



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

Deputy Mayor  
TRES HOLTON

Councilmembers  
HARRY SANTIAGO, JR.  
JEFF BAILEY  
BRIAN ANDERSON

## State of the City Message

6:30 P.M. – Mayor William Capote

### AGENDA

#### REGULAR COUNCIL MEETING NO. 2018-04 THURSDAY

February 15, 2018 - 7:00 P.M.  
City Hall Council Chambers

#### CALL TO ORDER:

#### INVOCATION:

Pastor Ken Delgado, The House Palm Bay

#### 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. One (1) vacancy on the Sustainability Board (represents 'at-large' position).++
4. One (1) vacancy on the Enterprise Zone Development Agency (represents 'at-large' position).++
5. One (1) term expiring on the Police and Firefighters' Pension Board (represents city resident who is not a beneficiary of the pension plan).+

#### 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.

**RECOGNITIONS AND PROCLAMATION:**

1. Parks and Recreation Department – presentation of check to the *Children's Hunger Project* for proceeds from Mayor's Benefit Ball.
2. Parks and Recreation Department – softball exhibition games – Wounded Warriors Amputee Softball Team versus the Brevard County Sheriff's Department – February 24, 2018.
3. Volunteer Program (one (1) year of service as City boardmember):
  - a) Local Road Advisory Board – Dan Fisher
  - b) Enterprise Zone Development Agency – Eli Torres
  - c) Recreation Advisory Board – Denise Bowes, Donovan Davidson, Warren Duncan, Dan Hatcher
4. Volunteer Program (five (5) years of service as City boardmember):
  - a) Enterprise Zone Development Agency – Jennifer Lasser
5. National Engineers Week – February 18-24, 2018.

**PRESENTATION:**

1. Vic Poteat, P.E., Consultant Project Manager, Atkins, and Lorena Cucek, Project Manager, Florida Department of Transportation District Five – Malabar Road Improvements (Babcock Street to U.S. Highway No. 1) – update.

**ADOPTION OF MINUTES:**

- \* 1. Regular Council Meeting No. 2017-31; November 16, 2017.
- \* 2. Special Council Meeting No. 2017-32; November 28, 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. 2017-78, 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 north of Jupiter Boulevard, from Public/Semi-Public Use to Single Family Residential Use (11.53 acres)(Case No. CP-24-2017, City of Palm Bay), final reading.
2. Ordinance No. 2018-05, authorizing the permanent closure of Ferguson Street, between Halsey and Toledo Avenues, for the purpose of restoring the Melbourne Tillman Water Control District C-9R Canal, final reading.
3. Ordinance No. 2018-06, amending the Code of Ordinances, Chapter 184, Subdivisions, by revising certain provisions related to the requirements of traffic studies for residential subdivisions (Case No. T-3-2018, City of Palm Bay), final reading.
- ♣4. Ordinance No. 2018-07, rezoning property located north of and adjacent to Market Circle, in the vicinity between Babcock Street and Cranbrook Avenue, from RR (Rural Residential District) to RS-1 (Single-Family Residential District) (4.42 acres) (Case No. Z-2-2018, Lake Mina, LLC), final reading.

- ♣5. Request by Palm City Investments F.H. for preliminary subdivision approval to allow for a proposed hybrid mixed use development to be known as 'Northshore at Palm Bay' in BMU (Bayfront Mixed Use Village District) zoning (24.61 acres)(Case No. PS-1-2018).

## **PROCUREMENTS:**

### **Miscellaneous:**

- \* 1. Flygt pumps, parts and warranty repairs – Utilities Department (Xylem Water Solutions USA, Inc. – estimated annual amount of \$150,000 (sole source)).
- \* 2. 'Cooperative Purchase', Brocade network switches, components and services (NASPO ValuePoint DataCom Florida contract) – Communications and Information Technology Department (CDW-G – \$146,842).
- \* 3. 'Other Agency' contracts, cured-in-place pipe (CIPP) lining repairs (Miami-Dade Countywide contract) – Utilities Department (Insituform Technologies, LLC – estimated annual amount of \$150,000).

## **UNFINISHED AND OLD BUSINESS:**

- 1. Appointment of one (1) at-large member to the Sustainability Board.

## **COMMITTEE AND COUNCIL REPORTS:**

### **NEW BUSINESS:**

- 1. Resolution No. 2018-03, adopting the City of Palm Bay Standardized Traffic Impact Study Guidance Manual.
- 2. Consideration of the following to finance the acquisition and construction of a new connector road to a new interchange with Interstate 95 and Babcock Street:
  - a) Request for Proposal No. 29-0-2018, bank loan (Local Option Gas Tax Revenue Note, Series 2018) (Raymond James Capital Funding, Inc. – not to exceed \$9,000,000).
  - b) Resolution No. 2018-04, authorizing and approving the negotiated sale of a not to exceed \$9,000,000 Local Option Gas Tax Revenue Note, Series 2018.
  - c) Resolution No. 2018-05, authorizing the funding of an additional project with proceeds from the Franchise Fee Revenue Note, Series 2015.
- \* 3. Consideration of amending Council Policies and Procedures by including a subsection related to visual presentations by the public.
- \* 4. Consideration of expenditures from the Palm Bay Police Department's Law Enforcement Trust Fund (\$10,890).
- \* 5. Acknowledgment of Investment Performance Review Report, prepared by PFM Asset Management LLC, for the quarter ended December 31, 2017.
- \* 6. Acknowledgement of the City's monthly financial report for December 2017.
- \* 7. Consideration of travel and training for specified City employees.

## **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.