

# CITY OF PALM BAY, FLORIDA

## REGULAR COUNCIL MEETING 2024-27

Held on Thursday, the 17<sup>th</sup> day of October 2024, 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 6:01 P.M.

Joseph One, Trinity Haitian Baptist Church, Palm Bay, gave the invocation which was followed by the Pledge of Allegiance to the Flag.

### ROLL CALL:

|                       |                 |                |
|-----------------------|-----------------|----------------|
| <b>MAYOR:</b>         | Rob Medina      | Present        |
| <b>DEPUTY MAYOR:</b>  | Donny Felix     | Present        |
| <b>COUNCILMEMBER:</b> | Kenny Johnson   | Present (Late) |
| <b>COUNCILMEMBER:</b> | Philip Weinberg | Present        |
| <b>COUNCILMEMBER</b>  | Vacant          |                |
| <b>CITY MANAGER:</b>  | Suzanne Sherman | Present        |
| <b>CITY ATTORNEY:</b> | Patricia Smith  | Present        |
| <b>CITY CLERK:</b>    | Terese Jones    | Present        |

**CITY STAFF:** Joan Junkala-Brown, Deputy City Manager; Juliet Misconi, Deputy City Manager; Mariano Augello, Police Chief; Ibis Berardi, Community and Economic Development Assistant Director; Lisa Frazier, Growth Management Director.

### ANNOUNCEMENTS:

Deputy Mayor Felix announced the following vacancies and term expiring, and solicited applications for same:

- 1. Three (3) vacancies on the Youth Advisory Board (represents 'at-large student member' positions).++**
- 2. One (1) vacancy on the Community Development Advisory Board (represents 'banking industry' position).++**
- 3. One (1) vacancy on the Melbourne-Tillman Control District.++**

### AGENDA REVISIONS:

Ms. Sherman announced the following:

A. The applicants for Items 2, 3, 4, and 6, under Public Hearings, requested that the items be continued to the November 7, 2024, regular Council meeting; and Item 11, under Public Hearings, be continued to the December 5, 2024, regular Council meeting.

Motion by Deputy Mayor Felix, seconded by Mr. Weinberg, to continue Items 2, 3, 4, and 6, under Public Hearings, to the November 7, 2024, regular Council meeting; and Item 11, under Public Hearings, to the December 5, 2024, regular Council meeting. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Weinberg, Yea.

Councilman Johnson joined the meeting at this time.

B. Staff requested that Item 1, under Proclamations and Recognitions, be considered at the end of Proclamations and Recognitions; Item 10, under Consent Agenda, be removed from consent and considered at the end of New Business; and move Item 1, under New Business after Public Comments.

Motion by Mr. Johnson, seconded by Deputy Mayor Felix, to consider Item 1, under Proclamations and Recognitions, at the end of proclamations; and Item 10, under Consent Agenda, be removed from consent and considered at the end of New Business; and move Item 1, under New Business, after Public Comments. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

#### **PROCLAMATIONS AND RECOGNITIONS:**

The proclamations were read.

- 1. Proclamation: Mayor's Business Spotlight recipient – Marc's Auto and Tire Center, Inc.**
- 2. Proclamation: Florida City Government Week – October 21-27, 2024.**
- 3. Proclamation: National Native American Heritage Month – November 2024.**

#### **PUBLIC COMMENT(S)/RESPONSE(S): (Non-agenda Items Only)**

Individuals made general comments.

1. Tom Rebman, resident, requested a Council workshop to address HB1365 and how the City was going to implement guidelines, initiatives and provide solutions.

Ms. Sherman advised that staff had been in discussion with the Brevard Homeless Coalition, Brevard County and other municipalities to discuss different strategies based on House Bill 1365. She noted that funding was the biggest issue moving forward.

Chief Augello advised that the Police Department would continue to treat the homeless population with dignity and respect and did not want to just go out and apprehend them. He said a sustainable solution was needed moving forward, not only for the Police Department but for the entire community.

Mr. Johnson wanted everyone involved to do a better job at facilitating resources to accommodate the homelessness issue. He felt a workshop was needed and should be held sooner than later, and asked that nonprofit organizations and churches be involved in the discussion. Councilmembers agreed. Mr. Weinberg suggested sending notices to City partners, nonprofits and churches.

Mayor Medina questioned if there were any legalities or protocols to be followed. Ms. Smith advised that staff was following all required protocols pursuant to law. The goal was to find resources for the homeless, while also respecting private property rights.

There was further discussion regarding various issues to be addressed at the workshop. Council concurred to hold the workshop mid-November.

2. Pat Dalpra, resident, questioned what was being done to correct the problems with sewage dumping as it was flowing into the canals and the Indian River Lagoon. She felt the flooding was getting worse due to new home elevations. Ms. Dalpra also asked if a turn lane was being considered for the new Chipotle location at Emerson Drive and Malabar Road.

Ms. Sherman explained the sewage spill that had occurred was due to a stormwater pipe that had failed but had since been rectified. She confirmed that a turn lane for Chipotle was not being added but intersection improvements would be done in-house by staff.

3. Santa Isabel Wright, resident, said there was no City representation for its multicultural residents that spoke different languages.

Ms. Sherman shared that the City had created a list of volunteers to assist with translating for residents that spoke different languages, including sign language. She noted there was also a new chatbot on the City's website that could translate up to seventy (70) different languages.

Item 1, under New Business, was considered at this time.

**1. Consideration of organizations to receive funding through the Opioid Settlement Proceeds Grant.**

Staff Recommendation: Award of Opioid Settlement Proceeds Grant funds to eligible applicants as determined by City Council; and authorize the City Manager to execute a Subrecipient Agreement and any subsequent amendments (limited to amendments that do not increase funding award).

Ms. Berardi presented the item to Council. She advised that through the Request for Applications (RFA) process, nine (9) programs were received from four (4) different agencies, and three (3) of those programs were recommended by staff.

Mr. Weinberg wanted to see a greater use of the funding. He felt the applicants were using the monies for a small number of people, except for the Brevard Prevention Coalition. Councilmembers agreed.

Representatives from Brevard Prevention Coalition and Operation New Hope presented their programs to City Council. The representatives responded to questions posed by councilmembers.

Ms. Sherman advised that there approximately \$261,000 in available funding. There was \$37,000 in funding still remaining and, if desired by Council, staff could perform an additional solicitation to specifically target programs that could assist the homeless that were struggling with opioid addiction in the community. Council concurred.

Motion by Mr. Johnson, seconded by Deputy Mayor Felix, to award Opioid Settlement Proceeds Grant funds to Brevard Prevention Coalition (Position Choice, Positive Life Program), Brevard Prevention Coalition (Opioid Use Disorder Treatment and Recovery Support Program), and Operation New Hope (Ready4Work Recovery Support); and authorize the City Manager to execute a Subrecipient Agreement and any subsequent amendments. In addition, the remaining available funding would be used in the current fiscal year. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

Council resumed the consideration of items in order as shown on the agenda.

**APPROVAL OF CONSENT AGENDA:**

All items of business under the 'Approval of Consent Agenda' heading were enacted by the following motion:

Motion by Deputy Mayor Felix, seconded by Mr. Weinberg, that the Consent Agenda be approved as presented with the removal of Items 5, 8, 9, 12, and 15, from consent. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

**1. Adoption of Minutes: Special Meeting 2024-20; August 29, 2024.**

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

**2. Adoption of Minutes: Regular Meeting 2024-22; September 5, 2024.**

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

**3. Adoption of Minutes: Special Meeting 2024-23; September 12, 2024.**

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

**4. Adoption of Minutes: Special Meeting 2024-25; October 1, 2024.**

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

**5. Award of Bid: Sacrifice Park improvements – Bid 50-0-2024 – Parks and Facilities Department (Doug Wilson Enterprises, Inc. – \$241,621).**

The item was removed from Consent Agenda and heard after Public Hearings under Consideration of Items Removed from Consent Agenda.

**6. Award of Proposal: National Incident Management System (NIMS)/Incident Command System (ICS) training - RFP 51-0-2024 - Fire Rescue Department (Rescue Training Associates, Inc. - \$149,250).**

Staff Recommendation: Approve the award for National Incident Management System (NIMS)/Incident Command System (ICS) training with Rescue Training Associates, Inc. (Deerfield Beach), in the amount of \$149,250, for a one-year term contract, renewable by the Procurement Department for two (2) additional one-year terms.

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

**7. Contract: Enterprise Resource Planning (ERP), software and implementation services – RFP 37-0-2023 – Utilities Department (SpryPoint Services, Inc – \$948,718).**

Staff Recommendation: Approve the contract extension for Enterprise Resource Planning (ERP) software and implementation services with SpryPoint Services, Inc., in the amount of \$948,718; and approve the appropriation of funds from the Utilities Operating Undesignated Fund Balance (\$948,718).

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

**8. Resolution 2024-38, designating existing City staff to serve as the Clerk to the Local Hearing Officer related to the speed detection system in designated school zones.**

The item was removed from Consent Agenda and heard after Public Hearings under Consideration of Items Removed from Consent Agenda.

**9. Consideration of an amendment to the Commercial Property Enhancement Program (CPEP) guidelines.**

The item was removed from Consent Agenda and heard after Public Hearings under Consideration of Items Removed from Consent Agenda.

**10. Consideration of soliciting proposals through the Request for Applications (RFA) process from non-profit organizations for the purpose of providing services to Palm Bay youth and at-risk youth at the Evans Center.**

The item was removed from Consent Agenda and considered as Item 2, under New Business.

**11. Consideration of utilizing State Housing Initiatives Partnership (SHIP) Program funds for the demolition and reconstruction of a single-family home located at 2254 Washington St. NE to preserve affordable housing (\$308,989).**

Staff Recommendation: Approve \$308,989 in SHIP program funds for the demolition/reconstruction of a single-family home at 2254 Washington Street NE, Palm Bay, Florida, 32905; and authorize the City Manager to execute agreements with the homeowner and contractor.

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

**12. Consideration of a Memorandum of Understanding between the City's Community & Economic Development and Utilities Departments for septic-to-sewer conversion assistance for income-eligible households funded through the American Rescue Plan Act (\$420,000).**

The item was removed from Consent Agenda and heard after Public Hearings under Consideration of Items Removed from Consent Agenda.

**13. Consideration of reallocating year-end savings from Fiscal Year 2024 to procure a Camera Truck (\$500,000) and a replacement Fleet Service Truck (\$225,000).**

Staff Recommendation: Approve the reallocation of year-end savings from Fiscal Year 2024 to procure a Camera Truck in the amount of \$500,000 and a replacement Fleet Service Truck in the amount of \$225,000.

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

**14. Consideration of appropriating funds for one (1) new full-time Utilities Inspector from the Utilities Operating Undesignated Fund Balance (\$155,822).**

Staff Recommendation: Approve the addition of one (1) new full-time Utilities Inspector and the appropriation of funds on the next scheduled budget amendment in the amount of \$155,822 for Fiscal Year 2025.

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

**15. Consideration of submitting an application for Edward Byrne Memorial Justice Assistance Grant funds for Police Department equipment and software (\$30,546).**

The item was removed from Consent Agenda and heard after Public Hearings under Consideration of Items Removed from Consent Agenda.

**16. Acknowledgement of a grant application submittal for the Fiscal Year 2024/2025 Tourism Development Council (TDC) Marketing Support Program (up to \$15,000).**

Staff Recommendation: Acknowledge that staff submitted an application for the Fiscal Year 2024/2025 Tourist Development Council (TDC) Marketing Support Program (up to

\$15,000) for multiple City events; and authorize the City Manager execute the grant contract, if awarded.

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

**17. Acknowledgement of the City's monthly financial report for July 2024 (Unaudited).**

The item, considered under Consent Agenda, was acknowledged by City Council.

**PUBLIC HEARING(S):**

**1. Ordinance 2024-57, vacating a portion of the rear public utility and drainage easement located within Lot 8, Block 2026, Port Malabar Unit 46 (Case VE-11-2024, David and Traci McAbee), first 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. Johnson, seconded by Mr. Weinberg, to approve Ordinance 2024-57. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

**2. Resolution 2024-40, granting a conditional use to allow the construction of a dock within C (Conservation District) zoning on property located north of and adjacent to Port Malabar Boulevard, in the vicinity east of Clearmont Street (10.00 acres) (Case CU23-00015, Richard Pribell and Joyce Lochan-Pribell). (Quasi-Judicial Proceeding)**

This item, considered under Agenda Revisions, was continued to the November 7, 2024, regular Council meeting.

**3. Resolution 2024-41, granting a conditional use for a self-storage facility in CC (Community Commercial District) zoning, on property located south of and adjacent to Emerson Drive, in the vicinity east of St. Johns Heritage Parkway (3.57 acres) (Case CU24-00004, Ascot Palm Bay Holdings, LLC). (Quasi-Judicial Proceeding)**

This item, considered under Agenda Revisions, was continued to the November 7, 2024, regular Council meeting.

**4. Resolution 2024-42, granting a conditional use to allow retail automotive gas/fuels in CC (Community Commercial District) zoning, on property located west of and adjacent to St. Johns Heritage Parkway, in the vicinity west of Emerson Drive (2.00 acres) (Case CU24-00007, Ascot Palm Bay Holdings, LLC). (Quasi-Judicial Proceeding)**

This item, considered under Agenda Revisions, was continued to the November 7, 2024, regular Council meeting.

**5. Ordinance 2024-58, rezoning property located at the southeast corner of Babcock Street and Malabar Road from GC (General Commercial District) to CC (Community Commercial District) (1.15 acres) (Case Z24-00002, Royal Wash PSL LLC), first reading. (Quasi-Judicial Proceeding)**

The Planning and Zoning Board recommended denial of the request.

The City Attorney read the ordinance in caption only. The public hearing was opened. Chelsea Anderson, representative for the applicant, presented the request to Council.

Numerous individuals spoke against the request, stating that traffic would be a major concern, especially with the existing merge lane; the intersection was already too congested; and the project would have a negative effect on existing businesses and adjacent neighborhoods.

Chris Walsh, Traffic Engineer representing the applicant, said that they had met with the Florida Department of Transportation (FDOT) to bring the ingress/egress up to current standards. The driveways were moved so that drivers could enter the property without backing up traffic. There was also a much larger and flatter radius coming onto the property. Access would also be allowed from the alley to disperse more traffic. Mr. Walsh provided further details about the project and responded to comments made by residents.

The public hearing was closed.

Motion by Mr. Johnson, seconded by Deputy Mayor Felix, to approve Ordinance 2024-58.

Mr. Johnson encouraged the applicant to work with the surrounding business owners.

Mr. Weinberg did not support the request. He felt it should remain as General Commercial District zoning and said there were currently eight (8) gas stations/convenience stores within two (2) miles from Malabar Road and Babcock Street intersection. Mayor Medina agreed.

Motion failed with members voting as follows:

|                     |     |
|---------------------|-----|
| Mayor Medina        | Nay |
| Deputy Mayor Felix  | Yea |
| Councilman Johnson  | Yea |
| Councilman Weinberg | Nay |

**6. Resolution 2024-39, granting a conditional use to allow retail automotive gas/fuel sales in CC (Community Commercial District) zoning on property located at the southeast corner of Babcock Street and Malabar Road (1.15 acres) (Case CU24-00006, Royal Wash PSL LLC). (Quasi-Judicial Proceeding)**

This item, considered under Agenda Revisions, was continued to the November 7, 2024, regular Council meeting. However, due to the failed motion for the accompanying rezoning request (Case Z24-00002), this item was rendered moot.

**7. Ordinance 2024-45, rezoning all RM-10 (Single-, Two-, Multiple-Family Residential) zoning district properties within the city limits to RM-15 (Single-, Two-, Multiple-Family Residential District) (Case Z24-00004, City of Palm Bay), first reading. (Quasi-Judicial Proceeding) (CONTINUED FROM 09/19/24 RCM)**

The Planning and Zoning Board recommended approval of the request.

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

Bill Battin, resident, commented that this request would increase the density when there was already an issue with over density throughout the city. He felt that RM-10 was a reasonable level.

Ms. Frazier advised that there were 688 lots that were zoned RM-10. The purpose of this request was to reduce redundancies in the Code. There was also a new zoning, RT-10 which allowed ten (10) units per acre but only allowed thirty-five (35) foot height as well as townhomes.

The public hearing was closed.

Motion by Deputy Mayor Felix, seconded by Mr. Johnson, to approve Ordinance 2024-45. Motion carried with members voting as follows:

Motion carried with members voting as follows:

|                     |     |
|---------------------|-----|
| Mayor Medina        | Nay |
| Deputy Mayor Felix  | Yea |
| Councilman Johnson  | Yea |
| Councilman Weinberg | Yea |

**8. Ordinance 2024-46, rezoning all SF-1 (Single-Family Residential) zoning district properties within the city limits to RS-1 (Single-Family Residential District) (Case Z24-00005, City of Palm Bay), first reading. (Quasi-Judicial Proceeding) (CONTINUED FROM 09/19/24 RCM)**

The Planning and Zoning Board recommended approval of the request.

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

Motion by Mr. Johnson, seconded by Mr. Weinberg, to approve Ordinance 2024-46. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

**9. Ordinance 2024-55, rezoning all BMUV (Bayfront Mixed Use Village District) zoning district properties within the city limits to UMU (Urban Mixed-Use District) (Case Z24-00007, City of Palm Bay), first reading. (Quasi-Judicial Proceeding)**

The Planning and Zoning Board recommended approval of the request.

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

Motion by Mr. Johnson, seconded by Mr. Weinberg, to approve Ordinance 2024-55. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

**10. Ordinance 2024-56, rezoning all BMU (Bayfront Mixed Use District) zoning district properties within the city limits to CMU (Community Mixed-Use District) (Case Z24-00008, City of Palm Bay), first reading. (Quasi-Judicial Proceeding)**

The Planning and Zoning Board recommended approval of the request.

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

Motion by Mr. Johnson, seconded by Mr. Weinberg, to approve Ordinance 2024-56. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

**11. Request by Chaparral Properties, LLC, for preliminary subdivision plan approval of a residential subdivision to be known as ‘Chaparral P.U.D. Phase Four B and Five A-B, which property is located in the vicinities south of Malabar Road and west of Searle Avenue, in PUD (Planned Unit Development) zoning (Case PS24-00001). (Quasi-Judicial Proceeding) (CONTINUED FROM 08/13/24 RCM)**

This item, considered under Agenda Revisions, was continued to the December 5, 2024, regular Council meeting.

**CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA:**

**5. Award of Bid: Sacrifice Park improvements – Bid 50-0-2024 – Parks and Facilities Department (Doug Wilson Enterprises, Inc. – \$241,621).**

Staff Recommendation: Approve the award for Sacrifice Park improvements with Doug Wilson Enterprises, Inc. (Merritt Island), in the amount of \$241,621; and approve the appropriation of funds from the Undesignated Fund Balance (\$241,621).

Mayor Medina relinquished the chair to the Deputy Mayor and made a motion to approve the award for Sacrifice Park improvements with Doug Wilson Enterprises, Inc. in the amount of \$241,621. Mr. Johnson seconded the motion.

Deputy Mayor Felix noted there was still a shortage of approximately \$230,000 to complete the improvements. He asked Mayor Medina if he would commit the next two (2) years of proceeds from the Mayor’s Ball to completion of the park improvements. Mayor Medina said there was a lot of collaboration with the community, the County and the State and he felt the contingency would come from the City and this project was a benefit to the City and the citizens.

Deputy Mayor Felix supported the project, but said it was not right for the citizens to pay the remaining balance needed from the General Fund.

Motion carried with members voting as follows:

|                     |     |
|---------------------|-----|
| Mayor Medina        | Yea |
| Deputy Mayor Felix  | Yea |
| Councilman Johnson  | Nay |
| Councilman Weinberg | Yea |

Mayor Medina resumed as the presiding officer.

**8. Resolution 2024-38, designating existing City staff to serve as the Clerk to the Local Hearing Officer related to the speed detection system in designated school zones.**

The City Attorney read the resolution in caption only.

Motion by Mr. Weinberg, seconded by Deputy Mayor Felix, to adopt Resolution 2024-38. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

**9. Consideration of an amendment to the Commercial Property Enhancement Program (CPEP) guidelines.**

Staff Recommendation: Approve the revisions to the Commercial Property Enhancement Program (CPEP) guidelines.

Mr. Johnson asked the funding source for this program. Ms. Sherman confirmed it was General Fund dollars. Mr. Johnson felt that the monies should be placed towards organizations, such as weVENTURE, that could assist small businesses in marketing their business instead of putting the money towards a sign for a business. He said it would be a better return on investment.

Mayor Medina said the premise was not only about signage, but to beautify rundown commercial properties throughout the city. He felt this program met what was needed for these properties. Deputy Mayor Felix and Mr. Weinberg supported the program guidelines.

Motion by Mr. Weinberg, seconded by Mr. Johnson, to approve the revisions to the Property Enhancement Program (CPEP) guidelines. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

**12. Consideration of a Memorandum of Understanding between the City's Community & Economic Development and Utilities Departments for septic-to-sewer conversion assistance for income-eligible households funded through the American Rescue Plan Act (\$420,000).**

Staff Recommendation: Approve a Memorandum of Understanding (MOU) between the City's Community and Economic Development and Utilities Departments for septic-to-sewer conversion assistance for income-eligible households funded through American Rescue Plan Act (ARPA) (\$420,000); and authorize the City Manager to execute the MOU and any subsequent amendments that to do not increase the funding award.

Bill Battin, resident, questioned if the monies could be spent by the sunset date of December 31, 2026; the process for the application; and the criteria to qualify as low-to-moderate income. He considered this as preferential treatment and was also concerned that there would be no funding available when his neighborhood received services.

Ms. Berardi responded that income eligible residents were already on the list and ready for services. The income eligibility was stipulated by ARPA through the Federal Poverty Guideline. Staff utilized a checklist through ARPA to confirm that all criteria was met.

Motion by Mr. Johnson, seconded by Mr. Weinberg, to approve the Memorandum of Understanding (MOU) between the City's Community and Economic Development and Utilities Departments for septic-to-sewer conversion assistance for income-eligible households funded through ARPA (\$420,000); and authorize the City Manager to execute the MOU and any subsequent amendments that would not increase the funding award. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

**15. Consideration of submitting an application for Edward Byrne Memorial Justice Assistance Grant funds for Police Department equipment and software (\$30,546).**

Staff Recommendation: Approve the application for the Bureau of Justice Assistance (BJA) Fiscal Year 2024 Edward Byrne Memorial Justice Assistance Grant (JAG) – Local Solicitation; and authorize the Mayor or Deputy Mayor to sign the Fiscal Year 2024 Local JAG CE Certification form which is required to be included in the application submission.

Motion by Mr. Johnson, seconded by Mr. Weinberg, to approve the application for the Bureau of Justice Assistance (BJA) Fiscal Year 2024 Edward Byrne Memorial Justice Assistance Grant (JAG) – Local Solicitation; and authorize the Mayor or Deputy Mayor to sign the Fiscal Year 2024 Local JAG CE Certification form which is required to be included

in the application submission. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

**NEW BUSINESS:**

**1. Consideration of organizations to receive funding through the Opioid Settlement Proceeds Grant.**

The item was considered earlier in the meeting after Public Comments.

A brief recess was taken after which time the meeting resumed.

Item 10, under Approval of Consent Agenda, was renumbered as Item 2, under New Business, and considered at this time.

**2. Consideration of soliciting proposals through the Request for Applications (RFA) process from non-profit organizations for the purpose of providing services to Palm Bay youth and at-risk youth at the Evans Center. (AGENDA REVISION)**

Staff Recommendation: Authorize the City to publish a Request for Applications (RFA) soliciting proposals from non-profits for use of the Evans Center to provide programs for Palm Bay youth and at-risk youth.

Ms. Berardi presented the item to Council. The City received submissions from four (4) non-profits proposing programs for youth and at-risk youth at the Evans Center from the following agencies: Club Esteem, Inc., Community Revitalization, Inc., Macedonia Community Development Corporation (CDC), and METCA, Inc.

Council discussed the various programs, and each councilmember advised of the types of programs they wanted to see that would provide skills and training for Palm Bay youth, such as culinary, financial literacy, and heating, ventilation and air conditioning (HVAC).

Motion by Mr. Johnson, seconded by Mr. Weinberg, to publish a Request for Applications (RFA) soliciting proposals from non-profits for use of the Evans Center to provide programs for Palm Bay youth and at-risk youth. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

**COMMITTEE AND COUNCIL REPORTS:**

Councilmembers addressed various subject matters.

**ADMINISTRATIVE AND LEGAL REPORTS:**

1. Ms. Sherman provided updates on various issues. She asked Council to consider a co-sponsorship request from Representative Randy Fine to host a Farm Share food event at Fred Poppe Regional Park on Friday, October 18, 2024. The purpose was to distribute free food to the community who may have been impacted by power outages from Hurricane Milton. There would be enough food delivered for approximately 500 people. The estimated in-kind costs were \$1,555 in staff resources and fee waivers for the 4–5-hour event. Council concurred.

Due to the meeting nearing the curfew deadline, motion by Mr. Johnson, seconded by Mr. Weinberg, to extend the meeting by thirty (30) minutes (first extension), which would expire at 11:30 P.M. Motion carried with members voting as follows: Mayor Medina, Yea; Deputy Mayor Felix, Yea; Councilman Johnson, Yea; Councilman Weinberg, Yea.

**PUBLIC COMMENTS/RESPONSES:**

Individuals made general comments.

**ADJOURNMENT:**

There being no further business, the meeting adjourned at the hour of 11:10 P.M.

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Rob Medina, MAYOR

ATTEST:

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Terese M. Jones, CITY CLERK