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Mayor  
WILLIAM CAPOTE  
Deputy Mayor  
BRIAN ANDERSON  
Councilmembers  
HARRY SANTIAGO, JR.  
JEFF BAILEY  
KENNY JOHNSON

# AGENDA

## REGULAR COUNCIL MEETING NO. 2019-07

### THURSDAY

March 21, 2019 - 7:00 P.M.  
City Hall Council Chambers

#### CALL TO ORDER:

#### INVOCATION:

#### PLEDGE OF ALLEGIANCE:

#### ROLL CALL:

#### ANNOUNCEMENTS:

1. Three (3) vacancies on the Community Development Advisory Board (represents 'for-profit provider', 'actively engaged in home building' and 'essential services personnel' positions).++
2. Two (2) vacancies on the Business Improvement District (must be located within the District) representing one (1) 'institution of higher education (college or university)' and one (1) 'bank or financial institution'.++

#### 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.

#### RECOGNITIONS AND PROCLAMATIONS:

1. Volunteer Program (one (1) year of service as City boardmember):
  - a) Bayfront Community Redevelopment Agency – Aaron Parr;
  - b) Citizens' Budget Advisory Board – Aaron Parr; Charles Radley; Traci Hildreth;
  - c) Community Development Advisory Board – Steven Henry;
  - d) Disaster Relief Committee – Juan Bermudez; Lori Parker.
2. Procurement Month – March 2019.
3. Children's Home Society of Florida Space Coast, Transformation Network Team Launch Day – April 1, 2019.

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

**PRESENTATION:**

1. Nancy Peltonen, President and CEO, Greater Palm Bay Chamber of Commerce – quarterly update.

**ADOPTION OF MINUTES:**

- \* 1. Regular Council Meeting No. 2019-06; March 7, 2019.

**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. 2019-16, amending the Code of Ordinances, Chapter 185, Zoning Code, to permit event hall venues within the GC (General Commercial District) zoning by conditional use (Case No. T-5-2019, Raymond Fischer), final reading.
2. Ordinance No. 2019-17, amending the Code of Ordinances, Chapter 52, Boards, Subchapter 'Enterprise Zone Development Agency', by repealing the subchapter in its entirety, final reading.
3. Ordinance No. 2019-18, amending the Code of Ordinances, Chapter 52, Boards, Subchapter 'Municipal Charter School Authority', by repealing the subchapter in its entirety, final reading.
4. Ordinance No. 2019-19, amending the Code of Ordinances, Chapter 52, Boards, Subchapter 'General Liability Risk Management Program', by modifying provisions related to the supervision of the Risk Management Program, final reading.
5. Ordinance No. 2019-20, amending the Code of Ordinances, Chapter 64, Business Improvement District, by modifying provisions related to the governing body of the District, final reading. (Councilman Santiago)
6. Ordinance No. 2019-21, amending the Fiscal Year 2018-2019 budget by appropriating and allocating certain monies (second budget amendment), final reading.
- ♣7. Resolution No. 2019-08, granting a conditional use for retail automotive gas/fuel sales in CC (Community Commercial District) zoning (1.5 acres)(Case No. CU-2-2019, Carmel Development LLC).

**PROCUREMENTS:**

**Award of Bid:**

- \* 1. Instrumentation repairs, maintenance and calibration services, water and wastewater treatment plants – IFB No. 16-0-2019 – Utilities Department (Revere Control Systems, Inc. – \$100,000, "as needed" annually).

**Award of Proposal:**

- \* 1. Fire hydrant sandblasting and painting – RFP No. 12-0-2019 – Utilities Department (DMD Consultants, Inc. – \$50,400 annually).

**Miscellaneous:**

- \* 1. "Cooperative Purchase", Crime Scene Investigation vehicle replacement (Florida Sheriff's Association contract) – Police Department (Duval Ford - \$28,336).

## **COMMITTEE AND COUNCIL REPORTS:**

### **NEW BUSINESS:**

1. Resolution No. 2019-09, supporting the passage of House Bill No. 1235 and Senate Bill No. 1676 related to reforming public notice requirements. (Councilman Santiago)
- \* 2. Resolution No. 2019-10, amending Resolution No. 2018-49, adopting the Five-Year Capital Improvements Program for Fiscal Years 2018-2019 through 2022-2023 (second amendment).
3. Consideration of a tri-party utility agreement between the Palm City Investments F.H., LLC; the City of Palm Bay; and the Bayfront Community Redevelopment Agency, for the Northshore at Palm Bay, Phase 1, project.
- \* 4. Consideration of expenditures from the Palm Bay Police Department's Law Enforcement Trust Fund (\$29,136).
- \* 5. 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 2:00 P.M. on the day of the meeting; audio presentations must be submitted to the City Clerk at least twenty-four (24) hours prior to the meeting.

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