

# City of Melbourne



City Hall • 900 E. Strawbridge Avenue, Melbourne, FL 32901  
(321) 608-7200 • Fax (321) 608-7219

## CITY COUNCIL AGENDA

February 9, 2010 ♦ 6:30 P.M.

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This meeting shall adjourn by 11:00 p.m. Extension of the meeting beyond 11:00 p.m. shall only be authorized by a majority vote of City Council.

In accordance with Council policy, the roll call vote rotates each meeting. During this meeting, the vote will be Districts Six through Five except that the Mayor will vote last as provided by City Code and the Vice Mayor will vote second to last.

1. **Invocation** – Pastor Pete Inman, Eau Gallie First Baptist Church
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Proclamations and Presentations**
5. **Approval of Minutes** – January 26, 2009
6. **City Manager's Report**
7. **Public Comments**

### UNFINISHED BUSINESS

8. **ORDINANCE NO. 2010-06 (CPA-2009-07) R&D INVESTMENT:** (Second Reading/Public Hearing) An ordinance amending the Comprehensive Plan; amending Appendix D, Chapter 4, City Code; changing the Future Land Use from Medium Density Residential to Commercial/Medium Density Residential on an 8.36±-acre portion of an overall 43±-acre site, located on the northwest corner of Dairy Road and Snicole Avenue. (Owner/Applicant - Development Group of West Melbourne, Inc.) (Representative - Richard L. Wagner) (First Reading – 1/26/10)
9. **ORDINANCE NO. 2010-07 (CU-2009-18) POT-A-GOLD ARCADE:** (Second Reading/Public Hearing) An ordinance granting a conditional use to allow an amusement center (adult arcade) on a portion of an overall 13.24±-acre parcel zoned C-1 (Neighborhood Commercial), on the west side of Wickham Road, north of Aurora Road and south of Northgate Street. (Owner - Benbrooke Northgate Partners LLC) (Applicant/Representative - Robert L. Mathews) (First Reading – 1/26/10)
10. **ORDINANCE NO. 2010-08 PARKING ENFORCEMENT:** (Second Reading/Public Hearing) An ordinance relating to municipal surface or garage parking areas; amending Chapter 20, Offenses, creating Sections 20-5, Loitering or trespassing in a municipal parking garage or municipal owned or operated surface parking lot; and amending Chapter 31, Traffic and Motor Vehicles, Sections 31-2, 31-3, 31-4, 31-7, 31-21, 32-22, and 32-24, and adding Section 31-22.2, Municipal parking garage and surface parking lot. (First Reading – 1/26/10)

### NEW BUSINESS

11. **CONSENT AGENDA:**



- a. Purchase of 15 sets of Janesville Isodri V-Force coats and bunker pants for firefighters, Municipal Equipment Company, LLC, Orlando, FL - \$25,544.25.
  - b. Approval of an annual price adjustment for the purchase of liquid chlorine, with no additional purchase quantity, DPC Enterprises, LP, Mt. Mourne, NC - at per unit prices; estimated annual increase of \$30,730.
  - c. Supplement No. F083 to Continuing Consultant Contract for Trimble Road Waterline Extension, Project No. 30507, Frazier Engineering, Inc., Melbourne, FL - \$48,750.
  - d. Supplement No. F087 to Continuing Consultant Contract for North Riverview Drive Streetscape and Traffic Improvements - Topographic and Geotechnical Survey, Project No. 14008, Frazier Engineering, Inc., Melbourne, FL - \$18,000.
  - e. Authorization of a lawsuit regarding the lease agreement between the City of Melbourne and National Fire Safety Education Systems, Inc.
  - f. Contract award for GIS data collection services, MSS Staffing, Melbourne, FL - estimated annual cost of \$30,000.
  - g. **Resolution No. 3108:** A resolution authorizing the City Manager to submit a grant application to the United States Department of Justice for continued funding for the Domestic Violence Victim Advocate in the amount of \$31,738.
  - h. **Resolution No. 3110:** A resolution commending the support from residents and businesses providing relief to Haiti.
12. **ITEMS REMOVED FROM THE CONSENT AGENDA**
13. **ORDINANCE NO. 2010-03 (CU-2009-17) US #1 TIRE:** (First Reading/Public Hearing) An ordinance granting a conditional use to allow vehicle service on an existing developed 0.25±-acre parcel zoned C-2 (General Commercial), with a Commercial Future Land Use designation. The property is located on the west side of Harbor City Boulevard, south of Eau Gallie Boulevard and north of Orange Street (1308 North Harbor City Boulevard). (Owner – Good Guys of Brevard, Inc.) (Applicant/Representative – Jake Wise, Construction Engineering Group) (Postponed - 1/12/10) (P&Z Board – 12/3/09)
14. **RESOLUTION NO. 3109:** (Public Hearing) A resolution authorizing transmittal of Comprehensive Plan Amendments CPA-2009-04 (Crowne Plaza), CPA-2009-06AD (Woodshire Preserve) and CPA-2009-08AD (Trimble Road area) to the Department of Community Affairs. (P&Z Board – 1/21-10)
15. **COUNCIL ACTION RE:** Purchase of a Pierce Custom Contender fire pumper truck, Pierce Manufacturing, Inc., Chicago, IL – \$312,299.10.



16. **PETITIONS, REMONSTRANCES AND COMMUNICATIONS**
17. **ADJOURNMENT**

Mayor Goode and Council Members John Thomas and Molly Tasker, as members of the Airport Authority Board, may discuss Airport Authority issues, which may subsequently be addressed by the Airport Authority.

Council Members Kathy Meehan, Mark LaRusso, and Joanne Corby, as members of the Space Coast Transportation Planning Organization (SCTPO), may discuss SCTPO issues, which may subsequently be addressed by the SCTPO.

Pursuant to 286.0105, Florida Statutes, the City hereby advises the public that if a person decides to appeal any decision made by the City Council with respect to any matter considered at its meeting or hearing, he will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission into evidence of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law. In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office (321/608-7222) at least 48 hours prior to the meeting.