



**CITY OF TITUSVILLE
COUNCIL AGENDA**

**August 25, 2015
6:30 PM - Council Chamber at City Hall
555 South Washington Avenue, Titusville, FL 32796**

Any person who decides to appeal any decision of the City Council with respect to any matter considered at this meeting will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Applicants for land use and zoning related items are advised that the resumes of staff members who prepare applicable staff reports are on file in the City Clerk's Office.

The City desires to accommodate persons with disabilities. Accordingly, any physically handicapped person, pursuant to Chapter 286.26 Florida Statutes, should, at least 48 hours prior to the meeting, submit a written request to the chairperson that the physically handicapped person desires to attend the meeting.

1. CALL TO ORDER

2. INVOCATION

Pastor Scott McHardy of New Beginnings Ministries Worship Center will be present to give the invocation.

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF MINUTES

A. Minutes

Approve the minutes of the regular City Council meeting on July 28, 2015 (5:30 p.m.).

5. SPECIAL RECOGNITIONS & PRESENTATIONS

A. Special Recognition for Anabelle Robichaud

Anabelle Robichaud submitted a 2nd place winning essay for the Florida League of Mayors titled "If I were elected Mayor,..."

6. BOARDS AND COMMISSIONS

A. North Brevard Commission on Parks and Recreation

Appoint one regular member to the North Brevard Commission on Parks and Recreation for a two year term expiring on August 31, 2017.

7. **PETITIONS AND REQUESTS FROM THE PUBLIC PRESENT (OPEN FORUM)**

8. **CONSENT AGENDA**

A. **Interlocal Agreement with Brevard County for Address Assignment Services**

Approve the Interlocal Agreement for Address Assignment Services, and authorize the Mayor to execute pursuant to legal review and approval.

B. **Award of Contract - East Central Florida Rail Trail, Phase 2 - Bridge Inspection Services**

Approve the award of contract to DRMP, Inc. of Orlando, Florida in the amount of \$172,283.54 for bridge inspection services of the East Central Florida Regional Rail Trail Project (FPN#424040-6-58-01) from Draa Road to Canaveral Avenue subject to approval by the Florida Department of Transportation (FDOT), and authorize the Mayor to execute the contract.

C. **Authorize utilization of the identified contracts and approve purchase of firefighter personal protective equipment and self rescue bail out kit**

Approve the purchase of 51 sets of bunker gear and 25 sets of boots from Bennett Fire Products Company, Incorporated in the amount of \$100,560.00; and the purchase of 55 sets of the Sterling F4 Firetech Personal Escape System from Municipal Equipment Company, LLC, piggybacking the current Lake County contract, in the amount of \$15,125.00.

9. **ORDINANCES – SECOND READING, PUBLIC HEARING AND RELATED ACTION**

A. **Ordinance No. 18-2015 Amending the Text of the Regional Mixed Use (RMU) Zoning District**

Conduct the second reading and the final public hearing of Ordinance No. 18-2015 amending the Code of Ordinances by amending the permitted, conditional, accessory and prohibited uses, maximum densities, height, yard and area requirements and master plan approval procedures in the Regional Mixed Use zoning district; by amending Section 59-780 "Purpose and Intent"; amending Section 59-781 "Permitted Principal and Conditional Uses"; amending Section 59-782 "Accessory Uses"; amending Section 59-783 "Conditional Uses"; amending Section 59-784 "Prohibited Uses"; amending Section 59-785 "Maximum Density"; amending Section 59-786 "Height, Yard and Area Requirements"; and amending Section 59-788 "General Provisions" relating to master plan approval procedures. **(This is the second reading and the final public hearing.) (This item was tabled at the regular City Council meeting on July 28, 2015.)**

The Planning and Zoning Commission, acting as the Local Planning Agency, recommended approval, 6-0. They did

recommend to only allow multifamily dwellings in the RMU-200 sub-district as a conditional use rather than a permitted use.

B. Ordinance No. 27-2015 - Granting an Economic Development Ad Valorem Tax Exemption to the Brix Project Brewery, LLC

Conduct the second reading and the public hearing of Ordinance No. 27-2015 allowing for an ad valorem tax abatement to Brix Project Brewery, LLC; specifying the items exempted; and providing for an expiration date for the exemption. This is for improvements and renovations to the facility located at 5220 S. Washington Avenue, Titusville, Florida. (Parcel I.D. 22-35-26-00-502.1)

C. Ordinance No. 29-2015 - Amend the Industrial (Light Industrial Services and Warehousing (M-1) and Industrial (M-2)) Zoning Districts

Conduct the first reading and the first public hearing of an Ordinance No. 29-2015 amending the Code of Ordinances by amending the permitted principal uses in the Light Industrial Services and Warehousing (M-1) and Industrial (M-2) zoning districts; by amending Section 59-482 "Permitted Principal Uses"; and amending Section 59-502 "Permitted Principal Uses" relating to retail sales in conjunction with permitted and conditional uses, and relating to restaurant, bar or brewpub as an accessory use with a brewery, craft brewery or craft distillery manufacturing use; providing for severability, repeal of conflicting ordinances, an effective date and incorporation into the code. **(This is the first reading and first public hearing. The second reading and final public hearing is scheduled for the regular City Council meeting on September 8, 2015.)**

Second Reading, Public Hearing and Related Action (Quasi-judicial) THE FOLLOWING ITEMS ARE SUBJECT TO QUASI-JUDICIAL RULES OF PROCEDURE. ANYONE WISHING TO SPEAK ON AN ITEM MUST FIRST COMPLETE AN AGENDA SIGN-UP CARD AND SIGN THE OATH CONTAINED THEREON. THOSE SPEAKING IN FAVOR OF A REQUEST WILL BE HEARD FIRST. IF YOU HAVE PHOTOGRAPHS, SKETCHES, OR DOCUMENTS THAT YOU DESIRE FOR CITY COUNCIL TO CONSIDER, THEY MUST BE SUBMITTED INTO EVIDENCE AND WILL BE RETAINED BY THE CITY. SUBMIT THESE EXHIBITS TO THE CITY CLERK.

D. Rezoning No. 4-2015 Regional Mixed Use (RMU) - Antigua Bay (formerly Sandy Pointe)

Conduct the second reading and the final public hearing of Ordinance No. 19-2015 related to Rezoning application No. 4-2015 amending the zoning map made a part of said ordinance by reference by changing property located northeast of the intersection of U.S. Highway One and Columbia Boulevard State Road 405, from its present RMU-100/or, RMU-100/RMU, RMU-200/R-1c, RMU-200/R-1b&R-1a, RMU-200/R-1b, RMU-300/R-2, RMU-300/CBD, RMU-400/RC, RMU-400/CBD and RMU-400/CM zoning classifications to Regional Mixed Use

(RMU) zoning classification. **(This is the second reading and the final public hearing.) (This item was tabled at the regular City Council meeting on July 28, 2015.)**

The Planning and Zoning Commission recommended approval, 6-0.

E. Rezoning (REZ) No. 3-2015, City-Initiated Rezoning Applications

Conduct the Second Reading and the Public Hearing of City-initiated Rezoning No. 3-2015 A-G and related Ordinance No. 28-2015 amending the zoning map made a part of said ordinance by reference by amending the zoning designation on the following seven properties; by changing a 9.7 acre property located east of the eastern terminus of Jess Parrish Court, between the Florida East Coast Railroad and the Indian River Lagoon, from its present Hospital Medical (HM) zoning classification to the Open Space and Recreation (OR) zoning classification; and by changing a 2 acre property located east of the eastern terminus of Jess Parrish Court between the Florida East Coast Railroad and the Indian River Lagoon, from its present Hospital Medical (HM) zoning classification to the Open Space and Recreation (OR) zoning classification; and by changing a 1.26 acre property located at the eastern terminus of Buffalo Road between the Florida East Coast Railroad and the Indian River Lagoon from its present Industrial (M-2) zoning classification to the Open Space and Recreation (OR) zoning classification; and by changing a 0.14 acre property located at 2908 South Hopkins Avenue from its present Light Industrial Services and Warehousing (M-1) zoning classification to the Community Commercial (CC) zoning classification; and by changing a 14 acre property located in the Enchanted Forest, east of Enchanted Avenue and west of the Florida East Coast Railway from its present Multifamily High Density (R-3) zoning classification to the Open Space and Recreation (OR) zoning classification; and by changing a 0.14 acre of property located on Meade Lane south of Cheney Highway from its present Community Commercial (CC) zoning classification to the Multifamily High Density (R-3) zoning classification; and by changing a 0.08 acre property located at 3660 South Washington Avenue from its present community Commercial (CC) zoning classification to the Tourist (T) zoning classification.

The Planning and Zoning Commission recommended approval, 6-0.

F. Conditional Use Permit (CUP) No. 2-2015

Approve Conditional Use Permit (CUP) No. 2-2015 to allow a Church at 315 Bayview Street in the Community Commercial (CC) zoning district, with a condition.

The Planning and Zoning Commission recommended approval, 6-0.

10. ORDINANCES-FIRST READING

A. Ordinance No. 30-2015 - Amending Chapter 39 Regarding the Application and Review Process for the Renaming of Streets

Conduct the first reading for Ordinance No. 30-2015 amending Chapter 39 Article II, "Streets, Sidewalks and Bicycle Facilities" of the Code of Ordinances by amending Section 39-49 "Street Names and House Numbers" by amending the application and review process for renaming of streets.

11. OLD BUSINESS

12. NEW BUSINESS

A. General Obligation Bonds Refinancing

Adopt Resolution No. 19-2015 and approve execution of loan agreement and related documents, as presented.

B. FY 2015-2016 Annual Expenditure of City Funds by the North Brevard Economic Development Zone

Review and approve the FY 2015-16 annual expenditure of City funds as contained within the annual budget for the North Brevard Economic Development Zone.

C. Increase in Funding to cover Medical Claims for balance of FY 2015

Approve Budget Amendment for medical claims to cover the remainder of FY 2014/2015.

D. Solid Waste Rate Review

Accept the Solid Waste Rate Review as presented.

E. Stormwater Utility Update and Rate Review

Accept the Stormwater Utility Update and Rate Review as presented.

13. PETITIONS AND REQUESTS FROM THE PUBLIC PRESENT (OPEN FORUM)

14. MAYOR AND COUNCIL REPORTS

A. Mayor's Report

Attached is the Mayor's Report.

15. CITY MANAGER'S REPORT

A. City Manager's Report

Attached is the City Manager's Report.

16. CITY ATTORNEY'S REPORT