

City of Melbourne



City Hall • 900 E. Strawbridge Avenue, Melbourne, FL 32901
(321) 608-7200 • Fax (321) 608-7219

CITY COUNCIL AGENDA

February 13, 2018 • 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 Six through Five 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** - Council Member Teresa Lopez
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Proclamations and Presentations**
5. **Approval of Minutes** - January 23, 2018 - Regular Meeting
6. **City Manager's Report**
7. **Public Comments**

B. UNFINISHED BUSINESS

8. **ORDINANCE NO. 2018-02 (A&V NO. 376):** (Second Reading/Public Hearing) An ordinance vacating a 50-foot unimproved right-of-way know as Mosley Road located between Lots 56 and 57 of Indian River Groves and Gardens as recorded in Plat Book 6, Page 87, Public Records of Brevard County, Florida. (First Reading - 1/23/18)
9. **ORDINANCE NO. 2018-03 ADMINISTRATIVE ZONING CODE AMENDMENT (Z-2017-1267AD) BAT HOUSES:** (Second Reading/Public Hearing) An ordinance amending City Code, Appendix B, Article II, Definitions, and Article VII, Accessory and Temporary Uses and Structures, by classifying bat/bird houses as a garden amenity in the zoning regulations. (Applicant – City of Melbourne) (First Reading – 1/23/18)
10. **ORDINANCE NO. 2018-04, ZONING CODE TEXT AMENDMENT (Z-2017-1268AD) AND LAND DEVELOPMENT REGULATIONS (LDR-2017-03) SIDEWALK WAIVER PROCESS:** (Second Reading/Public Hearing) An ordinance amending City Code, Appendix B, Article IX, Section 8, Administrative Waivers; and Appendix D, Chapter 8, Subdivision and Platting, Section 8.6(b), Required Improvements; and Chapter 9, Article VII, Standards for Sidewalks, Pedways and Bicycle Facilities, to create a waiver process for infill single-family residential lots that meet certain criteria. (Applicant/Representative – City of



Melbourne) (First Reading – 1/23/18)

11. **ORDINANCE NO. 2018-05:** (Second Reading/Public Hearing) An ordinance amending the City Code, Chapter 22, Elections, by altering the description of City Council District Three to include an annexation ordinance adopted in 2017. (First Reading - 1/23/18)

C. NEW BUSINESS

12. City Hall 4th Floor Improvements, Project No. 90112
 - a. Contract award to Reynolds General Contractors, Inc.; Melbourne, FL - \$646,456.
 - b. **Resolution No. 3715:** A budget resolution to appropriate Public Facilities Impact Fee Funding in the amount of \$692,000 into the project budget.
13. Contract award for the Hibiscus Boulevard & Dairy Road Mast Arm Improvements, Project No. 64117, Florida Safety Contractors, Inc., Thonotosassa, FL - \$321,617.
14. Contract Award for the Lift Station No. 40 (Crown Boulevard) Force Main Relocation, Project No. 32113, Young's Communications Co., Inc.; Melbourne, FL - \$324,465.
15. Approval of land conveyances from the City of Melbourne to the Florida Department of Transportation for the St. Johns Heritage Parkway/Ellis Interchange project.
 - a. **Resolution No. 3713:** (Public Hearing) A resolution approving the donation of the Interchange South Site parcel to FDOT and authorizing the City Manager to execute, accept, and record related documents.
 - b. **Resolution No. 3714:** (Public Hearing) A resolution approving the donation of the Interchange North Site parcel to FDOT and authorizing the City Manager to execute, accept, and record related documents.
16. **CONSENT AGENDA:**
 - a. Professional Engineering Services Selection for the Miscellaneous Design Contract for FDOT Local Agency Program (LAP) Projects - Country Club Road Sidewalk Improvements, Pineapple Avenue and Front Street Complete Streets with CPH, Inc., Sanford, FL.
 - b. Approval of a Grant Funding Agreement with Steadytown, Inc. in the amount of \$50,000.



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

18. Approval of renewal of employee health insurance and other benefits.

Council will convene as the Melbourne Downtown Community Redevelopment Agency for the following item:

19. Approval of the First Amendment to the Master Redevelopment Agreement for the Highline Redevelopment Project.
- a. **Resolution No. 3716:** A joint resolution approving and authorizing execution of a First Amendment to Master Redevelopment Agreement (Highline Redevelopment Project) between the City Council of the City of Melbourne, the Melbourne Downtown Community Redevelopment Agency and Highline Apartments, LLC.

Council will reconvene for the remaining items.

- b. **Resolution No. 3716:** A joint resolution approving and authorizing execution of a First Amendment to Master Redevelopment Agreement (Highline Redevelopment Project) between the City Council of the City of Melbourne, the Melbourne Downtown Community Redevelopment Agency and Highline Apartments, LLC.
20. **ORDINANCE NO. 2018-06 (CPA-2017-09) AND ORDINANCE NO. 2018-07 (Z-2017-1266) EAU GALLIE HARBOUR CLUB CONDOMINIUMS:** Ordinances providing for a Comprehensive Plan Amendment and Rezoning on 1.31± acres located on the east side of North Harbor City Boulevard, north of Sarno Road and south of Spiller Street. (Owner/Applicant - Eau Gallie Harbour Club Condominium Association) (Representative - Richard Wagner) (P&Z - 1/18/18)
- a. **Ordinance No. 2018-06/CPA-2017-09:** (First Reading/Public Hearing) An ordinance changing the existing future land use from Mixed Use to High Density Residential.
- b. **Ordinance No. 2018-07/Z-2017-1266:** (First Reading/Public Hearing) An ordinance changing the existing zoning from C-R-3(17), Multiple-Family Dwelling High Density District with a cap of 17 units per acre) to C-R-3(20) (Multiple-Family Dwelling High Density District with a cap of 20 units per acre).
21. **ORDINANCE NO. 2018-08 (CU-2017-13/SP-2017-13) KENEMUTH MINI-STORAGE:** (First Reading/Public Hearing) An ordinance granting a conditional use for a mini-storage use, along with site plan approval for 20 units along with a



Phase 2, 1,980± square foot office addition, on a 0.82±-acre partially developed property zoned C-2 (General Commercial), located at the northeast corner of Babcock Street and Lincoln Avenue. (Owner/Applicant - SAVA Properties, LLC/Michael Kenemuth) (Representative - Vaheed Teimouri, P.E.) (P&Z Board - 1/18/18)

22. **ORDINANCE NO. 2018-09 CAPITAL IMPROVEMENTS ELEMENT:** (First Reading/Public Hearing) An ordinance amending Appendix D, Chapter 4, Section 4.04 of the City Code; amending Chapter X of the Comprehensive Plan entitled "Capital Improvements Element" to reflect the annual update of the Capital Improvements Schedule. (Applicant - City of Melbourne)
23. Board Appointments:
 - a. Appointment of five regular members and two alternate members to the Beautification and Energy Efficiency Board.
 - b. Appointment of three regular members to the Melbourne Downtown Community Redevelopment Agency Advisory Committee.
24. Discussion of City Council ethics policy. (Requested by Council Member Alfrey)

D. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

E. ADJOURNMENT

Mayor Kathy Meehan, Council Member Debbie Thomas, and Council Member Tim Thomas, as members of the Airport Authority Board, may discuss Airport Authority issues, which may subsequently be addressed by the Airport Authority.

Mayor Meehan and Council Members Teresa Lopez, Betty Moore and Paul Alfrey (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.