

City of Cocoa

*65 Stone Street
Cocoa, FL 32922*



Meeting Agenda - Final

Tuesday, September 14, 2021

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 [21-588](#) Approve the Agenda for the Regular meeting of September 14, 2021, as presented or with amendments.

Attachments: [09-14-2021 Short Agenda ADA.pdf](#)

MINUTES:

- II.2(a) [21-589](#) Approve the Minutes of the Regular meeting of August 10, 2021, as written or with amendments.

Attachments: [08-10-2021 Minutes ADA.pdf](#)

- II.2(b) [21-590](#) Approve the Minutes of the District 3 Town Hall meeting of August 17, 2021, as written or with amendments.

Attachments: [08-17-2021 Town Hall Minutes.pdf](#)

- II.2(c) [21-605](#) Approve the Minutes of the Regular meeting of August 24, 2021, as written or with amendments.

Attachments: [08-24-2021 Minutes ADA.pdf](#)
 [EXHIBIT A-Community Garden presentation.pdf](#)
 [EXHIBIT B- City of Cocoa Parks & Recreation Capital Improvements Presentati](#)
 [EXHIBIT C-Final Art Selections for Cocoa Village Playhouse \(1\).pdf](#)
 [EXHIBIT D-Statement from Dr. Hawkins-Smith.pdf](#)

III. AWARDS AND PRESENTATIONS:

- III.1 [21-600](#) Legislative update at the State level by Representative Tyler Sirois. (Representative Sirois)

Attachments: [RE Representative Sirois Speaking at City Council Meeting - September 14 202](#)

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. CONSENT AGENDA:

- V.1** [21-422](#) To Approve the Fifth Amendment to the License Agreement with T-Mobile South, LLC, Successor in Interest to APT Tampa/Orlando, Inc...

Attachments: [A2C0020A - Partially executed Amendment #5.pdf](#)
[T-Mobile South, LLC Original Lease.pdf](#)
[T-Mobile South, LLC Amendment #1.pdf](#)
[T-Mobile South, LLC Amendment #2.pdf](#)
[T-Mobile South, LLC Amendment #3.pdf](#)
[T-Mobile South, LLC Amendment #4.pdf](#)

- V.2** [21-523](#) Award Bid Number B-21-22-COC, with Ace Flow Control, Longwood, Florida, to Provide Cross Connection Control (CCC) Technical Field Services; To Approve Cross Connection Control Technical Field Services Provided by Ace Flow Control up to the FY 2022 Budgeted Amount of \$680,000, Pending Approval of the FY 2022 Budget. (Utilities Director)

Attachments: [Ace Flow Control E-Verify.pdf](#)
[Notification of Intent to Award.pdf](#)
[Ace Flow Control SLA \(B-21-22-COC\).pdf](#)
[Bid Summary B-21-22-COC Cross Connection Control \(CCC\) Program Services](#)
[Master Bid Tabulation Sheet B-21-22-COC Cross Connection Control \(CCC\) Pr](#)
[Ace Flow Control COI Exp 6-11-22.pdf](#)

- V.3** [21-538](#) To Approve Task Order 2022-20 with Jacobs Engineering Group (Jacobs) for Program Management Services, Project No. WS1221, and Task Order 2022-19 for Plan Review Services to include Engineering Land Development Review, Project No. WS1221; Pending Approval of the FY2022 Budget ..End

Attachments: [TO-JACOBS 2022-20 \\$597069.00 - UT-ENGIN-Signed.pdf](#)
[TO 2022-20 FY22 OR Program Management Scope.pdf](#)
[TO-JACOBS 2022-19 \\$249,280.00 - UT-ENGIN - SIGNED.pdf](#)
[TO 2022-19 FY22 Cocoa Program Plan Review, Per Assist, Utility Support.pdf](#)
[02_05_2020 Agreement for Continuing Engineering Services for Water System.](#)
[Jacobs COI - Exp 7-1-22.pdf](#)

- V.4** [21-554](#) Approve the FY2022 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 FY2022 Budget. (Utilities Director)

Attachments: [Joint Funding Agreement.pdf](#)

- V.5** [21-555](#) Approve Task Order 2022-18 with Jacobs Engineering, Inc. (Jacobs) to Provide Assistance with Project Management, Contractor Monitoring, Data Management, Quality Control and the Cross Connection Control Program, Project No. WS13BC; Pending Approval of the FY 2022 Budget. (Utilities Director)

Attachments: [JACOBS TASK ORDER 2022-18.pdf](#)
[Jacobs Proposal TO 2022-18 WFO and CCC Support.pdf](#)
[RFQ-20-03-COC AGREEMENT.pdf](#)
[TRACK SHEET.pdf](#)
[Jacobs COI Exp 7-1-22.pdf](#)

- V.6** [21-567](#) Approve a Change Order to Purchase Order Number 77665 in the amount of \$54,182 to Southern Sewer Equipment and Sales Inc. for the Stormwater Vac-Con cab and chassis replacement and vehicle repairs. (Public Works Director)

Attachments: [77665.pdf](#)
[QUOTE# 167980.pdf](#)
[QUOTE# 167981.pdf](#)

- V.7** [21-579](#) Council acceptance of State of Florida Historic Preservation Small Matching Grant Award # 22.h.sm.300.024 in the amount of \$50,000 (\$25,000 grant/\$25,000 match) for the purposes of designing educational displays related to the history of the Leon and Jewel Collins Museum of African American History and Culture. Approve a Resolution Amending the Fiscal Year 2021 Budget, BAF# 21-113-A in the amount of \$25,000 for the grant award. Authorize the City Manager to sign the Grant Award Agreement. (Interim Community Services Director)

Attachments:

[GAA 22hsm300-024.pdf](#)

[Budget Resolution FY 2021- ADA Compliant.docx](#)

[BAF 21-113-A-CS-Historic Preservation Grant\(9-14-21\) Agenda 21-579.pdf](#)

- V.8** [21-591](#) Approve a one-year policy renewal for the General Insurance Program with Florida League of Cities, Inc., for the period October 1, 2021 through September 30, 2022 with an estimated premium of \$1,107,258 pending approval of the FY2022 budget. (Administrative Services Director)

Attachments:

[0105 City of Cocoa CRM 21.22 Mini Renewal.pdf](#)

- V.9** [21-594](#) Approve the 1st Amendment CentralSquare Solutions Agreement to execute the Optional Term 2 of the previously approved CentralSquare Solutions Agreement to provide NaviLine Public Administration applications, Pending the Approval of the FY22 Budget. (Chief Information Officer)

Attachments:

[Amendment 1 Superion LLC Signed.pdf](#)

- V.10** [21-596](#) Approve Addendum #1 to the Master Agreement For Water Meter and Meter Reading Equipment Purchases with Sunstate Meter & Supply, Inc., Approve the Exemption to Competitive Bid Form and authorize the City Manager to approve a Blanket Purchase Order for Sunstate Meter and Supply Inc. up to \$1,500,000 and Request Council approval of a Resolution to Waive Competitive Bid with Sunstate Meter and Supply Inc for the purchase of Neptune water meters and other ancillary hardware required to support meter operations for FY22. (Finance Director)

Attachments:

[Sunstate Master Contract 2020.pdf](#)

[ECP_Sunstate_\\$1225000_WFO.pdf](#)

[Sunstate Sole Source Resolution.pdf](#)

[Sunstate-Neptune Sole Source Letter.pdf](#)

[Sunstate Cover Letter - Neptune Pricing 5-28-20.pdf](#)

[Sunstate Meter-Neptune Product Price List 5-28-20.pdf](#)

[Addendum # 1 - Sunstate Meter Supply.pdf](#)

- V.11** [21-597](#) Approve a Resolution Amending the Fiscal Year 2021 Budget, BAF # 21-112-A, for CDBG-CV3 allocation of \$133,363.

Attachments: [City Clerk's Journal, Page 4.pdf](#)
[Resolution 2021-084.docx](#)
[BAF 21-112-A-CD-CDBG-CV3 \(9-14-21\) Agenda 21-597.pdf](#)

- V.12** [21-602](#) Approve and authorize the annual renewal payment of the Support Agreement with Tyler Technologies, Inc for the Aegis Public Safety software suite, pending FY2022 budget approval. (Chief Technology Officer)

Attachments: [Cocoa FL 2021-2022 Maintenance Invoice.pdf](#)
[05 27 2020 Support Agreement.pdf](#)

- V.13** [21-608](#) Requesting settlement authority for the tentative settlement agreement between City of Cocoa employee Gary Parker and the City of Cocoa authorizing the payment of the Workers' Compensation settlement. (Administrative Services Director)

- V.14** [21-612](#) Authorize the City Manager to execute the Telecommunications Tower Colocation Consent and Lease Agreement between New Cingular Wireless PCS, LLC (AT&T) and the City of Cocoa. The Revenue will be recognized after the adoption of the FY22 Budget. (Chief Technology Officer)

Attachments: [14386094_Cocoa Commons_NSB CD REV 1_06-30-21 ES&S.pdf](#)
[Memorandum of Lease - Partially Executed.pdf](#)
[ATT Colocation Consent and Lease Agreement - Partially Executed.pdf](#)

MULTI-YEAR CONTRACTS:

- V.15** [21-595](#) Approval of Multi-Year Piggyback Agreement with Milestone Professional Services, Inc. for Accounting Services for Annual Financial Report (AFR) Preparation. (Finance Director)

Attachments: [PARTIALLY EXECUTED Standard Form for Piggyback Contract No RFP 0221-Casselberry RFP-2021-0707 Milestone Professional Services Inc. Executed Agreement 4.21.21.pdf](#)
[Casselberry RFP-2021-0707 Accounting Services 4.21.21.pdf](#)
[E-Verify MOU 2020.pdf](#)
[RFP-2021-0707 Milestone Professional Services Inc. Executed Agreement 7.26](#)
[SIGNED E-verify aff.pdf](#)

VI. PUBLIC HEARINGS:

- VI.1** [21-566](#) Ordinance No. 10-2021/2nd and Final Reading: Approving the proposed solid waste contract/franchise with Waste Management Inc. of Florida to provide residential and commercial solid waste services within the incorporated city limits of the City of Cocoa. Authorize the Mayor, City Manager, and City Attorney to execute all documentation needed to implement the proposed contract. (Public Works Director)
- Attachments:** [Ordinance 10-2021 - Establishing Solid Waste Contract and Rates.docx](#)
 [Ordinance - Exhibit B - Customer Rates with Admin Fees.pdf](#)
 [Service Area Map \(Res Garbage Only\).pdf](#)
- VI.2** [21-571](#) Approve Final Fire Assessment Resolution 2021-082 and the Non-Ad Valorem Assessment Roll for Fire Protection Assessment Fiscal Year 2022. (Finance Director)
- Attachments:** [2021-082 Final Fire Resolution .docx](#)
 [Affidavit of Mailing Fire Assessment.pdf](#)
 [Fire Assessment Ad Proof.pdf](#)
 [CERTIFICATE to non-ad valorem assessment roll \(9-14-21\) Mayor.docx](#)
- VI.3** [21-572](#) Accept Stantec's FY 2021 Stormwater Rate Study Update and Approve the Final Stormwater Assessment Resolution # 2021-083, and the Non-Ad Valorem Assessment for Stormwater Utility Services, Fiscal Year 2022. (Finance Director)
- Attachments:** [2021-083 Final Stormwater Assessment Resolution.docx](#)
 [Affidavit of Mailing Stormwater Assessment.pdf](#)
 [Stormwater Ad Proof.pdf](#)
 [CERTIFICATE to non-ad valorem assessment roll.docx](#)
 [fy21 cocoa stmwtr final report 20210908.pdf](#)
- VI.4** [21-573](#) Conduct a Public Hearing on the tentative millage rate and tentative budget and:
- Adopt Resolution No. 2021-080 adopting a tentative millage rate of 6.4532 mills, for the City of Cocoa, commencing on October 1, 2021 and ending on September 30, 2022.
- Adopt Resolution No. 2021-081 adopting the FY2022 tentative budget and CIP for the City of Cocoa Fiscal Year, commencing on October 1, 2021 and ending on September 30, 2022...
- Attachments:** [Resolution Tentative Millage Rate 2021-080.doc](#)
 [Resolution Tentative Budget 2021-081.doc](#)
 [Budget Preparation Worksheet 9-9-21.pdf](#)

VII. COUNCIL BUSINESS:

- VII.1** [21-587](#) Approve the extension of the expiration date of Resolution 2021-013 from September 30, 2021 to December 31, 2021, to continue to allow expanded outdoor dining options due to the Covid 19 pandemic. (Interim Community Services Director)

Attachments: [Resolution 2021-013.docx](#)

- VII.2** [21-598](#) Consider the reappointment of Ms. Sherry Woodhouse as a member of the General Pension Board through September 30, 2024. (Administrative Services Director)

Attachments: [Intent to Reapply.pdf](#)
 [General Pension Roster.pdf](#)

VIII. CITY BUSINESS:

- VIII.1** [21-526](#) Accept Stantec's FY 2021 Water/Sewer Revenue Utility Revenue Sufficiency Analysis - Final Report and Approve a Resolution Amending the Utility Handbook's Policies and Procedures. (Finance Director)

Attachments: [Stantec - cocoa fy21 final report 20210908.pdf](#)
 [Resolution 2021- XXX Utility Handbook.docx](#)
 [Exhibit A 1000.4 - City of Cocoa Utilities Handbook ADA DRAFT.pdf](#)
 [1001A.FY21.1 - Schedule A - Utility Rates, Fees, & Charges.pdf](#)
 [1001A.FY22.0 - Schedule A - Utility Rates Fees Charges.pdf](#)
 [1001A.FY23.0 - Schedule A - Utility Rates, Fees, & Charges - Copy.docx](#)
 [1001A.FY24.0 - Schedule A - Utility Rates, Fees, & Charges - Copy.docx](#)
 [1001A.FY25.0 - Schedule A - Utility Rates, Fees, & Charges - Copy.docx](#)
 [1001B.FY21.1 - Schedule B - Miscellaneous Rates, Fees, & Charges.pdf](#)
 [1001B.FY22.0 - Schedule B - Miscellaneous Rates Fees Charges.docx](#)
 [1001B.FY23.0 - Schedule B - Miscellaneous Rates, Fees, & Charges.docx](#)
 [1001B.FY24.0 - Schedule B - Miscellaneous Rates, Fees, & Charges.docx](#)
 [1001B.FY25.0 - Schedule B - Miscellaneous Rates, Fees, & Charges.docx](#)

- VIII.2** [21-607](#) Approval of Ordinance 13-2021 on first reading regarding updates to the Special Events Ordinance. (Assistant to the CM/PIO)

Attachments: [Ordinance ____-2021 Special events code changes DRAFT 9-3-21 \(002\)](#)

- VIII.3** [21-616](#) Approve the three-year contract between the City of Cocoa and the Central Florida Police Benevolent Association (CFPBA) for the contract term of October 1, 2021 through September 30, 2024. (Administrative Services Director)

Indexes: PBA; Labor; labor union

Attachments: [PBA Contract 2021-2024 FINAL \(9-8-21\).pdf](#)

- VIII.4** [21-619](#) Approve the three-year contract between the City of Cocoa and the International Association of Firefighters (IAFF) for the contract term of October 1, 2021 through September 30, 2024, contingent on the IAFF ratification vote results. (Administrative Services Director)

Indexes: Fire; labor union; IAFF

Attachments: [FINAL Clean Version IAFF Contract Oct 1 21 to Sept 30 24 \(9-9-21\).pdf](#)

- VIII.5** [21-623](#) Approve the three-year contract between the City of Cocoa and the Laborers' International Union of North America (LIUNA) Local 630 Union for the contract term October 1, 2021 to September 30, 2024, contingent on LIUNA having a passing ratification vote. (Administrative Services Director)

Indexes: Labor; labor union; LIUNA

Attachments: [FINAL LIUNA Contract 10-1-21 to 9-30-24.pdf](#)

IX. INFORMATIONAL AGENDA:

- IX.1** [21-617](#) Proposed Backyard Chicken Ordinance to be presented at a later meeting for adoption by Council. (Interim Community Services Director)

Attachments: [BACKYARD CHICKEN \(Appl & Ord\) 4-4-2017.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: Carie Shealy, City Clerk, 65 Stone Street, Cocoa, by 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.

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.

