



**CITY OF TITUSVILLE  
COUNCIL AGENDA**

**August 8, 2017  
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 Jeremy Coppock of Faith Baptist Church 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 July 11, 2017.

**5. SPECIAL RECOGNITIONS & PRESENTATIONS**

**A. Downtown Parking Study Presentation**

Review and provide input into the downtown parking study presentation.

**6. BOARDS AND COMMISSIONS**

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

**8. CONSENT AGENDA**

**A. Grant Agreement for the South Street Basin Baffle Boxes**

## **Project**

Approve a grant agreement between the City of Titusville and the St. Johns River Water Management District in the amount of \$110,000 in funding toward the construction of the South Street Basin Baffle Box Project. Additionally, approve associated budget amendments and authorize the Mayor to execute the agreement.

### **B. Award of Grant for a Citywide Historic Resources Grant**

Approve and authorize the Mayor to sign the grant agreement with the State of Florida, Department of State, for a Citywide Survey of Historic Resources. Grant Agreement #18.sm.200.040; and approve the attached Budget Amendment to recognize the proceeds of the grant.

### **C. Award of Contract - Visioning Exercise, Comprehensive Plan Update and EAR**

Approve the award of contract to Canin and Associates of Orlando, Florida in the amount of \$152,505.30 to perform Visioning Exercise, Comprehensive Plan Update, and EAR; and authorize the Mayor to execute said contract.

### **D. Quit Claim Deed from The Oaks Development Group to City of Titusville for Lift Station 88**

Accept the executed Quit Claim Deed from the Oaks Development Group, Inc. for parcel 21-31-19-75-H (known as Lift Station 88).

### **E. Advisability to Amend Code Related to Duplicative Density Regulations in Single Family Residential**

Approve advisability to amend the Code to remove the reference to maximum density in single family residential zoning districts, as density is determined by the minimum lot size and Future Land Use Designation.

### **F. Grant Agreement for Titusville's 1,100-Acre Stormwater Treatment Train Project**

Approve a grant agreement between the City of Titusville and the State of Florida Department of Environmental Protection in the amount of \$400,000 in funding toward the construction of Titusville's 1,100-Acre Stormwater Treatment Train Project. Additionally, approve associated budget amendment and authorize the Mayor to execute the agreement.

### **G. Department of Economic Opportunity Florida Job Growth Grant Fund Public Infrastructure Grant Proposal(s)**

Approve submittal of one or more Florida Job Growth Grant Fund Public Infrastructure Grant Proposal(s) to the Florida Department of Economic Opportunity.

### **H. Award of Contract - Main St. and Sycamore Basins Baffle Boxes**

Approve the award of a contract, subject to the resolution of the contract terms by the City Manager and

City Attorney, to Gregori Construction of Titusville, FL for the construction of the Main St. & Sycamore Basins Baffle Boxes in the amount of \$897,755, approve the attached budget amendment, and authorize the Mayor to execute the contract.

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

**A. Ordinance No. 19-2017 - Motorcycle Sales in Urban Village (UV) Zoning**

Conduct the second reading and final public hearing of Ordinance No. 19-2017 amending Chapter 28 “Zoning” of the Code of Ordinances and Land Development Regulations; specifically amending Section 28-54 “Use Table” to add Sales of Automobile/Vehicle Sales in the Urban Village Zoning District, Section 28-98 “Automobile Sales” related to Sales of Motorized Vehicles and Section 28-363 “Outdoor Display of Merchandise” related to Automobile/Vehicle Sales; providing for severability; repeal of conflicting ordinances; for an effective date and for incorporation into the code. **(This is the second reading and final public hearing.)**

**The Planning and Zoning Commission recommended approval of the ordinance (4:1). The Member voting in opposition expressed concerns that the proposal was not consistent with the intent of the Urban Village zoning. There were also suggestions to permit the sale of other recreational vehicles, such as jet skis and a request to clarify language that "body work" was included under the term "repairs", which are to be conducted in a closed building.**

**B. Ordinance No. 21-2017 Relating to Backyard Chickens**

Conduct the second reading and final public hearing of Ordinance No. 21-2017 amending chapter 5 “Animals”, article v “Livestock and Fowl”, by amending section 5-86 “Certain animals restricted; permits for certain animals required” by permitting backyard chickens subject to regulations; providing for severability, repeal of conflicting ordinances, an effective date and incorporation into the code. **(This is the second reading and final public hearing.)**

**The Planning and Zoning Commission recommended approval of the ordinance (4:1) with the recommendation that City Council adopt a registration process and a requirement to attend a class. The Member voting in opposition recommended a minimum lot size of one-half (0.5) acre.**

**C. Public Hearing and Resolution No. 11-2017 to Transition Stormwater Charges to the Non-Ad Valorem Tax Rolls and certifying the rate and annual stormwater utility assessment roll**

Conduct the public hearing and approve Resolution No. 11-

2017 confirming and certifying the rate and annual stormwater utility assessment rolls for the municipal fiscal year beginning October 1, 2017 and forwarding the same to the Tax Collector's Office for collection, utilizing the uniform method of collecting non-ad valorem special assessments levied within the incorporated area of the City, as authorized under section 197.3632, Florida Statutes; adopting findings of fact; and providing for an effective date.

**D. Ordinance No. 20-2017 Amending the City's Billing and Collection Procedures for Stormwater Management Utility Fees**

Conduct Second Reading and final public hearing for Ordinance No. 20-2017 amending Chapter 21 of the Code by amending Section 21-266 "Definitions" by amending Section 21-272 "Service charges" by amending Section 21-273 "Service rate charges" by amending Section 21-275 "Fee collection" by amending Section 21-276 "Exemptions or credits applicable to service charges" as adopted in Ordinance No. 43-2012 to amend the billing and collection procedures for stormwater management utility fees providing for severability, repeal of conflicting ordinances, effective date and incorporation into the code.

**10. ORDINANCES-FIRST READING**

**A. Rezoning No. 2-2017**

Conduct first reading for Rezoning (REZ) No. 2-2017 and associated Ordinance No. 22-2017 to amend from the Light Industrial Services and Warehousing (M-1) zoning district to the Neighborhood Commercial (NC) zoning district for property located at 1116 South Street.

**B. Small Scale Amendment (SSA) No. 1-2017**

Conduct first reading of SSA No. 1-2017 and associated Future Land Use Map amendment Ordinance and rezoning Ordinance; and make a recommendation regarding the request.

Ordinance No. 23-2017 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 of three parcels located on the east side of U.S. Highway 1, adjacent to Riveredge Drive, having Parcel I.D. numbers 22-35-26-bf-\*-28, 22-35-26-bf-\*-29.03, and 22-35-26-bf-\*-29.02 from the Commercial High Intensity and Conservation future land use designations to the Medium Density Residential designation.

Ordinance No. 24-2017 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 Community Commercial (CC) and Open Space and Recreation (OR) zoning with Single Family Medium Density (R-1b) zoning on three parcels located on the east side of U.S. Highway 1,

adjacent to Riveredge Drive, having Parcel I.D. numbers 22-35-26-bf-\*-28, 22-35-26-bf-\*-29.03, and 22-35-26-bf-\*-29.02.

**(Due to a modification of the application by the Applicant at the Planning and Zoning Commission meeting, staff is requesting the item be heard as follows: First Reading and Public Hearing - August 22nd (the public hearing was advertised for this date) and Second Reading on September 12th)**

- 11. OLD BUSINESS**
- 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**