

# City of Cocoa

*65 Stone Street  
Cocoa, FL 32922*



## Meeting Agenda

**Tuesday, April 9, 2024**

**6:00 PM**

**Cocoa City Council Chambers**

**City Council**

**CALL TO ORDER**

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

**II. APPROVAL OF AGENDA AND MINUTES:**

AGENDA:

- II.1**     [24-181](#)            Approve the Agenda for the April 9, 2024 Regular City Council Meeting as Written or with Amendments.

**Attachments:**        [04-09-2024 Short Agenda.pdf](#)

MINUTES:

- II.2(a)**   [24-189](#)            Approval of the January 9, 2024 Regular City Council Meeting Minutes as Written or with Amendments.

**Attachments:**        [01-09-2024 Minutes ADA.pdf](#)  
[Exhibit A - Economic Update December 31 2023 PTA.pdf](#)  
[Exhibit B - City of Cocoa Council Presentation - January 9 2024 FINAL.pdf](#)

- II.2(b)**   [24-194](#)            Approval of the January 23, 2024 Regular City Council Meeting Minutes as Written or with Amendments.

**Attachments:**        [01-23-2024 Minutes ADA.pdf](#)

**III. AWARDS AND PRESENTATIONS:**

- III.1**     [24-110](#)            Space Coast TPO School Routes Analysis Presentation.

**Attachments:**        [SCTPO SRA City of Cocoa Presentation FINAL \(1\).pdf](#)

- III.2**     [24-182](#)            Proclamation: National Public Safety Telecommunications Week.

**Attachments:**        [National Public Safety Telecommunicators Week.pdf](#)

- III.3**     [24-128](#)            Accept the Annual Comprehensive Financial Report (ACFR) for Fiscal Year 2023.

**Attachments:**        [City of Cocoa Final Presentation to Council.pdf](#)  
[FINAL-FY23 Cocoa ACFR 3-25-24 ADA.pdf](#)

#### 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), and water and sewer customers (on matters related to the City's water and/or sewer system), may address the City Council under Delegations on items not on the printed agenda by filling out a speaker card.

Speaker cards are located outside the Council meeting room 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:

- V.1**     [24-155](#)     Approve the adoption of the National Institute of Standards and Technology Cybersecurity Framework and authorize the Chief Technology Officer to complete the Local Governance Cybersecurity Standards Attestation Form via the Florida Digital Service online portal before the January 1, 2025, deadline to affirm that required standards have been adopted.

**Attachments:**     [City of Cocoa Local Governance Cybersecurity Standards Attestation Form.pdf](#)

- V.2**     [24-161](#)     Approve Resolution 2024-034 for Partial Vacation of certain Utility Easements and Approve replacement Utility Easement Agreement between the City of Cocoa, Cirrus Apartments, LLC (Cirrus), and Cocoa Retail LLC (Cocoa Retail)

**Attachments:**     [UTILITY EASEMENT AGREEMENT - CIRRUS APARTMENTS - PARTIALLY E](#)  
[Resolution 2024-034 Vacating Portions of Easements on Cirrus Property](#)  
[Exhibit A - Description and Depiction of Easements to be Vacated \\_11545\\_100](#)  
[11545\\_200\\_029-Esmts-029\\_r1.pdf](#)

- V.3**     [24-171](#)     Council Approval Ex Post Facto For a K9 Donation for a Ballistic Vest for K9 Draco. Approve A Resolution Amending the FY24 Budget, BAF#24-073-A for \$1,800.

**Attachments:**     [BAF 24-073-A-PD K-9 Vest Donation \(04-09-24\) Agenda 24-171.pdf](#)  
[K9 vest donation application \(1\).pdf](#)  
[K9 vest donation application.pdf](#)  
[K9 sizing form.pdf](#)  
[k9 certificate.pdf](#)  
[Draco-and-Moderson.jpg](#)  
[Draco-relaxing.jpg](#)  
[Budget Resolution FY 2024-035 ADA Compliant.docx](#)

- V.4**    [24-174](#)            Authorize the Chief Technology Officer to apply for the Florida Local Government Cybersecurity Grant for security capabilities.

**Attachments:**        [Internal Grant Application - FY24 FLDS Cybersecurity.pdf](#)

- V.5**    [24-179](#)            Approve Resolution to Waive Competitive Bidding Process to Repair the Pool at Joe Lee Smith Community Center at a Total Cost not to Exceed \$115,000. Provide Authority to the City Manager to Approve Purchase Orders and Execute Contracts related to the Pool Repair at Joe Lee Smith Community Center. Approve a Resolution Amending the FY24 Budget, BAF#24-076-T.

**Attachments:**        [solesourceresolution 2024-036.doc](#)  
[Budget Resolution FY 2024-037 ADA Compliant.docx](#)  
[BAF 24-076-T-PW-JLS Pool AFBP21 \(4-9-24\) Agenda 24-179.pdf](#)

MULTI-YEAR CONTRACTS:

- V.6(b)**   [23-677](#)            To Approve and Authorize the City Manager to Execute Task Order 2024-01 with CHA Consulting, Inc. for Engineering Services of the Pineda Water Main Railroad Crossing Project; To Approve as a Multi-Year Contract from FY2024 through FY2025; To Approve a Resolution Amending the FY2024 Budget, BAF#24-067-PT (\$203,902).

**Attachments:**        [TO-CHA 2024-01 \\$203,902-UT-ENG.pdf](#)  
[Proposal](#)  
[COI - Exp 8-1-24.pdf](#)  
[Q-23-12-COC-A Continuing Services Agreement.pdf](#)  
[EXHIBIT A - CHA Billing Rates2.pdf](#)  
[EXHIBIT B - RFQ Q-23-12-COC.pdf](#)  
[EXHIBIT C - CHA Submittal.pdf](#)  
[Good Faith Estimate.pdf](#)  
[Budget Resolution FY 2024-032 ADA Compliant.docx](#)  
[BAF 24-067-PT-UT- Fund RR Crossing Water Main \(04-09-24\) Agenda 23-677.](#)

- V.7(b)**   [24-176](#)            Approve a multi-year agreement between the City of Cocoa and COTG 2021, LLC for two years with the option to extend for three additional one-year periods to provide after-hours drug testing services on an as needed basis, and authorizing the City Manager to execute the agreement and amendments.

**Sponsors:**            Director

**Attachments:**        [Service Agreement - COTG 2021 LLC - FINAL.pdf](#)

**VI. PUBLIC HEARINGS:**

- VI.1**     [24-190](#)     Request to Postpone Consideration of a Zoning Map Amendment consistent with Appendix A, Zoning, Article XXI, to change the Zoning Map designation of eleven parcels totaling 1.39 acres, with the address 301 S. Cocoa Blvd., from C-P, Commercial Parkway, to C-N, Neighborhood Commercial to the May 14, 2024 City Council Meeting.

**Attachments:**

[301 S Cocoa Blvd Location.pdf](#)  
[301 S Cocoa Blvd FLU.pdf](#)  
[301 S Cocoa Blvd Zoning.pdf](#)  
[Exhibit D Relevant Excerpt Comp Plan Data and Analysis 2010 \(1\)](#)  
[Exhibit E - City of Cocoa Entry Signs.pdf](#)  
[Exhibit F - Relevant Excerpt Cocoa Redevelopment Agency Minutes 5-2002 \(1\)](#)  
[24-0200001 Application ZMA 301 S Cocoa Blvd.pdf](#)  
[FLU MAP FROM 2010 EAR.pdf](#)  
[P&Z Legal Ad Feb 7\\_final.pdf](#)

- VI.2**     [24-192](#)     Pass on **FIRST READING** Ordinance 5 -2024 a Zoning Map Amendment for a +/- 13.34-acre parcel located at 1600 Flower Mound Lane from Brevard County RU-2-10 (Medium Density Multiple-Family Residential) to City of Cocoa RU-2-15 (Multiple Family Dwelling).

**Attachments:**

[Ordinance 05-2024 Rezoning Flower Mound Ln. Property to RU-2-15](#)  
[1600 Flower Mound Ln Location.pdf](#)  
[1600 Flower Mound Ln FLU.pdf](#)  
[1600 Flower Mound Ln Zoning.pdf](#)  
[Oak Meadows Rezoning Legal Ad - P&Z and 1st CC](#)

**VII. COUNCIL BUSINESS:**

- VII.1 [24-099](#) Approve the current Code Enforcement Lien for the vacant residential property located at 2546 N Indian River Dr, be reduced to \$3,033.26.

Attachments: [LR Appl..pdf](#)  
[LR Staff Report.docx](#)  
[Cost Aff -2546.xlsx](#)  
[1. NOV.docx](#)  
[Letter.pdf](#)  
[Email \(2\).msg](#)  
[Email \(7\).msg](#)  
[1. Facts.pdf](#)  
[2. Order.pdf](#)  
[LR 15Feb24 Min..pdf](#)

- VII.2 [24-175](#)

Attachments: [Board Roster.pdf](#)  
[Kaitlin Aliano Seeking reappointment.pdf](#)  
[Patricia weeks seeking reappointment.pdf](#)

- VII.3 [24-144](#) Approve Resolution No. 2024-033 Adopting the Emergency Financial Plan

Attachments: [Resolution 2024-033 Emergency Financial Plan.docx](#)  
[Cocoa Emergency Financial Plan 04-24.pdf](#)

## VIII. CITY BUSINESS:

- VIII.1 [24-164](#) Approval of a road closure date change and the addition of a street closure outside the CBD.

- VIII.2 [24-191](#) Approval of Petition for Annexation and related consent forms and affidavit for the voluntary annexation into the City of Orlando of ten parcels of land owned by the City of Cocoa in Orange County and authorizing the City Manager to execute said documents. [Note: The approval is subject to reconsideration and rescission by the City Council under the condition stated in this Agenda Item and approval of the annexation agreement by the cities of Cocoa and Orlando.]

Attachments: [City of Cocoa Petition to Annex](#)  
[Consent Forms Cocoa](#)

## IX. INFORMATIONAL AGENDA:

**IX.1 24-183** Bi-weekly Report from March 22 - April 4, 2024.

**Attachments:** Council bi-weekly report.pdf

**X. REPORTS:**

**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: Monica Arsenault, City Clerk, 65 Stone Street, Cocoa, by telephone at (321) 433-8488 or via email at [marsenault@cocoafl.gov](mailto:marsenault@cocoafl.gov).

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](mailto: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.

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.



