

RESOLUTION NO. 2024-075

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COCOA, BREVARD COUNTY, FLORIDA, ADOPTING AMENDMENTS TO AND RESTATING IN ITS ENTIRETY THE CITY’S UTILITIES HANDBOOK; PROVIDING FOR THE REPEAL OF PRIOR INCONSISTENT RESOLUTIONS AND POLICIES, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City is granted the authority, under section 2(b), Art. VIII of the State Constitution, to exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, the City of Cocoa has previously established a Utilities Handbook which generally are intended to define the relationship between the account holder of utility services including water (potable and reclaimed), wastewater, and solid waste collection and the City of Cocoa (“Handbook”); and

WHEREAS, the City Council desires to approve certain amendments to the Handbook related to various utilities customer policies and procedures; and

WHEREAS, City Council deems that this Resolution is in the best interests of the public health, safety, and welfare of the citizens of Cocoa.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE CITY COUNCIL OF THE CITY OF COCOA, BREVARD COUNTY, FLORIDA, THAT:

Section 1. Incorporation of Recitals. The foregoing recitals are deemed true and correct and are hereby fully incorporated herein by this reference.

Section 2. Amendment to Utilities Handbook. The City Council of the City of Cocoa hereby approves amendments to the City’s Utilities Handbook, which reflect current and updated policies and procedures. The amended Utilities Handbook, in its entirety, is attached hereto and fully adopted as amended as **Exhibit “A,”** and is fully incorporated herein by this reference. (Underlined type are additions and ~~Strikeout~~ type are deletions from the current Utilities Handbook)

Section 3. Severability. If any section, subsection, sentence, clause, phrase, word, or portion of this Resolution is for any reason held invalid or unconstitutional by a court of competent jurisdiction, whether for substantive or procedural reasons, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Resolution.

Section 4. Repeal of Prior Inconsistent Resolutions and Policies. All prior resolutions and policies or parts of resolutions and policies in conflict herewith are hereby repealed to the extent of the conflict.

Section 5. Effective Date. This Resolution shall become effective immediately upon its adoption by the City Council of the City of Cocoa, Florida.

ADOPTED by the City Council of the City of Cocoa, Florida, in a regular meeting assembled on this 13th day of August, 2024.

Michael C. Blake, Mayor

ATTEST: _____
Monica Arsenault, City Clerk