CITY OF COCOA BEACH
CITY COMMISSION
MINUTES
December 5th, 2024

A. MEETING CALLED TO ORDER

1. Pledge of Allegiance

2. Invocation by Troy Stanley, Pastor, First Christian Church of Cocoa Beach

3. Roll Call

Commission Members Present:
Mayor Capizzi
Vice-Mayor Hutcherson
Commissioner Williams
Commissioner Woulas
Commissioner Tumulty

Department Directors Present:
Brad Kalsow – Public Works & Water Reclamation Director
Carrie Lombardo – Executive Assistant to the City Manager
Cindy DePina – Human Resources Director
David Dickey – Development Services Director
Devan Taly – Grants and Special Project Manager/ CRA Administrator
Hana Juman – Finance Director
Jessica Hope – Deputy Human Resources Director
Justin Grimes – Fire Chief
Karin Grooms – City Clerk/Assistant City Manager
Kevin Perez – IT Director
Laird McLean – Leisure Services Director
Randy Stevenson – Development Services Director
Ronald Munn – IT Manager
Scott Maxim – Project Manager
Wayne Carragino – City Manager
Wes Mullins – Police Chief
Cory Hall – Principal Planner II/ Senior Planner
Loren Wiltse - Principal Planner
Tristan Takacs – Systems Analyst
Cody Dingee – Controller
Lauren Domenech – Senior IT Support Coordinator
Bruce Colkit – HR Executive Specialist
Michael Ledesma – System Technician II
Becky Vose – City Attorney
Sal Liberto – Fire Marshal

CITY OF COCOA BEACH
CITY COMMISSION
MINUTES
December 5th, 2024

B. ORGANIZATIONAL MEETING

1. Adopt Resolution 2024-27 - A resolution of the City Commission of the City of Cocoa Beach, Florida, sitting as an Election Canvassing Board to certify the results of the General Election, held on November 5, 2024, for: Mayor/Commissioners Seat No. 1, Commissioner Seat No. 2., Commissioner Seat No. 3.

   Adopting this Resolution certifies that
   Keith Capizzi re-elected to Seat No. 1 Mayor/Commissioner
   Joshua Jackson elected to Seat No. 2 Commissioner
   Tim Tumulty elected to Seat No. 3 Commissioner
   Staff Representative: Karin Grooms, City Clerk

MOTION BY WILLIAMS/HUTCHERSON TO ADOPT RESOLUTION 2024-27 CERTIFYING THE ELECTION RESULTS
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

2. Oath of Office

   Seat #3 - Commissioner Tim Tumulty (Sworn in Commissioner sits at the Commission Dais)

Ms. Grooms, City Clerk/Assistant City Manager, swore in Tim Tumulty as Commissioner seat 3.

Commissioner Tumulty stated that it was an honor to be elected to his seat and thanked his family for their support. He also thanked all the others that supported him. Mayor Capizzi stated that he was thankful for those who supported him as well.

3. Appoint a Vice-Mayor to serve until the 2026 Organizational Meeting.
   (The Vice-Mayor's past rotation schedule appointment is as follows: Seats 5, 2, 4, and 3)
   2025 - ***(Seat 3 is next in rotation if following past practice)***
   2023/24 – Hutcherson, Seat **5**
   2022 - Capizzi Seat **2**;
   2021 - Williams Seat **4**;
   2020 - Woulas Seat **3**;
   2019 - Miller Seat **5**;
   Staff Representative: City Commission

Commissioner Williams made a motion for Commissioner Tumulty to be vice mayor

Commissioner Tumulty did not want to accept the vice mayor position and asked to go into a proper rotation and suggested that Commissioner Williams be Vice Mayor.
Vice Mayor Hutcherson stated that it's fine either way.
Commissioner Tumulty stated it's a good opportunity to straighten out the rotation. Commissioner Williams described how the rotations have changed over the years. Commissioner Williams pulled his motion, Vice Mayor Hutcherson pulled his second. Commissioner Williams mentioned

the previous election cycle. Ms. Grooms verified Commissioner Williams' cycle description. Commissioner Tumulty suggested that Commissioner Williams be the next Vice Mayor for the last two years of his term. They discussed the cycle and who would be in which seat.

MOTION BY WILLIAMS/HUTCHERSON I MOVE TO NOMINATE COMMISSIONER WILLIAMS AS VICE MAYOR.
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

C. 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.)

MOTION BY WILLIAMS/HUTCHERSON I MOVE TO APPROVE THE AGENDA AS MODIFIED, REMOVING ITEMS I-2, I-3, I-5, AND I-8 FROM THE CONSENT AGENDA
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

D. PRESENTATION

1. Cocoa Beach Police Department awarded re-accreditation from the Commission for Florida Law Enforcement Accreditation.
   Staff Representative: Wes Mullins, Police Chief

Police Chief Mullins thanked his accreditation team:
Accreditation manager, Divine Buttram
Lieutenant Manny Hernandez
Officer Raul Ibanez
Corporal Bobby Strange
Officer Brandon Tate
Sergeant Bill Stanley
Lieutenant Joe Mailman

Commissioner Hutcherson Congratulated Police Chief Mullins and his team.

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.

Mr. John Lose stated that the new City Hall is wrapping up and suggested adding lights to the downtown area, trees, walkways, stating that it would be more inviting. Mayor Capizzi asked Wayne Carragino, City Manager, about the Waste Management contract. Mr. Carragino stated he will do that. Vice Mayor Williams stated that on his street there's times his waste pickup was late, but only 2 times they were missed with a reasonable excuse. Mentioned the great job they did during Milton and how well they worked with the city to clean up. Suggested that the bids should be free and open. Stating they don't have a monopoly on the contract. Mayor Capizzi stated that there should be a once-a-month bulk pick up. Vice Mayor Williams stated that it was negotiated as an extra fee to pick up. Mayor Capizzi stated that it needs to be negotiated back in.
Mr. Joey Besadomine introduced his design for a city flag. He shared a flag he made that he suggested for the city to use. He Inquired about the process to formally propose the flag. Stating that it's a great community symbol.

Suggested having his flag for the new City Hall's opening. Vice Mayor Williams asked if it was two sided. Said we should fly it for Joey's efforts. Commissioner Tumulty stated that Cocoa Beach emblem is "outdated" Mayor Capizzi appreciated Joey's efforts for his flag. Keith Capizzi Mentioned the garbage pick-up and how some people don't have vehicles to throw it out. Mentioned the slow down signs on A1A are flashing even when driving under the speed limit Vice Mayor Williams stated that the signs are from FDOT.

F. STAFF REPORTS AND ANNOUNCEMENTS

1. City Manager - City and Project updates. Power Point

Mr. Carragino Introduced Hana Juman; CFO Ms. Juman stated that it's been fantastic working with city so far. Mentioned her previous experience with municipal and state governments working in the executive office with Governor Ron Desantis. Mr. Carragino stated how difficult her position is and is happy having her there.
He went through some projects that Directors are working on. And mentioned some of them in a PowerPoint presentation. City Hall cost was $11 Million. Completion date slated for February 2025 he described key points of interest for the City Hall. Vice Mayor Williams inquired about the stage and its electronic systems and power.
Mr. Maxim stated the box is a company switch. There's more going to come through the wall, and more around the back side and that there's more to be done. Stating there's part of the current design but there were slight hiccups. Mayor Capizzi mentioned the tide clock was donated by OD Enterprises.
Mr. Carragino mentioned the Pipe renewal project stating it was a grant funded project Mayor Capizzi inquired about the videos send that helped with the funding.
Mr. Carragino described how the new pipes will work and will work for years.
Mentioned the Dune crossovers with be ADA compliant. Cost is 252,00 City funded project.
MM shoreline erosion. Mentioned erosion on sunset that is starting to compromise the sidewalk, possibly need a seawall Design cost is $115,000 not out for bid yet.

Muck capping project, traditionally dredge the muck. New concept, capping with a layer of sand 100% grant funded project. Devan Taly in charge, funded for $36 million.
Ms. Devan Taly, Project/Grant Coordinator stated that one of the plans is to do sand capping, which is more cost effective. Consulted with Geosyntec and will go out for bid in 25' for the project. Currently in the design phase.
400 channel Dredging project. Will improve boater access and safety. Mr. Carragino described the difference in Mechanical vs suction dredging and how the dredging worked. Stated that mechanical is much cheaper than suction dredging. Stated they will start to use this process much more. Vice Mayor Williams inquired about the cost change because of the change in dredging process.
Bicentennial Park improvements Mr. Carragino mentioned boat ramps stating the park is in disrepair, repair projected has multiple grant funding with $3.7 Million including FDEP, FIND, and ARPA grants Mr. Maxim stated January as a start date as soon as the contract is approved. Contractor is ready to begin as early as next week depending on approval. Mr. Carragino mentioned several inadequacies. Mr. Maxim stated it could be an 11-month project. Tumulty stated that stated that the park gets a lot of use. The flooding and ramps are major issues. Thanked Mr. Carragino for getting grants for the project and that the park is an asset.
Inflow and infiltration project. Mr. Brad Kalsow Water reclamation/Public Works Director described the inflow and infiltration system and that they're going to do a massive study in the coming weeks. It is all grant funded as a safety concern.
Country Club improvements. Mentioned the updated outdoor patio. Commissioner Hutcherson inquired about the funding; it is ARPA funded.
Mr. Carragino mentioned the upkeep to keep it nice.
Mentioned the A1A cast iron pipes replacement. Mr. Kalsow is addressing the issue, and it is a city-funded project with possible grants. Ramp Road Park multiyear improvement. Stormwater and dune improvements $746k estimated at $1.3 million Ms. Zuhlke, Stormwater Utility Manager, is going after FRO grants for funding.
Holiday boat ramp. Ramp behind Cocoa Beach health and fitness. "Hidden Gem" tasked to replace $75k will cover the cost for design and permitting $350k for construction.
Country club sprinkler replacement irrigation system. Under contract for $1.6 million for phase 1 parts $750k Mr. Maxim mentioned a meeting in the future mentioned materials and other problems they may encounter. Start in January Mayor Capizzi inquired about Drainage. Mr. Maxim stated that is a big research project.
Skate Park improvements. Mentioned different parts that were improved. Mr. Maxim mentioned the compromise that 40ft of coping would work. He described the different changes and improvements made. Will reopen on the 16th. stated that he had great contractors and will have annual maintenance service.
Mr. Carragino stated there will be a service line item to maintain the skate park.

STR Programs increase city efforts to tackle the STR issues. 302 units advertise in the rs1 zoning district. 60% to 65% compliance rate. The objective is to have rs1 compliance at 100% staffing options are full-time, part-time, Contract stated that 25' budget includes staffing for the department. Stated they are still looking into it and possibly engaging with public help $70K annual. Vice Mayor Williams stated that the state doesn't allow you to make money only to cover the cost

Mr. Carragino mentioned a city-wide expansion of the registration program optimization. With registration and renewal fees it is projected to bring in $457,632 as revenue. He added that they are working on numerous ideas to implement soon. Proposed to have more monthly magistrate meetings. Vice Mayor Williams stated that a plan to execute is ideal.

Mr. David Dickey, Development Services Director. Stated that he has experience with Air BNBs and hopes to help with the issue. Understands the complexity and urgency. Commissioner Tumulty stated that he watched a magistrate meeting and mentioned the length of it and how it could deter the STR registration. Mr. Dickey stated that a lot of owners may not understand how the STR process works. Code enforcement needs to work with people in the field and help educate them. Stated that 10% of those they come in contact with end up at Magistrate hearings. Commissioner Tumulty inquired about the rates, and possibly raising them if need to be.

Mr. Dickey stated that they'll do a survey. Vice Mayor Williams mentioned keeping score on those who make it and don't to help with documentation. Mr. Dickey mentioned the great job that Mr. Groot does as a magistrate.

Residential canal dredging stated that 30% of the dredge is still going into the canal. Mentioned that spoil sites are needed. Stated how the process works and how they are redefining it. Stated that they need permits for each one and is trying to do them in bulk instead to save cost. Stated that it needs to be continuously dredged. Mayor Capizzi stated that the dredging is helping and stated that he was wrong previously.

Mr. Carragino stated that the port has been taking advantage of the city. They pay based on their usage. And want to tie it into the head count of passengers on the ships; stated that it is a very important project last, and the last increase was in 2002. Sewage comes from terminals, restaurants, and administration

City centennials celebration July 5th and July 13th. Mentioned various activities to attend and do. July 6th large golf tournament. The following week will include a sponsored air show.

Ms. Lombardo mentioned the pickleball tournament at the country club. Drone show at night, airshow will be Saturday/Sunday Mr. Carragino thanked Mr. Kalsow for his work attending to a burst pipe. Mayor Capizzi stated that he got a call stating how great a job Mr. Kalsow did.

G. CITY ATTORNEY REPORTS AND ANNOUNCEMENTS

No Reports

H. CITY COMMISSION REPORTS AND ANNOUNCEMENTS

Commissioner Hutcherson suggested a quarterly update on projects.

Commissioner Tumulty mentioned the surf contest, silent auction and the Cocoa Beach art show. Mentioned Steve Mervano and himself helped coordinate the event. Stated he appreciated the help with everyone involved.

Mayor Capizzi mentioned Winterfest this coming Saturday Dec. 7th and the boat/Christmas parade on the 14th. He mentioned the Turkey Trot had 4600 people attend.

I. CONSENT AGENDA

MOTION BY WILLIAMS/HUTCHERSON
I MOVE TO APPROVE THE CONSENT AGENDA AS READ.
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

1. Approve the November 7th City Commission Meeting Minutes

   Staff Representative: Karin Grooms, City Clerk

2. ~~Request to approve extension of continuing engineering services agreements CB 20-005 Mead & Hunt, Jacobs Engineering, and Bowman~~
   ~~Staff Representative: Brad Kalsow, Water Reclamation/Public Works Director, Devan Taly, Director of Grants & Special Projects~~

3. ~~Request to Approve Professional Lobbying Services Agreement with Smith and Associates. This is a budgeted item.~~
   ~~Staff Representative: Wayne Carragino, City Manager, Devan Taly, Director of~~

~~Grants & Special Projects~~

4. Requesting permission to execute the contract with W&J Construction for the Bicentennial Park Improvements project.
   This is a budgeted item.
   Total Cost: $3,735,815.60
   Staff Representative: Scott Maxim, Project Manager

5. ~~Ratify the following three-year union contract, for the period of October 1, 2024 to September 30, 2027, between the City of Cocoa Beach and The Laborers' International Union of North America (LIUNA) Local 630~~
   ~~Staff Representative: Cindy DePina, Human Resources Director~~

6. Approve Resolution 2024-28, A Resolution of the City Commission of the City of Cocoa Beach, Brevard County, Florida, Dissolving and Disbanding the Sustainability Committee; and Land Management Committee; and providing an effective date.
   Staff Representative: Wayne Carragino, City Manager

7. Adopt Resolution 2024-29, A Resolution of the City Commission of the City of Cocoa Beach, Florida, creating a Sustainable Land Advisory Committee; providing for membership; providing for terms of office; providing for duties; providing for rules of procedure; providing for reporting responsibility; and providing for an effective date.
   Staff Representative: Wayne Carragino, City Manager

8. ~~Approve Waterfront Solutions to construct ADA Dune Crossovers at Osceola Ln and Fischer Park for $209,750. This is a budgeted item.~~
   ~~Staff Representative: Brad Kalsow, Water Reclamation/Public Works Director, Morgan Zuhlke, Stormwater Utility Manager~~
   ~~Recommendation: Approve~~

J. ITEMS REMOVED FROM THE CONSENT AGENDA

2. Request to approve extension of continuing engineering services agreements CB 20-005 Mead & Hunt, Jacobs Engineering, and Bowman
   Staff Representative: Brad Kalsow, Water Reclamation/Public Works Director, Devan Taly, Director of Grants & Special Projects

MOTION BY WILLIAMS/HUTCHERSON
I MOVE TO APPROVE THE EXTENSION OF CONTINUING ENGINEERING SERVICES AGREEMENT
VOICE VOTE ON THE MOTION PASSES 3-1

There was a discussion about the continuous service agreement. Vice Mayor Williams described the issues with going into a new agreement.

3. Request to Approve Professional Lobbying Services Agreement with Smith and Associates. This is a budgeted item.
   Staff Representative: Wayne Carragino, City Manager, Devan Taly, Director of Grants & Special Projects

MOTION BY WILLIAMS/ HUTCHERSON I MOVE TO APPROVE THE PROFESSIONAL LOBBYING SERVICES AGREEMENT WITH SMITH AND ASSOCIATES
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

Ms. Becky Vose stated that they have been consulting with them and he has been doing unfunded work. Stated that this lobbyist works with all levels of government and is well connected. Ms. Vose stated he will also employ federal lobbying. Mayor Capizzi stated he is far cheaper than other lobbyists

5. Ratify the following three-year union contract, for the period of October 1, 2024 to September 30, 2027, between the City of Cocoa Beach and The Laborers' International Union of North America (LIUNA) Local 630
   Staff Representative: Cindy DePina, Human Resources Director

MOTION BY WILLIAMS/HUTCHERSON
I MOVE TO RATIFY THE THREE-YEAR UNION CONTRACT BETWEEN THE CITY OF COCOA BEACH THE LIUNA
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

Commissioner Hutcherson Inquired about the item.
Ms. Cindy Depina, Human Resources Director stated that this was budgeted for and is within the same parameters. Vice Mayor Williams stated this is for city employees not for the Fire or Police Department

8. Approve Waterfront Solutions to construct ADA Dune Crossovers at Osceola Ln and Fischer Park for $209,750. This is a budgeted item.
   Staff Representative: Brad Kalsow, Water Reclamation/Public Works Director, Morgan Zuhlke, Stormwater Utility Manager
   Recommendation: Approve

MOTION BY HUTCHERSON/WILLIAMS
I MOVE TO APPROVE WATERFRONT SOLUTIONS TO CONSTRUCT ADA DUNE CROSSOVERS
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

Mr. John Dillon stated his concern about the ADA and the height of the handrails and wanted the inspection to show that the right materials were used.

K. UNFINISHED BUSINESS

1. ADOPT ORDINANCE 1694 ON SECOND READING: AN ORDINANCE OF THE CITY OF COCOA BEACH, FLORIDA, ADOPTING A NEW CHAPTER 13.1, “MISLEADING ADVERTISING”, TO THE CODE OF ORDINANCES OF THE CITY OF COCOA BEACH, PROHIBITING MISLEADING ADVERTISING WITH A RATIONAL NEXUS TO THE CITY OF COCOA BEACH; AND PROVIDING FOR CONFLICTS, CODIFICATION, SEVERABILITY,

AND AN EFFECTIVE DATE.

Staff Representative: Loren Wiltse - Principal Planner, David Dickey - Development Services Director

Staff Recommendation: Approve Second Reading and Adopt Ordinance 1694 "Misleading Advertising"

MOTION BY WILLIAMS/HUTCHERSON
I MOVE TO ADOPT ORDINANCE 1694 ON THE SECOND READING
ROLL CALL VOTE: AYES-4 NAYES-0.

L. NEW BUSINESS

1. Consider recognizing Brian Johnson, Cocoa Beach Resident and Cocoa Beach High School Baseball Coach by adding his name to the city entrance sign.
Representative: Tim Tumulty, Commissioner
Recommendation: Approve

MOTION BY WILLIAMS/TUMULTY I MOVE TO CONSIDER ADDING BRIAN JOHNSON TO THE CITY ENTRANCE SIGN
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

Vice Mayor Williams asked Ms. Vose to look into the criteria, who stated that it is vague. Mr. Anderson stated that he is a Red Sox fan and stated that Brian Johson is a great athlete and was a big contributor to the 2018 Red Sox World Series champions. Stating that coming from that to a small town and contributing to the city is a boon. Commissioner Tumulty read an item about Brian Johnson and his accolades. Stated that he deserves recognition. Vice Mayor Williams suggested a sign idea.

2. Discuss the design and construction budget for Fire Station 50.
Staff Representative: Jeremy Hutcherson, Commissioner
Recommendation: Re-consider path forward for Fire Station 50

Discuss the design and construction budget for Fire Station 50.
Staff Representative: Jeremy Hutcherson, Commissioner
Recommendation: Re-consider path forward for Fire Station 50

MOTION BY HUTCHERSON/CAPIZZI
I MOVE TO DISCUSS THE CONSTRUCTION BUDGET FOR FIRE STATION 50
VOICE VOTE ON THE MOTION CARRIED UNANISMOUSLY

Mentioned the cost of budget for the Fire station 50 construction.
Highlighted that when it comes forward with $150.000
Mr. Carragino stated that it was a mistake in the budget and that it was wrong in naviline $219,587 stated that $150k was taken out but not shown as updated.
Commissioner Hutcherson inquired about legal ramifications.
Vice Mayor Willliams reiterated that it is a budget and not a business ledger. Vice Mayor Williams stated he is in favor of funding the design of FS 50, putting out the bid for 26' budget. Vice Mayor Williams made a motion to complete the design in fy25' before the end of the budget cycle
Justin Grimes, Fire Chief, mentioned the current station doesn't meet requirements for current trucks, no generator, loss of power could cause issues. Stated that they're trying to keep the station running until the new one is built and that will meet all the requirements. Mayor Capizzi stated that he'd rather do it when money is appropriated for it.

Stated he'd like to slow down on spending. Vice Mayor Williams stated to design, get a price, and have it as a shelved project, and to possibly investigate grants.
Commissioner Hutcherson stated that $5 million on a fire station is a large sum, there was a discussion about the old and new fire stations and the costs that incurred.
Mr. Grimes stated that there is an interest in working together on beachside efforts.
Asked if Ms. Grooms could send commission the PowerPoint about the fire station 50. Vice Mayor Williams stated that this vote is about funding the design. Commissioner Hutcherson inquired about the possibility of multiple designs and extra costs. Commissioner Tumulty mentioned 20 years ago about the back and forth about the previous fire station and that it ended up costing more because of delays. Reiterated that a fire station is needed and the longer we wait inflation will drive costs. Commissioner Tumulty suggested tabling the discussion until all 5 commissioners are present. Mr. Grimes inquired about a tour of the current fire station.

MOTION BY WILLIAMS/HUTCHERSON I MOVE TO DISCUSS AT THE JANUARY 16TH COMMISSION MEETING
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

3. Approve Proposed FY 26 Budget Cycle Milestone Dates
   Staff Representative: Jeremy Hutcherson, Commissioner
   Recommendation: Approve revised Sections 3.01 & 5.01, in accordance with redline updates
   MOTION BY HUTCHERSON
   I MOVETO APPROVE PROPOSED FY 26' BUDGET CYCLE MILESTONE DATES
   MOTION CARRIED WITH NO SECOND

4. Discuss revision to Cocoa Beach city ordinance; 2-7.1 Competitive Bidding.
   Staff Representative: Jeremy Hutcherson, Commissioner
   Recommendation: Approve proposed redline to Sec. 2-7.1

Commissioner Hutcherson stated the item is proposing to reduce the bidding threshold
Commissioner Tumulty stated that the previous vote was in 13' or 14' Commissioner Tumulty described a scenario about dropping the threshold and having issues getting projects done. Stated that the threshold should increase. Vice Mayor Williams gave a scenario with other cities possibly increasing their threshold. Mayor Capizzi stated that Mr. Carragino needs to be able to do his job without having the commission holding him up.

MOTION BY HUTCHERSON/WILLIAMS
I MOVE TO DISCUSS A REVISION TO THE COCOA BEACH CITY ORDINANCE; 2-7.1 COMPETITIVE BIDDING
VOICE VOTE ON THE MOTION FAILED 1-3

Mr. John Lose stated his issue with the current bidding amounts. Mr. KP Finke stated that the approval power of less than 10% is micromanaging the City Manager.

5. Approve proceeding forward with the Port Wastewater Agreement Update the Task Order is in conformance with the Agreement for Continuing Engineering Services RFQ CB20-005 dated December 3, 2020, between the City of Cocoa Beach (OWNER) and Mead & Hunt, Inc. (MEAD & HUNT) and is referred to herein as the Contract.
   The project includes modifications to Chapter 19 of the city's code of ordinances and modification of Article II, Industrial Pretreatment Program. The

existing Port Canaveral wastewater service and maintenance contract will be amended. Proposed amendments will include modification of charges to adequately fund existing and future costs incurred by the City of Cocoa Beach. This includes increased costs associated with regulatory compliance, depreciation, collection system maintenance, treatment plant upgrades, administrative and operational expenses. Proposed changes to the current agreement will establish an equivalency between customer traffic, sewage strength and flow. The equivalency will be used to create a monthly rate based upon a combination of flow and the number of visitors per month that pass through the port facilities. This new equivalency charge would be used as a basis for calculating monthly payments that utilize a combined rate for flow and charges per customer as the basis of wholesale charges to be paid for sewer service. This is a budgeted item for $71,520.
Staff Representative: Brad Kalsow, Water Reclamation, Wayne Carragino, City Manager
Recommendation: Approve

MOTION BY WILLIAMS/TUMULTY
I MOVE PROCEED FORWARD WITH THE PORT WASTEWATER AGREEMENT UPDATE
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

6. Requesting permission to contract All-Rite Fence Services under our continuing services agreement using reserve funds to replace the driving range net posts that snapped during Hurricane Milton.
This is an unbudgeted item.
Total Cost: $184,179.43
Requesting permission to contract All-Rite Fence Services under our continuing services agreement using reserve funds to provide and install a chain link fence continuing from the end of the new net posts being installed and tying into an existing chain link fence to the west.
Both of these items need to be approved together. Without these barriers in place, golfers could be hit by balls from the driving range.
This is an unbudgeted item.
Total Cost: $54,726.65
Staff Representative: Scott Maxim, Project Manager
Recommendation: Approve

MOTION BY WILLIAMS/TUMULTY
I MOVE TO APPROVE AND REQUEST PERMISSION TO CONTRACT ALL-RITE FENCE SERVICES UNDER THE CONTINUING SERVICES AGREEMENT
VOICE VOTE ON THE MOTION CARRIED 3-1.

Vice Mayor Williams mentioned different proposals at varying prices.
Mr. Maxim stated that both costs are included. Stated a proposal was given on November 18th and action needs to be taken. Mr. Maxim stated that the netting has been through multiple hurricanes. Vice Mayor Williams inquired about the guarantee and future maintenance. Mr. Maxim countered with examples around the city that have lasted for decades. Vice Mayor Williams inquired about the grade of the chain link fences. Maxim stated that the current fencing has been

out for over 10 years. Mayor Capizzi inquired about prices of pully, vs non pully netting. Maxim stated that a pully system is better. Mr. Ed Thinger, General Manager, Country Club stated that it is currently 1$ per bucket of balls. Increased prices and shared a presentation. Compared this year to last year and the loss of revenue due to lack of range. And it is drastically affected the longer it's closed. Stated the there are plans to improve the range. Stated that the range does not cover the cost of service for the minimal revenue they're receiving. Commissioner Tumulty inquired about
purchasing golf balls and suggested trying to get businesses to put their logo on balls to save money. Inquired about using lesser clubs. Mr. Thinger stated there could be an issue with 1 incident causing a lawsuit. Stated that he would need additional staff to have a range master, but he is not budgeted for one.

7. Approve the Scope of Services for Engineering and Design in the amount of $174,561.47 from Black & Veatch Corporation to perform work on Gravity Sewer Pipe Replacement/Repair Project for the intersection of A1A and Wakulla Lane, and North Banana River and W. Columbia Lane.
   $200,000 is budgeted this fiscal year for engineering and design services for gravity sewer pipe.
   Staff Representative: Brad Kalsow, Water Reclamation/Public Works Director
   Recommendation: Approve

MOTION BY WILLIAMS/HUTCHERSON
I MOVE TO APPROVE THE SCOPE OF SERVICES FOR ENGINEERING AND DESIGN IN THE AMOUNT OF $174,561.47 VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

8. Approve the purchase of the Cocoa Isles Playground equipment replacement project in the amount of $76,291.
   This is a budgeted item.
   Staff Representative: Brad Kalsow, Water Reclamation/Public Works Director
   Recommendation: Approve

MOTION BY WILLIAMS/TUMULTY
I MOVE TO APPROVE THE COCOA ISLE PLAYGROUND EQUIPMENT REPLACEMENT IN THE AMOUNT OF $76,291
VOICE VOTE ON THE MOTION PASSES 3-1.

Commissioner Hutcherson inquired about bidding for this item. Mr. Kalsow stated that the AME company has built several playgrounds. Mayor Capizzi stated some potential issues with the continuing services. Commissioner Williams inquired about the usability of the current park. Mr. Kalsow stated the park is open, but there are safety concerns. There was a discussion about the cost of the bidding process. Mr. Carragino stated that the RFP will be done by staff and will take 3-4 months and described the process of the RFP and stated that prices will go up in the interim. Vice Mayor Williams stated we could approve but be more proactive for future items with bids or stick with normal vendors.

M. GENERAL PUBLIC COMMENT

(Only if not accommodated in the 30-minute Public Comment period earlier)

Mr. Rick Anderson stated his displeasure with the commission and their back and forth with millage rate and the budget and hopes for it to be fixed in the future. Mayor Capizzi inquired about changes to the referendum Commissioner Hutcherson stated he wanted to bring it to attention Mr. Carragino.

N. ADJOURNMENT

Meeting Adjourned at 9:46 P.M.

CITY OF COCOA BEACH
CITY COMMISSION
MINUTES
December 5th, 2024

X Karin Grooms 01/16/25
Karin Grooms
City Clerk/Assistant City Manager

X
Keith Capizzi
Mayor