

JOURNAL
City of Cocoa
Regular Meeting of The City Council

April 12, 2022 

I. Opening Matters:

- **Mayor Blake called the meeting to order 6:01 p.m.**

II. Approval of Agenda and Minutes:

1. **Agenda:** Regular Meeting of April 12, 2022. (22-171)

2. **Minutes:** (a) Regular Meeting of February 22, 2022 (22-172)
(b) Regular Meeting of March 8, 2022 (22-174)

- **The Agenda for the Regular meeting of April 12, 2022 was Amended to move Consent Item V.9 to City Business Item VIII.2; and to add the Reappointment of Mr. Ed Jones to Seat #2 on the Diamond Square CRA to Council Business Item VII.2.**
- **The Minutes for the Regular meeting of February 22, 2022 and the Regular meeting of March 8, 2022 were approved as written.**

III. Awards and Presentations:

1. Citizens Academy Graduation Presentation. (22-164). (PIO/ Asst. to the City Manager)

- **Awards & Presentations were conducted as printed above.**

IV. Delegations:

- **No formal actions were taken under Delegations. Speakers were: Ryan Browne, Cocoa resident; Kristin Lortie, Cocoa resident; Miriam O'Quendo, Cocoa resident; Marisol Lanza & Anita Gibson, Cocoa residents; and Councilman Shaun Ferguson, SCLC President.**

V. Consent Agenda:

(A) General Consent Items:

1. Approve a Resolution Amending the FY 2022 Budget Transferring Funds from the Dyal Water Treatment Plant (WTP) Chemicals Account 421-4020-536.52-09 to the Operating Supplies Account 421-4020-536.52-00 (BAF#22-061-T). (22-133). (Utilities Director)
 - **Approved. Resolution and Budget Amendment to be executed and distributed as necessary.**

2. Approve a Resolution adopting the State Fiscal Year (SFY) 2022-2025 State Housing Initiatives Partnership (SHIP) Program Local Housing Assistance Plan (LHAP) and approve submission of the SHIP LHAP to the Florida Housing Finance Corporation for approval. Approve the revised and updated City of Cocoa Housing Program Policies and Procedures which reflect changes as required by the State within the proposed draft of the SFY2022-2025 SHIP LHAP. (22-146). (Community Services Director)
 - **Approved. Resolution and Plan to be executed and distributed as necessary.**

3. Approve an Amendment to Contract B-20-01-COC with Kemira Water Solutions Inc. to Accept an Off-Cycle Price Increase of 28% for the Purchase of Ferric Sulphate Bringing the Price up from \$255.00 per Dry Ton to \$326.40 per Dry Ton due to Extraordinary Market Conditions Surrounding Raw Material and Transportation Costs. (22-169). (Utilities Director)
 - **Approved. Agreement to be executed and distributed as necessary.**

4. Approve the Eighth Amendment to Purchase Agreement and Fee Schedule to the Water Resource Consulting Services Agreement with Water Resource Associates, Inc. (WRA), Tampa, Florida, effective October 1, 2021 through September 30, 2022. (22-170). (Utilities Director)
 - **Approved. Agreement to be executed and distributed as necessary.**

5. Approve Change Order #2 to P.O. 77494 with Kirwin Norris, PA, for on-going legal and related expert services regarding two pending lawsuits against Brandes Design-Build for Issues with the Jerry Sellers Tank Coating Failure/Repairs and Industrial Park Interior Coating Failure/Repairs. (22-177). (Utilities Director)

- **Approved.**

6. Award Bid # B 22-08-COC to the lowest and responsive bidder Cortez Heating & Air LLC for the A/C Replacements at the City of Cocoa Civic Center in the amount of \$80,095 and Authorize the City Manager to sign the Construction Agreement. Approve a Resolution Amending the FY 2022 Budget, BAF # 22-067-A. Approve a Project Contingency Resolution for issuing the purchase order, and approval of any Change Orders not to exceed \$10,005. (22-182). (Public Works Director)

- **Approved. Resolutions and Budget Amendment to be executed and distributed as necessary.**

7. Approve a resolution amending the current FY 2021-2022 budget, BAF # 22-047-A & T, for the mid-year budget review and cleanup, through the use of fund balance reserves, contingency and/or transfers between object classifications, within each fund. (22-183). (Finance Director)

- **Approved. Resolution and Budget Amendment to be executed and distributed as necessary.**

8. Consider approving the First Modification to a Binding Development Agreement between the City of Cocoa and M&R United, Inc. granting a seven-month extension of time to complete final site plan approval, and a related extension of time to receive building permits and commence construction, of a Single-Story Commercial Building consisting of a retail strip center, anchored by a nationally-recognized coffee shop chain with a drive-through store located on S.R. 520 within the Cocoa Village. (22-189). (Community Services Director)

- **Approved. Agreement to be executed and distributed as necessary.**

~~9. Approve a Resolution allowing an affordable housing land use on parcel 24-36-20-00-289 under Section 166.04151, Florida Statutes, subject to the zoning standards and requirements of the RU-2-15 zoning and other terms and conditions stated in the Resolution. (22-198). (Community Services Director)~~

- **This item was moved to City Business Item VIII.2.**

(B) Multi-Year Contracts:

10. Approve an exemption to competitive bidding between the City of Cocoa and First Mobile Trust, LLC for credit card settlement and utility bill printing, mailing, and online presentment. To authorize the City Manager to execute a 3 year multi-year contract addendum and additional 2, 2-year extensions, if desired. (Finance Director) (22-134). (Finance Director)

- **Approved. Agreement to be executed and distributed as necessary.**

11. Approve Participation in a Cooperative Purchase Agreement with Competitive Air & Heat, LLC, Satellite Beach, FL for HVAC & Ice Machine Services Utilizing Brevard County Purchasing Services, FL. Contract No. B-2-19-94. Effective Through 08/14/2022 with the Option to Renew for Two (2) Additional One (1) Year Periods; Authorize the City Manager to Sign the Contract(s) and Renewal(s) for Each Subsequent Fiscal Year. (22-163). (Public Works Director)

- **Approved.**

VI. Public Hearings:

- **None.**

VII. Council Business:

1. As recommended by the Code Enforcement Board and Staff, approve the current Code Enforcement Lien for the residence located at 506 Abbey Lane, be reduced to \$969.77. (22-173). (Chief of Police)

- **Approved. Lien reduced to \$969.77.**

2. Consider the Reappointment of Mr. Ed Jones to Seat #2 of the Diamond Square CRA for a two-year term through January, 2024; and Consider the appointment of (1) one of the following applicants as a Regular member to the Diamond Square CRA: Crystal McQueen, Amy Robinson, Michael Simpson, or Sean Johnson. (22-184). (Administrative Services Director)

- **Approved. Ed Jones was Reappointed to Seat #2 for a two-year term through January, 2024 and Amy Robinson was Appointed to Seat #1 for a one- year term, through January, 2023.**

VIII. City Business:

1. Council approval of the purchase of two (2) parcels on Oleander Street for the purposes of constructing a municipal parking lot with approximately 73 spaces in the amount of \$65,000 each (total \$135,000) and, pursuant to s. 166.045, Florida Statutes, waive the requirement to obtain an appraisal for the purchase of 218 Oleander Street. Authorize the City Manager to negotiate the purchase of the two parcels with the respective owners and to execute the respective purchase agreements in a form acceptable to the City Attorney. (22-208). (Community Services Director)

- **Approved.**

2. Approve a Resolution allowing an affordable housing land use on parcel 24-36-20-00-289 under Section 166.04151, Florida Statutes, subject to the zoning standards and requirements of the RU-2-15 zoning and other terms and conditions stated in the Resolution. (22-198). (Community Services Director)

- **Approved. Resolution to be executed and distributed as necessary.**

Multi-Year Contracts:

- **None.**

IX. Informational Agenda:

1. Calls for service provided by the Cocoa Fire Rescue Department for the month of March 2022. (22-194). (Fire Chief)

- **Approved.**

X. Reports:

- **Councilmember Koss made the following travel announcement: She will be attending the Florida League of Cities IEMO II Conference on April 29th and 30th, 2022 at the Hilton Cocoa Beach Oceanfront Hotel. The cost of registration is \$265 and this is budgeted under Council's training account.**

- **Consensus among Council to send a letter of support to the U.S. Department of Transportation signed by the Mayor at the request of the Space Coast TPO.**
- **Consensus among Council to send a thank you letter to the Viera High School Cheerleaders for their help and support in painting the Cocoa High School Stadium bleachers.**

XI. Adjournment:

- **The Regular meeting of April 12, 2022 adjourned at 8:41 p.m.**