



**CITY OF TITUSVILLE
COUNCIL AGENDA**

**November 28, 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

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF MINUTES

A. Minutes

Approve the minutes of the special City Council meeting on November 7, 2017.

5. SPECIAL RECOGNITIONS & PRESENTATIONS

A. Lean Six Sigma Green Belt Certifications

Recognize City Employees with Lean Six Sigma Green Belt Certifications.

B. Interactive City Maps

Accept the presentation on the City's new online interactive map portal.

C. Letters of Appreciation

Attached is the list of employee names that received Letters of Appreciation.

6. BOARDS AND COMMISSIONS

A. Municipal Code Enforcement Board

Appoint one alternate member to an unexpired term to expire on October 31, 2020.

B. Titusville Environmental Commission

Appoint one alternate member to the Titusville Environmental Commission for a three-year term expiring on November 30, 2020.

C. Planning and Zoning Commission

Appoint one regular member to the Planning and Zoning Commission for an unexpired term that will expire on January 31, 2018.

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

8. CONSENT AGENDA

A. Reprogramming of TPD Personnel Support Cost Funds

Approve reprogramming of \$38,282 in Titusville Police Department personnel support funds to the following: (1) \$22,500 to Human Resources to fund a temporary, part time HR assistant to assist in implementing executime, payroll and applicant tracking & processing tasks and (2) \$15,782 to Police Department overtime account to help mitigate staffing shortfalls in the Police Dispatch Center.

B. Acceptance of Two Utility Easements from Titusville FD, LLC for the Family Dollar on Dairy Road

Accept two utility easements from Titusville FD, LLC for the newly completed Family Dollar on Dairy Road.

C. Purchase of Code Enforcement Vehicle

Approve use of the National Joint Powers Alliance Contract #2018-120716-NAF for purchase of one (1) 2018 Ford Interceptor SUV from Alan Jay Fleet Sales at \$35,992.63. Total \$35,992.63.

D. CIGNA Retiree Medicare Supplement and Pharmacy Plan change

Approve a change in the annual expenditure amount for the Cigna Medicare Supplement and Pharmacy Plan for City retirees eligible for Medicare for calendar year 2017 from \$481,580 to \$543,780. The increase is based on an increase in the number of plan member participants becoming Medicare eligible during the calendar year from a projected number of 99 plan members to 110.

E. FY 2017 Year End Budget Adjustments

Approve the FY 2017 Year End Budget Adjustments.

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

A. Comprehensive Plan Amendment No 1-2017 Relating to Conservation Land Uses

Conduct a public hearing for transmittal of Comprehensive Plan Amendment (CPA) No. 1-2017 amending the code of ordinances by amending ordinance no. 60-1988, which adopted the comprehensive plan of the City of Titusville, by adopting comprehensive plan amendment 2017-01 amending policy 1.16.2 of the Future Land Use element of the comprehensive plan relating to conservation land uses; providing for severability; and providing for an effective date.

The Planning and Zoning Commission unanimously recommended approval of the CPA.

B. Ordinance No. 41-2017 - Capital Improvement Element Annual Update

Conduct the Second Reading and Public Hearing of Ordinance No. 41-2017 updating the Five Year Capital Improvements Schedule of the Comprehensive Plan of the City of Titusville for the 2018 – 2022 horizon relating to the Capital Improvement Element.

The Planning and Zoning Commission recommended approval, 5-0.

C. Ordinance No. 44-2017 - Relating to Shipping Containers Utilized as Accessory Structures

Conduct the first reading and the first public hearing of Ordinance No. 44-2017 amending the code of ordinances relating to shipping containers; by amending chapter 28 “zoning”, specifically amending section 28-357 “detached accessory building/structure”, and section 28-365 “parking or storage of motor vehicles, recreational vehicles, boats, airboats, or trailers in residential districts” to prohibit shipping containers as with residentially zoned or used properties; specifically amending section 28-373 “temporary storage units” relating to shipping containers and renumbering subsequent sections; amending chapter 34 “procedures”, specifically creating section 34-353 “nonconforming structures – shipping containers” and renumbering subsequent sections; amending chapter 37 “definitions” to add the definition of shipping container; providing for severability, 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 final public hearing is scheduled for December 12, 2017.)**

The Planning and Zoning Commission will consider this ordinance on December 6, 2017.

D. Ordinance No. 45-2017 - Dog Friendly Dining

Conduct the first reading and the first public hearing of Ordinance No 45-2017 amending the land development regulations relating to dog-friendly dining; specifically amending

chapter 28 “zoning” article i “general provisions”, specifically creating section 28-19, “dog-friendly dining”; allowing patrons’ dogs at certain outdoor portions of public food service establishments; providing for severability; providing for repeal of conflicting ordinances; providing for incorporation into the code; and providing for an effective date. **(This is the first reading and first public hearing. The second reading and second public hearing is scheduled for December 12, 2017.)**

The Planning and Zoning Commission will consider this ordinance on December 6, 2017.

E. Ordinance No. 46-2017 Extending the Moratorium on Medical Marijuana Dispensaries

Conduct first reading and first public hearing of Ordinance No. 46-2017 extending the temporary moratorium on the establishment or operation of any Medical Marijuana Treatment Centers, Medical Marijuana Dispensaries or Medical Marijuana Facilities within the City of Titusville imposed by Ordinance No. 1-2017 and Ordinance No. 16-2017. **(This is the first reading and first public hearing. The second and final public hearing is scheduled for the regular City Council meeting on December 12, 2017.)**

The Planning and Zoning Commission will consider this ordinance on December 6, 2017.

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.

F. Small Scale Comprehensive Plan Amendment (SSA) No. 3-2017 and Planned Development Rezoning with Master Plan (REZ) No. 4-2017

Conduct Public Hearing of SSA No. 3-2017 and related **Ordinance No. 42-2017** to amend the Future Land Use designation from Conservation to High Density Residential on approximately 9.25 acres of a larger 44.5 acre property

and

REZ No. 4-2017 and related **Ordinance No. 43-2017** to amend the zoning classification from Multifamily High Density Residential (R-3), Multifamily Medium Density Residential (R-2) and Open Space and Recreation (OR) to Planned Development (PD) with a Master Plan.

The Planning and Zoning Commission, acting as the Local Planning Agency, recommended approval, 5-0.

10. ORDINANCES-FIRST READING

A. Ordinance No. 47-2017 Amending the Code of Ordinances Chapter 18 - Swimming Pools

Conduct the first reading of Ordinance No. 47-2017 amending the Code of Ordinances by amending Chapter 6 “Buildings and Building Regulations” specifically amending Sections 6-56 “Required, Inspection, Approval prior to Use or Occupancy”, 6-58 “Qualification for Obtaining Permits”, and 6-68 “Inspections and Building Site” relating to swimming pools; deleting Chapter 18 “Swimming Pools” in its entirety as duplicative to requirements of the Florida Building Code and Land Development Regulations; providing for severability; providing for repeal of conflicting ordinances; providing for incorporation into the code; and providing for an effective date.

B. Ordinance No. 48-2017 to Amend the Code of Ordinances for Sewer Billing of Cooling Tower Discharges

Conduct the first reading of Ordinance No 48-2017 amending the Code of Ordinances by amending Chapter 21 “Utilities”, Article IV “Water and Sewer Rates and Charges and Billing Procedure”, specifically amending Section 21-241(3)(f) “Schedule of Water and Sewer Charges”; providing for severability, repeal of conflicting ordinances, an effective date and incorporation into the code.

C. Ordinance No. 49-2017 Relating to Conservation Subdivisions in the Areas of Critical Concern

Conduct first reading of Ordinance No. 49-2017 amending the code of ordinances related to utilizing conservation subdivisions in the area of critical concern; by amending chapter 30 “development standards”, section 30-207 “area of critical concern performance” to permit the development of conservation subdivisions; providing for severability, repeal of conflicting ordinances, an effective date and incorporation into the code. **(The second reading and public hearing is scheduled for December 12, 2017.)**

The Planning and Zoning Commission will consider this ordinance on December 6, 2017.

11. OLD BUSINESS

12. NEW BUSINESS

A. Selection of a Vice-Mayor

Nominate and elect a Vice-Mayor.

B. Designation of the Chair and Vice-Chair of the Titusville Community Redevelopment Agency by City Council

Council will designate the Chair and Vice-Chair of the Titusville

Redevelopment Agency.

C. Update Council Member Appointments to Serve on Outside Agencies

Update Council Member appointments to serve on Outside Agencies. Members of City Council are appointed to serve on various outside agencies to represent the interests of the citizens of the City of Titusville.

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