

Regular City Council - April 23, 2024 at 6:30 PM

**CITY OF TITUSVILLE
COUNCIL AGENDA
April 23, 2024**

**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.

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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 - A moment of silence will be held.

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF MINUTES

5. SPECIAL RECOGNITIONS & PRESENTATIONS


A. Reserved for Presentations - There may not be adequate time at the regular City Council meeting scheduled for April 23, 2024 at 5:30 p.m. to hear all the presentations as outlined on the agenda. If necessary, the presentation(s) will be heard at this time during the regular City Council meeting on April 23, 2024 that commences at 6:30 p.m.

6. BOARDS AND COMMISSIONS

A. Student Advisory Council Annual Report - The 2023/2024 Student Advisory Council Annual Report, including the recommendations and goals for 2024/2025, will be presented. No action is requested.

B. Student Advisory Council Scholarships - Mayor Diesel will present scholarships to three (3) seniors: Richie Dobbs of Titusville High School, Edie Pringle of the Academic Community Enrichment, Inc., and Addison Flake of Astronaut High School that have participated on the Student Advisory Council. No action is requested.

C. 2024/2025 Student Advisory Council Membership – Appointments - Confirm the proposed slate of students as members of the 2024/2025 Student Advisory Council, as appointed by their respective schools.

D. North Brevard Commission on Parks and Recreation - The North Brevard Commission on Parks and Recreation's Semi-Annual written report is included 

in the agenda packet. No action is requested.

E. Titusville Environmental Commission (TEC) - Leave of Absence - Approve Titusville Environmental Commission Regular Member Michael Myjak's request for a five month leave of absence from the Titusville Environmental Commission meetings for the months of June through October 2024.

7. PETITIONS AND REQUESTS FROM THE PUBLIC PRESENT (NON-AGENDA ITEMS)

8. CONSENT AGENDA

A. Resolution No. 3-2024 - Commending Outstanding Students from North Brevard Area Schools - Approve Resolution No. 3-2024 commending outstanding students from North Brevard Area Schools for 2023-2024.

B. Highway Maintenance Agreement - Resolution No. 4-2024 - Approve Resolution No. 4-2024 and the associated Highway Maintenance Agreement authorizing the State of Florida Department of Transportation (FDOT) and the City of Titusville to execute a Memorandum of Agreement between the City and FDOT for the maintenance of state road rights-of-way by the City and authorize the Mayor to execute the agreement.

C. Area III Wellfield Transformer Purchase - Approve the use of University of South Florida Electrical: High & Low Voltage Contract 2022-0055-ITN-PRO to purchase a refurbished Transformer for the Area III wellfield in the amount of \$27,885 to Electrical Engineering Enterprises, of Tampa, Florida. Additionally, authorize the addition of Electrical Engineering Enterprises to the Vendor of Record listing.

D. Community Planning Technical Assistance Grant - Accept this letter of Support for the "North Washington Avenue Small Area Plan" project proposal being submitted for the Community Planning Technical Assistance (CPTA) Grant Program for State Fiscal Year

2024-2025. This letter authorizes the City Manager, or his designee, to execute all necessary agreements and documents associated with the program.

E. Task Order - Lift Station Standards Update

- Approve Task Order #AECOMTO03 to AECOM Technical Services Inc. in the amount of \$104,970 to review and update the City standards for Lift Stations and SCADA and approve for the Mayor to execute the task order.

F. Task Order - Pavement Inspection and Assessment

- Approve Work Order #AECOMTO04 to AECOM Technical Services Inc in the amount of \$75,160 to provide a pavement inspection and assessment and approve for the Mayor to execute the task order.

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

A. Ordinance No. 8-2024 - Golden Knights Boulevard

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The staff requests to withdraw this ordinance and readvertised for another date.

Conduct the second reading and public hearing of Ordinance No. 8-2024 amending Chapter 28 “Zoning”, Article VI “Zoning District Standards” of the Code of Ordinances to require additional setback and buffer requirements for properties zoned Industrial (M-2) abutting Golden Knights Boulevard by amending Sections 28-318 “Industrial (M-2)”, 30-332 “Required Landscape Yards” and 30-339 “Visual Buffer and Screening Requirements”, providing for severability, repeal of conflicting ordinances, and incorporation into the code and effective date. This is a legislative item.

On March 6, 2024, the Planning and Zoning Commission tabled this item to their regular meeting on April 3, 2024 to allow staff time to revise the ordinance based on the discussion of having more definitive guidelines for the type of screenings to be used. Approved 7-0.

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.

B. Small Scale Comprehensive Plan Amendment (SSA) No. 2-2023 - The Registry at Sand Point –

The Applicant has requested to withdraw the application.

C. Small Scale Comprehensive Plan Amendment (SSA) Application No. 3-2024 - Lieberman Multifamily - Conduct the second reading and the public hearing for ordinances related to Small Scale Comprehensive Plan Amendment (SSA Application No. 3-2024):

Ordinance No. 10-2024 amending the Code of Ordinances by amending Ordinance No. 60-1988, which adopted the comprehensive plan of the City of Titusville, by amending the future land use map, by changing the land use designation on approximately 9.21+/- acres of property located east of South Street (SR 405) and across from Swan Lake Drive, having Brevard County Parcel ID Nos. 22-35-08-00-2 and 22-35-08-00-257, from the Conservation, Low Density Residential, and High Density Residential Future Land Use Designations to the Conservation and High Density Residential Future Land Use Designations; and providing for an effective date;

and

Ordinance No. 11-2024 amending Ordinance No. 5-1993 of the City of Titusville, by amending the zoning map made a part of said ordinance by reference by changing the Open Space and Recreation (OR), [General](#)

Use (GU), and Multifamily High Density Residential (R-3) zoning districts to the Open Space and Recreation (OR) and Multifamily High Density Residential (R-3) zoning districts on approximately 9.21+/- acres of property located east of South Street (SR 405) and across from Swan Lake Drive, having Brevard County Parcel ID Nos. 22-35-08-00-2 and 22-35-08-00-257; and providing for an effective date.

The first reading was conducted during the regular City Council meeting on April 9, 2024 at 6:30 p.m.

The Planning and Zoning Commission, acting as the Local Planning Agency, recommended approval of the land use change as presented, 5-2. One member was in opposition because too many items were not addressed. The Planning and Zoning Commission, acting as the Local Planning Agency, recommended approval of the rezoning change as presented, 6-1.

10. ORDINANCES-FIRST READING

A. Ordinance No. 12-2024 - Repealing Code Section 12-13 - Restrictions on parking recreational vehicles and other vehicles on public lands at certain times

- Conduct the first reading of Ordinance No. 12-2024 repealing Sec. 12-13 - Restrictions on parking recreational vehicles and other vehicles on public lands at certain times. (The public hearing is scheduled for the regular City Council meeting of May 14, 2024 at 6:30 p.m.)

B. Ordinance No. 13-2024 - Providing regulations for overnight parking in public areas - Conduct the first reading of Ordinance No. 13-2024, providing regulations for overnight parking in public places. (The public hearing is scheduled for the regular City Council meeting of May 14, 2024 at 6:30 p.m.)

11. OLD BUSINESS

12. NEW BUSINESS

A. Fiscal Year (FY) 2024 Mid-Year Budget Review and Financial Update - Approve the FY 2024 mid-year budgetary change requests for General Fund, General Construction and Roads & Streets, Enterprise and other Funds; authorize one (1) new FTE and approve the associated budget amendments.

B. Code Enforcement Lien Reduction Request for the property located at 1700 Chaucer Road - Approve the Special Magistrate recommendation for a code enforcement lien reduction of the daily fine amount from \$75,925.00 to \$30,000.00 plus costs, and payable to the City of Titusville within 90 days. This is for the property located at 1700 Chaucer Road.

C. Code Enforcement Lien Reduction Request for the property located at 945 Palermo Road - Approve the Special Magistrate recommendation for a code enforcement lien reduction of the daily fine amount from \$25,850.00 to \$2,000.00 plus costs, and payable to the City of Titusville within 90 days. This is for the property located at 945 Palermo Road.

D. Code Enforcement Lien Reduction Request for the property located at 940 Margie Drive - Approve the Special Magistrate recommendation for a code enforcement lien reduction of the daily fine amount from \$25,850.00 to \$2,000.00 plus costs, and payable to the City of Titusville within 90 days. This is for the property located at 940 Margie Drive.

13. PETITIONS AND REQUESTS FROM THE PUBLIC PRESENT (NON-AGENDA ITEMS)

14. MAYOR AND COUNCIL REPORTS

A. Mayor's Report - The Mayor's report is included in the agenda packet

B. Council Reports - City Council Members will provide their individual reports.

15. CITY MANAGER'S REPORT

A. City Manager's Report - The City Manager's Report is included in the agenda packet.

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