

City of Cocoa

*65 Stone Street
Cocoa, FL 32922*



Meeting Agenda - Final

Tuesday, September 27, 2022

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 [22-559](#) Approve the Agenda for the Regular meeting of September 27, 2022, as presented or with amendments.

Attachments: [09-27-2022 Short Agenda ADA.pdf](#)

MINUTES:

- II.2(a) [22-536](#) Approve the Minutes of the Regular meeting of August 9, 2022, as written or with amendments.

Attachments: [08-09-2022 Minutes ADA.pdf](#)
[EXHIBIT A: From 8B Koss \(08-09-2022\) Item VII.3.pdf](#)
[EXHIBIT B: SOIRL presentation 8.9..2022.pdf](#)

- II.2(b) [22-537](#) Approve the Minutes of the Regular meeting of August 23, 2022, as written or with amendments

Attachments: [08-23-2022 Minutes ADA.pdf](#)
[EXHIBIT A: HCVMS Update 2022 \(Presentation \(169\)\) \(2\).pdf](#)
[EXHIBIT B: Boys & Girls Club Presentation.pdf](#)

- II.2(c) [22-567](#) Approve the Minutes for the Regular meeting of September 13, 2022, as written or with amendments.

Attachments: [09-13-2022 Minutes ADA.pdf](#)
[EXHIBIT A: FY2023 Budget 1st Public Hearing Presentation \(9-13-22\) Final.pdf](#)

III. AWARDS AND PRESENTATIONS:

- III.1 [22-558](#)

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** [22-501](#) Approve a Budget Resolution amending the FY2022 Budget, BAF #2022-129-A in the amount of \$131,349 for the purchase of 216 Oleander Street and 218 Oleander Street.

Attachments: [Budget Resolution FY 2022- ADA Compliant.docx](#)
[BAF 22-129-A-CD-Land Purchase for 216 and 218 Oleander \(9-27-22\) Agenda](#)
[04_12_2022 Journal.pdf](#)

- V.2** [22-546](#) Council Approval to Apply for the Firehouse Subs to purchase police E-bikes.

Attachments: [4112 Quote Cocoa Police Department.pdf](#)
[FAQs Grant Application & Checklist-W9_Updated_FINAL_11-2021.pdf](#)
[Internal Application Firehouse Subs ebike grant .pdf](#)

- V.3** [22-553](#) Authorize the City Manager to execute the Third Amendment to Existing Interlocal Agreement for Stormwater Education and Outreach between Board of County Commissioners of Brevard County, Florida, and the City of Cocoa.

Attachments: [City of Cocoa FLR04E032-004 Notice of Renewed Coverage Cycle 4.pdf](#)
[3rd Amendment to SW Education Consortium Partners Contract Cocoa.pdf](#)

- V.4** [22-560](#) Approve Task Order #2022-29 for the Engineering Design of the Dixon Blvd. at Indian River Drive Water Quality and Resiliency Project using the Continuing Services Agreement with Mead & Hunt for Civil Engineering Services. The budgetary impact previously approved for this Task Order, will allow for the FY22 Budget to roll into FY23 and FY23 budgetary portion pending the adoption of the FY23 Budget.

Attachments: [CO Dixon and IRD Final Design Scope Rev 061722_bmf.pdf](#)
[TO-MEAD&HUNT 2022-29 \\$119,906.00 - PW.pdf](#)
[TRACK SHEET.pdf](#)
[RFQ-16-01-COC \(A\) AGREEMENT - MEAD & HUNT.pdf](#)
[Mead & Hunt COI.pdf](#)

- V.5** [22-565](#) To Approve Task Order 2023-28 with Carollo Engineers, Inc., Orlando, Florida, for the SCADA Maintenance at the Jerry Sellers Water Reclamation Facility; Pending Approval of the FY23 Budget.

Attachments: [PROPOSAL.pdf](#)
 [TO-CAROLLO 2023-28 \\$163,464.12 - UT-Sellers.pdf](#)
 [RFQ-18-10-COC AGREEMENT WITH RENEWALS.pdf](#)
 [COI Expires 07.04.23.pdf](#)
 [TRACK SHEET.pdf](#)

- V.6** [22-571](#)

Attachments: [2nd Amendment Renewal Superior, LLC.pdf](#)
 [20-634 - Cocoa FL CentralSquare Solutions Agreement Renewal Q-27479 R.9.](#)
 [Superion ASP Order Executed.pdf](#)
 [Superion Standard Terms.pdf](#)

MULTI-YEAR CONTRACTS:

V.7(b) [22-475](#)

To Approve a Resolution Waiving the Competitive Bidding Process for the Purpose of Making Sole Source Purchase of CAL~FLO® Liquid Lime from Burnett Lime Co., Inc., Campobello, SC for FY2023; To Approve a One-Year Contract Agreement with Three (3) One-Year Renewals with 1) Matheson Tri-Gas, Inc., Irving, TX for Carbon Dioxide 2) Thatcher Inc., Deland, FL for the purchase of Ferric Sulfate 3) Allied Universal Corp., Miami, FL for Sodium Hypochlorite for both the Dyal WTP & Sellers WRF; To Approve a 2nd Amendment of a Piggy-Back Contract with the City of Oviedo, FL for Contract ITB 19-36 Harcros Chemicals, Inc., Kansas City, KS for the Purchase and Delivery of Fluoride; To Authorize the City Manager to Execute Contracts, Approve Annual Renewals, Amendments, and Change Orders in an Amount not to Exceed the Total FY2023 Budget for Chemicals; Pending Approval of the FY2023 Budget

Attachments:[Copy of Exhibit A - 2023 Chemicals.pdf](#)[Original Contract Agreement.pdf](#)[FULLY EXECUTED Standard Form for New Piggyback Contract No. 19-36.pdf](#)[Amendment and Extension to Agreement - Harcros Chemicals-signed.pdf](#)[2nd Amendment \(PGB-19-36 - Harcros Chemicals\).pdf](#)[ITB B-22-12-COC Water and Wastewater Treatment Chemicals.pdf](#)[B-22-12-COC Bid Tabulation Revised 7-22-2022.pdf](#)[Sole source letter for Cal-Flo.docx](#)[Statement of Sole Source and 2022-23 quote for CAL~FLO Slurry.msg](#)[Cal-Flo sole source resolution FY 2023.doc](#)[Exempt Vendor Listing FY21.pdf](#)[PARTIAL B 22 12 COC-A Chemical Service Agreement - Matheson.pdf](#)[PARTIAL B-22-12-COC-B Chemical Service Agreement - Allied Universal Corp.](#)[PARTIAL B-22-12-COC-C Chemical Service Agreement - Thatcher.pdf](#)**V.8(b)** [22-524](#)

To Approve Bid No. CS22-10-COC, Preventive Elevator Maintenance to Sapphire Elevator, Cape Canaveral, FL for Preventive Elevator Maintenance; To Approve a Multi-Year Contract with the option of two 12-month extensions, for a total of five (5) years, pending the approval of future budgets; To Authorize the City Manager to Execute the Contract, extensions, and amendments.

Attachments:[Sapphire Elevator COI exp. 5.1.23.pdf](#)[Revised # 2 - CS22-10-COC Preventative Elevator Maintenance Services Tabl](#)[E-verify.pdf](#)[Draft Agreement 9-7-2022.pdf](#)

V.9(b) [22-568](#)

Approve a purchase order with V.A. Paving Inc. in the amount of \$295,128.05, plus a contingency of \$4,871.95 for a total of \$300,000, using the Second Amendment to the Piggyback Agreement with V.A. Paving, No. B-6-20-57, from August 22, 2022, through August 21, 2023, to resurface various stretches of roads throughout the City, pending the approval of FY 23 budget.

Attachments:

[Brevard County Bid No. B-6-20-57.pdf](#)
[BrevardCounty Paving Renewal 8-22-22 to 8-21-23.pdf](#)
[2nd Amendment to VA Paving Inc., Asphaltic Concrete B-6-20-57 \(2\).pdf](#)
[Fully Executed Piggyback Contract Agreement.pdf](#)
[Annual Paving Agenda Item 21-675.pdf](#)
[VA Paving - City of Cocoa 2023 Annual Resurfacing 9.9.22.pdf](#)
[VA Paving COI exp 12-31-22.pdf](#)
[Resolution - Annual Street Paving Project Contingency.doc](#)
[B-6-20-57 - Price Adjustment 6 - V.A. Paving.pdf](#)

**V.10([22-569](#)
b)**

Approve City Staff's vendor selection for award of RFQ# CS-22-02-COC, Workers' Compensation Actuarial Study for the City of Cocoa and authorize the City Manager to negotiate and execute a multi-year contract and subsequent renewals with AMI Risk Consultants, Inc. from October 1, 2022 to September 30, 2025 and any approved renewal terms in the contract.

Attachments:

[CS22-02-COC Workers Compensation Actuarial Study Tabulation Sheet.pdf](#)
[Solicitation CS22-02-COC - Workers' Compensation Actuarial Study Propo:](#)
[CS22-02-COC Services Agreement signed by AMI](#)

VI. PUBLIC HEARINGS:**VI.1 [22-561](#)**

Approve Resolution 2022-089 adopting the Final Millage Rate of 6.4532 mills for the City of Cocoa Fiscal Year 2023 commencing on October 1, 2022 and ending on September 30, 2023, which represents an increase of 7.79% over the rolled-back rate of 5.9866.

Approve Resolution 2022-090 adopting the Final Budget and CIP for the City of Cocoa for the Fiscal Year 2023 commencing on October 1, 2022 and ending on September 30, 2023.

Attachments:

[Resolution Adopting the Final Millage Rate 2022-089.doc](#)
[Resolution Adopting the Final Budget 2022-090.doc](#)
[FY23 -All Appropriated Funds.pdf](#)
[Classification - Pay Grade FY 2023 .pdf](#)
[Classification - Pay Grade FY 2023 Public Safety .pdf](#)

- VI.2** [22-570](#) FIRST READING: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COCOA, BREVARD COUNTY, FLORIDA, REPEALING APPENDIX A, ZONING, ARTICLE XX OF THE ZONING ORDINANCE OF THE CITY OF COCOA; REPEALING THE SCHEDULE OF FEES, CHARGES AND EXPENSES TO BE PAID TO THE CITY UPON RECEIPT OF PLANNING AND ZONING RELATED APPLICATIONS CONTAINED THEREIN; PROVIDING FOR THE ADOPTION OF FUTURE PLANNING AND ZONING FEE SCHEDULES BY RESOLUTION.

Attachments: [Ordinance 13-2022 - Repealing Article XX Planning Fees](#)
[Legal Ad P&Z Fees.pdf](#)

- VI.3** [22-580](#) Consideration of Ordinance 12-2022, a citizen initiated Zoning Map amendment consistent with the requirements of *Code of the City of Cocoa* (Code) Article XXI, Section 1, to change the zoning designation of a parcel of real property totaling approximately 0.59 acres from “Residential Estate District” (RE) to “Multiple-Family Dwelling District” (RU-2-15). Brevard County Parcel/ ID No. 24-36-21-BM-*5. First Reading.

Attachments: [Ordinance 12-2022 - Rezoning Parcel on Dixon Blvd and Indian River Drive RE](#)
[Exhibit A Dixon Location Map.pdf](#)
[Exhibit B Dixon Zoning Map.pdf](#)
[Exhibit C Site Survey Concept.pdf](#)
[Exhibit D Applicant Responses.pdf](#)
[Florida Today Ad Receipt \(1\).pdf](#)
[500' buffer letter.pdf](#)

- VI.4** [22-582](#) Consideration of Ordinance 11-2022, a Future Land Use Map (FLUM) Amendment consistent with Florida Statute Chapter 163, to change the Future Land Use Map designation of (1) parcel of real property totaling approximately 0.59 acres from City of Cocoa “Very Low Density Residential” to City of Cocoa “Medium Density Residential,” provided that the maximum density allowable shall be eight (8) dwelling units per acre. First Reading.

Attachments: [Ordinance 11-2022 FLU Amendment - Parcel on Dixon Blvd and Indian River D](#)
[Exhibit A.pdf](#)
[Exhibit B Future Land Use Map Rev.pdf](#)
[Application and supporting Docs.pdf](#)
[Florida Today Ad Receipt \(2\).pdf](#)
[500' buffer letter \(1\).pdf](#)

VII. COUNCIL BUSINESS:

- VII.1 [22-574](#) Consider Ms. Verna Hughes, 1st Alternate member on the Code Enforcement Board, to fulfill the unexpired term of Ms. Kimberly Curtis through June, 2024.

Attachments: [Hughes: Board Application.pdf](#)
[Code Board Roster.pdf](#)

VIII. CITY BUSINESS:

- VIII.1 [22-538](#) Approve the contract revisions for the three-year contract between the City of Cocoa and the Coastal Florida Police Benevolent Association (CFPBA) Lieutenants for the contract term of October 1, 2020 through September 30, 2023, modifying Article 17 Wages to provide annual wage increases for Fiscal Year 2023.

Indexes: Labor; labor union; PBA

Attachments: [PBA Lieutenants Contract FY21-23 with FY23 Wage Opener \(FINAL\).pdf](#)

IX. INFORMATIONAL AGENDA:

- IX.1 [22-543](#) Council request to review the cumulative purchase approvals over \$35,000 and under \$50,000 for period 10/01/2021 to 8/31/2022.

Attachments: [PO Monthly Report to City Council 10.01.21 thru 8.31.22.pdf](#)

- IX.2 [22-562](#) FY 2022 Budget Adjustment Report

Attachments: [Pd 11. August - FY 2022 REVENUE Budget Tracking Worksheet.pdf](#)
[Pd 11. August - FY 2022 EXPENSE Budget Tracking Worksheet.pdf](#)

- IX.3 [22-563](#) 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.

Attachments: [Budget Classification Report August 2022.pdf](#)

- IX.4 [22-564](#) 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.

Attachments: [Change Order Authorizations 08-31-22.pdf](#)

- IX.5 [22-579](#) Bi-Weekly City Council Update Report for the dates of September 8-21, 2022

Attachments: [Council bi-weekly report template \(1\) \(4\).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.

