

City of Cocoa Beach

City Hall
2 South Orlando Avenue
Cocoa Beach, Florida 32931
www.cityofcocoabeach.com



Meeting Agenda

March 7, 2019

7:00 PM

REGULAR MEETING

City Hall Commission Room

City Commission

Ben Malik, Mayor, Seat 1
Ed Martinez, Vice-Mayor, Seat 2
Karalyn Woulas, Commissioner, Seat 3
Skip Williams, Commissioner, Seat 4
Mike Miller, Commissioner, Seat 5

City Staff

Gretchen R.H. Vose and Wade C. Vose, City Attorneys
James McKnight, City Manager
Loredana Kalaghchy, City Clerk

WELCOME**Broadcasting of Meetings:**

Live meeting broadcasts on: Bright House Networks-Channel 497, 499 for replays of Commission meetings, and on www.cityofcocoabeach.com.

Report issues: IT Support Desk - 321 868-3319 – a recorded line, or “report a concern” via the City’s webpage.

Meeting Video Archives: www.cityofcocoabeach.com, under the Government tab.

Packets: Packets are on the city’s website (www.cityofcocoabeach.com) and at Commission Meetings

Rules of Order: Robert’s Rules of Order and the Florida Sunshine Law govern the conduct of our meeting

✓ **Speaking Courtesy Rules:**

- The Commission accepts relevant comments
- A time limit of three minutes is imposed on each speaker.
- Please direct comments and questions through the Mayor
- Complete speaker cards are required for each of the items you wish to address. Submit the card to the City Clerk prior to the introduction of the item. Speaker Cards are available in the rear of the Commission Room and in the City Clerk’s office prior to the meeting. The purpose of the card is to obtain the spelling of your name, contact information if follow-up is needed, and provide for efficient meeting administration
- Upon being recognized by the Mayor, please approach the dais, state your name and address, and speak into the microphone

Approval Of Order Of Business:

Note: Members of the public, Commission and Staff may remove items from the Consent Agendas if they wish to discuss them. Requests for removal need to be made known to the City Commission under the Approval of the Order of Business, at the beginning of the meeting

Appealing a Decision:

Any person desiring to appeal any decision made by the City Commission, with respect to any matter considered at such meeting or hearing, will need a record of the proceedings and for such purposes must ensure that a verbatim record and transcript of the proceeding is made in a form acceptable for official court proceedings, which record includes the testimony and evidence upon which the appeal is to be based. It shall be the responsibility of the person desiring to appeal any decision to prepare a verbatim record and transcript at his/her own expense as the City does not provide one

American with Disabilities Act:

ATTN: PERSONS WITH DISABILITIES. In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing special accommodations to participate in this proceeding shall, at least forty-eight (48) hours prior to the meeting, contact the Office of the City Clerk at (321) 868-3286; Florida Relay Service (800) 955-8771 (TTY); or (800) 955-8770 (Voice); or 711.

THANK YOU for participating in your Cocoa Beach City Government.

A. MEETING CALLED TO ORDER

- Invocation offered by Reverend Michael Hafele, Riverside Presbyterian
- Pledge of Allegiance
- Roll Call

B. APPROVAL OF THE AGENDA:**C. PUBLIC COMMENTS**

Comments will be heard on items that do not appear on the agenda of this meeting. Citizens will limit their comments to three (3) minutes. Per Commission Procedures, the City Commission will not take any action or discuss items brought up under the "Public Comment" section of the agenda. The City Commission may schedule such items as regular agenda items and act upon them in the future.

D. STAFF REPORTS AND ANNOUNCEMENTS:**E. CITY ATTORNEY REPORTS AND ANNOUNCEMENTS:****F. CITY COMMISSION REPORTS AND ANNOUNCEMENTS:****G. CONSENT AGENDA**

1. Approve the February 21, 2019 Commission Meeting Minutes
Staff Representative: City Clerk Department
Recommendation: Approve
2. Adopt Resolution 2019-05 - A Resolution of the City Commission of the City of Cocoa Beach of Brevard County, Florida; authorizing the City Manager to execute landscape construction and maintenance memorandum of agreement with the Florida Department of Transportation; providing for an effective date.
Resolution No. 2019-05:
- adopts a Landscape Construction and Maintenance Memorandum of Agreement with the Florida Department of Transportation for landscaping installed in the Florida Department Of Transportation right of way, as part of the Parking Garage Project, at 25 South Orlando Avenue.
Staff Representative: Wayne Carragino, Public Works Department
Recommendation: Adopt Resolution No. 2019-05

H. ITEMS REMOVED FROM THE CONSENT AGENDA**I. UNFINISHED BUSINESS:**

1. Adopt Ordinance No. 1632, Second Reading, Public Hearing and Adoption, An Ordinance of the City of Cocoa Beach, Florida, creating a new section 15-46, "Possession of Cannabis and Cannabis Paraphernalia", of Chapter 15, "Offenses", making possession of twenty (20) grams or less of cannabis and possession of certain drug paraphernalia a City Code violation; providing findings; providing adoption; providing definitions; providing for enforcement and penalties; and providing for conflicts, codification, severability, and effective date.
Adopting Ordinance No. 1632 would:
- Create a new section of City Code titled: Possession of Cannabis and Cannabis Paraphernalia
- provide an additional enforcement option for Police Officers to issue a civil citation for possession of twenty (20) grams or less of cannabis and possession of certain drug paraphernalia.
Representative: Ben Malik, Mayor
Recommendation Adopt on Final Reading

2. Adopt Ordinance No. 1627, Second Reading, Public Hearing, and Adoption - An Ordinance of the City of Cocoa Beach, Florida, amending Appendix B of the Cocoa Beach Code of Ordinances, "Cocoa Beach Land Development Code (LDC);"
- amending Article IV, "Rules for Construction" and
- Article VIII, "Boards" within Chapter I, "Purpose and General Provisions;"
- amending Article IV, "Establishment of Overlay and Planned Development Districts" within Chapter II, "Zoning Districts,"
- amending Article I, "Application Requirements and Submittals" and
- Article V, "Landscaping" within Chapter III, "Design Standards,"
- adding Article II, "Access Management,"
- Article III, "Development and Construction,"
- Article IV, "Standards for Operations,"
- Article VII, "Sanitary Sewer," and
- Article VIII, "Wireless Communication Facilities" within Chapter III, "Design Standards;"
- deleting Article II, "Schedule of Lot Dimensional Design Standards,"
- Article III, "Off-Street Parking and Loading,"
- Article IV, "Access Management,"
- Article VI, "Supplemental Design Standards,"
- Article VII, "Stormwater Management and Erosion and Sediment Control,"
- Article VIII, "Sanitary Sewer,"
- Article IX, "Miscellaneous Design Standards and Regulations,"
- Article X, "Dune Crossovers," and
- Article XI, "Outdoor Lighting and Road Glare" within Chapter III, "Design Standards;"
- amending Article I, "Site Plan Application Procedures" within Chapter IV, "Application and Review Processes;"
- adding Chapter VII, "Stormwater Management and Flood Control;"
- deleting Appendix C "Flood Damage Prevention Code" within the LDC;
- incorporating recitals; and providing for codification, conflicts, severability; and effective date.
- Representatives: Randy Stevenson, Director of Development Services, Sue Ryan, City Planner,
- Christie Hawkins, Associate Planner
- Recommendation Adopt on Final Reading

J. ADJOURNMENT

CITY MEETING CALENDAR – For Details check Calendar at www.cityofcocoaabeach.com (Government Tab)

1 st and 3 rd Thursday of Month	City Commission	7:00 PM
1 st Monday of Month	Planning Board	5:30 PM
1 st and/or 3 rd Thursday of Month	Community Redevelopment Agency	6:00 PM
2 nd Monday of Month	Land Management Committee	6:30 PM
4 th Monday of Month	Leisure Services Advisory Board	5:00 PM
Called Upon Demand	Police and Fire Pension Boards	3:00 PM
Called Upon Demand	General Employee Pension Board	3:00 PM
3 rd Wednesday of Month	Board of Adjustment Meeting	5:15 PM
3 rd Monday of Month	Library Board (meets at Library)	5:30 PM
4 th Wednesday Thursday of Month	Sustainability Committee	6:00 6:30 PM