

**City of Melbourne - Summary of Minutes  
Regular Meeting before City Council  
November 28, 2000**

6. CITY MANAGER'S REPORT

Mr. Hill informed Council that the Christmas light parade will be conducted December 9 at 6:00 p.m. The parade will stage at Melbourne High School, travel south on Babcock Street, and east on Strawbridge Avenue.

7. PUBLIC COMMENTS

None.

UNFINISHED BUSINESS

8. ORDINANCE NO. 2000-59 (Z-2000-901): (Public Hearing/Second Reading) A request for rezoning of a .636-acre parcel from C-2 (General Commercial) and R-2 (Cap 6) (One-, Two- and Multi-Family with a cap of 6 units per acre) to R-2 (Cap 4) (One-, Two-, and Multi-Family Residential with a cap of four units per acre) located on the south side of Young Street, east of U.S. 1 in Houston's Addition Subdivision. (Owner/Applicant - F. Michael and Patricia R. Henry) (First Reading 11/14/00)

At the request of the applicant, Council postponed this item until the December 12 meeting.

9. ORDINANCE NO. 2000-64 (CU-2000-07): (Public Hearing/Second Reading) An ordinance implementing a conditional use for an automotive service center and gas station as part of a shopping center (BJ's Wholesale Club), located west of Dairy Road and north of Palm Bay Road, on a 24.55 acre parcel. (Owner - Frank Brockerman) (Applicant - T. Hamilton; Scott Nickle, Bussen-Bayer Engineering Group, Inc. Engineer) (First Reading 10/24/00; postponed by Council 11/14/00)

Approved. A certified copy of the ordinance will be provided to the applicant, Brevard County Property Appraiser, Planning and Zoning, and Fire Prevention/Code Enforcement.

10. ORDINANCE NO. 2000-66 (A/V #237): (Public Hearing/Second Reading) An ordinance abandoning and vacating a 4' by 65' portion of a public utility and drainage easement along the western property line of Lot 10, the Sanctuary Subdivision, Phase III. (Applicant - Mohsen M. Zakeri) (First Reading 11/14/00)

Approved. The notice of adoption will be advertised and the ordinance will be recorded with the Clerk of Circuit Court. A copy will be provided to the applicant, Secretary of State, Brevard County Property Appraiser, and Engineering.

NEW BUSINESS

11. COUNCIL ACTION RE: Downtown New Haven Avenue Lighting Improvements, Project No. 98124, Clear Direction Signs and Signals, Sanford, FL - \$186,062.16.

Approved.

12. COUNCIL ACTION RE: Change Order No. 2 to contract for Construction of the Surface Water Plant Improvements, Project No. 97371, the Poole and Kent Company, Miami, FL - \$116,210.00

Approved.

13. COUNCIL ACTION RE: Amendment No. 3 to contract for Phase II RO Concentrate Disposal Study (Monitoring Well Construction and Testing), Project No. 94310, L. S. Sims & Associates, Melbourne Beach, FL - \$77,000.00.

Approved. Council Member Ed Palmer asked for the cumulative costs for this project. He confirmed for Ms. Fleming that he wanted the hydro-geological and exploratory well costs to this point.

14. COUNCIL ACTION RE: Supplement #53 to Continuing Consultant Contract for U.S. 1 Waterline Construction Inspections, Project No. 99325, Frazier Engineering, Inc., Melbourne, FL - \$54,600.00.

Approved.

15. COUNCIL ACTION RE: Consent Agenda

Approved as recommended. Council Member E. Palmer asked what would be done with the John Deere truck/sprayer (item "e") that is being replaced.

- a. Payment for previous services to Outlaw and Rice Engineers in the amount of \$21,612.40.
- b. Change Order No. 1 to Contract to Construct Lipscomb Park Maintenance Building, Certified General Contractors, Melbourne, FL - \$9,055.80.
- c. Purchase to patch, overlay and re-stripe the Apollo Boulevard Police Facility parking lot and drive, APAC-Florida, Inc., Melbourne, FL - \$27,038.60.
- d. Purchase of nine vehicle items for Fleet Management Division from various vendors - \$167,912.00.
- e. Purchase of a Toro Workman liquid cooled sprayer for the Melbourne Golf Course, Wesco Turf Supply, Inc., Lake Mary, FL - \$19,484.13.

16. ORDINANCE NO. 2000-67 (A/V #236): (Public Hearing/First Reading) An ordinance abandoning and vacating a 60-foot wide right-of-way known as Harvey Ogden Road between Harry Sutton Road and Eddie Allen Road. (Requested by the Melbourne Airport Authority)

Approved. The public hearing/second reading will be advertised for the December 12 meeting.

17. ORDINANCE NOS. 2000-68, 2000-69, AND 2000-70 (AR-2000-131/CPA-2000-09/Z-2000-904): (Public Hearings/First Readings) Requests for annexation of four lots in the Joyal Gardens Subdivision totaling .87 acres; an amendment to the Melbourne Comprehensive Plan, Future Land Use Map by establishing a Medium Density Residential Future Land Use; and establishment of R-1A (Single Family Residential) zoning, located west of Wickham Road and south of Aurora Road (Owner/Applicant – Ruth Rogers, Joyal Enterprises, and Robert and Sara Joyal) (P&Z 11/16/00)

- a. Ordinance No. 2000-68: A proposed ordinance to implement AR-2000-131.
- b. Ordinance No. 2000-69: A proposed ordinance to implement CPA-2000-09.
- c. Ordinance No. 2000-70: A proposed ordinance to implement Z-2000-904.

Council approved the ordinances. The public hearings/second readings will be advertised for the December 12 Council meeting.

18. ORDINANCE NO. 2000-71 (Z-2000-903/CU-2000-08): (Public Hearing/First Reading) An ordinance changing the zoning on a 0.92-acre portion of a parcel from C-1 (Neighborhood Commercial) to C-2 (General Commercial) and granting a conditional use for an automotive service station (Albertson's Express), located east of Wickham Road and south of Lake Washington Road (Owner/Applicant/Representative – Lake Washington Square, Ltd./Jim Barton Design Service Group) (P&Z 11/16/00)

The ordinance was unanimously denied. Members noted that there were unanswered questions regarding the current retention pond, the proposed pond, and the internal traffic flow of the shopping center.

The City Clerk will notify the applicant of Council's action.

19. SITE PLAN APPROVAL (SP-2000-08): (Public Hearing) A request for site plan approval for a 128,320 square foot, two-story steel frame professional office and manufacturing facility on an 11.67-acre parcel located south of NASA Boulevard between Harry Sutton Road and Eddie Allen Road. (Owner – City of Melbourne Airport Authority) (Representatives – G.E. Harris Energy Systems, Jay McGrath and BRPH Architects Engineers, Inc., Jeff Crowe) (P&Z 11/16/00)

The site plan was approved subject to the stipulations outlined in the agenda package. The City Clerk will notify the applicant, Brevard County Property Appraiser, Fire Prevention/Code Enforcement, and Planning and Zoning of Council's action.

20. FINAL PLAT APPROVAL (SD-2000-01): (Public Hearing) A request for final plat approval for an 8.08-acre parcel in Canary Isles Subdivision, located east of Dairy Road and South of Edgewood Drive. (Owner – Canary Isles, Ltd.) (Applicant – Mark Petroni) (P&Z 11/16/00)

The final plat was approved subject to the stipulations outlined in the agenda package. The City Clerk will notify the applicant, Brevard County Property Appraiser, Planning and Zoning, Fire Prevention/Code Enforcement, and Engineering of Council's action.

21. SITE PLAN APPROVAL (SP-2000-07): (Public Hearing) A request for site plan approval (Melbourne Transfer Station) for a scale house, a 67-foot high transfer building, an administration building, and a hauler convenience on a 29.48 acre parcel located west of Wickham Road on the south side of Sarno Road. (Owners – Brevard County Board of Commissioners) (Applicant – (Brevard County Solid Waste Management District) (P&Z 11/16/00)

Council postponed this item until interested Council Members and residents have toured an operational transfer facility using the new technology. Counties currently using the new technology include Volusia, Palm Beach, and Seminole.

Assistant City Manager Bud Emerson will coordinate the field trip. The City Clerk will prepare the proper Sunshine Law notice.

22. ORDINANCE NO. 2000-72 (CPA-2000-04): (Public Hearing/First Reading) A request to revise the Capital Improvements Element of the Comprehensive Plan to reflect newly identified capital improvements projected by the City to occur in the next five years and to revise revenues and debt servicing obligations. (P&Z 11/16/00)

Approved. The public hearing/second reading will be advertised for the December 12 Council meeting.

23. COUNCIL ACTION RE: A proposed Legislative Position Paper to be presented to the Brevard Legislative Delegation for action during the 2001 legislative session.

Council approved the paper with the following changes:

Revise 1 by adding: "...Municipalities should be able to annex all unincorporated enclaves by ordinance, regardless of size, without property owner or County acquiescence..."

Revise the first bullet under 2 by adding: "...from two lanes to four lanes with a bridge over the Eau Gallie River or another alternate route proposed in the study."

The City Manager will provide copies of the paper to each member of the Brevard County Legislative Delegation.

24. COUNCIL ACTION RE: Council appointments

- a. Space Coast League of Cities – appointment of one voting delegate/director and one alternate voting delegate

Appointed: Mayor Buckley as the voting delegate and Council Member Poole as the alternate voting delegate.

25. COUNCIL ACTION RE: Board Appointments

- a. Library Board – one member

Reappointed: Charlotte Friedland (December 3, 2000 – December 2, 2005)

- b. Melbourne Housing Authority – confirmation of appointment by Mayor

Council confirmed the Mayor's reappointment of Rosetta F. Pease (December 9, 2000 – December 8, 2004)

- c. Planning and Zoning Board – three regular members

Reappointed: Glen Outlaw, Donald Laird, and Nathaniel Clement (December 3, 2000 – December 2, 2003)

- d. Zoning Board of Adjustment – two regular members

Reappointed: Charles Jackson and Steve O'Neill (December 3, 2000 – December 2, 2003)

26. PETITIONS, REMONSTRANCES AND COMMUNICATIONS

The Mayor asked Mr. Hill to place an item on a January agenda regarding the additional homestead exemption.

Council approved conducting a workshop meeting with the Babcock Redevelopment Committee on January 16.

The latest edition of the Comprehensive Plan was distributed to Council.

27. ADJOURNMENT

The meeting adjourned at 11:12 p.m.