



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

Mayor
WILLIAM CAPOTE

Deputy Mayor
TRES HOLTON

Councilmembers
HARRY SANTIAGO, JR.
JEFF BAILEY
BRIAN ANDERSON

AGENDA

REGULAR COUNCIL MEETING NO. 2018-01

THURSDAY

January 4, 2018 - 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. Two (2) vacancies on the Community Development Advisory Board (represents 'for-profit provider' and 'advocate for low-income persons').++
3. Two (2) vacancies on the Citizens' Budget Advisory Board (represents 'at-large' positions).++
4. 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.

ADOPTION OF MINUTES:

- * 1. Regular Council Meeting No. 2017-26; September 19, 2017.
- * 2. Regular Council Meeting No. 2017-27; October 3, 2017.

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. 2017-96, vacating a portion of the rear public utility and drainage easement located within Lot 5, Block 2300, Port Malabar Unit 44 (Case No. VE-12-2017, Krista and Robert Baumbach), final reading.
2. Ordinance No. 2017-97, amending the Code of Ordinances, Chapter 52, Boards, Subchapter 'Local Road Advisory Board', by renaming the board to the 'Palm Bay Infrastructure Advisory and Oversight Board' and modifying the duties and responsibilities of the board, final reading. (Councilman Santiago)
3. Ordinance No. 2017-98, amending the Code of Ordinances, Chapter 93, Real Property Nuisances, Subchapter 'Unsightly and Unsanitary Conditions', by including regulations related to parking on private property, final reading. (Councilman Santiago)
4. Ordinance No. 2017-99, establishing a Sustainability Board, final reading. (Councilman Anderson)
5. Ordinance No. 2017-100, amending the Code of Ordinances, Chapter 55, Police and Firefighters Retirement Pension Plan, by clarifying certain definitions related to the Fire Share Plan, final reading.
6. Ordinance No. 2018-01, amending the Code of Ordinances, Chapter 93, Real Property Nuisances, Subchapter 'Unsightly and Unsanitary Conditions', by adopting the City of Palm Bay Property Maintenance Code (Case No. T-52-2017, City of Palm Bay), first reading.
7. Ordinance No. 2018-02, amending the Code of Ordinances, Chapter 170, Construction Codes and Regulations, Subchapter 'Property Maintenance Code', by repealing Section 170.05, which adopted the International Property Maintenance Code (Case No. T-52-2017, City of Palm Bay), first reading.
8. Ordinance No. 2018-03, vacating a portion of the rear public utility and drainage easement located within Lot 7, Block 2418, Port Malabar Unit 45 (Case No. VE-13-2017, Troy Olafson, Sr.), first reading.
- ♣9. Request by Country Club Lakes Developers, LLC for preliminary subdivision approval for a proposed development to be known as 'Country Club Lakes Estates Phase 3', which property is located in the vicinity of the southeast corner of Riviera and Country Club Drives in RS-1 (Single Family Residential District) zoning (14.9 acres)(Case No. PS-2-2017).
- ♣10. Request by Robert and Michelle Bayer for a variance to allow a proposed detached garage to encroach the 12-foot side interior setback by a maximum of nine feet in RE (Estate Residential District) zoning (0.4 acres)(Case No. V-50-2017).
11. Request by Waterstone Farms, LLC/Waterstone Holdings, LLC, for preliminary Planned Unit Development approval for a proposed multi-use development to be known as 'Waterstone at Palm Bay', which property is located west of and adjacent to Babcock Street, between Mara Loma Boulevard and the future southeast segment of St. Johns Heritage Parkway (763.62 acres)(Case No. PUD-51-2017). **(RESCHEDULED TO P&Z – 01-03-18)**

PROCUREMENTS:

Award of Bid:

- * 1. Culvert replacement (Garvey Road, Nevada Drive, Ransom Road) – IFB No. 02-0-2018 – Public Works Department (DP Development of the Treasure Coast - \$689,965).

Award of Proposal:

- * 1. Design-Build Services Agreement (St. Johns Heritage Parkway, Interchange to Babcock Street) – RFP No. 02-0-2017 – Public Works Department (Community Asphalt Corporation – \$9,254,950); authorize staff to obtain loan or bond financing to fund the project.

Miscellaneous:

- * 1. Deep injection well acidization – RFQ No. 17-0-2018 – Utilities Department (Webbs Enterprises - \$124,800).

UNFINISHED AND OLD BUSINESS:

- 1. Appointment of four (4) members to the Palm Bay Municipal Disaster Relief Committee.

COUNCIL REPORTS:

NEW BUSINESS: (Ordinance is for first reading.)

- * 1. Resolution No. 2018-01, naming the baseball complex at Fred Poppe Regional Park for Roberto Clemente Walker.
- * 2. Ordinance No. 2018-04, amending the Code of Ordinances, Chapter 52, Boards, Subchapter 'Code Enforcement Board', by modifying provisions related to the accrual of interest on liens.
- * 3. Consideration of travel and training for specified City employees.
- 4. Discussion of a public safety policy regarding City Council Chambers. (Deputy Mayor Holton)

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.