

**MINUTES**  
**City of Cocoa**  
**Regular Meeting of The City Council**

**June 10, 2020**

A Regular City Council Meeting was held on Wednesday, June 10, 2020, in Cocoa City Hall, in City Council Chambers, located at 65 Stone Street, in Cocoa, Florida, 32922, as publicly noticed.

**I. Opening Matters:**

Mayor Williams called the meeting to order at 6:17 p.m.

Pastor Wiley from First Baptist of Cocoa provided the invocation and Deputy Mayor Goins led the assembly in the Pledge of Allegiance to the Flag of the United States of America.

The City Clerk took the roll.

PRESENT:	Jake Williams, Jr.	Mayor
	James Goins	Deputy Mayor
	Don Boisvert	Councilmember
	Lorraine Koss	Councilmember
	Brenda Warner	Councilmember
	Anthony Garganese	City Attorney
	Matt Fuhrer	Interim City Manager
	Carie Shealy	City Clerk

**OTHER STAFF MEMBERS PRESENT:**

Tammy Gemmati, Administrative Services Director; Jack Walsh, Utilities Director; Michael Cantaloupe, Chief of Police; Jonathan Lamm, Fire Chief; Bryant Smith, Public Works Director; Rebecca Bowman, Finance Director; Nancy Bunt, Community Services Director; LeShawn Hinton, Helpdesk Support Tech; and Samantha Senger, Assistant to the City Manager/PR Specialist.

**II. Approval Of Agenda And Minutes:**

1. **Agenda:** Regular Meeting of June 10, 2020. (20-298).
2. **Minutes:** (a) Budget Priorities/Fiscal Sustainability Workshop of May 6, 2020. (20-297)  
(b) Special Meeting on May 12, 2020. (20-301)

Councilmember Koss requested that a Item III.3 be added under Awards and Presentations so that Pastor Lively could speak about the activity center at First Baptist Church of Cocoa.

- \* **MOTION by Councilmember Boisvert; Seconded by Councilmember Koss to approve the agenda as amended for the Regular meeting of June 10, 2020.**

**AYES:** Williams, Goins, Boisvert, Koss, Warner

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

- \* **MOTION by Councilmember Koss; Seconded by Councilmember Warner, to approve the Minutes for the Budget Priorities/Fiscal Sustainability Workshop of May 6, 2020 and the Special Meeting on May 12, 2020 as written.**

**AYES:** Williams, Goins, Boisvert, Koss, Warner

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

### **III. Awards and Presentations:**

1. Presentation by Family Promise of Brevard. (20-314). (Mayor Williams)

Mayor Williams announced that he brought this forward as this organization has a need and he felt that Council should be made aware in the event it would come back as an action item.

He advised that Council had received a packet with well over one hundred letters of support included.

Ms. Tara Pagliarini with Family Promise of Brevard thanked Council for allowing them to share and noted that many people were in support of what they are doing. She provided a presentation<sup>1</sup> to Council.

She noted that a year ago one of their partners, Housing for Homeless, came before Council and asked for use of Fire Station 1. This council approved

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<sup>1</sup> EXHIBIT A: Family Promise of Brevard Presentation

Habitat for Humanity to move forward at that time to utilize that building and it was noted that they did not need an RFP.

She mentioned that families are the fastest growing segment of the homeless population. She further explained what family homelessness was not.

She provided examples of what homelessness looks like for families, advising that many parents are working two to three jobs and still cannot afford the cost of living in Cocoa.

Ms. Pagliarini explained the acronym ALICE which means Asset Limited, Income Constrained, Employed. ALICE workers make our quality of life possible yet do not earn enough to support their own families.

The 32922 zip code received the highest score in Brevard County with 73% of those under ALICE. This shows the families with the greatest need.

She explained that the center focuses strongly on permanent, stable, housing and that families spend the night in a congregation and then are brought back to their center in the morning. Families with fathers and males over twelve are prioritized. It is a collaboration with agencies in the community. She further explained the screening process for families.

Ms. Pagliarini strongly feels that the vacant Firehouse #1 would be a great fit for this program. She believed that it could be repurposed as there is not a shelter for families with children in Brevard County. This is a very needed service that could be provided for families in the City.

She explained that the location to Cocoa Village and other areas was also a great benefit.

Ms. Pagliarini shared their request to the City which was:

- Consider a long-term lease for the administrative portion of the Firehouse that would revert back to the City if they no longer wanted or needed the building.
- Maintain control of the bays for use by CPD for vehicle/evidence storage and community collaborations.
- Discuss potential future use of bay(s) for community classrooms, agency co-locations, and a potential cold night shelter for families with children should they become available at a later date.

She further pointed out that the estimated timeframe for remodeling would be three months at a cost of \$199,000. This estimate does not include a leak that

was found or work on the electrical panel. They have community resources who can help with those. Ms. Pagliarini showed a mock plan of the updated fire station.

A video presentation was shown of a family who benefited from this organization and a Cocoa resident shared her experience with Family Promise of Brevard. She stated they were more than a typical homeless shelter.

Sheriff Wayne Ivey spoke on behalf of Family Promise of Brevard and was proud to ask for support. They have found a good balance of both helping and aiding to those who are homeless. The picture of homelessness has changed from singles to families. He was proud to be a part of their team and thanked Council for considering this.

Mayor Williams added that he and the Deputy Mayor go to Second Harvest Food Bank to pick up food for kids and families at Cocoa High School. He stated that homelessness is a reality. He appreciates what Family Promise of Brevard is doing and asked all to stand who were in support of the program.

Councilmember Koss asked about churches in Cocoa who participate. In response, Ms. Pagliarini noted it was Christ Central Church and First Baptist of Cocoa. She hoped that they could recruit more churches as well.

Mayor Williams noted that there was a lot that could be done with the building.

Deputy Mayor Goins was a firm believer in teamwork makes the dreamwork and they should do anything for people in need. He was in support of this and felt that anytime something could be reallocated for use it should be. He likes that the bays will still be open for use.

Mayor Williams asked for a consensus to bring this back as an agenda item.

Councilmember Warner stated that she had received calls and believes that there were misunderstandings of what her presentation would be.

She would like Ms. Pagliarini to work with staff and the City Attorney to see what they could come up with. She hoped that their budget includes sewer and pipe issues.

Councilmember Warner advised that she was once homeless and wished that they would have been around when she needed it.

Councilmember Boisvert agreed with Councilmember Warner and had heard about this program through his own church. He hoped that it could be brought back to Council.

Councilmember Koss hoped that they could go beyond and recruit more churches in the community. She has been impressed with them for over a year. She pointed out that a letter of support was also received from Rep. Sirois.

\* **CONSENSUS FOR STAFF TO COME BACK WITH AN AGENDA ITEM.**

Mayor Williams felt that this could only add to what is in the City. He was looking forward to taking the City to the next level.

2. Video Presentation of the vegetation removal and restoration of the North Lakemont Stormwater Pond. (20-321). (Public Works Director)

Mr. Smith provided a background on this project and showed a video which showed the process of the pond being cleaned.

Council members thanked Mr. Smith for his work on this and Mayor Williams pointed out that it was important for the community to see where their dollars were being spent.

3. First Baptist of Cocoa. (Pastor Rich Lively)

Pastor Rich Lively with the First Baptist Church of Cocoa spoke about the repurposing of their activity center into a gym and advised that it was available for community use. There would be a grand opening next Wednesday night and he invited Council and staff to attend and participate in a pickle-ball tournament. He felt that this was a gift to the community and welcomed all.

**IV. Delegations:**

Capt. Ed Lanni, 939 N. Indian River Drive, Cocoa, thanked the Mayor, Police and Fire Chiefs, and staff for all that they did for him on his 95<sup>th</sup> birthday, which was May 11<sup>th</sup>. He was astounded and very appreciative of the parade and recognition.

George Brown, 555 W. King Street, Cocoa, mentioned that he hoped the Code Board would be able to meet in July, as they have not been able to for the last few months. He thought that the new Joe Lee Smith Center was beautiful and asked about the grand opening. Lastly, he asked about the railroad crossing and if something could be done as it was in bad shape.

Interim City Manager Fuhrer advised that the new Joe Lee Smith Center would be completed at the end of June and the grand opening would be in July.

Mr. Smith explained the situation with the railroad tracks and mentioned that all maintenance has been waived this year however, he would get in contact with them.

Mr. Brown further noted that the traffic lights at US 1 and SR 520 were out of control. He asked that those be looked into as well. Mr. Smith assured him that would be looked into.

In closing, Mr. Brown asked Council to help the Family Promise of Brevard and to utilize the Fire Department.

Aleck Greenwood, 640 Brevard Avenue, Cocoa, thanked the Fire Chief and the Chief of Police, as he had a dumpster fire and you do not realize the impact until you are affected by one. He thought the march was unbelievable and felt that it was welcoming all to Cocoa.

Marlene Weiss, 2415 Tulane Drive, Cocoa, mentioned she was a member of the Sustainability Advisory Committee. She spoke in regards to parks being locked and felt that it was bringing down the community. Additionally, she mentioned the community garden which is underserved and sends a message of neglect. She is personally interested in volunteering. She believed something needed to be done with public spaces to make them more open to the public for use.

Councilmember Koss noted that she would get keys from Mr. Brotemarkle and they could walk the trails together.

Councilmember Warner advised that with COVID residents should have access to walking trails.

## **V. Reports:**

Chief Lamm provided an update on COVID-19 and pointed out that there are currently 67,371 cases in Florida. There are 484 in Brevard County with 13 deaths. The City of Cocoa area has 90 cases. He mentioned that we will continue to see numbers increase as testing increases. There will be another testing site in Cocoa at Byrd Plaza on June 12<sup>th</sup> from 10 am until 3 pm. They are partnering with Brevard Health Alliance once again. They have been a great partner and this has proven to be a great public/private partnership.

Mr. Walsh announced that the Water Quality Report for 2019 has been published and is online only at this time. It is due out by July 1<sup>st</sup>. A brochure will be emailed as soon as it is published to those who request it.

Ms. Gemmati provided an update on the City Manager recruitment and mentioned that there were forty-six applicants. These are being narrowed down and a short list will be provided to Council by June 22 and there will be a special City Council meeting to review the lists.

Attorney Garganese advised that he had communicated with Council prior to the meeting regarding two utility matters. He explained the backgrounds in regards to the contracts and noted that the projects were never brought to final completion. At this time, it was advisable not to delay any further and to file lawsuits. He was asking Council's approval to do this at the appropriate time under the direction of the Utility Director and Interim City Manager.

- \* **MOTION by Councilmember Boisvert; Seconded by Councilmember Koss, to authorize the City Attorney to pursue the lawsuits.**

**AYES: Williams, Goins, Boisvert, Koss, Warner**

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

Interim City Manager Fuhrer spoke about a policy related matter concerning a water customer who was in the County but has built a new home and looking to establish water service. He explained the typical process for this and mentioned that Brevard County has changed some of their policies and fee structures. The issue is resulting in an expense that was quite high and could be in the excess of \$10,000. The homeowner was not prepared for this and they now have a new home with no water service. He pointed out that the City has a payment plan for those behind on water service and was requesting that staff be allowed to work with the City Attorney in order to produce an agreement with the customer which would also provide for some protection to the City.

A modified policy could be brought back in the future and staff will also meet with Brevard County as they are not sure if they are aware of the impact of their changes.

- \* **IT WAS A CONSENSUS OF COUNCIL TO ALLOW STAFF TO PROCEED WITH AN AGREEMENT.**

Interim City Manager Fuhrer thanked all of the staff involved with the First Amendment March this past weekend. He thanked the community as well and mentioned that there were a lot of participants.

He spoke in reference to the temporary sign ordinance and that election signs were grouped in with temporary signs. That ordinance will be brought back to Council with strikethroughs or a modification of wording altogether.

Councilmember Warner thanked all of City staff who participated in Saturday's event as well. The event organizers did a fabulous job and it was nice to see so many out there together. She was very proud to be part of an event like that and it gave her hope.

She further addressed the statement from FOP Brevard and noted that she has been asked why Cocoa was not saying more. She was very angered by the statement that was made. This hurts the good people in law enforcement. She has been closely involved in law enforcement since she was seventeen years old and has never met one officer in the community that would have those same sentiments that FOP put out there. She knows that they do not feel the same way.

Councilmember Warner thanked Dawn Butterfield and her staff at West Cocoa Pharmacy for taking leftovers from an event she had to the police department. There was enough food to feed fifty people.

Lastly, she thanked Ms. Bunt for the signs for the Michael C. Blake subdivision and hoped a groundbreaking would be before November.

Deputy Mayor Goins advised that there were 2,000-3,000 people coming to Cocoa for a youth football tournament at Cocoa Expo. They are the Elite Future Stars and will be here from Wednesday to Saturday. He would like for the City to do something for the owner of the organization and encourage them to come back next year. All hotels are sold out so it is good for the City.

\* **IT WAS A CONSENSUS AMONG COUNCIL FOR THE DEPUTY MAYOR TO WORK WITH THE INTERIM CITY MANAGER TO DO SOMETHING FOR THEM.**

Deputy Mayor Goins thought that the march was amazing. He appreciated the police department for stepping up and thanked them for the Lemonade Stand. He thought that Alton Edmund and Victoria Mitchner organized this event very professionally.

He mentioned the milling on Washington Street and wanted all to be aware that when things were being done in neighborhoods like this it was unacceptable to keep roads open. He got a lot of phone calls in regards to people hitting manholes, etc.

Mr. Smith assured him they are working with the contractor to address that in the future.



Councilmember Koss announced that the owner of Stumpy's, Angie Sullivan was trying to raise money for St. Baldrick's. Her husband will shave her head at 8 pm on Friday night.

She agreed with everyone and has been deeply impacted by the events over the last couple of weeks and was very proud of this community. She grew up not too far from where riots started and was both shocked and horrified. She spoke in regards to racism and that it was previously looked at as a black issue but now white America is realizing that it is all of our issues.

Councilmember Koss shared a list of five points that she would like to see come to fruition in the near future:

1-The Police Chief has met with faith community meetings and has been speaking with Pastor Bryant about some sort of truth and reconciliation.

2-We used to have council on Tuesday nights and it was moved and most churches have services on Wednesday nights and asked if it could be entertained to go back to Tuesdays.

3-Request another presentation on the Consent Decree. Cocoa is rich in history and with the way we have progressed she believes it would be good to have another presentation.

4-Entertain renaming Fiske Blvd. to Martin Luther King Blvd.

Mayor Williams stated he proposed this when he was on council before, from Barbara Jenkins north. Letters were sent out and it was positive, however, there were two residents who spoke against it who did not live in the area and it did not pass.

5-Feels that the Police Advisory Committee needed to be re-visited, not the makeup of the committee but how it reviews issues.

Deputy Mayor Goins asked if she could provide recommendations on what she would like for the Police Advisory Committee. In response she mentioned that she has been looking at what other cities are doing.

Councilmember Boisvert shared that he went to the testing site at Byrd Plaza and was in and out in seven minutes. He further agreed that the March on Saturday was good.

Mayor Williams thanked all of the staff for all that they do in all departments. He was in support for Covid test sites and supported the march. Other marches

were done but none were like ours. He noted the march was about equality and fairness and he was very grateful for the event.

He is aware that staff was in the budget process and that there was a lot happening and he reiterated his thanks to staff. People appreciate what they are seeing with some of the many projects. He is going to keep moving forward and the City has a lot to offer.

Councilmember Warner spoke about a problem on Pineda Street and thanked Commissioner Lober for sending her an email and a guarantee that it would be cleaned up by the 18<sup>th</sup> of this month.

## **VI. Consent Agenda:**

1. Approve Participation in a Cooperative Purchase Agreement with Mid Florida Diesel of Bartow, Florida, to Purchase Two (2) 100KW Trailer-Mounted Generators and Associated Equipment Utilizing the Florida Sheriff Association (FSA) Cooperative Purchasing Program Contract No. FSA19-VEH17.0 Effective October 1, 2019 through September 30, 2020; To Approve a Resolution Amending the FY20 Budget, BAF#20-069-T. (20-262). (Utilities Director)
  2. Approve entering into a co-operative purchase agreement with, and issuing a Purchase Order to Asphalt Paving Systems, Inc. in the amount of \$266,552.32 for the Full Depth Reclamation (FDR) of Pineda Street from Peachtree Street to Dixon Blvd. using Lee County Solicitation No. B170265/ANB, Alternative Paving Methods, effective September 5, 2017 through September 4, 2020. Approve a Resolution for Budgetary Contingency to authorize the City Manager to approve any change orders up to 10% of the contract value in the amount of \$26,655.23 for any additional work, as needed. (20-275). (Public Works Director)
  3. Approve a Resolution Amending the FY20 Budget, BAF# 20-076-T, to Reallocate Funds from the Streets Division, to the COVID-19 account for Contract Mowing. Approve the Addendum to the Mowing Contract with U.S. Lawns, to include the areas previously attended to by the Inmate Squad, and Approve the Change Order to the Original Purchase Order # 75634 not to exceed \$46,410. (20-291). (Public Works Director)
  4. Approve a Resolution Amending the FY21 Budget, BAF# 20-272-T, to cover the expense of purchasing three (3) replacement servers and computer components. (20-310). (Chief Technology Officer)
- \* **MOTION by Councilmember Boisvert; Seconded by Councilmember Koss, to approve the Consent agenda.**

**AYES: Williams, Goins, Boisvert, Koss, Warner**

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

Deputy Mayor Goins asked if it was inappropriate for him to call US Lawns to see if they could add Peachtree Gardens to the list and cut it for free since it was a community project. In response, Interim City Manager Fuhrer advised that it was his understanding that Diamond Square has funds to maintain that.

Ms. Bunt added that they were using Code's lawn abatement program as it was the least expensive. They should be there by this weekend to cut.

**VII. Public Hearings:**

None.

**VIII. Council Business:**

1. This is an Informational Agenda on the History of the Seasonal Customer Policy and the Unoccupied Property Policy and Owner Billing for City Council discussion. (20-293). (Finance Director)

Ms. Bowman provided a background on this item and explained the history regarding the policy. She pointed out that as of today the City operates under the Seasonal Policy where the snowbirds are still billed for base fees regardless as to whether or not they are occupying the home.

During a utilities workshop in 2019 it was brought up to continue billing as a readiness to serve on utility accounts. That is currently on hold and staff is working with consultants to find out what other cities do in regards to seasonal billing.

They have found only one other agency that bills all accounts. Other cities have seasonal policies but we have an inequity right now with our seasonal policy as customers are being charged all of the time.

Councilmember Koss asked what the base fee was and Ms. Bowman advised it was around \$17 for a residential connection. Councilmember Koss felt that was a reasonable fee given the City was providing the infrastructure.

Councilmember Warner thought that all cities billed the base fee at all times for customers. Ms. Bowman pointed out they do it on active accounts.

Councilmember Warner was in agreement with option #2, the unoccupied owner policy.

- \* **IT WAS A CONSENSUS AMONG ALL COUNCIL MEMBERS TO GO WITH OPTION #2, Adopt a policy of billing of base fees at all times for all customers by reimplementing the Unoccupied Property Policy.**

2. Update on The Villas of Cocoa Village for the redevelopment of 915 Florida Avenue (also known as the former location of the Oaks Mobile Home Park). (20-299). (Community Services Director)

Ms. Bunt provided a background on this item along with a timeline from when the city acquired the property to present day.

She spoke in detail regarding the zoning of the property and of the history of the development agreement.

On May 15, 2020 a development review committee meeting was held and feedback was provided to the developer. She explained some of the amendments made to the agreement.

Mayor Williams voiced his concerns with the project and mentioned that he tried to meet with Mr. Harvey back in 2018. The meeting never happened and he has had several developers ask him what was going on with the property. He felt that this was ridiculous and all of this time has gone by without a signed agreement. Nothing was happening and he was getting frustrated.

Deputy Mayor Goins asked what the Mayor recommended they do as a Council. Mayor Williams believes that this should go back out as RFP.

Deputy Mayor Goins asked the City Attorney that since the RFP was approved in 2018 and it has not been signed, would there be any legal issues if they moved forward with this particular developer.

Attorney Garganese advised that this property was owned by the City and is located in the redevelopment area. The property was acquired for redevelopment purposes. They would need to go under redistribution procedures under the Redevelopment Act which the City did. They got as far along as to get an agreement but that has not been signed to date. The City needs an agreement in order to move forward and redevelop this property.

In the absence of an agreement, the City cannot move forward or engage in negotiations. If Council wants to dispose of the property they would have to go

through the RFP process again. This Council may want to see something different in regards to that property. Any interested party could submit proposals but those would have to be consistent with the RFP that goes out. He cannot presume that those would be the same as in the past.

Mayor Williams has heard a lot of concerns regarding the other project but he still has concerns. He sees other stuff in Cocoa moving and nothing is being done with this.

Councilmember Warner asked if staff should bring back a recommendation like they did with the hotel.

Councilmember Koss pointed out that the appraisal was done in the fall of 2017 which confirms that it is three years old. Most properties change value in a timeframe like that.

Discussion was held on the projects history and Councilmember Warner provided a brief background to those who were not on Council at the time the project was initially approved.

Erin Trauger, a Civil Engineer working on the project noted that she was very involved with the project. She spoke about the concept of the project and discussed possible issues in terms of the design of the property. She understood Council's concerns.

Mayor Williams asked if a portion of the property fell within the Consent Decree. In response, it was pointed out that it is right outside of the Consent Decree.

Councilmember Warner thanked Ms. Trauger and advised that we have a civil engineer doing a lot of work without a development agreement. She does not believe that the City's processes are working and need to be fixed.

Further discussion was held on the RFP process and what the City and CRA were statutorily required to do.

It was confirmed that staff would provide a timeline to Council regarding this property and a reappraisal would be done. Ms. Bunt added that they would get a timeline from the developer as well.

3. Consider the Reappointment of Nancy Elliott, as a regular member of the Board of Adjustment, through May, 2023. (20-300). (Administrative Services Director)

\* **MOTION by Councilmember Warner; Seconded by Councilmember Boisvert, to approve the Reappointment of Nancy Elliott, as a regular member of the Board of Adjustment, through May, 2023.**

Councilmember Koss questioned board reappointments and wanted to see more solicitation for boards. She felt that there were people interested in volunteering and believed that were not getting the chance.

It was agreed that the City Clerk's office could post reappointments on social media at least thirty days in advance when reappointments come up. Vacancies are already posted.

**AYES: Williams, Goins, Boisvert, Koss, Warner**

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

4. Consider the Reappointment of George Brown, as a regular member of the Code Enforcement Board, through May, 2023. (20-307). (Administrative Services Director)

\* **MOTION by Councilmember Boisvert; Seconded by Councilmember Warner, to approve the Reappointment of George Brown, as a regular member of the Code Enforcement Board, through May, 2023.**

**AYES: Williams, Goins, Boisvert, Koss, Warner**

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

Mr. Brown mentioned that if he makes the end of this term he will have been on this board for forty years and he has never missed a meeting. There are good members on this board and they have never had to call a meeting due to lack of quorum. He will be eighty years old when he hits his forty years.

5. Consider the appointment of the (2) of following interested Cocoa residents as the Primary and Alternate member of the Space Coast TPO Citizen Advisory Committee (CAC): Stephanie Moretto, Sarah Conkling, or Gregg Stoll. (20-308). (Administrative Services Director)

Councilmember Warner stated that she knows two of the three applicants, Ms. Moretto and Ms. Conkling. Mr. Stoll has been in the Citizens Academy.

Councilmember Koss mentioned that Mr. Stoll was looking for a way to get involved and Ms. Conkling is an advocate for SCAT.

\* **MOTION by Councilmember Koss; Seconded by Deputy Mayor Goins, to appoint Mr. Greg Stoll as the Primary member and Ms. Sarah Ann Conkling as the Alternate member for the Space Coast TPO Citizen Advisory Committee (CAC).**

**AYES: Williams, Goins, Boisvert, Koss, Warner**

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

6. Consider the Reappointment of Thomas Yardley, as a regular member of the US1 CRA, through the sunset date of the agency which will be on or before September 30, 2020. (20-309). (Administrative Services Director)

\* **MOTION by Councilmember Warner; Seconded by Councilmember Boisvert, to approve the Reappointment of Thomas Yardley, as a regular member of the US1 CRA, through the sunset date of the agency which will be on or before September 30, 2020.**

**AYES: Williams, Goins, Boisvert, Koss, Warner**

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

7. Seek Council direction on holding public and private events at City facilities after June 30, 2020. (20-311). (Asst. to the City Manager/Public Relations Specialist)

Ms. Senger mentioned that these events have been on hold due to Covid-19. This item was written before the last announcement of the governor and since then we have moved into phase 2.

Mayor Williams asked how the City could hold those accountable for events. In response, Interim City Manager Fuhrer advised that staff could ask for a plan.

Ms. Senger noted there are events in the park or in the Village and there are private events as well.

Councilmember Boisvert felt that they should hold off until August due to cases rising.

Councilmember Warner did not feel it would be any better in August and thought maybe we could open for private events and have an agreement to make sure guidelines are followed and would dissolve the City from any responsibility.

Attorney Garganese advised a Covid-19 Hold Harmless for facility use be done for private events. It would be a challenge for public events to get waivers and agreements signed by all participants.

Mayor Williams agreed with the City Attorney and as long as they follow CDC requirements and guidelines.

Chief Lamm also agreed and having this addendum would help. Public events would be much more difficult to manage. It would require a lot of staff time to

monitor the events. Numbers seem to be changing week to week but they will work with whatever Council wishes to do. He reiterated that it would be very hard to get consent forms signed by all attendees.

Discussion was held on what type of events were planned to date, insurance requirements, and the Covid-19 Hold Harmless. It was further mentioned it would be good to post notices on the facilities as well.

Councilmember Warner had no objection with private events if the City follows the City Attorney and Fire Chief's recommendation.

**It was determined to allow private events providing guidelines are followed and at the next meeting a list of events would be brought back that are scheduled along with a plan on how we can host these as safely as possible.**

Ms. Kirkpatrick advised that for Sip and Stroll they were scattering check in times and locations so they would not all be in one place at the same time.

Deputy Mayor Goins asked about sports training. Ms. Senger said gatherings of fifty or less should be fine.

**IX. City Business:**

1. Approve the Participation in the FPL Evolution Charging Station Program and authorize the Interim City Manager to execute the associated Agreement. (20-269). (Public Works Director)

**\* MOTION by Mayor Williams; Seconded by Councilmember Boisvert, to approve the item.**

**AYES: Williams, Goins, Boisvert, Koss, Warner**

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

2. Approve a Budget Transfer from General Fund Contingency (001-1600-513-39-00) to the Community Services Contract Services Account (001-3200-515-34-00) in the amount of \$52,000 for third party Building Official, Commercial Inspector, and Flood Plain Review services through the remainder of Fiscal Year 2020. Approve a Budget Resolution amending the Fiscal Year 2020 Budget, BAF# 20-073-T. Authorize the Interim City Manager to approve a Change Order to Purchase Order 75956 in the amount of \$52,000. (20-302). (Community Services Director)

**\* MOTION by Councilmember Boisvert; Seconded by Councilmember Koss, to approve the item.**



**AYES: Williams, Goins, Boisvert, Koss, Warner**

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

3. Approve an Interlocal Agreement with Brevard County for CARES Act funding and authorize the City Manager to submit authorized expenditures for reimbursement under the federal guidance established by the U.S Department of the Treasury. (20-331). (Interim City Manager)

- \* **MOTION by Councilmember Boisvert; Seconded by Councilmember Koss, to approve the item.**

**AYES: Williams, Goins, Boisvert, Koss, Warner**

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

**Multi-Year Contracts:**

**X. Informational Agenda:**

None.

**XI. Adjournment:**

Mayor Williams noted that the Indian River Queen was holding an event on the 4<sup>th</sup> of July and were looking for sponsors. Ms. Senger spoke in regards to this and mentioned some issues that could be involved with July 4<sup>th</sup>. She has spoken with them and discussed possibly incorporating an event into the opening of the T-Docks and Day Slips.

- \* **MOTION by Councilmember Boisvert; Seconded by Councilmember Koss, to adjourn the Regular meeting of June 10, 2020.**

**AYES: Williams, Goins, Boisvert, Koss, Warner**

**THE MOTION CARRIED UNANIMOUSLY (5-0)**

**The meeting adjourned at 9:48 p.m.**

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**Jake Williams, Jr., Mayor**

**ATTEST:**

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**Carie Shealy, MMC, City Clerk**