

City of Cocoa Beach

City Hall
2 South Orlando Avenue
Cocoa Beach, Florida 32931
www.cityofcocoabeach.com
www.golfcocoabeach.com



Meeting Agenda

Thursday, June 21, 2007

7:00 P.M.

REGULAR

City Hall Commission Room

City Commission

Leon "Skip" Beeler, Mayor, Seat 1
Don John, Vice-Mayor, Seat 5
Ken Griffin, Commissioner, Seat 2
Kevin Pruett, Commissioner, Seat 3
Tony Sasso, Commissioner, Seat 4

City Staff

Skip Fowler, City Attorney
Charles Billias, City Manager
A.J. Hutson, Assistant City Manager
Loredana Kalaghchy, City Clerk

WELCOME

Broadcasting of Meetings: Regular Commission meetings are video and audio

broadcasted live locally on Bright House Networks Channel 1 or Channel 99. Regular meetings are manned by an Audio/Video Operator. Cameras are programmed to run without manning for Work Sessions. Problems receiving transmission of the Regular meeting? Call City Hall - 868-3318 during business hours, or after 5PM call City Hall - 868-3319

Packets: Packets are on the city's website (www.cityofcocoabeach.com) at Commission meetings and at the Cocoa Beach Library

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) 955-8779 (Voice)

THANK YOU for participating in your Cocoa Beach City Government.

- A. **MEETING CALLED TO ORDER**
- Invocation by Reverend Dan Bailey, Space Coast Seafarer's Ministry
- Pledge of Allegiance
- Roll Call

B. **APPROVAL OF THE AGENDA:**

C. **CEREMONIAL ACTIVITIES**

1. Key to the City Presentation and Proclamation Declaring June 21, 2007 as a Day of Recognition for Wyatt Werneth, Brevard County Chief Lifeguard

[Proclamation Wyatt Werneth, Chief Lifeguard](#)

- D. **PRESENTATIONS: Speakers are cordially requested to keep special presentations to a maximum of 15 minutes.**

1. Author Dianne Marcum of Cape Canaveral to Make a Presentation on Her Recently Completed Travel Guide "Cape Canaveral, Cocoa Beach & Florida's Space Coast"

[Presentation on Travel Guide Book](#)

E. **CITY COMMISSION REPORTS AND ANNOUNCEMENTS:**

F. **CONSENT AGENDA:**

1. Approval of 05-17-07 Commission Meeting Minutes

[05-17-07 Minutes](#)

2. Board & Committee Appointments
Appoint Valerie Forsyth to the Board of Adjustment - Seat #3 (Commissioner Pruet)

[Board of Adjustment Appointment](#)

3. Request Approval to Use \$40,000 of General Fund Reserve Funds in Order to Increase the Amount Budgeted for the Belt Road Water Tank Legal Action<./br> Staff Representative: Ken Killgore, Finance Director
Staff Recommendation: Approve

[Legal Fees Budget Increase](#)

4. Request Authorization to Piggyback on the Contract Between the City of Melbourne and Insituform Technologies, Inc. for Cured-in-Place Pipe Rehabilitative Services in the Amount of \$80,314.70. This is a Budgeted Item
Staff Representative: Darby Blanchard, Director of Water Reclamation
Staff Recommendation: Approve

[Contract Insituform Technologies](#)

5. Request Authorization to Negotiate a Contract for Debris Monitoring and Disaster Assistance with Beck Disaster Recovery Inc. of Orlando, Florida
Staff Representative: Charles Holland, Assistant Finance Director
Staff Recommendation: Approve

[Debris Monitoring Contract](#)

6. Request that the Commission Approve the Proposed List of Transportation Projects Outlined on Exhibit A for Submittal to the Brevard Metropolitan Planning Organization as Part of the Transportation Improvement Program Process
Staff Representative: Robert Torres, Director of Public Works
Staff Recommendation: Approve

[Proposed Transportation Projects](#)

G. **SITE PLAN CONSENT AGENDA:**

1. Request Approval of Building and Façade Modifications for the Pig & Whistle Lounge Located at 240 North Orlando Avenue
Staff Representative: Anthony Caravella, Director of Development Services
Staff Recommendation: Approve

[Pig and Whistle Lounge Façade](#)

H. **ITEMS REMOVED FROM THE CONSENT AGENDA:**

I. **UNFINISHED BUSINESS:**

1. Discussion of the Results of Bid Inquiries for Benches and Trash Cans as Requested by the Commission on 05-03-07
Staff Representative: Charles Billias, City Manager

[Benches and Trash Cans Inquiries](#)

2. Ordinance 1448 - Second Reading, Second Public Hearing and Final Action - An Ordinance of the City of Cocoa Beach, Brevard County, Florida, Amending the Cocoa Beach Code Appendix B, "Land Development Code" by Revising Chapter IV, "Design Standards," Section 4-42, "Utilities," for the Purpose of Requiring Installation of Electrical and Other Utilities Underground for New Construction or at the Time of Modification to Electric Service Components; Repealing Other City Code Provisions in Conflict With Revisions to the Land Development Code; Providing for Incorporation of Recitals,
Staff Representative: Anthony Caravella, Director of Development Services
Severability, Interpretation, Conflicts and an Effective Date
Staff Recommendation: Approve

[Ordinance No. 1448](#)

[Ordinance No. 1448 Memo](#)

3. Ordinance 1449 - Second Reading, Second Public Hearing and Final Action - An Ordinance of the City of Cocoa Beach, Brevard County, Florida, Amending the Cocoa Beach Code Appendix B, "Land Development Code" By Revising Chapter VI "Signs and Displays," Section 6-04, "Definitions" for the Purpose of Defining Building Painting and Electronic Reader Board Sign; Amending Section 6-10 "Displays Allowed, Not Specifically Signage" for the Purpose of Authorizing Building Painting Which are Not Signs; and Amending Section 6-25, "Prohibited Signs and Sign Features," for the Purpose of Clarifying Prohibited Features of Spectacular and Electronic Message Board Signs, and Providing for Regulation of Vehicle Signs Under Certain Conditions; Repealing Other City Code Provisions in Conflict with Revisions to the Land Development Code; Providing for Incorporation of Recitals, Severability, Interpretation, Conflicts and an Effective Date

Staff Representative: Anthony Caravella, Director of Development Services
Staff Recommendation: Approve

[Ordinance No. 1449](#)

[Ordinance No. 1449 Memo](#)

J. NEW BUSINESS

1. Request a Reduction in the Speed Limit from 35 mph to 30 mph between 4th Street North and the Southern City Limit and the Parallel Portion of North to South Bound SR A1A
Commission Representative: Vice-Mayor John
Commission Recommendation: Approve

[Request to Lower Speed Limit](#)

2. Approve Recommendation for a Juried Competition for a City Bike Rack Design
Commission Recommendation: Approve

[Bike Rack Design Competition](#)

3. Ordinance 1452 - Introduction and First Reading - An Ordinance of The City of Cocoa Beach, Brevard County, Florida, Amending the Cocoa Beach Code Appendix B, "Land Development Code" by Revising Chapter Iv, "Design Standards," Section 4-68 "Location Of Accessory Buildings and Uses in Residential Areas," for the Purpose of Making Minor Text Revisions for Simplification or Clarification, and to Authorize Variances to the Location of Boathouses and Boat Lifts; Repealing Other City Code Provisions in Conflict with Revisions to the Land Development Code; Providing for Incorporation of Recitals, Severability, Interpretation, Conflicts and an Effective Date
Staff Representative: Anthony Caravella, Director of Development Services
Staff Recommendation: Approve

[Ordinance No. 1452](#)

[Ordinance No. 1452 Memo](#)

K. STAFF REPORTS AND ANNOUCEMENTS:

L. 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 items and act upon them in the future.

M. CITY ATTORNEY REPORTS AND ANNOUCEMENTS:

N. ADJOURNMENT

Special Announcements:

Community Events:

* Jazz and Movies in the Park will return in the Fall

* Cocoa Beach Farmers Market Open Sundays from 9am to 3pm City Hall Parking Lot

* July 4th Celebration ~ Annual Fireworks Extravaganza ~ 9 pm

* Project Fight Back - Public Forum Addressing Crime Against Elders
Tuesday, July 24, 2007 - 1:30 - 3:30 City Hall Council Chambers

* Water Spray Park Grand Opening Celebration Wednesday,
June 20th 11:30 am, located next to the City's Pool and Golf Course City's "Web
Site" <http://www.cityofcocoabeach.com> 07-02-07 Downtown Area Sector Committee
3:00 pm

07-02-07 Planning Board 6:30 pm

07-03-07 Land Management Committee 3:00 pm

07-04-07 Independence Day - City Hall Closed 07-05-07 Commission Meeting
Cancelled 7:00 pm

07-09-07 Land Management Committee 6:00 pm

07-12-07 Waterways & Wildlife Board 6:30 pm

07-18-07 Code Enforcement Board 9:00 am

07-18-07 Board of Adjustment 7:00 pm

07-19-07 Commission Meeting 7:00 pm

Meeting Calendar Subject to Change PLEASE NOTE: ALL REGULAR COMMISSION
MEETINGS WILL BE REBROADCAST ON WEDNESDAY AFTERNOONS AND EVENINGS, AND
ON FRIDAY EVENINGS, ON SPACE COAST GOVERNMENT TELEVISION, CHANNEL 1 OR
99. PLEASE REFER TO THE SCGTV WEB SITE AT WWW.SCGTV.ORG FOR DAILY
DETAILED SCHEDULING INFORMATION.