



Mayor
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Deputy Mayor
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AGENDA

REGULAR COUNCIL MEETING 2019-16

THURSDAY

July 18, 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 'employer within the City' 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'.++
3. One (1) vacancy on the Youth Advisory Board (represents an adult advisory member thirty (30) years and older).+

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
TELEVISED ON THE SPACE COAST GOVERNMENT TV CHANNEL.

PROCLAMATION:

1. Kindness All Around Symbol – Tropical Kingdom (TK-1), Tropical Elementary School.

ADOPTION OF MINUTES:

- *1. Regular Council Meeting 2019-15; July 2, 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 three (3) minutes each.

PUBLIC HEARINGS:

1. Ordinance 2019-30, amending the City's Comprehensive Plan Future Land Use Element to remove Policy FLU-3.2A requiring Land Development Regulations to provide for commercial development over three acres in size to be developed as Planned Commercial Development (PCD) (Case CP-6-2019, City of Palm Bay), final reading.
2. Ordinance 2019-22, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located at the southwest corner of Malabar Road and Allison Drive from Single Family Residential Use to Commercial Use (32.8 acres)(Case CP-2-2019, Vacation Finance, LLC), final reading.
3. Ordinance 2019-25, amending the Code of Ordinances, Chapter 130, State Misdemeanors, by creating a new section to include provisions for civil penalties for the possession of marijuana and drug paraphernalia, final reading.
- ♣4. Ordinance 2019-37, rezoning property located north of and adjacent to Gran Avenue, in the vicinity between Dixie Highway and Victor Court, from RS-3 (Single Family Residential District) to RM-20 (Multiple Family Residential District) (0.91 acres)(Case CPZ-7-2019, Steven Ciano), final reading.
5. Ordinance 2019-38, vacating a portion of the side public utility and drainage easement located within Lot 59, Fairway Isles at Bayside Lakes, Phase 2 (Case VE-2-2019, Geraldine Trist), final reading.
6. Ordinance 2019-39, vacating a portion of the side public utility and drainage easement located within Lot 7, Block 2115, Port Malabar Unit 21 (Case VE-3-2019, Michael Rouleau), final reading.
7. Ordinance 2019-40, granting an economic development ad valorem tax exemption to Midwest Dental Arts, final reading.
8. Resolution 2019-24, confirming the preliminary rate resolution for stormwater management services and continuing the imposition of stormwater service assessments and fees against certain real property.

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PROCUREMENTS:

Award of Bid:

- *1. Lot mowing – ITB 51-0-2019 – Growth Management Department (STS Maintain Services - \$9,500 (improved lot mowing); and Flawless Lawncare of Palm Bay - \$93,750 (unimproved lot mowing)).

Contract:

- *1. Continuing consultant engineering services, renewal – Utilities Department (Wade Trim – approximately \$500,000).

Miscellaneous:

- *1. Engineering services, authorization to negotiate (Malabar Road from St. Johns Heritage Parkway to Minton Road) – RFQ 23-0-2019 – Public Works Department (Kittelson & Associates).

COMMITTEE AND COUNCIL REPORTS:

NEW BUSINESS: (Ordinance is for first reading.)

- 1. Ordinance 2019-41, providing for a Referendum Election to be held on November 5, 2019, to determine whether the City Charter should be amended and for the placement of two referendum items on the Ballot.
- *2. Consideration of implementing traffic calming measures and left-turn restrictions from Emerson Drive onto Athens Drive and Donna Road.
- 3. Consideration of 2019 Certification of Taxable Value; 2020 proposed Operating Millage Rate; 2020 proposed Debt Millage Rate; and scheduling dates for budget public hearings.
- *4. Acknowledgement of the City's monthly financial report for May 2019.
- *5. Consideration of travel and training for specified City employees.
- 6. Consideration of councilmembers attending the Florida League of Cities Fall FAST Fly-In, October 22-23, 2019, in Washington, DC.

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.