

**Agenda
City of Cocoa
Regular Meeting of The City Council**

Date: August 9, 2022

Time: 6:00 pm

Location: 65 Stone Street Cocoa, FL 32922

I. Opening Matters:

1. Call to Order
2. Invocation
3. Pledge of Allegiance
4. Roll Call

II. Approval of Agenda and Minutes:

1. **Agenda:** Regular Meeting of August 9 2022. (22-443)
2. **Minutes:** (a) Minutes of the Budget Priorities & Goal Setting Workshop of May 26, 2022 (22-345)

III. Awards and Presentations:

1. Proclamation: "Central Brevard Humane Society 70th Anniversary". (22-453). (Theresa Clifton)

IV. Delegations:

In accordance with the City Council's rules and procedures, residents or tax-payers of the City (upon any subject of general or public interest), City employees (regarding his/her employment), water and sewer customers (on matters related to the City's water and/or sewer system), and any person on any item on the agenda (except *Emergency items*, *Ministerial items*, *Quasi-judicial items*, and *Public Hearing items*), may address the City Council under Delegations by filling out a speaker card.

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Speaker cards are located in the Council Chamber lobby and should be provided to the City Clerk. Please observe the time limit of three (3) minutes while speaking under Delegations. Delegations shall be limited to thirty (30) minutes unless extended by Council.

V. Consent Agenda:

(A) General Consent Items:

1. Authorize the City Manager to execute the Agency Cost-Share Agreement between the Indian River Lagoon (IRL) Council and the City of Cocoa (IRL2022-03) for the Dixon Blvd. at Indian River Drive Water Quality and Resiliency Project, Design and Engineering. Approve a Resolution Amending the FY22 Budget, BAF# 22-115-A recognizing the IRL National Estuary Program (NEP) Funding Revenue and Transferring Funds from another project to cover the increased cost. (22-373). (Public Works Director)
2. Approve a 2nd Modification to the Clearlake Road Development Agreement and authorize the Mayor to sign the agreement. (22-428). (Community Services Director)
3. Approve a Budget Resolution, Amending the FY2022 Budget, BAF# 22-120-A in the amount of \$2,500. Approve Change Order #2 for PO 79626 and Project Resolution authorizing the City Manager to issue the change order with a project contingency, not to exceed \$5,500 for the 1219 Duke Way Rehabilitation Project. (22-438). (Community Services Director)
4. Approve a Resolution Amending the FY23 Budget, BAF#22-119-PT. Approve Change Order # 2 for P.O. 78964 with Inliner Solutions LLC, formerly Granite Inliner LLC, in the Amount of \$26,000. (22-439). (Public Works Director)

(B) Multi-Year Contracts:

None.

VI. Public Hearings:

1. Approval of Ordinance 09-2022 on Second & Final Reading regarding updates to the Special Events Ordinance. (22-442). (Asst. to the CM/PIO)

VII. Council Business:

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1. Request Council direction on the Expanded Outdoor Dining provision set to expire on August 9, 2022. (22-436). (Community Services Director)
2. Consider the Appointment of one of the following applicants to fulfill the unexpired term of Jeri Blanco, on the Planning & Zoning Board: Thomas Barton, Nicholas Boardman, Katherine Waterloo-Fridl, Wesley Park, or Aleck Greenwood (1st Alternate). (22-459). (Administrative Services Director)
3. Provide Direction to Staff for Funding and New Policies, if Necessary, for the Indian River Drive Septic to Sewer Conversion Areas J & K. (22-450). (Utilities Director)

VIII. City Business:

1. Approve the Preliminary Assessment Resolution No. 2022-075 for Fire Protection, for Fiscal Year 2023. (22-430). (Finance Director)
2. Approve the Preliminary Assessment Resolution No. 2022-076 for Stormwater Utility Services, Fiscal Year 2023. (22-434). (Finance Director)

Multi-Year Contracts:

None.

IX. Informational Agenda:

None.

X. Reports:

- Advisory Boards and Committees
- City Manager & Administration
- City Attorney
- City Council

XI. Adjournment:

XII. Notice To The Public:

This is a public meeting. All interested parties may attend in person. The facility wherein this public meeting will be held is accessible to the physically handicapped. In accordance with the Americans With Disabilities Act, persons needing assistance to participate in any of these proceedings should contact the City Clerk of the City of Cocoa, listed below, at least 48 hours prior to the meeting: Carie Shealy, City Clerk, 65 Stone Street, Cocoa, by

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telephone at (321) 433-8484 or via email at cshealy@cocoafl.org. Additionally, interested persons may view or listen to the meeting electronically at the following internet sites:

(1) <https://tinyurl.com/s5e875r> or

(2) <https://cocoa.legistar.com/DepartmentDetail.aspx?ID=26365&GUID=FF9D3369-D354-4FAB-800A-57D0AEE30153&Mode=MainBody>

However, the City is not responsible for technical difficulties that may occur while attempting to view or listen to the meeting on the internet.

Interested persons may submit their written comments or questions regarding the meeting prior to the meeting through Email at meetings@cocoafl.org, or via E-comments through the online agenda. Any electronic comments submitted will be made part of the meeting record. Written comments or questions not relevant to the Council meeting agenda will not be made part of the meeting record but will be maintained as public record.

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises the public that: if a person decides to appeal any decision made by the City Council with respect to any matter considered at its meeting or hearing, that person will need a record of the proceedings and for such purpose, affected persons may need to assure that a verbatim record of the proceedings is made, and such record shall include the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission into evidence of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals otherwise not allowed by law.

Although members of the public are entitled to be heard by the City Council on certain items on the meeting agenda pursuant to the City Council Rules of Procedure, members of the public are not entitled to an immediate response by either administrative staff members or Council; however, the City Council or administrative staff may provide a response at their discretion. When presenting before the City Council, all comments or questions should be directed to the Mayor or the chair of the meeting. Comments or questions should not be made directly to administrative staff without permission from the Mayor or chair.

Public debate by individual speakers from the audience on public hearing items shall be limited to three (3) minutes. Applicants or representatives of recognized groups with special interests in a matter shall be limited to ten (10) minutes; and total debate on a single issue shall be limited to thirty (30) minutes. Only one presentation per person per item shall be allowed.

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A Council member may add an item to the agenda during the meeting only at the time the agenda is approved. If the item requires action by the Council, then it may be added to the agenda by an affirmative vote of the Council, and written documentation must be submitted at the time the item is added to the agenda. Matters may also be raised by the Council, City Manager or City Attorney under reports and acted upon by the City Council.

This agenda is posted on the Municipal Bulletin Board and at the Central Brevard Library and Reference Center in Cocoa for public review.

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