

Agenda¹
City of Cocoa
Regular Meeting of The City Council

Date: September 14, 2021

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 14, 2021. (21-588)
2. **Minutes:**
 - (a) Regular Meeting of August 10, 2021 (21-589)
 - (b) District 3 Town Hall Meeting on August 17, 2021 (21-590)
 - (c) Regular Meeting of August 24, 2021 (21-605)

III. Awards and Presentations:

1. Legislative update at the state level by Representative Tyler Sirois. (21-600). (Representative Sirois)

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

¹ **THIS AGENDA MAY BE AMENDED BEFORE OR AT THE MEETING ON 9/14/2021**

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. Consent Agenda:

(A) General Consent Items:

1. Approve the Fifth Amendment to the License Agreement with T-Mobile South, LLC, Successor in Interest to APT Tampa/Orlando, Inc. (21-422). (Utilities Director)
2. Award Bid Number B-21-22-COC, with Ace Flow Control, Longwood, Florida, to Provide Cross Connection Control (CCC) Technical Field Services; To Approve Cross Connection Control Technical Field Services Provided by Ace Flow Control up to the FY 2022 Budgeted Amount of \$680,000, Pending Approval of the FY 2022 Budget. (21-523). (Utilities Director)
3. Approve Task Order 2022-20 with Jacobs Engineering Group (Jacobs) for Program Management Services, Project No. WS1221, and Task Order 2022-19 for Plan Review Services to include Engineering Land Development Review, Project No. WS1221; Pending Approval of the FY2022 Budget. (21-538). (Utilities Director)
4. Approve the FY2022 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 FY2022 Budget. (21-554). (Utilities Director)
5. Approve Task Order 2022-18 with Jacobs Engineering, Inc. (Jacobs) to Provide Assistance with Project Management, Contractor Monitoring, Data Management, Quality Control and the Cross Connection Control Program, Project No. WS13BC; Pending Approval of the FY 2022 Budget. (21-555). (Utilities Director)

6. Approve a Change Order to Purchase Order Number 77665 in the amount of \$54,182 to Southern Sewer Equipment and Sales Inc. for the Stormwater Vac-Con cab and chassis replacement and vehicle repairs. (21-567). (Public Works Director)
7. Council acceptance of State of Florida Historic Preservation Small Matching Grant Award # 22.h.sm.300.024 in the amount of \$50,000 (\$25,000 grant/\$25,000 match) for the purposes of designing educational displays related to the history of the Leon and Jewel Collins Museum of African American History and Culture. Approve a Resolution Amending the Fiscal Year 2021 Budget, BAF# 21-113-A in the amount of \$25,000 for the grant award. Authorize the City Manager to sign the Grant Award Agreement. (21-579). (Interim Community Services Director)
8. Approve a one-year policy renewal for the General Insurance Program with Florida League of Cities, Inc., for the period October 1, 2021 through September 30, 2022 with an estimated premium of \$1,107,258 pending approval of the FY2022 budget. (21-591). (Administrative Services Director)
9. Approve the 1st Amendment CentralSquare Solutions Agreement to execute the Optional Term 2 of the previously approved CentralSquare Solutions Agreement to provide NaviLine Public Administration applications, Pending the Approval of the FY22 Budget. (21-594). (Chief Technology Officer)
10. Approve Addendum #1 to the Master Agreement For Water Meter and Meter Reading Equipment Purchases with Sunstate Meter & Supply, Inc., Approve the Exemption to Competitive Bid Form and authorize the City Manager to approve a Blanket Purchase Order for Sunstate Meter and Supply Inc. up to \$1,500,000 and Request Council approval of a Resolution to Waive Competitive Bid with Sunstate Meter and Supply Inc for the purchase of Neptune water meters and other ancillary hardware required to support meter operations for FY22. (21-596). (Finance Director)
11. Approve a Resolution Amending the Fiscal Year 2021 Budget, BAF # 21-112-A, for CDBG-CV3 allocation of \$133,363. (21-597). (Interim Community Services Director)
12. Approve and authorize the annual renewal payment of the Support Agreement with Tyler Technologies, Inc for the Aegis Public Safety software suite, pending FY2022 budget approval. (21-602). (Chief Technology Officer)
13. Requesting settlement authority for the tentative settlement agreement between City of Cocoa employee Gary Parker and the City of Cocoa authorizing the payment of the Workers' Compensation settlement. (21-608). (Administrative Services Director)

14. Authorize the City Manager to execute the Telecommunications Tower Colocation Consent and Lease Agreement between New Cingular Wireless PCS, LLC (AT&T) and the City of Cocoa. The Revenue will be recognized after the adoption of the FY22 Budget. (21-612). (Chief Technology Officer)

(B) Multi-Year Contracts:

15. Approval of Multi-Year Piggyback Agreement with Milestone Professional Services, Inc. for Accounting Services for Annual Financial Report (AFR) Preparation. (21-595). (Finance Director)

VI. Public Hearings:

1. Ordinance No. 10-2021/2nd and Final Reading: Approving the proposed solid waste contract/franchise with Waste Management Inc. of Florida to provide residential and commercial solid waste services within the incorporated city limits of the City of Cocoa. Authorize the Mayor, City Manager, and City Attorney to execute all documentation needed to implement the proposed contract. (21-566). (Public Works Director)
2. Approve Final Fire Assessment Resolution 2021-082 and the Non-Ad Valorem Assessment Roll for Fire Protection Assessment Fiscal Year 2022. (21-571). (Finance Director)
3. Accept Stantec's FY 2021 Stormwater Rate Study Update and Approve the Final Stormwater Assessment Resolution # 2021-083, and the Non-Ad Valorem Assessment for Stormwater Utility Services, Fiscal Year 2022. (21-572). (Finance Director)
4. Conduct a Public Hearing on the tentative millage rate and tentative budget and:
 - (a) Adopt Resolution No. 2021-080 adopting a tentative millage rate of 6.4532 mills, for the City of Cocoa, commencing on October 1, 2021 and ending on September 30, 2022.
 - (b) Adopt Resolution No. 2021-081 adopting the FY2022 tentative budget and CIP for the City of Cocoa Fiscal Year, commencing on October 1, 2021 and ending on September 30, 2022. (21-573). (Finance Director)

VII. Council Business:

1. Approve the extension of the expiration date of Resolution 2021-013 from September 30, 2021 to December 31, 2021, to continue to allow expanded outdoor dining options due to the Covid 19 pandemic. (21-587). (Interim Community Services Director)
2. Consider the reappointment of Ms. Sherry Woodhouse as a member of the General Pension Board through September 30, 2024. (21-598). (Administrative Services Director)

VIII. City Business:

1. Accept Stantec's FY 2021 Water/Sewer Revenue Utility Revenue Sufficiency Analysis - Final Report and Approve a Resolution Amending the Utility Handbook's Policies and Procedures. (21-526). (Finance Director)
2. Approval of Ordinance 13-2021 on first reading regarding updates to the Special Events Ordinance. (21-607). (Assistant to the CM/PIO)
3. Approve the three-year contract between the City of Cocoa and the Central Florida Police Benevolent Association (CFPBA) for the contract term of October 1, 2021 through September 30, 2024. (21-616). (Administrative Services Director)
4. Approve the three-year contract between the City of Cocoa and the International Association of Firefighters (IAFF) for the contract term of October 1, 2021 through September 30, 2024, contingent on the IAFF ratification vote results. (21-619). (Administrative Services Director)
5. Approve the three-year contract between the City of Cocoa and the Laborers' International Union of North America (LIUNA) Local 630 Union for the contract term October 1, 2021 to September 30, 2024, contingent on LIUNA having a passing ratification vote. (21-623). (Administrative Services Director)

Multi-Year Contracts:

None.

IX. Informational Agenda:

1. Proposed Backyard Chicken Ordinance to be presented at a later meeting for adoption by Council. (21-617). (Interim Community Services Director)

X. Reports:

- Advisory Boards and Committees

- City Manager & Administration
- City Attorney
- City Council

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.