MINUTES

CITY OF COCOA
REGULAR MEETING OF THE CITY COUNCIL

November 14, 2018

A Regular City Council Meeting was held on Wednesday, November 14, 2018, in Cocoa City Hall, in City Council Chambers, located at 65 Stone Street, in Cocoa, Florida, 32922, as publicly noticed.

I. OPENING MATTERS:

Deputy Mayor Blanco called the meeting to order at 6:02 p.m.

Councilman Whipple provided the invocation and Councilman Boisvert led the assembly in the Pledge of Allegiance to the Flag of the United States of America.

The City Clerk took the roll.

PRESENT:	Jeri Blanco	Deputy Mayor
	Don Boisvert	Councilman
	Brenda Warner	Councilwoman
	Clarence Whipple, Jr.	Councilman
	Anthony Garganese	City Attorney
	John Titkanich, Jr.	City Manager
	Matt Fuhrer	Assistant City Manager
	Carie Shealy	City Clerk

OTHER STAFF MEMBERS PRESENT:

Tammy Gemmati, Administrative Services Director; Katie Ennis, Deputy Utilities Director; Karen Hamilton, Community Services Director; Mike Cantaloupe, Chief of Police; Gene Prince, Fire Chief; Ed Wegerif, Public Works Director; Rebecca Bowman, Finance Director; Gail Bantugan, Leisure Services Manager; Lora Howell, Deputy Finance Director; Jason McCuen, Helpdesk Support Tech; and two Cocoa Police Officers.

II. APPROVAL OF AGENDA AND MINUTES:

1. Agenda: Regular Meeting of November 14, 2018 (18-526)

2. Minutes: Regular City Council Meeting of September 25, 2018 (18-528)

* **MOTION by Councilman Boisvert; Seconded by Councilwoman Warner, to approve the Agenda as presented and the Minutes for the Regular Meeting of September 25, 2018.**

AYES: Blanco, Boisvert, Warner, Whipple

THE MOTION CARRIED UNANIMOUSLY (4-0)

III. AWARDS AND PRESENTATIONS:

None.

IV. DELEGATIONS:

Debra Dukes, 2525 Fairfield Drive, Cocoa, and several youth were in attendance to invite Council to Holiday in the Park which will be held on Saturday, December 1, 2018 beginning at 11:00 a.m. Additionally, the Tribute to Legends event will be February 22-24, 2019 at Monroe Park. They thanked Council for supporting the youth and looked forward to working with them in the future.

Larry Sinclair, 1052 Mitchell Street, Cocoa, advised that he has the right to address Council and asked that they and the audience respect that right, and he asked not to be interrupted. He has not been in attendance since September 11, 2018 and has always worked honestly and bluntly with the City. He has also spoken to Council about issues on the Council. He has never hidden anything from the City about himself or his past. He added that he will not have anyone who has been appointed or elected use this body to file malicious prosecution charges accusing him of things that he did not do. Furthermore, he will not tolerate elected officials submitting written sworn statements without providing them to the City Clerk for public records purposes. As of November 2, 2018 a civil action suit has been filed against the City, City boards, and other city residents. As of Monday, another suit will be filed on the City.

Mr. Sinclair advised that he has worked with the City for the last four years and though he and the City do not always agree, they manage to get things done. He will still be here, he is not going anywhere. He is not going to hang his head and he will continue to make a difference in the City. He will continue to work with the City to make a difference for the benefit of the City. If there is a reason that people

want to go around and start rumors that something would happen at this meeting, his only intent for tonight was to make it clear that he will take a stand, including challenging the Mayor elect and the District 4 elect legality of being sworn in next week.

V. CONSENT AGENDA:

1. Approve a Resolution Amending the FY19 Budget, moving funds from a Budgeted Capital Account to an Operating Account, for the purchase of twelve new Panasonic Toughbook computers Project Number PD16IT. (18-485). (Chief of Police)

2. Approve a Cooperative Purchase Agreement with Tech System, Inc for a new roof system on old Fire Station #3 piggybacking existing bid for Brevard County Continuing Roofing Contracting Services: P-4-18-12, Effective July 10, 2018 through July 10, 2019. (18-520). (Public Works Director)

3. Approval for the use of forfeiture funds to purchase replacement cameras and recording equipment for the interview rooms in the Criminal Investigations Division in the amount of $7,488, and approve a Resolution amending the Fiscal Year 2019 Budget. This expenditure is deemed consistent within the provisions under Florida State Statute 932.7055(5)(a). (18-522). (Chief of Police)

4. Approval of Bid B-19-05-COC and Notice of Award and authorize a purchase order in the amount of $121,200 to Micnor Corp. DBA US Lawns of Brevard, for the Mowing and Maintenance of various city areas to include King Street (S.R.520) Medians and Rights of Way, Cocoa Boulevard (US1) Medians and selected Right of Way areas, Cemeteries: Hilltop, Cocoa, Pinecrest and Evergreen, Water Field Operations and 533 Bernard Street. (18-523). (Public Works Director)

5. Approve Participation in a Cooperative Purchase Agreement with Vermeer Southeast of Orlando, Florida to Purchase a Vermeer McLaughlin VX50-500 Vacuum Excavator and Associated Equipment Utilizing the Florida Sheriff's Association Contract No. FSA18-VEH16.0. (18-524). (Utilities Director)

6. Approve the Access Easement Agreement and an Overhead Power Line Easement Agreement on the Wewahootee Water Plant (160 Acres) Site with Lockheed Martin; To Authorize the City Manager to Execute the Agreements. (18-532). (Utilities Director)

7. Approve a Resolution Waiving the Competitive Bidding Process for the Purpose of Making a Sole Source Purchase of a Replacement Peerless Transfer Pump from Tom Evans Environmental, Inc., Lakeland, Florida, for the Dyal Water Treatment Plant. (18-535). (Utilities Director)

8. Approve Task Order 2019-95 with CH2M for FY2019 Program Management Services for Cocoa Utilities Operating Revenue Funded Projects Effective October 1, 2018 through September 30, 2019; To Authorize the City Manager to Execute Task Order. (18-537). (Utilities Director)

9. Approve Task Order 2019-96 with CH2M for FY2019 Program Management Services for Cocoa Utilities 2018 Bond Funded Projects effective October 1, 2018 through September 30, 2019; To Authorize the City Manager to Execute Task Order; To Approve a Resolution Amending the FY2019 Budget. (18-538). (Utilities Director)

* **MOTION by Councilwoman Warner; Seconded by Councilman Boisvert, to approve the Consent agenda.**

AYES: Blanco, Boisvert, Warner, Whipple

THE MOTION CARRIED UNANIMOUSLY (4-0)

VI. PUBLIC HEARINGS:

None.

VII. COUNCIL BUSINESS:

1. Approve the request to change the road closure time for the 2018 Annual Cocoa/Rockledge Holiday Tree Lighting and Parade on Saturday, December 8, 2018. (18-545). (Leisure Services Manager)

Ms. Bantugan explained the change to the proposed road closure and noted it was due to the change of the holiday parade time. They were hoping to increase community participation in the parade and tree lighting ceremony. There is also an expected increase in parade participants due to the time change. The parade will be at 3 p.m. and will be the same route as in past years.

* **MOTION by Councilwoman Warner; Seconded by Councilman Boisvert, to approve the item.**

AYES: Blanco, Boisvert, Warner, Whipple

THE MOTION CARRIED UNANIMOUSLY (4-0)

2. City Council direction regarding an agreement for Professional Services between the City of Cocoa and Alcalde & Fay, LTD. (18-560). (City Manager)

City Manager Titkanich advised that the City has a long standing relationship with Alcalde and Fay, going back to 2005. He discussed in detail grants and other assistance that they have helped the City with. He pointed out that they are instrumental in identifying potential grants that the City might be eligible for along with other resouces at the state and federal levels.

He pointed out that the annual retaining amount is $24,000 plus administrative expenses and $25,000 has been budgeted in the FY 2019 budget. He mentioned that this item is asking for guidance on whether or not they should continue this partnership and advised that staff was requesting that they do.

Councilman Boisvert believed that they should continue with Alcalde and Fay.

* **MOTION by Councilman Boisvert;Seconded by Councilman Whipple, to continue with Alcalde and Fay, LTD and for staff to work on an agreement for professional services with them.**

AYES: Blanco, Boisvert, Warner, Whipple

THE MOTION CARRIED UNANIMOUSLY (4-0)

VIII. CITY BUSINESS:

1. Approval of Accounting Services for CAFR Preparation and Review and Approve a Resolution Amending the FY 2019 Budget, through the use of General Fund and Utilities Contingency. (18-547). (Finance Director)

Ms. Bowman presented this item and advised that due to the turnover of the finance director, the extended leave of absences in accounting staff, and the tedious work that needs to be done in completing the CAFR, staff is requesting approval of piggybacking the City of Casselberry's accounting services.

Councilwoman Warner asked Ms. Bowman if she has previous experience with this company and in response, Ms. Bowman advised that they assisted the City of Casselberry with financial statements and services and she is comfortable with them as a vendor.

* **MOTION by Councilman Boisvert; Seconded by Councilman Whipple, to approve the item.**

AYES: Blanco, Boisvert, Warner, Whipple

THE MOTION CARRIED UNANIMOUSLY (4-0)

MULTI-YEAR CONTRACTS:

2. Request authorization to award a multi-year task order and purchase order to Infrastructure Solution Services, LLC (ISS) for Design and Engineering Services related to the Riverfront Park Promenade Improvements Project, under the Civil Engineering Continuing Services Agreement RFQ-16-01-COC-A, for the 100% design, Competitive Bid Package Preparation, and Construction Engineering Services through to Project Completion in the amount of $66,320, including bidding and construction engineering services. (18-549). (Public Works Director)

Mr. Wegerif presented the item and mentioned it was for the promenade. They will continue this design and they will be bringing an item back for approval before the construction starts.

* **MOTION by Councilman Boisvert; Seconded by Councilman Whipple, to approve the item.**

AYES: Blanco, Boisvert, Warner, Whipple

THE MOTION CARRIED UNANIMOUSLY (4-0)

3. Request authorization to amend and award a multi-year task order and issue a change order to PO# 73217 adding $93,640.00 to Infrastructure Solution Services, LLC. for Design and Engineering Services related to the T-Dock and Day Slips Project, under the Civil Engineering Continuing Services Agreement RFQ-16-01-COC-A, for the 100% design, Competitive Bid Package Preparation, and Construction Engineering Services through to Project Completion for a total project cost of $141,140.00. (18-550). (Public Works Director)

Mr. Wegerif presented the item and noted that it was amending an award to a multi-year task order. This is for the T-Dock and Day Slips. He further noted that the design has to be at 100% in order for FEMA to reimburse the City.

* **MOTION by Councilman Whipple; Seconded by Councilwoman Warner, to approve the item.**

AYES: Blanco, Boisvert, Warner, Whipple

THE MOTION CARRIED UNANIMOUSLY (4-0)

IX. INFORMATIONAL AGENDA:

1. Data showing the relation between the estimated and actual income and expenses to date. (18-512). (Finance Director)

2. Cocoa Police Department District Event Statistics for the month of September, 2018. (18-563). (Chief of Police)

X. REPORTS:

Mr. Wegerif thanked both Deputy Mayor Blanco and Councilman Whipple for working with him and Public Works and wished them well in their future endeavors.

Ms. Bowman mentioned that at the October 10, 2018 City Council meeting a contract was approved and submitted with the State of Florida for reimbursement for Hurricane Irma. They received reimbursement for the first project worksheet which was for sunken boats. After the payment was received the cost to the City ended up being around $1,500.

Chief Cantaloupe thanked Deputy Mayor Blanco and Councilman Whipple for their support of the Police Department and mentioned that it has been a pleasure working with them.

Chief Prince pointed out that this Monday, November 19, 2018 the local fire union will be passing out turkeys. Additionally, they can always use more donations and donations can be dropped off at any Cocoa Fire Department.

Ms. Hamilton advised that last month the Cottages of Cocoa Village were approved and last week they broke ground. That is an exciting milestone for the City.

She thanked both Deputy Mayor Blanco and Councilman Whipple for all that they have done.

Ms. Ennis mentioned that Mr. Walsh was not in attendance but he wanted to extend his thanks to Deputy Mayor Blanco and Councilman Whipple for their support.

Ms. Gemmati noted that the Toy Drive registration was ending this Friday, November 16, 2018. After this date they can apply at the Police Department.

Ms. Shealy thanked both Deputy Mayor Blanco and Councilman Whipple and wished them well.

Assistant City Manager Fuhrer thanked Deputy Mayor Blanco and Councilman Whipple for their leadership over the time he has been with the City and also for all that they have done for the City.

City Manager Titkanich noted Tuesday, November 20, 2018 at 10 a.m. would be the Swearing In Ceremony for the newly elected Mayor and Councilmembers.

He mentioned that he would be leaving for the FLC Legislative Conference after this meeting for the remainder of the week, November 15 & 16, 2018.

In closing, City Manager Titkanich thanked both Deputy Mayor Blanco and Councilman Whipple for their support and for their leadership in the community. There have been some difficult decisions to make and he appreciates their being respectful and both of their engagement in their one on one meetings. They also both always looked out for their constituents.

He wished all a wonderful holiday season.

City Attorney Garganese mentioned that it was his second go-around with Councilman Whipple with a total of about ten years. He noted that Councilman Whipple is leaving ten years' worth of successes. There have been many changes, as the City continues to grow. He wished him all the best.

City Attorney Garganese spoke to Deputy Mayor Blanco stating that it has been a very memorable two years and he wished her all the best.

Councilwoman Warner thanked the Historic Cocoa Village Association for the wonderful job at the Chili Cookoff. It is always a fun event and there were nineteen contestants this year. She also thanked City staff who were there for their hard work.

She thanked Yvonne Martinez, Officer Hattaway, and others who helped with Fill a Truck at the Walmart in Cocoa and pointed out that it was a successful event.

Councilwoman Warner further mentioned that it has been a pleasure working with Deputy Mayor Blanco and Councilman Whipple. She knows that there are people who have made remarks about them being appointed but she will never regret appointing the two of them. They have both been very professional and do a wonderful job. She is glad that the citizens of Cocoa had them to serve them and hope that they will continue by serving on a City board.

She has been serving since 1995 and prior to that had never been in politics or government at all. In 1999 she ran for the first time and did a one year term. She ran again in 2000 and her opponent was Jake Williams, Jr. She mentioned that they stood at King Street Baptist Church and they talked and learned they had a lot of the same ideas and a lot in common. This is what local politics is about and should not be a party affiliation. She is registered as a democrat but as of tomorrow will be an NPA. She is embarrassed by what the Brevard Democrats have done. Everyone should have known better and party affiliation has no part in this City Hall. She will fight every single day to make sure this does not become what it is at the State level. She will never allow party politics to become a part of this City Hall.

Councilman Boisvert thanked Councilman Whipple and stated that they did not always agree but always worked things out. He wished him nothing but the best of luck. He also thanked Deputy Mayor Blanco stating it was a pleasure to work with her and wished her nothing but the best.

Councilman Whipple thanked everyone for the positive comments and appreciated all of the department directors. He sees the results of what is being done. He hopes that everyone continues to make the City better than what it is now. He is happy to be a citizen of the City of Cocoa and is blessed to have served for ten years. He is looking forward to the new representatives to keep it going. He stated that the City Manager has a file with notes from all of their meetings.

He welcomed the new Mayor and reiterated that he is happy to have served and is truly blessed and thankful for this community to serve. He thanked all members of Council and thanked Deputy Mayor Blanco for the questions she asked and loved that she was able to do things without controversy. It has been fun and wants all to go forward in positive ways.

Deputy Mayor Blanco mentioned that this was her final meeting and she wanted to take a few minutes to thank all of Council and former Mayor Parrish for all of their support and guidance, as it is something that she will never forget. She further thanked all of the Directors and staff for taking the time to meet with her. She thanked both Chiefs for their dedication to their departments and she thanked all of the employees who are the backbone of this City. Lastly, she thanked the residents of the City, many of whom she has developed friendships with. Her time on Council was short but effective but she leaves knowing that she was instrumental in key decisions, ensuring clean, safe drinking water, and building three new fire stations. She thanked all who voted for her and who supported her and wished all of the incoming members the best. It has been a pleasure serving.

XI. ADJOURNMENT.

* **MOTION by Counilman Boisvert; Seconded by Councilman Whipple, to adjourn the Regular meeting of November 14, 2018.**

AYES: Blanco, Boisvert, Warner, Whipple

THE MOTION CARRIED UNANIMOUSLY (4-0)

The meeting adjourned at 6:42 p.m.

Jeri Blanco, Deputy Mayor

ATTEST:

Carie E. Shealy, City Clerk

SEAL