



120 Malabar Road, SE - Palm Bay, FL 32907 (321-952-3400)
www.palmbayflorida.org

Mayor
WILLIAM CAPOTE
Deputy Mayor
HARRY SANTIAGO, JR.
Councilmembers
TRES HOLTON
JEFF BAILEY
BRIAN ANDERSON

AGENDA

REGULAR COUNCIL MEETING NO. 2017-33

THURSDAY

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

CALL TO ORDER:

INVOCATION:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

1. Two (2) vacancies on the Enterprise Zone Development Agency (represents 'local resident and 'local financial institute or insurance entities').++
2. One (1) vacancy on the Community Development Advisory Board (represents 'for-profit provider').++
3. 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).++
4. Two (2) vacancies on the Bayfront Community Redevelopment Agency (represents 'at-large' positions).++
5. One (1) vacancy on the Community Development Advisory Board (represents 'advocate for low-income persons').+
6. Two (2) terms expiring on the Enterprise Zone Development Agency (represents 'local resident in the Powell Subdivision' and 'Chamber of Commerce, Vice Chair' 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.

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

RECOGNITION:

1. Recognizing the contributions of Steve Ciano, RiverView Senior Resort, to the Bayfront Community Redevelopment Agency.

PRESENTATION:

1. Dr. Jen Sikoski, Veterinarian/Owner – Palm Bay Animal Clinic, Annual Bayfront 5K9 Run/Walk Sponsorship.

ADOPTION OF MINUTES:

- * 1. Special Council Meeting No. 2017-22; September 5, 2017.
- * 2. Special Council Meeting No. 2017-25; September 19, 2017.

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. 2017-89, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located at the southwest corner of Market Circle, in the vicinity north of Port Malabar Boulevard, from Professional Office Use to Commercial Use (0.95 acres)(Case No. CP-28-2017, City of Palm Bay), only one reading required.
- ♣2. Ordinance No. 2017-90, rezoning property located at the southwest corner of Market Circle, in the vicinity north of Port Malabar Boulevard, from OP (Office Professional District) to CC (Community Commercial District) (0.95 acres)(Case No. CPZ-28-2017, City of Palm Bay), first reading.
3. Ordinance No. 2017-91, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located at the northwest corner of Port Malabar Boulevard and Market Circle, from Professional Office Use to Commercial Use (0.97 acres)(Case No. CP-29-2017, City of Palm Bay), only one reading required.
- ♣4. Ordinance No. 2017-92, rezoning property located at the northwest corner of Port Malabar Boulevard and Market Circle, from OP (Office Professional District) to CC (Community Commercial District) (0.97 acres)(Case No. CPZ-29-2017, City of Palm Bay), first reading.
5. Ordinance No. 2017-93, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located west of and adjacent to Santo Domingo Avenue, in the vicinity east of Sherwood Avenue, from Recreation and Open Space Use to Single Family Residential Use (3.4 acres)(Case No. CP-30-2017, City of Palm Bay), only one reading required.
6. Ordinance No. 2017-94, vacating a portion of the rear public utility and drainage easement located within Lot 10, Block 2352, Port Malabar Unit 45 (Case No. VE-11-2017, Rene Richer), first reading.

7. Request by the City of Palm Bay for a small scale amendment to the City's Comprehensive Plan Future Land Use Map to change the designated use of property located at the southwest corner of Palm Bay Road and Franklin Drive, from Commercial Use to Industrial Use (1.84 acres)(Case No. CP-27-2017, City of Palm Bay). **(RESCHEDULED TO P&Z – 01/03/18).**
8. Request by the City of Palm Bay to rezone property located at the southwest corner of Palm Bay Road and Franklin Drive, from CC (Community Commercial District) to LI (Light Industrial and Warehousing District) (1.84 acres)(Case No. CPZ-27-2017, City of Palm Bay). **(RESCHEDULED TO P&Z – 01/03/18)**
9. Request by Nancy Harris to amend the Code of Ordinances, Chapter 185, Zoning Code, Subchapter 'Supplementary District Regulations', to allow for canine rescue kennels in residential districts with conditions (Case No. T-47-2017). **(WITHDRAWN)**

PROCUREMENT:

Contract:

- * 1. 'Cooperative Purchase' of two (2) Bobcat loaders and accessories (State of Florida Contract and Florida Sheriff's Association Contract) – Parks and Recreation Department (Clark Equipment Company, dba Bobcat Company - \$129,287); authorization to utilize Park Impact Fees and Tree Replacement Mitigation Fees collected to pay for purchase.

UNFINISHED AND OLD BUSINESS:

1. Appointment of one (1) member to the Community Development Advisory Board.

COUNCIL REPORTS:

NEW BUSINESS: (Ordinance is for first reading.)

- * 1. Ordinance No. 2017-95, amending the Fiscal Year 2017-2018 budget by appropriating and allocating certain monies (first budget amendment).
- * 2. Consideration of renaming the Local Road Advisory Board to the Infrastructure Advisory and Oversight Board and modifying the duties and responsibilities of the Board.
- * 3. Consideration of travel and training for specified City employees.

ADMINISTRATIVE AND LEGAL REPORTS:

1. Selection of Special Counsel for Special Council Meeting.

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.