



120 Malabar Road, SE - Palm Bay, FL 32907 (321-952-3400)
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Mayor
WILLIAM CAPOTE

Deputy Mayor
JEFF BAILEY

Councilmembers
MICHELE PACCIONE
HARRY SANTIAGO, JR.
TRES HOLTON

State of the City Message

6:30 P.M. – Mayor William Capote

AGENDA

REGULAR COUNCIL MEETING NO. 2016-02 TUESDAY

**January 19, 2016 - 7:00 P.M.
City Hall Council Chambers**

CALL TO ORDER:

INVOCATION:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

1. One (1) vacancy on the Community Development Advisory Board (represents 'employers within the city').++
2. Two (2) vacancies on the Building and Construction Advisory Committee (represents 'at-large' positions). Members shall be familiar with and involved in the building industry.+
3. Two (2) vacancies on the Code Enforcement Board (represents 'at-large' positions).+
4. Two (2) vacancies on the Planning and Zoning Board (represents 'at-large' positions).+
5. Two (2) vacancies on the Recreation Advisory Board (represents 'at-large' positions).+

AGENDA REVISIONS:

CONSENT AGENDA:

There will be no separate discussion on those items listed under Consent Agenda (indicated with asterisks(*)). 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.

ADOPTION OF MINUTES:

- * 1. Regular Council Meeting No. 2016-01; January 7, 2016.

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

PUBLIC COMMENTS/RESPONSES: (Non-agenda Items Only)

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

PUBLIC HEARINGS:

1. Ordinance No. 2016-01, vacating a portion of the rear ten (10) foot public utility and drainage easement located within Lot 133, Sandy Pines Preserve Subdivision, Phase 3 (Case No. VE-1-2016, Peter Abma), for final reading.
2. Ordinance No. 2016-02, amending the Code of Ordinances, Chapter 185, Zoning Code, by updating the provisions of the PUD (Planned Unit Development) zoning district (Case No. T-2-2016, City of Palm Bay), for final reading.
- ♣3. Ordinance No. 2016-03, rezoning property located south of and adjacent to Malabar Road, in the vicinity between Minton and Garvey Roads, from RM-15 (Single-, Two-, Multiple-Family Residential District) to PUD (Planned Unit Development) for a single family residential subdivision to be known as The Falls of Palm Bay PUD (22.66 acres)(Case No. PUD-19-2015, Falls of Palm Bay Builders, LLC), for final reading.
4. Ordinance No. 2016-04, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located southeast of and adjacent to Robert J. Conlan Boulevard, and west of and adjacent to the Florida East Coast Railway from Industrial Use to Bayfront Mixed Use (24.10 acres)(Case No. CP-12-2015, Citizens Bank & Trust), for first reading.
- ♣5. Ordinance No. 2016-05, rezoning property located southeast of and adjacent to Robert J. Conlan Boulevard, and west of and adjacent to the Florida East Coast Railway, from LI (Light Industrial and Warehousing District) and HI (Heavy Industrial District) to BMU (Bayfront Mixed Use District) (24.10 acres)(Case No. CPZ-12-2015, Citizens Bank & Trust), for first reading.
- ♣6. Ordinance No. 2016-06, rezoning property located east of and adjacent to Interstate 95, in the vicinity between Grant and Micco Roads from GU (General Use District) (Brevard County) to RAC (Regional Activity Center District) (723.06 acres)(Case No. PD-16-2015, Zons Development, LLC), for first reading.
7. Request by Palladio Development, LLC for a final subdivision to be known as Palladio Subdivision in RS-2 (Single Family Residential District) (1.38 acres)(Case No. FS-3-2015)**(RESCHEDULED TO P&Z – 02/03/16)**.
8. Request by Roy Wayne Yates to amend the City's Comprehensive Plan Future Land Use Map to change the designated use of property located west of and adjacent to Babcock Street, in the vicinity north of Centerlane Road and south of Micco Road, from Residential 1:2.5 (Brevard County) to Rural Single Family Use (244.42 acres)(Case No. CP-1-2016)**(RESCHEDULED TO P&Z - 02/03/16)**.
9. Request by Roy Wayne Yates to rezone property located west of and adjacent to Babcock Street, in the vicinity north of Centerlane Road and south of Micco Road, from AU (Agricultural Residential Classification) and AGR (Agricultural Classification) (Brevard County) to GU (General Use Holding District) (244.42 acres)(Case No. CPZ-1-2016)**(RESCHEDULED TO P&Z – 02/03/16)**.

10. Request by Roy Wayne Yates for a conditional use to allow the expansion of an existing borrow pit in GU (General Use Holding District) zoning (244.42 acres)(Case No. CU-1-2016) **(RESCHEDULED TO RCM – 02/18/16)**.
11. Request by Zons Development, LLC for a planned development for a proposed Regional Activity Center Planned Development Concept Plan on property located east of and adjacent to Interstate 95, in the vicinity between Grant and Micco Roads (723.06 acres)(Case No. PD-16-2015, Zons Development, LLC) **(RESCHEDULED TO RCM – 02/04/16)**.

PROCUREMENTS:

Miscellaneous:

- * 1. "Other Agency" contracts, sports lighting equipment and installation (Clay County contract) – Parks and Recreation Department (Musco Sports Lighting - \$129,550).
- * 2. General civil, roadway and traffic engineering continuing consultant services, various citywide projects – RFQ No. 11-0-2016 (Infrastructure Engineers, Inc.; Metric Engineering, Inc.; and, B.S.E. Consultants, Inc.).

UNFINISHED AND OLD BUSINESS:

1. Appointment of three (3) members to the Enterprise Zone Development Agency.

COMMITTEE AND COUNCIL REPORTS:

NEW BUSINESS: (Ordinances are for first readings.)

- * 1. Resolution No. 2016-05, amending Resolution No. 2015-47, adopting Classification and Pay Plans and the Position Control Plan for employees of the City of Palm Bay.
- * 2. Resolution No. 2016-06, amending Resolution No. 2015-48, adopting the Five-Year Capital Improvements Program for Fiscal Years 2015-2016 through 2019-2020.
- * 3. Ordinance No. 2016-07, amending the Fiscal Year 2015-2016 budget by appropriating and allocating certain monies (first budget amendment).
- 4. Ordinance No. 2016-08, amending the Code of Ordinances by creating Title XIII, Chapter 136, Protection of Human Rights (Councilwoman Paccione).
- * 5. Consideration of Legislative Intent to process a smoke corridor ordinance supporting the new Interstate 95 Interchange.
- * 6. Acknowledgement of the City's monthly financial reports for the periods ending October 31, 2015, and November 30, 2015.

ADMINISTRATIVE AND LEGAL REPORTS:

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

ADJOURNMENT:

♣Quasi-judicial proceeding.

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 quasi-judicial 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. (§ 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.