



**CITY OF TITUSVILLE
COUNCIL AGENDA**

**August 22, 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 Christopher Garrison 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 meetings on July 25, 2017 (5:30 p.m.) and July 25, 2017 (6:30 p.m.).

5. SPECIAL RECOGNITIONS & PRESENTATIONS

A. Reserved for Presentation(s)

There may not be adequate time at the regular City Council meeting scheduled on August 22, 2017 at 5:30 p.m. to hear all the presentations as outlined in the agenda. If necessary, the presentation(s) will be heard at this time during the regular City Council meeting on August 22, 2017 that commences at 6:30 p.m.

6. BOARDS AND COMMISSIONS

A. North Brevard Commission on Parks and Recreation

Appoint two members to the North Brevard Commission on Parks and Recreation for two-year terms expiring on August 31, 2019.

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

8. CONSENT AGENDA

A. Street Sweepers Lease Purchase Agreement

Approve the award of a lease purchase agreement to Leasing 2, Inc. for two (2) street sweepers during a 4-year term for an annual cost of \$113,326.81 based on pricing established by the Florida Sheriff's Association bid award to Environmental Products of Florida; approve agreement with Environmental Products of Florida to repurchase both sweepers at the end of the 4-year term in the amount of \$174,586; approve agreement with Environmental Products of Florida to maintain both sweepers during a four (4) year term at a price of \$24,000 annually; and authorize the Mayor to execute all three agreements. This action is contingent on the approval of the FY18 budget.

B. Award of Contract to North Brevard Charities Sharing Center, Inc. for Provision of Social Services at Harry T. Moore Social Service Center

Approve the award of contract to North Brevard Charities Sharing Center, Inc. for provision of social service programs at the Harry T. Moore Social Service Center, and authorize the Mayor to execute said contract.

C. 2017-2018 Local JAG Grant Approval to Submit Application

Approve submission of application and receipt of funds in the amount of \$24,240.

D. Resolution No. 12-2017 - Fee for Backyard Chicken Permit

Adopt Resolution No. 12-2017 adopting the schedule of fees related to backyard chicken permits; and providing for an effective date.

E. Contract Award for Real Estate Services with Kiser Realty

Approve the award of contract to Kiser Realty, for real estates services associated with the sale of 1010 Queen Street located in Inspiration Village; and authorize the City Manager to execute said contract and any other instruments necessary to engage Kiser Realty for these services.

F. Police Department Bullet Proof Vest Grant Transfer Request

Approve police department bullet proof vest grant fund transfer request. Additionally, approve associated budget amendment.

G. Interlocal Agreement with Brevard County for Contractor Licensing Regulation and Enforcement

Approve the Interlocal Agreement with Brevard County for

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

A. 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

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. **(The public hearing was held at the regular City Council meeting on August 8, 2017. The approval of this resolution was tabled to this meeting.)**

B. 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. **(At the City Council meeting held on August 8, 2017, the second reading and final public hearing was tabled to this meeting.)**

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.

C. Rezoning No. 2-2017

Conduct Public Hearing for Rezoning 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.

The Planning and Zoning Commission recommended approval, 4-0.

D. Small Scale Amendment No. 1-2017

Conduct Public Hearing of Small Scale Amendment No. 1-2017 and associated Future Land Use Map amendment Ordinance and rezoning Ordinance.

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.

The Planning and Zoning Commission recommended approval, 4-0.

10. ORDINANCES-FIRST READING

A. Rezoning (REZ) No. 1-2017 from the Multifamily Medium Density Residential (R-2) Zoning District to the Single Family High Density (R-1C) Zoning District for Property Located at the Northwest Corner of I-95 and Garden Street

Conduct First Reading for Rezoning (REZ) No. 1-2017 and associated Ordinance No. 25-2017 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 Multifamily Medium Density Residential (R-2) zoning with Single Family High Density (R-1c) zoning for a portion of property located at the Northwest corner of Garden Street and Interstate 95 having property id no. 21-35-31-00-751, property having a parcel id no. 21-35-31-00-754, and properties located at 3600, 4002, 4008, 4014 Garden street; and providing for an effective date.

11. OLD BUSINESS

12. NEW BUSINESS

A. Advisability Relating to Shipping Containers Utilized as Accessory Structures

Provide direction to staff regarding utilizing shipping containers as accessory structures.

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