

City of Cocoa

*65 Stone Street
Cocoa, FL 32922*



Meeting Agenda - Final

Wednesday, September 23, 2020

6:00 PM

Cocoa City Council Chambers

City Council

I. OPENING MATTERS:

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

II. APPROVAL OF AGENDA AND MINUTES:

AGENDA:

- II.1** [20-614](#) Approve the Agenda for the Regular meeting of September 23, 2020, as presented or with amendments.

Attachments: [09-23-2020 Short Agenda ADA.pdf](#)

MINUTES:

- II.2(a)** [20-615](#) Approve the Minutes of the Regular meeting of August 12, 2020, as written or with amendments.

Attachments: [08-12-2020 Minutes ADA.pdf](#)
 [EXHIBITS A,B,D - E-Comments.pdf](#)
 [EXHIBIT C- Arbor Mitigation Fund Presentation.pdf](#)

III. AWARDS AND PRESENTATIONS:

- III.1** [20-562](#) Update on the status of the Family Promise of Brevard Lease Agreement for the former fire station #1 administrative offices facility and direction to publish a Request for Proposals for the redevelopment of the 114 First Street property. (Tara Pagliarini)

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 five (5) minutes while speaking under Delegations. Delegations shall be limited to thirty (30) minutes unless extended by Council.

V. REPORTS:**VI. CONSENT AGENDA:**

- VI.1** [20-539](#) Approve the FY2021 Joint Funding Agreement between the City of Cocoa and the United States Department of the Interior - U.S. Geological Survey for Water Quality Sampling and Water Level Measurements; Pending Approval of the FY2021 Budget. (Utilities Director)

Attachments: [Cover Letter - JFA.pdf](#)
 [Joint Funding Agreement.pdf](#)

- VI.2** [20-552](#) Approve a one-year policy renewal for the General Insurance Program with Florida League of Cities, Inc., for the period October 1, 2020 through September 30, 2021 with an estimated premium of \$998,385 pending approval of the FY2021 budget. (Administrative Services Director)

Attachments: [0105 City of Cocoa CRM 20.21 Renewal Proposal.pdf](#)

- VI.3** [20-583](#) Approve Task Order 2021-15 with Jacobs Engineering Group (Jacobs) for Program Management Services for Operating Revenue (OR) Projects, Project No. WS1221 and Task Order 2021-14 for Plan Review Services to include Engineering Land Development Review, Project No. WS1221; Pending Approval of the FY2021 Budget.

Attachments: [TO-JACOBS 2021-15 \\$453926-UT-ENG.pdf](#)
 [Task Order 2021-15 Cocoa Program Management FY 2021 for OR Projects.pdf](#)
 [TO-JACOBS 2021-14 \\$178052-UT-ENG.pdf](#)
 [Task Order 2021-14 Cocoa Program Plan Review, Permitt Assist, Utility Support 02_05_2020 Agreement for Continuing Engineering Services for Water System.](#)

- VI.4** [20-616](#) Authorize the City Manager to approve the annual purchase orders for electrical utilities as they relate to electrical consumption only and Verizon for the Police Department for FY2021. (Finance Director)

- VI.5** [20-628](#) Approve change order adding additional funds to Blanket PO#75715 for the purpose of making sole source purchases of Neptune Water Meters and related hardware from Sunstate Meter & Supply Inc for the remaining FY20. (Finance Director)

Attachments: [PO 75715.pdf](#)
 [06-30-2020 Journal.pdf](#)
 [Sunstate-Neptune Sole Source Letter.pdf](#)
 [Sunstate Approved ECP Form.pdf](#)
 [Sunstate Cover Letter - Neptune Pricing 5-28-20.pdf](#)
 [Neptune R900 System Nature Letter.pdf](#)

- VI.6** [20-634](#) Authorize City Manager to sign a Solutions Agreement with Central Square Technologies (formerly Superior, LLC), to provide Naviline Public Administration applications. (Chief Technology Officer)

Attachments: [Cocoa FL CentralSquare Solutions Agreement Renewal Q-27479 R 9.18.20.doc](#)
 [ASP Order Executed.pdf](#)

VII. PUBLIC HEARINGS:

- VII.1** [20-543](#) Approval of a large scale Future Land Use MAP (FLUM) AMENDMENT consistent with Florida Statute Chapter 163 for Applicant and City initiated requests to change the Future Land Use Map designation of fifty-nine (59) parcels from Brevard County “Residential 2 Units Per Acre - R2” to City of Cocoa “Low Density Residential - LDR” with conditions. (Community Services Director)

Attachments: [Ordinance 04-2020 FLUM Amendment Cape Canaveral Heights to LDR.pdf](#)
 [Exhibit A - Parcel Map.pdf](#)
 [RECORDED - Pre-Annexation Development Agreement.pdf](#)
 [Cocoa-Cape Canaveral Heights FLU Map.pdf](#)
 [Cocoa-Cape Canaveral Heights Location Map 6-2-20.pdf](#)
 [FLUM Application.pdf](#)
 [Legal Ad Proof \(CC\) - FLUM.pdf](#)

- VII.2** [20-588](#) Ordinance No. 14-2020 / Acceptance of annexation petition and 1st Reading: Annexing approximately .6 acres of real property located in unincorporated Brevard County (as described in Exhibit “A”) into the City of Cocoa in accordance with Chapter 171.044 of the Florida Statutes and Appendix A, Article VI of the City of Cocoa Code. (Community Services Director)

Attachments: [Ordinance 14-2020 4050 W King St. Annexation 9-3-20.pdf](#)
 [Exhibit A Ord 14-2020 Annexation 4050 W King St 9-3-20.pdf](#)
 [Exhibit B Ord 14-2020 Annexation 4050 W King St 9-3-20.pdf](#)

- VII.3** [20-600](#) Conduct final Public Hearing to approve the City of Cocoa's FY 2020/2021 CDBG & HOME Action Plan; authorize submission of the Plan to the U.S. Department of Housing and Urban Development (HUD); and authorize the Mayor to sign all subsequent certifications and agreements. (Community Services Director)

Attachments: [Exhibit A- Final Action Plan 20-21.pdf](#)
[Exhibit B-FINAL STATEMENT OF CDBG PROJECTS FOR FY 2020.docx](#)
[Exhibit C- Florida Today Ads First and Final.pdf](#)
[Exhibit D- City Clerk's Journal Page 4, 2-26-2020.pdf](#)
[Exhibit E- Certifications.pdf](#)
[Exhibit F- Map of Cocoa.pdf](#)
[Exhibit G- Cocoa CRA Map.pdf](#)
[Exhibit H- Census Tracts Cocoa Map.pdf](#)

- VII.4** [20-605](#) Approval of an Amendment to a previously approved PUD / a Rezoning (Ordinance 15-2020) of one (1) parcel from Brevard County (GU) to City of Cocoa (PUD) and incorporating into Phase One-C Final PUD / and a Preliminary Subdivision consistent with Chapter 18 Subdivisions and Appendix A Zoning of the City Code with conditions. (Community Services Director)

Attachments: [Ord 15-2020 - Adamson Creek One-C PUD.pdf](#)
[Ordinance Exhibit 1.pdf](#)
[Ordinance Exhibit 2-a.pdf](#)
[Ordinance Exhibit 2-b.pdf](#)
[Exhibit A - Civil Plans.pdf](#)
[Exhibit B - Preliminary Plat.pdf](#)
[Exhibit C - Location Map.pdf](#)
[Exhibit D - Proposed Amenity Schedule.pdf](#)
[Exhibit E - Drainage Analysis.pdf](#)
[Exhibit F - Geosyntec Final Review Comments 08-17-2020 signed.pdf](#)
[Exhibit G - 5th DA Modification to Adamson Creek.pdf](#)
[Exhibit H - Drainage Easement Phase 1A.pdf](#)

- VII.5** [20-612](#) Approve Resolution 2020-206 adopting the Final Millage Rate of 5.9790 mills for the City of Cocoa Fiscal Year 2021 commencing on October 1, 2020 and ending on September 30, 2021, which represents an increase of 2.60% over the rolled-back rate of 5.8274.

Approve Resolution 2020-207 adopting the Final Budget and CIP for the City of Cocoa for the Fiscal Year 2021 commencing on October 1, 2020 and ending on September 30, 2021. (Finance Director)

Attachments: [Rev-Exp By Fund Activity Summary FY21 Proposed Budget.pdf](#)
[Resolution Adopting the Final Millage Rate 2020-206.doc](#)
[Resolution Adopting the Final Budget 2020-207.doc.doc](#)

VIII. COUNCIL BUSINESS:

- VIII.1** [20-602](#) Seek Council direction on permitting upcoming special events at City facilities. (Assistant to the City Manager/Public Relations Specialist)

Attachments: [The Annual Village Idiot Fun Run and Concert Special Event November 6.docx](#)

- VIII.2** [20-603](#) City Council approval of the revised scope of services agreement with Historic Cocoa Village Main Street as part of their Municipal Services Agreement with the City of Cocoa. (Assistant to the City Manager/ PR Specialist)

Attachments: [Addendum to Greater Cocoa Community Partnership Municipal Services Agreee](#)
[07_24_19 Termination of Municipal Services Agreement \(Recorded\).pdf](#)
[07_24_19 Municipal Services Agreement \(Recorded\).pdf](#)

- VIII.3** [20-620](#) Consider the reappointments of Mr. Elliott Zimmerman and Mr. Milton Norris Park as members of the Board of Trustees for the Firefighters' Retirement Plan through September 30, 2024. (Administrative Services Director)

Attachments: [09_15_20 Intent to Reapply Elliott Zimmerman.pdf](#)
[09_15_20 Intent to Reapply Norris Park.pdf](#)
[Fire Pension Roster.pdf](#)

- VIII.4** [20-623](#) Staff requests the City Council recognize the dissolution of the US1 Corridor Community Redevelopment Agency effective September 30, 2020. Staff also requests Council to recognize that all assets of the US 1 Corridor CRA be transferred to the City of Cocoa through a Special Warranty Deed and Bill of Sale. (Community Services Director)

Attachments: [9-14 US 1 Bill of Sale Signed.pdf](#)
 [9-14 US 1 Resol Sunset Signed.pdf](#)
 [9-14 US 1 Sp Warranty Deed Signed.pdf](#)
 [Parcel ID 24-36-28-00-12-7.pdf](#)
 [Parcel ID 24-36-28-BY-5.pdf](#)

- VIII.5** [20-635](#) Approve Resolution 2020-208 naming the City's 250' T-Dock the "Capt. Ed Lanni T-Dock." (Interim City Manager)

Attachments: [Resolution 2020-XX Capt. Ed Naming of T-Dock.docx](#)

- VIII.6** [20-642](#) Approve the current Code Enforcement Lien for the property located at 3649 Crossbow Dr., be reduced to \$500.00 as recommended by the Code Enforcement Board. (Chief of Police)

Attachments: [Lien Reduction Application 3649 Crossbow Dr..pdf](#)
 [Brevard County Property Apprasier.pdf](#)
 [Signed Board Order.pdf](#)
 [Order Imposing.pdf](#)
 [Cost Affidavit Form -3649 Crossbow Dr.xlsx](#)
 [Staff Report for Lien Reduction-3649crosse.docx](#)

IX. CITY BUSINESS:

- IX.1** [20-599](#) Approve the Memorandum of Understanding between the City of Cocoa and the Coastal Florida Police Benevolent Association (PBA) to amend Article 28 Wages for Fiscal Year 2021. (Administrative Services Director)

Indexes: Labor; labor union; PBA

Attachments: [Cocoa PBA Agreement to Amend - Article 28 Wages FY21.pdf](#)
 [PBA Rank and File FY19-21 \(w MOUs\).pdf](#)

- IX.2** [20-604](#) Approve the three-year contract between the City of Cocoa and the Coastal Florida Police Benevolent Association (PBA) Lieutenants for the contract term of October 1, 2020 through September 30, 2023.

Indexes: Labor; labor union; PBA; Union

Attachments: [PBA Lieutenants FINAL Contract FY21-23.pdf](#)

- IX.3** [20-638](#) Authorize Staff to proceed with refinancing Outstanding Florida Department of Environmental Protection State Revolving Loans through Private Placement of a Bank Loan not to Exceed \$23,000,000. (Finance Director)

MULTI-YEAR CONTRACTS:

IX.4 [20-542](#)

To Award Bid # B-20-19-COC, "Dyal Water Treatment Chemicals" to:

1. Praxair, Inc., Burr Ridge IL, for Liquid Oxygen;
2. Tropicchem Enterprises, Jupiter FL, for Wisprofloc-Starch;
3. Carmeuse Americas, Pittsburgh PA, for Quicklime;

To Approve the First Amendment to Purchase Agreement with

1. Matheson Tri-Gas, Inc., Irving, TX for Carbon Dioxide;
2. Tanner Industries, Inc., Southhampton PA, for Anhydrous Ammonia;
3. Kemira Water Solutions, Inc., Bartow FL, for Ferric Sulfate;
4. Allied Universal Corp., Miami FL, for Sodium Hypochlorite;

To Approve the Second Amendment to Purchase Agreement with

1. Brenntag Mid-South, Inc., Orlando FL, for Liquid Chlorine;
2. Genesis Alkali LLC, Philadelphia PA, for Soda Ash as shown in Exhibit "A"

To further Authorize the City Manager to negotiate the contracts for Praxair, Inc., Tropicchem Enterprises and Carmeuse Americas and approve Change Orders in an Amount not to Exceed the Total FY2021 Budget for Chemicals and to Approve a Resolution Waiving the Competitive Bidding Process for the Purpose of Making Sole Source Purchases of Cal Flo Liquid Lime from Burnett Lime Co., Inc., Campobello SC; and LT27 Polymer from Fort Bend Services, Inc., Stafford, TX for the Dyal Water Treatment Plant and the Jerry Sellers Water Reclamation Facility for FY2021; Pending Approval of the FY2021 Budget (Utilities Director)

Attachments: [Bid Summary.pdf](#)
[Bid Tabulation Sheet \(B-20-19-COC\).pdf](#)
[B-20-19-COC Bid Opening Sign In Sheet.pdf](#)
[Addendum 3_B20-19-COC.pdf](#)
[Notification of Award PRAXAIR B-20-19-COC \(Liquid Oxygen\) - Cocoa, FL - 20](#)
[Notification of Award TROPICHEM B-20-19-COC.pdf](#)
[Notification of Award CARMEUSE B-20-19-COC.pdf](#)
[1st Amendment - Tanner Industries B-20-01-COC \(2\).pdf](#)
[1st Amendment - Kemira B-20-01-COC.pdf](#)
[1st Amendment - Allied Universal B-20-01-COC.pdf](#)
[2nd Amendment - Brenntag B-20-01-COC.pdf](#)
[2nd Amendment B-19-02-COC Signed by Genesis Alkali Sept 4 2020.pdf](#)
[2nd Amendment - Matheson B-20-01-COC.pdf](#)
[Exhibit A - Chemicals.xlsx](#)
[Exempt Vendor Listing FY21.pdf](#)

- IX.5 [20-608](#)** Approve a Multi-Year Contract with G4s Secure Solutions (USA) Inc. through Florida State Term Contract 92121500-20-1 and allow the City Manager to sign the contract.
Approve the Purchase Order, pending the adoption of the FY 2021 Budget, in the amount of \$49,100.00. (Finance Director)

Attachments: [UT-CS-21-PGB-G4S-001-00.pdf](#)
[G4S Secure Solutions \(USA\) Inc. Contract-2.pdf](#)
[City of Cocoa DMS Level III 2020 2021.xls](#)

- IX.6 [20-617](#)** Approve the Third Amendment to Bid # B-19-05-COC, renewing the mowing contract to U.S. Lawns for the second and final one-year extension for contract mowing services from October 1, 2020 to September 30, 2021 for \$117,300, and amending the Mowing Contract to U.S. Lawns for Fiscal Year 2021 Contract Mowing Services in the additional amount of \$85,930 for additional areas due to the unavailability of the Inmate Work Squad, pending the Approval of FY2021 Budget. Authorize the City Manager to issue the purchase order. (Public Works Director)

Attachments: [US Lawns 3rd Amendment \(Mowing Maintenance\) B-19-05-COC.pdf](#)
[US Lawns Covid-19 additional 10 cut Lawn Maint Quote.pdf](#)
[US Lawns Lee Weener Park Lawn Maint Quote.pdf](#)
[US Lawns Original Contract Agreement.pdf](#)

X. INFORMATIONAL AGENDA:

- X.1** [20-582](#) Fire Incident Summary Report for August 2020 (Fire Chief)
- Attachments: [August 2020 Cocoa Fire Rescue By Incident Type Report.pdf](#)
- X.2** [20-597](#) Council request to review the cumulative purchase approvals over \$35,000 and under \$50,000 for period 10/01/2019 to 08/31/2020. (Finance Director)
- Attachments: [PO Monthly Report to City Council 10.01.19 thru 08.31.20.pdf](#)
- X.3** [20-607](#) Review of City of Cocoa and LIUNA Memorandum of Understanding regarding wages and health insurance. (Administrative Services Director)
- Indexes: LIUNA
- Attachments: [LIUNA Contract 10-1-18 to 9-30-21.pdf](#)
 [Cocoa LIUNA Article 14 Wages and 15 Health Insurance MOU \(9-10-20\).pdf](#)
- X.4** [20-609](#) FY 2020 Budget Adjustment Report. (Finance Director)
- Attachments: [August FY 2020 EXPENSE Budget Tracking Worksheet.pdf](#)
 [August FY 2020 REVENUE Budget Tracking Worksheet.pdf](#)
- X.5** [20-610](#) In accordance with the Financial Operations Manual (FOM) the City Manager shall submit to City Council in the form of an agenda item any approved change orders to construction contracts that the City Council has authorized the City Manager, by resolution, to approve in excess of the City Manager's spending authority. (Finance Director)
- Attachments: [August 2020 Contingency Report.pdf](#)
- X.6** [20-611](#) In accordance with City Code, Section 2-74, at the beginning of each month during the fiscal year, the City Manager shall submit to City Council data showing the relation between the estimated and actual income and expenses to date. (Finance Director)
- Attachments: [Budget By Classification August 2020.pdf](#)

XI. ADJOURNMENT

NOTICE TO THE PUBLIC:

Due to the COVID-19 Emergency and the closing of City Hall to the public to limit public gatherings in accordance with Federal and State directives, the City of Cocoa will be utilizing Communications Media Technology (CMT) for upcoming City Council meetings pursuant to the Governor's Executive Order Number 20-69 and Florida Statutes, Section 120.54(5)(b)(2), specifically one or more members of the City Council may attend and participate by speakerphone. Interested persons are encouraged to view and listen to the meeting by accessing the meeting at the following internet addresses:

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

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

In addition, interested persons may submit their written comments or questions regarding the meeting prior to and during the meeting through Email, via the following email address: meetings@cocoafl.org. For more information about this CMT meeting or to provide information to be considered at this meeting, contact the City Clerk at the contact information stated above.

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.

City Code Section 2-54 requires that an affirmative vote of a majority of a quorum present shall be necessary to enact an ordinance or adopt any resolution; except that two-thirds of the membership of the Council is required to enact an emergency ordinance. All ordinances require two readings, entitled first reading and second reading and public hearing, prior to adoption.

Members of the public speaking on public hearing items, though entitled to be heard by the City Council, are not entitled to an immediate response by either administrative staff members or Council once the public hearing is closed; however, Council discussion may or may not include a response. No question by the public should be addressed directly by the Administrative staff.

Public debate by individual speakers from the audience on public hearing items shall be limited to three (3) minutes. Representatives of recognized groups 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 issue 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.

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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This agenda is posted on the Municipal Bulletin Board and at the Central Brevard Library and Reference Center in Cocoa for public review. This is a public meeting. All interested parties may attend. 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 telephone at (321) 433-8484 or via email at cshealy@cocoafl.org.