

Agenda
City of Cocoa
Regular Meeting of The City Council

Date: September 9, 2020

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 9, 2020 (20-560)
2. **Minutes:** (a) Special Meeting of August 4, 2020 (20-561)
(b) Regular Meeting of July 22, 2020 (20-589)
(c) City Manager Candidate Virtual Town Hall of August 13, 2020 (20-590)
(d) Special City Council Meeting of August 14, 2020 (20-591)

III. Awards and Presentations:

1. Presentation by Family Promise of Brevard-Update. (20-562). (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), 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.

Speaker cards are located in the Council Chamber lobby 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:

- Advisory Boards and Committees
- City Administration
- City Attorney
- City Manager
- City Council

VI. Consent Agenda:

1. Approval a Resolution Amending the FY21 Budget, BAF# 20-102-A, moving funds from the Capital Project Fund to the General Fund, for the Travis Park Community Center Bleachers. (20-557). (Public Works Director).
2. Approve a Resolution Amending the FY 2020 Budget, BAF# 20-103-A, adding additional budget for the Water/Sewer Funds Revenue Bond, Series 2018 B principal payment through the use of the Water/Sewer Funds contingency. (20-584). (Finance Director)

VII. Public Hearings:

1. Approve Final Fire Assessment Resolution 2020-195 and the Non-Ad Valorem Assessment Roll for Fire Protection Assessment Fiscal Year 2021. (20-551). (Finance Director)
2. Approve the Final Stormwater Assessment Resolution 20-196 and the Non-Ad Valorem Assessment Roll for Stormwater Utility Services, Fiscal Year 2021. (20-553). (Finance Director)
3. Conduct a Public Hearing on the tentative millage rate and tentative budget and:

(a) Adopt Resolution No. 2020-201 adopting a tentative millage rate of 5.9790 mills, for the City of Cocoa, commencing on October 1, 2020 and ending on September 30, 2021.

(b) Adopt Resolution No. 2020-202 adopting the FY2021 tentative budget and CIP for the City of Cocoa Fiscal Year, commencing on October 1, 2020 and ending on September 30, 2021. (20-554). (Finance Director)

VIII. Council Business:

1. Approve the current Code Enforcement Lien for the property located at 1311 Elizabeth Ave., be reduced to \$500.00 as recommended by the Code Enforcement Board. (20-323). (Chief of Police)
2. Approve the Code Enforcement Lien for the property located at 252 Orange St be Reduced to \$0, as recommended by the Code Enforcement Board. (20-556). (Chief of Police)
3. Approve the current Code Enforcement Lien for the property located at 112 Derby St., be reduced to \$1,107.60 as recommended by the Code Enforcement Board. (20-558). (Chief of Police)
4. Consider the reappointments of Mr. Michael Kirn and Mr. Paul Kamus as members of the Police Pension Board through September 30, 2024; and ratify the appointment of Mr. John A. Casey to the Police Pension Board as the fifth member through September 30, 2024. (20-571). (Administrative Services Director).
5. Consider the appointment of Stephen Harrell as a member of the General Employees Pension Board through September 30, 2023. (20-575). (Administrative Services Director)
6. Consider approving a City Manager Employment Agreement with Stockton Whitten, effective October 9, 2020. (20-586). (City Attorney)

IX. City Business:

1. Approve a Resolution, suspending the automatic 5% rate increase, to Water, Sewer, Reclaim, Fireline and Hydrant Utility Service and Usage, as outlined in Resolution 2016-87 for Fiscal Year 2021. Accept the Fiscal Year 2020 Water/Sewer Revenue Sufficiency Final Report, completed by our consultant, Stantec Consulting Services, Inc. (20-555). (Finance Director)

Multi-Year Contracts:

None.

X. Informational Agenda:

None.

XI. Adjournment:

XII. Notice To The Public:

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.

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. However, 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.