

Agenda
City of Cocoa
Regular Meeting of The City Council

Date: September 23, 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 23, 2020 (20-614)
2. **Minutes:** (a) Regular Meeting of August 12, 2020 (20-615)

III. Awards and Presentations:

1. Update on the status of the Family Promise of Brevard Lease Agreement for the former fire station #1 administrative offices facility and direction to publish a Request for Proposals for the redevelopment of the 114 First Street property. (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. Approve the FY2021 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 FY2021 Budget. (20-539). (Utilities Director)
2. Approve a one-year policy renewal for the General Insurance Program with Florida League of Cities, Inc., for the period October 1, 2020 through September 30, 2021 with an estimated premium of \$998,385 pending approval of the FY2021 budget. (20-552). (Administrative Services Director)
3. Approve Task Order 2021-15 with Jacobs Engineering Group (Jacobs) for Program Management Services for Operating Revenue (OR) Projects, Project No. WS1221 and Task Order 2021-14 for Plan Review Services to include Engineering Land Development Review, Project No. WS1221; Pending Approval of the FY2021 Budget. (20-583). (Utilities Director)
4. Authorize the City Manager to approve the annual purchase orders for electrical utilities as they relate to electrical consumption only and Verizon for the Police Department for FY2021. (20-616). (Finance Director)
5. Approve change order adding additional funds to Blanket PO#75715 for the purpose of making sole source purchases of Neptune Water Meters and related hardware from Sunstate Meter & Supply Inc for the remaining FY20. (20-628). (Utilities Director)

6. Authorize City Manager to sign a Solutions Agreement with Central Square Technologies (formerly Superior, LLC), to provide Naviline Public Administration applications. (20-634). (Interim City Manager)

VII. Public Hearings:

1. Approval of a large scale Future Land Use MAP (FLUM) AMENDMENT consistent with Florida Statute Chapter 163 for Applicant and City initiated requests to change the Future Land Use Map designation of fifty-nine (59) parcels from Brevard County "Residential 2 Units Per Acre - R2" to City of Cocoa "Low Density Residential - LDR" with conditions. (20-543). (Community Services Director)
2. Ordinance No. 14-2020 / Acceptance of annexation petition and 1st Reading: Annexing approximately .6 acres of real property located in unincorporated Brevard County (as described in Exhibit "A") into the City of Cocoa in accordance with Chapter 171.044 of the Florida Statutes and Appendix A, Article VI of the City of Cocoa Code. (20-588). (Community Services Director)
3. Conduct final Public Hearing to approve the City of Cocoa's FY 2020/2021 CDBG & HOME Action Plan; authorize submission of the Plan to the U.S. Department of Housing and Urban Development (HUD); and authorize the Mayor to sign all subsequent certifications and agreements. (20-600). (Community Services Director)
4. Approval of an Amendment to a previously approved PUD / a Rezoning (Ordinance 15-2020) of one (1) parcel from Brevard County (GU) to City of Cocoa (PUD) and incorporating into Phase One-C Final PUD / and a Preliminary Subdivision consistent with Chapter 18 Subdivisions and Appendix A Zoning of the City Code with conditions. (20-605). (Community Services Director)
5. (a) Approve Resolution 2020-206 adopting the Final Millage Rate of 5.9790 mills for the City of Cocoa Fiscal Year 2021 commencing on October 1, 2020 and ending on September 30, 2021, which represents an increase of 2.60% over the rolled-back rate of 5.8274.

(b) Approve Resolution 2020-207 adopting the Final Budget and CIP for the City of Cocoa for the Fiscal Year 2021 commencing on October 1, 2020 and ending on September 30, 2021. (20-612). (Finance Director)

VIII. Council Business:

1. Seek Council direction on permitting upcoming special events at City facilities. (20-602). (Assistant to the City Manager/PR Specialist)

2. Approval of the revised scope of services agreement with Historic Cocoa Village Main Street as part of their Municipal Services Agreement with the City of Cocoa. (20-603). (Assistant to the City Manager/PR Specialist)
3. Consider the reappointments of Mr. Elliott Zimmerman and Mr. Milton Norris Park as members of the Board of Trustees for the Firefighters' Retirement Plan through September 30, 2024. (20-620). (Administrative Services Director)
4. Staff requests the City Council recognize the dissolution of the US1 Corridor Community Redevelopment Agency effective September 30, 2020. Staff also requests Council to recognize that all assets of the US 1 Corridor CRA be transferred to the City of Cocoa through a Special Warranty Deed and Bill of Sale. (20-623). (Community Services Director)
5. Approve Resolution 2020-208 naming the City's 250' T-Dock the "Capt. Ed Lanni T-Dock." (20-635). (Interim City Manager)
6. Approve the current Code Enforcement Lien for the property located at 3649 Crossbow Dr., be reduced to \$500.00 as recommended by the Code Enforcement Board. (20-642). (Chief of Police)

IX. City Business:

1. Approve the Memorandum of Understanding between the City of Cocoa and the Coastal Florida Police Benevolent Association (PBA) to amend Article 28 Wages for Fiscal Year 2021. (20-599). (Administrative Services Director)
2. Approve the three-year contract between the City of Cocoa and the Coastal Florida Police Benevolent Association (PBA) Lieutenants for the contract term of October 1, 2020 through September 30, 2023. (20-604). (Administrative Services Director)
3. Authorize Staff to proceed with refinancing Outstanding Florida Department of Environmental Protection State Revolving Loans through Private Placement of a Bank Loan not to Exceed \$23,000,000. (20-638). (Finance Director)

Multi-Year Contracts:

4. Award Bid # B-20-19-COC, "Dyal Water Treatment Chemicals" to:
 1. Praxair, Inc., Burr Ridge IL, for Liquid Oxygen;
 2. Tropichem Enterprises, Jupiter FL, for Wisprofloc-Starch;
 3. Carmeuse Americas, Pittsburgh PA, for Quicklime.

To Approve the First Amendment to Purchase Agreement with

1. Matheson Tri-Gas, Inc., Irving, TX for Carbon Dioxide;
2. Tanner Industries, Inc., Southhampton PA, for Anhydrous Ammonia;
3. Kemira Water Solutions, Inc., Bartow FL, for Ferric Sulfate;
4. Allied Universal Corp., Miami FL, for Sodium Hypochlorite.

To Approve the Second Amendment to Purchase Agreement with

1. Brenntag Mid-South, Inc., Orlando FL, for Liquid Chlorine;
2. Genesis Alkali LLC, Philadelphia PA, for Soda Ash as shown in Exhibit "A"

To further Authorize the City Manager to negotiate the contracts for Praxair, Inc., Tropicchem Enterprises and Carmeuse Americas and approve Change Orders in an Amount not to Exceed the Total FY2021 Budget for Chemicals and to Approve a Resolution Waiving the Competitive Bidding Process for the Purpose of Making Sole Source Purchases of Cal Flo Liquid Lime from Burnett Lime Co., Inc., Campobello SC; and LT27 Polymer from Fort Bend Services, Inc., Stafford, TX for the Dyal Water Treatment Plant and the Jerry Sellers Water Reclamation Facility for FY2021; Pending Approval of the FY2021 Budget (Utilities Director) (20-542). (Utilities Director)

5. Approve a Multi-Year Contract with G4s Secure Solutions (USA) Inc. through Florida State Term Contract 92121500-20-1 and allow the City Manager to sign the contract. Approve the Purchase Order, pending the adoption of the FY 2021 Budget, in the amount of \$49,100.00. (20-608). (Finance Director)
6. Approve the Third Amendment to Bid # B-19-05-COC, renewing the mowing contract to U.S. Lawns for the second and final one-year extension for contract mowing services from October 1, 2020 to September 30, 2021 for \$117,300, and amending the Mowing Contract to U.S. Lawns for Fiscal Year 2021 Contract Mowing Services in the additional amount of \$85,930 for additional areas due to the unavailability of the Inmate Work Squad, pending the Approval of FY2021 Budget. Authorize the City Manager to issue the purchase order. (20-617). (Public Works Director)

X. Informational Agenda:

1. Fire Incident Summary Report for August 2020. (20-582). (Fire Chief)
2. Cumulative purchase approvals over \$35,000 and under \$50,000 for period 10/01/2019 to 08/31/2020. (20-597). (Finance Director)

3. Review of City of Cocoa and LIUNA Memorandum of Understanding regarding wages and health insurance. (20-607). (Administrative Services Director)
4. FY 2020 Budget Adjustment Report. (20-609). (Finance Director)
5. 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. (20-610). (Finance Director)
6. Data showing the relation between the estimated and actual income and expenses to date. (20-611). (Finance Director)

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.