



**CITY OF TITUSVILLE
COUNCIL AGENDA**

**January 23, 2018
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.

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

Pastor Jody Wells of the Pentecostals of Titusville will be present to give the invocation.

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF MINUTES

A. Minutes

Approve the minutes of the regular City Council meeting on November 28, 2017 (6:30 p.m.) and special City Council meeting on December 5, 2017.

5. SPECIAL RECOGNITIONS & PRESENTATIONS

6. BOARDS AND COMMISSIONS

A. Historic Preservation Board

Accept the Historic Preservation Board's Semi-Annual Report as presented.

B. Planning and Zoning Commission

Appoint three (3) regular members and one (1) alternate member to the Planning and Zoning Commission with terms to expire on January 31, 2020.

C. Planning and Zoning Commission

Accept the Planning and Zoning Commission's Semi-Annual Report as written.

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

8. CONSENT AGENDA

A. Conveyance of Property by Brevard County Board of County Commissioners

Accept the conveyance of property known as parcel no: 22-35-03-27-B-12, from Brevard County Board of County Commissioners.

B. Purchase of Radio Consoles and Hand Held Radios for Police Department

Approve the purchase of seven (7) Radio Consoles with hardware and software, two (2) XG-25M Back-up Radios and seventy five (75) Hand-Held Radios from Communications International Inc. in the amount of \$586,401.20; and authorize the City Manager to issue any purchase order needed for this acquisition.

C. Change Order #1 to Contract #CN17B31 with All Terrain Tractor Services of Orange City for Sewer Point Repairs

Approve Change Order #1 in the amount of \$42,921.89 to contract #CN17B31 with All Terrain Tractor Services of Orange City for Sewer Point Repairs and authorize the City Manager to execute the change order.

D. Highway Maintenance Agreement - Resolution No. 2-2018

Approve Resolution No. 2-2018 authorizing the State of Florida Department of Transportation, hereinafter called the department, and the City of Titusville, hereinafter called the City, to execute a Memorandum of Agreement between the City and the department for the maintenance of state road rights-of-way by the City; setting forth an effective date.

E. L'Image Villas Townhomes - Amendment to Declaration of Covenants and Restrictions

Approve amendments to the L'Image Villas Townhomes Declaration of Covenants and Restrictions.

F. Firehouse Subs Public Safety Foundation Grant Award Acceptance Request

Request approval to accept the grant award from Firehouse Subs Public Safety Foundation for 1 set of Hurst Edraulic Extrication Tools and Equipment valued at \$30,780 and to authorize the Mayor to accept the grant and to authorize the City Manager to issue and execute any instruments necessary for the receipt of the grant and purchase of identified equipment if required.

G. Continuing Consultant Contract Award for RFQ #17-Q-30 Water Resources

Approve, subject to the resolution of the contract terms by the City Attorney and City Manager, the award of contracts to the top four ranked firms AECOM, CDM Smith, Wright-Pierce, and Barnes, Ferland & Associates to provide Continuing Engineering Consultants services for RFQ #17-Q-30 Code 101 Water Resources Services during a three (3) year initial term with two (2) optional one (1) year extensions; and authorize the Mayor to execute the contracts.

H. Sale of 1010 Queen Street - Located in Inspiration Village

Accept offer presented from buyer for property located at 1010 Queen Street, and authorize staff to negotiate and settle close of property.

I. Contract Award for the Replacement of Two Manholes

Approve, subject to the resolution of the contract terms by the City Attorney and City Manager, the award of a contract to Gregori Construction, Inc. of Titusville, FL in the amount of \$93,880.00 for the replacement of Manhole #58-14 on Cocoanut Dr and Manhole #55-14 on Key Road, and authorize the Mayor to execute the contract.

J. Annual Contract for the purchase of Quick Lime

Approve the award of Brevard County Public Entity Purchasing Cooperative bid (B-18-08-COC) to Carmeuse Lime for the purchase of Quick Lime on an as needed basis beginning January 1, 2018 through September 30, 2018 with two (2) optional one-year renewals and approve the attached budget ammendment. In addition, authorize the inclusion of the awarded firm in the approved Vendor of Record List for purchases of this chemical; and authorize the City Manager to issue purchase orders to acquire said chemical on an as needed basis in accordance with the authorization permitted for Vendors of Record.

K. Marina Fuel Tank Emergency Access and Inspection

Approve award to Chuck Strickland Petroleum Contractor, LLC in the amount of \$29,210.63 to provide emergency repairs necessary to access, clean and inspect the existing dual product tank at the City Marina and recommend the type of repair needed. Authorize the City Manager to issue any instruments necessary to acquire this service.

L. Advisability to Create a City Policy For Unexplained Water Usage

Approve advisability to create a City Policy to address instances of water and sewer bills in excess of their normal usage for which there is not a readily available reason for the increased consumption.

M. Advisability to Proceed with a Pilot Project for a Web Based

Utility Customer Portal

Approve advisability to proceed with a pilot project implementing a web based customer portal for the Water and Sewer Utility.

N. Acquisition of Safe with Cash Validator

Approve, subject to the resolution of the contract terms by the City Attorney and the City Manager, the award of a contract to Loomis Armored US, LLC to provide a safe with cash validator during a five (5) year term with provisions to extend contract for additional terms; and authorize the City Manager to execute contract.

O. City Investment Policy Revision

Approve the City Investment Policy Revision and Related Resolution No. 3-2018.

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

A. Ordinance No. 5-2018 Establishing Regulations to Permit Medical Marijuana Dispensaries

Conduct first reading and first public hearing of Ordinance No. 5-2018 amending the Code of ordinances by amending Section 28-54 "Use Table" to include "Medical Marijuana Dispensing Facility" as an allowable use consistent with pharmacies; amending Chapter 28 Article V "Use Standards" by adding Section 28-144.7 "Medical Marijuana Dispensing Facility", providing for definitions and applicability of pharmacy regulations to Medical Marijuana Dispensing Facilities, except as set forth herein; amending Section 37-1 "Definitions", providing for repeal of moratorium, repeal of conflicting ordinances, an effective date and incorporation into the Code. **(This is the first reading and first public hearing. The second reading and second public hearing is scheduled for February 13, 2018.)**

The Planning and Zoning Commission recommended approval, 4-3.

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 Amendment (SSA) No. 4-2017 with Rezoning for Property Located at 2550 Flake Road

Conduct Second Reading of SSA No. 4-2017 and related Ordinances:

Ordinance No. 2-2018 Amending the Code of Ordinances by amending Ordinance No. 60-1988, which adopted the Comprehensive Plan of the City of Titusville, by changing the Land Use designation on an approximately 1.61 acre property located at 2550 Flake Road from the Residential Two Future Land Use designation to the Industrial Land Use designation.

and

Ordinance No. 3-2018 Amending Ordinance No. 5-1993 of the City of Titusville, Florida, by amending the zoning map made a part of said ordinance by reference by replacing the present Rural Residential (RR) zoning to Light Industrial Services and Warehousing (M-1) zoning on an approximately 1.61 acre parcel located at 2550 Flake Road.

The Planning and Zoning Commission, acting as the Local Planning Agency, recommended approval, 4-2.

C. Rezoning (REZ) No. 5-2017 from the Highway Industrial Infill (M-3) to the Light Industrial Services and Warehousing (M-1) Zoning District at 4325 South Street

Conduct Public Hearing for Rezoning (REZ) No. 5-2017 and associated Ordinance No. 4-2017 amending Ordinance No. 5-1993 of the City of Titusville, Florida, by amending the zoning map made a part of said ordinance by reference by replacing the present Highway Industrial Infill (M-3) zoning to Light Industrial Services and Warehousing (M-1) zoning for 0.44 acre property located at 4325 South Street.

The Planning and Zoning Commission recommended approval, 6-0.

10. ORDINANCES-FIRST READING

11. OLD BUSINESS

A. City Paid Subsidy for Other Post Employment Benefits (OPEB)

Provide staff direction with regard to the options listed to address the City's Post Employment Benefit (OPEB) liability.

12. NEW BUSINESS

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

14. MAYOR AND COUNCIL REPORTS

A. Mayor's Report

Attached is the Mayor's Report.

15. CITY MANAGER'S REPORT

A. City Manager's Report

Attached is the City Manager's Report.

16. CITY ATTORNEY'S REPORT