



Mayor
ROB MEDINA
Deputy Mayor
KENNY JOHNSON
Councilmembers
JEFF BAILEY
RANDY FOSTER
DONNY FELIX

AGENDA

Regular Council Meeting 2020-43 Thursday

**December 17, 2020 - 7:00 PM
Council Chambers, 120 Malabar Road SE, Palm Bay FL 32907**

CALL TO ORDER:

INVOCATION:

1. Pastor Tom Walker - Centerpointe Church, Palm Bay.

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

1. Two (2) vacancies on the Disaster Relief Committee.++
2. One (1) vacancy on the Youth Advisory Board (represents 'at-large student member' position).++
3. One (1) vacancy on the Business Improvement District Board (represents 'bank or financial institution' position).++

AGENDA REVISIONS:

CONSENT AGENDA:

There will be no separate discussion on those items listed under Consent Agenda (indicated with asterisks(*)). They will be enacted by the City Council on one motion. If discussion is desired by the City Council, that item will be removed from the Consent Agenda by Council and will be considered in the order that it appears on the agenda.

1. Adoption of Minutes: Regular Council Meeting 2020-42; December 3, 2020.
2. Contract: Cityworks enterprise license agreement, renewal – Utilities and Public Works Departments (Azteca Systems, LLC - \$50,000 annually (three-year term)(sole source)).
3. Contract: Nutrient removal facilities, North Regional Water Reclamation Facility, Change Order 2 – Utilities Department (TLC Diversified, Inc. - \$59,474).
4. Miscellaneous: Design, permitting, and bidding services for water distribution system

improvements and modifications, eleven (11) locations, Task Order 21-02-IS – Utilities Department (Infrastructure Solutions Services, LLC (ISS) - \$220,870).

5. Ordinance 2020-85, amending the Code of Ordinances, Chapter 39, Community and Economic Development, by including additional provisions for the Economic Development Division and adding the Business Improvement District as a departmental division, first reading.
6. Ordinance 2020-86, amending the Code of Ordinances, Chapter 92, Noise, by modifying definitions contained therein, first reading.
7. Consideration of utilizing two (2) Local Housing Assistance Plan (LHAP) strategies (owner-occupied rehab and special needs) to fund repairs for a single-family rehabilitation at 1498 Ranger Road.
8. Consideration of reallocating State Housing Initiative Partnership Program funds to meet the needs of wait-listed residents for the single-family rehabilitation and utility hook-up assistance programs (\$426,019).
9. Consideration of travel and training for specified employees (Fire Department).

PRESENTATION

1. Nancy Peltonen, President and CEO, Greater Palm Bay Chamber of Commerce – quarterly update.
2. Frank Watanabe, Public Works Director - road paving program update.

PUBLIC COMMENTS/RESPONSES:

Public comments will be heard by the City Council on non-agenda issues. Speakers must complete 'Public Comment Cards' (orange) and are limited to three (3) minutes each.

PUBLIC HEARINGS:

1. Ordinance 2020-82, amending the Code of Ordinances, Chapter 37, Growth Management Department, by modifying provisions related to the Land Development Division (T-35-2020, City of Palm Bay), final reading.
2. Ordinance 2020-83, amending the Code of Ordinances, Chapter 40, Building Department, by modifying duties and responsibilities of the department (T-35-2020, City of Palm Bay), final reading.
3. Ordinance 2020-84, amending the Code of Ordinances, Chapter 174, Floodplain and Stormwater Management, Subchapter 'Floodplain Management', by modifying provisions contained therein (T-35-2020, City of Palm Bay), final reading.
4. Ordinance 2020-58, amending the Code of Ordinances, Chapter 170, Construction Codes and Regulations, Subchapter 'Building Code', by eliminating the requirement for a building permit for accessory structures 120 square feet or less in residential districts associated with single-family dwellings and revising provisions contained therein (Case T-20-2020, City of Palm Bay), first reading. (Councilman Bailey) (CONTINUED FROM 09/03/20 RCM and 11/04/20 P&Z)
5. Request by Palladio Development, LLC, for a variance to allow the east side of a proposed single-family home to exceed the allowable finish floor elevation by a maximum of 2.2 feet, as established by Section 174.073(A)(3), Palm Bay Code of Ordinances (0.23 acres) (V-26-2020) (Quasi-Judicial Proceeding). (CONTINUED FROM RCM - 12/03/20, first occurrence)
6. Ordinance 2020-87, amending the Code of Ordinances, Chapter 185, Zoning Code,

Subchapter 'District Regulations', by modifying front yard building setbacks and parking areas, and reducing the minimum side corner building setback in RC (Restricted Commercial District) zoning (Case T-33-2020, City of Palm Bay), first reading. (Councilman Bailey)

7. Ordinance 2020-88, amending the Code of Ordinances, Chapter 185, Zoning Code, Subchapters 'General Provisions' and 'District Regulations', by including additional definitions and providing provisions for small-box discount stores in NC (Neighborhood Commercial District) zoning (Case T-34-2020, City of Palm Bay), first reading. (Deputy Mayor Johnson)

PROCUREMENTS:

1. Award of Bid: Residential Brokerage Services – IFB 06-0-2021 – Community and Economic Development Department (Ellingson Properties, LLC – commissions from proceeds of sales).
2. Award of Bid: Road Bond Paving, Units 1, 2, 3, 4, 27, 35, 43, and 47 – IFB 14-0-2021 – Public Works Department (VA Paving, Inc. - \$3,370,209).

UNFINISHED AND OLD BUSINESS:

1. Appointment of two (2) members to the Infrastructure Advisory and Oversight Board.
2. Appointment of one (1) member to the Recreation Advisory Board.
3. Appointment of one (1) member to the Disaster Relief Committee.

COMMITTEE AND COUNCIL REPORTS:

1. Committee/Council Reports

NEW BUSINESS:

1. Resolution 2020-62, supporting U.S. Space Force Command in Brevard County. (Mayor Medina)
2. Consideration of a subordination policy for the City's state and federal housing grant programs.
3. Consideration of councilmembers serving as representatives to other agencies/organizations/committees.

ADMINISTRATIVE AND LEGAL REPORTS:

PUBLIC COMMENTS/RESPONSES: Speakers are limited to 3 minutes.

ADJOURNMENT:

Councilmembers who are members of the Space Coast Transportation Planning Organization (TPO) may discuss TPO issues which may subsequently be addressed by the TPO.

If an individual decides to appeal any decision made by the City Council with respect to any matter considered at this meeting, a record of the proceedings will be required, and the individual will need to ensure that a verbatim transcript of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based (FS 286.0105). Such person must provide a method for recording the proceedings verbatim.

Any aggrieved or adversely affected person desiring to become a party in the quasi-judicial proceeding shall provide written notice to the City Clerk which notice shall, at a

minimum, set forth the aggrieved or affected person's name, address, and telephone number, indicate how the aggrieved or affected person qualifies as an aggrieved or affected person and indicate whether the aggrieved or affected person is in favor of or opposed to the requested quasi-judicial action. The required notice must be received by the Clerk no later than five (5) business days at the close of business, which is 5 p.m., before the hearing. (Section 59.03, Palm Bay Code of Ordinances).

In accordance with the Americans with Disabilities Act, persons needing special accommodations for this meeting shall, at least 48 hours prior to the meeting, contact the Office of the City Clerk at (321) 952-3414 or Florida Relay System at 711.

Pursuant to Council Policies and Procedures, members of the public wishing to use electronic media when addressing City Council must provide the electronic file to staff for screening no later than 2:00 P.M. on the day of the meeting; audio presentations must be submitted to the City Clerk at least twenty-four (24) hours prior to the meeting.

THIS MEETING IS BROADCAST LIVE ON THE CITY'S WEBSITE AND TELEVISED ON THE SPACE COAST GOVERNMENT TV CHANNEL.