



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. 2017-15

THURSDAY

June 15, 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. One (1) vacancy on the Community Development Advisory Board (represents 'real estate professional').++
3. Two (2) vacancies on the Cannabis Dispensing Regulatory Authority (represents 'Doctor of Medicine (MD) or a Doctor of Osteopathic Medicine (DO) and disabled individual as defined by the Americans with Disabilities Act of 1990').+

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.

PROCLAMATIONS:

1. Recognizing the retirement of Chief Mark Renkens, Palm Bay Police Department.
2. Parks and Recreation Month – July 2017.

PRESENTATIONS:

1. Nancy Peltonen, President and CEO, Greater Palm Bay Chamber of Commerce – update.
2. Carr, Riggs and Ingram, LLC – Comprehensive Annual Financial Report for Fiscal Year ended September 30, 2016:
 - a) Consideration of forwarding report to the Auditor General.

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. 2017-28, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located south of and adjacent to Biarritz Street, in the vicinity north of Malabar Road, from Public/Semi-Public Use to Single Family Residential Use (40.47 acres)(Case No. CP-11-2017, City of Palm Bay), final reading.
2. Ordinance No. 2017-38, amending the Code of Ordinances, Chapter 178, Signs, by repealing the chapter in its entirety, final reading.
3. Ordinance No. 2017-39, amending the Code of Ordinances by creating Chapter 178, to be titled 'Signs' (Case No. T-15-2017, City of Palm Bay), final reading.
4. Ordinance No. 2017-41, vacating a portion of the rear public utility and drainage easement located within Lot 12, Block 2159, Port Malabar Unit 42 (Case No. VE-5-2017, Frank Gabriel), final reading.
5. Ordinance No. 2017-48, amending the Fiscal Year 2016-2017 budget by appropriating and allocating certain monies (third budget amendment), final reading.
- ♣6. Request by Nanette Lima for a variance to allow a proposed air conditioning unit and concrete pad to encroach the 12-foot side interior setback by a maximum of 5.0 feet in RE (Estate Residential District) zoning (0.34 acres)(Case No. V-16-2017). **(CONTINUED FROM RCM – 06/01/17)**
- ♣7. Resolution No. 2017-23, granting an amendment to an existing conditional use in order to expand retail automotive gas/fuel sales in CC (Community Commercial District) zoning (3.43 acres)(Case No. CU-20-2017, Circle K Stores, Inc.).
8. Resolution No. 2017-24, vacating the plat known as Executive Park, which property is located west of and adjacent to Bass Pro Drive, and bordered by Sportsman Lane (10.01 acres)(Case No. VP-28-2017, AD 1 Global).
- ♣9. Request by AD 1 Global for a variance to allow a proposed parking lot to encroach the 10-foot front parking setback by 3.3 feet; allow a reduction from one (1) tree per 6-inch to one (1) tree per 40-inch replacement requirement; and relief from the required minimum living area of hotel/motel efficiency units from 280 square feet to 225 square feet in CC (Community Commercial District) zoning (10.01 acres)(Case No. V-29-2017).
10. Ordinance No. 2017-46, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located south of and adjacent to Dorchester Street, in the vicinity north of Malabar Road, from Recreation and Open Space Use to Single Family Residential Use (10.04 acres)(Case No. CP-16-2017, City of Palm Bay), final reading. **(CONTINUED TO RCM – TBD)**

PROCUREMENTS:

Contracts:

- * 1. Continuing consultant engineering, renewal – Utilities Department (Wade Trim - \$900,000).
- * 2. Commercial tractor, Regional Training Center (H-GACBuy contract) – Police Department (EKA Government Sales Experts - \$27,642); consideration of an interlocal contract for cooperative purchasing with Huston-Galveston Area Council.

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Miscellaneous:

- * 1. Caterpillar equipment parts and services, purchasing authority – Public Works Department (Ring Power – up to \$150,000 for FY 16/17 (sole source)).

COMMITTEE AND COUNCIL REPORTS:

NEW BUSINESS:

- * 1. Resolution No. 2017-25, amending Resolution No. 2016-42, adopting Classification and Pay Plans and the Position Control Plan for employees of the City of Palm Bay.
- * 2. Resolution No. 2017-26, amending Resolution No. 2016-43, adopting the Five-Year Capital Improvements Program for Fiscal Years 2016-2017 through 2020-2021.
- * 3. Resolution No. 2017-27, approving the revisions to the City's Personnel Policies; consideration of approving revisions to the Human Resources Administrative Code.
- * 4. Consideration of utilizing Transportation Impact Fees for the acquisition of right-of-way from The Falls of Palm Bay Builders, LLC to support future expansion of Malabar Road (\$97,000).
- * 5. Consideration of an agreement with the School Board of Brevard County for school resource officers at Bayside High, Heritage High, and Southwest Middle Schools.
- * 6. Consideration of removing certain city-owned parcels located at the entrance to Castaway Point Park from the surplus land sales.
- 7. Consideration of scheduling a workshop for June 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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