

CITY OF PALM BAY, FLORIDA

REGULAR COUNCIL MEETING 2020-05

Held on Thursday, the 5th day of March 2020, at the City Hall Council Chambers, 120 Malabar Road, SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Office of the City Clerk, City Hall, Palm Bay, Florida.

The meeting was called to order at the hour of 7:00 P.M.

Richard Spellman, resident, gave the invocation which was followed by the Pledge of Allegiance to the Flag.

ROLL CALL:

MAYOR:	William Capote	Absent
DEPUTY MAYOR:	Kenny Johnson	Present
COUNCILMEMBER:	Harry Santiago, Jr.	Present
COUNCILMEMBER:	Jeff Bailey	Present
COUNCILMEMBER:	Brian Anderson	Present
CITY MANAGER:	Lisa Morrell	Present
CITY ATTORNEY:	Patricia Smith	Present
DEPUTY CITY CLERK:	Terri Lefler	Present

CITY STAFF: Present was Suzanne Sherman, Deputy City Manager; Laurence Bradley, Growth Management Director.

ANNOUNCEMENT(S):

Councilman Santiago announced the following vacancies and terms expiring, and solicited applications for same:

- 1. Three (3) vacancies on the Community Development Advisory Board (represents 'for-profit provider', 'actively engaged in home building', and 'employer within the City').++**
- 2. One (1) vacancy on the Youth Advisory Board (represents youth board member 'at-large' position).++**
- 3. One (1) term expiring on the Police and Firefighters' Pension Board of Trustees (represents 'city resident who is not a beneficiary of the pension plan' position).++**

4. Four (4) terms expiring on the Disaster Relief Committee.++

AGENDA REVISION(S):

1. Mrs. Morrell advised that Item 3, Miscellaneous, under Procurement(s), related to replacement vehicles for the Public Works Department, had been withdrawn by staff.
2. Mrs. Lefler announced that:
 - a.) Councilman Anderson had added a proclamation celebrating Life Christian University's 15th Anniversary as Item 3, under Proclamation(s);
 - b.) A scrivener's error had been corrected in Ordinance 2020-17 (Item 4, under Public Hearings). In Section 3 of the ordinance, 'Chaparral of Palm Bay Community Development District' was changed to 'Everlands Community Development District'; and
 - c.) Item 11, under New Business, had been withdrawn by staff as a special Council meeting was no longer needed.

CONSENT AGENDA:

All items of business marked with an asterisk were considered under Consent Agenda and enacted by the following motion:

Motion by Mr. Bailey, seconded by Mr. Santiago, that the Consent Agenda be approved. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

As all public comment cards had not been submitted to the presiding officer, Council reconsidered the Consent Agenda.

Motion by Mr. Santiago, seconded by Mr. Bailey, that the Consent Agenda be approved with the removal of Item 1, Award of Proposal(s), under Procurement(s); and Items 3 and 5, under New Business, from consent. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

PROCLAMATION(S):

The proclamations were read.

1. **Irish American Heritage Month, March 2020.**

2. Bleeding Disorders Awareness Month, March 2020.

☛3. Life Christian University, 15th Anniversary, August 2020. (Councilman Anderson)

PRESENTATION(S):

1. Nelson Moya, Chief of Police – marijuana civil citations update. Chief Moya provided an update on cannabis civil citations. He said that since the program had launched in September 2019, there had been a total of two (2) civil citations issued during the first six (6) months of the program. He advised of the following data from September 2019 to February 2020: total marijuana related cases; minor possession or drug paraphernalia cases not involving additional charges; non-arrests; arrests for only minor possession of marijuana; arrests for only drug paraphernalia; and arrests with additional charges. Chief Moya answered questions posed by councilmembers.

Mr. Bailey asked how much staff time was spent in implementing this process. Chief Moya answered that there was some time for the initial set up and administration of the program, but the issuance of the citations was minute.

2. Fred Poppe, Parks and Recreation Director – Parks update. Mr. Poppe provided an update on the playgrounds. He detailed the inspections of playgrounds and advised of recent significant playground repairs at Inspiration, Bill Madden and Oakview Parks. He also reviewed playground replacement proposals at Veterans, Riviera, Oakwood and Liberty Parks.

Mr. Santiago asked if any parks were underutilized by the public and, if so, had staff considered reallocating any amenities to other parks. Mr. Poppe answered in the negative but would research same.

Mr. Bailey asked what had been done with the Parks budget to repurpose funding to capital projects. Mr. Poppe answered that with the new budget process, every dollar had to be justified.

Deputy Mayor Johnson said that the City of Port St. Lucie had implemented the Adopt a Park Program and felt that Palm Bay could benefit from the program. Mr. Poppe said the City had the program in the past.

ADOPTION OF MINUTES:

***1. Regular Council Meeting 2020-04; February 20, 2020.**

The minutes, considered under Consent Agenda, were approved as presented.

PUBLIC COMMENTS/RESPONSES: (Non-agenda Items Only)

Individuals made general comments.

1. Mary Netzler, resident, asked how boards and committees were managed. She had appeared before the Planning and Zoning Board and felt that the Board caused problems with the integration of people. She explained her reasons for same.
2. Jennifer Rodriguez, resident, spoke about road safety. She submitted a petition to Council to install speed humps along Cogan Drive, between Babcock Street and San Filippo Drive. She had spoken with the City's Engineer and was told that a speed survey could be performed. Ms. Rodriguez also petitioned for a sidewalk and bike path.

PUBLIC HEARING(S):

1. **Ordinance 2020-14, vacating a portion of the rear public utility and drainage easement located within Lot 19, Block 2649, Port Malabar Unit 50 (Case VE-1-2020, Raymond Lewandowski), final reading.**

The City Attorney read the ordinance in caption only. The public hearing was opened. The applicant presented the request to Council. The public hearing was closed.

Motion by Mr. Bailey, seconded by Mr. Anderson, to adopt Ordinance 2020-14. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

2. **Ordinance 2020-15, vacating a portion of the rear public utility and drainage easement located within Lot 19, Block 208, Port Malabar Unit 7 (Case VE-2-2020, Stephen Stomber), final reading.**

The City Attorney read the ordinance in caption only. The public hearing was opened. The applicant presented the request to Council. The public hearing was closed.

Motion by Mr. Bailey, seconded by Mr. Santiago, to adopt Ordinance 2020-15. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

3. **Ordinance 2020-16, vacating a portion of the rear public utility and drainage easement located within Lot 24, Block 1206, Port Malabar Unit 24 (Case VE-3-2020, David Curtis and Tanya Bickford), final reading.**

The City Attorney read the ordinance in caption only. The public hearing was opened. The applicant presented the request to Council. The public hearing was closed.

Motion by Mr. Bailey, seconded by Mr. Santiago, to adopt Ordinance 2020-16. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

4. Ordinance 2020-17, establishing a Community Development District to be known as “Everlands Community Development District” (50.4 acres), final reading.

The City Attorney read the ordinance in caption only.

As announced under Agenda Revisions, a scrivener’s error had been corrected on Page 3, Section 3, in Ordinance 2020-17. ‘Chaparral of Palm Bay Community Development District’ was changed to ‘Everlands Community Development District’.

The public hearing was opened.

Bill Battin, resident, wanted to view a list of what the Community Development District (CDD) planned to accomplish. He also did not want this CDD to create any additional costs to the City.

Peter Filiberto, resident, felt the area was too small for the project. He felt it was more consistent with being a homeowner’s association (HOA).

Greg Pettibon, Lennar Homes and representative for the applicant, responded that this was the first phase of a 2,000-acre master plan community. He anticipated that as it developed, the district would expand and may or may not annex additional phases.

Mr. Santiago asked how much of the entire project was commercial. Mr. Pettibon answered there was approximately sixty (60) acres dedicated as commercial land but it was located outside of the CDD. There was no guarantee that the 2,000 acres would be completely residential. Mr. Santiago asked why the request was being submitted in phases. Mr. Pettibon said it was unknown how the rest of the project would be laid out as no site plans had been drafted. Certain circumstances, such as the market, would contribute to the development of future phases and when they would be submitted for approval.

The public hearing was closed.

Motion by Mr. Anderson, seconded by Mr. Santiago, to adopt Ordinance 2020-17.

Mr. Anderson said this had been a long-time coming. He was looking forward to the development.

Mr. Bailey reiterated his comments from the last meeting. He did not feel the CDD was appropriate for residential only and would be better served by an HOA. He explained the powers of a CDD which served as a governing body that could impose fees against those residing within the CDD.

Mr. Santiago shared the same concerns as Mr. Bailey but said that Lennar Homes was well established and had been very transparent with its information. He supported the request.

Motion carried with members voting as follows:

Deputy Mayor Johnson	Yea
Councilman Santiago	Yea
Councilman Bailey	Nay
Councilman Anderson	Yea

5. Ordinance 2020-18, amending the City’s Comprehensive Plan Future Land Use Map to change the designated use of property located east of and adjacent to Dalhart Avenue, in the vicinity between Geary Street and Harper Boulevard, from Public/Semi-Public Use to Single-Family Residential Use (11.71 acres)(Case CP-2-2020, Paul Yates), first reading.

The Planning and Zoning Board recommended that the request be approved, subject to the staff comments and conditions contained in the staff report.

The City Attorney read the ordinance in caption only. The public hearing was opened. The applicant presented the request to Council.

Bill Battin, resident, hoped that the applicant would join him in approaching Council to request an equestrian trail.

Peter Filiberto, resident, requested that the applicant explore a low-income development.

The public hearing was closed.

Motion by Mr. Bailey, seconded by Mr. Anderson, to approve Ordinance 2020-18, subject to staff comments and conditions in the staff report. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

♣6. Ordinance 2020-19, rezoning property located east of and adjacent to Dalhart Avenue, in the vicinity between Geary Street and Harper Boulevard, from RS-2 (Single-Family Residential District) to RR (Rural Residential District) (11.71 acres)(Case CPZ-2-2020, Paul Yates), first reading.

The Planning and Zoning Board recommended that the request be approved.

The City Attorney read the ordinance in caption only. The public hearing was opened. The applicant presented the request to Council. The public hearing was closed.

Motion by Mr. Bailey, seconded by Mr. Santiago, to approve Ordinance 2020-19, subject to staff comments and conditions in the staff report. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

7. Ordinance 2020-20, amending Ordinance 2019-68, which amended the Code of Ordinances, Chapter 178, Signs, by eliminating the time limit provisions related to the display of temporary signs (Case T-5-2020, City of Palm Bay), first reading.

The Planning and Zoning Board recommended that the request be approved.

The City Attorney read the ordinance in caption only. The public hearing was opened. Mrs. Morrell presented the request to Council. The public hearing was closed.

Motion by Mr. Bailey, seconded by Mr. Santiago, to approve Ordinance 2020-20. Due to a request for public comment, the motion and second were withdrawn.

The public hearing was reopened.

Residents asked if signs could remain on display for builders, campaign signs and real estate signs.

Mr. Bradley clarified that the ordinance was related to temporary signs which included the new construction and real estate signs, and the time limits would be eliminated upon the enactment of the ordinance. Mrs. Smith said that campaign signs could be considered temporary signs, but it was based on the construction of the sign, such as A-frame, banner, snipe, etc. and not the content of the sign.

Mr. Bailey was not comfortable placing a time limit on the placement of temporary signs and did not feel it could be done efficiently with the City's current resources. He said it made sense to eliminate the time limit.

Motion by Mr. Bailey, seconded by Mr. Santiago, to approve Ordinance 2020-20. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

♣8. Request by Christine Stevens and Juan Delgado for a variance to allow an existing accessory structure to encroach 4.5 feet into the eight-foot side interior setback; and an existing pool enclosure to encroach 2.5 feet into the ten-foot rear setback (0.24 acres)(Case V-4-2020).

The Planning and Zoning Board recommended that the request be approved.

The City Attorney read the ordinance in caption only. The public hearing was opened. The applicant presented the request to Council. The public hearing was closed.

Motion by Mr. Bailey, seconded by Mr. Anderson, to approve the request. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

PROCUREMENT(S):

Award of Bid(s):

***1. Rehabilitation, North Regional Water Reclamation Facility – IFB 14-0-2020 – Utilities Department (Eau Gallie Electric - \$2,156,000).**

Staff Recommendation: Approve the appropriation of funds on the next scheduled budget amendment and approve the award for rehabilitation of the North Regional Water Reclamation Facility to Eau Gallie Electric (Melbourne), in the amount of \$2,156,000.

The item, considered under Consent Agenda, was approved as recommended by City staff.

Award of Proposal(s):

1. Commercial brokerage services – RFP 27-0-2020 – Community and Economic Development Department (Redevelopment Management Association, LLC).

Staff Recommendation: Approve the award for commercial brokerage services to Redevelopment Management Association, LLC (Pompano Beach), for a 12-month term, renewable by the Procurement Department for two additional 12-month terms, up to a cumulative total of 36 months (commissions paid from proceeds of each sale).

Bill Battin, resident, asked if Waterman Real Estate was still being utilized by the City and if the proceeds would be placed in the Road Maintenance Fund. Mr. Bailey felt that all the sales, including those within the Bayfront Community Redevelopment District, should go into the Road Maintenance Fund. Mrs. Morrell said the City no longer had the contract with Waterman Real Estate. This request was for commercial brokerage services and a secondary bid would go out for residential properties.

Motion by Mr. Anderson, seconded by Mr. Santiago, to award the proposal for commercial brokerage services as requested. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

Miscellaneous:

***1. ‘Cooperative Purchase’, LUCAS (automated chest compression) devices and accessories (National Association of State Procurement Officials contract) – Fire Department (Stryker Sales Corporation - \$117,232); authorize Chief Procurement Officer to execute the Participating Addendum to the Master Agreement with Stryker Sales Corporation.**

Staff Recommendation: Approve the cooperative purchase of eight (8) LUCAS (automated chest compression) devices and accessories, utilizing the National Association of State Procurement Officials contract, with Stryker Sales Corporation (Redmond, Washington), in the amount of \$117,231.90; and authorize the Chief Procurement Officer to execute the Participating Addendum to the Master Agreement with Stryker Sales Corporation.

The item, considered under Consent Agenda, was approved as recommended by City staff.

***2. “Cooperative Purchase’, Caterpillar diesel generator, Fire Station 3 (Sourcewell contract) – Fire Department (Ring Power - \$77,994).**

Staff Recommendation: Approve the cooperative purchase of a Caterpillar diesel generator, Model D60-2LC, for Fire Station 5, utilizing the Sourcewell contract, with Ring Power (Atlanta, Georgia), in the amount of \$77,994.

The item, considered under Consent Agenda, was approved as recommended by City staff.

***3. 'Cooperative Purchase', replacement vehicles (Florida Sheriffs Association contract) – Public Works Department (Duval Ford - \$177,815).**

The item, announced under Agenda Revisions, was withdrawn by staff.

***4. Mobile belt filter press (BFP) services, dewatered biosolids, North Regional Wastewater Treatment Plant (emergency purchase), purchasing authority – Utilities Department (Synagro South, LLC – increase of \$50,711).**

Staff Recommendation: Approve appropriation of funds on the next scheduled budget amendment and approve an increase of \$50,710.87 for the emergency purchase of mobile belt filter press (BFP) services for dewatering biosolids at the North Regional Wastewater Treatment Plant from Synagro South, LLC (Baltimore, Maryland).

The item, considered under Consent Agenda, was approved as recommended by City staff.

UNFINISHED AND OLD BUSINESS:

1. Appointment of one (1) member to the Community Development Advisory Board.

Motion by Councilman Santiago, seconded by Mr. Anderson, to appoint Kathleen Hogan to the 'real estate' position on the Community Development Advisory Board. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

2. Appointment of one (1) adult member to the Youth Advisory Board.

Motion by Councilman Santiago, seconded by Mr. Anderson, to appoint Tyisha Hinds to the 'adult member' position on the Youth Advisory Board. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

COUNCIL REPORTS:

Councilmembers addressed various subject matters.

1. Mr. Anderson announced the following appointments to the Tourist Development Council committees:

- a. Marketing Committee – Keely Leggett, City’s Public Information Officer;
- b. Capital Facilities Committee – Jeff Whitehead, City’s Parks and Recreation Assistant Director;
- c. Beach Committee – Mindy Holcomb Gibson;
- d. Cultural Arts Committee – Sara Stople; and
- e. Sports Committee – Mr. Anderson currently served as Chair and no other appointment was needed.

2. Mr. Anderson requested that he and the Deputy City Manager meet with Brevard County Commissioner Isnardi to discuss the Interlocal Agreement related to the St. Johns Heritage Parkway and Babcock Street intersection. Mr. Santiago agreed. Mr. Bailey said there were a lot of non-negotiables for him at this point. He was not going to widen and maintain their road just to get a permit. He was willing to hold out to get the right agreement for Palm Bay taxpayers. Mr. Anderson said his objective was to get the interchange open and not at the cost of Palm Bay taxpayers. Deputy Mayor Johnson said that, in the long term, taking on the burden of Babcock Street would really hurt the City. Mr. Anderson reiterated that his focus was to get the permit. There was further discussion about the negotiating the agreement and funding. Deputy Mayor Johnson stated that Mr. Anderson had the consensus to meet with Commissioner Isnardi.

NEW BUSINESS: (Ordinance is for first reading.)

1. Ordinance 2020-06, amending the Code of Ordinances, Chapter 93, Real Property Nuisances, Subchapter ‘Unsightly and Unsanitary Conditions’ by modifying provisions contained therein. (CONTINUED FROM RCM – 02/06/20)

The City Attorney read the ordinance in caption only. Mrs. Morrell advised that the ordinance was revised to exclude the parking regulations language.

Bill Battin, resident, made the following comments: questioned the definition of nuisance vegetation; the ordinance only addressed unimproved property but many improved properties had nuisance vegetation; asked if the City imposed code liens on itself when

pepper trees grew into the street; and he did not agree with the City or authorized representatives being allowed to trespass on private property without identifying themselves.

Mrs. Morrell advised that in order to allow for due process, the property owner would be notified to come before the Code Enforcement Board or Special Magistrate for a hearing and then authorization would be given for the City to enter the property.

Mr. Bradley advised that nuisance vegetation included tall grass and weeds, pepper trees, dead trees, etc. The City did not remove live, healthy trees and did not enter improved properties that were occupied. If there were issues with a City property, the respective department would be contacted to maintain the vegetation. The right to enter would only occur if the property was declared a nuisance.

Motion by Mr. Santiago, seconded by Mr. Bailey, to approve Ordinance 2020-06.

Mr. Bailey said that the amendment allowed for more due process for the property owners, especially for those that live out of state, which he felt was good for property rights.

Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

2. Consideration of appropriation from General Fund unallocated fund balance for the procurement of forensic audit services for the St. Johns Heritage Parkway Interchange Project (\$250,000).

Staff Recommendation: Authorize a budget of \$250,000 from the General Fund unallocated fund balance for the procurement of forensic audit services for the St. Johns Heritage Parkway/Interchange Project.

Bill Battin, resident, said it was a lot of money in addition to the \$9 million placed on taxpayers of Palm Bay. He said that unless the City was going to prosecute based on the findings, he did not feel the City should waste the money.

Motion by Mr. Santiago, seconded by Mr. Bailey, to approve the appropriation as requested.

Mr. Santiago said that this project was the main item that stuck out in the State audit. He wanted answers as to why certain things had not been done, such as why information was not shared with Council. He felt that going through this process may put some minds at ease.

Mr. Bailey said he supported the request as it was only to allocate the funding. It was yet to be determined as to what exactly would be audited at this time. He would like Homes for Warriors, Community Development Block Grant (CDBG) and the Home Investment Partnership (HOME) program to be included in the audit.

Mr. Anderson had requested that the City Clerk gather quotes to audit the Homes for Warriors, SHIP, Community Development Block Grant (CDBG) and HOME grant funds. He asked the Deputy City Clerk to follow-up on same. Mr. Santiago suggested that once the cost was determined for this audit and if there were monies leftover, then Council could decide to proceed with other specified audits.

Mr. Bailey said the monies should be traced down. If seeking findings of corruption, he did not feel it would be reflected just in the public record documents. He said if money went to a vendor, then it had to be traced as to what happened to the funds once received by the vendor. A true forensic audit would follow the money trail down to the private entities as well.

Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

3. Consideration of appropriation from Utility Unreserved Retained Earnings to provide additional funding for biosolids transportation disposal and fuel tank cleaning/fuel treatment at the North Regional Wastewater Treatment Plant (\$103,900).

Staff Recommendation: Approve the appropriation of \$103,900 from Utility Unreserved Retained Earnings on the next scheduled budget amendment to provide additional funding for biosolids transportation disposal; and funding for the fuel tank cleaning and fuel treatment.

Bill Battin, resident, asked if the expenditure was in addition to Item 1, Award of Proposal(s), under Procurement(s). Mrs. Morrell answered that the items were not related.

Motion by Mr. Bailey, seconded by Mr. Anderson, to approve the appropriation and funding as requested. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

4. Consideration of certain Bayfront Community Redevelopment Agency and City-owned surplus commercial real estate for sale to the public.

Staff Recommendation: Approve the list of certain Bayfront Community Redevelopment Agency and City-owned surplus commercial real estate for sale to the public, provided with the City Manager's Legislative Memorandum.

Motion by Mr. Bailey, seconded by Mr. Anderson, to approve the list of surplus commercial real estate as requested. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

5. Consideration of the following related to single-family rehabilitation at 1386 Port Malabar Boulevard NE:

a) Funding of repairs utilizing two Local Housing Assistance Plan (LHAP) strategies -- State Housing Initiative Partnership (SHIP) Owner-Occupied Rehabilitation and Special Needs;

b) Exceeding the \$20,000 maximum award for Special Needs by \$5,000; and

c) Allocating \$25,000 from the Designated Fund Balance account to the Special Needs account.

Staff Recommendation: Approve the use of two (2) strategies (LHAP strategies and SHIP Owner-Occupied Rehabilitation and Special Needs) to fund repairs to 1386 Port Malabar Boulevard NE; authorize exceeding the \$20,000 maximum award for Special Needs by \$5,000; and approve the allocation of \$25,000 from the Designated Fund.

Bill Battin, resident, asked if the funding source could be used to assist in addressing the City's homeless problem rather than giving a large sum to help one person only. Mrs. Morrell confirmed same and added that staff was already working on some programming. She would provide Council with further information.

Mr. Bailey said there was some accountability with these types of programs. If the owner vacated or sold the property, the funding would be returned to the City. Mrs. Morrell said it would be a second mortgage with a penalty.

Motion by Mr. Anderson, seconded by Mr. Bailey, to approve the use of the strategies to fund repairs; authorize exceeding the maximum award for Special Needs; and approve the allocation as requested for 1386 Port Malabar Boulevard NE. Motion carried with members voting as follows: Deputy Mayor Johnson, Yea; Councilman Santiago, Yea; Councilman Bailey, Yea; Councilman Anderson, Yea.

***6. Consideration of exceeding the \$50,000 maximum award for SHIP Owner-Occupied Rehabilitation by \$25,000 under the approved LHAP for 3097 Dairy Terrace NE.**

Staff Recommendation: Approve exceeding the \$50,000 maximum award for SHIP Owner-Occupied Rehabilitation by \$25,000 under the approved LHAP for 3097 Dairy Terrace NE.

The item, considered under Consent Agenda, was approved as recommended by City staff.

***7. Consideration of a budget amendment allocating Designated Fund Balance to SHIP Single Family Rehabilitation account for 1200 Waco Boulevard SE, 789 Cleaves Street SE and 430 Heather Avenue NE (\$73,680).**

Staff Recommendation: Approve a budget amendment allocating \$73,680 from the Designated Fund Balance to SHIP Single Family Rehabilitation account for 1200 Waco Boulevard SE, 789 Cleaves Street SE and 430 Heather Avenue NE.

The item, considered under Consent Agenda, was approved as recommended by City staff.

***8. Consideration of an amendment to the grant agreement with the Florida Department of Emergency Management for the Hazard Mitigation Program for Fire Station hardening.**

Staff Recommendation: Approve, and authorize the City Manager to execute, a modification to the grant agreement with the Florida Department of Emergency Management for the Hazard Mitigation Program for Fire Station hardening.

The item, considered under Consent Agenda, was approved as recommended by City staff.

***9. Consideration of submitting an application for COPS Hiring Program Grant funds for additional sworn personnel for the Police Department.**

Staff Recommendation: Approve submitting an application for COPS Hiring Program Grant funds for additional sworn personnel for the Police Department.

The item, considered under Consent Agenda, was approved as recommended by City staff.

***10. Consideration of submitting an application for Federal Emergency Management Agency’s Assistance to Firefighters Grant funds for Quint apparatus and air pack replacement.**

Staff Recommendation: Approve the application submission of the Federal Emergency Management Agency’s Assistance to Firefighters Grant funds for Quint apparatus and air pack replacement.

The item, considered under Consent Agenda, was approved as recommended by City staff.

11. Consideration of scheduling a special meeting for March 2020.

The item, announced under Agenda Revisions, was withdrawn by staff.

ADMINISTRATIVE AND LEGAL REPORTS:

There were no administrative or legal reports.

PUBLIC COMMENTS/RESPONSES:

There were no public comments.

ADJOURNMENT:

There being no further business, the meeting adjourned at the hour of 9:33 p.m.

Kenny Johnson, DEPUTY MAYOR

ATTEST:

Terri J. Lefler, DEPUTY CITY CLERK

- * Identifies items considered under the heading of Consent Agenda.
- ♣ Indicates quasi-judicial proceeding.