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Mayor  
WILLIAM CAPOTE

Deputy Mayor  
KENNY JOHNSON

Councilmembers  
HARRY SANTIAGO, JR.  
JEFF BAILEY  
BRIAN ANDERSON

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## **AGENDA**

### **REGULAR COUNCIL MEETING 2020-02**

**THURSDAY**  
**January 16, 2020 - 7:00 P.M.**  
**City Hall Council Chambers**

**CALL TO ORDER:**

**INVOCATION:**

**PLEDGE OF ALLEGIANCE:**

**ROLL CALL:**

**ANNOUNCEMENT(S):**

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. One (1) vacancy on the Bayfront Community Redevelopment Agency (represents 'at-large' position).++
3. Four (4) terms expiring on the Youth Advisory Board (represents youth board members at-large positions).+
4. Three (3) terms expiring on the Youth Advisory Board (represents adult over 30 years of age positions).+

**AGENDA REVISION(S):**

**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**

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**the Consent Agenda by Council and will be considered in the order that it appears on the agenda.**

**RECOGNITION(S) AND PROCLAMATION(S):**

1. Volunteer Program (one (1) year of service as City boardmember):
  - a) Infrastructure Advisory and Oversight Board – David Wills; Berekia LaFaille
  - b) Disaster Relief and Sustainability Board – Shaun McFadden
2. 60<sup>th</sup> Anniversary of the City of Palm Bay – January 16, 2020.

**PRESENTATION(S):**

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

**ADOPTION OF MINUTES:**

- \*1. Regular Council Meeting 2020-01; January 2, 2020.

**PUBLIC COMMENT(S)/RESPONSE(S): (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 HEARING(S):**

- ♣1. Ordinance 2020-02, rezoning property located north of and adjacent to Gran Avenue, in the vicinity east of Dixie Highway, from RS-3 (Single-Family Residential District) to RM-20 (Multiple-Family Residential District) (0.08 acres)(Case CPZ-14-2019, Steven Ciancio), final reading.
- ♣2. Ordinance 2020-03, granting approval of a Final Development Plan for a planned unit development (PUD) to allow a proposed single-family residential development to be known as "Palm Vista Everlands" on property located at the southeast corner of St. Johns Heritage Parkway and Pace Drive (50.4 acres)(Case FD-28-2019, Lennar Homes, Inc./Pace Drive Holdings, LLC), final reading.
- ♣3. Ordinance 2020-04, granting approval of a Final Development Plan for the proposed parking and playfield expansion of Odyssey Charter School on property located at the southeast corner of Eldron Boulevard and Raleigh Road (13.27 acres)(Case FD-30-2019, Odyssey Charter School, Inc.), final reading.

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- ♣4. Ordinance 2020-05, rezoning property located north of and adjacent to Tishman Road, in the vicinity north of San Filippo Drive, from RS-2 (Single-Family Residential District) to IU (Institutional Use District) (1.26 acres) (Case Z-29-2019, M. David Moallem), final reading.
- 5. Ordinance 2020-07, amending the Code of Ordinances, Chapter 118, Liens Levied Against Private Property, by modifying provisions related to the collection of liens, final reading.
- 6. Ordinance 2020-08, amending the Fiscal Year 2019-2020 budget by appropriating and allocating certain monies (first budget amendment), final reading.

**UNFINISHED AND OLD BUSINESS:**

- 1. Appointment of one (1) member to the Planning and Zoning Board.

**COMMITTEE AND COUNCIL REPORT(S):**

**NEW BUSINESS: (Ordinance is for first reading.)**

- \*1. Resolution 2020-03, amending Resolution 2019-37, adopting Classification and Pay Plans and the Position Control Plan for employees of the City of Palm Bay (first amendment).
- \*2. Resolution 2020-04, amending Resolution 2019-38, adopting the Five-Year Capital Improvements Program for Fiscal Years 2019-2020 through 2023-2024 (first amendment).
- \*3. Ordinance 2020-06, amending the Code of Ordinances, Chapter 93, Real Property Nuisances, Subchapter 'Unsightly and Unsanitary Conditions' by modifying provisions contained therein. **(CONTINUED FROM RCM – 01/02/20)**
- \*4. Consideration of a collective bargaining agreement with the National Association of Government Employees, Local R-5-186 (Blue).
- \*5. Consideration of appropriating funds for solid waste and recycling collection consultant services, utilizing Kessler Consulting, Inc. (\$50,000)
- \*6. Consideration of amending Council Policies and Procedures by including provisions within Section 7.8.2, Public Comments, related to speaking by proxy.
- \*7. Acknowledgement of the City's monthly financial report for November 2019.
- \*8. Consideration of travel and training for specified City employees.

**ADMINISTRATIVE AND LEGAL REPORT(S):**

**PUBLIC COMMENT(S)/RESPONSE(S):** 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 (Section 286.0105, Florida Statutes). 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.**

**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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