

City of Cocoa Beach

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



Meeting Agenda

Thursday, May 6, 2021

07:00 P.M.

REGULAR

City Hall Commission Room

WELCOME

Live meeting broadcasts on: Spectrum - Channel 497 and 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

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. If speaking for a group, the Commission may grant an additional three minutes
 - 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 (TDD); or (800) 955-8770 (Voice) or 711.

THANK YOU for participating in your Cocoa Beach City Government.

7:00 P.M. CITY COMMISSION MEETING

05-06-21 Packet

05-06-21

A. MEETING CALLED TO ORDER

- Invocation - ~~Reverend Dr. J. Roy Sharpe, Riverside Presbyterian~~ Pastor Keith Capizzi, Club Zion
- Pledge of Allegiance
- Roll Call

B. CEREMONIAL ACTIVITIES

1. Recognition of the City of Cocoa Beach's 65th anniversary for operating under the Commission-City Manager form of government.
Representative: Mark K. Ryan, Indian Harbour Beach City Manager, on behalf of the Florida City County Management Association (FCCMA)

C. APPROVAL OF THE AGENDA

- D. 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.

E. STAFF REPORTS AND ANNOUNCEMENTS

F. CITY ATTORNEY REPORTS AND ANNOUNCEMENTS

G. CITY COMMISSION REPORTS AND ANNOUNCEMENTS

H. CONSENT AGENDA

1. Approve the April 15, 2021 Commission Meeting Minutes.
Staff Representative: City Clerk Department
Recommendation: Approve

April 15, 2021 Minutes

2. Adopt the following Proclamations:

- a) Proclaim the week of May 10 through May 16, 2021, as “Women’s Lung Health Week”.

Women’s Lung Health Week

- b) Recognize the week of May 2 through May 8, 2021, as “Municipal Clerks Week”.

Municipal Clerks Week

3. Appoint the following Members:

- a) Transportation Planning Organization (TPO) Citizens Committee:
Tony Sasso to serve as the 2021 Cocoa Beach Citizen Representative,
Commissioner Skip Williams (Seat 4), TPO member
- b) Sustainability Committee:
Adria Perez, to replace Michael Masters, for a term to expire January 15,
2025, Vice-Mayor Woulas (Seat 3)

4. Approve the letter to the Florida Department of Law Enforcement, endorsing the distribution of Justice Assistance Grant funds for Federal Fiscal Year 2020, awarded to the Brevard County Sheriff’s Office, for use of the Brevard County Prisoner Transportation/Booking Improvement Program. Approval of the letter would endorse the use of \$131,689 for the Sheriff’s program.
Representative: Scott Rosenfeld, Police Chief
Recommendation: Approve

JAG Grant Memo

JAG Grant Letter to the County endorsing support

5. Adopt Resolution No. 2021-09, a Resolution of the City Commission of the City of Cocoa Beach, Florida, amending the 2021 Budget for several projects not included in the adopted budget. The budget adjustments are for the following projects: replacement of Ramp Road Park playground equipment, residential dredging, and the appraisal/advertising costs for 870-880 South Orlando Avenue.
Representative: Eileen Clark, Assistant City Manager/Chief Financial Officer
Recommendation: Approve

Resolution No. 2021-09

Resolution No. 2021-09 Memo

6. Adopt Resolution No. 2021-10- A Resolution of the City Commission of the City of Cocoa Beach, Florida, establishing a fee for the registration of foreclosed and vacant private owner properties within the City of Cocoa Beach; providing incorporation of recitals, providing for repeal of conflicting resolutions and fee schedules, providing for posting of the schedule of fees and charges, and providing for an effective date. The City requires registration of foreclosed and vacant properties to address issues related to the maintenance of such properties. The fee for registrable properties will be \$200

every six months, or part thereof.

Representative: Randy Stevenson, Development Services Director

Recommendation: Approve

Resolution No. 2021-10

Resolution No. 2021-10 Memo

7. Adopt Resolution No. 2021-11 - a Resolution of the City Commission of the City of Cocoa Beach, Florida to join with the State of Florida and other local governmental units as a participant in the Florida Memorandum Of Understanding and formal agreements implementing a unified plan regarding the opioid epidemic. Adopting Resolution No. 2021-11 would adopt the unified plan to ensure that settlement funds go to abate and resolve the opioid epidemic.
 Representative: Becky Vose, City Attorney
 Recommendation: Approve

Resolution No. 2021-11

Resolution No. 2021-11 Schedule A Core Strategies

Resolution No. 2021-11 Memo

Resolution No. 2021-11 Letter from Attorney General

Resolution 2021-11 Memorandum of Understanding

Resolution No. 2021-11 Payment Distribution

Resolution No. 2021-11 Purdue Pharma Abatement Plan

8. Consider the use of Confiscated Property Funds as follows:
- a. In accordance with Florida Statutes, approve the use of up to \$60,000 of Confiscated Property Funds for the purchase of equipment for the new police facility, through Heartline Fitness.

Use of Confiscate Fund for Equipment Memo

Heartline Fitness Quote

Heartline Fitness Floorplan

Fitnessmith Quote

Performance Fitness Group Quote

- b. Adopt Resolution No. 2021-12 a Resolution of the City Commission of the City of Cocoa Beach, Florida, amending the 2021 budget for the use of up to \$60,000 of confiscated property funds for the purchase of fitness equipment for the new police station.
 Representative: Scott Rosenfeld, Police Chief
 Recommendation: Approve

Resolution No. 2021-12

I. ITEMS REMOVED FROM THE CONSENT AGENDA

J. NEW BUSINESS

1. Request Staff to study the feasibility of allowing private golf cart use on the City's Golf Course. Florida Statutes 320.01(22) defines golf carts. The study would include recommendations for private golf cart usage, golf cart street route designations, and signage.
Representative: Laird McLean, Recreation Director
Recommendation: Discuss

Private Golf Cart Memo

2. Consider the recommendations, discussed at the May 3, 2021, Planning Board meeting, to initiate the sale of City property, located at 870-880 South Orlando Avenue, for a price of no less than the appraised value of 795,000 dollars. Bids would be evaluated, ranked and recommended in the best interest of the City by a selection committee, comprised of the Mayor, City Manager, and Planning Board Chair. Final determination to be made by the City Commission.
On May 3, 2021, The Planning Board recommended the following:
That the minimum acceptable bid is \$795,000 (appraised value).
That the bid solicitation allows bidders to submit:
 - Either a dollar bid accompanied by a conceptual development proposal describing the intended use of the land that is consistent with the City Charter, Comprehensive Plan, or Land Development Regulations
 - Or a straight dollar bid without a conceptual development proposal.
 That bids received be reviewed from a qualitative and quantitative perspective and then evaluated and ranked as in the best interest of the city by a selection committee comprising the Mayor, the City Manager, and the Chair of the Planning Board with the committee making its recommendation on the sale of the property to the City Commission. That the City Commission make a final determination on the sale of the property.
City staff requests the following be added to the motion:
Development proposals include type of housing, number of units, parking, approximate height, etc.
That city staff is authorized to proceed with advertising the property for sale as soon as practicable.
Representative: James McKnight, City Manager
Recommendation: Approve the Planning Board and City Staff Recommendations

Memo on Sale of City Property (Added 05-04-21)

3. Discuss the need for a study to levy Service Assessment Fees to aid the Cocoa Beach Public Safety Departments (Cocoa Beach Fire Department and possibly the Cocoa Beach Police Department). Florida Statute Chapter 170, Supplemental and Alternative Method of Making Local Municipal Improvements, provides for the method to implement a special assessment. Florida Statute 197.3632 provides for a uniform method for the levy, collection, and enforcement of non-ad valorem assessments. Such assessments would authorize annual funding of public safety protection services, facilities, or programs to be collected using the property tax bill.
Representative: Vice-Mayor Karalyn Woulas
Recommendation: Discuss

Assessment Fee for Public Safety

K. GENERAL PUBLIC COMMENT (only if not accommodated in the 30-minute time period earlier)

L. ADJOURNMENT