

City of Cocoa Beach

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



City Commission Meeting Agenda

June 16, 2022

7:00 PM

REGULAR MEETING

City Commission

Ben Malik, Mayor, Seat 1
Ed Martinez, Commissioner, Seat 2
Karalyn Woulas, Commissioner, Seat 3
Skip Williams, Vice-Mayor, Seat 4
Mike Miller, Commissioner, Seat 5

City Staff

Gretchen R.H. Vose and Wade C. Vose, City Attorneys
Robin R. Hayes, City Manager
Loredana Kalaghchy, City Clerk

WELCOME**Broadcasting of Meetings:**

Live meeting broadcasts on: Bright House Networks-Channel 497, 499 for replays of Commission meetings, and on www.cityofcocoabeach.com.

Report issues: IT Support Desk - 321 868-3319 – a recorded line, or “report a concern” via the City’s webpage.

Meeting Video Archives: www.cityofcocoabeach.com, under the Government tab.

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:

- o The Commission accepts relevant comments
- o A time limit of three minutes is imposed on each speaker.
- o Please direct comments and questions through the Mayor
- o 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
- o 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 (TTY); or (800) 955-8770 (Voice); or 711.

THANK YOU for participating in your Cocoa Beach City Government.

AGENDA**A. MEETING CALLED TO ORDER**

- Invocation – Reverend Mark Wodka, Space Coast Seafarers Ministry
- Pledge of Allegiance
- Roll Call

B. SPECIAL PRESENTATIONS: (Limited to 15 minutes)

- ~~1. Presentation of the City's Annual Comprehensive Financial Report (ACFR) for the Year Ending September 30, 2021.
Auditor Representative: Carr, Riggs & Ingram, LLC
Staff Representatives: Patrisha Draycott, CGFO, Chief Financial Officer~~

C. APPROVAL OF THE AGENDA**D. 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.

E. STAFF REPORTS AND ANNOUNCEMENTS

1. Presentation by Jacobs Engineering of conceptual plan for a new City Hall Plaza (City Hall, Cultural Green Space and new Parking Garage) to be located on the same site as the current City Hall. Commission direction is requested on the path forward.

Representative: Robin Hayes, City Manager; Wayne Carragino; Assistant to City Manager

F. CITY ATTORNEY REPORTS AND ANNOUNCEMENTS**G. CITY COMMISSION REPORTS AND ANNOUNCEMENTS****H. CONSENT AGENDA**

1. Approve the June 2, 2022, Commission Meeting Minutes.

Representative: City Clerk Department

Recommendation: Approve

2. Adopt Resolution No 2022-08 - A Resolution of the City Commission of the City of Cocoa Beach, Florida, calling for the November 8, 2022, election and authorizing the City Clerk to proceed with all phases of the election process.

Resolution No. 2022-08 calls for the election of:

Commission Seat (2), currently filled by Commissioner Martinez; Commissioner Martinez has resigned effective November 8, 2022; this Seat will have a two-year term.

Commission Seat 4, currently filled by Vice-Mayor Williams; this Seat has a four-year term; and

Commission Seat 5, currently filled by Commissioner Miller; this seat has a four year term.

Candidate Qualifying Week is Noon, August 8, 2022 to Noon, August 12, 2022.

Representative: Loredana Kalaghchy, City Clerk

Recommendation: Approve

- ~~3. Accept the Audit and Annual Comprehensive Financial Report (ACFR) for Fiscal Year 2021.~~

~~Staff Representative: Patrisha Draycott, CGFO, Chief Financial Officer~~

~~Recommendation: Accept (Item removed from the Agenda 06-14-22)~~

I. ITEMS REMOVED FROM THE CONSENT AGENDA

J. NEW BUSINESS

1. Discuss the Cocoa Beach Charter-imposed Commission Voting Requirements, and Consider the Placement of Referendum questions on the November 8, 2022, City Election ballot.

a) Section 6.07, Comprehensive Plan Adoption Requirements;

1) Amend the approval requirement from an Affirmative Five (5) Commissioners Vote to an Affirmative Vote of Four (4) Commissioners for a Comprehensive Plan adoption, amendments that address increasing the permissible building and structure height, or allowable development, and/or density.

2) Consider adopting Ordinance No. ~~1670~~ 1770, First Reading, An Ordinance of the City of Cocoa Beach, Brevard County, Florida, proposing an amendment to the charter of the City of Cocoa Beach to revise Comprehensive Plan approval requirements; providing for a referendum on the question of approval of the proposed amendment; providing for question numbering; providing for filing the revised charter with the Florida Department of State; providing for coordination with the Supervisor of Elections of Brevard County, Florida; providing for conflicts, severability and an effective date.

b) Section 6.10, Transfer and Relinquishment of Interest in Real Property in Which City has legal interest;

1) Amend the adoption requirement to remove the need for a unanimous Commission vote for the transfer and relinquishment of interest in real property.

2) Consider the adoption of Ordinance No. ~~1671~~ 1771, First Reading, an Ordinance of the City of Cocoa Beach, Brevard County, Florida, proposing an amendment to the charter of the City of Cocoa Beach to remove unanimous commissioner approval requirement for City real property transfers; providing for a referendum on the question of approval of the proposed amendment; providing for question numbering; providing for filing the revised charter with the Florida Department of State; providing for coordination with the Supervisor of Elections of Brevard County, Florida; providing for conflicts, severability and an effective date.

Referendum questions must be adopted preferably by Noon, August 12, 2022, the end of the Candidate Qualifying period, and sent to the Brevard County Supervisor of Elections, no later than August 22, 2022.

Representative: Ed Martinez, Commissioner

Recommendation: Discuss and Consider First Reading of Ordinances

K. GENERAL PUBLIC COMMENT (Only if not accommodated in the 30-minute Public Comment period earlier)**L. ADJOURNMENT****CITY MEETING CALENDAR – For Details check Calendar at www.cityofcocoabeach.com (Click on the Government Tab)**

1st and 3rd Thursday of Month City Commission 7:00 PM

1st Monday of Month Planning Board 5:30 PM

1st and/or 3rd Thursday of Month Community Redevelopment Agency 6:00 PM

3rd. Wednesday of Month Special Magistrate 10:00 AM

2nd Monday of Month Land Management Committee 6:00 PM

4th Monday of Month Leisure Services Advisory Board 4:00 PM (bimonthly, on odd months)

Called Upon Demand Police and Fire Pension Boards 3:00 PM

Called Upon Demand General Employee Pension Board 3:00 PM

3rd Wednesday of Month Board of Adjustment Meeting 5:15 PM

3rd Monday of Month Library Board (meets at Library) 5:30 PM

1st Wednesday of Month Sustainability Committee 6:30 PM