



120 Malabar Road SE  
Palm Bay, FL 32907  
(321) 952-3400  
[www.palmbayflorida.org](http://www.palmbayflorida.org)

**Mayor**  
ROB MEDINA  
**Deputy Mayor**  
DONNY FELIX  
**Councilmembers**  
KENNY JOHNSON  
RANDY FOSTER  
VACANT

## **AGENDA**

### **Regular Council Meeting 2024-07 Thursday**

**April 04, 2024 – 6:00 PM  
Council Chambers, 120 Malabar Road SE, Palm Bay FL 32907**

#### **CALL TO ORDER:**

#### **INVOCATION:**

1. Pastor Beau Di Frenna – Trinity Church.

#### **PLEDGE OF ALLEGIANCE:**

#### **ROLL CALL:**

#### **ANNOUNCEMENTS:**

1. Four (4) vacancies on the Youth Advisory Board (represents 'student member' positions).++
2. Three (3) vacancies on the Youth Advisory Board (represents 'adult member' positions).++
3. Two (2) vacancies on the Disaster Relief Committee Executive Board.++

#### **AGENDA REVISIONS:**

1. A proclamation for Water Conservation Month has been added as Item 3, under 'Proclamations and Recognitions'.

#### **PROCLAMATIONS AND RECOGNITIONS:**

1. Proclamation: Sustainability Awareness Month – April 2024.
2. Proclamation: National Community Development Month – April 2024.

3. Proclamation: Water Conservation Month – April 2024. (AGENDA REVISION)

## **PRESENTATIONS:**

1. Brenda Defoe-Surprenant, East Central Florida Planning Council – Existing Land Use Analysis Report for the Compound.

## **PUBLIC COMMENTS/RESPONSES:**

**Public comments will be heard by the City Council on non-agenda issues. Speakers must complete 'Public Comment Cards' (orange) and are limited to three (3) minutes each.**

## **APPROVAL OF CONSENT AGENDA:**

**There will be no separate discussion on those items listed under Consent Agenda. 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 under the agenda heading Consideration of Items Removed from Consent Agenda.**

1. Adoption of Minutes: Regular Council Meeting 2024-05; March 7, 2024.
2. Award of Bid: Road bond paving, Country Club 1-10 and Cimarron Circle – IFB 17-0-2024 – Public Works Department (Timothy Rose Contracting, Inc - \$8,894,381).
3. Award of Bid: Road bond paving, Minton Road and Waco Boulevard – IFB 24-0-2024 – Public Works Department (Ranger Construction Industries, Inc. - \$2,810,558); and approve transfer of funding from Undesignated Fund Balance (\$465,000).
4. Award of Bid: Digester 1 rehabilitation, North Regional Wastewater Treatment Plant – IFB 29-0-2024 – Utilities Department (L7 Construction, Inc., \$227,000).
5. Contract: Rehabilitation and upgrades final design and permitting, Lift Stations 14 and 73, Task Order 24-06-IS – Utilities Department (Infrastructure Solution Services, \$117,900). (AGENDA REVISION)
6. Miscellaneous: 'Piggyback Purchase', concrete pipe (Brevard County contract) – Public Works Department (Hydro Conduit, LLC, d/b/a Rinker Materials - \$160,000 estimated annually).
7. Resolution 2024-11, adopting the Statewide Mutual Aid Agreement between the City of Palm Bay and the State of Florida, to provide reciprocal emergency aid and assistance in the event of a disaster or emergency.
8. Resolution 2024-12, authorizing the City Manager and the Police Chief to execute a Concurrent Enforcement Zone Interlocal/Mutual Aid Agreement with the City of Melbourne.
9. Ordinance 2024-18, amending the Fiscal Year 2023-2024 budget by appropriating and allocating certain monies (second budget amendment); first reading.
10. Consideration of two (2) new full-time Human Resources Generalist II positions within the

Human Resources Department (\$98,261 for the remainder of Fiscal Year 2024).

11. Consideration of reclassifying one (1) part-time Stock Clerk to full-time (\$14,379 for the remainder of Fiscal Year 2024, Fleet Service Fund) and the additional of one (1) new full-time Administrative Secretary position (\$22,733 for the remainder of Fiscal Year 2024, General Fund Undesignated Fund Balance) within the Public Works Department.
12. Consideration of one (1) new full-time Assistant Director position, one (1) new Construction Project Manager position, two (2) new Maintenance II Worker positions, and six (6) vehicles within the Parks and Facilities Department (\$599,778 for the remainder of Fiscal Year 2024).
13. Consideration of submitting an application for the Fiscal Year 2023 Staffing for Adequate Fire and Emergency Response (SAFER) grant program for thirty-three (33) new Firefighter positions.
14. Consideration of submitting an application for Fiscal Year 2024/2025 Victims of Crime Act grant funds.
15. Consideration of a Commercial Property Enhancement Program (CPEP) grant for Trattoria Bella, LLC, relating to improvements to commercial property located at 2155 Palm Bay Road NE, Unit 1, Palm Bay (\$9,774).
16. Consideration of a funding request through the State Housing Initiative Program (SHIP) for South Brevard Women's Center relating to special needs transitional housing rehabilitation for homeless and at-risk families who are victims of domestic violence (\$270,802).
17. Consideration of the final draft of the City's existing Land Use Analysis Report for an area of Palm Bay known as 'the Compound', as prepared by the East Central Florida Regional Planning Council.
18. Consideration of utilizing General Fund Undesignated Fund Balance to upgrade Public Safety Infrastructure (\$30,805).
19. Consideration of fund appropriation for the upgrade to the City's Lift Station 59 by the owner at the Eastshore Apartments (\$53,152).
20. Consideration of expenditures from the Palm Bay Police Department's Law Enforcement Trust Fund to equip sworn officers with enhanced public safety equipment (\$172,100).
21. Consideration of travel and training for specified City employees (Police Department).

#### **PUBLIC HEARINGS:**

1. Ordinance 2024-12, amending the Code of Ordinances, Chapter 110, Business Taxes, Subchapter 'Business Taxes; Tax Receipts; Receipts', by including a zoning compliance requirement prior to the issuance of a Business Tax Receipt, final reading.
2. Ordinance 2024-13 amending Palm Bay Code of Ordinances, Chapter 39, Community and Economic Development, by revising provisions contained therein, final reading.
3. Ordinance 2024-14, amending the Code of Ordinances, Chapter 52, Bayfront Community

Redevelopment Agency, by repealing the Chapter in its entirety, final reading.

4. Ordinance 2024-15, vacating a portion of the rear public utility and drainage easement located within Lot 10, Block 2396, Port Malabar Unit 45 (Case VE-14-2023, Michael Lagratta Jr. and Gladys Hidalgo Lagratta), final reading.
5. Ordinance 2024-16, amending the Code of Ordinances, Chapter 185, Zoning Code, Subchapter 'District Regulations', by removing restrictions on permitted uses within the Bayfront Community Redevelopment District (Case T24-00002, City of Palm Bay), final reading.
6. Ordinance 2024-17, repealing Ordinance 2019-40, which granted an Economic Development Ad Valorem Tax Abatement to Midwest Dental Arts, Inc., 1490 Treeland Boulevard SE, final reading.
7. Ordinance 2024-08, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located west of and adjacent to Robert J. Conlan Boulevard, in the vicinity south of Commerce Park Drive, from Commercial Use to Neighborhood Center Use (26.5 acres) (Case CP23-00020, Palm Bay Development Group, LLC), only one reading required. (CONTINUED FROM 03/07/24 RCM)
8. Resolution 2024-04, granting approval of a Preliminary Development Plan for a proposed mixed-use subdivision to be known as 'Palm Bay Suites and Residences' in HC (Highway Commercial District) zoning, which property is located west of and adjacent to Robert J. Conlan Boulevard, in the vicinity south of Commerce Park Drive (26.5 acres) (PD23-00008, Palm Bay Development Group, LLC). (Quasi-Judicial Proceeding) (CONTINUED FROM 03/07/24 RCM)

#### **CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA:**

#### **NEW BUSINESS:**

1. Consideration of rescheduling the first regular Council meeting in July 2024.
2. Consideration of a co-sponsorship request for the 16th Annual Family Christmas Extravaganza at Fred Poppe Regional Park.
3. Consideration of a co-sponsorship request for the Brevard Public School Career and Technical Education Department's Recruitment Fair.
4. Consideration of purchasing four (4) parcels (0.79 acres) owned by Evans Center Inc. generally located at 1361 Florida Avenue NE (\$500,000).

#### **COUNCIL REPORTS:**

#### **ADMINISTRATIVE AND LEGAL REPORTS:**

#### **PUBLIC COMMENTS/RESPONSES:**

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## **ADJOURNMENT:**

**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. (Section 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.**

**If you use assistive technology (such as a Braille reader, a screen reader, or TTY) and the format of any material on this website or documents contained therein interferes with your ability to access information, please contact us. To enable us to respond in a manner most helpful to you, please indicate the nature of your accessibility problem, the preferred format in which to receive the material, the web address of the requested material, and your contact information. Users who need accessibility assistance can also contact us by phone through the Federal Information Relay Service at 1-800-877-8339 for TTY/Voice communication.**

**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**

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