Academy of Music (America's oldest Performing Arts Center) for sixteen (16) years will join Brooklyn City Councilwoman and current New York City Commissioner of Cultural Affairs, Laurie Cumbo, to share the factors that fueled Brooklyn's evolution from Manhattan stepchild to the coolest neighborhood on the planet! The maker movement, born in Brooklyn, was enhanced by the bond between makers, artists, and community leaders. Together they insisted on defining their community as a diverse and energetic center of creativity with benefits for both residents and visitors alike. The evolution of Brooklyn's economic development can be applied to cities everywhere as thriving cultural hotspots offering powerful alternatives to traditional real estate development. The story of BAM and the Brooklyn District features anecdotes of courageous neighborhood entrepreneurs and camaraderie between business leaders, elected officials, and arts administrators all striving to make Brooklyn a great place to live and work.

Leading High Performing Organizations Roundtable Discussions

① 10:00 AM - 11:30 AM, Sep 19

Leadership Develop...

The past eighteen months tested the leaders of economic development organizations in new ways. Leaders faced changing demands and expectations from their communities, boards, elected officials and their employees, which resulted in new leadership styles. The Accredited Economic Development Organization (AEDO) program invites leaders of economic development organizations to participate in four roundtable discussions with their peers. Speak with similar leaders of similar size organizations on topics such as employee attraction and retention, business retention and diversification, developing diversity, equity, and inclusion initiatives, strengthening relationships with elected officials and boards of directors, and addressing fluctuating budgets.

Speakers



Justin Horvath, CEcD President and CEO

Shiawassee Economic Development Partnership, Owosso, MI



Steve Stroud Executive Director Roswell Inc, Roswell, GA

@ 11:45 AM - 1:30 PM, Sep 19

Are you a young professional or student interested in learning more about career progression in economic development? Join fellow Young Professionals as we hear from seasoned YP economic developers who've made the most of their career. We'll hear from our panelists about their career journeys, how they got to where they are and where they want to go next. We'll also learn best practices, career paths in economic development, and leadership tips for career progression in the economic development field. This will be a dynamic and informative session for all those new to the industry. Participants will have the opportunity to network after the panelists' presentation. Box lunches will be provided. Note: Note: Registration is free but required, and limited to students and young professionals

Speakers



Dani King, CEcD

Director of Business and Workforce Development TDC NNY Inc., Plattsburgh, NY



Taylor Davis

Director of Business Retention & Expansion, Military Liaison Wichita Falls Chamber, Wichita Falls, TX

12:00 PM

Defining Issues Luncheon: The Tulsa Race Massacre 100 Years Later © 12:00 PM - 1:30 PM, Sep 19

Each year, IEDC selects a key issue to take a deeper dive into over an intimate lunch featuring inspiring and knowledgeable speakers. This year, we will take a look at the Tulsa Race Massacre, 100 years later. Join us for this important discussion driven by Tulsa community leaders who will share their perspectives on this terrible event in our history, what we have learned and how it impacts all of us.

Price: \$65

Moderator



Mike Neal, CCE, CCD, FM, HLM, IOM President and Chief Executive Officer Tulsa Regional Chamber, Tulsa, OK

Women's Empowerment Luncheon

O 12:00 PM - 1:30 PM, Sep 19

In the spirit of women's empowerment, this luncheon is designed to help women receive support for their professional development. This luncheon will foster new relationships while strengthening existing ones. Participants will hear insightful stories from trailblazing female leaders across the country. Speakers will address key women's issues and how to create lasting change in our communities. Attend this luncheon to network, build relationships, and support female economic development professionals, because "The Future is Female!"

Price: \$65 -

Moderator



Allison Larsen, CEcD Founder Tadzo, Buckeye, AZ

Keynote Speaker



Rachael Melot President and CEO Shawnee Forward, Shawnee, OK

EDRP Luncheon

② 12:00 PM - 1:30 PM, Sep 19

Economic Development Research Partners (EDRP) members won't want to miss this year's special networking luncheon where we will discuss pressing economic development issues and trends. It is a great opportunity to learn and connect with peers in a small, relaxed setting. If you're not an EDRP member yet, join today!

12:30 PM

5 Practical Tips for Business Retention - Bludot Technologies, Inc. Learning Lab @ 12:30 PM - 1:30 PM, Sep 19

Are you engaging with your local businesses frequently, answering questions, and providing help however you can? Have you been thinking about how you can further support and promote them in your local community? Do you have a small (but mighty) team with limited time and resources? In this learning lab, we will share practical tips that we have learned by working with 100+ communities across the country to boost your local business retention and tell your story.

Speaker



Sophia Zheng Founder and CEO Bludot Technologies Inc., Mountain View, CA

Capturing the Economic Power of the Remote Workforce - MakeMyMove Learning Lab

@ 12:30 PM - 1:30 PM, Sep 19

The pandemic dramatically accelerated a trend toward remote work. A recent national survey by Upwork showed that 19 million remote workers plan to move in the next 36 months. These circumstances represent a unique opportunity for communities to recruit move-ready talent and benefit from their enormous economic impact. Join us to learn about remote workers' economic power and what a Midwestern state is doing to harness it.

Speaker



Co-Founder and CEO MakeMyMove, Indianapolis, IN

Mike Rutz

National Weather Center Tour – Center for the Creation of Economic Wealth and Innovation Lab

@ 12:30 PM - 5:00 PM, Sep 19

TOUR



As our climate changes and severe weather becomes more commonplace, the ability of companies and governments to predict and forecast weather events has become increasingly important. The National Weather Center in Norman, Oklahoma is the center of a growing cluster of weather businesses that serve that need. On this tour you will visit this one-of-its-kind collaborative work environment that brings together federal, state and academic experts working to improve our understanding of Earth's atmosphere. Tour includes the Storm Prediction Center and the National Severe Storm Laboratory.

Price: \$85

2:00 PM

What We've Learned From Covid-19

2:00 PM - 3:30 PM, Sep 19

Special Sess....

Covid-19 challenged the practice of economic development like never before. In an ongoing cycle of changing conditions, economic developers did whatever they could to help businesses survive. In this session, IEDC will share what we have learned, as well as hear from you. This will be a facilitated, discussion-based session; come ready for a debrief!

IEDC will also share the research facilitated by funding from the Economic Development Administration, including a white paper on Covid-19 impacts and an updated Leadership in Times of Crisis Toolkit.

Moderator



Kristen Stephenson, CEcD

Senior Vice President, Research and Analytics Greater Phoenix Economic Council, Phoenix, AZ

A Different Downtown

2:00 PM - 3:30 PM, Sep 19

Economic Transform...

This session will explore the impacts of the recent pandemic (and its aftermath) on City Center and how Oklahoma City has responded. The session will feature a panel with speakers representing three diverse points of view: developer/property owner, large employer, and retail/hospitality.

Speaker



Jane Jenkins, CNU-A President and CEO Downtown Oklahoma City Partnership, Oklahoma City, OK

Housing and Child Care

2:00 PM - 3:30 PM, Sep 19

Leadership Develop...

Shortages of affordable, quality housing and child care is a challenge for many, if not most, communities of every size and economic strength. This interactive session will consist of sharing best practices, brainstorming, and discussion.

Key takeaways from the session will include: ideas that practitioners can take home and put to work to address housing and child care shortages, a network of other practitioners addressing housing and child care issues and confidence that even with limited resources, and how EDO's can make a difference in improving their community or region's housing and child care shortages. Don't miss it!

Moderator



Brett Doney, CEcD, FM, EDP

President and CEO Great Falls Montana Development Authority, Great Falls, MT

IGNITE

2:00 PM - 3:30 PM, Sep 19

Special Sess....

Join this fast-paced IGNITE session for rapid-fire presentations on workforce solutions from diverse communities and geographies. Speakers will highlight their special projects, best practices, and case studies in an upbeat highenergy setting. The session will conclude with a Q+A discussion with presenters. Don't miss it!

T[⊲] Speakers



Adam Henry, CEcD

Senior Business Development Manager Arlington Economic Development, Arlington, VA



Karl Dorshimer, CEcD, EDFP

President and CEO Lansing Economic Development Corporation, Lansing, MI



Sandy Dubay

CEO Platinum PR - Places Reimagined, Frederick, MD



Bob Ross

Senior Vice President of Marketing & Communications Greater Topeka Partnership, Topeka, KS



Jessica Stern

Senior Manager, Local Arts & Business Partnerships Americans for the Arts, Taos, NM



Evan Eleff

Partner Sports Facilities Companies, Clearwater, FL

Moving from At-Risk to Healthy Populations: Understanding Social Determinants of Health in Your Community - Buxton Sponsored Session © 2:00 PM - 3:30 PM, Sep 19 Economic developers and healthcare providers across the country are facing the challenge of addressing social determinants of health and improving population health outcomes. To fill gaps in healthcare access, communities must define areas of at-risk populations by understanding the lifestyles of consumers with specific healthcare needs. In this session, Buxton and the New Orleans Business Alliance will discuss how economic development organizations can understand social determinants of health, track wellness concerns down to the neighborhood level, and partner with health systems to improve the community's overall population health.

♥ Speakers



Brian Merrion Sales Director Buxton, Fort Worth, TX

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Norman Barnum, IV President and CEO New Orleans Business Alliance, New Orleans, LA



Nikki Viner Vice President Buxton, Fort Worth, TX

3:30 PM

Silent Auction & Ice Cream Social © 3:30 PM - 4:00 PM, Sep 19

Annual Ice Cream Social and the conclusion of the Silent Auction to benefit the Diane Lupke Scholarship Fund offers four scholarships to be applied toward the continuing education of selected economic development professionals attending IEDC professional development courses. Those unable to participate in the silent auction may support the Diane Lupke Scholarship Fund by making a contribution here.

4:00 PM

Straight from the Source: Perspectives from Six Diverse & Young Economic Development Fellows

O 4:00 PM - 5:30 PM, Sep 19

Come meet and hear from six diverse young future economic developers. Learn how IEDC is actively working to advance equity and close disparities within the field of economic development through its inaugural Equity in Economic Development Fellowship Program. You will hear how these six diverse young people traversed the economic development waters over the summer at six economic development organizations across the U.S. and Canada, and learn about their gained hands-on experiences to advance substantive and impactful projects in their communities.

r Facilitator



Chanell Hasty

Chanell Hasty International Economic Development Council, Washington, DC

🐨 Speakers

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Geoffrey Loften

Equitable Economic Development Program Manager Decide DeKalb Development Authority, Decatur, GA



Jerome Miller

IEDC Economic Development fellow PartnerTulsa, TAEO, Savannah, GA



Patrick Dixon

IEDC Economic Development Fellow Invest Atlanta, Forest Park, GA



Rob Cleveland, CEcD

President & CEO Cornerstone Alliance, Benton Harbor, MI



Steven Anthony

Executive Director of Business Development Economic Development Corporation of Kansas City, Missouri, Kansas City, MO



Anesu Nambware

Program Assistant, Inclusive Innovation and IEDC Fellow, Economic Development City Of Brampton, Brampton, ON



Andrew Bacchus, MAES

Advisor, Economic Development Initiatives City Of Brampton, Brampton, ON



Jonathan Butler, JD

Senior Vice President, Community Development Partner Tulsa



Gifty Antwi

Fellow Decide Dekalb, Fayetteville, GA



Alvin Gusman Student

EDCKC, Kansas City, MO



Josiah King Fellow IEDC Summer Fellowship program, Milton, MA

Racial Inclusion in Urban/Inner City Revitalization and Entrepreneurship © 4:00 PM - 5:00 PM, Sep 19

Supporting Economic Opp...

Review step-by-step elements in successful urban/inner city revitalization, facilitating startups, retention, and expansion of Native, Black, Latino, and Asian businesses. The workshop will cover the elements of business planning, funding, leveraging commercial lease negotiations, location determinations and governmental relations.

Speakers

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Clyde Higgs President and CEO Atlanta Beltline, Atlanta, GA

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Terri Williams, CEcD Associate Regional Director University of Texas at San Antonio, Institute for Innovation and Economic Development, San Antonio, TX

Rural Innovation as an Economic Development Strategy

3 4:00 PM - 5:00 PM, Sep 19

Economic Transform...

Join this session for a look at how rural innovation strategies have become an important part of economic development in various Oklahoma communities. Speakers will highlight five direct drivers in creating an innovation economy, technology-based entrepreneurship, digital economy development, and how rural communities can utilize this approach to become more diversified and prepared for the future. Leave this session with a new perspective on economic development occurring in rural and tribal communities outside of Oklahoma's metro areas.

Speakers

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James Eldridge, CEcD President and CEO Ada Jobs Foundation, Ada, OK



Mignonne Hollis

Executive Director Arizona Regional Economic Development Foundation, Sierra Vista, AZ



Molly Pyle

Entrepreneurial Ecosystem Development Lead Center on Rural Innovation, Savannah, GA

Regional Collaboration to Accelerate CleanTech Investment & Jobs @ 4:00 PM - 5:00 PM, Sep 19

Economic Transform...

Clean energy industries, and the advanced manufacturing of cleantech supply chains, is a fast-growing sector in the United States and around the world. Research by advisory firm McKinsey suggests a handful of these technologies will generate about \$1.2 trillion in global annual investment by 2030, by which point the International Energy Agency estimates total clean energy investment could reach \$5 trillion per year. This session will discuss the central role of economic development organizations as this sector expands.

Speakers



Aaron Brickman Senior Principal RMI, Washington, D.C.



Chris Knight Co-Founder and Chief Commercial Officer Wavteq, London, England, Britain



Stephane Frijia President and CEO Northeast Indiana Regional Partnership, Fort Wayne, IN

Economic Change in a World Divided

2 4:00 PM - 5:00 PM, Sep 19

Promoting the Economic Developmen...

We are a profession caught in the crosshairs of an increasingly socially and politically divided world where consensus and compromise is harder than ever to achieve, but essential to getting the job done. What's an economic developer to do?

This session will explore the role of civic infrastructure and how economic leaders can foster healthy civic discourse, anticipate risks and evaluate the impacts of dissension, while improving capacity within their organizations and amongst multiple stakeholders to make sound decisions involving diverse inputs, and take proactive (and possibly unpopular) actions to minimize such risks.

Speakers

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Jeff Seymour, CEcD

Executive Vice-President, Economic Development Greater Oklahoma City Chamber, Oklahoma City, OK



Craig Richard, CEcD, FM President and CEO

Tampa Bay Economic Development Council, Tampa, FL



Kenny McDonald, CEcD President and CEO One Columbus, Columbus, OH



Daniel Gundersen, FM, HLM Senior Vice President and Principal Camoin Associates, Richmond, VA



Maureen Krauss President and CEO Detroit Regional Partnership, Detroit, MI

Geopolitical Shocks, Digital Trade, and Supply Chain Disruptions in Global Markets

2 4:00 PM - 5:00 PM, Sep 19

Economic Transform...

Recent global shocks have had significant implications to the global economy. The Ukraine war is the third geopolitical shock to the global economy in as many years after having been faced with the China-US Trade War and the Covid19 Pandemic. What are the short term and long-term implications for the region and for the world as a whole? How is trade changing and evolving to adapt including the importance of digital trade. Our panel of esteemed speakers from around the globe will provide their perspectives on the impacts sanctions and other measures will have on the global economy and global relationships.

Speakers



Isabella Bertani Founder and Chief Client Strategist BERTANI, Toronto, Ontario



Dan Ujczo Senior Counsel Thompson Hine, LLP, Columbus, OH

6:30 PM

Recognition Dinner (2) 6:30 PM - 9:00 PM, Sep 19 Join IEDC and your peers in honoring outstanding community and economic development leaders during an evening to remember in Oklahoma City. The 'Oscars' of economic development, this annual gathering of the top members of our profession is filled with moving speeches and entertaining presentations. Our program this year will be unlike any previous Recognition Dinner and is not to be missed. Honors to be conferred are: – Fellow Members (FM) – Honorary Life Members (HLM) – Young Economic Development Professional of the Year – Leadership Award for Public Service – Citizen Leadership Award – Institutional Leadership Award – Jeffrey A. Finkle Organizational Leadership Award – Lifetime Achievement Award for Excellence in Economic Development.

Price: \$145 -

Tue, Sep 20, 2022

7:00 AM

Registration Desk, Exhibit Hall, and Resource Center Open © 7:00 AM - 4:00 PM, Sep 20

DCI Fun Run/Walk © 7:00 AM - 8:00 AM, Sep 20

All IEDC attendees are invited to join their economic development peers for an early morning group run/walk through downtown. The first 50 participants receive a limited edition t-shirt! Hope you can join us prior to beginning your day at the IEDC Annual Conference!

Preparing For The CEcD Exam Workshop © 7:00 AM - 8:30 AM, Sep 20

• 7.00 AM = 8.50 AM, 5cp 20

If you are planning to sit for the Certified Economic Developer (CEcD) exam, it's never too early to start planning and learning more about the process. All participants and attendees at this workshop will be provided with a complete overview of the Certified Economic Developer (CEcD) exam process, from application to the oral examination. Attendees will learn tools and techniques for preparing for the exam and witness a mock oral interview.

7:15 AM

Networking Continental Breakfast In The Exhibit Hall

@ 7:15 AM - 7:45 AM, Sep 20

7:30 AM

Mixed-Use Financing Districts = Transformative Developments and Funding Streams - Hunden Strategic Partners - Learning Lab © 7:30 AM - 8:30 AM, Sep 20

Come learn how to create mixed-use districts with multiple tax streams to financing major event, arena, convention and youth sports facilities. While major projects are impactful, they can be costly to develop and most of the spending is created outside the venue. By creating mixed-use districts around the 'hero' in the middle, cities can capture taxes from the revenue streams generated at new hotels, restaurants, retailers and other entertainment options, while also attracting apartments and offices. Even mixed-use districts without a major venue in the middle are critical for community development. See examples and find out how to make it happen in your community.

📢 Speakers



Rob Hunden President Hunden Strategic Partners, Chicago, IL



Ryan Sheridan Senior Analyst Hunden Strategic Partners

Attract New Investors and Businesses Through Your Website and Digital Marketing - Accrisoft Learning Lab

⑦ 7:30 AM - 8:30 AM, Sep 20

Special Sens...

Does your website attract new businesses to your city, generate investor leads, inspire entrepreneurship, and brand your region? If not, this session is for you. Learn how the country's most successful economic development organizations use their website and digital marketing to accomplish their vision. So get up early and join us for this insightful session and return to your organization equipped with new and innovative digital marketing ideas.

📢 Speakers

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Brad Owens Director of Web Strategies Accrisoft Corporation

Accrisoft Corporation, Charlotte, NC

Jeff Kline President and CEO

Oklahoma Aerospace Economy & History © 7:30 AM - 11:30 AM, Sep 20



Aerospace is a bedrock of Oklahoma's economy. On this tour, you visit Tinker Air Force Base, the Department of Defense's largest complex for maintenance, repair and overhaul (MRO) of aircraft, engines, components and software, and hear the story of how a former General Motors manufacturing facility was incorporated into the complex, making this the largest and most advanced industrial operation in the Department of Defense.

NOTE: This tour includes visiting a U.S. military installation. Tour attendees will be contacted prior to the conference to collect additional information, including your social security number and a photo of your ID. If you are not willing or able to provide these things, you will be unable to participate in this tour. Please consider this prior to registering. Unfortunately, our international attendees are unable to participate in this tour. Current installation policy dictates that visitors must mask and verbally attest full vaccination status (at least two weeks post second dose - boosters are not part of this requirement) or have a negative COVID test within the past 72 hours prior to entering the installation.

Price: \$85

8:00 AM

Tuesday Morning Plenary (2) 8:00 AM - 9:30 AM, Sep 20

IEDC welcomes attendees for this morning's session featuring more exciting keynote speakers! Attendees will hear remarks and the 2023 vision of the Vice Chair of the IEDC Board of Directors, Jonas Peterson, followed by thought leaders who will discuss their innovative approaches to economic development.

🕫 Emcee



Barbra Coffee, CEcD, EDFP Director of Economic Initiatives City of Tucson, Tucson, AZ

📢 Welcome Remarks

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Roy Williams, FM, CCE President and CEO Greater Oklahoma City Chamber of Commerce, Oklahoma City, OK

Keynote Speakers

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Mary Ellen Wiederwohl

President and CEO Accelerator for America, Louisville, KY



Mark Perna Speaker, Author, CEO TFS Results, Richfield, OH



Jonas Peterson, CEcD CEO Southwest Michigan First, Las Vegas, NV

9:30 AM

Networking And Refreshment Break in the Exhibit Hall © 9:30 AM - 10:00 AM, Sep 20

Join your colleagues for a quick bite before you head to your next session. Don't forget to post pics with your new and old colleagues in the Whova app!

10:00 AM

Talent Wars 2022: What People Look for in Jobs and Locations - DCI Sponsored Session

() 10:00 AM - 11:30 AM, Sep 20

As labor and talent shortages continue to dominate the news cycle, the motivations and preferences of talent continue to evolve. Communities are under pressure to identify the trends and tactics that will help retain existing workers and differentiate them to relocating talent.

To aid in this process, the sixth edition of DCI's "Talent Wars" - our national research study on the behaviors and preferences of relocating talent – sets out to better identify the reasons that are driving emerging trends. The results of our survey of more than 1,000 people who moved to a new location in the US over the past 24 months will be the basis of this session. We will examine the top factors that talent considers when making a career or location change, where talent looks to inform their decisions, the most pressing topics unique to the predicament and more.

♥ Speakers



Aaron Jones Account Director Development Counsellors International, New York, NY



Symeria Palmer Account Manager Development Counsellors International, New York, NY



Julie Curtin President, Economic Development DCI, New York, NY

Newsjacking Your Way to Earned Media O 10:00 AM - 11:30 AM, Sep 20

Leadership Develop...

Creating and implementing a media strategy is one of the most effective ways to get positive press. By utilizing techniques such as story pitching, localization, and newsjacking, economic development organizations can easily find their way into the local and regional media outlets. And no, it doesn't take a major announcement to get in the news. EDO's can position their leaders to serve as experts to comment on hot topics in the domestic and foreign business markets. These are concepts that EDO's can execute independently without hiring a professional firm or spending money on a public relations team.

Speakers



April Mason President Violet PR, Montclair, NJ



Maria Budet

Chief Marketing Officer Miami-Dade Beacon Council, Miami, FL



Cynthia Reid



Sr. VP, Marketing and Communications Greater OKC Chamber, Oklahoma City, OK

Jessica Palm

Vice President, Marketing and PR Kansas City Area Development Council, Kansas City, MO

Taking an Entrepreneurial Approach to Managing Economic Development Organizations

② 10:00 AM - 11:30 AM, Sep 20

Leadership Develop...

How can EDOs find ways to manage budget constraints, help their businesses recover from the pandemic, respond to board demands, and monitor other stressors all while maintaining a high level of productivity? The answer is Entrepreneurial Operating System (EOS) style leadership. This session will focus on learning about how EDO's of businesses globally. Speakers will also highlight how integrating the EOS has directly impacted the successful growth of their EDOs. Don't miss it!

1 Speakers



Ron Franklin

Director of Entrepreneurship Greater Green Bay Chamber, Green Bay, WI



Christi Bell, CEcD, MBA, MS

Associate Vice Chancellor and Executive Director Business Enterprise Institute - UAA University Alaska Anchorage, Anchorage, AK

Achieving Universal Broadband Access in America © 10:00 AM - 11:30 AM, Sep 20

Economic Transform...

Over the next decade, public and private entities across America will be constructing new internet networks expanding high-speed internet to the unconnected. The pandemic exposed major weaknesses in our country's broadband infrastructure network, bringing to light the affordability challenges for many families. In addition, the need for better planning, mapping, and strategy to guide investments is essential at local, regional and by the states. To accomplish universal broadband access, it will take all economic and community development partners to collaborate and execute plans in bridging the digital divide. A dynamic panel has been assembled to discuss the waves of federal resources, address the challenges of supply chain and contractors, share best practices, and most importantly, provide direction for IEDC members desiring to be leaders in this dynamic endeavor.

€ Speaker



Director, Broadband Consulting Finley Engineering, Inc., Lamar, MO

Tim Arbeiter

The Concept of Mobility is Changing; Are you ready for the electric future? - ROI **Sponsored Session**

2 10:00 AM - 11:30 AM, Sep 20

Electric mobility is less and less of a concept out of Back to the Future, and increasingly the mobility of today. The e-transformation is poised to disrupt more than just the automotive industry and will cause significant shifts across the entire supply chain. Join us as we explore the effects of current events and future trends, policies that may be holding us back, and how communities can take a modern approach to capitalize on this shifting momentum by identifying new areas of opportunity in the evolving field of mobility.

📢 Speakers



Shannon Lynch Vice President Business Development ROI Research on Investment Inc., Montreal, QC



Carrie Cole Vice President Sales Gazelle ai, Montreal, QC



Ryan Frankel Managing Director ROI Research on Investment Inc., Montreal, Oc

Monetizing Tax Increment Financing

O 10:00 AM - 11:30 AM, Sep 20

Supporting Economic Opp...

TIF subsidizes companies by refunding or diverting some of their taxes, or consumer-paid taxes, to pay for re/development in a "TIF district." In some states, TIF is heavily used - and also very controversial. Join this session as we explore how various communities have used TIF to generate inclusive commercial development and improve the quality of life in their respective communities. Stay until the end as there will be an opportunity to engage in a panel discussion with the presenters.

📢 Speaker



Emily Blaylock President Untamed Equity, LLC, Davenport, IA

12:00 PM

@ 12:00 PM - 1:30 PM, Sep 20

Keynote Luncheon

Join one thousand of your closest friends for the keynote luncheon of the year! This is a session not to be missed. Get there early!

FREE Included Wheepistration

📢 Keynote Panelists #1

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Xochitl Torres Small Under Secretary for Rural Development USDA, Washington, DC



Alejandra Y. Castillo

U.S. Assistant Secretary of Commerce for Economic Development Economic Development Administration, Washington, DC



Nathan Ohle

President and CEO IEDC, Washington, D.C.

🕫 Keynote Panelists #2



Mike Neal, CCE, CCD, FM, HLM, IOM President and Chief Executive Officer Tulsa Regional Chamber, Tulsa, OK



Ken Levit

Executive Director George Kaiser Family Foundation, Tulsa, OK



Sean Trauschke



Chairman, President & CEO OGE Energy Corp., Oklahoma City, OK

Laura Merling Chief Transformation and Operations Officer Arvest Bank, Oklahoma City, OK

1:30 PM

OKC Urban Development – MAPS and OKC Downtown Redevelopment © 1:30 PM - 5:00 PM, Sep 20

RELER ;



Oklahoma City's Urban Redevelopment Story – Oklahoma City has dramatically reinvented itself using a unique, one-cent, pay-as-you-go, voter-approved sales tax program called the Metropolitan Area Projects. First approved in 1993, the program is now on its fourth iteration. On this tour you will see the impact of these debt-free projects and the billions of dollars of associated private development they have generated, including significant historic renovations (Skirvin, Colcord, First National) and new developments such as the Devon Tower! Our tour includes time to network atop Devon Tower!

Price: \$85

Climate, Energy, and Growth: Why We Always Get it Wrong (2) 2:00 PM - 3:30 PM, Sep 20

Promoting the Economic Developmen...

Join this session as panelists discuss the challenges posed by climate change on traditional economic development practices. Major topics from this session will include: the urgency of addressing climate change within your region, the link between site selection and clean energy sources, and the flow of capital related to green energy investment.

📢 Speakers

Senior Advisor Aspen Institute, Energy and Environment Program, Austin, TX

Randall Kempner



Steven Pedigo

Professor and Director of LBJ Urban Lab LBJ School of Public Affairs @ UT-Austin, Austin, TX



Shalini Ramanathan

Director of Origination Quinbrook Infrastructure Partners, Houston, TX



Jon Roberts

Managing Partner TIP Strategies, Inc., Austin, TX

Leveraging Healthcare Assets for Rural Economic Development © 2:00 PM - 3:30 PM, Sep 20

Economic Transform...

There is a growing recognition in the healthcare field that in order to create healthy people and communities, healthcare providers must increasingly affect the conditions that promote health outside of clinical care, known as the social determinants of health. These include items such as employment, housing, transportation, childcare and more. This healthcare evolution creates ample opportunity for new or stronger partnerships between healthcare providers and economic development practitioners that allow both to reach shared goals of healthy, economically vibrant communities.

Learn how to utilize local healthcare assets in your economic development effort from a panel discussion of health care providers who will share their experience spurring development and revitalization in their communities.

Building a Really Solid Board-CEO Partnership © 2:00 PM - 3:30 PM, Sep 20

Leadership Develop...

This highly engaging and interactive workshop will focus on five key modules for building a solid board partnership: one, the evolving field of economic and community development governance; two, the CEO as Board Developer-in-Chief; three, making effective use of well-designed board standing committees; four, strengthening your board's self-management capacity; and five, meticulously managing the board-CEO working relationship. Bring plenty of paper for notetaking!

📢 Speakers

CEO Resource Development Group, Statesboro, GA



Jason Giulietti

Clint Nessmith

President and CEO Greater San Marcos Partnership, San Marcos, TX

Corporate Engagement in Higher Education © 2:00 PM - 3:30 PM, Sep 20

Fostering Tal...

Site Selectors and Consultants sit down to share insights on what companies are looking for from education providers in workforce development. This includes everything from applied research to upskilling; hear from global experts on best practices in educational partnerships. Members from IEDC's Higher Ed Advisory Committee will moderate and join the panel to share case studies from an institutional perspective.

Speakers

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Michael Grella

Chief Economic Development Officer Grella Partnership Strategies, Atlanta, GA



Cody Mosley, CEcD

Director, Workforce and Economic Development Francis Tuttle Technology Center, Oklahoma City, OK



Bret Swango

Senior Vice President, Workforce Analytics & Location Strategy Colliers International

How Will the Metaverse Impact the Future Workforce?

O 2:00 PM - 3:30 PM, Sep 20

Special Sess...

Over the next decade, the metaverse has the potential to add between \$3T-12T to the global economy. What impact will digital twins, extended reality, and virtual assets have on communities and economic developers? How can workforce developers comprehend the skills needed within local labor markets and prepare their workforces accordingly? Contrary to what you might think, the metaverse is a far cry from the gaming and entertainment applications we see in the media. Join this session to explore the impact this emerging technology will have (both opportunities and threats) for our discipline and the communities we serve.

Speakers



Alison Lands, CEcD Director of Strategy, New York, NY SkyHive Technologies



Conor Godfrey Manger, Cyber Portfolio Tulsa Innovation Labs, Tulsa, OK

What the Deskless Workforce Really Wants and How to Provide It - Anthill Sponsored Session

2:00 PM - 3:30 PM, Sep 20

Deskless employees' work doesn't happen at a desk, and they make up 80% of the global workforce. They are also the most difficult to communicate and engage with... but that doesn't have to be the case.

You'll walk out of this session with actionable insights for helping organizations in your community communicate with, engage and retain their deskless workers. We've spent years researching this workforce and work with thousands of them on a daily basis... the answers are much simpler (and less expensive) than you think!

3:30 PM

Excellence in Economic Development Awards Ceremony

O 3:30 PM - 5:00 PM, Sep 20

IEDC's Excellence in Economic Development Awards recognize the world's best economic development programs and partnerships, marketing materials, and the year's most influential leaders. These 25 awards honor organizations and individuals for their efforts in creating positive change in urban, suburban, and rural communities.

Networking And Refreshment Break in the Exhibit Hall

O 3:30 PM - 4:00 PM, Sep 20

Join your colleagues for a quick bite before you head to your next session. Don't forget to post pics with your new and old colleagues in the Whova app!

4:00 PM

Building Data Driven Talent Recruitment Pipelines (2) 4:00 PM - 5:00 PM, Sep 20

Fostering Tal...

Recovery and Resiliency are more than just buzzwords, they are the focus as we look to rebuild and reinvent our economy in the post pandemic world. In a business climate caught in a whirlwind of change, data can help set the course. In the development of data-driven strategies, economic dashboards can drive programming, support new partnerships, and highlight opportunities for growth in both industry sectors and the workforce.

Speakers

Rebecca Martin President and CEO Greater Federal Way Chamber of Commerce, Federal Way, WA



Dave Parsell

CEO Localintel, Vancouver, BC, Canada



Nick Smoot Founder and Creative Director Innovation Collective, Coeur d'Alene, ID

Criminal Justice Reform is Economic Development © 4:00 PM - 5:00 PM, Sep 20

Economic Transform...

Each year, more than 600,000 individuals are released from state and federal prisons. More than two-thirds of prisoners are rearrested within three years of their release, half are reincarcerated, and another nine million cycle through local jails. These individuals face a number of challenges upon their return, not the least of which are finding and sustaining adequate housing and meaningful employment. Second-chance hiring can be a key factor in criminal justice reform and making sure your community has the workforce it needs.

📢 Speaker



Roy Williams, FM, CCE

President and CEO Greater Oklahoma City Chamber of Commerce, Oklahoma City, OK

Entrepreneurship-Led Economic Development and Equity In Your Community © 4:00 PM - 5:00 PM, Sep 20

Leadership Develop...

Entrepreneurship-Led Economic Development (ELED) is not only a strategy to focus on building a vibrant community, but when viewed through the lens of equity, it can also provide opportunity for traditionally underserved communities. Major takeaways from the session will include learning how to incorporate and measure equity-minded ELED in your community and recognizing the leaders paving the way for equity.

Equity Mapping and Impact Tools - Community Attributes Sponsored Session © 4:00 PM - 5:00 PM, Sep 20

Your community and your region have committed to improve equitable access to economic opportunities – now, what's next?! How are you showing your efforts and your impacts? Have you inventoried your community's assets and weaknesses to uncover disparities? Do decision-makers have the right tools to make informed decisions? Can you demonstrate where you're investing – and why? Come see best practices in mapping equity data to help guide investments and communicate impact

Speaker



Chris Mefford

President and CEO Community Attributes Inc, Seattle, WA

Leveraging the Economic Impact of Anchor Institutions © 4:00 PM - 5:00 PM, Sep 20

Supporting Economic Opp...

The Federal Reserve Bank of Philadelphia will debut an Anchor Economy Data Dashboard in summer 2022 and this session will focus on this first-ever data set and discuss its implications for practitioners with two representatives from communities that engage anchors in economic development. The Anchor Economy Data Dashboard is created by the Philadelphia Fed in partnership with Oxford Economics and it will display the economic contribution of higher education institutions and hospitals for all metro and non-metro regions in the country (522 geographies). Data will include direct, indirect and induced employment, income, and gross value added for each region and will display other indicators including capital, operational and ancillary spending; endowment size; and research and Medicare funding.

Speakers



Deborah Diamond, Ph.D. Director, Anchor Economy Federal Reserve Bank of Philadelphia, Philadelphia, PA



Tatianna Swenda

Senior Associate U3 Advisors, Philadelphia, PA

5:30 PM

Grand Networking Reception

② 5:30 PM - 7:00 PM, Sep 20

Be there or be square! Meet up with old friends and make new ones at the networking event of the year! Don't forget to post your pics on the Whova app!

Wed, Sep 21, 2022

| 7:00 AM | Registration Desk OpenO 7:00 AM - 12:00 PM, Sep 21 |
|---------|---|
| 7:15 AM | Networking Continental Breakfast © 7:15 AM - 7:45 AM, Sep 21 Join us for our last breakfast together as we close out the 2022 Annual Conference. Be sure to post a pic of you and your new friends on the Whova App! |
| 8:00 AM | ED Talks ③ 8:00 AM - 9:00 AM, Sep 21 Special Sess |

IEDC's highly popular ED Talks returns for a fifth year! Four exceptional speakers have been selected to share their solutions to our most pressing problems. They will help us find deeper meaning in the work that we do as we all recover from the pandemic. Don't miss it!

📢 Етсее



Robert Van Geons, CEcD President & CEO FCEDC, Fayetteville, NC

P Featured Speakers



Taneshia Nash Laird President & CEO Newark Symphony Hall, Newark, NJ



Buddy Rizer Executive Director Loudoun County Economic Development, Ashburn, VA

Keynote Speakers

CEO



Christina Cassotis

The Allegheny County Airport Authority, Operating Pittsburgh International Airport (PIT), Pittsburgh, PA



David Jackson

Communications Manager Greater Peoria Economic Development Council, Peoria, IL

9:15 AM

Your Digital Footprint: Putting Your Community's Best Foot Forward Online © 9:15 AM - 10:30 AM, Sep 21

Leadership Develop...

Talent has never been so important, and so elusive. Remote work has thrown the doors open for talent pools worldwide. Companies and communities are implementing innovative ways to retain and attract talent. In this environment, the right marketing, particularly the right 'digital first impression' of your community, is more important than ever. In this session, you'll learn how to use labor market data to be more effective with your marketing, what marketing strategies can create your ideal online first impression, and hear from communities who have successfully implemented these tactics.

📢 Speakers



Amanda Ellis

Editor in Chief Livability.com



Joshua Wright EVP of Community Division Lightcast (formerly Emsi Burning Glass), Moscow, ID

Creative Workers are Key to Innovation © 9:15 AM - 10:30 AM, Sep 21

Fostering Tal...

Innovation rarely emerges from a single skill set regardless of how well honed. Making connections and collaborations across disciplines and industries is where pioneering research and results happen. In this session, Virginia Commonwealth University Arts (VCUArts) leads a discussion on the evolving approaches to learning, talent, and workforce readiness that are breaking traditional barriers to career paths. Training students to work across sectors and placing them in business, healthcare, and finance for real time creative solutions is demonstrating tangible results.

📢 Speaker



Matt Woolman Director and Professor

Virginia Commonwealth University School of the Arts, Richmond, VA

Advancing Equity Through Redevelopment Projects

② 9:15 AM - 10:30 AM, Sep 21 Economic Transform...

This session will identify meaningful steps that communities can take to prepare for and advance equity through redevelopment with an emphasis on public real estate properties. Speakers will take attendees through an equity planning exercise that will help to frame the desired outcomes for large and small scale redevelopment projects.

Speaker



Leonard Sledge Director of Economic Development City of Richmond, Richmond, VA

Show and Tell with IEDC Award Winners O 9:15 AM - 10:30 AM, Sep 21

communities for economic development success! Don't miss it!

This special session will highlight IEDC award winners' projects as they showcase the details of their work, benefits to the community, and how other economic developments might replicate their work in their own

Speakers



Katherine Long

Small Business & Information Coordinator Ponca City Development Authority, Ponca City, OK



Christina Winn

Executive Director Prince William County Department of Economic Development, Gainesville, VA



Ella Woger-Nieves

Chief Executive Officer Invest Puerto Rico, San Juan, PR

10:45 AM

Closing Plenary: Town Hall with Nathan Ohle, IEDC President and CEO (2) 10:45 AM - 12:00 PM, Sep 21

📢 Speaker



Nathan Ohle President and CEO IEDC, Washington, D.C.

ORLANDO INTERNATIONAL AIRPORT MCO

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Home (https://www.orlandoalrports.net/) Flights (https://www.orlandoalrports.net/flights/) Parking & Transportation (https://www.orlandoalrports.net/parking-transportation/)

Getting Around MCO (https://www.orlandoalrports.net/getting-around-mco/) Airport Business (https://www.orlandoalrports.net/airport-business/) Q

& (https://www.orlandoalrports.net/getting-around-mco/accessibility/) Orlando Executive Alrport (https://www.orlandoalrports.net/orlandoalrports.net/orlandoalrports.net/

GROUND TRANSPORT

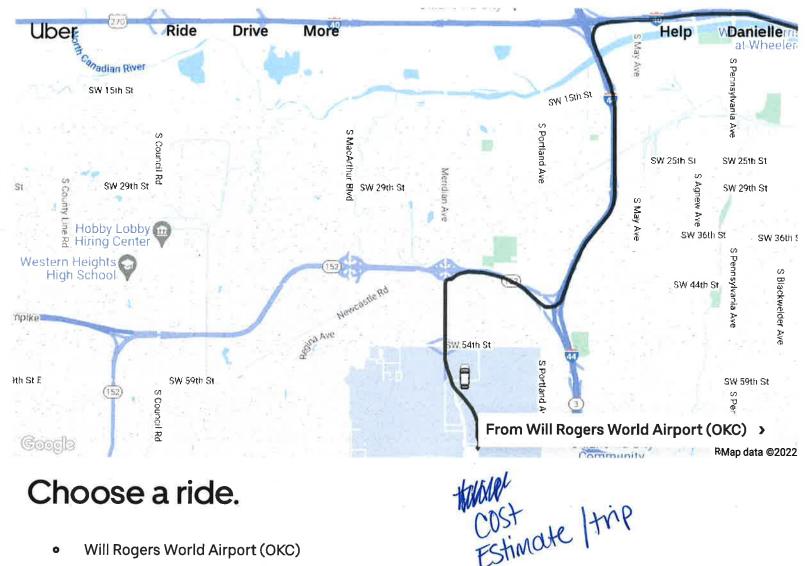
Navigation:

Parking Rates

PARKING RATES

| PARKING OPTIONS | DAILY RATE |
|------------------------------|------------|
| Parking Garage A | \$19 |
| Terminal Top Parking | \$19 |
| Parking Garage B | \$19 |
| Parking Garage C | \$17 |
| North Park Place Economy Lot | \$10 |
| South Park Place Economy Lot | \$10 |
| Valet Parking | \$25 |
| Hotel Guest Parking - Valet | \$16 |
| Hotel Guest Parking - Self | \$12 |
| Car Detailing | \$30-\$45 |
| North Cell Phone Lot | Free |
| South Cell Phone Lot | Free |
| West Park Place Economy Lot | Closed |

PARKING



Choose a ride.

- Will Rogers World Airport (OKC) 0
- Omni Oklahoma City Hotel
- Leave Now G ¥



UberX 👪 4 Affordable, everyday rides In 6 mins. 11:34 AM dropoff



Comfort \$23.76 Newer cars with extra legroom 11:32 AM dropoff



\$16.91



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Alexandra Bernard, Growth Management Director
- DATE: 8/18/2022
- RE: Consideration of travel and training for specified City employees (Growth Management Department, Code Compliance Division).

The Growth Management Department's Code Compliance Division is requesting approval for Code Officers Lisa Weggeland and Emmanuel Soto to travel to Cape Coral, Florida on October 2-6, 2022 to attend the Florida Association of Code Enforcement (FACE) Officer Safety and Field Applications class and exam. This training and exam will provide the officers with credit hours to maintain their Code Certification. The training and exam will be held at the Cape Coral Police Department.

The total for travel and training is estimated to be \$2,833 for both employees. Registration for the class and exam is \$650.00 per registrant. The lodging is estimated to be \$468 for Ms. Weggeland and \$633.00 for Mr. Soto. Per diem is estimated to be \$216.00 per person.

REQUESTING DEPARTMENT:

Growth Management

FISCAL IMPACT:

The total cost for the trip is estimated at \$2,833. Funding is available in accounts 001-3330-529-4001 and 001-3330-529-5501 in Fiscal Year 2022.

RECOMMENDATION:

Motion to authorize training and travel as specified above.

ATTACHMENTS: Description

Travel



CITY OF PALM BAY, FLORIDA

Control #____

Request Date: 8/4/2022

Travel Request/Advance Request Contact/Ext

| Name: LISA WEGG | ELAND | Destination: Cape Coral | Police Dept. | Cape Coral | , FL |
|---------------------------|--------------------------------------|--------------------------|-----------------|--|------------|
| | | Departure | | Return | |
| Department/Division: | Growth Management | Date of: 10/2/2022 | | 10/6/2022 | |
| | | Time of: 3pm | | 5pm | 21 |
| Account To Be Charged: | | Estimated Cost: before m | ileage reimburs | sement 15 | 34.40 |
| | onference, School or Other Reason) - | | | | |
| F.A.U.E OFFICER SAFE | TY AND FIELD APPLICATION | S ULASS & EXAIVI | | | |
| | | Date Approved By Counci | l: | | |
| Transportation: boldface | POV - Estimated Mileage | | City Vehicle | Yes | |
| or circle choice(s) | Common Ca | rrier (complete below) | | | |
| PREPAID EXPENSES | VENDOR/ADDRESS | EXPLANATION | AMOUNT | FINANCE L | JSE ONLY |
| Registration | Cape Coral Police Department | F.A.C.E SAFETY AND | | Vendor # | Check # |
| | 1100 Cultural Park Blvd | FIELD APPLICATIONS | | 100253 | |
| Due Date 7/27/2022 | Cape Coral , FL | CLASS & EXAM | | 1 7 4 4 3 | Date |
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| Hand Carry Y N Lodging | Homewood Suites By Hilton | | \$650.00 | Vendor # | Check # |
| Looging | 5255 Big Pine Way | Rate \$117.00 | | | ONCOR # |
| Due Date p-card | Fort Myers FI 33907 | | | 2.5.5 | Date |
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| Due Date | | | | | Date |
| | | | | 510-053 | |
| Hand Carry Y N | | | | Mandaradi | 01 1- # |
| Other Expenses | | | | Vendor # | Check # |
| Due Date | | | | 1. 27. 27 | Date |
| | | | | 5,53.82 | |
| Hand Carry Y N | | | | | 1.21 14.24 |
| | PER DIEM ADVANCE | | | Strates. | |
| | ww.gsa.gov for rates - attach pr | | | Vendor # | Check # |
| (| Lodging prepaid - receipt required |) | | | |
| Breakfast 0 | @ \$0.00 = | \$0.00 | | | Date |
| Lunch 5 | @ \$16.00 = | \$80.00 | | | Kathren h |
| Dinner 4 | @ \$29.00 = | \$116.00 | | S. W. Friday | 21-56-51 |
| Incidentals 4 | @ \$5.00 = | \$20.00 | \$216.00 | | |
| | TRAVE | L APPROVALS | φ2 10.00 | | |
| MARS | | | | | |
| Department Head | Date | Finance | | | Date |
| Dopartment nead | Dale | Finance | | | Jun |

(if applicable)

City Manager

FY 2022 Per Diem Rates for ZIP 33909

I'm interested in:

Lodging by month (excluding taxes) | October 2021 -September 2022

Cities not appearing below may be located within a county for which rates are listed. To determine what county a city is located in, visit the National Association of Counties (NACO) website (a non-federal website).

| Primary Destination 🕖 | County 🕖 | 2021 Oct | Nev | Dec | 2022 Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep |
|--------------------------|----------|-------------|-------|-------|-------------|-------|-------|-------|-------|-------|-------|-------|-------|
| Fort Myers | Lee | \$117 | \$117 | \$117 | \$117 | \$208 | \$208 | \$117 | \$117 | \$117 | \$117 | \$117 | \$117 |

GSA

Use this table to find the following information for federal employee travel:

M&IE Total - the full daily amount received for a single calendar day of travel when that day is neither the first nor last day of travel.

Breakfast, lunch, dinner, incidentals - Separate amounts for meals and incidentals. M&IE Total = Breakfast + Lunch + Dinner + Incidentals. Sometimes meal amounts must be deducted from trip voucher. See More Information

First & last day of travel - amount received on the first and last day of travel and equals 75% of total M&IE.

| Primary Destination () | County | M&IE Total | Continental Breakfast/Breakfast | Lunch | Dinner | Incidental Expenses | First & Last Day of Travel 🚺 |
|----------------------------------|--------|------------|------------------------------------|-------|--------|------------------------|---------------------------------|
| Fort Myers | Lee | \$64 | \$14 | \$16 | \$29 | \$5 | \$48.00 |

I'm interested in:

You have received this email from ilage@usf.edu in response to your Order,

Order Receipt

| Order: Store: Date/Time: Total: | 3116967 USF Florida Institute of Government July 27, 2022 5:05:59 PM EDT \$650.00 | | | | |
|---|--|-----------------|------------|--------------|--|
| Billed To: valerie puzines 120 malabar rd palm bay, FL 32907 United States | | | | | |
| Contact Email: jeanne.pinsi@palmbayflorida.org | | | | | |
| Payment Information: | | | | | |
| Payment Type: | Credit | Card | | | |
| Credit Card Number: | | xxxxxx4446 | | | |
| Reference Number: | 20220 | 727000409 | | | |
| Card Type: | Visa | | | | |
| *** Card Not Present *** | | | | | |
| Shipping Information: | | | | | |
| Shipping Information: | 30835 | | | | |
| Delivery Method: | Onsite | Event-No Shippi | ng | | |
| Item | Stock Number | Quantity | Unit Price | Detail Total | |
| Officer Safety & Field Applications Cape Coral October 3-6, 2022 : FACE members | 7570106_1 | 1 | \$550.00 | \$550.00 | |
| Name: Lisa Weggeland | | | | | |
| Title: Code Enforcement Officer | | | | | |
| Address: 120 Malabar Rd | | | | | |
| | | | | | |
| City: Palm Bay | | | | | |
| | | | | | |
| City: Palm Bay State: Florida | | | | | |
| City: Palm Bay | | | | | |
| City: Palm Bay State: Florida Zip: 32907 | | | | | |
| City: Palm Bay State: Florida Zip: 32907 Phone: 3219523430 Fax: 3217333086 | | | | | |
| City: Palm Bay State: Florida Zip: 32907 Phone: 3219523430 Fax: 3217333086 Email: lisa.weggeland@palmbayflorida.org | | | | | |
| City: Palm Bay State: Florida Zip: 32907 Phone: 3219523430 Fax: 3217333086 | 4626511_1 | 1 | \$100.00 | \$100.00 | |
| City: Palm Bay State: Florida Zip: 32907 Phone: 3219523430 Fax: 3217333086 Email: lisa.weggeland@palmbayflorida.org Organization: City of Palm Bay FACE Exam Officer Safety & Field Applications Cape Coral October 6 (Retakes Available) : FACE members | 4626511_1 | 1 | \$100.00 | \$100.00 | |
| City: Palm Bay State: Florida Zip: 32907 Phone: 3219523430 Fax: 3217333086 Email: lisa.weggeland@palmbayflorida.org Organization: City of Palm Bay FACE Exam Officer Safety & Field Applications Cape Coral October 6 | 4626511_1 | 1 | \$100.00 | \$100.00 | |
| City: Palm Bay State: Florida Zip: 32907 Phone: 3219523430 Fax: 3217333086 Email: lisa.weggeland@palmbayflorida.org Organization: City of Palm Bay FACE Exam Officer Safety & Field Applications Cape Coral October 6 (Retakes Available) : FACE members Name: Lisa Weggeland Title: Code Enforcement Officer | 4626511_1 | 1 | \$100.00 | \$100.00 | |
| City: Palm Bay State: Florida Zip: 32907 Phone: 3219523430 Fax: 3217333086 Email: lisa.weggeland@palmbayflorida.org Organization: City of Palm Bay FACE Exam Officer Safety & Field Applications Cape Coral October 6 (Retakes Available) : FACE members Name: Lisa Weggeland Title: Code Enforcement Officer Address: 120 Malabar Rd | 4626511_1 | 1 | \$100.00 | \$100.00 | |
| City: Palm Bay State: Florida Zip: 32907 Phone: 3219523430 Fax: 3217333086 Email: lisa.weggeland@palmbayflorida.org Organization: City of Palm Bay FACE Exam Officer Safety & Field Applications Cape Coral October 6 (Retakes Available) : FACE members Name: Lisa Weggeland Title: Code Enforcement Officer Address: 120 Malabar Rd City: Palm Bay | 4626511_1 | 1 | \$100.00 | \$100.00 | |
| City: Palm Bay State: Florida Zip: 32907 Phone: 3219523430 Fax: 3217333086 Email: lisa.weggeland@palmbayflorida.org Organization: City of Palm Bay FACE Exam Officer Safety & Field Applications Cape Coral October 6 (Retakes Available) : FACE members Name: Lisa Weggeland Title: Code Enforcement Officer Address: 120 Malabar Rd | 4626511_1 | 1 | \$100.00 | \$100.00 | |

| Email: lisa.weggeland@palmbayflorida.org | | |
|--|-----------|----------|
| Organization: City of Palm Bay | | |
| | Subtotal: | \$650.00 |
| | Tax: | \$0.00 |
| | Total: | \$650.00 |

Return Policy Agreement:

http://usfweb2.usf.edu/upay/return_policy.htm

For questions, comments, or Order status, send email to <u>ilage@usf.edu</u> and refer to Order 3116967. Visit us <u>online</u>.

Jeanne Pinsi

From: Sent: To: Subject: Homewood Suites by Hilton Confirmed <noreply@h4.hilton.com> Wednesday, July 27, 2022 4:35 PM Jeanne Pinsi Your Oct-02-2022 Confirmation #95640630

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



<u>Join Hilton Honors</u>

Get instant benefits by joining – for free.

See you soon, Lisa Weggeland

Your reservation for Oct-02-2022 has been confirmed.

Confirmation #95640630



Homewood Suites by Hilton Fort Myers

5255 Big Pine Way Fort Myers FL 33907 US <u>Maps & Directions >></u>







6 **THU** OCT

Check Out: 11:00 AM



Add to Calendar

Due to the current travel environment, hotel amenities and services may be limited. Visit the **Homewood Suites by Hilton Fort Myers** hotel website for property policies and updates. Please check with regional health and government authorities about the evolving health and safety requirements that may be in place at the location of your stay. Learn more \rightarrow

Your Room Information

| 2 | Guest Name: Guests: Rooms: Room Plan: | Lisa Weggeland 1 Adult 1 KING HOMEWOOD NON-SMK G |
|---|--|--|
| | Your Rate Information | STATE & LOCAL GOVT |
| | Rate per night | 117.00 USD |
| | Oct-02-2022 - Oct-06-2022 | |
| | Total for Stay per Room Rate | 468.00 USD |
| | Taxes | 53.82 USD |
| | Total price for Stay | 521.82 USD |

Modify Your Reservation >

What To Expect When You Arrive



Clean & Ready for You

We are creating an even cleaner stay for you from your guest room to public areas to food and beverage. Learn more \rightarrow



CREDIT CARD AUTHORIZATION

HOMEWOOD SUITES BY HILTON

| NAME OF GUEST: USa Weggeland |
|---|
| CONFIRMATION # 95640630 |
| DATE OF STAY: 10-2-2022 through 10-6-2022 |
| In lieu of my credit card imprint, I <u>befene</u> <u>Puzines</u> hereby authorize Homewood Suites by Hilton to charge my credit card in the amount of/not to exceed |
| \$ 4108.00 CREDIT CARD # 4715 2000 0549444 08/27 |
| CIRCLE ONE NAME OF GUEST |
| |
| All Charges/Room and Tax Only Lisa weggeland |
| All Charges/Room and Tax Only |
| |
| My billing address is: 120 Majapar Rd Paim Bayifl 32907 |
| Phone (32) 952 - 3430 |
| Email address: Valerie, Puzines & Pbfl. org |
| |
| By signing below, Lacknowledge charges described herein. |
| |
| By signing below, Lacknowledge charges described herein. |

DO WE HAVE YOUR PERMISSION TO PROVIDE A RECEIPT TO THE GUEST UPON DEPARTURE? YES______ NO_____

If your company plans to pay in this manner often, please consider a direct bill application – Call and ask for Sales.

FAX BACK TO (239) 275-6601



Name:

CITY OF PALM BAY, FLORIDA

Control #

Request Date: 8/4/2022

Travel Request/Advance Request

Contact/Ext Cape Coral Police Dept. Cape Coral, FL **Emmanuel Soto** Destination: Departure Return 10/6/2022 Date of: 10/2/2022 Department/Division: **Growth Management** 5pm Time of: 3pm Estimated Cost: before mileage reimbursement Account To Be Charged:

| | | nference, School or Other Reason) - A | | | | |
|----------------|----------------|---------------------------------------|------------------------------------|---------------|-------------------|-----------|
| | | | Date Approved By Counci | 15 | | |
| | | POV - Estimated Mileage | | City Vehicle | Yes | |
| | tion: boldface | - | ter (e e e e la fe | Oity Volliolo | 100 | |
| or circle cho | ice(s) | Common Ca | rrier (complete below) | | | |
| PREPAID | EXPENSES | VENDOR/ADDRESS | EXPLANATION | AMOUNT | | JSE ONLY |
| Registration | | Cape Coral Police Department | F.A.C.E SAFETY AND | | Vendor # | Check # |
| | | 1100 Cultural Park Blvd | FIELD APPLICATIONS CLASS & EXAM | | | 독극부터 |
| Due Date | 7/26/2022 | Cape Coral , FL | CLASS & EXAIVI | | 1.500 | Date |
| Hand Carry | Y N | | | \$650.00 | 1.1.1.1 | |
| Lodging | 1 11 | Homewood Suites By Hilton | | φ000.00 | Vendor # | Check # |
| Lodging | | 5255 Big Pine Way | Rate \$158.25 | | | |
| Due Date | p-card | Fort Myers FI 33907 | | | 1 . St 240 | Date |
| | | Confirm# 95640630 | # Nights4 | | $\{W_i\}_{i=1}^M$ | |
| Hand Carry | Y N | | | \$633.00 | 0.62,6224 | |
| Common Ca | | | | | Vendor # | Check # |
| (if applicable | e) | | | | | |
| Due Date | | | | | | Date |
| Hand Carry | Y N | | | \$0.00 | Sec. | we invi |
| Other Expen | | | | | Vendor # | Check # |
| | | | | | | |
| Due Date | | | | | | Date |
| | | | | | An States | |
| Hand Carry | | | | | Mandand | Obserb # |
| Other Expen | ISES | | | | Vendor # | Check # |
| Due Date | | | | | | Date |
| Due Dale | • | | | | | Date |
| Hand Carry | Y N | | | | 1.13.172.3 | |
| | | PER DIEM ADVANCE | | | | |
| | | ww.gsa.gov for rates - attach pr | | | Vendor # | Check # |
| | (| Lodging prepaid - receipt required | 1) | | | |
| Breakfast | 0 | @ \$0.00 = | \$0.00 | | | Date |
| Lunch | 5 | @ \$16.00 = | \$80.00 | | | 1 (T. 11) |
| Dinner | 4 | @ \$29.00 = | \$116.00 | | | |
| Incidentals | 4 | @\$5.00= | \$20.00 | ¢040.00 | 1 - Minutes | 512.257 |
| <u> </u> | 02/ | TDA\/ | EL APPROVALS | \$216.00 | | |
| | DA | | | | | |
| X H | HOX - | | 3 | | | |
| Department | Head | Date | Finance | | | Date |
| | | (if | applicable) | | | |
| | | (·· | City Manager | | | Date |

FY 2022 Per Diem Rates for ZIP 33909

I'm interested in:

Lodging by month (excluding taxes) | October 2021 -September 2022

Cities not appearing below may be located within a county for which rates are listed. To determine what county a city is located in, visit the National Association of Counties (NACO) website (a non-federal website).

| Primary Destination 🕖 | County 🕖 | 2021 Oct | Nov | Dec | 2022 Jan | Feb | Mar | Apr | Мау | Jun | Jul | Aug | Sep |
|--------------------------|----------|-------------|-------|-------|-------------|-------|-------|-------|-------|-------|-------|-------|-------|
| Fort Myers | Lee | \$117 | \$117 | \$117 | \$117 | \$208 | \$208 | \$117 | \$117 | \$117 | \$117 | \$117 | \$117 |

GSA

Use this table to find the following information for federal employee travel:

M&IE Total - the full daily amount received for a single calendar day of travel when that day is neither the first nor last day of travel.

Breakfast, lunch, dinner, incidentals - Separate amounts for meals and incidentals. M&IE Total = Breakfast + Lunch + Dinner + Incidentals. Sometimes meal amounts must be deducted from trip voucher. See More Information

First & last day of travel - amount received on the first and last day of travel and equals 75% of total M&IE.

| Primary Destination D | County 🔁 | M&IE Total | Continental Breakfast/Breakfast | Lunch | Dinner | Incidental Expenses | First & Last Day of Travel Ø |
|---------------------------------|----------|------------|------------------------------------|-------|--------|------------------------|--|
| Fort Myers | Lee | \$64 | \$14 | \$16 | \$29 | \$5 | \$48.00 |

I'm interested in:

You have received this email from ilage@usf.edu in response to your Order.

| Order Receipt | | | | |
|---|--------------|---------------------------------------|------------|-------------|
| Order: Store: Date/Time: Total: | | Florida Institute 26, 2022 4:08:33 | | |
| Billed To: | | | | |
| Valerie Puzines | | | | |
| 120 Malabar Rd Palm Bay, FL | | | | |
| 32907 | | | | |
| United States | | | | |
| Contact Email: emmanuel.soto@palmbayflorida.org | | | | |
| Payment Information: | | | | |
| Payment Type: | Credit | Card | | |
| Credit Card Number: | XXXXXX | xxxxxxx4446 | | |
| Reference Number: | 20220 | 726000315 | | |
| Card Type: *** Card Not Present *** | Visa | | | |
| Shipping Information: Shipping Information: | 30830 | 50 | | |
| Delivery Method: | Onsite | e Event-No Shippi | ing | |
| Item | Stock Number | Quantity | Unit Price | Detail Tota |
| Officer Safety & Field Applications Cape Coral October 3-6, 2022 : FACE members | 7570106_1 | 1 | \$550.00 | \$550.00 |
| Name: Emmanuel Soto | | | | |
| Title: City of Palm Bay Code Officer | | | | |
| Address: 120 Malabar Rd | | | | |
| City: Palm Bay | | | | |
| State: Florida | | | | |
| Zip: 32907 | | | | |
| Phone: 321-952-3430 | | | | |
| Fax: 321-733-3086 | | | | |
| Email: emmanuel.soto@pbfl.org | | | | |
| Organization: City of Palm Bay Code Compliance | | | | |
| FACE Member Number: 10439 | | | | |
| FACE Exam Officer Safety & Field Applications Cape Coral October 6 (Retakes Available) : FACE members | 4626511_1 | 1 | \$100.00 | \$100.00 |
| Name: Emmanuel Soto | | | | |
| Title: Code Officer | | | | |
| Address: 120 Malabar Rd | | | | |
| City: Palm Bay | | | | |
| engri ann Eag | | | | |

| Zip: 32907 | | |
|--|-----------|----------|
| Phone: 321-952-3430 | | |
| Fax: 321-733-3086 | | |
| Email: emmanuel.soto@pbfl.org | | |
| Organization: Palm Bay Code Compliance | | |
| FACE Member Number: 10439 | | |
| | Subtotal: | \$650.00 |
| | Tax: | \$0.00 |
| | | |

Return Policy Agreement:

http://usfweb2.usf.edu/upay/return_policy.htm

For questions, comments, or Order status, send email to <u>ilage@usf.edu</u> and refer to Order 3116442. Visit us <u>online</u>.

Jeanne Pinsi

From: Sent: To: Subject:

Homewood Suites by Hilton Confirmed <noreply@h4.hilton.com> Tuesday, July 26, 2022 4:26 PM Jeanne Pinsi Your Oct-02-2022 Confirmation #94821684

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



Join Hilton Honors

Get instant benefits by joining - for free.

See you soon, Emmanuel Soto

Your reservation for Oct-02-2022 has been confirmed.

Confirmation #94821684



Homewood Suites by Hilton Fort Myers

5255 Big Pine Way Fort Myers FL 33907 US Maps & Directions >>







THU

Check Out: 11:00 AM



Due to the current travel environment, hotel amenities and services may be limited. Visit the <u>Homewood Suites by Hilton Fort Myers</u> hotel website for property policies and updates. Please check with regional health and government authorities about the evolving health and safety requirements that may be in place at the location of your stay. <u>Learn more \rightarrow </u>

Your Room Information

| Total price for Stay | 705.80 USD |
|--|---|
| Taxes | 72.80 USD |
| Total for Stay per Room Rate | 633.00 USD |
| Oct-04-2022 - Oct-06-2022 | 158.00 USD |
| Oct-03-2022 - Oct-04-2022 | 152.00 USD |
| Oct-02-2022 - Oct-03-2022 | 165.00 USD |
| Rate per night | |
| Your Rate Information | STATE & LOCAL GOVT |
| Guest Name: Guests: Rooms: Room Plan: | Emmanuel Soto 1 Adult 1 1 KING BDRM STE POOLVIEW |
| | |

Modify Your Reservation >

What To Expect When You Arrive



CREDIT CARD AUTHORIZATION

HOMEWOOD SUITES BY HILTON

| NAME OF GUEST: Emmanuel Soto |
|---|
| CONFIRMATION # 94821084 |
| DATE OF STAY: OC+ 2,2022 - OC+ 6,2022 |
| In lieu of my credit card imprint, I Valence Puzziels hereby authorize Homewood Suites by Hilton to charge my credit card in the amount of/not to exceed |
| \$ 633.00 CREDIT CARD # 4715 2600 05494446 EXP 08/27 |
| CIRCLE ONE NAME OF GUEST |
| All Charges Room and Tax Only Emmanuel Soto |
| All Charges/Room and Tax Only |
| |
| My billing address is: 120 Malabar Rd Palm Bay FL 32907 |
| Phone (32) 952-3430 |
| Email address: Valerie, Puzines @ Phfl.org |
| By signing below Dacknowledge charges described herein. |
| Date: 7/27/2022 |
| NOTE: PLEASE PROVIDE A PHOTOCOPY OF THE CREDIT CARD (FRONT AND BACK) AND A DRIVERS LICENSE. WE CAN NOT ACCEPT THIS LETTER WITHOUT THESE TWO VERY IMPORTANT ITEMS. |
| RATE CONFIDENTIAL? YES NO |
| DO WE HAVE YOUR PERMISSION TO PROVIDE A RECEIPT TO THE GUEST UPON DEPARTURE? |

If your company plans to pay in this manner often, please consider a direct bill application – Call and ask for Sales.

FAX BACK TO (239) 275-6601



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Alexandra Bernard, Growth Management Director
- DATE: 8/18/2022
- RE: Consideration of travel and training for specified City employees (Growth Management Department, Land Development Division).

The Growth Management Department, Land Development Division, is requesting travel approval for the 2022 American Planning Association (APA) Florida Annual Conference in Orlando on September 6-9, 2022. Stephen White, Principal Planner, will obtain continuing education credits and attend class sessions on pertinent planning topics that will provide staff current information and industry trends in Florida. Registration cost is \$475, hotel stay for three (3) nights is \$624 total, and parking, mileage and per diem estimated at \$191.75. The total estimated cost to attend is \$1,290.75.

As indicated above, during the course of three days, Mr. White will be able to choose from a variety of lectures/programs in order to improve his planning skills and educate himself further on numerous "hot topic" areas in city planning.

REQUESTING DEPARTMENT:

Growth Management

FISCAL IMPACT:

The total cost of travel is estimated at \$1,290.75. The Growth Management Department's FY 2022 Budget has funding available in G/L account 001-3311-515-55-01 (\$475), and G/L account 001-3311-515-40-01 (\$815.75).

RECOMMENDATION:

Motion to acknowledge and authorize travel as noted above.

ATTACHMENTS: Description Travel Backup



CITY OF PALM BAY, FLORIDA

Control #

Request Date: 7/29/2022

Travel Request/Advance Request

Contact/Ext Ximena Escobar x 5242

| Name: Stephen Whi | te | Destination: Orlando | | | |
|-------------------------------|--|--------------------------|----------------|-----------|------------|
| | | Departure | | Return | |
| Department/Division: | Growth Management/ Land De | Date of: 8/6/2022 | | 8/9/2022 | |
| Account To Be Charged: | 001-3311-515-55-01 | Time of: 2:00 p.m. | | 2:00 p.m. | |
| Account To Be Charged: | 001-3311-515-40-01 | Estimated Cost: before m | ileage reimbur | sement | \$1,290.75 |
| Purpose of Travel (Specify Co | nference, School or Other Reason) - A | TTACH ITINERARY | | | |
| APA Planning Conferenc | e | | | | |
| | | | | | |
| | | Date Approved By Counci | 2- | | · |
| Transportation: boldface | (POV - Estimated Mileage) | 49.2 | City Vehicle | • | |
| or circle choice(s) | Common Car | rier (complete below) | | | |
| PREPAID EXPENSES | VENDOR/ADDRESS | EXPLANATION | AMOUNT | FINANCE L | JSE ONLY |
| Registration | | Paid by P-Card-Ximena | | Vendor # | Check # |
| | APA Planning Conference | Escobar - Confirmation | | | |
| Due Date 7/27/2022 | Hilton Orlando | #1641-5107 | | | Date |
| | 6001 Destination Parkway | | | | |
| Hand Carry Y N | Orlando, FL 32819 | | \$475.00 | | |
| Lodging | | Paid by P-Card | | Vendor # | Check # |
| | | Rate \$208.00 | | | |
| Due Date 7/27/2022 | | Receipt # 1641-5107 | | | Date |
| | Hilton Orlando | # Nights 3 | | | |
| Hand Carry Y N | 6001 Destination Parkway | | \$624.00 | | |
| Common Carrier | Orlando, FL 32819 | | | Vendor # | Check # |
| (if applicable) | | | | | |
| Due Date | | | | | Date |
| - | | | | | |
| Hand Carry Y N | | | \$0.00 | | |
| Other Expenses | Hotel Parking | \$12.00 per day @ 4 days | | Vendor # | Check # |
| | | cash. | | | |
| Due Date 8/6/2022 | | | | | Date |
| | | | | | |
| Hand Carry Y N | | | \$48.00 | - | |
| Other Expenses | | | | Vendor # | Check # |
| | | Miles 24.6 x 2 = 49.2 | | | |
| Due Date <u>8/6/2022</u> | | Rate- 0.625 | | | Date |
| | | 49.2 x 0.625 = \$30.75 | | | |
| Hand Carry Y N | | | \$30.75 | | |
| | ANCE: Advanced or Upon Retu | | | | |
| | ww.gsa.gov for rates - <u>attach pro</u> | | | Vendor # | Check # |
| (| Lodging prepaid - receipt required) | | | | |
| Breakfast 0 | @ <u>\$0.00</u> = | \$0.00 | | | Date |
| Lunch 0 | @ <u>\$0.00</u> = | \$0.00 | | | |
| Dinner <u>3</u> | @ <u>\$31.00</u> = | \$93.00 | | | |
| Incidentals4 | @ = | \$20.00 | ¢112.00 | | |
| | | | \$113.00 | | |



Finance

(if applicable)

TRAVEL APPROVALS

2022 FLORIDA ANNUAL PLANNING CONFERENCE SEPTEMBER 6-9, 2022

TRAVEL COST ESTIMATE

Stephen White:

| TOTAL: | \$1,290.75 |
|-------------------------|-----------------|
| Mileage | \$ <u>30.75</u> |
| Meals & Incidentals | \$113.00 |
| Parking | \$ 48.00 |
| Hotel Registration | \$624.00 |
| Conference Registration | \$475.00 |

2022 FLORIDA ANNUAL PLANNING CONFERENCE SEPTEMBER 6-9, 2022

Stephen White

Private Owned Vehicle Mileage (Reimbursement Estimate)

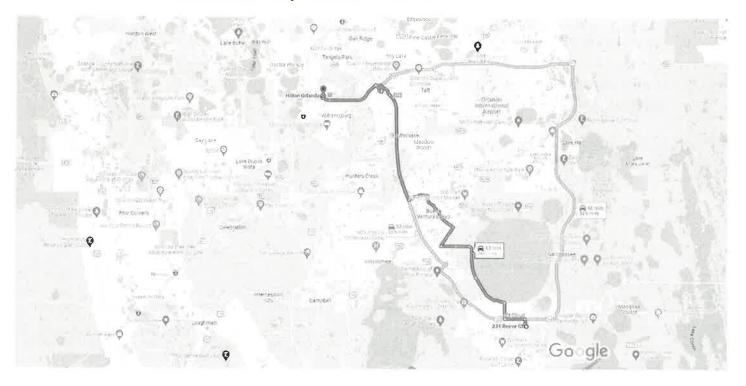
POV Mileage Rate per Mile - \$0.625 (Enclosed – GSA - POV Mileage Reimbursement Rates)

Miles to 6001 Destination Parkway, Orlando, Florida 32819 (Enclosed - MapQuest Directions and Miles)

One Way – 24.2 / Round Trip – 49.2 miles

Estimated Total: 49.2 x .0.625 = **<u>\$30.75</u>**

Google Maps 231 Reese Ct, St Cloud, FL 34769 to Hilton Orlando, 6001 Drive 24.6 miles, 43 min Destination Pkwy, Orlando, FL 32819



Map data ©2022 Google 2 mi

231 Reese CtAThis route has tolls.St Cloud, FL 34769

Take Delaware Ave to 13th St in St. Cloud

| ↑ | 1. | 2 min (0.5 Head west on Reese Ct toward Delaware Ave | mi) |
|----|----|---|------|
| ┍→ | 2. | 39 Turn right onto Delaware Ave | 0 ft |
| ┍ | 3. | 0.2 Turn right onto 17th St | ? mi |
| ← | 4. | 7 Turn left onto Delaware Ave | 5 ft |
| | | 0.2 | ! mi |

Take E Lakeshore Blvd, Fortune Rd, Buenaventura Blvd, Florida's Turnpike and FL-528 W/FL-528 Toll W to Destination Pkwy in Orange County

39 min (23.9 mi) ← 5. Turn left onto 13th St ← 6. Turn right onto Jersey Ave 0.9 mi ← 7. Turn left onto E Lakeshore Blvd

2.3 mi

| \rightarrow | 8. | Turn right to stay on E Lakeshore Blvd | |
|----------------|--------|---|------------------|
| ↑ | 9. | Continue onto Fortune Rd | 1.9 mi |
| с) | 10. | Turn right onto FL-530 E | 1.6 mi |
| - | | | 1.3 mi |
| ٢ | 11. | Use the left 2 lanes to turn left onto Buenaventura Blvd | |
| €٦ | 12. | Use the left 2 lanes to turn left onto E Osce Pkwy | 2.4 mi ola |
| * | | Turn right to merge onto Florida's Turnpike Foll road | 1.1 mi |
| 2 | 14. | Take exit 254 to merge onto US-17 S/US-44 S/US-92 W | 6.0 mi 1 |
| ₼ | 15. | Turn right onto Consulate Dr | 1.2 mi |
| * | 16. | Use the left 2 lanes to turn left to merge on 528 W/FL-528 Toll W | 0.6 mi to FL- |
| 7 | 17. | Use the right 2 lanes to take exit 1 for International Dr | 3.0 mi |
| 7 | 18. | Keep right at the fork and merge onto International Dr | 0.4 mi |
| | | | 0.1 mi |
| Cont | inue | on Destination Pkwy to your destination | |
| \rightarrow | 19. | | (0.2 mi) |
| ᠳ | 20. | | 0.1 mi |
| | U | Destination will be on the right | 0.1 mi |
| Hilto | n Orla | ando | |

6001 Destination Pkwy, Orlando, FL 32819

These directions are for planning purposes only. You may find that construction projects, traffic, weather, or other events may cause conditions to differ from the map results, and you should plan your route accordingly. You must obey all signs or notices regarding your route. GS۵

JULY 1, ZUZZ.

Privately Owned Vehicle (POV) Mileage Reimbursement Rates

Questions

Have travel policy questions? Use our 'Have a Ouestion?'





Visit Vaccines.gov

Or Call 1-800-232-0231



| Modes of Transportation | Effective/Applicability Date | Rate per mile | | | |
|---|---------------------------------|---------------------|--|--|--|
| Airplane* | July 1, 2022 | \$1.81 | | | |
| If use of privately owned automobile is authorized or if no Government-furnished automobile is available | July 1, 2022 | \$0.625 | | | |
| If Government-furnished automobile is available | July 1, 2022 | \$0.22 | | | |
| Motorcycle | July 1, 2022 | \$0.605 | | | |

| Relocation | Effective/Applicability Date | Rate per mile | |
|--|---------------------------------|---------------------|--|
| Standard mileage rates for moving purposes | July 1, 2022 | \$0.22 | |

Airplane nautical miles (NMs) should be converted into statute miles (SMs) or regular miles when submitting a voucher using the formula (1 NM equals 1.15077945 SMs).



GSA U.S. General Services Administration

FY 2022 Per Diem Rates for Orlando, Florida

Max lodging by month (excluding taxes.)

| Sep | \$129 |
|---------------------|---------|
| Aug | \$129 |
| Jul | \$129 |
| Jun | \$129 |
| May | \$129 |
| Apr | \$129 |
| Mar | \$153 |
| Feb | \$153 |
| 2022 Jan | \$153 |
| Dec | \$129 |
| Νον | \$129 |
| 2021 Oct | \$129 |
| County | Orange |
| Primary Destination | Orlando |

GSA U.S. General Services Administration

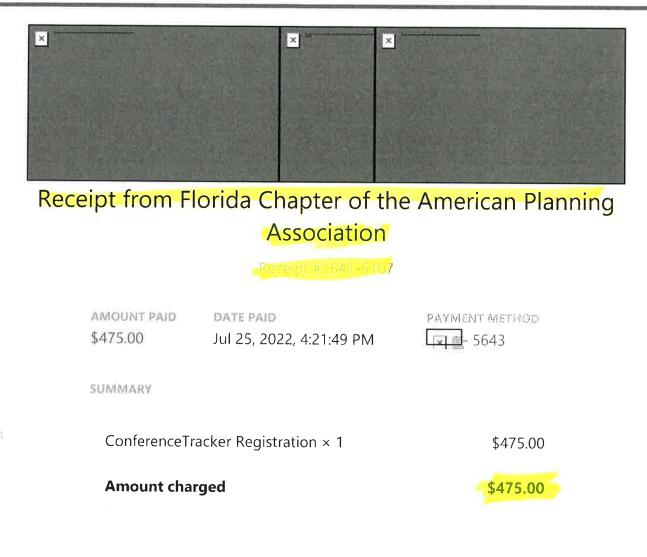
FY 2022 Per Diem Rates for Orlando, Florida Meals & Incidentals (M&IE) Breakdown

| First & LastDay of Travel | \$51.75 |
|------------------------------------|---------------|
| ΨF | ŝ |
| Incidental Expenses | \$5 |
| Lunch Dinner | \$31 |
| Lunch | \$17 \$31 \$5 |
| Continental Breakfast/Breakfast | \$16 |
| M&IE Total | \$69 |
| County | Orange |
| Primary Destination | Orlando |

Ximena Escobar

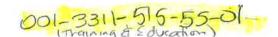
| From: | Florida Chapter of the American Planning Association <receipts+acct_ 1DYercHH1869SZGC@stripe.com></receipts+acct_ |
|----------|---|
| Sent: | Monday, July 25, 2022 4:22 PM |
| То: | Ximena Escobar |
| Subject: | Your Florida Chapter of the American Planning Association receipt [#1641-5107] |

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



If you have any questions, contact us at staff@floridaplanning.org or call at +1 850-201-3272.

Something wong with the email? View it in your browser.



2022 FLORIDA PLANNING CONFERENCE



SEPT. 6 - 9 | ORLANDO

5

.....

September 06/7/8/9, 2022Hilton Orlando

Thank you for registering for the 2022 Florida Planning Conference!

You will be emailed a receipt or invoice, depending on your payment selection. Information regarding hotel and travel can be found on the <u>FPC22 website</u>. If you have any questions, please contact the chapter office <u>here</u>.

See you in Orlando!

Need to book an hotel room? Click here!

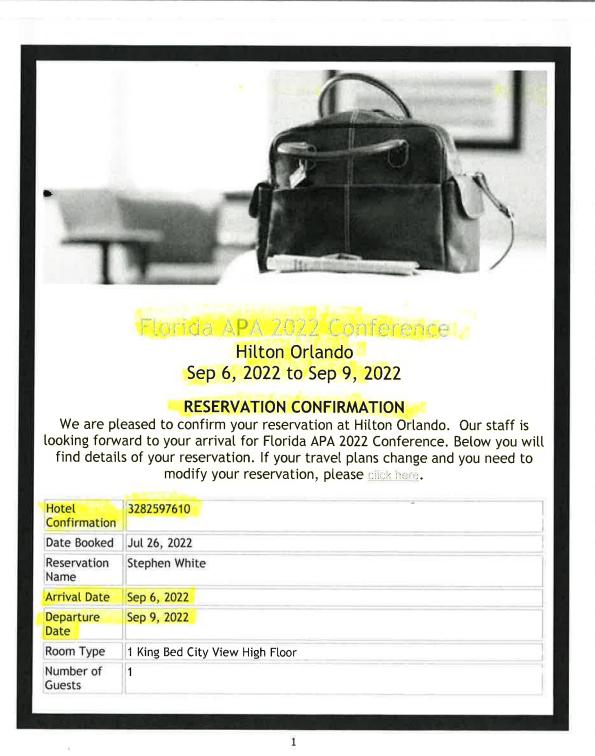
Powered by Conference Tracker

© 2022 Engineerica Systems Inc.

Ximena Escobar

From: Sent: To: Subject: The Hilton Orlando Team <info@cvent.com> Tuesday, July 26, 2022 3:41 PM Ximena Escobar The Hilton Orlando Reservation Confirmation

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



001-3311-575-40-01 (odging)

| Night by Night Rate | Date | Guest(s) | Status | Rate | | | | | | | | |
|------------------------|----------------|---|--------------------------------|---|----------------|--|--|--|--|--|--|--|
| Nghi Kate | Sep 6, 2022 | 1 | Confirmed | 208.00 | | | | | | | | |
| | Sep 7, 2022 | 1 | Confirmed | 208.00 | | | | | | | | |
| | Sep 8, 2022 | 1 | Confirmed | 208.00 | | | | | | | | |
| | Additional Gu | estRate | | | | | | | | | | |
| | Second Guest | 0.00 | | | | | | | | | | |
| | Third Guest | 0.00 | | | | | | | | | | |
| | Fourth Guest | 0.00 | | | | | | | | | | |
| otal Charge | 624.00 | 1111 m | | | | | | | | | | |
| ax Disclosure | change) and \$ | 2.25 Destina | tion Marketing I | Room Tax Per Night (Fee. Room rates shown nation Marketing Fee | n will be plus | | | | | | | |
| Resort Charge | | | | ived. Group attendee internet and Fitness | | | | | | | | |
| Parking | | pecial Group Self Parking rate is \$12.00+Tax per night per car applies. alet Parking rate is \$40.00+Tax per night per car applies. | | | | | | | | | | |
| Cancel Policy | Reservations r | nust be canc | elled 72 Hrs. pr | ior to arrival. | | | | | | | | |
| Add-Ons Purchased | | | | | | | | | | | | |
| | | Н | (ilton Orlando | | | | | | | | | |
| | 6001 D | | arkway Orland 07-313-4300 | o, FL I 32819 | | | | | | | | |
| | | | and the second | | | | | | | | | |
| colorit | | | | | | | | | | | | |
| | | | | e used to form, document ction with this transmissio | | | | | | | | |

The hotel's \$35 Resort Charge has been waived. Group attendees will receive complimentary Hi-Speed in room internet and Fitness Center Access.



Ximena Escobar

From: Sent: To: Subject: Hilton Hotels & Resorts Confirmed <noreply@h4.hilton.com> Tuesday, July 26, 2022 3:40 PM Ximena Escobar Your Sep-06-2022 Confirmation #3282597610

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



Join Hilton Honors

Get instant benefits by joining – for free.

See you soon, Stephen White

Your reservation for Sep-06-2022 has been confirmed.

Confirmation #3282597610



Hilton Orlando









14073134300



Due to the current travel environment, hotel amenities and services may be limited. Visit the <u>Hilton Orlando</u> hotel website for property policies and updates. Please check with regional health and government authorities about the evolving health and safety requirements that may be in place at the location of your stay. <u>Learn more→</u>

Your Room Information

| Guest Name: Guests: Rooms: Room Plan: | Stephen White 1 Adult 1 1 KING BED CITY VW HIGH FL |
|---|---|
| Your Rate Information | FL APA 2022 |
| Rate per night Sep-06-2022 - Sep-09-2022 Total for Stay per Room Rate | 208.00 USD 624.00 USD |
| Taxes | 84.75 USD |
| Total price for Stay | 708.75 USD |

Modify Your Reservation >

What To Expect When You Arrive



Clean & Ready for You



Upon Request Housekeeping

Whether that means calling the front desk to get your room cleaned or keeping your room to yourself, control over your stay is up to you. **Read other changes** \rightarrow



A Safer Stay

We ask that you follow all local guidelines and laws with respect to practicing social distancing and wearing a mask in public areas. Please check with regional health and government authorities about specific policies that may be in place at the location of your stay. Learn more→

Plan Ahead With These Tips:



USE THE HILTON HONORS APP.

Get Contactless Arrival

With the **Hilton Honors app**, you can skip the front desk, go straight to your selected room, and unlock your door - with just your phone.



ELEXIBLE CANCELLATION OPTIONS

All hotels offer flexible options

View your reservation's change and cancellation options.







Welcome Bonus

Earn 1,500 Points on your upcoming stay, plus an extra 3,000 Points after two stays when you join Hilton Honors.

join for free

Rate Rules and Cancellation Policy

- There is a credit card deposit required for this reservation, which has been charged to your card.
- If you wish to cancel, please do by 11:59 p.m. on Sep-03-2022 to avoid cancellation penalty which is equal to your deposit.
- When you check in, a hold may be placed on your card for the full anticipated amount to be owed to the hotel, including estimated incidentals, through your date of check-out. Any such

hold may not be released for 72 hours from the date of check-out or longer at the discretion of your card issuer.

 If the slider is used to select a Points and Money combination, that selection is final once your stay is booked.

Comments & Requests | Additional Information RESERV NOT SUBJECT TO RSRT CHRG



We are a smoke-free hotel

Tax

6.50% Per Room Per Night 6.00% Per Room Per Night 2.25 Per Room Per Night

Valet Parking: 40.00 USD daily Self Parking: 30.00 USD daily



Please do not reply to this email, as mail sent to this address cannot be answered. If you have questions please visit our Customer Support page and select the applicable contact method.

Disclaimer: Room interior varies by hotel and the room booked may differ from room shown in this email.

*Standard Wi-Fi is free for Hilton Honors members. Premium, if available, has a fee (except for Diamond members). Wi-Fi access is not free in meeting spaces or at properties with a resort charge. ** Service of alcoholic beverages is subject to state and local laws. Must be of legal drinking age, Hilton Requests Upon Arrival(TM) items are subject to

** Service of alcoholic beverages is subject to state and local laws. Must be of legal drinking age, Hilton Requests Upon Arrival(TM) items are subject to availability.

† Visit Hilton com/guarantee to learn more about our Best Price Guarantee,

This offer is only valid for customers enrolling in Hilton Honors on or after Jan 1st, 2020.

Offer is valid for any eligible stays booked directly with Hilton through Hilton-approved booking channels and completed within six months ("Promotion Period"), beginning the day, the participant enrolls in Hilton Honors, at any hotel or resort in the Hilton Portfolio All stays must be completed in the 6 months following enrollment date to earn Bonus Points.

Hilton Honors(TM) participants must complete up to two (2) paid stays during the Promotional Period to obtain Hilton Honors(TM) Bonus Points. The first stay within the Promotional Period will earn 3,000 Bonus Points. The second stay within the Promotional Period will earn 3,000 Bonus Points. If a guest completes just (1) eligible stay, they will receive 2,000 Hilton Honors(TM) Bonus Points. Any stays with a checkout date after the Promotional Period end date will not count towards earning Bonus Points.

Hilton reserves the right to decline any application at any time for any reason. Hilton may require additional validation in its complete discretion and this may take an additional 5 -7-business days.

This offer may be terminated without notice. Bonus Points do not count toward elite tier qualification. Please allow six to eight weeks from completion of your stay for Bonus Points to appear in your Hilton Honors account. A 'stay' is defined as the total number of consecutive nights spent at the same hotel, whether or not a guest checks out and checks back in again. Offer is not valid for groups and cannot be combined with other select offers. In Room Internet Access, Fitness Center/Health Club Access and Bottled Water benefits may not be complimentary at properties with a resort charge. Space-available upgrades only available at select brands. Elite status benefits are subject to availability and vary by brand. For more information, please visit HiltonHonors.com.

Hilton Honors(TM) membership, including the earning and redemption of Points, is subject to Hilton Honors Terms and Conditions.

Using a debit/credit card to check in? A hold may be placed on your card account for the full anticipated amount to be owed to the hotel, including estimated incidentals, through date of check-out, Holds may not be released for 72 hours from date of check-out or longer at the discretion of your card issuer. Click here if you need to modify or cancel your reservation.

Any change to your arrival or departure date or room type is subject to hotel availability and may result in a possible rate change or additional fee. Changes also may not be possible at a later date.

This message and any attachments may contain confidential information. If it has been sent to you in error or if you have questions regarding your

10

EXEMPT ORGANIZATION'S ATTESTATION OF DIRECT BILLING

STATE OF FLORIDA

I, the undersigned, am a representative of the exempt governmental or nonprofit organization identified below. The purchase or lease of tangible personal property and/or services or the rental of living accommodations made on the dates listed below is for use by and directly paid by the exempt organization identified below.

| The charges for purchase or lease of tangible personal property, banquets, services, or the rental | of living |
|--|-------------|
| The charges for purchase or lease of tangible personal property, banquets, services, or the rental accommodations from $9/6/22$ to $9/9/22$ will be billed to and pa | id directly |
| by the exempt organization for <u>Stephen White</u> | |

If the charges for purchase or lease of tangible personal property, services, or the rental of living accommodations are paid by credit card, I attest that the credit card used is issued directly by the exempt organization identified below, in the name of the exempt organization identified below, <u>with the bill</u> <u>directly paid by the funds of the organization</u>.

| Under penalty of perjury, I declare that I have read the foregoing and that the facts stated in it are true. |
|---|
| Authorized signature on behalf of the exempt entity: Multure Date: 7/28/22 |
| Please print name & title of the representative: Kimena Escobar, Office Manager |
| Name of exempt entity: City of Palm Bay |
| Type of exempt entity: Consumer's Certificate of Exemption |
| Exempt Entity Consumer's Certificate of Exemption No (Form DR-14): 85-801264-6361C-4 |
| Exempt Entity Consumer's Certificate of Exemption (Form DR-14) Expiration date: 07/31/2027 |
| Address of exempt entity: 120 Malabar Rd SE, Palm Bay, FL 32907 |
| Phone number of exempt entity: $(321)733-3042$ |
| Email contact of exempt entity: XIMENA. escobar a palmbayflorida.org |
| IMPORTANT NOTE: THIS LETTER MAY NOT BE USED TO SUBSTANTIATE PURCHASES OR LEASES OF TANGIBLE PERSONAL PROPERTY SERVICES OF LIVING |

OR LEASES OF TANGIBLE PERSONAL PROPERTY, SERVICES, OR LIVING ACCOMMODATIONS FOR THE PERSONAL USE OF, OR INDIVIDUALLY BILLED TO, ANY INDIVIDUAL REPRESENTING THE EXEMPT ENTITY ABOVE. IF THE PURCHASE IS MADE WITH A CREDIT CARD BILLED TO THE EMPLOYEE AND LATER REIMBURSED THE PURCHASE <u>DOES NOT QUALIFY</u> FOR EXEMPTION

Name of Hotel: HILTON ORLANDO CONVENTION CENTER

Address of Hotel: 6001 DESTINATION PARKWAY, ORLANDO, FL 32819

Ximena Escobar

From: Sent: To: Subject: Liliana.obrien@hilton.com <info@cvent.com> Wednesday, July 27, 2022 5:01 PM Ximena Escobar Liliana.obrien@hilton.com

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Stephen,



Florida APA 2022 Conference Hilton Orlando Sep 6, 2022 to Sep 9, 2022

We look forward to welcoming you to the Hilton Orlando for the upcoming Florida APA 2022 Conference. To ensure a great arrival experience and expedite the check-in process we have included information below for any attendees that are planning on applying Tax Exempt Status to their room reservation. At the Hilton Orlando an individual attestation form is required for each room reservation along with a valid Tax Exempt Certificate. Attestation forms may be filled out in advance and emailed with the Tax Exempt Certificate to <u>ORLOC-FINANCE@hilton.com</u> or completed at the hotel during the check in process. Please ensure you are eligible for Tax Exemption in the State of Florida or have a Federal Tax Exemption status.

All Tax Exempt Guests must complete the attestation form and present their state issued purchasing card at the hotel front desk to check in. In the event you do not have access to your purchasing card or need to make arrangements to pre pay for Tax Exempt rooms please contact our Finance via email at <u>ORLOC-</u><u>FINANCE@hilton.com</u> for further details.

Guidelines for Tax Exemptions

Tax Exempt

Individuals who pay with a check or credit card issued by a tax exempt organization or agency will receive tax exemption on sleeping rooms from the symposium hotel (a copy of the tax exempt form is required).

Not Tax Exempt

Individuals who are reimbursed for expenses are not eligible for tax exemption- even if their organization or agency is tax exempt.

Pursuant to Chapter 12A-1.038, Florida Administrative Code

"When the payment for taxable property or services is made with the personal funds of an authorized representative of the governmental unit, the purchase is subject to tax, even if the representative is subsequently reimbursed with the governmental unit's funds."

EXEMPT GOVERNMENTAL UNIT FORM

FLORIDA EXEMPT ATTESTATION NON-GOVERNMENTAL FORM

Thank you,

6001 Destination Parkway I Orlando, FL I 32819 t: 407-313-4300 I f: 407-313-8487

If you no longer wish to receive e-mail messages from this service, please click here

0000038 05/24/22

FLORIDA

Consumer's Certificate of Exemption

DR-14 R. 01/18

Issued Pursuant to Chapter 212, Florida Statutes

| 85-8012646361C-4 | 07/31/2022 | 07/31/2027 | MUNICIPAL GOVERNMENT |
|--------------------|----------------|-----------------|----------------------|
| Certificate Number | Effective Date | Expiration Date | Exemption Category |

This certifies that

CITY OF PALM BAY 120 MALABAR RD SE PALM BAY FL 32907-3009

is exempt from the payment of Florida sales and use tax on real property rented, transient rental property rented, tangible personal property purchased or rented, or services purchased.



Important Information for Exempt Organizations

DR-14 R. 01/18

- 1. You must provide all vendors and suppliers with an exemption certificate before making tax-exempt purchases. See Rule 12A-1.038, Florida Administrative Code (F.A.C.).
- 2. Your *Consumer's Certificate of Exemption* is to be used solely by your organization for your organization's customary nonprofit activities.
- 3. Purchases made by an individual on behalf of the organization are taxable, even if the individual will be reimbursed by the organization.
- 4. This exemption applies only to purchases your organization makes. The sale or lease to others of tangible personal property, sleeping accommodations, or other real property is taxable. Your organization must register, and collect and remit sales and use tax on such taxable transactions. Note: Churches are exempt from this requirement except when they are the lessor of real property (Rule 12A-1.070, F.A.C.).
- 5. It is a criminal offense to fraudulently present this certificate to evade the payment of sales tax. Under no circumstances should this certificate be used for the personal benefit of any individual. Violators will be liable for payment of the sales tax plus a penalty of 200% of the tax, and may be subject to conviction of a third-degree felony. Any violation will require the revocation of this certificate.
- 6. If you have questions about your exemption certificate, please call Taxpayer Services at 850-488-6800. The mailing address is PO Box 6480, Tallahassee, FL 32314-6480.

FINANCE

MAY 2.6 2022

ADMINISTRATION

| | No lunch | No Dinner | cc/1/6 mapsaulant | No Dinner | | \ | | X | | 1 | | | Ector Paralet | Indiscurd and | No Unner | | ` | | Ň | | \ \ | | Υ. | | | endou alalze | | | | | |
|---|---|---------------------------------------|---|---|---|--|--|---|--|--|--|---|-----------------------|---|---|----------|---|--|--|---|--|---|--|--|---|---|-----------------------------------|--|--|--|--|
| | | | A NUMBER OF THE OWNER OF THE OWNER OF | | | Presidence Leorgues: Leveroging Presidence Leorgues: Leveroging n Pranteestabs to Build Environmental Health and Equity | _ | Equity Cains with Preservation Investments | intentional Partnessitus (or International Sustainable Development | Connecting and Collaborating: Planning | | | | | | Orange G | Innovative Approaches to Preserving Legacy Communities | | Enhancing Diversity, Equity and Inclusion in the Planning Protession - Strategies for Today and Tomorrow | | Completing a City's Pitmary Street (University Ave in Galnesvite) | | Mutaing A Sarle and Complete Transportation Network: Slocycle and Pedeatrian Master Plant for the FDOT Districts One and Seven | Residency Com Hole: Targeting Enhancements (State and Regional Perspectives) | Healthy Communities from the Ground Up | | | and a second | to an and the second of the se | Building Community Resilience: Tacking some of Rorido's Toughest Challenges | |
| of July 19) | MORIETORIA 5 M. 5 M. Agleuture in the City 930 M. 5 M. 4 Photom Proportion Semicor (Orange A) 2 - 5 M. Net Interaction of Phylotheore. Communication semicor | 6 - 6:30 PM Annual Meeting (Orange A) | and the second second second | | ome by Mayor avalay Oper | Creding a Lean But Comprehensive Plan | weil, tob thodes Oranga talkoom D | act Porta Na How the Transportation Safety Crisis Limits Mobility Choices | Changing the Namative, Part I: fools and Applied Approaches to Malatheam Green Infrankucture in the Built Environment | G Changing the Namative, Port II: Tools and Applied Approaches to Matatream Creen infrastructure in the Built | | No Dinner | | | Park | Oronga F | Healthy Communities & Equity In Urban/fransportation Planning - Equity | ł | Project Prioritzation and Equity in Tampa | | Women in Planning -> Mailing Moves | erry Demings | Built-to-Rent: Insights on Navigating the Regulatory Struggle | Collaboration Stories: Planning Innovations in Age-friendly Communities | Colonial Lanes: How the Community Soved a Beloved Orlando Bowling Allev | do Dinner | | Concels. | Proming Principles for Equitable Outcomes | Women Rde Bikes Tool Celebrating the Itidats and fribulations of Being a Female Cyclist In Central Rostda | Jaton Wile |
| erence schedule af a Glance (as of July 19) | 7:00 A | this Reception (Hole) | Neonistowy, stat, 7, 2022 7:30 - 8 AM Mindlyness (Ruby Late) | Foyer D) Winter Park C | a consistenti a consistente entrata a porte en ante entrata en contra en ante 20 AM Coffee Break (Otange Balkoon Fayer) 5 | fransportation (R) evolutions | 50 Year Later Leftections on Florida's Growth Management and What Should Be Next Spackers: Should Powell, Book Bhodes Orange Lathoom D | A Orlando Creathe Village 1:15 - 8:15 PM High Impact M No Subi and Realience Franhurg: Evaluating Right for Projects Implemented Through the Despredier Horlan Program | 40 PM Imaek Bealing Burnout: Conversation and Strategies Around Wellness for Planners | Refreshment layed: (Ocurge Solitoon Foyer) and De Teolods ImagineGAV: How Golmenille Advancing Rodds Racial Equity through their Comprehensive of Strinting Pan. | 6 PM EDI Meetlyp (Lake Concord) 9G Annud Membershib Meetlyn (Ruby Loke) | ption 4. Strudent/EPc Reception | Int/EPG Reception TBD | 7:30 - 8:30 AM Resistration and Continential Banadrat (Concernential) | r Garden 5 AM to Noon Orlanda Wellands | Otonge E | Creating the Water-Centric Community: Winter Haven's One-Water Ran for a Sustainable Future | 9-30 - 9-50 AM Collee Ireak (Crange Balroon Foyer) | Decorbonizing Suburbs with New Mobility | 10:50-11:10 AM Break | Chorge Onl Preparing for Rorida's Bechic Future | solicits transmission and which only by Mayor Family a S PM Sunfrom Accelerating the Publics of Transmos | Implete Street Ecosystem (ow, Legistricor and Cate Studies in Restlence) Planting (or Climote Change 2000 3010 2000 3010 2000 3000 2000 3000 2000 3000 2000 3000 2000 3000 2000 | Renk Loronge acurator royers Renkard Growth Management: A Way | 4:10 - 4:30 PM Sheak Ising 1.8 Access in Tarsportation Ranning Access in Tarsportation Ranning | Na Maon In Capitan 11. A. 2022 | 30 - 8 AM Mind'húness (Ruby Lake) | readout (Cronge Foyer D). Orange E | Streets, Roads, Str Prioritizing Mobilih | AM break What APA Ronda's Equity, Diversity, and Inclusion Committee Can Do for You | Ang Menory (Orunge Tolenoon D) Specifier |
| ionua manning comerence | e Concord) Nge C) p (EDI) (Crange B) | Machine Contraction | 7:50 - 8 - Million | 7:30 - 8:30 AM Registration and C MONLE TOURS: 7:30 AM - Noon Hannbai Square 8 | 12 10 | 40 Acres and a Mule: Historic African- American Community of Rayal Maintaining Identify in a High Grawth County | 11:30 AM - 1 PM Sox da's Growth Management and What Should | ILE FOURS: 1:15 - 5:15 PM Downtewn Orlando Should I Slay, or Should I Go Now? Choosing the Career Path That is Right for You | nctusty | 340 - 4 PM Incorporation, Annexation Processes for Charling New Beanding Batting Cites, a Their Soundaries | 5-6 PM EDI Mee 5:30-6 PM EPG Annual Me | 4 - 8 PM Wonderrow's Reception & StruenUEPS Asception | 6 - 9 PM Shudant | 7:30 - 8:30 AM Registration and Cr | MOBILE TOURS: 5 AM to Noon Downtown Wints | | Child's Play. Cosing the Equity Gap through the Provision of Quality and Attortable Childcare | 9:30 - 9:50 AM Collee Bre | People, Places, Prosperity: The Marry Facets of Community Reallency | 10:50 - 11:1 Motion and Moulos Cur May to 2020 | Horido's Trade, Logistics, and Vanadian Manufacturing Opportunities | MONIE TOURS: 1:45 - 5:45 PM Lake Nana 1:45 - 5:45 PM Sunhar Accele | Creating a Complete Street Ecosystem | A tale of two Countles: Innovations in Coding for a Vision | 4:10 - 4:30 Apolino to Better Placemaiding: Using Digital Realities to Observe, Teach & Erooose in the Creation of Place | | 7:30- 6 AM Mindh | 0- 0.01 AM Continential | ce Strategic rable People | Charling a Housing Resilence Strategic What APA Plan, Part 2: Protecting Winerable People Inclusion (and Properties | A Clocking Suppley & Michael Musical + Close |
| | 130 - 430 PM. Becufive Committee Meeting (Late Concord) 9:30 AM - 5 PM. Planning Official Training (Oronge C) 10 AM - 1 PM. Planner to Leoder: A Mid-Caree Boolcamp (ED) (Oronge B) | | | AT SUBOR | Orange E | frankportation Patitways to Community Health: MetroPlan Orlando's Health Strategic Plan | 60 Years Later, Reliections on Fiorle | integ Manr | Celebrating Planning, Part I: Planning Education, Its Evolution, Current State, and Future Outlook | Celebrating Raming, Part II: The Plannin Protession in Rodda, Its Evolution, Current State, and future Outlook | | Salehtern - De Breas | | | | Orange E | Pedestrian Priority Zones and Complete Streets: Rethinking Streets Design in Urban and Cuthroly Diverse Communities | | Integrating Neighborhood Commercia: An Update of Hittborough County's Commercial Locational Criteria | | Suttainability from a Planning Perspective | MOBILET | Will take County Reality 8e Real Florida, Real Close' or Just Another Suburbs The Story of Late County's Efforts to Plan for the Next Generation | The in Between: School Planning, Shifting Demographics, and How to Plan for Infrasthucture with Kunding Gaps | GetREAL: Approaches to EDI Initiatives among East Central Rorida's Land Use Organizations | A LOUGH CONTRACTOR | | Ciange II | Engaging with Diverse Communities: Baamples from the City of Tallahassee's Southside Action Plan | Equilable Capital Ecosystems | II AM-IN |
| | | | | | Oronge A | A Winning Exchange: Effective, inclusive A Communications and Engagement on Changed Topics | | Providing Mitsing Middle Housing Through Commercial Convension | A Ethics Game Night | (ruights into Reform and Street Restorations in Rorida | | | | | | Orange A | Not Your College Dom: An Analysis of Co- Uning and Attordable Housing Options | | Rotdo's Post Pondemic Growth, Part 1: Planning implications for the Future | Doubled Doubled Long and a long | Horida 1 Post Pondemic Growth, Part II; Planning Implications for the Fuhre | | Roadband Feasibility. Bridging the Rural Digital Divide | Roodplain Maragement and Planving: A Partneship for Future Success | 2002 Ethics Case of the Year | and the second se | | Orange A. | Overcoming No - Ethical Responses to Contentious Situations | the State of Content Neutrality Post Austin V. Reagan | |
| | | | | | | 10:30 - 11:30 AM | Noon - 1 PM | M1 052 - 02.1 | 2:40 - 3:40 MM | 4-8-M | | | In the second second | | | | WV 054 - 052 | | WY 05:01-05:4 | | 11:10 AM - 12:10 AM | | 1:50 - 2:50 PM | 3:10 - 4:10 M | 4:30 - 6:30 FM 2 | | - | | E-30 - 1-30 AM | 11 MAA 02:01 - 02:9 | |

2022 Florida Planning Conference Schedule at a Glance (as of July 19)

Tuesday 09/06

• 9:30am - 5:00pm7h 30'

Planning Officials Training Orange C

• 9:30am - 5:00pm7h 30'

AICP Exam Preparation Seminar

Orange A

10:00am - 1:00pm3h

Planner to Leader: A Mid-Career Bootcamp

Orange B<u>Alexis Crespo AICP LEED AP</u>, <u>Claudia Ray</u>, <u>Allara Mills Gutcher AICP</u>, <u>Mary Moskowitz AICP</u>, <u>Brad</u> <u>Cornelius AICP CPM CFM</u>, <u>Patricia Steed</u>, <u>Melissa Zornitta FAICP</u>

10:00am - 5:00pm7h

Agriculture In the City

- Hotel LobbyMobile Tour Guides
- 1:30pm 4:30pm3h

Executive Committee Meeting

Lake Concord

2:00pm - 5:00pm3h

The Intersection of Philanthropy, Community and Planning Orange B

6:00pm - 6:30pm30'

Annual Meeting

- Orange A
- 6:30pm 8:00pm1h 30'

Opening Reception

Wednesday 09/07

• 730am - 1200pm4h 30'

Hannibal Square Neighborhood: How Planning Impacts Communities of Color

Hotel LobbyMobile Tour Guides

• 730am - 800am30'

Restorative Mindfulness

Ruby Lake

• 800am - 1200pm4h

Casselberry and Winter Park Complete Streets

- Hotel Lobby Mobile Tour Guides
- 830am 1010am1h 40'

Opening Plenary & Project Awards

Orange Ballroom DChristine Kefauver

• 1030am - 1130am1h

Creating a Lean But Comprehensive Plan

Orange FSara Roberts McCarley, Teresa Maio AICP, Patricia Steed

• 1030am - 1130am1h

Resilience Leagues: Leveraging Partnerships to Build Environmental Health and Equity

Orange GKatrina Locke, Jason Evans Phd, Shilretha Dixon, Tara McCue AICP, Brenda Defoe Suprenant

• 1030am - 1130am1h

A Winning Exchange: Effective, Inclusive Communications and Engagement on Charged Tanica

Engagement on Charged Topics

Orange AAdam Lubinsky AICP PhD, Leticia Solaun PhD, Ali Ankudowich AICP MURP

• 1030am - 1130am1h

Transportation (R)evolutions

Orange E<u>Whit Blanton FAICP</u>, Cynthia Lambert APR, David L Hutchinson, Greg Stuart, Eric Hill, Beth Alden AICP 1030am - 1130am1h

40 Acres and a Mule - Historic African- American Community of Royal Maintaining Identity in a High Growth County

Orange CBrad Cornelius AICP CPM CFM, Beverly Steele, Edward Gonzalez Tennant PhD

• 1030am - 1130am1h

Transportation Pathways to Community Health: MetroPlan Orlando's Health Strategic Plan

Orange BSarah Larsen, Jeri Brittin PhD, Jeffrey Arms AICP PE

• 1200pm - 100pm1h

Fifty Years Later: Reflections on Florida's Growth Management and What Now?

Orange Ballroom DSteve Seibert, Bob Rhodes, David Powell

• 115pm - 530pm4h 15'

Downtown Orlando Entertainment Venues and Creative Village

Hotel Lobby<u>Mobile Tour Guides</u>
115pm - 530pm4h 15'

High Impact Parks

Hotel Lobby Mobile Tour Guides

• 120pm - 220pm1h

Oil Spills and Resilience Planning: Evaluating Projects Implemented Through the Deepwater Horizon Program

Orange EElio Fernandez, Lisa Robertson

• 120pm - 220pm1h

How the Transportation Safety Crisis Limits Mobility Choices

Orange FCourtney Reynolds TDM CP, Alana Brasier AICP, Kathrin Tellez AICP PTP RSP1

120pm - 220pm1h

Should I Stay, or Should I Go Now? Choosing the Career Path that is Right for You

Orange CPoorna Bhattacharya AICP LEED AP, Whit Blanton FAICP, Jessica Frye AICP, Katie Shannon AICP CNU a LEED GA, Chia Yuan Yu PhD

• 120pm - 220pm1h

Integration of Regional & Local Scenario Planning

Orange BFranchesca Taylor AICP

• 120pm - 220pm1h

Providing Missing Middle Housing Through Commercial Conversion

Orange ASusan Caswell AICP, Mitchell Glasser, Ryan Hyler, Owen Beitsch FAICP PhD CRE

120pm - 220pm1h

Equity Gains with Preservation Investments

Orange GJennifer Wolfe

• 240pm - 340pm1h

Ethics Game Night

Orange AMindy Heath AICP, Tina Demostene AICP, Jennifer Stults AICP CTP CPM FCCM, Alison Stettner AICP

• 240pm - 340pm1h

Celebrating Planning, Part I: Planning Education, Its Evolution, Current State, and Future Outlook

Orange BChia Yuan Yu PhD, Peter Henn AICP JD, Owen Beitsch FAICP PhD CRE, Patrick Panza AICP, Jeffrey Brown PhD

• 240pm - 340pm1h

Creating Safer and More Inclusive Streets

Orange CAlissa Barber Torres FAICP PhD CLTD, Cristina Pichardo Cruz, Lauren Torres EIT RSP 1

• 240pm - 340pm1h

Beating Burnout: Conversation and Strategies Around Wellness for Planners

Planners

Orange ETara Salmieri AICP, Lori Cox AICP, Ennis Davis AICP, Adrienne Burke AICP Esq

• 240pm - 340pm1h

Changing the Narrative: Tools and Applied Approaches to Mainstream Green Infrastructure in the Built Environment - Part 1

Orange F<u>Christianah Oyenuga PhD LEED GA</u>, <u>Eban Bean PhD PE</u>, <u>Lesley Bertolotti MS</u>, <u>Jennison Kipp</u>, <u>Claire Lewis MLA</u> 240pm - 340pm1h

Intentional Partnerships for International Sustainable Development

Orange GDennis Smith AICP, Robert Hunter AICP, Caitlyn Beasley, Dahiana Cedeno

• 400pm - 500pm1h

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Changing the Narrative: Tools and Applied Approaches to

Mainstream Green Infrastructure in the Built Environment - Part 2

Orange FChristianah Oyenuga PhD LEED GA, Eban Bean PhD PE, Lesley Bertolotti MS, Jennison Kipp, Claire Lewis MLA

• 400pm - 500pm1h

ImagineGNV: How Gainesville is Advancing Racial Equity Through Their Comprehensive Plan

Orange EAndrew Persons AICP LEED GA, Juan Castillo, Nathaniel Chan, Anne Wolf PhD CPCC, Lydia Gaby

• 400pm - 500pm1h

Celebrating Planning, Part II: The Planning Profession in Florida, Its Evolution, Current State, and Future Outlook

Orange B<u>Whit Blanton FAICP, Susan Trevarthen FAICP JD, Paul Lewis FAICP, Silvia Vargas FAICP, Owen Beitsch FAICP PhD CRE</u>

• 400pm - 500pm1h

Incorporation, Annexation, and Dis-incorporation: A Primer on Florida's Processes for Creating New Cities, Expanding Existing Cities, and Shrinking Their Boundaries

Orange CLuke Lirot Esq, Joseph M Mazurkiewicz Jr PhD, Jim Studiale AICP, Max Forgey AICP

• 400pm - 500pm1h

Insights into Reform and Street Restorations in Florida

Orange ADeborah Chesna CPM FCCM, Andrea Ostrodka AICP LEED AP, Michael Carnevale, Ian Lockwood PE, Kristof Devastey PE PTOE PTP

• 400pm - 500pm1h

Connecting and Collaborating: Planning for Ecological and

Economical Diversity

Orange GJason McHugh AICP, Chris Silewski RLA, Binoy Panicker AICP, Janice Walker, Michael Alfano JD MSP MPA, Stephen Hodges AICP MSP

• 500pm - 600pm1h

EDI Meetup

Lake Concord

• 530pm - 600pm30'

EPG Annual Meeting

Ruby Lake

• 600pm - 900pm3h

Wednesday Night Reception

Thursday 09/08

7:30am - 8:30am1h

Chair Yoga

Ruby Lake

8:00am - 12:00pm4h

Downtown Winter Garden – Urban Living Rooms

- Hotel LobbyMobile Tour Guides
- 8:00am 12:00pm4h

Orlando Wetlands Park

Hotel LobbyMobile Tour Guides

8:30am - 9:30am1h

Innovative Approaches to Preserving Legacy Communities

Orange GTatiana Daguillard, Charlie Johnson PLA ASLA

8:30am - 9:30am1h

Creating the Water-Centric Community: Winter Haven's One-Water

Plan for a Sustainable Future

Orange E<u>Wes Shaffer AICP, Mike Britt PE, Eric Labbe AICP, Keeli Carlton, Jon Dinges PE</u> 8:30am - 9:30am1h

Healthy Communities & Equity in Urban/Transportation Planning

Orange FCurt Ostrodka AICP LEED AP, Noel P Comeaux AICP PMP, Ned Baier AICP, Daniel Crotty AICP

8:30am - 9:30am1h

Child's Play – Closing the Equity Gap through the Provision of Quality and Affordable Childcare

Orange CLuis Nieves Ruiz FAICP, Lori Cox AICP, Jennifer Grant, Erin Smeltzer

8:30am - 9:30am1h

Pedestrian Priority Zones and Complete Streets: Rethinking Streets

Design in Urban and Culturally Diverse Communities

Orange B<u>Melissa Hege AICP LEED AP</u>, <u>Matthew Hege</u>, <u>Darren Meyer AICP ASLA PLA</u>, <u>David Snow</u>, <u>Jeremy</u> <u>Calleros Gauger RA LEED AP</u>

8:30am - 9:30am1h

Not Your College Dorm: An Analysis of Co-Living and Affordable Housing Options

Orange ALeslie Olson AICP, Eric Luttman AIA, Samantha Kanach AICP C, Jennifer Bryla AICP

9:50am - 10:50am1h

Florida's Post Pandemic Growth: Planning Implications for the

Future - Part 1

Orange A<u>Kathie Ebaugh AICP</u>, <u>Nilgun Kamp AICP</u>, <u>Brad Cornelius AICP CPM CFM</u>, <u>Wiatt Bowers AICP</u>, <u>Saralee</u> Morrissey FAICP

9:50am - 10:50am1h

Integrating Neighborhood Commercial: An Update of Hillsborough County's Commercial Locational Criteria

Orange BMelissa Lienhard AICP, Andrea Papandrew, Eric Raasch AICP, Nickolas Hill AICP

9:50am - 10:50am1h

People, Places, Prosperity: The Many Facets of Community Resiliency

Orange CLuis Nieves Ruiz FAICP, Michelle Morrison, Tamara Pino

9:50am - 10:50am1h

Project Prioritization and Equity in Tampa

Orange FJennifer Musselman PE, Brandie Miklus AICP, Riva Heinrich AICP

9:50am - 10:50am1h

Enhancing Diversity, Equity and Inclusion in the Planning Profession

- Strategies for Today and Tomorrow

Orange GMelissa Dickens AICP, Fatima Elkott, Melissa Zornitta FAICP, Evangeline Linkous AICP PhD

9:50am - 10:50am1h

Decarbonizing Suburbs with New Mobility

Orange ELisa Nisenson, Andrew Crozier AICP, Racquel Asa

11:10am - 12:10pm1h

Charge On! Preparing for Florida's Electric Future

Orange E<u>Curt Ostrodka AICP LEED AP</u>, <u>Alissa Barber Torres FAICP PhD CLTD</u>, <u>Peter Westlake</u>, <u>Chris Castro</u> <u>LEED GA SCP</u>

11:10am - 12:10pm1h

Completing a City's Primary Street (University Ave in Gainesville)

Orange GJeffrey Arms AICP PE, Malisa McCreedy AICP, Megan Ferguson PE

11:10am - 12:10pm1h

Making and Moving Our Way to 2030: Florida's Trade, Logistics, and Manufacturing Opportunities

Orange CKevin Carr, John Kaliski, Beth Cicchetti CEcD

• 11:10am - 12:10pm1h

Sustainability from a Planning Perspective

Orange BSusan Caswell AICP, Jennifer Gardner PLA ASLA, Reverend Mary Downey

• 11:10am - 12:10pm1h

Florida's Post Pandemic Growth: Planning Implications for the

Future - Part 2

Orange AKathie Ebaugh AICP, Nilgun Kamp AICP, Brad Cornelius AICP CPM CFM, Wiatt Bowers AICP, Saralee Morrissey FAICP

• 11:10am - 12:10pm1h

Women in Planning -> Making Moves

Orange FBonnie Landry AICP, Yexsy Schomberg, Alessandria Palmer, Leslie Olson AICP

12:15pm - 1:45pm1h 30'

Keynote Lunch

Orange Ballroom DCarlton Eley MSURP

1:45pm - 5:45pm4h

Reimagining Mobility in Lake Nona

Hotel LobbyMobile Tour Guides

• 1:45pm - 5:45pm4h

Suntrax Accelerating the Future of Transportation

Hotel Lobby Mobile Tour Guides

1:50pm - 2:50pm1h

Building a Safe and Complete Transportation Network: Bicycle and Pedestrian Master Plans for FDOT's Districts One and Seven

Orange GPatricia Hurd AICP PE, Deborah Chesna CPM FCCM, Jensen Hackett FCCM, Jennifer Musselman PE

1:50pm - 2:50pm1h

Broadband Feasibility: Bridging the Rural Digital Divide

Orange ADennis Smith AICP, Marcia Mardis EdD, Kwentin Eastberg AICP, Jennifer Hudgins

• 1:50pm - 2:50pm1h

Will Lake County Really Be 'Real Florida, Real Close' or Just Another Suburb? The Story of Lake County's Efforts to Plan for the Next Generation

Orange BSean M Parks AICP QEP, Dr Richard Levey, Tim Maslow

1:50pm - 2:50pm1h

Creating a Complete Street Ecosystem

Orange CMatt Lewis AICP, Paula Flores FITE, Angelo Belluccia PE

1:50pm - 2:50pm1h

Law, Legislation and Case Studies in Resiliency Planning for Climate Change

Orange ELori Lehr, Jennifer Jurado PhD, Rhonda Haag, Erin Deady AICP Esq LEED AP

1:50pm - 2:50pm1h

Built-to-Rent: Insights on Navigating the Regulatory Struggle

Orange F<u>Gregg Logan, Danville Ledbetter</u>, Jeremy Frantz AICP, Adam Mendez, Anie Delgado AICP
3:10pm - 4:10pm1h

Resiliency Corn Hole: Targeting Enhancements with State and

Regional Perspectives

Orange GJennifer Carver AICP, Jennifer Codo AICP MPA, Karen Kiselewski AICP

3:10pm - 4:10pm1h

Floodplain Management and Planning: A Partnership for Future

Success

Orange AClaire Jubb AICP CFM, Michael Rimoldi MPA CBO CFM

3:10pm - 4:10pm1h

A Tale of Two Counties: Innovations in Coding for a Vision

Orange CMary Moskowitz AICP, Eliza Harris Juliano CNU a, Alberto Vargas M.Arch.

3:10pm - 4:10pm1h

Collaboration Stories: Planning Innovations in Age-Friendly

Communities

Orange F<u>Susan Poplin AICP MSP</u>, <u>Paul Lewis FAICP</u>, <u>Ken Reinhardt</u>, <u>Brenda Defoe Suprenant</u> • 3:10pm - 4:10pm1h

The in Between: School Planning, Shifting Demographics and How

to Plan for Infrastructure with Funding Gaps

Orange BStephanie Doster, Renee Kamen AICP, Nilgun Kamp AICP, Thomas Moore

3:10pm - 4:10pm1h

Florida Growth Management: The Way Forward

Orange ETim Chapin PhD, Lindsay Stevens AICP JD

• 4:30pm - 5:30pm1h

GetREAL: Approaches to EDI Initiatives among East Central Florida's Land Use Organizations

Orange B<u>Cindy Campbell, Trevor Hall, Dan Kirby FAICP FAIA, Carmen Rasnick MBA CNU a, Luis Nieves Ruiz</u> FAICP

4:30pm - 5:30pm1h

Pipeline to Better Placemaking: Using Digital Realities to Observe, Teach & Engage in the Creation of Place

Orange CTommy James AIA LEED AP, Roberta Fennessy AICP AIA

• 4:30pm - 5:30pm1h

Leveraging Data to Advance Equity and Access in Transportation

Planning

Orange ESigal Carmenate, Sarah Kraum, Susan McGrath

4:30pm - 5:30pm1h

Colonial Lanes: How the Community Saved a Beloved Orlando Bowling Alley

Orange FClaudia Ray, Julie Matura, Chris Deloatche, Romi Mawardi, Joel Setzer

• 4:30pm - 5:30pm1h

Healthy Communities from the Ground Up, Building Trails and Activation through Strategic Partnerships

Orange GEmily Hanna AICP CPM, Ginger Corless AICP, Lesa Boettcher, Tracy Swanson

• 4:30pm - 5:30pm1h

2022 Ethics Cases of The Year

Orange ASilvia Vargas FAICP, Merle Bishop FAICP, Mary Kay Delk FAICP, Valerie Hubbard FAICP
6:30pm - 8:30pm2h

Closing Reception

Howl at the Moo

Friday 09/09

730am - 800am30'

Community Mindfulness

Ruby Lake<u>Lori Cox AICP</u>

830am - 930am1h

Streets, Roads, Stroads & SMART STEP: Prioritizing Mobility

Options

Orange EDeWayne Carver AICP, Patricia Tice AICP PhD PE LEED AP, Aileen Boucle AICP, Maria Teresita Vilches Landa PE, Joseph Corradino AICP

830am - 930am1h

Planning Principles for Equitable Outcomes

Orange F<u>Alvimarie Corales MURPR</u>, <u>Corinne Arriaga MPH CPH</u>, <u>Vitor Suguri PhD</u>, <u>Frank Kalpakis AICP</u>, <u>John</u> <u>Baker</u>, <u>Bessie Reina CNU A</u>

830am - 930am1h

Engaging with Diverse Communities: Examples from the City of Tallahassee's Southside Action Plan

Orange BJennette Duncan, Laurel Harbin AICP PhD LEED AP, Devan Leavins

830am - 930am1h

Is Your Community Ready for Air Taxis? Planners Take to the Skies

Orange GMatt Broffman, Ruben Del Rosario PhD, Jacques Coulon AICP, Curt Ostrodka AICP LEED AP

830am - 930am1h

Part 1: Creating a Housing Resilience Strategic Plan: Protecting Vulnerable People and Properties

Orange CChristopher Emrich PhD GISP, Gladys Cook

830am - 930am1h

Overcoming No: Ethical Responses to Contentious Situations

Orange A<u>Roxann Read AICP CFM</u>, <u>Doug Kelly AICP</u>, <u>Allara Mills Gutcher AICP</u>, <u>Kathie Ebaugh AICP</u>, <u>Tina</u> <u>Demostene AICP</u>

950am - 1050am1h

Part 2: Creating a Housing Resilience Strategic Plan: Protecting Vulnerable People and Properties

Orange CAndrea Galinsky, Christopher Emrich PhD GISP, Blaise Denton, Chris Castro LEED GA SCP

• 950am - 1050am1h

The State of Content Neutrality Post Austin v. Reagan

Orange AMark White AICP Esq, Susan Trevarthen FAICP JD, James Carpentier AICP

950am - 1050am1h

Equitable Capital Ecosystems

Orange B<u>James Carras</u> 950am - 1050am1h

What APA Florida's Equity, Diversity, and Inclusion Committee Can

Do For You

Orange ELara Bouck AICP PE, Jeremie Chastain AICP, Bob Cambric, Amy Elmore AICP

950am - 1050am1h

Women Ride Bikes, Too! Celebrating the Trials and Tribulations of Being a Female Cyclist in Central Florida

Orange FMary Moskowitz AICP, Eliza Harris Juliano CNU a, Lisa Portelli, Courtney Reynolds TDM CP, Sarah Elbadri

• 950am - 1050am1h

Building Community Resilience: Tackling some of Florida's Toughest Challenges

Orange G<u>Katie Shannon AICP CNU a LEED GA</u>, <u>Courtney Barker AICP</u>, <u>Susan Caswell AICP</u>, <u>Zachary</u> <u>Eichholz</u>, <u>Jenifer Rupert</u>

1100am - 100pm2h

Closing Plenary Lunch & Chapter Planning Leadership Awards

Orange Ballroom DJason Vuic



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Mariano Augello, Chief of Police
- DATE: 8/18/2022
- **RE:** Consideration of travel and training for specified City employees (Police Department).

Communication Manager, Magan Salendar, and Assistant Shift Supervisor, Lyndsey Viena, will be traveling to Winter Haven, FL on August 21 – 23, 2022 to attend the 2022 Criminal Justice Information Systems (CJIS) Fall Meeting. This meeting focuses specifically on updates and training opportunities regarding the Criminal Justice Information Systems and Florida Department of Law Enforcement standards. This meeting will be held approximately 96 miles away. There is no registration cost. The lodging cost is estimated at \$96 per night for two (2) nights, per person, totaling \$384. The total per diem for both attendees is estimated at \$236. The total cost for travel and training is estimated at \$620. Travel and training will be paid out of the Police Department's Communication Division FY 2022 budget.

REQUESTING DEPARTMENT:

Police Department

FISCAL IMPACT:

The total cost of travel is estimated at \$620 and is available in the Police Department's Communication Division FY 2022 budget within G/L account 001-5019-521-4001 (\$620).

RECOMMENDATION:

Motion to acknowledge and approve travel as mentioned above.

ATTACHMENTS: Description



TO: Honorable Mayor and Members of the City Council

- FROM: Terese Jones, City Clerk
- DATE: 8/18/2022

RE: Ministerial appointment of one (1) member to the Police and Firefighters Retirement Pension Plan, Board of Trustees.

As you may recall, the term of Timothy Lancaster on the above subject board will expire on August 24, 2022. Mr. Lancaster has reapplied to continue serving on the board.

Pursuant to Section 52.160, Palm Bay Code of Ordinances, the above board consists of five (5) trustees - two (2) residents appointed by City Council; one (1) police officer member of the system, who shall be elected by a majority of the police officers who are members of the system; and one (1) firefighter member of the system, who shall be elected by a majority of the firefighters who are members of the system.

The fifth trustee shall be chosen by a majority of the four (4) trustees, and such person's name shall be submitted to the City Council who shall, as a ministerial duty, appoint such person to the Board of Trustees.

Applications were solicited and the Board of Trustees, at its meeting held on August 5, 2022, selected Timothy Lancaster as the fifth trustee.

REQUESTING DEPARTMENT:

Legislative

FISCAL IMPACT: None

RECOMMENDATION:

Motion to appoint one (1) member to the Police and Firefighters Pension Plan, Board of Trustees.

ATTACHMENTS: Description Letter from Board of Trustees



Emailed on 8-05-2022

August 5, 2022

Ms. Terese Jones, CMC City Clerk, Legislative Department City of Palm Bay 120 Malabar Road, SE Palm Bay, FL 32907

Dear Ms. Jones:

In accordance with the Code of Ordinances, Section 52.160 Code of Ordinances, the other trustees unanimously chose Timothy W. Lancaster as the fifth trustee at their August 5th Quarterly Board Meeting, No. 22-09.

In accordance with the same Code of Ordinances, Council shall, as a ministerial duty, appoint Mr. Lancaster to the Board of Trustees as its fifth trustee. Mr. Lancaster's term is from August 24, 2022 to August 23, 2024. Upon appointment, please provide Mr. Lancaster a written notification and provide a copy for my records.

Should you have any questions, please call me at (321) 724-8877.

Sincerely,

atky adams

Kathy Adams, CPPT Board Administrator

Cc: Board of Trustees Mr. Klausner, Esquire



- TO: Honorable Mayor and Members of the City Council
- FROM: Suzanne Sherman, City Manager
- THRU: Fred Poppe, Recreation Director
- DATE: 8/18/2022
- RE: Ordinance 2022-89, amending the Code of Ordinances, Chapter 36, Recreation Department, by including provisions prohibiting smoking and vaping within municipal parks, first reading.

During the 2022 Florida legislative session, state legislators passed House Bill (HB) 105 and Senate Bill (SB) 224 allowing regulation of smoking and vaping in parks by local governments. This legislation helps local governments provide a safe, fun, and healthy atmosphere for children and families to enjoy recreational amenities through the creation of "smoke-free" zones or designated smoking areas at City-owned recreational facilities.

House Bill 105, Regulation of Smoking by Counties and Municipalities, was sponsored by Representatives Fine and Altman, and co-sponsored by fifteen other members of the Florida House of Representatives.

Senate Bill 224, Regulation of Smoking in Public Places, was sponsored by Senator Gruters and co-sponsored by seven other Senators. The bill was filed in 2022. SB 224 was amended to exempt cigars and pipe smoking. The amended bill passed both the second and third committee hearings in the Senate.

REQUESTING DEPARTMENT:

Recreation

FISCAL IMPACT:

There is no fiscal impact.

RECOMMENDATION:

Motion to approve Ordinance 2022-89, amending the Code of Ordinances, Chapter 36, Recreation Department, by including provisions prohibiting smoking and vaping within municipal parks, first reading.

ATTACHMENTS:

Description Ordinance 2022-89

ORDINANCE 2022-89

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF THE ORDINANCES, TITLE III, ADMINISTRATION, CHAPTER 36, RECREATION DEPARTMENT, SUBCHAPTER **'USE REGULATIONS'**, BY INCLUDING PROVISIONS PROHIBITING SMOKING AND VAPING WITHIN MUNICIPAL PARKS: PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH: PROVIDING FOR INCLUSION IN THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR Α SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 386.209 Florida Statutes provides that the regulation of smoking is preempted to the State of Florida, however, municipalities may restrict smoking within the boundaries of any public parks they own, and

WHEREAS, Chapter 386.209 Florida Statutes also allows municipalities to impose more restrictive regulation of the use of vapor-generating devices than provided by statute, and

WHEREAS, the youth of our community and communities throughout Florida currently play on playgrounds, athletic fields, skate parks, aquatic facilities and other recreation facilities where smokers might create secondhand smoke, and

WHEREAS, the Center of Disease Control states secondhand smoke is generally defined as smoke from burning tobacco products or smoke that is exhaled by a tobacco smoker, and

WHEREAS, "Smoking" is defined in Chapter 386, Florida Statutes, as "inhaling, exhaling, burning, carrying, or possessing any lighted tobacco product, including cigarettes, cigars, pipe tobacco, and any other lighted tobacco product," and

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WHEREAS, a report by the United States Department of Health and Human Services, Surgeon General states tobacco smoke contains over 7,000 chemicals, including hundreds that are toxic and up to 69 that are known to cause cancer and exposure to secondhand smoke can cause numerous health problems and has been linked to cancer and other fatal diseases, and

WHEREAS, the Palm Bay City Council determines a public health and safety need to prohibit smoking and vaping within municipal parks.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City of Palm Bay Code of Ordinances, Title III, Administration, Chapter 36, Recreation Department, Subchapter 'Use Regulations', by creating Section 36.32, Smoking and Vaping Prohibited within Municipal Parks, which shall henceforth read as follows:

*>>Section 36.32 SMOKING AND VAPING PROHIBITED WITHIN MUNICIPAL PARKS.

It shall be unlawful for any person to smoke cigarettes, filtered cigars, pipes, use electronic vaporizers, or any other smoking apparatus or vaping device on playing fields and playgrounds, bleacher areas, dugouts, around team seating areas, concession areas, spectator areas, or any other area not specifically designated as a permitted smoking area within any municipal park. All designated smoking areas will be specifically identified by signs.<<

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

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SECTION 3. It is the intention of the City Council of the City of Palm Bay that the provisions of this Ordinance shall be made a part of the City of Palm Bay Code of Ordinances and the sections may be renumbered to accomplish such intention.

SECTION 4. If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

SECTION 5. The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting 2022-XX, held on , 2022; and read in title only and duly enacted at Meeting 2022-XX, held on , 2022.

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

Reviewed by CAO:

Strikethrough words shall be deleted; highlighted words that will included will be placed in between two arrow symbols (>> <<). Deletions and additions constitute the proposed amendment. Words remaining are now in effect and remain unchanged.



TO: Honorable Mayor and Members of the City Council

- FROM: Suzanne Sherman, City Manager
- DATE: 8/18/2022

RE: Consideration of City Council Flag Program nominee, Arcadio Santiago-Rodriguez. (Mayor Medina)

The approval criteria for the City Council Flag Program was established at the July 7, 2022 Regular Council Meeting. The program allows for each member of council to nominate up to (3) individuals from the stated categories, first responders, military personnel, veterans, and those that have served and lived in the community. The nomination could be active, retired, or deceased individuals. The Flag will be raised at City Hall and flown for one day or less. At the end of the time, the flag will be lowered, folded, and be given to the individual or family members along with a certificate with the dates that the flag was raised. This program will run once a year and will be for consideration annually. All flags purchased must be made in America.

All nominees will be submitted for consideration to the City Council for a vote at a Regular Council meeting.

Mayor Rob Medina has nominated Palm Bay resident Arcadio Santiago-Rodriguez to be a recipient of the Flag Program. Mr. Santiago-Rodriguez is submitted under the category of Veteran, which is further defined as: nominee shall be a veteran as defined under Title 38 U.S.C 101 (2), an individual who served in the active military, naval, air, or space service, and who was discharged or released therefrom under conditions other than dishonorable. DD Form 214 shall be provided for proof of veteran status.

Staff has received and reviewed the DD Form 214 and confirmed veteran status and honorable discharge. Mr. Santiago-Rodriguez served in the United States Army during World War II, the Korean War and the Vietnam War. During World War II and the Korean War, he fought as a member of the 65th Infantry Regiment known as the Borinqueneers. It was a segregated unit composed primarily of soldiers from Puerto Rico. Mr. Santiago-Rodriguez, who earned a Silver Star, two Bronze Stars, the Purple Heart and retired as a first sergeant; he was also awarded the Congressional Gold Medal.

In late April 1951, Santiago-Rodriguez displayed the courage that exemplified the Borinqueneers and helped him earn a Silver Star. While approaching a pass near Hingbok, Korea, the battalion was fired upon and the squad leader was mortally wounded. Santiago-Rodriguez assumed command and received orders to withdraw. He organized the squad and led it to a safer position. During a later assault to drive the enemy from the ridge, Santiago-Rodriguez volunteered to carry a wounded soldier to safety. He then encountered five enemy soldiers. He placed his wounded comrade on the ground, killed four enemy soldiers and captured the fifth. He forced the enemy soldier to help carry the wounded soldier to the battalion aid station.

For these reasons, Arcadio Santiago-Rodriguez is recommended for approval as a City of Palm Bay Flag Program recipient.

REQUESTING DEPARTMENT:

Legislative

RECOMMENDATION:

Motion to approve Arcadio Santiago-Rodriguez as a nominee for the City Council Flag Program.

ATTACHMENTS:

Description

Santiago-Rodriguez Silver Star Citation

Home / Awards / ARCADIO SANTIAGO-RODRIGUEZ

Arcadio Santiago-Rodriguez

HOME OF RECORD: Puerto Rico

AWARDS BY DATE OF ACTION:

Silver Star

AWARDED FOR ACTIONS DURING <u>Korean War</u> Service: <u>Army</u> Rank: <u>Private First Class</u> Battalion: 3d Battalion Division: 3d Infantry Division GENERAL ORDERS:

Headquarters, 3d Infantry Division, General Orders No. 188 (13 June 1951)

CITATION:

The President of the United States of America, authorized by Act of Congress, July 9, 1918, takes pleasure in presenting the Silver Star to Private First Class Arcadio Santiago-Rodriguez (ASN: ER-30432991), United States Army, for conspicuous gallantry and intrepidity in action while serving with Company K, 3d Battalion, 65th Infantry Regiment, 3d Infantry Division. On 27 April 1951, near Hongbok, Korea, while approaching through a pass, a reinforced enemy battalion was fired on by the 3d Platoon, Company K, which had taken a blocking position astride the pass. When his squad leader was mortally wounded, Private Santiago-Rodriguez voluntarily assumed command of the squad. Receiving orders to withdraw he organized the squad and led it to more tenable positions. During a later assault to drive the enemy from the ridge, Private Santiago-Rodriguez volunteered to carry a wounded comrade to safety. Suddenly encountering five enemy soldiers, he placed his wounded comrade on the ground, and opened fire on the enemy, After killing four hostile troops, he captured the fifth and forced him to evacuate the wounded man to the battalion aid station. The gallantry and initiative displayed by Private Santiago-Rodriguez reflect great credit upon himself and the military service.

SEE MORE RECIPENTS OF THIS AWARD

Back to Recipient List

<u>Silver Star</u>

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TO: Honorable Mayor and Members of the City Council

- FROM: Suzanne Sherman, City Manager
- DATE: 8/18/2022

RE: Consideration of establishing a Road Maintenance Fund Policy. (Deputy Mayor Johnson)

The City has drafted for Council's consideration a Road Maintenance Fund (RMF) Policy which provides requirements for funding annually as well as annual review for compliance with the Policy.

Annual Funding Requirement:

The City shall achieve an annual minimum target contribution of \$4 million into the Road Maintenance Fund starting in Fiscal Year (FY) 2024, and gradually increase that amount to \$6 million by FY 2029, if not sooner.

Funding Strategy:

The funding strategy will include, at a minimum, budget transfers from General Fund, transfers of Bayfront Community Redevelopment Agency (BCRA) unexpended funds, use of unexpended General Fund dollars at the end of the FY, and the use of proceeds from the sale of City-owned properties.

1. <u>Annual Budget Transfer from General Fund:</u> Incrementally increasing the amount of funding transferred as part of the FY budget each year from General Fund into RMF. For FY 2022, the transfer was \$750,000; for FY 2023, \$1 million is proposed. Target transfer annually is a minimum of \$2 million from the General Fund.

2. <u>BCRA Unexpended Balance Transfer:</u> The Bayfront CRA is scheduled to sunset in FY 2024. Annually, any unexpended funds remaining in the CRA Trust Fund are transferred back to both the City and County per the Interlocal Agreement between the BCRA, City, and Brevard County. In FY 2022, \$1.3 million in remaining funds from the CRA was directly transferred into the RMF. These unexpended transfers shall annually be deposited into the RMF until the end of the CRA, and are expected to be a minimum of \$1.3 million annually.

3. <u>End of CRA/Transfer of Ad Valorem Revenue into RMF</u>: Upon sunset of the CRA, the increment of ad valorem revenues held in the CRA Trust Fund will automatically return to General Fund. Rather than placing those revenues in General Fund, they shall be budgeted in the Road Maintenance Fund.

4. <u>Unexpended General Fund Dollars at End of the FY:</u> A minimum of 50% or \$1 million, whichever is greater, shall be transferred from unexpended General Fund dollars at the end of the each fiscal year into RMF. This strategy shall not be necessary if the impact of Strategies 1 through 3 achieve the annual funding requirement target.

5. <u>Sale of City-owned Properties</u>: As previously directed by City Council, proceeds from the sale of City-owned properties shall be deposited into the RMF.

Annual Review:

Compliance with the provisions of this Policy shall be reviewed as part of the annual budget adoption process. This review shall include the status of achieving the annual funding requirement, as well as a review of the target itself. If it is determined that the target and/or funding strategies need to be adjusted, this Policy shall be updated to reflect any changes.

REQUESTING DEPARTMENT:

City Manager's Office

FISCAL IMPACT:

The annual fiscal impact will be determined as set forth in the Road Maintenance Fund Policy.

RECOMMENDATION:

Motion to approve the proposed Road Maintenance Fund Policy.



- TO: Honorable Mayor and Members of the City Council
- FROM: Terese Jones, City Clerk
- DATE: 8/18/2022
- **RE:** Consideration of scheduling a workshop meeting for August 2022.

Staff is requesting to schedule a workshop on Tuesday, August 30, 2022, for the following:

- Discussion of impact fees, and balances and projects; and
- Strategies to meet the growth needs of providing police and fire services

The matter is presented to Council for consideration at tonight's meeting. If you should have any questions, please advise.

REQUESTING DEPARTMENT:

Legislative

FISCAL IMPACT:

None

RECOMMENDATION: Request for a workshop as requested by staff.



- TO: Honorable Mayor and Members of the City Council
- FROM: Terese Jones, City Clerk
- DATE: 8/18/2022
- RE: Committee/Council Reports

Committee Reports:

Space Coast Transportation Planning Organization Space Coast League of Cities Tourist Development Council

Council Reports

REQUESTING DEPARTMENT:

Legislative