

City of Melbourne



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

CITY COUNCIL AGENDA

March 13, 2018 • 6:30 PM

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 Two through One except that the Mayor will vote last as provided by City Code and the Vice Mayor will vote second to last.

A. OPENING

1. **Invocation** - Pastor Ken Ellis, Living Waters Church of God
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Proclamations and Presentations**
 - a. Proclamation declaring April 10, 2018 as "Gopher Tortoise Day"
5. **Approval of Minutes** - February 27, 2018 - Regular Meeting
6. **City Manager's Report**
7. **Public Comments**
- 7.1 **Presentation to Council:** The City of Melbourne Comprehensive Annual Financial Report from Carr, Riggs & Ingram

B. UNFINISHED BUSINESS

8. **ORDINANCE NO. 2018-03 ADMINISTRATIVE ZONING CODE AMENDMENT (Z-2017-1267AD) BAT HOUSES:** (Second Reading/Public Hearing) An ordinance amending City Code, Appendix B, Article II, Definitions, and Article VII, Accessory and Temporary Uses and Structures, by classifying bat/bird houses as a garden amenity in the zoning regulations. (Applicant – City of Melbourne) (First Reading – 1/23/18) (Postponed - 2/13/18 and 2/27/18)

C. NEW BUSINESS

9. Contract award for the Quail Trail Road Reconstruction and Drainage Improvements, Project No. 64213, to Don Luchetti Construction, Inc., Melbourne, FL - \$669,624.
10. Contract award for the University Boulevard and Pineapple Avenue Bus Shelters, Project No. 32113, to Parkit Construction, Inc., West Melbourne, FL - \$58,528.



11. **CONSENT AGENDA:**

- a. Approval of Second Amendment to Contract for Sale and Purchase between the City of Melbourne and River Walk Marina Partners, LLC to extend the closing date for property located at 705-707 S. Harbor City Boulevard.
- b. Approval of the Official Estimate for Utility Work by Highway Contractor Agreement with the Florida Department of Transportation for the St. Johns Heritage Parkway/Ellis Road Utility Improvements, Project No. 34617 increasing the project cost by \$56,336 for a total amount of \$1,596,336.
- c. Professional Engineering Services Selection for the Traffic Signal Retiming Program and authorization to negotiate a contract with Albeck Gerken, Inc., Tampa, FL.
- d. Award of Secondary Reserve Contractor for City-wide Concrete Work at unit pricing and optional pricing as needed, Palm Bay Concrete and Materials, Inc.; Melbourne, FL - amount not to exceed \$135,500 per year.
- e. Approval to Utilize the City's Horizontal Directional Drilling Services Contract with Young's Communication Company, Inc. (Contract No. 03-021-0-2017/LT) for the Sunset Drive Lift Station No. 8 Force Main Replacement - \$48,198.85.
- f. Purchase of one Ottawa T2 4x2 Off Road Yard Truck for the Water Reclamation Division, Lilly Company, Memphis, TN - \$97,500.
- g. Recommendation for the Continuing Planning Consultant and authorization to negotiate a contract with S&ME, Inc., of Orlando, FL.
- h. **Resolution No. 3719:** A resolution approving the agreement between the State of Florida Department of Transportation and the City of Melbourne for subordination of a utility easement located directly east of and adjacent to Interstate 95, and south of Ellis Road, associated with construction of the St. Johns Heritage Parkway / Ellis Road Extension Project, Federal Project No. 426905-3; and authorization for the City Manager to execute the agreement.

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

- 13. Award of amendment to contract with Tyler Technologies, Inc.; Yarmouth, ME for Municipal Development Tracking System (EnerGov) software and implementation services - \$471,258.



14. **ORDINANCE NO. 2018-10, CONDITIONAL USE (CU-2017-15) WITH SITE PLAN APPROVAL REQUEST (SP-2017-16) 4855 WICKHAM STORAGE:** (First Reading/Public Hearing) An ordinance providing for the repeal of Ordinance No. 2009-43; amending the official zoning map, as it relates to the General Zoning Ordinance No. 2005-120, by granting a conditional use to allow a mini-storage use on a 6.05+-acre partially developed property zoned C-2 (General Commercial), located at the southeast corner of the intersection of Wickham Road and Mariah Drive; and approving the site plan for a three-story building with 460 mini-storage units on property, located on the southeast corner of North Wickham Road and Mariah Drive. (Owner/Applicant - Boozer Properties, LLC) (Representative - Vaheed Teimouri, P.E.)

15. **ORDINANCE NO. 2018-11, CONDITIONAL USE (CU-2018-01) EXECUTIVE CIGAR SHOP:** (First Reading/Public Hearing) An ordinance granting a conditional use to allow the consumption of beer and wine on premises, accessory to a bar/tavern use, in a 4,032+ square foot unit of an overall 0.23+-acre developed site zoned C-3 (Central Business District), located on the south side of New Haven Avenue, approximately 135 feet east of Vernon Place (843 East New Haven Avenue). (Owner - Melodica, LLC) (Applicant/Representative - Anthony P. Nardone) (P&Z Board - 2/15/18)

D. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

E. ADJOURNMENT

Mayor Kathy Meehan, Council Member Debbie Thomas, and Council Member Tim Thomas, as members of the Airport Authority Board, may discuss Airport Authority issues, which may subsequently be addressed by the Airport Authority.

Mayor Meehan and Council Members Teresa Lopez, Betty Moore and Paul Alfrey (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.