



Meeting Agenda
Wednesday, September 4, 2024

6:00 PM

REGULAR

Cocoa Beach Country Club
5000 Tom Warriner Blvd.
Cocoa Beach, 32931

WELCOME

Meeting re-broadcasts on: Spectrum - Channel 499 and www.cityofcocoabeach.com.
Meeting Video Archives: www.cityofcocoabeach.com

Packets: Packets are on the City's website (www.cityofcocoabeach.com) and at Commission meetings

Rules of Order: Robert's Rules of Order and the Florida Sunshine Law govern the conduct of our meeting

Speaking Courtesy Rules:

- The Commission accepts relevant comments.
- A time limit of three minutes is imposed on each speaker. If speaking for a group, the Commission may grant an additional three minutes
- Please direct comments and questions through the Mayor
- Complete speaker cards are required for each of the items you wish to address. Submit the card to the City Clerk prior to the introduction of the item. Speaker Cards are available in the rear of the Commission Room and in the City Clerk's office prior to the meeting. The purpose of the card is to obtain the spelling of your name, contact information if follow-up is needed, and provide for efficient meeting administration
- Upon being recognized by the Mayor, please approach the dais, state your name and address, and speak into the microphone

Approval Of Order Of Business:

Note: Members of the public, Commission and Staff may remove items from the Consent Agendas, if they wish to discuss them. Requests for removal need to be made known to the City Commission under the Approval of the Order of Business, at the beginning of the meeting

Appealing a Decision:

Any person desiring to appeal any decision made by the City Commission, with respect to any matter considered at such meeting or hearing, will need a record of the proceedings and for such purposes must ensure that a verbatim record and transcript of the proceeding is made in a form acceptable for official court proceedings, which record includes the testimony and evidence upon which the appeal is to be based. It shall be the responsibility of the person desiring to appeal any decision to prepare a verbatim record and transcript at his/her own expense as the City does not provide one

American with Disabilities Act:

ATTN: PERSONS WITH DISABILITIES. In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing special accommodations to participate in this proceeding shall, at least forty-eight (48) hours prior to the meeting, contact the Office of the City Clerk at (321) 868-3286; Florida Relay Service (800) 955-8771 (TDD); or (800) 955-8770 (Voice) or 711.

THANK YOU for participating in your Cocoa Beach City Government.

A. MEETING CALLED TO ORDER

1. Pledge of Allegiance
2. Invocation by Derek Howell, Pastor, The Pointe Church
3. Roll Call

B. APPROVAL OF THE AGENDA

(Note: Members of the public, Commission and Staff may remove items from the Consent Agendas if they wish to discuss them. Requests for removal need to be made known to the City Commission under the Approval of the Order of Business, at the beginning of the meeting.)

C. BUDGET HEARING

1. Approve the Tentative Millage rate of 6.1644 mills for Fiscal Year 2025. The Tentative Millage Rate of 6.1644 mills is 8.25% higher than the rollback rate of 5.6945 mills. Adoption of the Millage rate by Resolution No. 2024-21 is scheduled for September 19, 2024 at 7:00 pm.
Staff Representative: Patrisha Draycott, Chief Financial Officer, Wayne Carragino, City Manager
2. Approve the Proposed Budget making appropriations for Fiscal Year 2025. Adoption of the Budget by Resolution No. 2024-22 is scheduled for September 19, 2024, at 7:00 pm.
Staff Representative: Patrisha Draycott, Chief Financial Officer, Wayne Carragino, City Manager

D. SPECIAL PRESENTATIONS

1. Proclamation - National Suicide Prevention Month
Kelly Haskins - Accepting on behalf of Space Coast Health Foundation
2. Vacation Rentals and Ordinance 1673 Enforcement
Representative: Jill Forbes, Cocoa Beach Resident

E. PUBLIC COMMENTS

Comments will be heard on items that do not appear on the agenda of this meeting. Citizens will limit their comments to three (3) minutes. Per Commission Procedures, the City Commission will not take any action or discuss items brought up under the "Public Comment" section of the agenda. The City Commission may schedule such items as regular agenda items and act upon them in the future.

F. STAFF REPORTS AND ANNOUNCEMENTS

G. CITY ATTORNEY REPORTS AND ANNOUNCEMENTS

H. CITY COMMISSION REPORTS AND ANNOUNCEMENTS

I. CONSENT AGENDA

1. Approve the August 15th City Commission Minutes
Staff Representative: City Clerk's office
2. Adopt Resolution 2024-20 A Resolution of the City Commission of the City of Cocoa Beach, Florida revising utility deposits for sewer, garbage, stormwater, and reuse services; and providing for an effective date.
Staff Representative: Patrisha Draycott, Chief Finance Officer, Brad Kalsow, Water Rec Director
3. Request to Approve Amendments to The Community Development Block Grant Policies
Staff Representative: Devan Taly, Director of Grants & Special Projects
4. Approve Fiscal Year 2025 Liquid Sodium Hypochlorite bulk supply piggyback agreement on Bay County contract bid number 22-27 for Odyssey Manufacturing Co. to supply the wastewater treatment plant at a price of \$1.65 per gallon.
Staff Representative: Brad Kalsow, Water Rec Director
5. Request Permission to Contract with Firms for the Wrecker Service and Storage RFQ
Staff Representative: Devan Taly, Director of Grants & Special Projects
6. Approve a one-year Memorandum of Understanding (MOU) between the City of Cocoa Beach and the City of Cape Canaveral to share the cost of the School Resource Officer (SRO) assigned to Cocoa Beach Junior/Senior High School for the 2024/2025 school year.
Staff Representative: Patrisha Draycott, Chief Finance Officer, Wes Mullins, Police Chief
7. Cancellation of Gray Robinson Lobbying Services Contract
Staff Representative: Devan Taly, Director of Grants & Special Projects

J. ITEMS REMOVED FROM THE CONSENT AGENDA

K. UNFINISHED BUSINESS

1. Adopt the second reading of Ordinance 1692;
AN ORDINANCE OF THE CITY OF COCOA BEACH, FLORIDA, AMENDING SECTION 1-8, "GENERAL PENALTY; CONTINUING VIOLATIONS; ADJUDGING FINES AND IMPRISONMENTS", OF CHAPTER 1, "GENERAL PROVISIONS", AND SECTION 5-49.1 "PENALTY FOR VIOLATION OF ARTICLE" OF ARTICLE iiiB "OCEANFRONT BUILDING RESTRICTION LINE AND SEAWALL LINE" OF CHAPTER 5 "BEACHES, FILLS, BOATS, AND WATERWAYS" AND SECTION 26-7 "ILLEGALLY PARKED MOTOR VEHICLES IN A TOW-AWAY ZONE; REMOVING; STORAGE;

RESTORATION' OF ARTICLE I, "IN GENERAL" OF CHAPTER 26, "TRAFFIC" OF THE COCOA BEACH CODE OF ORDINANCES, UPDATING PENALTY PROVISIONS FOR VIOLATIONS OF THE CITY CODE AND ELIMINATING ALL OUTDATED REFERENCES TO MUNICIPAL JUDGES FROM THE CITY CODE AND PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

Ordinance 1692 is an administrative ordinance removing municipal judges and municipal courts. The first reading was held on August 15, 2024.

Staff Representative: Becky Vose, City Attorney Randy Stevenson, Director of Development Services

L. NEW BUSINESS

1. Approve Ordinance 1693 on first reading:
An Ordinance of the City of Cocoa Beach, Florida, amending City of Cocoa Beach Code of Ordinances, Section 15-17, "restrictions on camping" and section 30-29 "classes of violations and associated civil penalties"; providing for findings and intent; prohibiting overnight public camping and sleeping; providing for exceptions to the prohibition; providing for enforcement of section 15-17; Providing general clean-up changes; and providing for severability, conflicts, codification, and an effective date.

This ordinance is to prevent potential conflicts with the County or the new State law (Section 125.0231, Florida Statutes), it is recommended that the City Commission adopt by Ordinance a prohibition of public camping or sleeping. Adopting a zero-tolerance policy for camping or sleeping on municipal property will head off any potential costs associated with potential litigation from citizens or business owners negatively impacted by camping or sleeping on city property.

Staff Representative: Becky Vose, City Attorney

2. Authorize CK Contractors, a continuing service contractor with the City, to replace the 8" sewer gravity main from the corner of 1st Street North and Atlantic Avenue to the northern property line of 101 N. Atlantic Avenue. The work will be done in conjunction with the FDOT drainage project and 101 N. Atlantic stormwater utility upgrades. Total price will be \$69,744. This is not a budgeted item. Contingency funds will be used to cover expenses and the current fund account balance is \$145,197.96

Staff Representative: Brad Kalsow, Water Rec Director

M. GENERAL PUBLIC COMMENT -(Only if not accommodated in the 30-minute Public Comment period earlier)

N. ADJOURNMENT

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A. MEETING CALLED TO ORDER

1. Pledge of Allegiance
2. Invocation by Derek Howell, Pastor, The Pointe Church

Invocation was done by Commissioner Williams.

3. Roll Call

Commission:

- Mayor Capizzi
- Vice Mayor Hutcherson
- Commissioner Williams
- Commissioner Woulas
- Commissioner Jackson

Staff:

- Water Rec/ Public Works Director Brad Kalsow
- Executive Assistant City Manager Carrie Lombardo
- Human Resources Cindy DePina
- Director of Grants and Special Projects Devan Pritts
- Deputy Human Resources Director Jessica Hope
- Fleet Director Jonathon Mickler
- Deputy Fire Chief Justin Grimes
- City Clerk Karin Grooms
- Information Technology Kevin Perez
- Leisure Services Laird McLean
- Chief Financial Officer/ACM Patrisha Draycott
- Development Services Randy Stevenson
- Project Manager Scott Maxim
- City Manager Wayne Carragino
- Police Chief Wes Mullins
- Storm Water Utility Manager Morgan Zuhlke
- Planner Cory Hall
- Assistant Director Andrea Segarra
- Lt. Joe Versaggi
- Pro Shop Manager Ed Thinger
- Fire Marshal Sal Liberto
- Major Thomas Cooper

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- EMS Chief James Schindler
- Logistics manager Pete Malzone

B. APPROVAL OF THE AGENDA

MOTION BY WOULAS/HUTCHERSON

I MOVE TO APPROVE THE AGENDA

VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY

C. BUDGET HEARING

1. Approve the Tentative Millage rate of 6.1644 mills for Fiscal Year 2025. The Tentative Millage Rate of 6.1644 mills is 8.25% higher than the rollback rate of 5.6945 mills. Adoption of the Millage rate by Resolution No. 2024-21 is scheduled for September 19, 2024, at 7:00 pm.

Staff Representative: Patrisha Draycott, Chief Financial Officer, Wayne Carragino, City Manager

MOTION BY WILLIAMS/WOULAS

I MOVE TO APPROVE THE TENTATIVE MILLAGE RATE OF 6.6144 MILLS THAT IS 8.25% HIGHER THAN THE ROLLBACK RATE OF 5.6945 MILLS.

VOICE VOTE ON THE MOTION CARRIED 4-1 NAY-HUTCHERSON.

Commissioner Williams acknowledged the millage is an 8.25% increase above rollback. He noted current inflation. Mentioned that keeping the millage rate the same is a first for him. The city can't run without additional funds.

Commissioner Woulas stated that she would like to raise the millage but understands the city is unable to roll it back to keep current services

Commissioner Jackson stated that he would like to see less spending and that after reviewing the budget, stated that the extra spending was coming from materials and employment. He mentioned concern for local businesses; referring to the budget he could not see any overspending, and was unable to see where reductions could occur.

Hutcherson stated that he's for smaller government and thinks that there are areas to cut, and he has details on C2.

Commissioner Williams suggested that they vote for this and talk about item C2

Ms. Janice Scott asked how we arrived at the tentative millage of 6.1644, a rate of an 8.25% increase from the rollback rate of 5.69%.

Ms. Patrisha Draycott, Chief Financial Officer stated the calculation

Mr. Dave Netterstrom noted the rollback. He discussed the budget and that it is based on full employment.

Commissioner Williams stated that there would always be turnover. He explained

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different scenarios and employment If there's an unexpected reduction in staff, we can still maintain expectations.

Commissioner Woulas stated that our wages are lower than in other cities and that reducing wages would cause more turnover.

Ms. Draycott explained the reason for budgeting for full employment.

Motion to keep millage rate at 6.1644% passes

2. Approve the Proposed Budget making appropriations for Fiscal Year 2025.
Adoption of the Budget by Resolution No. 2024-22 is scheduled for September 19, 2024, at 7:00 pm.
Staff Representative: Patrisha Draycott, Chief Financial Officer, Wayne Carragino, City Manager

MOTION BY WILLIAMS/WOULAS

I MOVE TO APPROVE THE PROPOSED BUDGET MAKING APPROPRIATIONS FOR FISCAL YEAR 2025

VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

Ms. Draycott presented a PowerPoint for fiscal year 2025 budget. She stated that there was an increase of 9.06% for this year's budget.

She showed the difference between the rollback rate and the current increase of the millage rate of \$1.3 million.

Homesteaded properties can be potentially \$50k tax-exempt and stated that the property tax increase is maxed at 3% per year

She stated that the total tax bill represents 20-25% of Cocoa Beach, the rest is county and school district.

Showed changes from the budget workshop report to the current budget document.

Discussed ordinance 1687 stating that the endeavor to commit additional revenues to the Capital Improvement Fund stating that we don't have sufficient funds to do the 3% as asked, but instead, went with 1% per the City Manager, representing \$555,000.

Personal services increased by 7.4% from 2024 to 2025, which includes the new settled union negotiations.

Mayor Capizzi asked about the cost of personnel services. Ms. Draycott and the Mayor discussed the fund related to personnel and the general fund for understanding

Commissioner Williams asked about the capital outline and how it shows a reduction of 8.6%

Ms. Draycott stated that it's a combination of public works and one of the big costs was \$800,000 for a new financial software package. Replacement vehicles for police. Squad car and dump truck costs are pulled for next year. Stated that there were quite a few cuts made.

Commissioner Williams stated that there are 7 marked 2 unmarked and 1 k9 vehicles in the budget.

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2 trucks are planned for current and out years for the fire department.

Ms. Draycott stated that they moved the tennis court renovations at \$820,000 and the marina at \$450,000 out of the budget.

Vice Mayor Hutcherson asked if we had to pull 2 million from the reserves to balance.

Ms. Draycott discussed the operations and utilities increasing in 2025. The reserve balance shows the general fund and calculated that 19% of personnel, operating, and debt services goes to disaster recovery. In 2025, other non-specified reserves have increased from 1 to 2%. She also stated that practices have recommended that we have 2 months' worth of reserves.

Ms. Draycott confirmed the usage of reserves to balance the budget.

Vice Mayor Hutcherson stated that there was a significant drop in reserves from 23' to 25'.

Ms. Draycott stated that the calculations are a little under \$9 million for the minimum requirement for the general fund. The current legal reserve balance is a minimum of \$7.8 million. Currently, the projected reserve balance is at 13.1 million. The remainder is investment earnings. 1% is \$555,000, dropping into the reserves balance.

Ms. Draycott discussed the funds and rates of different departments. Stated we need to have stormwater projects done for state compliance. She stated that if you're going to go into a negative balance, you must have a plan for recovery.

She stated that the healthcare fund is moving to the special revenue fund.

Mayor Capizzi asked if we don't use the budget for personnel, will the extra go into reserve funds?

Ms. Draycott stated that it would or if we have increased revenue.

Commissioner Jackson asked if we were setting aside money in the budget for salary.

Ms. Draycott stated that sometimes we do. We can project and sometimes come in under budget. Sometimes we over project. Stated that the revenue was higher than budgeted. We budget for what we think we'll get, not for what we hope we get.

Mayor Capizzi stated last year we were at 36 million in debt, this year we'll be at 34 million. Stated that we were paying down debt. In the future we may increase debt depending on projects. The more debt we can pay, it is better off for future generations. Commissioner Williams mentioned the pension board. Hoping to get 7.5% out of the market. Hypothetically, how would the downside of a bad year affect the budget overall?

Ms. Draycott stated that the actuarial report looks forward 3 years. The percentage of contribution will increase in the next 2 years.

Commissioner Williams asked if we had a bad year in the market how it would affect us.

After having two payout pensions. Would it come from the reserves?

Ms. Draycott stated that Florida has specific statutes for actuarial fully funded changes every year. When there is a bad year, it could make the city's contributions go up.

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Commissioner Williams stated that the issues and funds are separate, but that wouldn't be an immediate effect.

Ms. Draycott stated the city contributions will go up for a three-year period. The last bad year will drop off then the contributions will balance out.

Commissioner Williams stated that there is \$33 million in the pension fund. It will affect the day-to-day Commission and Ms. Draycott discussed pension numbers and where they draw from and how they add to them.

Mayor Capizzi asked about the different funds and what was going where.

Stated that the previous admin had overstated revenue.

Vice Mayor Hutcherson presented a PowerPoint with recommendations for the budget.

Mentioned the reserve fund and how it looks lower than usual. He pointed out areas that were a concern.

Commissioner Williams mentioned the parking kiosk and how we need to update it to continue getting revenue from them.

Vice Mayor Hutcherson mentioned the diesel removal at fire station 50. Stated that there should be more discussion about the budget and thinks that there are cuts that could be made.

Mayor Capizzi stated that rather than to bring millage down. Would rather cut down on reserves.

Vice Mayor Hutcherson stated that he's worried that they were committed to projects in 2025' that we will pull from the reserve.

Ms. Draycott mentioned different reserves for various projects. And different grant funds. And that they are looking hard for more grants to help support projects.

Mayor Capizzi asked if the grants helped offset the funds.

Commissioner Williams discussed the difference between government and household budgeting. Stating we'll spend more now and owe less later.

Vice Mayor Hutcherson said it depends and would like to add a boat ramp to the 2025 budget.

MOTION BY WILLIAMS/HUTCHERSON

I MOVE TO AMEND THE MAIN TO MOTION TO INCLUDE HOLIDAY LANE BOAT RAMP.

VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

Commissioner Jackson asked Vice Mayor Hutcherson about expenses that would get rolled forward into the next year. Vice Mayor Hutcherson passed the question to Ms. Draycott.

Ms. Draycott stated that there is a 45–60-day period of revenues that haven't come in yet.

Ms. Scott stated that she is disappointed that the golf course was taken out of an

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enterprise fund and that the public can't see spending on the course. Mentioned monthly reports about goals on what was and wasn't accomplished.

Mr. John Lose stated that the budget was going up 14.6% in operating costs. Stated that the city has many fee-based services. The users' costs are also going up. Stated that were increasing the budget because of these services. Stated that the fee also covers the capital. And we need to change service fees. Stated we aren't increasing the reserve 1% a year like we should. Stated that we have a structural problem

Mr. Pete Cunningham mentioned a 5-year plan. Stated that we didn't have reserves to cover storm damage. He stated that the old city hall was derelict because improvements were delayed. We should have goals and commitments to prevent that again. Stated that we need to spend it on improvements. Don't make the same mistakes as we did in the past. Mr. Rick Anderson stated it is unacceptable to draw on reserve funds and wants us to look at user fees.

Vice Mayor Hutcherson stated that we're forecasted to earn less revenue from parking. Mayor Capizzi stated that some rates have never been raised and that they are looking into it.

Mr. Len Beckett concurs that there could be better spending.

D. SPECIAL PRESENTATIONS

1. Proclamation - National Suicide Prevention Month
Kelly Haskins - Accepting on behalf of Space Coast Health Foundation

Mayor Capizzi read a proclamation about mental health month.

Ms. Haskins talked about her nonprofit and about the loss of her son and that people are aware of the 988# and how the proclamation needs to be talked about more, and the resources that are available. Event coming up September 21, 2024, at the Merrit Island High School.

2. Vacation Rentals and Ordinance 1673 Enforcement
Representative: Jill Forbes, Cocoa Beach Resident

Ms. Forbes stated that there should be information about the number of people and cars allowed. She stated that the owners rent to more than the maximum and that it puts Ms. Forbes Presented her presentation on vacation rentals. She noted her unpleasant experience and noted that there was no enforcement for some. She noted the ordinance that was passed regarding occupants' vehicles.

She stated that there are numerous noise complaints along with littering. There is trespassing on the dunes, waterways, and the Thousand Islands. She stated that on 08/01/24 she went online to test the rentals. She spoke on her findings on her findings when she investigated the vacation rental sites. She worked with Ms. Crawford, who sent out citations. Stated that there isn't sufficient parking. Many violations on vacation

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rentals.

Rental agencies and owners are blatantly ignoring the ordinance. Stated that \$500 is nothing to corporations, proposed that the city perform a random audit on several sites. Requested to increase the steps to provide citations at these locations. There's no section in the ordinance for repeat offenders. Going forward that they should show proof that they're

abiding by the occupancy amount.

Commissioner Williams stated that he doesn't think anyone in the room disagrees with her presentation. And stated that we hired another code enforcement officer to help with this situation, but it takes time to deal with each situation. He agreed that we should revise the ordinance for repeat offenders.

Ms. Forbes inquired about who she should call about over parking. It was stated that the non-emergency police line would be best.

Commissioner Williams stated that it's a slippery slope and gave a scenario saying that there could be guests that show up for an event and that they don't need to register.

Mayor Capizzi agreed with Ms. Forbes' recommendations.

Mr. Randy Stevenson, Development services Director stated that he is aware of the Airbnb problem and mentioned how many properties there are. He stated that they're getting out 12–15 letters a month and stated that the staff is working on it. He mentioned that the compliance rate is increasing. He also stated that the Fire Department is involved with this as well. Working with Ms. Vose for legal language.

Mayor Capizzi mentioned pulling up a website and checking locations.

Ms. Scott. Stated that she supports any improvements to vacation rentals. And thanked Commissioner Williams for responding. Mentioned landscaping mentioned political form and 9/28 10:00 A.M. and public library

Mr. Tim Tumulty looked up over 700 short-term rentals and stated that 1 ½ people isn't sufficient to handle that. He stated that they were more concerned about noise and not the number of people. Mentioned the city budget and home budget differences.

E. PUBLIC COMMENTS

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F. STAFF REPORTS AND ANNOUNCEMENTS

No Reports.

G. CITY ATTORNEY REPORTS AND ANNOUNCEMENTS

No Reports.

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H. CITY COMMISSION REPORTS AND ANNOUNCEMENTS

Commissioner Williams mentioned the surf contest at the pier was moved to October 12th- 14th due to the heat and lack of surf.

Mayor Capizzi mentioned the masquerade ball at the Hilton.

I. CONSENT AGENDA

MOTION BY WILLIAMS/WOULAS

I MOVE TO APPROVE CONSENT AGENDA

VOICE BOTE NON THE MOTION CARRIED UNANIMOUSLY

1. Approve the August 15th City Commission Minutes
Staff Representative: City Clerk's office
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Staff Representative: Patrisha Draycott, Chief Finance Officer, Brad Kalsow, Water Rec Director
3. Request to Approve Amendments to The Community Development Block Grant Policies
Staff Representative: Devan Taly, Director of Grants & Special Projects
4. Approve Fiscal Year 2025 Liquid Sodium Hypochlorite bulk supply piggyback agreement on Bay County contract bid number 22-27 for Odyssey Manufacturing Co. to supply the wastewater treatment plant at a price of \$1.65 per gallon.
Staff Representative: Brad Kalsow, Water Rec Director
5. Request Permission to Contract with Firms for the Wrecker Service and Storage RFQ
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Staff Representative: Devan Taly, Director of Grants & Special Projects

J. ITEMS REMOVED FROM THE CONSENT AGENDA

K. UNFINISHED BUSINESS

1. Adopt the second reading of Ordinance 1692;
AN ORDINANCE OF THE CITY OF COCOA BEACH, FLORIDA, AMENDING SECTION 1-8, "GENERAL PENALTY; CONTINUING VIOLATIONS; ADJUDGING FINES AND IMPRISONMENTS", OF CHAPTER 1, "GENERAL PROVISIONS", AND SECTION 5-49.1 "PENALTY FOR VIOLATION OF ARTICLE" OF ARTICLE iiiB "OCEANFRONT BUILDING RESTRICTION LINE AND SEAWALL LINE" OF CHAPTER 5 "BEACHES, FILLS, BOATS, AND WATERWAYS" AND SECTION 26-7 "ILLEGALLY PARKED MOTOR VEHICLES IN A TOW-AWAY ZONE; REMOVING; STORAGE; RESTORATION" OF ARTICLE I, "IN GENERAL" OF CHAPTER 26, "TRAFFIC" OF THE COCOA BEACH CODE OF ORDINANCES, UPDATING PENALTY PROVISIONS FOR VIOLATIONS OF THE CITY CODE AND ELIMINATING ALL OUTDATED REFERENCES TO MUNICIPAL JUDGES FROM THE CITY CODE AND PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

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Staff Representative: Becky Vose, City Attorney Randy Stevenson, Director of Development Services

MOTION BY WILLIAMS/WOULAS
I MOVE TO APPROVE ORDINANCE 1692
ROLL CALL VOTE PASSES 5-0

L. NEW BUSINESS

1. Approve Ordinance 1693 on first reading:
An Ordinance of the City of Cocoa Beach, Florida, amending City of Cocoa Beach Code of Ordinances, Section 15-17, "restrictions on camping" and section 30-29 "classes of violations and associated civil penalties"; providing for findings and intent; prohibiting overnight public camping and sleeping; providing for exceptions to the prohibition; providing for enforcement of section 15-17; Providing general clean-up changes; and providing for severability, conflicts, codification, and an effective date.

This ordinance is to prevent potential conflicts with the County or the new State law (Section 125.0231, Florida Statutes), it is recommended that the City

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Commission adopt by Ordinance a prohibition of public camping or sleeping. Adopting a zero-tolerance policy for camping or sleeping on municipal property will head off any potential costs associated with potential litigation from citizens or business owners negatively impacted by camping or sleeping on city property.

Staff Representative: Becky Vose, City Attorney

MOTION BY WILLIAMS/WOULAS

I MOVE TO APPROVE ORDINANCE 1693,

VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY

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Staff Representative: Brad Kalsow, Water Rec Director

MOTION BY WILLIAMS/WOULAS

I MOVE TO APPROVE FDOT DRAINAGE PROJECT

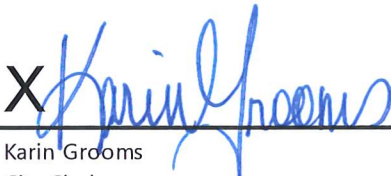
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

Commissioner Williams stated that Brad is stellar at getting grants and thanked Brad for working hard.

M. GENERAL PUBLIC COMMENT -(Only if not accommodated in the 30-minute Public Comment period earlier)

N. ADJOURNMENT

Meeting adjourned at 8:11 P.M.

X 
Karin Grooms
City Clerk

X 
Keith Capizzi
Mayor