



120 Malabar Road, SE - Palm Bay, FL 32907 (321-952-3400)
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Mayor
WILLIAM CAPOTE
Deputy Mayor
HARRY SANTIAGO, JR.
Councilmembers
TRES HOLTON
JEFF BAILEY
BRIAN ANDERSON

AGENDA

REGULAR COUNCIL MEETING NO. 2017-29

TUESDAY

October 17, 2017 - 7:00 P.M.
City Hall Council Chambers

CALL TO ORDER:

INVOCATION:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

1. One (1) vacancy on the Enterprise Zone Development Agency (represents 'local financial institute or insurance entities').++
2. Two (2) vacancies on the Community Development Advisory Board (represents 'employer within the city' and 'for-profit provider' positions).++
3. Two (2) vacancies on the Bayfront Community Redevelopment Agency (either work or live in the geographical limits of the BCRA District).+
4. Four (4) vacancies on the Palm Bay Municipal Foundation Disaster Relief Committee (one of whom will preferably be a member of the clergy within the community).+

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.

RECOGNITION AND PROCLAMATIONS:

1. Volunteer Program (one (1) year of service as City boardmember):
 - a) Local Road Advisory Board – Jeremy Reideman
2. Red Ribbon Week – October 23-31, 2017.
3. Domestic Violence Awareness Month – October 2017.

PRESENTATION:

1. Nancy Peltonen, President and CEO, Greater Palm Bay Chamber of Commerce – update.

ADOPTION OF MINUTES:

- * 1. Regular Council Meeting No. 2017-20; August 15, 2017.
- * 2. Special Council Meeting No. 2017-21; August 24, 2017.

THIS MEETING IS BROADCAST LIVE ON THE CITY'S WEBSITE AND
TELEVISED 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. 2016-84, amending the City's Comprehensive Plan Future Land Use Element related to Urban Service Boundaries, Capital Improvements Element, Transportation Element Map Series, and Transportation Element Policy tC-1.4F (Case No. CP-26-2016, City of Palm Bay), final reading.
- ♣2. Ordinance No. 2017-68, rezoning property located north of and adjacent to Market Circle, in the vicinity west of Knecht Road, from RR (Rural Residential District) to RS-1 (Single Family Residential District) (5.38 acres)(Case No. Z-40-2017, Mark Petroni), final reading.
- ♣3. Ordinance No. 2017-69, rezoning property located east of and adjacent to Riviera Drive, in the vicinity north of Newbern Street, from IU (Institutional Use District) to PUD (Planned Unit Development) for a proposed residential development to be known as Sabal Key (9.9 acres) (Case No. PUD-42-2017, Holiday Builders, Inc.), final reading.
4. Ordinance No. 2017-71, vacating a portion of the rear public utility and drainage easement located within Lot 19, Block 2682, Port Malabar Unit 50 (Case No. VE-9-2017, Lucien Lavache and Edith Chery), final reading.
5. Ordinance No. 2017-72, amending the Code of Ordinances, Chapter 52, Boards, Subchapter 'Bayfront Community Redevelopment Agency', by modifying the composition of the Board of Commissioners, final reading.
6. Ordinance No. 2017-73, vacating a portion of the rear public utility and drainage easement located within Lot 5, Block 1527, Port Malabar Unit 31 (Case No. VE-10-2017, Jeffery and Glenda Mucha), first reading.
7. Ordinance No. 2017-70, amending the Code of Ordinances, Chapter 185, Zoning Code, Subchapter 'District Regulations', in order to permit wedding venues as a principal use within RR (Rural Residential District) zoning (Case No. T-43-2017, Troy Douglas), first reading **(WITHDRAWN)**.

PROCUREMENTS:

Award of Proposal:

- * 1. Wastewater collection system condition assessment – RFP No. 63-0-2017 – Utilities Department (RedZone Robotics, Inc. - \$146,000 (Fiscal Year 2017/2018); \$100,000 (Fiscal Year 2018/2019).

Contract:

- * 1. GIS software, Small Municipal and County Government Enterprise License Agreement, renewal – Utilities Department (Environmental Systems Research Institute, Inc. - \$183,300 (sole source)).

Miscellaneous:

- * 1. 'Other Agency' term contracts utilized for 'as needed' purchases of equipment, materials and supplies – multiple city departments (approximately \$1,855,000 annually).

UNFINISHED AND OLD BUSINESS:

1. Appointment of one (1) member to the Code Enforcement Board.

COMMITTEE AND COUNCIL REPORTS:

NEW BUSINESS: (Ordinance is for first reading.)

- * 1. Ordinance No. 2017-74, amending Ordinance No. 2017-39, which created Chapter 178, Signs.
- * 2. Consideration of the temporary closure of Malabar Road, from Minton Road to San Filippo Drive, for the City's Holiday Light Parade.
- * 3. Consideration of utilizing Recreation Impact Fee funds for the following:
 - a) basketball court at Wake Forest Neighborhood Park (\$35,000); and
 - b) purchase of mobile bleachers (\$198,000).
- * 4. Consideration of utilizing Transportation Impact Fee funds for costs related to the appraisal and acquisition of rights-of-way from The Falls of Palm Bay Builders, LLC to support future expansion of Malabar Road (\$4,110).
- * 5. Acknowledgement of the City's monthly financial report for August 2017.
- * 6. Consideration of travel and training for specified City employees.
- 7. Consideration of scheduling workshops and a special Council meeting in November 2017 and rescheduling a regular Council meeting in December 2017.

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.

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