

# City of Melbourne



City Hall • 900 E. Strawbridge Avenue, Melbourne, FL 32901  
(321) 608-7200 • Fax (321) 608-7219

## CITY COUNCIL AGENDA

June 26, 2012 ♦ 6:30 P.M.

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This meeting shall adjourn by 11:00 p.m. Extension of the meeting beyond 11:00 p.m. shall only be authorized by a majority vote of City Council.

In accordance with Council policy, the roll call vote rotates each meeting. During this meeting, the vote will be Districts Six through Five except that the Mayor will vote last as provided by City Code and the Vice Mayor will vote second to last.

1. **Invocation** – Council Member Kathy Meehan
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Proclamations and Presentations**
5. **Approval of Minutes** - June 12, 2012 - Regular Meeting
6. **City Manager's Report**
7. **Public Comments**

### UNFINISHED BUSINESS

8. **COUNCIL ACTION RE:** Request by Mainstreet Pub to extend the closing time of alcohol sales for two street events in 2012 from midnight to 1:00 a.m. (Postponed 2/28/2012)
9. **ORDINANCE NO. 2012-17, POLICE PENSION:** (Second Reading/Public Hearing) An ordinance amending Chapter 23, Article VI of the City Code entitled "Police Officers' Retirement Trust Fund," by amending benefit amounts and eligibility and the deferred retirement option plan. (Postponed - 5/22/12)
10. **ORDINANCE NO. 2012-21 (A&V NO. 340):** (Second Reading/Public Hearing) An ordinance vacating an existing 12-foot wide alleyway (right-of-way), which abuts Stockton Street. (Applicant - First United Methodist Church) (First Reading - 6/12/12)
11. **ORDINANCE NO. 2012-22 (CU-2012-03) FLORIDA DISCOUNT MUSIC:** (Second Reading/Public Hearing) An ordinance granting a conditional use to allow consumption of alcohol (beer and wine only) on the premises, accessory to a retail music store, on a portion of a 0.37±-acre parcel zoned C-2 (General Commercial), located at the intersection of Harbor City Boulevard and Babcock Street. (Owner/Applicant/ Representative - Michael & Lisa Della Cioppa) (First Reading - 6/12/12)
12. **ORDINANCE NO. 2012-23 (LDR-2012-01/FOC-2012-03) TRANSPORTATION IMPACT FEES:** (Second Reading/Public Hearing) An ordinance amending Appendix D, Chapter 10, Article I of the City Code, by amending the Transportation Impact Fee schedule. (Applicant - City of Melbourne) (First Reading - 6/12/12)
13. **ORDINANCE NO. 2012-24 (Z-2012-1180AD/FOC-2012-02) ZONING CODE:** (Second Reading/Public Hearing) An ordinance amending Appendix B, Article II of the City Code, by amending the definition of "porch." (Applicant - City of Melbourne) (First Reading - 6/12/12)



## **NEW BUSINESS**

### 14. **CONSENT AGENDA:**

- a. Approval of by-laws for the Melbourne Library Board.
- b. Approval of a revised Contract for HHF Advisor Services for the HFA Hardest Hit Fund Unemployment Mortgage Assistance Program and Mortgage Loan Reinstatement Program between the Florida Housing Finance Corporation and the City of Melbourne; and authorization for the City Manager to execute the agreement.
- c. Approval of the recommendation of the professional engineering services consultant for the Reverse Osmosis Membrane Replacement Pilot Study; and authorization for staff to negotiate a contract with CH2M Hill Engineers, Inc., Orlando, FL.
- d. Approval of the recommendation of the professional services consultant for the Stormwater Quality Master Plan; and authorization for staff to negotiate a contract with E Sciences, Incorporated, Orlando, FL.
- e. Change Order No. 5 to the contract for the Potable Water Byproduct Pipeline, Project No. 30103, Masci Corporation, Port Orange, FL - reduction of \$25,903.17.
- f. Purchase of five replacement vehicles and related equipment, Alan Jay Automotive, Sebring, FL - \$197,983.
- g. Annual contract award for phone system maintenance, Morse Communications, Inc., Melbourne, FL - \$40,536.05.
- h. Contract award for the replacement of baseball field fencing at McGrath Park, East Coast Fence and Guardrail, Cocoa, FL - \$39,480.
- i. Approval of a revised five-year lease agreement between the City of Melbourne and Coral Viejo, Inc. for surface parking at 709 New Haven Avenue, at a rate of \$9,140 for the first year with annual three percent increases thereafter; and authorization for the City Manager to execute the agreement.
- j. **Resolution No. 3261:** A resolution supporting the Economic Development Commission of Florida's Space Coast's application to the State of Florida Department of Economic Opportunity on behalf of "Project Speak" for tax refunds through the Brownfield Redevelopment Jobs Bonus Refund Program.
- k. **Resolution No. 3262:** A resolution authorizing the City Manager to submit a grant application to the Department of Homeland Security for Assistance to Firefighters Grant Program funding in the amount of \$560,665.80 with required matching funds of \$140,166.44 for a total of \$700,832.24 to purchase wild-land gear and



equipment, radios and programming, a Blue Card Command Training Program, and a Mobile Incident Command Center.

15. **ITEMS REMOVED FROM THE CONSENT AGENDA**

16. **ORDINANCE NO. 2012-25 (Z-2012-1181) AND ORDINANCE NO. 2012-26 (CU-2012-04) 2002, INC./DISTRITANK:** Ordinances providing for rezoning of 1.11± acres and granting a conditional use to allow a catering business on a portion of the 1.11±-acre property, located on the east side of Audubon Drive, north of Avenue B, and south of Avenue A. (Owner/Applicant - 2002, Inc./Distritank, Inc.) (Representative - Scott Widerman) (P&Z Board - 6/07/12)

a. **Ordinance No. 2012-25/Z-2012-1181:** (First Reading/Public Hearing) An ordinance changing the zoning from R-P (Residential Professional) to C-1A (Professional, Offices and Services District) on 1.11± acres.

b. **Ordinance No. 2012-26/CU-2012-04:** (First Reading/Public Hearing) An ordinance granting a conditional use to allow a catering business in a 1,883± square foot building on a portion of a 1.11±-acre property.

17. **ORDINANCE NO. 2012-27 (FOC-2012-04) DOWNTOWN MELBOURNE COMMUNITY REDEVELOPMENT AREA (CRA) REDEVELOPMENT PLAN:** (First Reading/Public Hearing) An ordinance amending Chapter 10, Article IV by modifying the redevelopment plan to include the Downtown Melbourne CRA Public Amenities and Facilities Enhancement Program. (Applicant - City of Melbourne) (P&Z Board - 6/07/12)

*Council will convene as the Melbourne Downtown Community Redevelopment Agency for the following item:*

18. **COUNCIL ACTION RE:** Downtown Façade Improvement Program.

a. Approval of a \$20,000 grant award for façade improvements at 2726 South Harbor City Boulevard; and authorization for the City Manager to execute the rebate agreement. (Applicant - Glenn's Tire and Service Co.)

*Council will reconvene for the remaining agenda items:*

b. **Resolution No. 3263:** A resolution appropriating \$20,000 for the Downtown Melbourne Façade Improvement Program.

19. **COUNCIL ACTION RE:** Pay adjustments for non-union employees and LIU covered by the Florida Retirement System.

20. **PETITIONS, REMONSTRANCES, AND COMMUNICATIONS**

21. **ADJOURNMENT**



Mayor Goode and Council Members John Thomas and Molly Tasker, as members of the Airport Authority Board, may discuss Airport Authority issues, which may subsequently be addressed by the Airport Authority.

Vice-Mayor Mike Nowlin and Council Members Kathy Meehan, Mark LaRusso, and Greg Jones (alternate), as members of the Space Coast Transportation Planning Organization (SCTPO), may discuss SCTPO issues, which may subsequently be addressed by the SCTPO.

Pursuant to 286.0105, Florida Statutes, the City hereby advises the public that if a person decides to appeal any decision made by the City Council with respect to any matter considered at its meeting or hearing, he will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission into evidence of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law. In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office (321/608-7220) at least 48 hours prior to the meeting.