MINUTES

City of Cocoa
Special Meeting of The City Council

November 22, 2019

A Special City Council Meeting was held on Friday, November 22, 2019, in Cocoa City Hall, in City Council Chambers, located at 65 Stone Street, in Cocoa, Florida, 32922, as publicly noticed.

I. OPENING MATTERS:

Mayor Williams called the meeting to order at 10:00 a.m.

Chief Lamm provided the invocation and Councilmember Boisvert led the assembly in the Pledge of Allegiance to the Flag of the United States of America.

Mayor Williams announced that Councilmember Goins was on his way to the meeting from Titusville.

The City Clerk took the roll.

PRESENT:	Jake Williams, Jr.	Mayor
	Don Boisvert	Councilmember
	Lorraine Koss	Councilmember
	Brenda Warner	Deputy Mayor
	Anthony Garganese	City Attorney
	John A. Titkanich, Jr.	City Manager
	Matt Fuhrer	Assistant City Manager
	Carie Shealy	City Clerk
ABSENT:	Alex Goins	Deputy Mayor (arrived at 10:12 a.m.)

OTHER STAFF MEMBERS PRESENT:

Tammy Gemmati, Administrative Services Director; Katie Ennis, Deputy Utilities Director; Nancy Bunt, Community Services Director; Michael Cantaloupe, Chief of Police; Jonathan Lamm, Fire Chief; Bryant Smith, Public Works Director; Samantha Senger, Assistant to the City Manager/ Public Relations Specialist; Lt.

Dellatorre, Cocoa PD; LeShawn Hinton, Helpdesk Support Tech; and Sayge Gray, Community Police Officer.

I. Approval Of Agenda And Minutes:

1. Agenda: Special Meeting of November 22, 2019 (19-593)

2. Minutes: None.

* **MOTION by Councilmember Koss; Seconded by Councilmember Boisvert, to approve the agenda as presented for the Special meeting of November 22, 2019.**

AYES: Williams, Boisvert, Koss, Warner[1]

THE MOTION CARRIED UNANIMOUSLY (4-0)

III. Awards and Presentations:

None.

IV. Delegations:

None.

V. Reports:

Chief Cantaloupe reminded all that tomorrow was the Annual Chris Daniels Golf Tournament at Turtle Creek Golf Club. There are still openings for those who are interested in signing up.

Additionally, on Tuesday, November 26, 2019 the Police and Fire Departments will be at Walmart on Clearlake Road from 10 a.m. until 6 p.m. collecting for the food drive. On Thursday, November 28, 2019 they will be back at Walmart starting at 4:30 pm collecting for the Toy Drive.

Chief Lamm announced that the Fire Department has met their quota of 150 turkeys. They will be passing turkeys and sides out on Monday and would love for Council to come out and show their support, speak with citizens, etc.

City Manager Titkanich thanked everyone for their well wishes and wished all a Happy Thanksgiving.

Councilmember Warner wished all a Happy Thanksgiving.

[1] Deputy Mayor Goins arrived after the vote was taken.

Councilmember Boisvert asked about the individual district community meetings being scheduled in December and if they could be combined to do just one. In response, City Manager Titkanich explained that they were wanting to get input from all areas of the city. Assistant City Manager Fuhrer stated that he had a meeting with UCF later in the day and would try to work something out.

Councilmember Koss mentioned that she spoke with them regarding the community meetings and they might be condensing the number of meetings.

Councilmember Koss spoke about her attendance at the Rockledge City Council meeting and mentioned how they have a section on the agenda for Litigation reports. She asked if that was something that could be added to the agenda.

Attorney Garganese spoke in regards to this and stated that it was a practice that the City has not done due to attorney-client privileges and public exposure during the cases. He stated that he would be happy to sit with any member of Council and discuss litigation. Further discussion was held on this topic.

Councilmember Warner asked if Rockledge was reporting on closed cases in which Councilmember Koss stated she was not sure but felt it was worth looking into.

Mayor Williams agreed with the City Attorney because if the City was in the middle of litigation there should not be open discussion at a public meeting.

City Attorney Garganese advised that they do annual reporting and it was typically around forty to fifty claims. He reiterated that he would be glad to sit with any Council member at any time to discuss this.

Councilmember Koss wished all a Happy Thanksgiving.

Deputy Mayor Goins apologized for being late and spoke about the event at the Joe Lee Smith Center last night where they fed Thanksgiving dinner to the community. He also attended an event in Melbourne where his grandmother fed hundreds. He wished all a Happy Thanksgiving.

Mayor Williams spoke about his attendance at the swearing in of Rockledge City Council members. They also paid respect to Dr. Joe Lee Smith who is leaving the Council after thirty plus years.

He agreed with Deputy Mayor Goins about the Joe Lee Smith event and stated there were around two hundred to two hundred fifty people. It was a nice event with plenty of food. He thanked all of those who helped sponsor the event, along with the police officers who came out.

Mayor Williams mentioned holiday decorations throughout the City and thought that maybe next year a little more could be done.

Rita Lynar asked if she came to the meeting too late for delegations. Mayor Williams advised that section of the meeting was over but polled Council to see if they were okay with letting her speak.

Councilmember Warner's concern was that if they let her speak it would open the door at upcoming council meetings and she did not want to set a precedent. Council agreed to let her speak.

Rita Lynar, 1200 Clearlake Road, Cocoa, stated that she could not get Chief Cantaloupe to respond so she asked if she could have fifteen minutes of his time after this meeting as she has new evidence. Chief Cantaloupe agreed and stated he would meet with her anytime.

VI. Consent Agenda:

None.

VII. Public Hearings:

None.

VIII. Council Business:

None.

IX. City Business:

1. Approve a Resolution Amending the Fiscal Year 2020 Adopted Budget for Purchase Orders Rolled Over to FY20 and to Provide Specific Account Balance Budgets in Fiscal Year 2020 Due to Unspent Money for Capital Projects Through the Use of Various Fund Balance Reserves and to Transfer FY20 Budget for Specific Items Identified as Requiring Additional Budget. (19-588). (Finance Director)

* **MOTION by Councilmember Boisvert; Seconded by Deputy Mayor Goins, to approve the item.**

AYES: Williams, Goins, Boisvert, Koss, Warner

THE MOTION CARRIED UNANIMOUSLY (5-0)

2. Approve a Resolution Amending the FY2019 Budget, through the use of General Fund Balance and Water/Sewer Fund Balance Reserves, due to Hurricane Dorian unbudgeted Expenses and to "shore up" Departmental Budgets Negative Balances through various budgeted lines. (19-591). (Finance Director)

* **MOTION by Councilmember Warner; Seconded by Councilmember Koss, to approve the item.**

AYES: Williams, Goins, Boisvert, Koss, Warner

THE MOTION CARRIED UNANIMOUSLY (5-0)

Multi-Year Contracts:

None.

City Attorney Garganese spoke and mentioned since the litigation issue had arose, he just received word that the 5th District Court of Appeal upheld the Circuit Courts decision which upheld the City's Code Enforcement Board's decision on the Inthanam case, which was the tiny house/bed and breakfast case.

X. Informational Agenda:

1. Data showing the relation between the estimated and actual income and expenses to date. (19-570). (Finance Director)

2. FY 2020 Budget Adjustment Report. (19-571). (Finance Director)

3. Approved change orders to construction contracts that the City Council has authorized the City Manager, by resolution, to approve in excess of the City Manager's spending authority. (19-572). (Finance Director)

4. Cocoa Police Department District Event Statistics for the month of September, 2019. (19-587). (Chief of Police)

XI. Adjournment:

* **MOTION by Councilmember Boisvert; Seconded by Deputy Mayor Goins, to adjourn the Special Meeting of November 22, 2019.**

AYES: Williams, Goins, Boisvert, Koss, Warner

THE MOTION CARRIED (5-0)

The Special Meeting of November 22, 2019 adjourned at 10:26 a.m.

Jake Williams, Jr., Mayor

ATTEST:

SEAL

Carie E. Shealy, MMC, City Clerk