



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

AGENDA

REGULAR COUNCIL MEETING NO. 2016-21

TUESDAY

August 16, 2016 - 7:00 P.M.
City Hall Council Chambers

CALL TO ORDER:

INVOCATION:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

1. One (1) term expiring on the Melbourne-Tillman Water Control District.+
2. One (1) vacancy on the Enterprise Zone Development Agency (represents 'local business' position).+

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.

PRESENTATION:

1. Yvonne McDonald, Finance Director – quarterly financial report.

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. 2016-09, providing for the annexation of certain real property located west of and adjacent to Babcock Street, in the vicinity north of Centerlane Road and south of Micco Road, into the City (244.419 acres) (Case No. A-1-2016, Roy Wayne Yates), final reading.

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

2. Ordinance No. 2016-10, amending 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, Roy Wayne Yates), final reading.
- ♣3. Ordinance No. 2016-11, rezoning 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, Roy Wayne Yates), final reading.
- ♣4. Resolution No. 2016-31, granting a conditional use to allow the expansion of an existing borrow pit (mining) in GU (General Use Holding District) zoning (129.93 acres)(Case No. CU-1-2016, Roy Wayne Yates).
- ♣5. Ordinance No. 2016-52, rezoning property located south of and adjacent to Palm Bay Road, in the vicinity east of Riviera Drive, from FC (Floodway Conservation District) to CC (Community Commercial District) (5.00 acres)(Case No. CPZ-19-2016, City of Palm Bay), final reading.
6. Ordinance No. 2016-55, amending the Code of Ordinances, Chapter 184, Subdivisions, in order to modify definitions, allow developments to bond for future sidewalks and to establish provisions for the division of parcels into contiguous lots (Case No. T-19-2016, City of Palm Bay), final reading.
7. Ordinance No. 2016-58, amending the Code of Ordinances, Chapter 35, Finance Department, by repealing subchapter 'Purchasing' in its entirety, final reading.
8. Ordinance No. 2016-59, amending the Code of Ordinances by creating Chapter 38, to be titled 'Procurement Department', final reading.
- ♣9. Request by Eric Hamid for a variance to allow relief from the 1000-foot separation requirement by a maximum of 208 feet for a proposed adult community residential home in RS-2 (Single-Family Residential District) zoning (0.25 acres)(Case No. V-21-2016).
10. Request by the City of Palm Bay to amend the City's Comprehensive Plan Future Land Use Map to change the designated use of property located at the southeast intersection of Rheine Road and Treu Terrace, from Recreation and Open Space Use to Single-Family Residential Use (4.54 acres)(Case No. CP-15-2016) **(RESCHEDULED TO P&Z – 09/07/16 AND RCM – 09/15/16).**

PROCUREMENTS:

Award of Proposal:

- * 1. Environmental consulting and remediation services, various citywide projects – RFP No. 46-0-2016 (Handex Consulting & Remediation, Inc.; Terracon Consultants, Inc.; Geosyntec Consultants).

Miscellaneous:

- * 1. "Other Agency" contracts, Capterpillar 926 wheel loader (Florida Sheriff's Association contract) – Public Works Department (Ring Power Corporation – \$144,717).

- * 2. “Other Agency” contracts, emergency response vehicles and equipment (Florida Sheriff’s Association/Broward Sheriff’s Office contracts) – Fire Department (Don Reid Ford - \$58,096; Strobes-R-U’s - \$4,300).
- * 3. iFix SCADA software upgrade and licensing – Utilities Department (GE Intelligent Platforms, Inc. – \$76,058 (sole source)).
- * 4. iFix SCADA integration/conversion services and software/hardware upgrade – Utilities Department (Santis Engineering, Inc. – \$255,942).

UNFINISHED AND OLD BUSINESS:

1. Appointment members to the Bayfront Community Redevelopment Agency:
 - a) three (3) Council appointments;
 - b) one (1) at-large member.
2. Ministerial appointment of one (1) member to the Palm Bay Police and Firefighters’ Pension Fund, Board of Trustees.

COMMITTEE AND COUNCIL REPORTS:

NEW BUSINESS:

- * 1. Resolution No. 2016-32, adopting the City of Palm Bay’s Procurement Manual.
- * 2. Consideration of an interlocal agreement with Brevard County for the administration of Community Development Block Grant (CDBG) and HOME programs.
- * 3. Consideration of an interlocal agreement with Brevard County to place the issue of the “Save Our Indian River Lagoon” one-half (1/2) cent sales tax referendum on the November 8, 2016, ballot.
- * 4. Consideration of the disposal of City capital surplus property.
- * 5. Consideration of utilizing \$198,173 in Recreation Impact Fees for:
 - a) additional funds to complete campground development (Architects RZK, Inc.), permitting fees and unforeseen costs;
 - b) replacement of community center bleachers;
 - c) electronic messaging sign for community center.
- * 6. Consideration of certification of the non-ad valorem assessment roll for calendar year 2016 for:
 - a) USA 1 (PM Units 38 and 40);
 - b) PM Unit 31.
- * 7. Acknowledgment of Investment Performance Review Report, prepared by PFM Asset Management LLC, for the quarter ended June 30, 2016.
- * 8. Acknowledgement of the City’s monthly financial report for June 2016.
- 9. Consideration of Mayor Capote traveling to Perrysburg, Ohio, September 16-17, 2016, to receive National City of the Year 2016 Award from 40 & 8 Honor Society of American Veterans.

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.