

CITY OF PALM BAY, FLORIDA

REGULAR COUNCIL MEETING 2022-16

Held on Thursday, the 16th day of June 2022, at the City Hall Council Chambers, 120 Malabar Road, SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Office of the City Clerk, City Hall, Palm Bay, Florida.

The meeting was called to order at the hour of 6:00 P.M.

Pastor Caleb Phelps, Faith Baptist Church, gave the invocation which was followed by the Pledge of Allegiance to the Flag.

ROLL CALL:

MAYOR:	Rob Medina	Present
DEPUTY MAYOR:	Kenny Johnson	Present
COUNCILMEMBER:	Randy Foster	Present
COUNCILMEMBER:	Donny Felix	Present
COUNCILMEMBER:	Peter Filiberto	Present
CITY MANAGER:	Suzanne Sherman	Present
CITY ATTORNEY:	Patricia Smith	Present
CITY CLERK:	Terese Jones	Present

CITY STAFF: Joan Junkala-Brown, Deputy City Manager; Leslie Hoog, Fire Chief; Frank Watanabe, City Engineer; Jesse Anderson, Assistant Growth Management Director; Mariano Augello, Police Chief.

Councilman Foster participated in the meeting via teleconference.

ANNOUNCEMENTS:

Deputy Mayor Johnson announced the following vacancies and terms expiring, and solicited applications for same:

- 1. One (1) vacancy on the Youth Advisory Board (represents 'at-large student member' position).++**
- 2. One (1) term expiring on the Police and Firefighters' Retirement Pension Plan, Board of Trustees.+**
- 3. One (1) vacancy on the Sustainability Advisory Board (represents 'at-large' position).+**

AGENDA REVISION(S):

1. Ms. Sherman announced the following:

a. A proclamation recognizing the Mayor's Business Spotlight Program recipient, Sports Chiropractic Health and Rehab, was added as Item 4, under Proclamations and Recognitions.

b. The Fire Department update presentation was added as Item 2, under Presentations.

c. The applicant for Item 1, under Public Hearings, requested the case be continued to the July 7, 2022, regular Council meeting in order for the item to be considered with the accompanying comprehensive plan amendment and preliminary development plan cases.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to continue Case A-4-2022 (Ordinance 2022-54) to the July 7, 2022, regular Council meeting. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

d. Item 17, under Consent Agenda, related to the School Resource Officer Agreement with Pineapple Cove Classical Academy Charter School had been withdrawn.

PROCLAMATIONS AND RECOGNITIONS:

The proclamations were read.

1. Proclamation: Juneteenth Celebration - June 19, 2022. (Deputy Mayor Johnson)

2. Proclamation: International Widows Day - June 23, 2022.

3. Proclamation: Parks and Recreation Month - July 2022.

4. Proclamation: Mayor's Business Spotlight Recipient - Sports Chiropractic Health & Rehab. (AGENDA REVISION)

PRESENTATIONS:

1. Sunrise Consulting Group - 2022 Legislative Session Summary.

Shawn Foster, Lobbyist with Sunrise Consulting Group, provided an overview of the 2022 session. Palm Bay had received funding in the amount of \$1.2 million for baffle boxes. Mr. Foster provided information on several approved Senate and House Bills that would affect the city.

Mr. Foster advised of a \$175 million Local Support Grants Program through the Legislative Budget Commission. The program was driven only by the House of Representatives and discussions had already begun with City staff and Representative Fine. Mr. Foster answered questions posed by councilmembers.

Mayor Medina suggested using the grant to build Fire Station 7. He said that Council had previously discussed using a portion of the Bayfront Community Redevelopment Agency's unexpended funds to support the construction of Station 7. He requested consensus from Council to reconsider that agenda item and use the BCRA unexpended funds as a matching grant. Mrs. Jones advised that the request to reconsider would be placed on the next meeting agenda and, if approved, the actual item to be reconsidered would be placed on a subsequent agenda. Council concurred to place the request to reconsider on the next agenda.

2. Departmental Update: Fire Department.

Chief Hoog provided an overview of the department's mission and structure, breakdown of service calls, response and personnel statistics, and preparation and strategic planning for the future. Chief Hoog answered questions posed by councilmembers.

Mr. Foster wanted to have a workshop to address the needs of the Fire Department. Mayor Medina felt it should be for first responders and not just the Fire Department. Deputy Mayor Johnson said discussion should occur at the budget workshop and not at a separate workshop.

PUBLIC COMMENT(S)/RESPONSE(S): (Non-agenda Items Only)

Individuals made general comments.

1. Numerous individuals from the Bayside Lakes area requested involvement in the Future Land Use Maps for the Vision 2040 Plan regarding the Majors Golf Course.
2. William Ramos, resident, asked Council to address speeding along Fallon Boulevard as his son had been hit.

A brief recess was taken after which time the meeting resumed.

PUBLIC HEARING(S):

1. Ordinance 2022-54, providing for the annexation of certain real property generally located south of and adjacent to Malabar Road, in the vicinity east of St. Johns Heritage Parkway and west of Melbourne-Tillman Water Control District Canal 8, into the City (124.33 acres) (Case A-4-2022, Parkside Commons Center, LLC, and West 80 Acres, LLC), final reading.

The item, addressed under Agenda Revisions, was continued to the July 7, 2022, regular Council meeting.

2. Ordinance 2022-63, rezoning property located east and west of Dixie Highway, in the vicinity south of Florin Road, from PCRD (Planned Community Redevelopment District); HC (Highway Commercial District); and RS-1 (Single-Family Residential District) to BMU (Bayfront Mixed Use District) (12.78 acres) (Case CPZ-20-2022, Eztopeliz, LLC), final reading. (Quasi-Judicial Proceeding)

The City Attorney read the ordinance in caption only. The public hearing was opened. Bruce Moia, MBV Engineering and representative for the applicant, presented the request to Council.

Mayor Medina said there was a continuous lane along U.S. Highway 1 at Port Malabar Boulevard. He questioned how that would be addressed if the river view side was going to be used for amenities. Mr. Moia said that the developer would be meeting with the Florida Department of Transportation to review modifications.

Bill Battin, resident, asked if the 2.49 acres was considered part of the greenspace or open space requirement for the project. Mr. Moia responded that the BMU zoning did not have open space requirements and that tract was rezoned to match the rest of the property.

The public hearing with closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to adopt Ordinance 2022-63. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

3. Ordinance 2022-64, granting approval of a Final Development Plan for a PUD (Planned Unit Development) zoning residential subdivision to be known as 'The Landings at Bayside' on property located at the southwest corner of Cogan and

**Osmosis Drives (21.00 acres) (Case FD-20-2022, Diocese of Orlando), final reading.
(Quasi-Judicial Proceeding)**

The City Attorney read the ordinance in caption only. The public hearing was opened. Bruce Moia, MBV Engineering and representative for the applicant, presented the request to Council.

Matt Russ, resident, asked if the subdivision would be paying into the property owner association (POA). Chip Bryan, Partner with Condev Communities, LLC (developer), said the change of use would require an amendment to the POA documents so there was no detriment to the POA's budget.

The public hearing with closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to adopt Ordinance 2022-64. Mayor Medina felt the property would have had a better use for a church or school.

Motion carried with members voting as follows:

Mayor Medina	Nay
Deputy Mayor Johnson	Yea
Councilman Foster	Yea
Councilman Felix	Yea
Councilman Filiberto	Yea

4. Ordinance 2022-67, amending the Code of Ordinances, Chapter 184, Subdivisions, by modifying provisions related to the issuance of building permits for model homes (Case T-19-2022, City of Palm Bay), final reading.

The City Attorney read the ordinance in caption only. The public hearing was opened. Mrs. Junkala-Brown presented the request to Council. The public hearing was closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to adopt Ordinance 2022-67. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

5. Ordinance 2022-46, rezoning property located north and south of and adjacent to Emerson Drive, in the vicinity east and west of and adjacent to St. Johns Heritage

Parkway, from AU (Brevard County) to CC (Community Commercial District) (47.83 acres) (Case CPZ-11-2022, Gary Smigiel, Ascot Palm Bay Holdings, LLC), first reading. (Quasi-Judicial Proceeding) (CONTINUED FROM 05/19/22 RCM)

The Planning and Zoning Board recommended approval of the request.

The City Attorney read the ordinance in caption only. The public hearing was opened. Ana Saunders, BSE Consultants and representative for the applicant, presented the request to Council.

Mr. Filiberto asked about a traffic light at the intersection of Emerson Drive and St. Johns Heritage Parkway. Ms. Saunders said it was not part of the rezoning request and the traffic study would be performed at a later date.

Mr. Watanabe said this study should further confirm the need for a traffic light, but past studies had already reflected traffic lights at Pace and Emerson Drives. As new developments were constructed, new studies were performed and those areas were rechecked with new volumes.

The public hearing with closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve Ordinance 2022-46. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

6. Ordinance 2022-60, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located south of and adjacent to Palm Bay Road, in the vicinity east of Athens Drive, from Single-Family Residential Use to Commercial Use (6.177 acres) (Case CP-19-2022, Thomas C. and Ruth Z. Welsh Trust), only one reading required. (CONTINUED FROM 06/02/22 RCM)

The Planning and Zoning Board recommended approval of the request, subject to the elimination of the connection to Rue Street NE.

The City Attorney read the ordinance in caption only. The public hearing was opened. Attorney Kim Rezanka and other project team members, representatives for the applicant, presented the request to Council. She advised that the back portion of the project would not be developed, and an eight-foot (8') concrete wall would be constructed around the entire site. Ms. Rezanka also confirmed that there would be no access to Rue Street. Responses were provided to questions posed by councilmembers.

Mr. Felix asked if the site was suitable for a Planned Unit Development (PUD). Mr. Anderson said that pursuant to the Code of Ordinances (Code), the property would meet the minimum requirements for a PUD but there were also open space requirements that would take away from the acreage and would thereby make it difficult to construct a PUD on the property.

Residents of Oakview Estates spoke against the request stating there would be issues with lighting, excessive traffic, noise, drainage, reduction in quality of life, and a commercial development should not be placed in the middle of a residential neighborhood. However, the residents stated they had no issue with single family homes on the site.

Ms. Rezanka responded to the comments and noted that there was no factual evidence presented, only speculation.

Mr. Foster said he wished that the applicant had met with the residents to work out some of the issues. Ms. Rezanka said a Citizen Participation meeting was not required for this type of request. The project team answered questions posed by councilmembers regarding lighting, homeless people on the property, drainage, single family development versus commercial, etc.

Deputy Mayor Johnson asked staff's opinion from a public safety standpoint. Chief Augello said the 8-foot wall could increase crime as fully enclosing the project would hinder first responder access. If a crime were committed, the perpetrator could climb the wall and go into the residential neighborhood.

Ms. Rezanka said the applicant would be willing to coordinate with the Police Department and also install security cameras as an additional safety measure.

The public hearing with closed.

Mr. Filiberto felt the project was in conflict with the scale, intensity, density and character of the residential area.

Mayor Medina felt it would be a great addition to the community and was an opportunity to capitalize on a large commercial piece on Palm Bay Road.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve Ordinance 2022-60.

Deputy Mayor Johnson was conflicted on his decision but felt an effort to compromise was being made by the applicant.

Mr. Foster was concerned about the safety of the surrounding neighborhood due to homeless people on the site and possible fires being ignited. He said the city would get no use from the property if it remained as is. He supported the request and said that making the property commercial was best for the city.

Mr. Felix understood the need for commercial but felt the property should remain residential.

Motion carried with members voting as follows:

Mayor Medina	Yea
Deputy Mayor Johnson	Yea
Councilman Foster	Yea
Councilman Felix	Nay
Councilman Filiberto	Nay

A brief recess was taken after which time the meeting resumed.

7. Ordinance 2022-61, rezoning property located south of and adjacent to Palm Bay Road, in the vicinity east of Athens Drive, from RR (Rural Residential District) to RC (Restricted Commercial District) (6.177 acres) (Case CPZ-19-2022, Thomas C. and Ruth Z. Welsh Trust), first reading. (Quasi-Judicial Proceeding) (CONTINUED FROM 06/02/22 RCM)

The Planning and Zoning Board recommended approval of the request, subject to the elimination of the connection to Rue Street.

The City Attorney read the ordinance in caption only. The public hearing was opened. Attorney Kim Rezanka, representative for the applicant, presented the request to Council. She said the applicant would agree to install extra security measures through cameras and lighting.

Residents of Oakview Estates spoke against the request and reiterated their concerns as stated under Case CP-19-2022.

Deputy Mayor Johnson asked about crime in the area and the installation of cameras at the site. Chief Augello said cameras were a deterrent but did not prevent crime. He answered questions posed by councilmembers.

The public hearing with closed.

Motion by Mr. Felix, seconded by Mr. Foster, to approve Ordinance 2022-61, subject to the elimination of the connection to Rue Street.

Motion carried with members voting as follows:

Mayor Medina	Yea
Deputy Mayor Johnson	Yea
Councilman Foster	Yea
Councilman Felix	Nay
Councilman Filiberto	Nay

8. Ordinance 2022-68, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located in the vicinity north of Jupiter Boulevard and west of Brevard Avenue from Single-Family Residential Use to Mixed Use (0.83 acres) (Case CP-16-2022, Sachs Capital Group, LP and Identical Investments, LLC), only one reading required. (CONTINUED FROM 06/02/22 RCM)

The Planning and Zoning Board recommended approval of the request.

The City Attorney read the ordinance in caption only. The public hearing was opened. Attorney Kim Rezanka, representative for the applicant, presented the request to Council. She said the applicant was committed to building the turn lane from Brevard Avenue to Turner Elementary School.

Randall Olszewski, resident, asked that Council consider the impact to traffic along Jupiter Boulevard that would be caused by this development and any future developments along the same corridor.

The public hearing with closed.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to adopt Ordinance 2022-68. Mayor Medina did not support the request as he wanted the site to stay as one-acre lots.

Motion carried with members voting as follows:

Mayor Medina	Nay
Deputy Mayor Johnson	Yea
Councilman Foster	Yea
Councilman Felix	Yea
Councilman Filiberto	Nay

9. Resolution 2022-29, granting approval of a Preliminary Development Plan for a proposed mixed residential subdivision to be known as ‘Jupiter Bay PUD’ in RR (Rural Residential District) zoning, which property is located at the northwest corner of Jupiter Boulevard and Brevard Avenue (24.69 acres) (Case PD-15-2022, Sachs Capital Group, LP and Identical investments, LLC). (Quasi-Judicial Proceeding) (CONTINUED FROM 05/19/22 RCM)

Staff recommended approval of the request, subject to staff comments and the following conditions being submitted with the Final PUD application:

- A preliminary subdivision plat and Opinion of Title;
- Declaration of Covenants and Restrictions establishing development standards;
- Construction drawings;
- A Concurrence Determination letter from the School Board of Brevard County;
- Submission of an Endangered Species Assessment;
- Identification of lighting within the neighborhood;
- Compliance with the conditions of CP-16-2022;
- The technical staff review comments shall be incorporated; and
- The addition of an extended turn lane from Brevard Boulevard to Turner Elementary School.

The Planning and Zoning Board recommended approval of the request subject to staff comments and conditions, and the addition of an extended turn lane from Brevard Boulevard to Turner Elementary School.

The City Attorney read the resolution in caption only. The public hearing was opened. Attorney Kim Rezanka, representative for the applicant, presented the request to Council. The public hearing with closed.

Mayor Medina reiterated his comments from the previous agenda item and did not support this request.

Mr. Felix said he initially supported the project but was now concerned with the density as the request included condominiums on top of the residential. Gerald Lakin, Identical Investments, LLC (developer), said it was felt that the condominiums would be more of an affordable price point for the area and enhance the commercial element below. The cost for the condominiums would be somewhere between \$150,000-\$175,000.

Deputy Mayor Johnson did not feel it was too dense and said it was a controlled environment to build residential with the commercial.

Mr. Filiberto did not like the intersection already due to the two schools and he did not agree with adding more residential. He did not support the request.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to adopt Resolution 2022-29.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to amend the motion to adopt Resolution 2022-29, with the conditions from staff and the Planning and Zoning Board as stated above.

Deputy Mayor Johnson felt it was a good project that included commercial, and efforts were being made by the applicant to address traffic and bring affordable housing to the area.

Mr. Felix liked the project but did not agree with the additional condominiums on top of the commercial piece. However, he would support the request and hoped that the traffic would improve.

Motion carried with members voting as follows:

Mayor Medina	Nay
Deputy Mayor Johnson	Yea
Councilman Foster	Yea
Councilman Felix	Yea
Councilman Filiberto	Nay

CONSENT AGENDA:

All items of business under the 'Consent Agenda' heading were enacted by the following motion:

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, that the Consent Agenda be approved as presented with the removal of Items 9, 10, 13, 14, 18 and 19 from consent. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

1. Adoption of Minutes: Regular Meeting 2022-10; May 5, 2022.

The minutes, considered under Consent Agenda, were approved as presented.

2. Adoption of Minutes: Regular Meeting 2022-11; May 19, 2022.

The minutes, considered under Consent Agenda, were approved as presented.

3. Adoption of Minutes: Special Meeting 2022-12; May 24, 2022.

The minutes, considered under Consent Agenda, were approved as presented.

4. Award of Bid: Road bond paving, Unit 30 – IFB 39-0-2022 – Public Works Department (Timothy Rose Contracting, Inc. - \$11,625,262).

Staff Recommendation: Approve the award for road bond paving, Unit 30, with Timothy Rose Contracting, Inc. (Vero Beach), in the amount of \$11,625,262.15.

The item, considered under Consent Agenda, was approved as recommended by City staff.

5. Award of Proposal: Financial rate and management consultant services - RFP 35-0-2022 – Utilities Department (Primary User) (Stantec Consulting Services – “as needed” basis).

Staff Recommendation: Approve the award for financial rate and management consultant services with Stantec Consulting Services (Tampa), on an “as needed” basis.

The item, considered under Consent Agenda, was approved as recommended by City staff.

6. Contract: Microsoft Enterprise Agreement, Cloud Suite (renewal) – Sourcewell Partners contract – Information Technology Department (Software House International, Inc. - \$372,363).

Staff Recommendation: Approve the renewal of the Microsoft Enterprise Agreement with Software House International, Inc., utilizing the Sourcewell Partners contract, in the amount of \$372,363.44; and authorize the Chief Procurement Officer to execute a three-year contract for Microsoft Enterprise Cloud Suite services.

The item, considered under Consent Agenda, was approved as recommended by City staff.

7. Resolution 2022-30, conveying City-owned surplus real estate located at 194 Holiday Park Boulevard to buyer Hellen Bush (\$15,900).

The City Attorney read the resolution in caption only.

The item, considered under Consent Agenda, was approved as recommended by City staff.

8. Resolution 2022-31, conveying City-owned surplus real estate located at 1285 Dove Court to buyer Arturo R. Ovalles (\$20,000).

The City Attorney read the resolution in caption only.

The item, considered under Consent Agenda, was approved as recommended by City staff.

9. Resolution 2022-32, conveying City-owned surplus real estate generally located at unassigned Sunswept Road (Tax Account: 2834976 / Parcel ID: 28-37-26-04-A-A) to buyer Joan Kundis (\$20,000).

The City Attorney read the resolution in caption only.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to adopt Resolution 2022-32. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

10. Resolution 2022-33, conveying Bayfront CRA-owned surplus real estate located at 1582 Water Drive to buyer Palm Bay Landing LLC (\$192,000).

The City Attorney read the resolution in caption only.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to adopt Resolution 2022-33. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

11. Consideration of purchase offer(s) for CRA-owned property located on Orange Blossom Trail (address unassigned, Parcel ID: 28-37-24-25-6-13 / Tax Account: 2866312).

Staff Recommendation: Accept the recommendation from the Bayfront Community Redevelopment Agency to provide a counteroffer to Palm Bay Landings, LLC, in the amount of \$150,000 with the buyer paying for all survey costs; authorize the City Manager to execute the purchase contract; and authorize staff to bring forth a resolution at a future City Council meeting.

The item, considered under Consent Agenda, was approved as recommended by City staff.

12. Consideration of purchase offer(s) for property located at 1608 Orange Blossom Trail.

Staff Recommendation: Accept the recommendation from the Bayfront Community Redevelopment Agency to provide a counteroffer to Palm Bay Landings, LLC, in the amount of \$150,000 with the buyer paying for all survey costs; authorize the City Manager to execute the purchase contract; and authorize staff to bring forth a resolution at a future City Council meeting.

The item, considered under Consent Agenda, was approved as recommended by City staff.

13. Consideration of a grant agreement between the City of Palm Bay and Kilmer Properties Inc. for Commercial Property Enhancement Program funds (\$10,000) for improvements to commercial property located at 2901 Palm Bay Road NE; and a proposed amendment to the program guidelines.

Staff Recommendation: Approve a Commercial Property Enhancement Program (CPEP) grant award in the amount of \$10,000 to Kilmer Properties, Inc. for eligible improvements to commercial property located at 2901 Palm Bay Road NE and authorize the City

Manager to execute the grant agreement; and authorize staff to expand the CPEP Program Guidelines to include eligible commercial property along any road within the Bayfront Community Redevelopment District (BCRD).

Bill Battin, resident, questioned why these grants were only being offered to those within the BCRD.

Mrs. Junkala-Brown responded that when Council had initially approved the program, it was limited to a few roads within the city. Staff had received applications from several ineligible business owners within the BCRD. However, Council had the authority to expand the program to all commercial properties within the city.

Motion by Mr. Filiberto, seconded by Mr. Felix, to approve the grant agreement with Kilmer Properties Inc. as requested. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

14. Consideration of submitting a request to Brevard County Board of County Commissioners for funding under the Brevard Boating Improvement Program (BBIP).

Staff Recommendation: Authorize staff to coordinate with Brevard County on a request for funds under the Brevard Boating Improvement Program to be used for eligible projects within the City of Palm Bay.

Bill Battin, resident, asked if some of the funding could be allocated towards the water vessel for the Police Department. Mrs. Junkala-Brown advised of the eligible projects which did not include Mr. Battin's request but staff would research same.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve submission of a request to Brevard County Board of County Commissioners for funding under the Brevard Boating Improvement Program.

Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

15. Consideration of the School Resource Officer Program agreement with Brevard County School Board for the 2022/2023 school year.

Staff Recommendation: Approve and authorize the City Manager to execute the Memorandum of Understanding for the School Resource Officer Program with the Brevard County School Board for the 2022/2023 school year.

The item, considered under Consent Agenda, was approved as recommended by City staff.

16. Consideration of the Odyssey Charter School Junior/Senior High School Resource Officer Agreement for the 2022/2023 school year.

Staff Recommendation: Approve and authorize the City Manager to execute the Odyssey Charter School Junior/Senior High School Resource Officer Agreement for the 2022/2023 school year.

The item, considered under Consent Agenda, was approved as recommended by City staff.

17. Consideration of the Pineapple Cove Classical Academy Charter School Resource Officer Agreement for the 2022/2023 school year. (WITHDRAWN)

The item, addressed under Agenda Revisions, was withdrawn.

18. Acknowledgment of the June 2022 GO Road Bond Paving report update.

Ms. Sherman noted that Madden Avenue and Osmosis Drive were misrepresented in the report as it reflected that those roads would be paved in Phase 5, but Council had requested that the roadways be done along with Unit 30. There had been geotechnical issues with the vendor and a decision had to be made whether to wait on the geotechnicals to be completed for Unit 30 to include the two roadways or continue with Unit 30 and wait a few months to add in Madden Avenue and Omosis Drive into the next available bid. Mr. Watanabe provided further details and answered questions posed by councilmembers.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to acknowledge the June 2022 GO Road Bond Paving report update. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

19. Consideration of travel and training for specified City employees (Office of the City Attorney).

Staff Recommendation: Approve the travel and training as specified.

Bill Battin, resident, questioned why all attorneys were attending the same conference. Ms. Smith said this was one of the most intense training conferences and provided more credit hours than typically given at similar conferences.

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to approve the travel and training as requested. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

20. Consideration of travel and training for specified City employees (Police Department).

Staff Recommendation: Approve the travel and training as specified.

The item, considered under Consent Agenda, was approved as recommended by City staff.

UNFINISHED AND OLD BUSINESS:

1. Appointment of one (1) member to the Community Development Advisory Board (represents 'essential service personnel' position).

Motion by Deputy Mayor Johnson, seconded by Mr. Felix, to appoint Senielle Walker to the 'essential service personnel' position on the Community Development Advisory Board. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

NEW BUSINESS:

1. Consideration of submitting a grant application for the Fiscal Year 2022/2023 Tourism Development Council (TDC) Cultural Support Grant Program for multiple City events.

Staff Recommendation: Authorize staff to submit an application for the Fiscal Year 2022/2023 TDC Cultural Support Grant for multiple City events.

Motion by Deputy Mayor Johnson, seconded by Mr. Foster, to submit a grant application for the Fiscal Year 2022/2023 Tourism Development Council (TDC) Cultural Support

Grant Program for multiple City events. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Johnson, Yea; Councilman Foster, Yea; Councilman Felix, Yea; Councilman Filiberto, Yea.

2. Consideration of scheduling a special meeting for June 2022.

Council concurred to schedule a special Council meeting for Tuesday, June 28, 2022, at 6:00 p.m., for consideration of the City's Annual Comprehensive Financial Report presented by audit firm, Moore Stephens Lovelace, P.A.

COMMITTEE AND COUNCIL REPORTS:

Councilmembers addressed various subject matters and provided updates on activities of agencies and boards on which they served as members.

1. Mr. Felix requested VIP parking for the 4th of July event. The cost was \$20.00 per parking pass and proceeds would go to the Disaster Relief Committee fund. Mayor Medina was unsure about charging for parking. Mr. Felix said it was optional. Council concurred.

2. Mr. Foster asked Council to consider a workshop related to the Police and Fire Departments. He said time was running out and money issues needed to be addressed which could not be done during the budget workshops. Mr. Filiberto wanted to include discussion on impact fees. Council concurred.

4. Mayor Medina requested to present the Key to the City to Billy Horschel, Professional Golfer, at a future meeting. Council concurred.

ADMINISTRATIVE AND LEGAL REPORTS:

1. Mrs. Junkala-Brown made the following reports:

a. The Request for Applications for American Rescue Plan Act (ARPA) funding for affordable housing, homelessness and public services related to homelessness were now being solicited and closed on August 15, 2022. A special Council meeting would be requested for September for presentations from applicants.

b. Staff requested a moratorium regarding residential future land use applications to be presented at a future date. Council concurred.

c. A Utilities Master Plan was in process and should be completed by the end of the year.

2. Ms. Smith requested an executive session on Tuesday, June 28, 2022, to follow the special Council meeting, to discuss settlement negotiations pertaining to the following case: Patricia Tobar, Individually and as Personal Representative of the Estate of Francisco Jose Tobar (Deceased) vs. City of Palm Bay, Case 05-2022-CA-016437. The meeting would take approximately thirty (30) minutes. Ms. Smith announced the individuals that would be in attendance. Council concurred to schedule the meeting as requested.

PUBLIC COMMENTS/RESPONSES:

Individuals made general comments.

ADJOURNMENT:

There being no further business, the meeting adjourned at the hour of 1:08 A.M. on Friday, June 17, 2022.

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK