

City of Cocoa

*65 Stone Street
Cocoa, FL 32922*



Meeting Agenda

Monday, July 18, 2022

6:00 PM

Dr. Joe Lee Smith Center

Diamond Square RDA

I. CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

II. APPROVAL OF AGENDA AND MINUTES:

AGENDA:

1. **22-406** Request Agency Approval of the Agenda for the Diamond Square Community Redevelopment Agency Regular Meeting on Monday, July 18, 2022.

Attachments: 7-18-22 Short Agenda..pdf

MINUTES:

2. **22-407** Request Agency approval of the Minutes from the June 20, 2022 Diamond Square Redevelopment Agency Special Meeting.

Attachments: DSCRA Minutes 6-20-22 FINAL.pdf

III. DELEGATIONS:

In accordance with the City Council's rules and procedures, residents or tax-payers of the City (upon any subject of general or public interest), City employees (regarding his/her employment), and water and sewer customers (on matters related to the City's water and/or sewer system), may address the City Council under Delegations on items not on the printed agenda by filling out a speaker card.

Speaker cards are located outside the Council meeting room and should be provided to the City Clerk. Please observe the time limit of five (5) minutes while speaking under Delegations. Delegations shall be limited to thirty (30) minutes unless extended by Council.

IV. PRESENTATIONS:**V. ACTION ITEMS:**

1. **22-401** Staff is request Agency Approval for the agency's Residential Beautification grant application not to exceed \$ 500 for the property located at 803 Wilson Ave, Cocoa, FL and to authorize the City Manager to execute a Residential Paint Grant Agreement.

Attachments: 803 Wilson Applic.pdf
803 Wilson Ave - Bailey Beauty Agreement .pdf

2. **22-403** Staff is requesting Agency Approval of a FY22 Budget Resolution, BAF#22-112-T, to name the Female Veteran's Village The Major Abbie Sweetwine Female Veteran's Village and for the purchase of sign(s) for the area up to an amount of \$3,000.

Attachments:

DS CRA Resolution 22-403 FY 2022.pdf.pdf

BAF 22-112-T-DSCRA-Female Veterans Village (7-18-22) Agenda 22-403.pdf

3. **22-405** Budget discussion for FY2023 and direction for finalizing the budget at the next DSCRA meeting to be held in August, 2022.

VI. ATTORNEY'S REPORT:

VII. UPDATES AND STAFF REPORTS:

VIII. NEXT MEETING DATE:

The next regularly scheduled meeting of the Cocoa Redevelopment Agency will be on Tuesday at 5:00 PM at the Cocoa City Hall, 65 Stone Street, Cocoa, Florida.

IX. ADJOURNMENT

NOTICE TO THE PUBLIC:

This is a public meeting. All interested parties may attend in person. The facility wherein this public meeting will be held is accessible to the physically handicapped. In accordance with the Americans With Disabilities Act, persons needing assistance to participate in any of these proceedings should contact the City Clerk of the City of Cocoa, listed below, at least 48 hours prior to the meeting: Carie Shealy, City Clerk, 65 Stone Street, Cocoa, by telephone at (321) 433-8484 or via email at cshealy@cocoafl.org.

Additionally, interested persons may view or listen to the meeting electronically at the following internet sites:

(1) <https://tinyurl.com/s5e875r> or

(2) <https://cocoa.legistar.com/DepartmentDetail.aspx?ID=26365&GUID=FF9D3369-D354-4FAB-800A-57D0AEE30153&Mode=MainBody>

However, the City is not responsible for technical difficulties that may occur while attempting to view or listen to the meeting on the internet.

Interested persons may submit their written comments or questions regarding the meeting prior to the meeting through Email at meetings@cocoafl.org, or via E-comments through the online agenda. Any electronic comments submitted will be made part of the meeting record. Written comments or questions not relevant to the Council meeting agenda will not be made part of the meeting record but will be maintained as public record.

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises the public that: if a person decides to appeal any decision made by the City Council with respect to any matter considered at its meeting or hearing, that person will need a record of the proceedings and for such purpose, affected persons may need to assure that a verbatim record of the proceedings is made, and such record shall include the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission into evidence of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals otherwise not allowed by law.

Although members of the public are entitled to be heard by the City Council on certain items on the meeting agenda pursuant to the City Council Rules of Procedure, members of the public are not entitled to an immediate response by either administrative staff members or Council; however, the City Council or administrative staff may provide a response at their discretion. When presenting before the City Council, all comments or questions should be directed to the Mayor or the chair of the meeting. Comments or questions should not be made directly to administrative staff without permission from the Mayor or chair.

Public debate by individual speakers from the audience on public hearing items shall be limited to three (3) minutes. Applicants or representatives of recognized groups with special interests in a matter shall be limited to ten (10) minutes; and total debate on a single issue shall be limited to thirty (30) minutes. Only one presentation per person per item shall be allowed.

A Council member may add an item to the agenda during the meeting only at the time the agenda is approved. If the item requires action by the Council, then it may be added to the agenda by an affirmative vote of the Council, and written documentation must be submitted at the time the item is added to the agenda. Matters may also be raised by the Council, City Manager or City Attorney under reports and acted upon by the City Council.

This agenda is posted on the Municipal Bulletin Board and at the Central Brevard Library and Reference Center in Cocoa for public review.

DIAMOND SQUARE REDEVELOPMENT AGENCY AGENDA ITEM

Memo Date: July 12, 2022

Agenda Date: July 18, 2022

Prepared By: Lori Chabot, Redevelopment Coordinator

Through: Charlene Neuterman, Community Services Department Director

Requested Action:

Request Agency Approval of the Agenda for the Diamond Square Community Redevelopment Agency Regular Meeting on Monday, July 18, 2022.

BACKGROUND:

Agency members approve the agenda at the beginning of the meeting.

BUDGETARY IMPACT:

N/A

PREVIOUS ACTION:

N/A

RECOMMENDED MOTION:

Request Agency Approval of the Agenda for the Diamond Square Community Redevelopment Agency Regular Meeting on Monday, July 18, 2022.



DIAMOND SQUARE

REDEVELOPMENT AGENCY

Tracy Moore
Chairperson

Larry Brown
Vice Chairperson –
Appointed by
Brevard
County

Ed Jones
Board Member

Amy Robinson
Board Member

Jackie Isom
Board Member

Marilyn Ross-Smith
Board Member

Crystal McQueen
Board Member

REGULAR MEETING AGENDA

DATE: Monday, July 18, 2022
TIME: 6:00 p.m.

Location: Dr. Joe Lee Smith Center
45 Stone Street

I.

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

II.

APPROVAL OF AGENDA & MINUTES

AGENDA: Regular Meeting of July 18, 2022

MINUTES: Special Meeting of June 20, 2022

III.

DELEGATIONS:

PRESENTATION: Tour of Dr. Joe Lee Smith Center
Presentation, Brevard County Parks and Recreation

IV.

ACTION ITEMS

1. Staff is requesting Agency approval for an application for the agency's Beautification Grant Program in an amount not to exceed \$500 for the property located at 803 Wilson Ave, Cocoa Fl and authorize the City Manager to execute a Paint Program Agreement.
2. Staff is requesting Agency Approval to name the Female Veteran's Village The Major Abbie Sweetwine Female Veteran's Village and to approve a BAF and Resolution for the purchase of sign(s) for the area up to an amount of \$3,000.
3. Budget discussion for FY2023 and direction for finalizing the budget at the next DSCRA meeting to be held in August, 2022.

V.

ATTORNEY'S REPORT

VI.

UPDATES AND STAFF REPORTS

VII.

NEXT MEETING DATE

The next meeting of the Diamond Square Redevelopment Agency is August 15, 2022, at 6:00 PM. The meeting will be held at City of Cocoa, City Hall located at 65 Stone Street, Cocoa in City Council Chambers.

VIII.

ADJOURNMENT

DIAMOND SQUARE REDEVELOPMENT AGENCY AGENDA ITEM

Memo Date: July 12, 2022

Agenda Date: July 18, 2022

Prepared By: Lori Chabot, Redevelopment Coordinator

Through: Charlene Neuterman, Community Services Department Director

Requested Action:

Request Agency approval of the Minutes from the June 20, 2022 Diamond Square Redevelopment Agency Special Meeting.

BACKGROUND:

Agency members approve the Minutes at the beginning of the meeting.

BUDGETARY IMPACT:

None

PREVIOUS ACTION:

N/A

RECOMMENDED MOTION:

Request Agency approval of the Minutes from the June 20, 2022 Diamond Square Redevelopment Agency Special Meeting.

**MINUTES
CITY OF COCOA
DIAMOND SQUARE CRA
SPECIAL MEETING
June 20, 2022**

The Special Meeting of the Diamond Square Community Redevelopment Agency was held on June 20, 2022, at Cocoa City Hall, 65 Stone Street, Cocoa, FL, as publicly noted.

I. Call to Order

Chairperson Moore called the meeting to order at 6:00 pm.

ROLL CALL:

Tracy A. Moore	Chairperson
Larry Brown	Vice Chairperson
Amy Robinson	Agency Member
Ed Jones	Agency Member
Jackie Isom	Agency Member
Marilyn Ross Smith	Agency Member
Crystal McQueen	Agency Member
Joseph Colombo	Agency Attorney
Lori Chabot	Recording Secretary

PRESENT:

Tracy A. Moore	Chairperson
Larry Brown	Vice Chairperson
Amy Robinson	Agency Member
Ed Jones	Agency Member
Jackie Isom	Agency Member
Marilyn Ross Smith	Agency Member
Crystal McQueen	Agency Member
Joseph Colombo	Agency Attorney <i>via phone</i>
Lori Chabot	Recording Secretary

ABSENT:

STAFF PRESENT:

Community Services Director Charlene Neuterman and Councilman Goins were in attendance.

Agency Member McQueen provided the invocation and the Pledge of Allegiance to the flag of the United States of America.

II. Approval of Agenda and Minutes:

AGENDA: Special Meeting of June 20, 2022.

- * *MOTION by Agency Member SMITH; SECONDED by Agency Member ISOM to approve the agenda for the June 20, 2022, as written.

AYES: ALL

MOTION PASSED UNANIMOUSLY (7-0)

MINUTES: Regular Meeting of May 16, 2022.

- * *MOTION by Agency Member MCQUEEN; SECONDED by Vice Chairperson BROWN to approve the minutes for the May 16, 2022, as written.

AYES: ALL

MOTION PASSED UNANIMOUSLY (7-0)

III. Delegations- Two people spoke later in the meeting.

IV. Presentations: None

V. Action Items:

1. Staff is requesting Agency approval for an application for the agency's Paint Grant Program in an amount not to exceed \$1,000 for the property located at 404 D Street, Cocoa Fl and authorize the City Manager to execute a Paint Program Agreement.

Director Neuterman presented the Item stating the applicant had met the application requirements and photos were attached.

- * *MOTION by Vice Chairperson BROWN; SECONDED by Agency Member SMITH to approve an application for the agency's Paint Grant Program in an amount not to exceed \$1,000 for the property located at 404 D. St, Cocoa Fl and authorize the City Manager to execute a Paint Program Agreement.

AYES: ALL

MOTION PASSED UNANIMOUSLY (7-0)

2. Staff is requesting Agency approval for a Commercial Façade Improvement Program Grant application for an amount not to exceed \$10,000 for the property

located at 826 Rosa L. Jones Drive, Cocoa Fl and authorize the City Manager to execute a Commercial Façade Grant Agreement.

Director Neuterman presented the Item stating the applicant had met the application requirements and photos were attached. Explained the request of the application and property location and that applicants were present for questions. Also explained all of the repairs that will be done. Total amount for the work to be done are \$47,006.15 and submitted request for \$10,000. Staff requests approval as part of the Commercial Façade Improvement Program and the work will improve the look of the area. Additionally, Director Neuterman stated the owners of Rose Garden are in the process of purchasing apts. next door.

Chairperson **MOORE** asked the applicants to approach the podium. Akarsh Kolprath (AJ) owner of Rose Garden Apts. and Apartment Manager Julie Rodriguez explained to Agency Members what the work entailed. Chairperson **MOORE** asked about the timeframe for the project. AJ replied it would not exceed 120 days, more likely within 90 days.

Vice Chairperson **BROWN** asked about the central air that the previous owner was going to install and if they planned to do that. AJ replied it was not included in this project however, they will look at it later, adding the apartments were at 100% occupancy. Vice Chairperson **BROWN** asked how long he anticipated staying in that locations. AJ replied, working with City of Cocoa was going well and plans to purchase the adjacent property. He is from Orlando but is looking at this market believes to be in the area a minimum 5 years. Vice Chairperson **BROWN** asked Staff about any interest in property on the West Side.

Director Neuterman replied, that is the area that was considered for parking. This area is still in the works, the challenge is how to split it up. There are possibilities for the current Rose Garden Apartment owners and for a future owner of the next-door apartments or property adjacent. Vice Chairperson **BROWN** asked AJ if they were interested in the property that is adjacent to the West. AJ replied they were.

Agency Member **ISOM** asked about the A/C and if Rose Garden planned to replace to central air before 5 years. AJ replied, it would likely be at the same time as the remodel of the apartments next door, approximately 3-5 years.

Agency Member **JONES** asked about the property previously considered for parking and if the CRA would be donating it. Director Neuterman replied it could be part of the RFP of the adjacent apartments. She also reminded Agency Members that with a sale of property that exceeds \$50,000, that amount goes to City. Agency Member **MCQUEEN** asked if the property is sold, will that piece go back to city. Director Neuterman explained the 2.8 will go along with the RFP.

Agency Member **SMITH** asked about the housing in the RFP and if it would be affordable. Director Neuterman replied yes, it would be specific in the RFP.

AJ added information regarding the work he had done in Orlando and how it has supported the community.

Chairperson **MOORE** suggested they return to the façade grant and what the improvements could do for the property. She asked about street front. She wants to be sure the \$10k DS is giving pays for eligible expenses. Director Neuterman added it would be visible from side as well with the windows adding, the painting itself is \$42 which qualifies as well as signs, and dumpster enclosure.

Vice Chairperson **BROWN** asked when would the RFP would go out. Director Neuterman replied, by the end of this FY, however would be brought to DSCRA first.

* ***MOTION by Agency Member ISOM; SECONDED by Agency Member SMITH to approve a Commercial Façade Improvement Program Grant application for an amount not to exceed \$10,000 for the property located at 826 Rosa L. Jones Drive, Cocoa Fl and authorize the City Manager to execute a Commercial Façade Grant Agreement.**

AYES: ALL

MOTION PASSED UNANIMOUSLY (7-0)

3. Staff is requesting Agency approval to transfer funds of \$6,000 for youth to attend the Summer Camp Program offered at the Dr. Joe Lee Smith Center and for a BAF and Resolution amending the DSCRA FY2022 Budget.

Director Neuterman explained that this item has previously been discussed and approved by agency members, this is a request for the transfer of funds.

* ***MOTION by Agency Member MCQUEEN; SECONDED by Agency Member JONES to approve to transfer funds of \$6,000 for youth to attend the Summer Camp Program offered at the Dr. Joe Lee Smith Center and for a BAF and Resolution amending the DSCRA FY2022 Budget.**

AYES: ALL

MOTION PASSED UNANIMOUSLY (7 -0)

4. Staff is requesting Agency approval of a Resolution Amending the FY22 Budget, BAF in the amount of \$25,000 and to transfer funds from the Contingency Account to the Other Grants & Aids Account in order to continuing funding the Paint and Beautification Grants, Commercial Façade Grant Program and the DS Upstart.

Director Neuterman explained the request is necessary to continue funding these referenced programs. The paint and beauty grant programs have been drawing on those funds and staff request this transfer to be sure there are enough funds to complete the FY. Additionally, the Upstart cost of \$7,500 will be requested in current FY and was not originally budgeted. Vice Chairperson **BROWN** asked about number of grants during the current year and asked if there should be a cap. Chairperson **MOORE** added, she wants to be sure it is successful.

Agency Member **ROBINSON** asked for clarification of the funds. Director Neuterman explained.

* ***MOTION by Agency Member SMITH; SECONDED by Vice Chairperson BROWN to approve** a Resolution Amending the FY22 Budget, BAF in the amount of \$25,000 and to transfer funds from the Contingency Account to the Other Grants & Aids Account in order to continuing funding the Paint and Beautification Grants, Commercial Façade Grant Program and the DS Upstart.

AYES: ALL

MOTION PASSED UNANIMOUSLY (7-0)

5. Staff is requesting Agency approval of a BAF and a Budget Resolution amending the FY2022 Budget to allocate funds for security cameras at the Dr. Joe Lee Smith Center.

Director Neuterman explained this is a request of Councilman **GOINS** and his concern of safety at the pool and common areas of Joe Lee Smith Center and asked for an estimate for 6 cameras to be installed outside building near the pool. The estimated costs for 6 cameras amount to approximately \$12,000 per camera and includes cable, monitoring, maintenance. If approved, staff would work with PD to determine best place for cameras.

Councilman **GOINS** added background. He has spoken with several employees who have reported kids jumping gate and going in the pool. It is a safety issue. He added, Joe Lee is an investment and stressed the importance to provide safety to residents and to the center. He also stated it has also been vandalized. He believes the purchase of cameras will help.

Chairperson **MOORE** understands the importance of protecting the residents. She questioned the money stating it is a large amount. She asked if there was funding from another source. Councilman **GOINS** replied he was not sure if it would go to Council. He also stated LED lights have replaced the yellow bulbs and it is brighter.

Vice Chairperson **BROWN** added his problem is that it is a city park and not just a DS center. He continued he had heard about other projects during budget workshops and never heard anything about this project. Doesn't believe they should do the whole amount. He mentioned the sign out front of Joe Lee and it was still not working, he has

been asking for two years, he stated. He doesn't believe little DS should have to pay for this.

Councilman **GOINS** replied it came up because of actions that took place in the last couple weeks. That's when it was brought to him and the employees cannot keep up with what is going on at the Center. He mentioned the American Rescue Plan and nothing is slated for security.

Chairperson **MOORE** responded she would like to see more detail included in this request. She needs to know more. Sounds like an urgency, but definitely it is a lot of money and need more information. She continued that she agrees with Vice Chairperson **BROWN** regarding DS not paying all of the amount.

Vice Chairperson **BROWN** asked to table the item to July Meeting.

* ***MOTION by Vice Chairperson BROWN; SECONDED by Agency Member JONES to Table the item to the July Meeting to allow staff the time to get more information.**

Vice Chairperson **BROWN** suggested a tour of the Joe Lee Center prior to the next meeting. Director Neuterman replied said that would be possible. Vice Chairperson **BROWN** asked how did you decide on the location of the cameras. Director Neuterman responded staff would not decide, it would be up to the PD Chief.

Agency Member **MCQUEEN** asked about proposal, type of cameras, etc. and if there would be officers assigned to location. Director Neuterman stated during the next month staff will work with IT, PD, to get a more detailed quote adding, the cameras would be monitored in or near PD dispatch.

Vice Chairperson **BROWN** asked if it should it be closed. Councilman **GOINS** replied no, that is where kids go and keep out of trouble.

AYES: ALL

MOTION PASSED UNANIMOUSLY (7-0)

Chairperson **MOORE** returned to delegations.

DERRICK JENKINS, Cocoa Florida, spoke about spoke about development of property on Stone and Blake. He said approached the CRA a year ago asking about developers. He would like to see the CRA rezone it to commercial/residential and get developers in. He would like to see a church there.

Vice Chairperson **BROWN** asked were we looking at changing zoning along Stone Street. Mr. Jenkins asked if that happens, what would be allowable use for the area.

Director Neuterman replied the rezoning is being evaluated. There are different types of Commercial in a neighborhood. Mr. Jenkins asked the Board what they want it to look like or include?

Chairperson **MOORE** replied stating the Redevelopment Plan is what guides them and some ideas are there, adding there has been a lot of discussions about that area and what could be brought in. Chairperson **MOORE** and Vice Chair **BROWN** thanked Mr. Jenkins for his comments.

Purvette Bryant, Cocoa – spoke in favor of the security cameras but also thought the cost was high and added the DSCRA needs to partner with someone else. She believes cameras work.

Councilman **GOINS** asked Agency Members if they would consider having a shorter meeting in July and incorporate a workshop at same time. Chairperson **MOORE** said the community is invited to all meetings. She loves to see residents attend. Chairperson **MOORE** said a community meeting? Yes, the community should come out. She also added, she would like specifics on cost and suggested an update of what is going on at Joe Lee Smith. She welcomes as many as possible and invited public to attend the meeting and see how things work.

Vice Chairperson **BROWN** asked about putting that portion of cameras on the agenda. Director Neuterman said it would be part of the agenda it would be up for discussion. She added it is important to explain protocol and delegations. Vice Chair **BROWN** asked if the camera vendor would be present. Director Neuterman replied they wouldn't but that she will have a written proposal. Councilman **GOINS** added this could be an opportunity for the Community Relations Dept and Chief to be a part of. Director Neuterman replied they would be invited, residents can meet the team and the Chief. Director Neuterman stated we would invite an employee from the County to speak and explain what is available at Joe Lee. Chair **MOORE** likes idea, but for her it is about more information. Councilman **GOINS** also asked who else can we bring to table?

Agency Member **McQUEEN** asked for clarification of next meeting. Would any decisions be made? Chair **MOORE** replied with clarification, it could include a solution or Motion but unsure.

Agency Member **ISOM** said this came straight to DS and added let it go to Council. Director Neuterman stated she will meet with the City Manager prior to next DS Meeting and discuss DS CRA concerns, if there could be a partnership, costs, and then hopefully to help move forward.

Agency Member **ROBINSON and JONES** asked about the cameras and vendor. Would it be same people? Director Neuterman replied the vendor would be same as already use.

Vice Chair **BROWN** asked Councilman **GOINS** to return and tell them they have \$50,000 and DS only needs to give \$30 to \$25K.

6. Budget discussion for FY2023.

Director Neuterman began stating throughout the year, Diamond Square CRA Agency members held discussions about the upcoming 2023 budget. A discussion about the potential projects for the future include the following with estimated costs:

Development of residential infill housing (affordable/home ownership) - \$475,000 (currently budgeted in FY22)

- Residential Paint Grant Program - \$ 10,000
- Residential Beautification Grant Program - \$5,000
- Commercial Façade Program - \$10,000
- Summer Camp Scholarships - \$ 6,000
- Upstart Diamond Square Program - \$ 10,000
- Diamond Square Initiative Project ANR - \$ 25,000
- Police Athletic League - \$ 4,500
- Installation of a Bus Stop Shelter - \$ 35,000 – cost estimate from those installed in Merritt Island.

Total Project Costs - \$ 580,500

The anticipated TIF Revenue for FY2023 is about \$395,520. Additionally, there is \$583,000 in Fund Balance Reserves available to spend on projects. This is a total of approximately \$978,520.

Director Neuterman continued, keep in mind there is a time to spend or give back and reiterated some other projects. Affordable Home ownership could start this FY and allocate those funds over next couple years. The process to spend funds, it is important to stay within the plan. There is not enough time to revise the plan. She added the Agency could budget what is shown here and put the rest in Contingency that can be allocated as projects come up.

Staff is requesting Agency priorities and direction on budgeting for Fiscal Year 2023 for the purposes of finalizing a draft budget for approval once we receive our TIF revenue projections.

Chair **MOORE** said the programs mentioned mostly continuation programs. Think about the future. Think about additional businesses to come into the community. She would like to see more streetscape type projects to create connectivity between streets, i.e., community gathering area, lighting, benches, etc. Need partnerships, community board to reach out to partners.

Vice Chair **BROWN** asked staff about health care and if still looking. Director Neuterman replied, the priorities are on food desert, health care and working on the RFP for old Joe Lee for these. She would like people to come in and provide services. Putting out hopefully within the next couple months and for whoever takes building to take care of renovations. She added, staff have been in communications with a few people and health care was a primary objective.

Vice Chair **BROWN** asked how many grants should the agency do for Upstart next year. Director Neuterman recommended 2 for DS next year. He asked how many applicants did the

agency get for the first one. Director Neuterman replied, there were 4-5 that were qualified to make it to presentation phase.

Agency Member **SMITH** asked about board members applying for Upstart. Director Neuterman responded, that was not allowed and was a City-wide policy. Attorney COLOMBO responded that was correct.

Chair **MOORE** mentioned businesses and seniors' programs and she would like to see CRA do something for seniors.

Agency Member **SMITH** mentioned seniors at lunch and went by Joe Lee when they were having Seniors at Lunch. Attendance was low and they were concerned about that. She stated that program is something that is here and maybe the board could help with that.

Chair **MOORE** asked about their transportation?

Agency Member **ISOM** said keep talking about DS is there anything can be done on the North side? It seems unattended. Can we focus on that area for a bit? Director Neuterman responded, stating the Peachtree Street repaving that occurred, The DS CRA line is School Street and that is not a large area. The other side 520 is Varr where something could be done, possibly Streetscape project to include landscaping and beautification projects along 520. Additionally, Gilmore Park could be part of project. Agency Member **ISOM** mentioned a couple of bus stops on Fiske there. She would like Staff to consider for a shelter. Chairperson **MOORE** responded it lends itself to the overall look within the DS. Asked about the Garden, is it going to Gilmore Park. Councilman **GOINS** responded yes, but need water there. He added the basketball court is not full court. Older boys don't want to play on small court.

Vice Chairperson **BROWN** stated that area is blighted and asked about the property in front of Gilmore Park, who the owner was. Councilman **GOINS** replied, he was not sure who owned it or if it is for sale. Vice Chair **BROWN** mentioned Aging Matters having a transportation problem and could the CRA do something about that. Director Neuterman responded, their need is another vehicle. Chair **MOORE** mentioned a transportation idea that she had seen at the conference and if staff members could make requests to look into.

Agency Member **ROBINSON** would love to see activities for seniors and likes the basketball court as well. Anything that provides activity for youth. Also, security cameras, would like to come back with what problems are being solved.

Agency Member **JONES** asked about the life guards. Councilman **GOINS** responded it was still a problem, but are rotating guards and trying to get kids to take courses, the City has the funds to sponsor. It is not only a problem in our City. Agency Member **JONES** asked update on old Joe Lee Smith. Director Neuterman stated she has spoken with potentially interested people and the RFP will go out this calendar year.

Agency Member **SMITH** mentioned the existing transportation, maybe work with them through a contract.

Councilman **GOINS** mentioned Meals on Wheels, they deliver to many areas including at home. Maybe they are getting services at home and don't need to leave. Agency Member **SMITH** also mentioned activities for seniors. Not enough for them to do. Director Neuterman mentioned that some of these suggestions could be requested of Parks and Rec to offer the programs. She suggested- looking at other centers the County, what they are offering and staff can make the request.

Agency Member **ISOM** mentioned Church vans and maybe they can provide transportation for lunches.

Chairperson **MOORE** asked members to think about areas.

Agency Member **MCQUEEN** asked if Brevard County Parks could do a presentation to educate what types of activities they offer. Director Neuterman said she will check on that for the July meeting or another meeting.

Chairperson **MOORE** reiterated, seniors, youth, park enhancement, community garden, streetscaping, landscaping, things we talked about.

Agency Member **SMITH** shared her thought about Leadership Brevard as a partnership.

Vice Chairperson **BROWN** reported he saw a mobile shower unit. Director Neuterman replied North Wind Ministries who bring mobile showers to churches. Agency Member **MCQUEEN** said they also have a service to wash clothes.

* ***NO MOTIONS WERE MADE ON THIS ITEM.**

VI. **Attorney's Report** –NONE

VII. **Updates and Staff Report** –

Director Neuterman mentioned the DSCRA business stickers, and the business list were available telling Agency Members they can each have a sheet or two. The next meeting will be a community meeting at the Dr. Joe Lee Smith Community Center in Diamond Square.

VIII. **Next Meeting Date**

The next scheduled meeting of the Diamond Square Community Redevelopment Agency will be on July 18, 2022, 6 pm at the Dr. Joe Lee Smith Community Center, 419 Washington Ave., Cocoa, Florida, unless a business need arises earlier.

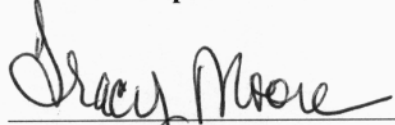
IX. **Adjournment**

* *MOTION by Vice Chairperson BROWN; SECONDED by Agency Member ISOM to adjourn the meeting.

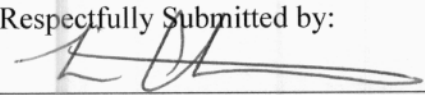
AYES: ALL

MOTION PASSED UNANIMOUSLY (7-0)

MEETING WAS ADJOURNED at 8:15 pm.


Tracy Moore, Chairperson

Respectfully Submitted by:


Lori Chabot, Recording Secretary

DIAMOND SQUARE REDEVELOPMENT AGENCY AGENDA ITEM

Memo Date: July 12, 2022
Agenda Date: July 18, 2022
Prepared By: Lori Chabot, Redevelopment Coordinator
Through: Charlene Neuterman, Community Services Department Director
Requested Action:

Staff is request Agency Approval for the agency's Residential Beautification grant application not to exceed \$ 500 for the property located at 803 Wilson Ave, Cocoa, FL and to authorize the City Manager to execute a Residential Paint Grant Agreement.

BACKGROUND:

Since 1998, the objective of the Diamond Square Community Redevelopment Agency (CRA) Plan has been to leverage the neighborhood's existing assets to support the revitalization of the area and remove the blighting influences identified in the original "Finding of Necessity" study. Over the past, the City and the CRA have invested substantially in upgrading infrastructure, removing blighted structures, assembling land and funding façade improvements.

The Plan update in 2014 was created to build on prior years serving as a guide to implement the community's vision through refocusing on the roles, priorities and connections of the CRA and with other organizations. The update was intended to support desired growth and development in order to stimulate private investment and enhance community identity.

The Beautification Grant Program has budgeted funds in the FY 2022 budget to award grants throughout the fiscal year. Applicants are subject to availability of funds which are awarded on a first come, first-serve basis to homeowners meeting all Program eligibility requirements. The program eligibility requirements are as follows:

- Applicant/homeowner must reside in the home requesting participation in the program.
- Home shall have no existing code violations and the owner shall not be name in any outstanding code enforcement liens.

BUDGETARY IMPACT:

Budgeted Yes
If not budgeted, is amendment/transfer attached? N/A

Amount Requested	<u>\$ 500.00</u>
Account Number	<u>111-3230-559.83-00</u>
Account Name	<u>Other Grants & Aids</u>

Source of Funds: Diamond Square CRA

PREVIOUS ACTION:

June, 2021, the Diamond Square CRA approved the Residential Paint Program, similar to the CRA's Commercial Façade Grant in an effort to support the plan's goal of raising value and perception of the Diamond Square and to encourage area spending and homeowner investment (*Objective 3.6*) and the development of community partnerships to grow in ways to further benefit the Diamond Square Community (*Objective 5.3*).

RECOMMENDED MOTION:

Staff is request Agency Approval for the agency's Residential Beautification grant application not to exceed \$ 500 for the property located at 803 Wilson Ave, Cocoa, FL and to authorize the City Manager to execute a Residential Beautification Grant Agreement.



DIAMOND SQUARE

REDEVELOPMENT AGENCY

65 Stone Street Cocoa,
FL 32922
(321) 433-8577 (phone)

DIAMOND SQUARE COMMUNITY REDEVELOPMENT AGENCY

RESIDENTIAL BEAUTIFICATION PROGRAM GUIDELINES AND APPLICATION



Residential Beautification Program
Guidelines

I. Purpose

The Diamond Square Community Redevelopment Residential Beautification Program (hereinafter the "Program") was established by the Diamond Square Community Redevelopment Agency (the "CRA") to encourage residents of the Diamond Square area to improve the exterior of their residences, thereby reducing blight conditions and improving the aesthetics of the community. Through the Diamond Square Redevelopment Plan the CRA is authorized to "support and encourage improved appearance and design of both public and private projects. Strategies may include, but are not limited to, developing design guidelines, providing design assistance, facade grant and/or paint programs, incentives, and partnerships with both the public and private sector." The Program allows eligible applicants to share with the CRA the cost of landscaping supplies for an existing residential property within the Diamond Square Redevelopment Area.

II. Availability of Funds

This Program is subject to the availability of funds in the CRA's Diamond Square Redevelopment Area. If such funds are available and allocated to this Program, the funds will be awarded on a first-come, first-serve basis to home owners meeting all Program guidelines. Up to \$500.00 for selected landscaping supplies will be awarded per approved project. The recipient shall be responsible for the planting and all additional costs associated with the project. The CRA reserves sole discretion in the review of applications and in awarding funds under this Program.

III. Eligibility

The residential dwelling (hereinafter the "Home") must be located within the Diamond Community Redevelopment Area.

1. The Home Owner must reside in the Home requesting participation in the Beautification Program.
2. The Home shall have no existing code violations and the owner shall not be named in any outstanding code enforcement liens.
3. The project shall consist of landscaping supplies outside of the Home. Current members of the CRA or City Staff are not eligible.
4. Applications may be considered according to an "application cycle" established by the CRA, whereby the application process will be open only to residents.

IV. Applicant Requirements/Program Process

1. The applicant must obtain and submit a completed Diamond Square CRA Beautification Program application to CRA staff with all required attachments.
2. Within 30 business days the CRA staff will review the application and notify the applicant, in writing, of its approval, denial for failure to meet Program requirements or to request missing or additional information needed to complete review.
3. The application must include the chosen plants/bushes and or mulch and color photographs of the area to be landscaped ("before" photos).
4. All plantings must be in the front of the home and within street-view.
5. All plantings must be "Florida Friendly", shrubs or bushes ("Florida Friendly" is defined as- quality landscapes that conserve water, protect the environment, are adaptable to local conditions, and are drought tolerant.)
6. Upon application approval, the applicant will consult with CRA staff and a representative from an approved landscaping company to determine what shrubs/plants/bushes will be selected in order to complete the landscaping.

6. After selection and delivery of shrubs/plants/bushes, the CRA will issue payment directly to the landscaping company.
7. Work must commence on the project within 15 days of the applicant's receipt of the landscaping supplies. All work must be complete within 60 days from the commencement date.
8. Upon completion of the work, the applicant must contact the CRA staff to arrange a completion inspection. All work will be inspected by the CRA after completion of the project for the limited purpose of verifying the work was completed in accordance with these guidelines. In the event completed work is not in compliance of the guidelines, CRA will notify the applicant of non-compliance within 15 days.

V. CRA Limit of Liability

The CRA's liability under this Program shall be solely limited power washing and to the purchase of landscaping supplies in an amount not to exceed \$500.00, approved in advance by the CRA for work completed in accordance with these guidelines, as evidenced by an executed Affidavit of Completion. The CRA expressly disclaims any other liability, warranty or guarantee, express or Implied.

Applicant must sign acknowledging receipt of the Program Guidelines.

Mary Bailey
Applicant/Homeowner Signature

June 27, 22
Date

DIAMOND SQUARE COMMUNITY
REDEVELOPMENT AGENCY

Date

APPLICANT INFORMATION

Applicant/Name: Mary Bailey Drivers License: 
Home Address: 803 Wilson Ave S, Cocoa 32922
Telephone: 321-632-3628 E-Mail: barbrabailey32@gmail.com
House#

Initial box:



I am the building owner and have attached proof of ownership such as recorded deed or recent property tax bill.

"Florida Friendly" Shrubs / bushes - Name(s):

If requesting mulch, indicate here what color _____

* "Florida Friendly" is defined as- quality landscapes that conserve water, protect the environment, are adaptable to local conditions and are drought tolerant.

You must attach color photographs of the existing building showing all exterior sides of the building.

You must also include drawings of where the plantings will be.

ACKNOWLEDGMENTS AND SIGNATURES

By signing and submitting this application, I attest and certify that and acknowledge that:

1. I/we have been provided a copy of and have read, understand and will comply with the Diamond Square Residential Beautification Program Guidelines.
2. I certify that I am both the Applicant and Homeowner.
3. I/we understand the Home must be located in the Diamond Square Redevelopment Area to be eligible.
4. The Home has no existing code violations and the Home Owner is not named in any outstanding code enforcement liens.
5. Upon application approval, the Applicant will consult with CRA staff and a representative from a CRA-approved landscaping supply company to determine what plants/bushes will be sufficient in order to complete an Industry-standard job.
6. I/we understand that work must commence on the project within 15 days of receipt of the landscaping supplies. I/we understand that all work must be complete within 60 days of receipt of the paint and supplies.
7. I/we understand that the CRA will provide landscaping supplies in an amount not to exceed \$500.00 to be used for landscaping the exterior residential structure listed on the application, and that I/we are responsible for labor and any other costs or overages.
8. I/we further understand that failure to comply with the Guidelines will result in ineligibility to participate in this Program.
9. I/we understand that all landscaping will be in the front of the home or within "street view".
10. I/we understand that the CRA's liability under this Program shall be solely limited the purchase of landscaping supplies in an amount not to exceed \$500.00.
11. I/we further understand that the CRA expressly disclaims any other liability, warranty or guarantee, express or implied, for the work completed by the applicant.
12. Upon completion of the project and final inspection by the CRA, I/we agree to execute an Affidavit of Completion with the CRA.
13. I/we understand that approval under this Program does not constitute a permit or approval of the City and that the Home Owner is responsible for obtaining such permits, if required, by the City or any other governmental entity.
14. I/we understand that the CRA does not discriminate on the basis of race, color, gender, age, religion, national origin, marital status, sexual orientation, gender identity, or disability (protected characteristics) and will not tolerate any such discrimination by or against its employees or citizens utilizing CRA programs.
15. I/we understand that the presence of any lead-based paint and the abatement of such is the sole responsibility of the Applicant/Home Owner and the CRA disclaims any liability, warranty or guarantee, related to the presence of lead-based paint on the Building.
16. I/we understand that applications may be considered according to an "application cycle" established by the CRA.
17. I/we certify that all information in the application, and all information furnished in support of this application, is true and complete to the best of my/our knowledge and belief.
18. I/we understand that I/we have a continuing obligation to inform the CRA (in writing) of any changes to the information provided in this application.
19. I/we understand that verifications of this information may be obtained or made by the CRA.
20. If approved by the CRA Manager in Section V below, this application shall constitute a binding agreement between the CRA and the Applicant/Home Owner.

Mary F. Bailey
Signature of Home Owner

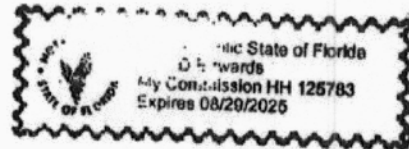
7-8-22
Date

STATE OF FL, COUNTY OF Brevard

The foregoing instrument was acknowledged before me this 8 day of July, 2022,

by Mary Bailey, who is personally known to me or who has produced
FL ID as identification.

Notary Public, State of FL Affix Stamp



Return complete application by mail or in person to:
Diamond Square Community Redevelopment
Agency ATTN: DS Residential Beautification Program
65 Stone Street
Cocoa, FL 32922



Brevard County Property Appraiser

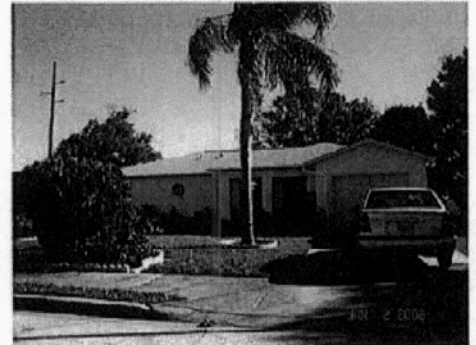
Titusville • Viera • Melbourne • Palm Bay

Phone: (321) 264-6700

<https://www.bcpao.us>

PROPERTY DETAILS

Account 2426171
 Owners BAILEY, CLARENCE; BAILEY, MARY
 Mailing Address 803 S WILSON AVE COCOA FL 32922
 Site Address 803 S WILSON AVE COCOA FL 32922
 Parcel ID 24-36-33-55-*5
 Property Use 0110 - SINGLE FAMILY RESIDENCE
 Exemptions HEX1 - HOMESTEAD FIRST
 HEX2 - HOMESTEAD ADDITIONAL
 Taxing District 23D0 - COCOA
 Total Acres 0.18
 Subdivision MYRTLE PARK SUBD
 Site Code 0001 - NO OTHER CODE APPL.
 Plat Book/Page 0010/0030
 Land Description MYRTLE PARK SUBD LOT 5



VALUE SUMMARY

Category	2021	2020	2019
Market Value	\$121,250	\$114,110	\$107,110
Agricultural Land Value	\$0	\$0	\$0
Assessed Value Non-School	\$70,760	\$69,790	\$68,230
Assessed Value School	\$70,760	\$69,790	\$68,230
Homestead Exemption	\$25,000	\$25,000	\$25,000
Additional Homestead	\$20,760	\$19,790	\$18,230
Other Exemptions	\$0	\$0	\$0
Taxable Value Non-School	\$25,000	\$25,000	\$25,000
Taxable Value School	\$45,760	\$44,790	\$43,230

SALES/TRANSFERS

Date	Price	Type	Instrument
10/05/2009	--	QC	6037/1544
08/02/2007	--	QC	5804/7225
11/01/1953	--	DB	0379/0264

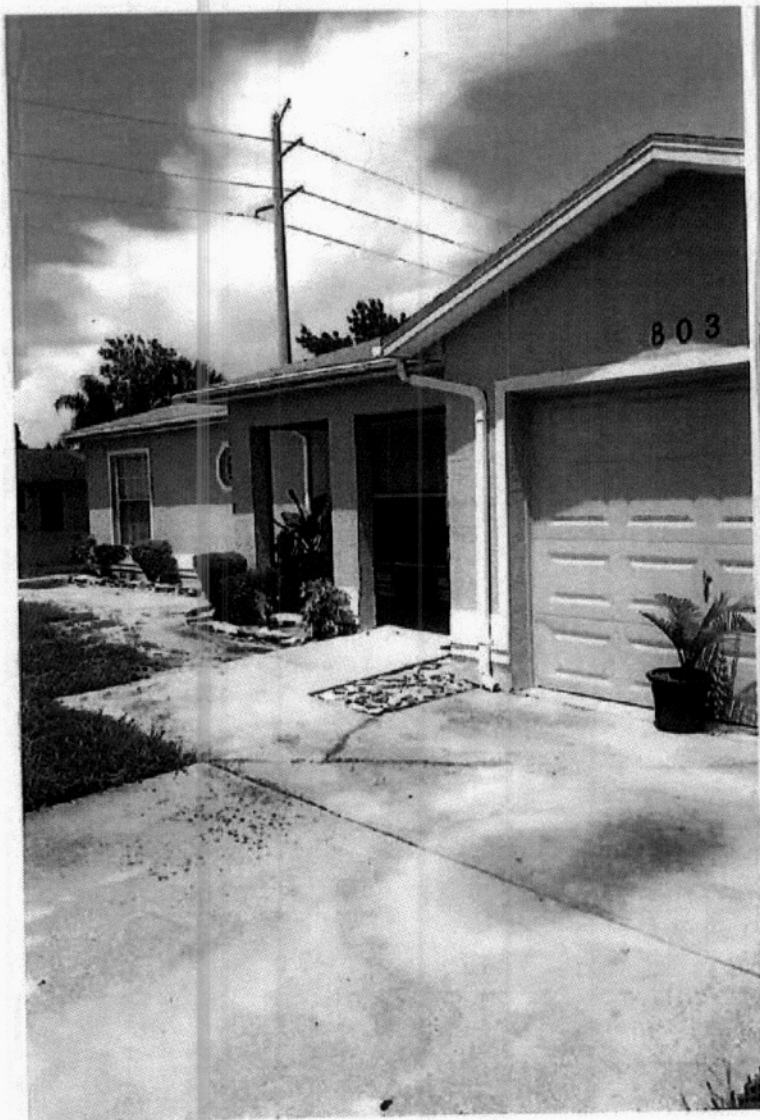
BUILDINGS

PROPERTY DATA CARD #1

Building Use: 0110 - SINGLE FAMILY RESIDENCE

Materials	Details	
Exterior Wall:	STUCCO	Year Built 2002
Frame:	MASNRYCONC	Story Height 8
Roof:	ASPH/ASB SHNGL	Floors 1
Roof Structure:	HIP/GABLE	Residential Units 1
		Commercial Units 0

Sub-Areas	Extra Features
Base Area (1st)	1,179 No Data Found
Garage	325
Open Porch	65
Total Base Area	1,179
Total Sub Area	1,569





**GRANT AGREEMENT
BEAUTIFICATION PROGRAM
DIAMOND SQUARE COMMUNITY REDEVELOPMENT AGENCY**

THIS GRANT AGREEMENT is made this ____ day of _____ **2022** by and between the **City of Cocoa, Diamond Square Community Redevelopment Agency**, a Florida Community Redevelopment Agency formed pursuant to Section 163.330 et seq., Florida Statutes, whose principal address is 65 Stone Street, Cocoa, Florida 32922 ("CRA") and Mary Bailey whose principal address is 803 Wilson Ave, Cocoa, FL 32922 ("Grantee").

RECITALS:

WHEREAS, the CRA has implemented the Beautification Program (BP), the primary purpose of which is to improve the aesthetics and economic order of the residential community, thereby promoting the public interest, by making sweat equity grants to property owners of residential property within the Diamond Square Community Redevelopment Area;

WHEREAS, a BP grant application was received by the CRA, submitted by Grantee, regarding the property owned by Grantee and located at street address 803 Wilson Ave, Cocoa, ("Property");

WHEREAS, a further objective of the BP is to upgrade and preserve the aesthetic appearance of residential buildings in the Diamond Square Community Redevelopment Area in order to reduce blight and make the area more conducive to home investment by providing funding to undertake property improvements to home exteriors in the Diamond Square Community Redevelopment Area;

WHEREAS, the CRA believes the HPP will thereby stimulate increased residential opportunities within the Diamond Square Community Redevelopment Area, improve property values and increase tax revenues.

WHEREAS, Grantee has submitted an application under the HPP which the CRA believes meets the criteria and purposes as outlined by the program.

NOW THEREFORE, in consideration, the mutual covenants and provisions hereof, and other good, diverse, and valuable considerations, the receipt and sufficiency all of which is hereby acknowledged, the parties desiring to be legally bound do hereby agree as follows:

1. **Recitals.** Each and all of the foregoing recitals are hereby incorporated herein and declared to be true and correct.
2. **Property Subject to Grant Agreement.** The real property to be benefited by this grant and that is subject to this Grant Agreement is described on **Exhibit A**, a copy of which is attached hereto and incorporated herein by this reference.
3. **Grant Awarded.**
 - (a) The Grantee is hereby awarded a grant pursuant to the Diamond Square Community Redevelopment Agency BP. All regulations of the BP shall be adhered to by the CRA and the Grantee. The maximum amount of the grant is described in the attached **Exhibit B**. Under no circumstances shall the amount of money granted for qualifying painting improvements under the BP to the Grantee exceed the amount set forth in **Exhibit B** as the Maximum of Amount of Grant as approved or otherwise aggregately exceed the sum of **Five Hundred Dollars (\$500.00)** in the event that a previous grant has been provided to Grantee for the same commercial parcel of property located in the Diamond Square Community Redevelopment district. Grant funds shall only be paid by the CRA for qualified approved Beautification Program described on **Exhibit B**.
 - (b) The Grant is awarded and paid to a pre-approved paint store identified by the City of Cocoa CRA staff. Completion of all landscaping shall require final inspection, certificate of completion, or similar instrument, issued by the City of Cocoa's CRA staff for the residential painting work subject to this grant.
 - (c) The Grantee acknowledges and agrees that beautification labor costs and any costs for additional paint or supplies beyond those give in accordance with the grant application shall be at the sole expense of the Grantee.
 - (d) All work subject to this Grant Agreement must be substantially completed within 60 days of the receipt of beautification supplies.

4. **Warranty of Grantee; Maintenance.**

(a) Grantee agrees and warrants to the CRA that the paint and painting supplies provided pursuant to this grant shall only be used for purposes as approved in **Exhibit B**.

(b) Grantee covenants and warrants that all painting improvements approved under this Grant Agreement shall be maintained and preserved for a minimum of one (1) year. If the CRA determines that said improvements are not being properly maintained during said one (1) year period, the Grantee agrees that it is liable to and shall immediately reimburse the CRA for the entire amount of this BP Grant, plus interest. Grantee shall be required to refund the amount to the CRA within thirty (30) days of receiving the demand.

(c) The Grantee covenants and warrants that it shall have current and valid Homeowner's Insurance. All such insurance shall be carried with such company or companies as may be reasonably acceptable to the CRA and the original policy or policies and renewals thereof (or, at the option of the CRA, duplicate originals or certified copies thereof) together with receipts evidencing payment of the premium therefore shall be deposited with, held by and are hereby assigned to the CRA as additional security for the indebtedness secured hereby.

5. **Grantee is an Independent Contractor.** It is specifically understood and agreed to by and between the parties hereto that in utilizing the funds hereunder, that this grant award, and relationship between the CRA and the Grantee is one in which the Grantee is an independent contractor of the CRA and not an agent, employee, joint venture, or other partner of the CRA or the City of Cocoa. Nothing contained herein shall be construed to be inconsistent with this relationship or status. Nothing in this Grant Agreement shall be interpreted or construed to constitute the Grantee, or any of its agents, volunteers, or employees to be the agent, employee, partner, or representative of the CRA or the City of Cocoa.
6. **Grantee's Signatory.** The undersigned person executing this Grant Agreement as Grantee hereby represents and warrants that he/she has the full authority to sign said Grant Agreement as the Grantee and is binding the Grantee to the terms and conditions set forth in this Grant Agreement.
7. **Record retention; Public records; Accounting; Inspection.**
 - (a) Financial records, supporting documentation, statistical and all other records pertinent to this Grant Agreement shall be retained for a period of at least one (1) year (365 days=1 year) after final payment by the CRA of any grant funds, except that in all cases such records shall be retained until final resolution of matters resulting from any litigation, claim, or audit initiated prior to the expiration of the one year retention period and shall continue to be subject to retention until the same is resolved to the satisfaction of the CRA.
 - (b) Pursuant to Chapter 119, Florida Statutes, the Grantee agrees that any records, documents, transactions, writings, papers, letters, computerized information and programs, maps, books, audio or video tapes, films, photographs, data processing software, writings or other material(s), regardless of the physical form, characteristics, or means of transmission, of the Grantee related, directly or indirectly, to this Grant Agreement and made or received pursuant to law or ordinance or in connection with the transaction of official business by the CRA, may be deemed to be a public record and subject to the provisions of Chapter 119, Florida Statutes, whether in the possession or control of CRA or the Grantee, and may not be destroyed without the specific written approval of the CRA's designated custodian of public records.

The Grantee shall provide the CRA, upon request from the CRA, copies of requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided by law. The Grantee agrees to comply with public records laws. Should the CRA not possess public records relating to this Grant Agreement which are requested to be inspected or copied by the CRA or any other person, the CRA shall immediately notify the Grantee of the request and the Grantee shall then provide such records to the CRA or allow the records to be inspected or copied within a reasonable time. All public records in connection with this Grant Agreement shall, at any and all reasonable times during the normal business hours of the Grantee, be open and freely exhibited to the CRA for the purpose of examination, audit, or otherwise. If the Grantee fails to comply with this Section, and the CRA must enforce this Section, or the CRA suffers a third party award of attorney's fees and/or damages for violating Chapter 119, Florida Statutes, due to Grantee's failure to comply with this Section, the CRA shall collect from Grantee prevailing party attorney's fees and costs, and any damages incurred by the CRA, for enforcing this Section against Grantee. And, if applicable, the CRA shall also be entitled to reimbursement of all attorneys' fees and damages which the CRA had to pay a third party because of the Grantee's failure to comply with this Section. The terms and conditions set forth in this Section shall survive the termination of this Grant Agreement.

(c) CRA staff is authorized to conduct an inspection of the property to ensure improvements are maintained in accordance with this Grant Agreement. The CRA agrees that any inspection shall be coordinated with the property owner. In the event, the inspection deems the Grantee is in default of the Grant Agreement, the CRA will notify Grantee within 15 days.

8. **Indemnification and Hold Harmless.** The Grantee agrees to the fullest extent permitted by law, to indemnify and hold harmless the CRA, its employees, officers, and attorneys from and against all claims, losses, damages, personal injuries (including but not limited to death), or liability (including reasonable attorney's fees), directly or indirectly arising from the acts, inactions, errors, omissions, intentional or otherwise, arising out of or resulting from:
- (i) any act or omission on the part of the Grantee, its officers, agents, employees, volunteers, or invitees in the construction, reconstruction, or building of any improvement for which CRA funds might be reimbursed pursuant to this Grant Agreement;
 - (ii) by reason of any breach, violation or nonperformance of any condition or covenant in this Grant Agreement on the part of the Grantee;
 - (iii) injury and negligence based on a failure to train or supervise workers, employees, contractors, volunteers, or agents of the Grantee in performing services or supplying material for work that is to be reimbursed pursuant to this Grant Agreement;
 - (iv) failure of the Grantee, or its employees, agents, or volunteers, to employ safety measures in the performance of work that is to be reimbursed pursuant to this Grant Agreement;
 - (v) injury or negligence of any person arising from the work or material supplied that is subject to reimbursement pursuant to this Grant Agreement; or
 - (vi) failure to follow or correctly follow directions of the State or any other governmental entity.

The indemnification provided above shall obligate the Grantee to defend at its own expense or to provide for such defense, at the option of the CRA, as the case may be, of any and all claims of liability and all suits and actions of every name and description that may be brought against the CRA or its employees, officers, and attorneys which may result from the acts or omissions stated above under this Grant Agreement whether performed by the Grantee, anyone directly or indirectly employed by the Grantee, or anyone otherwise authorized to act, in any manner, on their behalf. In all events, the CRA shall be permitted to choose legal counsel of its sole choice, the fees for which shall be reasonable and subject to and included with this indemnification provided herein. This indemnification provision shall survive termination of the Grant Agreement.

9. **Applicable Law/Notice.**

(a) This grant award and the attachments hereto shall be governed by the law of the State of Florida. Venue shall only be properly placed in Brevard County, Florida for state court actions and Orlando, Florida for federal actions.

(b) All notices, demands, requests, instructions, approvals, and claims shall be in writing. All notice of any type hereunder shall be given by U.S. mail or by hand delivery to an individual authorized to receive mail for the below listed individuals, all to the following individuals at the following locations:

To The Diamond Square CRA:

Diamond Square Community
Redevelopment Agency
c/o The City of Cocoa
Community Services Dept.
65 Stone Street
Cocoa, Florida 32922

TO THE GRANTEE:

Mary Bailey

803 Wilson Ave

Cocoa, FL 32922

Notice shall be deemed to have been given and received on the date the notice is physically received if given by hand delivery or first class U.S. mail, postage prepaid, as addressed above. Notice shall be deemed to have been given and received on the date the notice is mailed, if given by certified mail, return receipt requested, postage prepaid, as addressed above. Any party hereto by giving notice in the manner set forth herein may unilaterally change the name of the person to whom notice is to be given or the address at which notice is to be received.

10. **Interpretation.** Both the CRA and the Grantee have participated in the drafting of all parts of this Grant Agreement. As a result, it is the intent of the parties that no portion of this Grant Agreement shall be interpreted more harshly against either of the parties as the drafter.

11. **Amendment of Grant Agreement.** Modifications or changes in this Grant Agreement must be in writing and executed by the parties bound to this Grant Agreement.

12. Severability. Invalidation of any one word, clause, sentence, or paragraph, or the application thereof in specific circumstances, by judgment, court order, or administrative hearing or order shall not affect any other words, clauses, sentences, or paragraphs, all of which shall remain in full force and effect, and this Grant Agreement shall be read as if said invalidated word, clause, sentence, or paragraph did not exist.

13. Attorney's Fees. In the event any litigation or controversy arises out of or in connection with the parties hereto, each party shall bear their own costs and attorney's fees. Notwithstanding the foregoing, should the CRA determine that the Grantee must reimburse the CRA in the amount of the Grant for failure to maintain the improvements in accordance with this Grant Agreement, the Grantee shall be responsible for all related costs and attorney's fees incurred by the CRA as to any related litigation or controversy.

14. Entire Grant Agreement. This Grant Agreement represents the entire and integrated Agreement between the parties and supersedes all prior negotiations, representations, or Agreements, either oral or written, and all such matters shall be deemed merged into this Grant Agreement.

15. Sovereign Immunity. The CRA intends to avail itself of the benefits of Section 768.28, Florida Statutes and any other statutes and common law governing sovereign immunity to the fullest extent possible. Neither this provision nor any other provision of this Grant Agreement shall be construed as a waiver of the CRA's right to sovereign immunity under section 768.28, Florida Statutes, or other limitations imposed on the CRA's potential liability under state or federal law. As such, the CRA shall not be liable under this Grant Agreement for punitive damages or interest for the period before judgment. Further, the CRA shall not be liable for any claim or judgment, or portion thereof, to any one person for more than two hundred thousand dollars (\$200,000.00), or any claim or judgment, or portion thereof, which, when totaled with all other claims or judgments paid by the State or its agencies and subdivisions arising out of the same incident or occurrence, exceeds the sum of three hundred thousand dollars (\$300,000.00). Nothing in this Grant Agreement is intended to inure to the benefit of any third party for the purpose of allowing any claim which would otherwise be barred under the doctrine of sovereign immunity or by operation of law. This paragraph shall survive termination of this Grant Agreement.

16. Headings. The headings used in this Grant Agreement are for reference only and shall not be relied upon nor used in the interpretations of this Grant Agreement.

IN WITNESS WHEREOF, the CRA and Grantee have set forth their signatures on the day and year written below.

Witnesses: _____ Print Name: _____ _____ Print Name: _____	GRANTOR: Diamond Square Florida Community Redevelopment Agency pursuant to Section 163.330 et seq., Florida Statutes. By: Stockton Whitten, City Manager _____
---	--

STATE OF Florida

COUNTY OF Brevard

The foregoing instrument was acknowledged before me this ____ day of _____, 2022 by **Stockton Whitten**, City Manager, City of Cocoa and the Diamond Square Community Redevelopment Agency, a Florida Community Redevelopment Agency formed pursuant to Section 163.330 et seq., Florida Statutes, who executed the foregoing instrument and acknowledged before me that he executed the same for the uses and purposes therein expressed and who is personally known to me and who did not take an oath.

(NOTARY SEAL)

Notary Public Signature

Typed or Printed Notary Name

[This area left intentionally blank, signatures on next page]

Witnesses: Print Name: _____ Print Name: _____	GRANTEE: Print Name: <u>Mary Bailey</u> Title: <u>Homeowner,</u> <u>803 Wilson Ave, Cocoa, FL</u>
---	--

STATE OF Florida
COUNTY OF Brevard

The foregoing instrument was acknowledged before me this ____ day of _____, 2022, by _____ the foregoing instrument and acknowledged before me that he/she executed the same for the uses and purposes therein expressed and who is personally known to me or who has produced as identification and who did not take an oath.

(NOTARY SEAL)

Notary Public Signature

Typed or Printed Notary Name

[This area left intentionally blank]

EXHIBIT A

DESCRIPTION OF REAL PROPERTY SUBJECT TO GRANT AGREEMENT

Street Address: 803 Wilson Ave, Cocoa, FL 32922

Owner Name: Mary Bailey

EXHIBIT B

GRANT DESCRIPTION

Maximum Amount of Grant as Approved:
\$500.

Items Included in this Grant:

1. Plants, shubs, mulch

Cost of Items Included will be
no greater than \$500, as per
grant requirements

Total: \$ _____

DIAMOND SQUARE REDEVELOPMENT AGENCY AGENDA ITEM

Memo Date: July 12, 2022
Agenda Date: July 18, 2022
Prepared By: Lori Chabot, Redevelopment Coordinator
Through: Charlene Neuterman, Community Services Department Director
Requested Action:

Staff is requesting Agency Approval of a FY22 Budget Resolution, BAF#22-112-T, to name the Female Veteran's Village *The Major Abbie Sweetwine Female Veteran's Village* and for the purchase of sign(s) for the area up to an amount of \$3,000.

BACKGROUND:

Championed by the Diamond Square CRA and Staff, the CRA deeded Habitat for Humanity of Brevard County, Inc. six lots and \$60,000 for site preparation to build homes in the Diamond Square CRA area. These homes are constructed for low-income, female Veteran's to own their homes, most of whom were on the brink of homelessness.

This project began in 2008 with the acquisition of a blighted trailer park property. At the October 15, 2018 Diamond Square CRA meeting, Agency members approved a Development Agreement with Habitat for Humanity to construct six (6) new homes on Whaley Street for female veterans. A partnership with Habitat for Humanity of Brevard County was developed and construction began in 2019. Today, four homes are complete and the final two homes are under construction. At the Diamond Square CRA Board meeting held on May 19, 2008, the Board approved a Letter of Intent for the purchase of the old Skyview Trailer Park property located at 533 Bernard Street and also authorized staff to negotiate a Sales Contract with the owner/owners. Subsequently, at the CRA board meeting held on June 16, 2008 the Board approved the purchase of the property which was completed on July 18, 2008.

At the June 15, 2020 Diamond Square CRA meeting, Agency members approved an extension to complete the project to October 29, 2022.

Staff is requesting Agency approval to officially name the Female Veteran's Village ***The Major Abbie Sweetwine Female Veteran's Village***. Abbie Sweetwine, (5/28/1915-3/7/2009), began her career serving in the United States Army and US Air Force dedicating over twenty years of service to her country, retiring in 1969. She was a native Floridian from Cocoa and was laid to rest at Arlington Virginia National Cemetery.

Major Sweetwine was known as "The Angel of Platform 6" for her work during the Harrow and Weldstone rail crash. In October, 1952, England suffered the worst train wreck in its history. Three trains collided in the Harrow and Wealdstone area causing 112 deaths and injuring more than 300 people. Nearly 100 Air Force personnel responded, eight medics from the nearby 494th Medical Group at Royal Air Force, composed of seven doctors and

one nurse – 2nd Lt. Abbie Sweetwine. A Triage area was established and Major Sweetwine began treating the wounded before being taken to the hospital. Handing out tea and cigarettes to those in shock or lightly wounded, providing plasma and using her own lipstick she marked an X on those patients who she had given morphine to so when they were transported to the hospital, it would be known morphine had already been given, to ensure they would not receive an overdose. Through her actions she became a heroine saving hundreds of lives and earning the name “*The Angel of Platform 6*”.

Staff is requesting Agency Approval to name the Female Veteran’s Village *The Major Abbie Sweetwine Female Veteran’s Village* and to approve a BAF #22-112-T and Resolution for the purchase of sign(s) for the area up to an amount of \$3,000.

BUDGETARY IMPACT:

Budgeted	No
If not budgeted, is amendment/transfer attached?	Yes

BAF# 22-112-T

FROM:

Amount Requested	<u>\$ -3,000.00</u>
Account Number	<u>Contingency Account</u>
Account Name	<u>111-3230-559-39-00</u>

TO:

Amount Requested	<u>\$ 3,000.00</u>
Account Number	<u>Operating Costs</u>
Account Name	<u>111-3230-559-52-00</u>

Source of Funds: Diamond Square CRA

PREVIOUS ACTION:

Enter text here

RECOMMENDED MOTION:

Staff is requesting Agency Approval of a FY22 Budget Resolution, BAF#22-112-T, to name the Female Veteran’s Village *The Major Abbie Sweetwine Female Veteran’s Village* and for the purchase of sign(s) for the area up to an amount of \$3,000

RESOLUTION NO. DSCRA 22-403

A RESOLUTION OF DIAMOND SQUARE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF COCOA, FLORIDA, AMENDING THE CITY OF COCOA CRA BUDGET FOR FISCAL YEAR 2022; PROVIDING FOR THE REPEAL OF PRIOR INCONSISTENT RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Diamond Square Community Redevelopment Agency (Diamond Square CRA) adopted the final budget for the fiscal year commencing on October 1, 2021, and ending on September 30, 2022, at a Special Meeting held on September 20, 2021; and

WHEREAS, in accordance with Article XII, Section 5 of the City of Cocoa Charter, whereby the Diamond Square CRA may, at any time by resolution, transfer any unused and unencumbered appropriation or portion thereof from one office or department to another; and

WHEREAS, the Diamond Square CRA deems it to be in the best interest of the City of Cocoa to amend its budget as provided in this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE DIAMOND SQUARE CRA, as follows:

SECTION 1. The 2021-2022 fiscal year budget shall be amended as detailed in the attached sheets.

SECTION 2. All prior resolutions or prior resolutions inconsistent with this resolution are hereby repealed to the extent of the conflict.

SECTION 3. This resolution shall become effective immediately upon its adoption by the Diamond Square CRA of the City of Cocoa, Florida.

ADOPTED by the Diamond Square CRA of the City of Cocoa, Florida, in a regular meeting assembled on the 18th day of July, 2022.

Tracy Moore, Chairman

ATTEST:

Charlene Neuterman
Community Services Director



City of Cocoa Budget Adjustment Form FY 2022 - 22-112-T

SELECT ADJUSTMENT TYPE: BUDGET TRANSFER				REQUESTING DEPARTMENT #: 3230		DATE PREPARED: 07/12/22	
'FROM' ACCOUNT(S)							
ADJUSTMENT AMOUNT	ACCOUNT NUMBER	PROJECT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	AMENDED BUDGET	ADJUSTED BUDGET	UNENCUMBERED BALANCE
(\$ 3,000)	111-3230-559.39-00		Contingency Account	\$ 0	\$ 0	(\$ 3,000)	\$ 0
\$ 0				\$ 0	\$ 0	\$ 0	\$ 0
\$ 0				\$ 0	\$ 0	\$ 0	\$ 0
\$ 0				\$ 0	\$ 0	\$ 0	\$ 0
\$ 0				\$ 0	\$ 0	\$ 0	\$ 0
\$ 0				\$ 0	\$ 0	\$ 0	\$ 0
(\$ 3,000)	TOTAL						
'TO' ACCOUNT(S)							
ADJUSTMENT AMOUNT	ACCOUNT NUMBER	PROJECT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	AMENDED BUDGET	ADJUSTED BUDGET	UNENCUMBERED BALANCE
\$ 3,000	111-3230-559.52-00		Operating Costs	\$ 0	\$ 0	\$ 3,000	\$ 0
\$ 0				\$ 0	\$ 0	\$ 0	\$ 0
\$ 0				\$ 0	\$ 0	\$ 0	\$ 0
\$ 0				\$ 0	\$ 0	\$ 0	\$ 0
\$ 0				\$ 0	\$ 0	\$ 0	\$ 0
\$ 0				\$ 0	\$ 0	\$ 0	\$ 0
\$ 3,000	TOTAL						
REASON/JUSTIFICATION FOR ADJUSTMENT: Transfer funds from the Contingency Account to Operating Costs in the Diamond Square CRA to purchase signs in the amount of \$3,000.00 identifying the area to be known as The Major Abbie Sweetwine Female Veteran's Village. Agenda 22-403							
Council/Board APPROVAL REQUIRED? YES ☒ NO ☐				DATE APPROVED: 07/18/22 RESOLUTION #: 22-403			
City Council approval is needed for all transfers greater than \$50,000 and transfers between Departments / Funds. All CRA adjustments are required to go through their respective boards.							
7/12/22 Lori Chabot Digitally signed by Lori Chabot Date: 2022.07.12 12:46:16 -0400		7/15/22 Colleen Campbell Digitally signed by Colleen Campbell Date: 2022.07.15 09:24:22 -0400					
Date Requestor's Signature		Date Finance Approval Signature		Date Finance Director's Signature			
7/15/22 Charlene Neuterman Digitally signed by Charlene Neuterman Date: 2022.07.15 09:55:02 -0400		7/15/22 Lora Howell Digitally signed by Lora Howell Date: 2022.07.15 09:39:39 -0400					
Date Department Director's Signature		Date Deputy Fin. Director's Signature		Date City Manager's Signature			
FINANCE USE ONLY:							
Date Entered:		Entered By:		Group #:			

Approved 07/13

Revised eform 9/23/21 - IT

DIAMOND SQUARE REDEVELOPMENT AGENCY AGENDA ITEM

Memo Date: July 12, 2022

Agenda Date: July 18, 2022

Prepared By: Lori Chabot, Redevelopment Coordinator

Through: Charlene Neuterman, Community Services Department Director

Requested Action:

Budget discussion for FY2023 and direction for finalizing the budget at the next DSCRA meeting to be held in August, 2022.

BACKGROUND:

At the previous DSCRA meeting, Agency members held the following discussion about the upcoming 2023 budget.

Priorities for potential projects for the future include the following with estimated costs:

- Development of residential infill housing (affordable/home ownership) - \$475,000 (currently budgeted in FY22)
- Residential Paint Grant Program - \$ 10,000
- Residential Beautification Grant Program - \$5,000
- Commercial Façade Program - \$10,000
- Summer Camp Scholarships - \$ 6,000
- Upstart Diamond Square Program - \$ 10,000
- Diamond Square Initiative Project ANR - \$ 25,000
- Police Athletic League - \$ 4,500
- Installation of a Bus Stop Shelter - \$ 35,000

Total Project Costs - \$ 580,500

The anticipated TIF Revenue for FY2023 is about \$395,520. Additionally, there is \$583,000 in Fund Balance Reserves available to spend on projects. This is a total of approximately \$978,520.

Staff is requesting Agency direction on any additional items to include in the FY23 budget for preparation of a final budget to be voted on at the next (August, 2022) Diamond Square CRA meeting.

BUDGETARY IMPACT:

Budgeted

N/A

PREVIOUS ACTION:

Agency Members discussed budget priorities at the previous meeting.

RECOMMENDED MOTION:

Budget discussion for FY2023 and direction for finalizing the budget at the next DSCRA meeting to be held in August, 2022.

CITY OF COCOA CITY COUNCIL

Request to Speak (print legibly and fill out completely)

NAME: Lorin Waters

ADDRESS: 610 Blake Av

TELEPHONE: 321-581-5036

ORGANIZATION YOU REPRESENT (IF ANY): D.A.L.

AGENDA ITEM NUMBER/SUBJECT: J.L. Smith work

IF YOU WOULD LIKE TO SPEAK UNDER DELEGATIONS, PLEASE CHECK ONE OR MORE THAT APPLY: (You must meet one of the following requirements to speak under Delegations)

- ◊ Resident or taxpayer (may speak on any subject of general or public interest)
- ◊ The Council by majority vote may decline to hear any person who is not a resident or taxpayer of the City, except:
 - ◊ City Employee (may speak regarding his/her employment)
 - ◊ Water and/or sewer customer (may speak on matters related to the City's water and/or sewer system.
 - ◊ Any person on any item on the agenda (except *emergency items, ministerial items, Quasi-judicial items, and public hearing items*)

PLEASE CONDUCT YOURSELF IN ACCORDANCE WITH THE TERMS AND CONDITIONS PRINTED ON BACK.

CITY OF COCOA CITY COUNCIL

Request to Speak (print legibly and fill out completely)

NAME: Anita Bibson

ADDRESS: 451 Stone St

TELEPHONE: 407.914.1626

ORGANIZATION YOU REPRESENT (IF ANY): _____

AGENDA ITEM NUMBER/SUBJECT: Rec. for kids

IF YOU WOULD LIKE TO SPEAK UNDER DELEGATIONS, PLEASE CHECK ONE OR MORE THAT APPLY: (You must meet one of the following requirements to speak under Delegations)

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CITY OF COCOA CITY COUNCIL

Request to Speak (print legibly and fill out completely)

NAME: Debbie Edmondson-Wood

ADDRESS: 7686 Turner Pl.

TELEPHONE: 513-262-3449

ORGANIZATION YOU REPRESENT (IF ANY): Agging Matters in Brevard

AGENDA ITEM NUMBER/SUBJECT: Senior Nutrition - Seniors at Lunch

IF YOU WOULD LIKE TO SPEAK UNDER DELEGATIONS, PLEASE CHECK ONE OR MORE THAT APPLY: (You must meet one of the following requirements to speak under Delegations)

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(2)

CITY OF COCOA CITY COUNCIL

Request to Speak (print legibly and fill out completely)

NAME: Bette J. Kelley

ADDRESS: 338 Bay Ave.

Cocoa, Fl. 32922 TELEPHONE: 321-914-7328

ORGANIZATION YOU REPRESENT (IF ANY): Street Showers + handshakes

AGENDA ITEM NUMBER/SUBJECT: _____

IF YOU WOULD LIKE TO SPEAK UNDER DELEGATIONS, PLEASE CHECK ONE OR MORE THAT APPLY: (You must meet one of the following requirements to speak under Delegations)

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CITY OF COCOA CITY COUNCIL

Request to Speak (print legibly and fill out completely)

NAME:

Coley Laneaster

ADDRESS:

284 Clearlake Road Cocoa

TELEPHONE: 321-863-5063

ORGANIZATION YOU REPRESENT (IF ANY): _____

AGENDA ITEM NUMBER/SUBJECT: _____

Wheat Property

IF YOU WOULD LIKE TO SPEAK UNDER DELEGATIONS, PLEASE CHECK ONE OR MORE THAT APPLY: (You must meet one of the following requirements to speak under Delegations)

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