

CITY OF MELBOURNE, FLORIDA
MINUTES – REGULAR MEETING BEFORE CITY COUNCIL
JUNE 13, 2000

A regular meeting of the City Council was held in the City Council Chamber, 900 East Strawbridge Avenue, and was called to order at 7:30 p.m. by Mayor John Buckley.

1. Reverend Larry Attig, First Nazarene Church, gave the invocation.
2. All present gave the Pledge of Allegiance to the Flag of the United States of America.
3. Roll Call.

Present:	John A. Buckley	Mayor
	Ed Palmer	Vice Mayor, District 2
	Richard P. Contreras	Council Member, District 1
	Priscilla M. Poole	Council Member, District 3
	Grace Walker	Council Member, District 4
	Cheryl Palmer	Council Member, District 5
	Loretta Isenberg-Hand	Council Member, District 6
	Henry J. Hill	City Manager
	Paul R. Gougelman, III	City Attorney
	Cathleen A. Wysor	City Clerk
	Bud Emerson	Assistant City Manager

4. PROCLAMATIONS AND PRESENTATIONS

“Korean War Veterans Week”, June 25 through July 1; accepted by Jack Carney, Past Commander-in-Chief, VFW. Mr. Carney presented the city with a flag from the Korean War 50th Commemoration Committee, Washington, D.C.

The Mayor congratulated Mike Moore, Public Information Officer, on receiving the Governor’s Hurricane Conference 2000 Public Information Award for dedicated service and outstanding accomplishments in developing an effective hurricane information program for the City of Melbourne. Mr. Moore recognized the members of the team who played an important role in the award. The members include Ron Bell, Debbie Meshelany, Sueann Thomaston, Jennifer Wilster, Dan Porsi, and Jackie Jansen. Chief Walt Chamberlin serves as an advisor.

Mayor Buckley presented Jade McKinney a certificate for participating in the Intern Code Officer Program.

5. APPROVAL OF MINUTES - May 23, 2000 Regular Meeting

Moved by Walker/E. Palmer for approval. Motion carried unanimously.

6. CITY MANAGER’S REPORT

Mr. Hill distributed maps to Council that indicate the population, based on the 1990 census, within an eight-mile radius of the proposed Melbourne Courthouse site. This is in comparison to the population of 90,000 in the area of the proposed Palm Bay site. This information will be provided to the County Commissioners along with the information the City Attorney previously provided on the number of court personnel and legal professionals in the area of the proposed Melbourne site. This issue will return to the County Commission in July.

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Later under this item, Mrs. Walker recommended that the Mayor send a letter, on behalf of the City Council, encouraging the County Commission to select the Melbourne site. Mayor Buckley said he intended to send a letter.

Mr. Hill reminded Council about the City Hall Evaluation and Feasibility Report he distributed (May 12). A workshop meeting needs to be scheduled for the architect to review his findings.

Mr. Hill reported that the sale and use of fireworks has been limited in the County. Fire Chief Walt Chamberlin reviewed the steps that have been taken throughout the county to respond to and deal with brush fires. A task force has been established and strike teams comprised of units from various jurisdictions so that a fire in one area will not leave the remainder of that area without coverage.

Regarding the drought situation, the Chief explained that last week the drought index was approaching 725. However, after the weekend rains, it dropped to 541. He cautioned that this is still considered a guarded condition. Continuing, he noted that at this point the city intends to have its fireworks display. This decision is based on the fact that our fireworks are shot over water. The sale/use of sparklers has not been included in the ban; however, any devices that project in the air or explode are considered illegal.

Mrs. Hand recommended that the fireworks be held in September (Labor Day) if the decision is made to delay. Mr. Hill said we would consider that.

Mr. Palmer asked how many times we have gone outside Melbourne to assist other communities. Chief Chamberlin replied that in May or June we assisted Palm Bay. He added that the county has helped us more than we have helped other jurisdictions.

Mr. Contreras mentioned that if the fireworks have to be rescheduled, perhaps we could consider Veterans Day. Mr. Hill agreed and explained that Labor Day was selected in 1998 because it was the first family type holiday following the Fourth of July.

Mayor Buckley referenced the memorandum from the City Manager requesting Item 18.1 be added to the agenda (Council travel request).

Moved by E. Palmer/Contreras to add Item 18.1 to the agenda. Motion carried unanimously.

7. PUBLIC COMMENTS

None.

UNFINISHED BUSINESS

8. ORDINANCE NO. 2000-33 (Rezoning Request Z-2000-897): (Public Hearing/Second Reading) A proposed ordinance to rezone property from C-1 (Neighborhood Commercial) to C-2 (General Commercial) located on the west side of Wickham Road, north of Eau Gallie Boulevard, immediately north of the Don Olson Tire Store. (Applicant – Bailes Family Limited Partnership) (Representative – Tom Ustler) (First Reading 5/23/00)

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Attorney Gougelman read Ordinance No. 2000-33 by title. There were no comments from the public.

Moved by Hand/C. Palmer for approval of Ordinance No. 2000-33. The roll call vote was:

Aye: Contreras, Poole, Walker, C. Palmer, Hand, E. Palmer, and Buckley

Nay: None

Motion carried unanimously.

9. ORDINANCE NO. 2000-34 (Conditional Use Request CU-2000-03): (Public Hearing/ Second Reading) A proposed ordinance to implement a conditional use for a personal service business (beauty salon) in a C-1A Zoning District (Professional Offices and Services District), located on the east side of Harbor City Boulevard between Thomas Barbour Drive and Ballard Drive. (Applicant – Harbor City Professional Center, Inc.) (Representative – Richard Wagner) (First Reading 5/23/00)

Attorney Gougelman read the ordinance by title. There were no comments from the public.

Moved by Walker/Contreras for approval of Ordinance No. 2000-34. The roll call vote was:

Aye: Contreras, Poole, Walker, C. Palmer, Hand, E. Palmer, and Buckley

Nay: None

Motion carried unanimously.

10. RESOLUTION NO. 1640: A proposed resolution to rename Main Street Park in honor of Carol Williams Glanton (Approved by Council 5/23/00)

The Attorney read the resolution by title.

From the agenda report: At the May 23 meeting, Council heard a request from Mr. Cleave Frink, Chairman of the Citizens' Advisory Board, requesting that Main Street Park be renamed in honor of Reverend Carol Williams Glanton. Per Council policy, staff notified residents within 500' of the park that this item would appear on this agenda. No objections were received.

Reverend Glanton recently retired from a long-term career with the Department of Children and Families. She has been active in the community for many years and played a significant role in establishing the Martin Luther King, Jr. Library at the site of the former Simmons Plaza. The location of the park is across the street from where Reverend Glanton grew up and is two blocks from where she pastors her church. The Citizens' Advisory Board agreed with the request.

There were no comments from the audience.

Moved by Hand/C. Palmer for approval of Resolution No. 1640. Motion carried unanimously.

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11. ORDINANCE NO. 2000-35: (Public Hearing/Second Reading) A proposed ordinance to amend the General Employees Pension Plan to provide for the DROP benefit, the Senior Management Class, and to allow the City Attorney to opt out of the General Employees' Pension Plan. (First Reading 5/23/00)

Attorney Gougelman read Ordinance No. 2000-35 by title. There were no public comments.

Moved by Poole/E. Palmer for approval of Ordinance No. 2000-35.

Mr. Hill reported that the Legislature recently adopted changes to the Florida Retirement System (FRS). After review by the General Employees' Pension Board, it is likely an ordinance will be prepared amending the General Plan. The city's policy is to keep the General Employees' plan consistent and equivalent with the provisions of the FRS plan.

The question was called. The roll call vote was:

Aye: Contreras, Poole, Walker, C. Palmer, Hand, E. Palmer, and Buckley

Nay: None

Motion carried unanimously.

NEW BUSINESS

12. COUNCIL ACTION RE: Amendment No. 2 to contract for D. B. Lee/Grant Street Wastewater Treatment Plants (WWPT) Phase III Improvements, Project No. 96373, Hazen & Sawyer, Boca Raton, FL - \$150,500.

This is a proposed amendment to the Hazen & Sawyer engineering contract for design of the Phase III WWTP improvement project. The purpose of the amendment is to change the design of reuse facilities from the Grant Street WWTP to the D.B. Lee WWTP. The objective is to reduce the construction cost for 1.0 mgd of additional reuse capacity in order to hold the line on utility rate increases.

As background, the Phase III project includes work at both the Grant Street and D.B. Lee treatment plants. At Grant Street, the main effort was to construct a reuse treatment system capable of distributing reclaimed water to a distribution system for irrigation purposes. At present only the D.B. Lee plant produces reclaimed water and pumps it to a distribution system. A nearly completed 2.0 million gallon storage tank will augment that system. At Grant Street, all the reclaimed water produced is pumped to a storage tank on the Melbourne Golf Course where it is re-pumped to the irrigation system.

To produce reclaimed water for general distribution at Grant Street requires construction of filters, chlorination, storage tank, and pumping facilities, which would then have to be followed by design and construction of a distribution piping system. Hazen & Sawyer's 60% design submittal included preliminary plans for the facilities as well as a new cost estimate. The estimated cost to construct the 1.0 mgd reuse treatment system at Grant Street is \$3,700,000.

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Staff rationalizes that 1.0 mgd of reclaimed water can be produced at D.B. Lee for far less cost than at Grant Street. This is because many of the necessary components are already there. Hazen & Sawyer estimates that the same 1.0 mgd of additional reuse capacity can be constructed at D.B. Lee for \$1,500,000. The choices are:

1. Initiate reuse production for general distribution at Grant Street.
2. Expand the facilities at D.B. Lee by an additional 1.0 mgd.

Staff has recommended that the reuse treatment be designed for construction at D.B. Lee for the following reasons:

1. The city's SJRWMD consumptive use permit establishes a schedule for implementing several stages of reclaimed production. The city can comply with this schedule for substantially less cost by constructing the treatment at the D.B. Lee plant.
2. The bond issue to fund the Phase III project can be reduced by over \$2,200,000. This will help to maintain rates.
3. The pumping, storage, and distribution system already exists in the D. B. Lee service area.
4. The demand in the D.B. Lee service area has been very high in drought conditions. The city is currently limiting irrigation with reclaimed water in this area to every other day. There is a clear and immediate demand for more reclaimed water in this service area.

The recommendation is for approval of this amendment to Hazen & Sawyer's contract in the amount of \$150,500.

Mr. Palmer acknowledged that going with D. B. Lee would save a lot of money; however, he pointed out that it simply postpones addressing Grant Street by a couple of years.

Mr. Ralls agreed and said that the reuse schedule calls for a 50% increase by 2008. Mr. Palmer asked if the reuse can all be treated at D. B. Lee and then transferred to Grant Street for distribution (in the future). Mr. Ralls said in theory, yes. Mr. Palmer concluded by saying he supports the \$2.2 million savings.

Mr. Hill pointed out that with regard to the rates, it looks favorable as long as some of the activities can be shifted. Even if the city built at Grant Street, we would have to construct a distribution network. Additionally, a fairly extensive customer base has grown over the years in the north end of the city. We now need to pursue the 2008 production level.

The question was called. Motion carried unanimously.

13. COUNCIL ACTION RE: Consent Agenda

Moved by Hand/Contreras for approval of the consent agenda.

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Mrs. Palmer referenced Item “g” and asked why the septum piercing needle was identified as a separate cost. Mr. Hill said he is not sure whether this was listed as an alternative; however, he will investigate and return with an answer.

With regard to Item “a”, Mrs. Palmer said she was happy to see that participation was encouraged from private industry and local churches.

Mr. Contreras asked how many Front Porch Florida communities have been established. Ms. Lawandales, the city’s consultant, replied six.

The question was called. Motion carried unanimously.

The consent agenda was approved as follows:

- a. Resolution No. 1641: A resolution authorizing the submittal of an application to the Governor’s Office of Urban Opportunity under the Front Porch Florida Program and to nominate the Booker T. Washington neighborhood for designation as a Front Porch Florida Community.
- b. Resolution No. 1642: A resolution implementing an interlocal agreement with Brevard County for the formation of the Brevard County HOME Consortium for the period October 1, 2000 through September 20, 2003.
- c. Resolution No. 1643: A resolution authorizing the use of the street name “Calloway Lane” on a private road located south of Davis Street, east of Grant Street, north of University Boulevard and west of Lipscomb Street.
- d. Supplement No. 41 to Continuing Consultant’s Contract for On-site Construction Observation Services for the Lake Washington Surface Water Treatment Plant Improvements, Project No. C97371, Frazier Engineering, Inc. - \$47,320.00
- e. Approval of filing a lawsuit against Immediate Warehousing, Inc. and its principals.
- f. Emergency purchase of 2000 Model 900, 65-foot Freightliner Bucket Truck, Altec Industries, Birmingham AL - \$107,290.00.
- g. Purchase of a Phoenix 8000 TOC (total organic carbon) Analyzer for the Water Production Division, Tekmar Company dba Tekmar-Dohrmann, Cincinnati, OH - \$28,768.70
- h. Purchase of a Sterling Diesel Transport Truck (LT9500 Chassis) for the Streets Division, Atlantic Truck Center, Ft. Lauderdale, FL - \$77,039.00
- i. Supplement No. 40 to Continuing Consultant Contract for Lift Station No. 15, Frazier Engineering, Inc. - \$27,470.00
- j. Change Order No. 2 to contract for D. B. Lee Wastewater Treatment Plant O&M Improvements, Project No. 97321, Wharton – Smith, Lake Monroe, FL - \$26, 535.00

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- k. Change Order No. 1 to contract to Widen/Improve Pirate Lane at Lipscomb Street intersection, Project No. 99602, Wm. Turnbaugh Construction, West Melbourne, FL - \$2,000.00
 - l. Supplement No. 42 to Continuing Consultant Contract for Palm, Poinsettia, Central and Catterton Paving, Project No. 00602, Frazier Engineering, Inc., Melbourne, FL - \$17,500.00
 - m. Purchase Order for 36" Line Stop at Lake Washington Surface Water Treatment Plant, Project No. 97371, TDW Services, Boca Raton, FL - \$21,572.00
 - n. Purchase of Fairbanks Morse 5823 Rotating Assembly for the Wastewater Treatment Division, Sanders Company, Inc., Stuart, FL - \$20,099.00
14. ORDINANCE NO. 2000-36 (A&V 233): (Public Hearing/First Reading) A proposed ordinance to abandon and vacate a 16 foot wide alley between Lots 10 through 14, Block 5, Replat of Outlots 21-23 (2125 and 2155 Avocado Avenue) (Applicants – Allen Lindsey & Minnie Lindsey and Andrew Egan)

Attorney Gougelman read the ordinance by title.

From the agenda report: This is a proposed vacating of a 16-foot wide alley right-of-way parallel to Avocado Avenue and north of Coleman Street. This is an unimproved alley. The petitioners are Allen and Minnie Lindsey, owners of Lots 12, 13, and 14, and Andrew Egan, owner of Lot 10.

The City Code provides that any owner of abutting property may petition for the right-of-way to be vacated. The petitioners cite that they have maintained the alley and that it is not accessible from any other right-of-way. As part of the process for Council to consider this request, notices are mailed to all utilities and to property owners within a 500-foot radius.

City staff was contacted by William Charles Cilli, owner of two lots abutting the subject right-of-way. Mr. Cilli is not a petitioner and has objected to vacating the right-of-way. He states that he utilizes the right-of-way to access the fenced yard of his metal machine shop. Mr. Cilli's business involves working on large trailers. Some trailers pull into his fenced yard area through the alley near the southern end of (his) Lot 2. His access to the alley is by driveway across (his) Lot 11, which lies between Avocado and the alley.

The recommendation is for denial based on Mr. Cilli's objection as an abutting property owner and because of his use of the alley right-of-way to access his place of business.

Charles Cilli, 2155 Avocado Avenue, Red's and Son Welding, stated that he and his customers have been using the alley since 1963 for access. If the alley is closed he won't have access and the city won't be able to get their equipment in for maintenance.

Allen Lindsey, Avocado Avenue, Gutters of Brevard, stated that he made the request to vacate because the alley provides a place for drug dealers and prostitutes. Also, he has been in business at this location for 15 years and has experienced 18 break-ins. The burglars gain access over the back wall. He described the layout of the alley and

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commented that it is not usable by tractor trailers. Mr. Lindsey added that he has no problem leaving access for the city to maintain the ditch. If approved, he would like to fence the area for his dogs to prevent further break-ins.

A brief discussion followed regarding unsuccessful attempts by Mr. Lindsey and Mr. Cilli to work out an arrangement with the alley. Several Council Members expressed support for the neighbors to work together to resolve this issue.

Moved by Buckley/Walker to postpone this item for two weeks (June 27 meeting) to allow Mr. Cilli and Mr. Lindsey time to work this out. Motion carried unanimously.

15. RESOLUTION NO. 1644: A resolution to implement FY 1999-2000 Second Quarter Budget Review recommendations.

Mr. Hill briefed Council. This is a proposed resolution to implement the recommendations of our second quarter budget review.

Additional adjustments to the General Capital Improvement Project Fund are included in the resolution following notification from the Engineering Department of the need for design work for the renovations of the dressing rooms at the Melbourne Auditorium. The existing project, *FY 99 Improvements to the Auditorium* was short \$5,000 of the needed funding for the design work. Savings of \$5,000 is being moved from another Auditorium project, *Replace 8 Fans at the Auditorium*. This change does not alter the net increase to the Capital Improvement Fund of \$151,375.

Significant project and program changes proposed for the second quarter review include:

- | | | |
|----|--|-----------|
| a. | Purchase a replacement bucket truck with a 65' reach. Currently Facilities Maintenance is using a 1988 bucket truck with 55' reach, that requires frequent maintenance to keep in working order. Staff is not able to replace ball field lights, repair golf course netting and maintain the new 64' lights being set by FPL along U.S. 1 with the current truck because the reach is too short. <i>Funding is from additional revenue identified in the budget review.</i> (The purchase amount of this item was included in Item 13f earlier in the agenda.) | \$110,890 |
| b. | Provide additional funding to the Firefighting Training and Education budget due to contract requirements to reimburse firefighters for books along with tuition for college course work and having more firefighters taking college courses. <i>Funding is from additional revenue identified in the review.</i> | \$6,000 |
| c. | Increase Miscellaneous Supplies budget in Planning & Zoning for the purchase of banners for the old downtown area of Eau Gallie. <i>Revenue is being donated to offset the cost of the 32 banners.</i> | \$2,500 |
| d. | Establish a revenue account for contribution from SJRWMD for the toilet rebate program. This is an ongoing program of the W&S Fund to rebate up to \$50 to most South Brevard residents replacing a toilet with a water-conserving toilet. | \$5,000 |
| e. | Establish a budget for engineering and construction of a 12" waterline extending service to Simon Road. The design and permits cost \$11,675 with \$139,700 estimated for the construction phase for a total estimated cost of \$151,375. <i>Funding for this project will be provided by an Appropriation from Retained Earnings/Fund Balance.</i> | \$151,375 |

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Adjustments to the Airport Fund adopted at the May 17, 2000 meeting of the Airport Authority Board are included in the resolution.

Attorney Gougelman read Resolution No. 1644 by title.

Moved by E. Palmer/Poole for approval of Resolution No. 1644.

Mr. Palmer referenced the reduction in contingency funds in the General Fund, Water & Sewer Fund, etc. He asked how we were able to make these reductions. Mr. Hill replied that the money is being used for the projects and program activities listed in the review. Further, he explained how the contingency in each fund is used as a balancing factor.

Mr. Hill confirmed for Mr. Palmer that the decrease in employee health insurance is due to the HMO program not experiencing an increase this year. Typically, we build in a 6% increase in rates.

The question was called. Motion carried unanimously.

16. COUNCIL ACTION RE: A request for authorization of expenditure from the Contingency Fund for taxes and non ad valorem assessments, asbestos removal, and demolition of city owned property located at 1803 Pine Street.

Problems have existed for years on property located at 1803 Pine Street. Taxes were unpaid and tax certificates were issued. The County Property Appraiser's current appraised market value for the property is only \$8,380.

Previous Code violations resulted in a Code Enforcement lien. The property was never brought into compliance and the City foreclosed on the lien and obtained title in mid-1997.

The property will be sold at a tax deed auction on June 29, 2000 if the tax certificates are not paid off. The redemption amount is \$5,258.00. Additional non-ad valorem assessments for the property of \$57.42 are also due. Housing and Community Development Director Melinda Thomas has advised that the house is not within any of the target areas and funds for demolition are not available under the CDBG Program. The City may be able to recover some of the funds through sale of the property once the building is removed. Otherwise, the property could be donated (such as to Habitat for Humanity).

The recommendation is for approval of funding from the Contingency Fund in the amount of \$5,258 for taxes and non-ad valorem assessments due through 1998, *\$57.42 for non-ad valorem assessments due for 1999, and \$3,000 for asbestos removal and demolition.

*This figure was added/clarified in a supplemental memorandum from the City Manager.

Moved by Hand/Walker for approval of the recommendation.

Mr. Palmer asked for clarification. Mr. Hill explained that the tax certificates are in the ownership of the individual who acquired them. He paid the taxes. Mr. Palmer questioned the costs involved with this, especially in view of the appraised value (\$8,380). Mr. Hill replied that regardless of the appraised value, the property is not marketable with the tax

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certificates and the dilapidated structure. He added that we could let the tax auction proceed.

Mrs. Palmer asked Mr. Hill what the harm would be in allowing this to happen. Mr. Hill stated that the costs could wind up being higher. The city could potentially have to pay interest on top of the costs. If somebody acquired the property at tax auction, it doesn't relieve the city of owing taxes on the property; it merely results in the Tax Collector getting paid. The city then becomes liable for the cost of the certificates.

Mr. Gougelman added that the third party that buys the tax certificates will be upside down in the deal versus what the property is worth. This would not provide incentive for them to properly remove the asbestos and the building. The building would remain in violation of the Code.

Mrs. Walker said it seems as if allowing this to go to auction would cost the city more in the long run and Attorney Gougelman agreed.

A brief discussion followed.

The question was called. Motion carried. (Vice Mayor Palmer voted nay because the costs are more than the property is worth.)

17. COUNCIL ACTION RE: A request for Council consideration of action necessary to clear title to property located at 1792 Steele Street for donation to Habitat for Humanity.

From the agenda report: At the April 11, 2000 Council meeting, a representative of the South Brevard Habitat for Humanity asked Council to consider waiver of liens and donation of several lots. In addition to granting several of the requests, Council requested a report from the City Attorney on what it would take to resolve title problems encumbering the property located at 1792 Steele Street in the historic section of Eau Gallie.

Mr. Gougelman reviewed a report by a title abstractor. The City owns the lot and obtained title to the property in 1971. There are seven problems with the title that Attorney Gougelman has outlined in the agenda package. These problems must be resolved before the property can be donated. Depending on the court dockets, Mr. Gougelman anticipates it could take one to two years to resolve this situation.

At this time, staff is seeking direction from Council with regard to pursuing the quiet title action in circuit court.

Attorney Gougelman added that the title problems are a real nightmare. He outlined the following four items from his April 17 memorandum that need to be done to resolve the problem:

- Direct the City Manager/City Attorney to take appropriate action to seek a release of the liens on Lot 17.
- Waive payment on and release the 1976 City Improvement Lien on Lot 17 in the amount of \$625 plus accrued interest.
- Waive payment on and release the 1984 judgment in favor of the city on Lot 17 in the amount of \$1,242.70 plus accrued interest.

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- Direct the City Manager/City Attorney to prepare a resolution to authorize the conveyance of Lot 17 and a deed to convey Lot 17 to South Brevard Habitat for Humanity, Inc. at no cost to the grantee.

In light of the IRS also holding liens against the property, Mrs. Poole recommended the property be given to the IRS.

Mr. Contreras referenced the deed to the city from David Fineman and asked if the city was aware the property came with this many problems. Mr. Gougelman said he does not know the circumstance by which we obtained title. The abstractor report simply indicates when we took title.

Mrs. Poole asked how much this will cost us. Mayor Buckley said the city's liens are \$625 and approximately \$1,200, plus interest. On top of this would be the attorney's time. Mrs. Poole repeated that we should give the property to the IRS.

Moved by C. Palmer/Hand to direct the City Manager and City Attorney to implement the four steps outlined in Attorney Gougelman's memorandum of April 17.

Mr. Contreras asked for an explanation of the \$7,000 cost and \$3,000 cost to resolve the title problems referenced in Attorney Gougelman's memorandum. Following a brief discussion, Attorney Gougelman explained that if the city were paying for outside legal counsel, that is an estimate of what the time would be worth.

Mrs. Palmer asked what the alternative would be to this action. Mr. Gougelman said he is not sure there is an alternative. It is the city's property and at some point we are going to want to do something with it. At this point, we have been approached by Habitat for Humanity to donate the property.

Mayor Buckley said he agrees with proceeding so that the property will serve a useful purpose.

Mr. Contreras asked if there is a review process in place for future properties that may be deeded to the city. Mr. Hill said staff currently conducts such a review before taking Code Enforcement action. Again, we are not sure how the property was deeded to us in 1991.

The question was called. Motion carried. (Mrs. Poole voted nay.)

18. COUNCIL ACTION RE: A request for attendance at the 74th Florida League of Cities Annual Conference in Fort Lauderdale August 10-12, 2000 and appointment of a voting delegate to represent the City at the conference.

Mayor Buckley, Vice Mayor Ed Palmer, and Council Members Contreras, Poole, Palmer, and Hand indicated that they would like to attend.

Moved by E. Palmer/Contreras for approval.

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Mrs. Walker asked if there is sufficient funding available. Mr. Hill and Mrs. Wysor confirmed that the Mayor and Council training and education account will have to be supplemented at third quarter to accommodate this expense.

The question was called. Motion carried unanimously.

Moved by Poole/Hand to appoint Mayor Buckley as the voting delegate. Motion carried unanimously.

Added to agenda:

- 18.1 COUNCIL ACTION RE: Request of Vice Mayor Ed Palmer and Council Member Poole to attend the Florida League of Cities "Legislative Wrap-Up Policy Committee Meeting," Friday, July 7, Tampa.

Moved by E. Palmer/Poole for approval. Motion carried unanimously.

19. COUNCIL ACTION RE: Appointment of a trustee member to the Melbourne/Palm Bay Area Chamber of Commerce to replace Steve Beltz.

Mrs. Poole nominated Vice Mayor Palmer.

Moved by Hand/Walker to close the nominations. Motion carried unanimously.

Moved by Hand/Walker to appoint Ed Palmer as the trustee member. Motion carried unanimously.

20. COUNCIL ACTION RE: Board Appointments

- a. Code Enforcement Board – one regular member (Architect seat)

Mrs. Poole said that the State Statutes provide that whenever possible, members shall "include an architect..." She noted that Mr. Conneen is probably the most qualified to meet the statute.

Mrs. Poole nominated Joseph Conneen. Mrs. Palmer nominated Bennie Hopkins.

Moved by Hand/Walker to close the nominations. Motion carried unanimously.

The roll call vote was:

Conneen: Poole and E. Palmer

Hopkins: Contreras, Walker, C. Palmer, Hand, and Buckley

Appointed: Bennie Hopkins (6/13/00 – 11/11/01, unexpired three-year term)

Mayor Buckley called for nominations for the alternate member seat (vacated by Bennie Hopkins). Mr. Palmer nominated Joseph Conneen.

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Moved by Hand/Contreras to close the nominations. Motion carried unanimously.

Moved by Hand/E. Palmer to appoint Joseph Conneen as the alternate member. Motion carried unanimously. (6/13/00 – 7/8/02, unexpired, three-year term)

21. PETITIONS, REMONSTRANCES AND COMMUNICATIONS

Mr. Contreras announced that he will be out of the area June 19 – 30 on active military duty. He noted that this trip has been planned for a year.

Mrs. Wysor reminded Council that a workshop meeting needs to be scheduled to review the City Hall Evaluation and Feasibility Study. No action was taken.

Vice Mayor Ed Palmer reported that he will be asking for financial support for Keep Brevard Beautiful during the next budget cycle.

22. ADJOURNMENT

Moved by Hand/E. Palmer to adjourn. Motion carried unanimously.

The meeting adjourned at 9:17 p.m.

City Clerk – 6/16/00

Approved by Council: _____