



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

AGENDA

REGULAR COUNCIL MEETING NO. 2018-19

TUESDAY

August 14, 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 Community Development Advisory Board (represents 'for-profit provider' and 'actively engage in home building' positions).++
2. One (1) vacancy on the Infrastructure Advisory and Oversight Board (represents 'at-large' 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.

PROCLAMATION:

1. Lil' Pirate Problem Solvers Day – August 14, 2018.

PRESENTATION:

1. Javier Molinares – Viva Brevard Festival.

ADOPTION OF MINUTES:

- * 1. Regular Council Meeting No. 2018-14; June 7, 2018.
- * 2. Regular Council Meeting No. 2018-15; June 21, 2018.

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. 2018-29, rezoning property located in the vicinity south of Malabar Road and east of Cassia Avenue, from CC (Community Commercial District) to RM-20 (Multiple-Family Residential District) (15.1 acres)(Case No. CPZ-9-2018, Rook at Palm Bay, LLC), final reading.
2. Ordinance No. 2018-32, establishing a temporary moratorium prohibiting applications for development for properties identified as the Downtown District within the Bayfront Community Redevelopment District, first reading.
3. Ordinance No. 2018-33, amending the Code of Ordinances, Chapter 185, Zoning Code, Subchapters 'District Regulations' and 'Off-Street Parking and Loading Requirements', by revising provisions related to off-street parking and providing for reference within RM-20 (Multiple-Family Residential District) zoning (Case No. T-14-2018, City of Palm Bay), first reading.
4. Ordinance No. 2018-34, amending the Code of Ordinances, Chapter 177, Fire Prevention and Protection, Subchapter 'Buildings and Structures', in order to comply with the National Fire Protection Association regulations (Case No. T-16-2018, City of Palm Bay), first reading.
5. Ordinance No. 2018-35, amending the Code of Ordinances, Chapter 184, Subdivisions, in order to comply with the National Fire Protection Association regulations (Case No. T-16-2018, City of Palm Bay), first reading.
6. Ordinance No. 2018-31, rezoning property located east of and adjacent to Riviera Drive, in the vicinity north of Newbert Street, from IU (Institutional Use District) to PUD (Planned Unit Development), for a final Planned Unit Development (PUD) of a single-family residential development to be known as Sabal Key PUD (10.73 acres)(Case No. PUD-12-2018, Holiday Builders, Inc.). **(RESCHEDULED TO RCM – 09-06-18)**
7. Request by the City of Palm Bay to amend the Code of Ordinances, Chapter 185, Zoning Code, Subchapter 'Planned Unit Development (PUD)', by revising provisions and clarifying requirements for a PUD (Case No. T-18-2018). **(WITHDRAWN)**

PROCUREMENTS:

Award of Bids:

- * 1. Culvert replacements, various locations along Melbourne Tillman Water Control District Canal No. 75 – IFB No. 49-0-2018 – Public Works Department (Gregori Construction - \$842,141).
- * 2. Lift station rehab, various locations – IFB No. 54-0-2018 – Utilities Department (TV Diversified, LLC - \$239,299).
- * 3. Large diameter filter piping replacement, Phase 3, North Regional Water Treatment Plant – IFB No. 56-0-2018 – Utilities Department (L7 Construction - \$935,700).

- * 4. Ditch maintenance service (second contract), various locations – IFB No. 60-0-2018 – Public Works Department (ADFS, LLC and CDR Environmental Services, LLC – \$361,070).

Contracts:

- * 1. Debris removal/disaster recovery and debris monitoring, purchasing authority – Public Works Department (Ceres Environmental Services – increase of \$ 265,285; Thompson Consulting Services – increase of \$ 298,834).

Miscellaneous:

- * 1. “Cooperative Purchase” contract, vehicle purchase, stormwater utility (Florida Sheriff’s Association contract) – Public Works Department (Maudlin International Trucks, LLC - \$127,485).
- * 2. Solid waste trash and recycle carts, purchasing authority (Sourcewell cooperative contract) – Public Works Department (Cascade Engineering, Inc. – not to exceed \$220,000).

UNFINISHED AND OLD BUSINESS:

- 1. Ministerial appointment of one (1) member to the Palm Bay Police and Firefighters’ Pension Fund, Board of Trustees.

COMMITTEE AND COUNCIL REPORTS:

NEW BUSINESS: (Ordinance is for first reading.)

- 1. Resolution No. 2018-33, providing referendum language for the ballot for the regular municipal election scheduled for Tuesday, November 6, 2018, for the Issuance of General Obligation Bonds for Road Improvement Projects (\$150,000,000).
- * 2. Resolution No. 2018-34, amending Resolution No. 2017-49, adopting Classification and Pay Plans and the Position Control Plan for employees of the City of Palm Bay.
- * 3. Resolution No. 2018-35, amending Resolution No. 2017-50, adopting the Five-Year Capital Improvements Program for Fiscal Years 2017-2018 through 2021-2022.
- * 4. Resolution No. 2018-36, authorizing a Memorandum of Agreement with Florida Department of Transportation for maintenance of the multi-modal transfer/Park and Ride facility on Emerson Drive, Northwest.
- * 5. Consideration of the following related to Project Rainbow:
 - a) Ordinance No. 2018-36, granting an economic development ad valorem tax exemption;
 - b) Resolution No. 2018-37, recommending the project as a Qualified Target Industry Business; requesting a waiver of the average wage requirement.
- * 6. Consideration of certification of the non-ad valorem assessment roll for calendar year 2018 for:
 - a) USA 1 (PM Units 38 and 40);
 - b) PM Unit 31.

- * 7. Consideration of a performance bond from Forestar (USA) Real Estate Group Inc. for The Preserves at Stonebriar, Phases I and II (\$6,523,875).
- * 8. Consideration of collective bargaining agreements with the Fraternal Order of Police, Local No. 1512, for Police Officer's, Sergeant's, and Lieutenant's Units.
- * 9. Consideration of utilizing Parks and Recreation Impact Fees to purchase mobile movie system equipment and trailer for the Movies in the Park program (\$36,000).
- *10. Consideration of an interlocal agreement with the School Board of Brevard County for minor access and site improvements at schools within the City.
- *11. Consideration of utilizing the Bureau of Justice, Justice Assistance Grant program funds to purchase mobile/portable radios for the Police Department (\$39,768).
- *12. Acknowledgment of Investment Performance Review Report, prepared by PFM Asset Management LLC, for the quarter ended June 30, 2018.
- *13. Acknowledgement of the City's monthly financial report for June 2018.
- *14. 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.

Pursuant to Council Policies and Procedures, members of the public wishing to use electronic media when addressing City Council must provide the electronic file to staff for screening no later than noon two (2) business days prior to the meeting.

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