



City of Melbourne, Florida City Council Agenda

City Hall Council Chamber
900 E. Strawbridge Avenue
Melbourne, FL 32901

June 14, 2022, 6:30 PM

This meeting shall adjourn by 11:00 p.m. Extension of the meeting beyond 11:00 p.m. shall only be authorized by a majority vote of City Council.

In accordance with Council policy, the roll call vote rotates each meeting. During this meeting, the vote will be Districts Three through Two except that the Mayor will vote last as provided by City Code and the Vice Mayor will vote second to last.

A. OPENING

1. **Invocation** - Father Norman Desrosiers, Chaplain, Melbourne Fire Department
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Proclamations and Presentations**
 - a. Certificate of Recognition presented to Jenny Morrison and Friends of the Eau Gallie Library for erecting a Literary Landmark honoring Zora Neale Hurston to the exterior wall of the Eau Gallie Library.
 - b. Certificate of Appreciation to Walk-On's Game On Foundation/Walk-On's Sports Bistreaux and MEC General Contractors for the refurbishment of the basketball court at Crane Park.
 - c. Proclamation declaring June 19, 2022 as "Juneteenth."
5. **Approval of Minutes** - May 24, 2022 Regular Meeting
6. **City Manager's Report**
7. **Public Comments**

B. UNFINISHED BUSINESS

8. **Ordinance No. 2022-24, Margaritaville Marina and RiverWalk:**
(Second Reading/Public Hearing) An ordinance granting a conditional

use (CU2021-0016) to allow a building height of 87± feet (an additional 39 feet of height) and to allow for a marina use with site plan approval (PLAN2021-0042) on a 7.6±-acre property zoned C-1 (Neighborhood Commercial) and C-2 (General Commercial) located on the east side of Harbor City Boulevard, south of Cherry Street and north of NASA Boulevard. (Owner - Harry Mirpuri, River Walk Marina Partners, LLC) (Applicants – Jennifer Stickler, PE & Eric Lagassey, PE) (Representative – Rob Baker, RBI, LLC) (P&Z Board – 5/5/2022) (First Reading - 5/24/2022)

9. **Ordinance No. 2022-25 and Ordinance No. 2022-26, Cliff Creek Storage:** Ordinances amending the zoning (MAP2022-0001) and granting a conditional use (CU2022-0002) with site plan approval (PLAN2022-0005) on 2.48± acres of undeveloped property zoned C-P (Commercial Parkway) located on the northeast corner of Harbor City Boulevard and Cliff Creek Drive and west of Pineapple Avenue. (Owner - Bill Munn, Melbourne Self Storage LLC) (Applicant - Jim Trauger, P.E.) (P&Z Board - 5/5/2022) (Postponed by Applicant - 5/24/2022)
 - a. **Ordinance No. 2022-25/MAP2022-0001:** (First Reading/Public hearing) An ordinance amending the zoning from C-P (Commercial Parkway) to C-1 (Neighborhood Commercial) on a 2.48±-acre property.
 - b. **Ordinance No. 2022-26/CU2022-0002 with PLAN2022-0005:** (First Reading/Public Hearing) An ordinance granting a conditional use to allow a mini-storage use with site plan approval on a 2.48±-acre property.
10. **Ordinance No. 2022-27:** (Second Reading/Public Hearing) An ordinance revising City Council district boundaries using 2020 Census data. (First Reading - 5/24/2022)

C. NEW BUSINESS

11. Contract award for the Joseph Pellicano Law Enforcement Center, Project No. 10317, Hedrick Brothers Construction Co., Inc., Melbourne, FL - \$32,214,518.
12. Change Order No. 1 for Fire Station Hardening Project, Project No. 10519, Doug Wilson Enterprises, Inc., Cape Canaveral, FL - \$62,247.44.
13. Task Order No. DRMP 022 to the Continuing Contract for Engineering Services for the Lift Station No. 42 Replacement Project, Project No. 32422, DRMP, Inc., Merritt Island, FL - \$90,955.

14. **Ordinance No. 2022-28 (AV2022-0002):** (First Reading/Public Hearing)
An ordinance vacating a 2.5-foot-wide portion of the ten-foot-wide public utility and drainage easement that runs along the rear property line of 3916 St. Armens Circle.
15. **Ordinance No. 2022-29:** (First Reading) An ordinance amending Chapter 58 of the City Code, entitled "Utilities," by requiring reimbursement to the water system for the cost of making water service available when a connection is made to the six-inch water main located along Lakeglen Drive within Lake Crest No. 2 Subdivision.
16. **CONSENT AGENDA:**
 - a. Purchase of tracked mini-loader for the Water Production Division, Clark Equipment Co. dba Bobcat Company, West Fargo, ND - \$87,925.16
 - b. Third Amendment to increase annual spend level by \$119,250 for liquid sodium hypochlorite for the Water Production Division, Allied Universal Corporation, Miami, FL - total estimated annual amount of \$417,750.
 - c. Memorandum of Understanding between the City of Melbourne and the School Board of Brevard County for School Resource Officers for the 2022-2023 school year (July 1, 2022 to June 30, 2023) with the initial placement of six School Resource Officers, with the flexibility to add additional School Resource Officers if staffing allows, at a flat fee of \$65,000 per officer.
 - d. Memorandum of Understanding between the Central Florida Cares Health System, Inc., the City of Melbourne Police Department and Brevard Family Partnership/Brevard C.A.R.E.S. to implement an Adult Mobile Crisis Co-Responder Program in the City's jurisdiction in compliance with an executed contract with the Florida Department of Children and Families, Contract #LH835.
 - e. Memorandum of Understanding between the City and the Laborers International Union of North America amending the classification plan based on a review of position grade placements to ensure an equitable internal structure.
 - f. Agreement for Legal Services regarding water utility system matters with Douglas Manson of Manson Bolves Donalson Varn, PA, Tampa. FL.

- g. Change Order No. 3 to the contract with Quality Enterprises USA, Inc. of Naples, FL for the Pineda Causeway Water Transmission Mains, Project No. 30315.
- h. **Resolution No. 4096:** A resolution calling for a general municipal election to be held November 8, 2022; electing three Council Members, one each from Districts Two, Four and Six; calling for a special run-off municipal election in the event of a tie between two candidates for any seat; providing that the resolution shall serve as the city's notice of election required by Section 22-3 of the City Code; and authorizing the City Clerk to coordinate with the Brevard County Supervisor of Elections to conduct the election.
- i. **Resolution No. 4098:** A resolution authorizing the City Manager to submit a grant application to the Florida Department of Health Helping Emergency Responders Obtain Support program for 500 doses of Narcan (Naloxone).

17. **ITEMS REMOVED FROM THE CONSENT AGENDA**

- 18. **Site Plan Approval Request (PLAN2022-0014), Grant Street Water Reclamation Facility Improvements:** (Public Hearing) A request for site plan approval on a 29.04±-acre developed property zoned I-1 (Public Institutional use) located on the north side of WH Jackson Street at the northern terminus of Grant Street and east of Leonard Weaver Boulevard. (Owner/Applicant - City of Melbourne) (Representative - Tom Vill, PE, Infrastructure Solution Services) (P&Z Board - 6/2/2022)
- 19. First Amendment to increase annual spend level by \$747,600 for ferric sulfate for Water Production Division, Kemira Water Solutions, Inc., Lawrence, KS - total estimated annual amount of \$2,629,950 and an estimated contract amount of \$11,834,775.
- 20. Purchase of 13 replacement vehicles for various departments, Duval Ford, Jacksonville, FL - total estimated amount of \$672,400.
- 21. Approval of a three-year Microsoft Enterprise Agreement for Office 365 and Windows/SQL server operating software licenses with cloud storage, CDW Government, Chicago, IL - annual cost of \$306,506.28 and a total contract amount \$919,518.84.
- 22. **Resolution No. 4099:** A resolution providing for and authorizing the issuance of the City of Melbourne's Water and Sewer Refunding Revenue Bond, Series 2022.

23. **Ordinance No. 2022-30:** (First Reading) An ordinance amending Chapter 58 of the City Code, entitled "Utilities," relating to the adjustment of water bills for excessive consumption of water.
24. **Ordinance No. 2022-31:** (First Reading) An ordinance amending Chapter 26 of the City Code, entitled "Noise and Vibration Control," relating to the regulation of the amplification of sound within vehicles on public rights-of-way.
25. Council discussion regarding site plan review thresholds.
26. Authorization to file a lawsuit regarding historic drainage on 1075 McClendon Street.
27. Appointment of four Historic and Architectural Review Board members.
28. Exceptional Citizen Award.

D. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

E. ADJOURNMENT

Mayor Paul Alfrey and Council Members Debbie Thomas and Tim Thomas, as members of the Airport Authority Board, may discuss Airport Authority issues, which may subsequently be addressed by the Airport Authority.

Mayor Paul Alfrey and Council Members Yvonne Minus, Mimi Hanley, and Mark LaRusso (alternate), as members of the Space Coast Transportation Planning Organization (SCTPO), may discuss SCTPO issues, which may subsequently be addressed by the SCTPO.

Pursuant to 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, he will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes 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 not otherwise allowed by law. In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office (321-608-7220) at least 48 hours prior to the meeting.