MINUTES
City of Cocoa
Regular Meeting of The City Council

July 12, 2022

A Regular City Council Meeting was held on Tuesday, July 12, 2022, in Cocoa City Hall, in City Council Chambers, located at 65 Stone Street, in Cocoa, Florida, 32922, as publicly noticed.

I. Opening Matters:

Mayor Blake called the meeting to order at 6:00 p.m.

Pastor Daniels provided the invocation and the Cocoa Relay Track Team led the assembly in the Pledge of Allegiance to the Flag of the United States of America.

The City Clerk took the roll.

PRESENT:	Michael C. Blake	Mayor
	Lavander Hearn	Deputy Mayor (arrived at 6:03pm)
	Rip Dyal	Councilmember
	Alex Goins	Councilmember
	Lorraine Koss	Councilmember
	Anthony Garganese	City Attorney
	Stockton Whitten	City Manager
	Monica Arsenault	Assistant City Clerk

OTHER STAFF MEMBERS PRESENT:

Jack Walsh, Utilities Director; Lorne Stinnett, HR Manager; Charlene Neuterman, Community Services Director; Evander Collier, Chief of Police; Rebecca Bowman, Finance Director; Samuel Byrd, Deputy Fire Chief; Rob Beach, Chief Technology Officer; Bryant Smith, Public Works Director; Samantha Senger, Assistant to the City Manager/PIO; Angela Essing, Growth & Economic Development Director; and Erik Montgomery, Helpdesk Support Tech.

II. Approval of Agenda and Minutes:

1. **Agenda:** Regular Meeting of July 12, 2022. (22-347)

2. **Minutes:** (a) Minutes of the Budget Priorities & Goal Setting Workshop of April 19, 2022 (22-341)
(b) Minutes of the Regular meeting of April 26, 2022 (22-342)
(c) Minutes of the Regular meeting of June 7, 2022 (22-346)

* **MOTION by Deputy Mayor Hearn; Seconded by Councilmember Koss, to approve the Agenda for the Regular meeting of July 12, 2022 as presented.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

* **MOTION by Councilmember Koss; Seconded by Councilmember Dyal, to approve the Minutes for the April 19, 2022 Budget Priorities & Goal Setting Workshop as written.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

* **MOTION by Councilmember Dyal; Seconded by Councilmember Koss, to approve the Minutes for the April 26, 2022 Regular City Council meeting as written.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

* **MOTION by Councilmember Dyal; Seconded by Deputy Mayor Hearn, to approve the Minutes for the June 7, 2022 Regular City Council meeting as written.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

III. Awards and Presentations:

1. Proclamation: Recognizing June 6-16, 2022 as the "28th Annual EFSC P.J. Wilson & Henry Scott Minority Youth Golf Camp". (22-360). (Councilmember Koss)

   Councilmember Koss read the proclamation into the record and the City Council recognized the P.J. Wilson & Henry Scott Minority Youth Golf Camp participants.

2. Recognition of the Cocoa High School Tigers 4x100 Relay Track Team. (22-384). (Councilmember Goins)

   Councilmember Goins recognized the Cocoa High School Tigers Relay Track Team and presented them with certificates for their hard work and dedication.

IV. Delegations:

Dr. Michael Cador, City of Rockledge Councilman, talked about a football camp he helped to start many years ago that continued over twenty years, teaching kids life skills. After twenty years it was time to pass on the baton. These two young men standing next to him, James Folston Jr. and Jamel Jackson, would like to take it over.

James Folston Jr., representing A1 Fitness, talked about a camp event that will be at Cocoa High School this Saturday from 10am-1pm. He asked everyone to come out and support the kids. Jamel Jackson added that A1 stands for accountability and attention to detail. He shared that he has been friends with James Folston Jr. since they were in school and they are working this program together. He asked if anyone wanted to donate anything such as water it would be greatly appreciated.

Pastor Latice Daniels, 1404 Dixon Blvd., Cocoa, shared that Oil of Joy will be hosting an event on Sunday, August 7th from 1-3pm at Gilmore Park for a kick-off event to support the community and donate school supplies. There will be food and fun and they hope everyone will come out. They are committed to preventing crime and supporting the community. They are partnering with the Cocoa Police Department and are seeking any other partnerships with anyone else that wants to help.

Additionally, they have submitted a permit request to block off a portion of the road and are hoping that the request will be approved. This is an event that they hope to do annually and not just this year.

Terry Kerwood, 4145 Rector Rd., Cocoa, noted that she has a concern which is mentioned on her delegation card and just asked that someone point her in the

right direction. In response, Ms. Neuterman stated that Ms. Kerwood has a septic permit issue, however she resides in unincorporated Cocoa and will need to reach out to Brevard County to have her issue resolved. She offered her direct contact information for who she would need to speak to.

John Niland, 121 Island Pl., Orchid, talked about the state of New Hampshire and fluoride in their water. He read a warning about water and added that fluoride is a drug and not a nutrient.

Anita Gibson, 451 Stone St., Cocoa, has been requesting a cold case unit and more police officers. This would send a message to parents to let them know that the police care about them and their children. She is seeking closure for her son's murder and asked for an update.

Additionally, since October of last year, she has been requesting that FPL install lighting at 1204 C Street. There were children playing in the street in the dark and they could've been hit by a car. In response, Mr. Smith stated that FPL has received the request, however it takes quite a while to get the poles installed. He assured Ms. Gibson that they were actively working on her request.

V. Consent Agenda:

(A) General Consent Items:

1. Authorize the Mayor to execute the First Amendment to Telecommunications Tower Collocation Consent and Lease Agreement between SprintCom, LLC (Sprint) and the City of Cocoa. (22-167). (Chief Technology Officer)

2. Approve a Resolution Waiving the Competitive Bidding Process for the Purpose of Making an Exemption to Competitive Purchase through RedZone Robotics, Inc. for two (2) SOLO® Autonomous Robotic Camera Systems. (22-181). (Utilities Director)

3. Approve a Resolution Amending the FY2022 Budget, BAF#22-090-T, Transferring Funds for Additional Work Required under Task Order No. 2022-17, Addendum #1 for Jacobs Engineering, Inc. to Provide Additional SCADA, Process Control Systems, and Instrumentation Support Services for Operating Revenue Funded Cocoa Utilities Capital Improvement Plan Program Projects, Related to Water Supply and Water Treatment; Approve Amendment #1 to Task Order 2022-17. (22-308). (Utilities Director)

4. Approve the 1st Amendment to Piggyback Contract (PGB-B-7-21-86) with Municipal Corporation and Frontline Fire Protection, LLC dba ATP Fire, 215 West Drive, Melbourne, FL 32904. (22-332). (Utilities Director)

5. Approve a Resolution Amending the FY22 Budget, BAF 22-096-T for Transfer of Funds from the Dyal Water Treatment Plant (WTP) Repair and Maintenance Account 421-4020-536.46-00 to the Operating Supplies Account 421-4020-536.52-00. (22-334). (Utilities Director)

6. Approve a Resolution Amending the FY2022 Budget, BAF #22-099-T for use of salary, and BAF #22-101-T for use of contingency funds to cover final quarterly invoice for the City's Property, Liability, and Auto insurance with Florida Municipal Insurance Trust. (22-356). (Administrative Services Director)

7. Approve a Change Order in the amount of $4,173.00 to the Purchase Order issued to Granite In-liner LLC to reline a pipe related to the Cured-In-Place Pipe Lining Program. (22-357). (Public Works Director)

8. Approve a Budget Transfer (BAF 22-105-T) for Engineering Services related to the Rehabilitation of the City of Cocoa's Potable Water Elevated Storage Tank (DYET22); To Approve a Resolution Amending the FY2022 Budget. (22-359). (Utilities Director)

9. Approve a resolution amending the FY22 budget, BAF 22-098-T for budget shortfalls due to unforeseen expenditures related to equipment failure of two Fire Engines and the Tower Truck. (22-361). (Fire Chief)

10. Approve a Resolution amending the Fiscal Year 2022 budget, BAF 22-108-A to cover the expenses for a rehabilitation project at 1113 Abington Street, Cocoa, FL. Request Council to award ITB 22-10-COC to ALGAT Enterprises, Inc. in the amount of $70,000 to rehabilitate the Property. Approve a Resolution to allow for the rehab project to exceed the maximum assistance of $49,999 as per the City's Housing Policy; and authorize the City Manager to sign the construction agreement, issue the purchase order and approve any change orders not to exceed $5,000. (22-375). (Community Services Director)

11. Approve a Resolution amending the FY22 budget, BAF 22-109-A for entering into an Off-System Construction and Maintenance Agreement, Three Party Escrow Agreement, and Locally Funded Agreement with the Florida Department of

Transportation for FPN# 442885-1-52, the State Road 520 from Aurora Road to Hubert Humphrey Causeway project. (22-386). (Public Works Director)

(B) Multi-Year Contracts:

12. Approve Participation in a Multi-Year Cooperative Purchase Agreement with Hydra Service, Inc., Debary, Florida for the Systematic Replacement of Lift Station Pumps, Project No. WS1141, Utilizing the Orange County Contract No. Y21-170-MV effective August 1, 2021 through July 31, 2024; To Authorize the City Manager to Approve Purchase not to Exceed $66,897 for FY22 and to Execute Any Annual Renewal Amendments Under the Original Contract. (22-290). (Utilities Director)

13. Approve participation in a multiyear cooperative Sourcewell Contract 020221-SAM with Samsara Inc, for Cloud Based Vehicle GPS location service through March 26, 2026, in addition to any extensions. Authorize the City Manager to approve the agreement, purchase orders, renewals, and amendments to the Users License Agreement with Samsara Networks Inc, and additional VG34 units as needed. (22-317). (Public Works Director)

14. Approve a multi-year interlocal agreement between the City of Cocoa and the City of Rockledge for School Crossing Guard services for the school year commencing August 10, 2022 and end May 25, 2023. (22-340). (Chief of Police)

15. Consider approval of a multi-year contract between the School Board of Brevard County and the City of Cocoa for the renewal of up to four (4) school resource officers for the school year 2022-2023, beginning July 1, 2022 and ending June 30, 2023 and authorize the City Manager and City Attorney to finalize and execute the contract with the School Board. (22-385). (Chief of Police)

* **MOTION by Deputy Mayor Hearn; Seconded by Councilmember Dyal, to approve the Consent agenda.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

VI. Public Hearings:

1. Conduct final Public Hearing to approve the City of Cocoa's FY 2022/2027 Consolidated Plan and the FY 2022/2023 CDBG & HOME Action Plan; authorize submission of the Plan to the U.S. Department of Housing and Urban Development

(HUD); and authorize the Mayor to sign all subsequent certifications and agreements. (22-376). (Community Services Director)

Ms. Neuterman gave a background on the item and stated that the City of Cocoa developed a one-year action plan. An ad was placed in the Florida Today paper and a thirty-day public participation period was allotted which began on June 9, 2022 and ended today, July 12, 2022.

Councilmember Koss noted that this is a relatively small amount of money and there are many on the list. It is not enough money to meet the needs. She is in support of this and this is what we have been doing for several years now and she hopes that the program will grow because the list is long and the need is great.

Mayor Blake opened the hearing to the public. There being no additional questions or comments the public portion of the hearing was closed.

* **MOTION by Councilmember Dyal; Seconded by Deputy Mayor Hearn, to approve the City of Cocoa's FY 2022/2027 Consolidated Plan and the FY 2022/2023 CDBG & HOME Action Plan for 2nd and Final Reading; and to authorize submission of the Plan to the U.S. Department of Housing and Urban Development as well as authorize the Mayor to sign all subsequent certifications and agreements.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

VII. Council Business:

1. Consider the Donation Application for Cocoa Youth Athletics Corporation in the amount of $1,000. (22-348). (Administrative Services Director)

Mr. Stinnett noted that the City has granted donation applications for Cocoa Youth Athletics in the past but this is their first request this fiscal year.

It was agreed that each Councilmember will give $200 out of their $1,000 dollar allotted amount per fiscal year to equal a donation total of $1,000 dollars.

* **MOTION by Mayor Blake; Seconded by Deputy Mayor Hearn, to approve the donation request for $1,000 dollars Cocoa Youth Athletics.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

2. Approve Resolution 2022-56 amending the City of Cocoa Speed Hump Policy. (22-388). (Public Works Director)

Mr. Smith explained that at the May 24, 2022 City Council meeting the City Council directed staff to make changes to the policy. Language was included in the policy regarding property owners vs. renters. Property owners will have the option to petition the speed humps. If they petition, staff will verify their ownership on Brevard County Property Appraiser and if they are a renter than staff will send by certified mail a request for the property owner's opinion which will be included in the file for the request for a speed hump.

* **MOTION by Deputy Mayor Hearn; Seconded by Mayor Blake, to approve Resolution 2022-56 amending the City of Cocoa Speed Hump policy.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

VIII. City Business:

1. Approve Ordinance No. 08-2022/ 1st Reading: To Update Irrigation Conservation Practices to Promote Water Conservation. (22-327). (Utilities Director)

City Attorney Garganese read Ordinance No. 08-2022 into the record as follows:

ORDINANCE NO. 08-2022

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COCOA, BREVARD COUNTY, FLORIDA, AMENDING CHAPTER 22 – WATER AND SEWERS, ARTICLE VI. – IRRIGATION CONSERVATION TO PROMOTE WATER CONSERVATION THROUGH THE MORE EFFICIENT USE OF LANDSCAPE IRRIGATION; PROVIDING FOR THE REPEAL OF PRIOR INCONSISTENT ORDINANCES AND RESOLUTIONS, INCORPORATION INTO THE CODE, SEVERABILITY, AND AN EFFECTIVE DATE.

Mr. Walsh reminded everyone that this is not a drastic change. He talked about the restrictions and regulations for water preservation.

* **MOTION by Councilmember Dyal; Seconded by Councilmember Koss, to approve Ordinance No. 08-2022 on 1st Reading.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

2. Approve an Addendum to extend the Master Agreement for Water Meter and Meter Reading Equipment Purchases with Ferguson Enterprises LLC., Authorize the City Manager to approve a Blanket Purchase Order for Ferguson Enterprises LLC. for up to $1,650,000 and Request Council approval of a Resolution to Waive Competitive Bid with Ferguson Enterprises LLC for the purchase of Neptune water meters and other ancillary hardware required to support meter operations upon the adoption of the FY23 Budget. (22-339). (Finance Director)

Ms. Bowman explained that the City buys its meters from Neptune. This agenda item is to get prepared for the FY23 budget because there are supply chain issues. As the meters need to be replaced, they are being replaced with smart meters.

Councilmember Koss asked what the City's progress is so far. In response, Mr. Walsh shared that the city has replaced about 25,000 meters out of the 80-90,000 meters the City has.

* **MOTION by Councilmember Koss; Seconded by Mayor Blake, to approve an Addendum to extend the Master Agreement for Water Meter and Meter Reading Equipment purchases with Ferguson Enterprises LLC.; authorize the City Manager to approve a blanket purchase order for Ferguson Enterprises LLC. for up to $1,650,000 and request Council approval of a Resolution to waive competitive bid with Ferguson Enterprises LLC for the purchase of Neptune water meters and other ancillary hardware required to support meter operations upon the adoption of the FY23 Budget.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

3. Approve, as recommended, the proposed Fiscal Year 2023 benefit renewal medical, dental, vision, life, and disability insurance; and to authorize the City Manager to sign related agreements. (22-352). (Administrative Services Director)

* **MOTION by Mayor Blake; Seconded by Councilmember Dyal, to approve the proposed Fiscal Year 2023 benefit renewal for medical, dental, vision, life, and disability insurance; and to authorize the City Manager to sign related agreements.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

4. Approval of an Upstart Cocoa Forgivable Loan for $7,500 and a community enrichment project proposal for Chef's Kitchen located at 1070 Clearlake Road per the business's successful completion of the weVenture 24-week business-coaching program. (22-372). (Growth & Economic Development Director)

Lacy Bussey and Michael Blackwell, brother and sister, who own Chef's Kitchen, came before the Council about a year ago. They are thankful for Ms. Essing and the weVenture program for teaching them about starting and running a successful business. They wanted to thank the City of Cocoa for the opportunity and for considering them because without their help they would not be where they are today.

Kathryn Redoff, weVenture, stated that Lacy and Michael have been exemplary clients of weVenture. They have been very successful and fortunate and thanks to the City of Cocoa they were able to complete the program. They have created a financial plan and will make strategic business decisions based on their budget. This is 100% weVenture's mission to see their clients succeed in the way that Chef's Kitchen has.

Councilmember Goins shared that a few years ago the City did not have an Upstart Cocoa program. Mr. Blackwell called him one day when he was leaving the VFW in West Cocoa and looking to move into the old From Scratch restaurant. Thanks to Mr. Blackwell's persistence, Councilmember Goins reached out to Ms. Essing for help. He acknowledged her and staff for taking the ball and running with it and creating the program that the City has today.

* **MOTION by Councilmember Dyal; Seconded by Councilmember Goins, to approve the requested Upstart Cocoa Forgivable Loan award along with the ability of the City Manager to execute the loan agreement.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

Multi-Year Contracts:

None.

IX. Informational Agenda:

1. FY 2022 Budget Adjustment Report. (22-349). (Finance Director)

2. Data showing the relation between the estimated and actual income and expenses to date. (22-350). (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. (22-351). (Finance Director)

4. Calls for service provided by the Cocoa Fire Rescue Department for the month of May 2022. (22-355). (Fire Chief)

X. Reports:

Ms. Senger reminded everyone that the City is collecting school supplies for the month of July at all City facilities. An event will be held in conjunction with the Cocoa Police Department to collect more supplies at Cocoa Walmart on July 30th and then an event will be held on August 5th from 5-7pm at Provost Park to hand out the supplies.

Mr. Smith provided a Space Coast TPO update and shared that one of the Clearlake projects was moved from 7th to 3rd on the list and this project will hopefully help to eliminate the bottleneck around the Cocoa Walmart area.

City Manager Whitten talked about the ARPA funding that has been approved so far. He provided a run-down of what Council has done with the funds.

Additionally, he reminded everyone that Florida law requires school resource officers in each school and wanted that to be known.

Mayor Blake gave kudos to Deputy Mayor Hearn for receiving a grant scholarship from Space Coast League of Cities. He also thought the July 4th event was a great event and gave his thanks to staff.

Councilmember Koss also thanked staff for the July 4th event and thought that it was great. She talked about an email that staff and Council received and noted that she is sensitive to the need in the community.

Councilmember Koss asked to make a motion for the City Manager to put together a bulleted list of upcoming events or happenings in the City which would be a great tool to help hold Council accountable to their constituents.

* **MOTION by Councilmember Koss; Seconded by Deputy Mayor Hearn, to direct the City Manager to provide a bi-weekly bulleted list to Council of happenings in the city.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

Councilmember Goins asked if the City Manager already had such a list. In response, City Manager Whitten noted all the places that staff posts upcoming projects and events but agreed that he could add something to the Informational portion of each Council agenda to provide briefings to Council.

Councilmember Koss agreed to this and rescinded her motion. Deputy Mayor Hearn rescinded his Second as well.

Deputy Mayor Hearn thanked staff for responding quickly to an accident where a truck hit a fire hydrant and water was leaking heavily.

Additionally, he mentioned that a few weeks ago he asked that some cleanup be done behind McDonalds and it has been done. He thanked staff for taking care of the issue.

Mayor Blake asked if staff could work on putting together an Ordinance or something that could address fireworks because people are still setting off fireworks from the 4th of July.

Councilmember Goins stated that they are trying to curb crime in the City of Cocoa. He provided some photos from this past Sunday where a team from Cocoa and a team from Palm Bay got together for a friendly game of kick ball.

He mentioned several upcoming events:

- Diamond Square CRA meeting at Dr. Joe Lee Smith Center on July 18th at 6pm
- Pool party event at the Dr. Joe Lee Smith Center on Sunday, July 31st from 1-5pm
- Football camp at Cocoa High School from 10am-1pm on Saturday, July 16th

Councilmember Dyal thanked staff for their hard work and dedication to the City. He also mentioned the Chief's Walk tomorrow night, July 13th beginning at Cocoa Place at 5:30pm.

Mayor Blake announced that he received the Hometown Hero Award at the Space Coast League of Cities dinner on July 11th.

He gave a heartfelt thanks to the citizens of Cocoa and all of City staff for everything that they do for the City.

XI. Adjournment:

* **MOTION by Councilmember Dyal; Seconded by Deputy Mayor Hearn, to adjourn the Regular meeting of July 12, 2022.**

AYES: Blake, Hearn, Dyal, Goins, Koss

THE MOTION CARRIED UNANIMOUSLY (5-0)

The meeting adjourned at 8:07 p.m.

Michael C. Blake

Michael C. Blake, Mayor

ATTEST:

Carie Shealy

Carie Shealy, MMC, City Clerk
(Transcribed by Monica Arsenault, Asst. City Clerk)

SEAL