

Agenda
City of Cocoa
Regular Meeting of The City Council

Date: September 27, 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 September 27, 2022. (22-559)
2. **Minutes:** (a) Regular Meeting of August 9, 2022 (22-536)
(b) Regular Meeting of August 23, 2022 (22-537)
(c) Regular Meeting of September 13, 2022 (22-567)

III. Awards and Presentations:

1. Presentation by Cocoa High School. (22-558). (Mark Carstens)

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.

This Agenda may be Amended up until or at the Meeting

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. 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. (22-501). (Community Services Director)
2. Council Approval to Apply for the Firehouse Subs to purchase police E-bikes. (22-546). (Chief of Police)
3. 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. (22-553). (Public Works Director)
4. 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. (22-560). (Public Works Director)
5. 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. (22-565). (Utilities Director)
6. Approve the 2nd Amendment CentralSquare Solutions Agreement to execute the Optional Term 3 of the previously approved CentralSquare Solutions Agreement to provide NaviLine Public Administration applications. Allow the City Manager to approve the Purchase Order, Pending the Adoption of the FY23 Budget. (22-571). (Chief Technology Officer)

(B) Multi-Year Contracts:

This Agenda may be Amended up until or at the Meeting

7. 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. (22-475). (Utilities Director)
8. 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. (22-524). (Public Works Director)
9. 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. (22-568). (Public Works Director)
10. 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. (22-569). (Administrative Services Director)

VI. Public Hearings:

1. (a) 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.

(b) 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. (22-561). (Finance Director)

2. Ordinance No. 13-2022/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. (22-570). (Public Works Director/Interim Growth & Economic Development Director)
3. Consideration of Ordinance No. 12-2022/First Reading: 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. (22-580). (Public Works Director/Interim Growth & Economic Development Director)
4. Consideration of Ordinance No. 11-2022/First Reading: 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. (22-582). (Public Works Director/Interim Growth & Economic Development Director)

VII. Council Business:

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

VIII. City Business:

1. 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. (22-538). (Administrative Services Director)

Multi-Year Contracts:

This Agenda may be Amended up until or at the Meeting

None.

IX. Informational Agenda:

1. Cumulative purchase approvals over \$35,000 and under \$50,000 for period 10/01/2021 to 8/31/2022. (22-543). (Finance Director)
2. FY 2022 Budget Adjustment Report. (22-562). (Finance Director)
3. Data showing the relation between the estimated and actual income and expenses to date. (22-563). (Finance Director)
4. 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. (22-564). (Finance Director)
5. Bi-Weekly City Council Update Report for the dates of September 8-21, 2022. (22-579). (City Manager)

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

This Agenda may be Amended up until or at the Meeting

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.

This Agenda may be Amended up until or at the Meeting