

The City of Titusville City Council met in regular session on Tuesday, April 14, 2026, at Titusville City Hall, second floor, Council Chamber, 555 South Washington Avenue, Titusville, Florida 32796.

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Mayor Connors called the City Council meeting to order at 6:30 p.m. Those present in the Council Chamber included Mayor Andrew Connors, Vice-Mayor Herman Cole, Jr. Col USAF Retired and City Council Members Megan Moscoso, Jo Lynn Nelson and Dr. Sarah Stoeckel. Also present were City Manager Tom Abbate, City Attorney Andriene Treasure, and City Clerk Wanda Wells. Sr. Administrative Assistant Emily Campbell completed the minutes.

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Pre-recorded procedures for public comment, participation, and orderly conduct were played for all individuals that were in attendance or watching the meeting.

Pastor Jerald Smith (Retired Chaplain) from Parrish Medical Center was not present to provide the invocation. Mayor Connors requested a moment of silence. Mayor Connors led those present in the *Pledge of Allegiance to the Flag*.

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APPROVAL OF MINUTES

City Manager Abbate advised the request was to approve the minutes of the regular City Council meetings on March 10, 2026 and March 24, 2026 (5:30 p.m.).

Motion: Member Nelson moved to approve the minutes of the regular City Council meetings on March 10, 2026 and March 24, 2026 (5:30 p.m.). Vice-Mayor Cole seconded the motion. The motion carried unanimously.

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SPECIAL RECOGNITIONS & PRESENTATIONS – None.

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City Manager Abbate advised that Item 9A - Ordinance No. 6-2026 - Live Local Ordinance was withdrawn by staff.

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BOARDS AND COMMISSIONS

Community Redevelopment Agency – City Manager Abbate advised the request was to accept the resignation of Community Redevelopment Agency Member Greg Aker with an unexpired term that would expire on September 30, 2028. The resignation would be effective April 15, 2026.

There was a scrivener’s error on the term expiration in the agenda packet. It should have been September 30, 2028, not September 30, 2025.

Stan Johnston stated that he was against Member Greg Aker resigning from his position. Mr. Johnston discussed the sewage spill that occurred at Sand Point Park in December 2020, etc.

Motion: Member Nelson moved to accept the resignation of Community Redevelopment Agency Member Greg Aker with an unexpired term that would expire on September 30, 2028, with regrets. Vice-Mayor Cole seconded the motion. The motion carried unanimously.

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Titusville Environmental Commission (TEC) - Leave of Absence – City Manager Abbate advised the request was to act on Titusville Environmental Commission Regular Member Michael Myjak's request for a four-month leave of absence from the Titusville Environmental Commission meetings for the months of July through October 2026.

Motion: Member Nelson moved to approve the Titusville Environmental Commission Regular Member Michael Myjak’s request for a four-month leave of absence from the Titusville Environmental Commission meetings for the months of July through October 2026. Member Moscoso seconded the motion. The motion carried unanimously.

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North Brevard Commission on Parks and Recreation – City Manager Abbate advised the North Brevard Commission on Parks and Recreation's semi-annual written report was included in the agenda packet. No action was requested.

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PETITIONS AND REQUESTS FROM THE PUBLIC PRESENT (NONAGENDA ITEMS) –

Kathleen O’Rourke thanked City Manager Abbate for promptly answering her questions regarding the Royal Oak small area study and the mediation process. Ms. O’Rourke also discussed a lawsuit filed by Tulane against the City of Titusville seeking a declaratory judgement. She stated that the City Council made a unanimous decision to deny their amendment and she felt that decision should be defended, not negotiated.

Elizabeth Baker stated that there were currently three lawsuits against the City of Titusville. She also stated that she was unsure if the City of Titusville was properly managing their money and discussed transparency within the City of Titusville.

Dwight Severs discussed a records request invoice from the Titusville Police Department requesting that a Council Member pay \$1,896.22 for City records. Mr. Severs stated that, during his forty years as the former City Attorney for the City of Titusville, he had never experienced City administration charging a Council Member for records needed to perform their official duties. He further stated that, pursuant to the City Charter, the Mayor and Council Members had the right to make inquiries.

Mayor Connors stated that a procedure existed requiring council support or approval if a Council Member requested more than two hours of City staff time.

Stan Johnston stated that he was in support of Michael Myjak taking a leave of absence from the Titusville Environmental Commission. Mr. Johnson also discussed an email that he sent to Mayor Connors, etc.

Darcia Bair discussed the North Brevard Baby Expo in Titusville held on April 11, 2026. Ms. Bair stated that the event was extremely successful with more than thirty vendors that provided resources for the North Brevard community.

Malinda Villain stated that she had been attempting to obtain formal determination as to why commercial uses including parking lots were being allowed within the residential zone and why a non-conforming lot was being used for business purposes instead of permitted single family residential use. Ms. Villain stated that she would address these concerns at a later point in the meeting.

Ryan Laszlo discussed fraud in the City of Titusville and the misappropriation of City funds and unauthorized personal use of City property by the former Water Resources Field Operations Superintendent during his employment with the City of Titusville. Mr. Laszlo stated that the funds from the fraud could have been used for other things in the community. He also discussed the necessary funding for a forensic audit.

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CONSENT AGENDA

Member Moscoso advised that she wanted to pull Consent Agenda Item 8B - Resolution No. 07-2026 — Repealing Resolution No. 24-1997 and Establishing Revised Quasi-Judicial Procedures.

City Manager Abbate read Consent Agenda items A, C, D, E, F and G as followed:

- A. Water Allocation Permit - Astra Haus Luxury Apartments - Authorize the issuance of a water supply capacity allocation permit in the amount of 15,723 gallons per day, which

was 3.82% of the excess capacity for the Astra Haus apartments at the northwest corner of US 1 and Dairy Road.

- C. Resolution No. 8-2026 - Commending Outstanding Students from North Brevard Area Schools - Adopt Resolution No. 8-2026 commending outstanding students from North Brevard Area Schools for 2025-2026.
- D. Travel request for Historic Preservation Board Member Kirk Davis to attend the 2026 Preserve Florida Conference in St. Petersburg, Florida on May 13 - 15, 2026. - Consider approval of the travel for Historic Preservation Board Member Kirk Davis to attend the 2026 Preserve Florida Conference May13-15, 2026 in St. Petersburg, Florida.
- E. Area III Wellfield Generator Replacement - Award contract CN26-B-024MG for Area III Wellfield Generator Replacement to Zabatt Power Systems in the amount of \$194,174.15. Additionally, authorize the Mayor to execute the contract.
- F. Amendment No.4 for State Revolving Fund Agreement WW050350 - Approve Amendment No. 4 to the State Revolving Fund Agreement WW050350 granting additional time to complete the permitting associated with one of the design projects and authorize the City Manager to execute the agreement.
- G. Modular Classroom for Isaac Campbell Park - Approve the use of Sourcewell Contract ID#120822-MMR and approve the purchase of a modular classroom building by Mobile Modular of Livermore, CA in the amount of \$96,548.00 to be placed at Isaac Campbell Park. Also, approve the associated budget amendment.

City Clerk Wanda Wells advised that two speaking cards were submitted for Consent Agenda Items.

Stan Johnston stated that he was in support of the modular classroom for Isaac Campbell Park. He did not understand what was going on with the Water Allocation Permit so he was unable to speak on that item. Mr. Johnston discussed a boil water alert and the notification of the boil water alert.

Toni Shifalo discussed Consent Agenda Item 8D - Travel request for Historic Preservation Board (HPB) Member Kirk Davis to attend the 2026 Preserve Florida Conference in St. Petersburg, Florida on May 13 - 15, 2026. Ms. Shifalo stated that Council approval of Mr. Davis's attendance would be beneficial to the HPB's Joynerville & Beyond Project, as it was under consideration for an award. She also stated that the conference included sessions on abandoned and historic African American Cemeteries, two of which were in Titusville. Ms. Shifalo stated that attending the conference would enhance the HPB's ongoing projects and she was in support of council approving the travel request.

Motion: Member Nelson moved to approve Consent Agenda items A, C, D, E, F and G in accordance with recommendations. Vice-Mayor Cole seconded the motion. The roll call vote was:

Member Moscoso	Yes
Member Nelson	Yes
Mayor Connors	Yes
Vice-Mayor Cole	Yes
Member Stoeckel	Yes

The motion carried unanimously.

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Resolution No. 07-2026 — Repealing Resolution No. 24-1997 and Establishing Revised Quasi-Judicial Procedures – City Manager Abbate advised the request was to adopt Resolution No. 07-2026 repealing Resolution No. 24-1997 and establishing revised quasi-judicial procedures.

Stan Johnston discussed qualifications of an expert witness and stated that he was an engineer commissioned to protect the health and safety of the public.

Melinda Bair asked for clarification on if the property owners could only officially object to development if their land directly abutted the project. Mayor Connors stated that was not accurate.

Toni Shifalo stated that she was disappointed to see what she perceived as the State of Florida limiting citizen input, which she interpreted as weakening public participation. Ms. Shifalo stated that all matters concerning the Comprehensive Plan affected her as a resident of Titusville. She further expressed that, even if she did not own property abutting a project, it could still have an impact on her.

Kathleen O'Rourke expressed concern for the provisions to the resolution regarding public transparency and public participation. She stated that the resolution allowed ex parte communications and private communications between decision makers and outside parties and stated that disclosure was not required and nondisclosure was not presumed prejudicial. Ms. O'Rourke stated that she believed this was not transparent and she was not in support of the changes.

Michael Myjak stated that abutting property owners should have the same rights as other property owners in the surrounding area and the City of Titusville. Mr. Myjak further stated that standing should be granted to any citizen, not limited solely to abutting property owners.

Macy Mullen stated that she lived across the street from the proposed bleach plant. She stated that she did not agree that only the abutting property owners had standing. She asked if it could be expanded to all properties.

City Attorney Treasure stated that the matter had been vetted in accordance with applicable statutes and case law, which provided that individuals whose properties directly abutted a subject property

were afforded additional opportunity to speak due to their direct impact. She further stated that this did not remove any rights previously afforded by citizens prior to the change of the 1997 resolution.

Earl Johnson stated that, a few years prior, a biohazard waste incineration plant had been proposed off State Road 405 and that the property owner had owned all surrounding parcels, resulting in no abutting property owners available to object. He stated that he did not support the use of the term “abutting,” as he believed it was flawed. Mr. Johnson further stated that proposals could affect individuals and property owners beyond those with abutting properties.

Dwight Severs stated that as the previous City Attorney for the City of Titusville, he had drafted the 1997 quasi-judicial procedures resolution. He explained that it had been developed in response to the Snyder and Jennings cases and was cited in Resolution No. 24-1997. Mr. Severs stated that most local governments at that time had adopted such procedures by resolution; however, he believed they should now be adopted by ordinance. Mr. Severs also discussed Land Development Regulations Chapter 34 Article 2, titled Legislative and Quasi-Judicial. He stated that there were procedures in that section that overlap and may conflict with the proposed resolution.

Member Moscoso discussed the terminology and definition of the word abutting. Member Moscoso stated that the third-party intervenor was an addition and that was not included in the 1997 resolution. Member Moscoso stated that she was in support of tabling this item because of the confusion and the issue with the word abutting.

Member Nelson stated that she was in support of tabling this item as well. Member Nelson stated that she wanted to add order to the quasi-judicial procedures.

Member Stoeckel stated that she was open to changing the language from abutting to adjacent, but she felt comfortable with the current resolution that was presented.

Mayor Connors stated that the proposed resolution could be updated in the future and that failing to adopt it would delay the enhanced rights for abutting property owners included in the proposed resolution.

Motion: Member Moscoso moved to table this item to the regular City Council meeting on April 28, 2026 at 6:30 p.m. to allow staff time to review the Florida Statutes to determine whether “adjacent” versus “abutting” could be used in the resolution (Section 2.3) and provide additional information on how that would affect the resolution, if statute allowed the change. Council directed staff to place item under old business for the regular City Council meeting on April 28, 2026 at 6:30 p.m. Vice-Mayor Cole seconded the motion. The motion carried unanimously.

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ORDINANCES – SECOND READING, PUBLIC HEARING AND RELATED ACTION

Ordinance No. 6-2026 - Live Local Ordinance – City Manager Abbate advised the ordinance was withdrawn by staff.

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Rezoning (REZ) No. 8-2025 317 Oleander Place – City Manager Abbate advised the request was to conduct the second reading and public hearing of Ordinance No. 7-2026 for Rezoning (REZ) No. 8-2025. This was a quasi-judicial item.

City Attorney Treasure read the *Quasi-judicial rules of Procedures*.

Community Development Director Brad Parrish read Ordinance No. 7-2026 amending Ordinance No. 5-1993 of the City of Titusville, Florida, by amending the zoning map made a part of said ordinance by reference by changing the zoning classification on land located at 317 Oleander Place from the Indian River City Neighborhood - Commercial (IRCN-C) zoning district to the Indian River City Neighborhood – Residential (IRCN-R) zoning district on 0.18+/- acres of property, having Parcel ID No. 22-35-22-03-10-5; providing for severability; repeal of conflicting ordinances; incorporation into code; and providing for an effective date the second time by title only. (This was a quasi-judicial item.) (The first reading was held at the regular City Council meeting on March 24, 2026 at 6:30 p.m.)

At their regular meeting on March 4, 2026, the Planning and Zoning Commission recommended approval of the rezoning from the Indian River City Neighborhood - Commercial (IRCN-C) to the Indian River City Neighborhood - Residential (IRCN-R) zoning district. Approved by a vote of 6-0.

There was a scrivener’s error in the ordinance number in the agenda packet. It should be Ordinance No. 7-2026, not Ordinance No. 8-2026.

Community Development Director Brad Parrish stated that in reviewing the request, it was important to consider the likelihood that the property could be utilized in its current zoning district as part of a larger commercial redevelopment along the South Hopkins Avenue corridor in the future. Prior to the adoption of the Neighborhood Plan, the property was zoned Community Commercial (CC) and had a future land use designation of Commercial High Intensity. The adjacent property to the west, at 4007 South Hopkins Avenue, had a single-family residence, which was not a permitted use in the CC zoning district. At the time it would have been a nonconforming use. The Indian River City Neighborhood Commercial IRCN-C zoning district permits existing single-family residences to remain as a permitted use. Therefore, the subject property was separated from the commercial corridor along South Hopkins Avenue by an existing home.

Dwayne White, the applicant, stated that he bought this lot assuming it was a buildable lot, but he quickly found out it was not. Mr. White stated that he was trying to build a new single-family home in the City of Titusville that was affordable and he appreciated City Council considering the zoning change.

Member Moscoso advised the applicant that he would most likely need a variance to build on this lot, because of its size. The applicant, Dwayne White, confirmed that he was aware that he would need a variance.

Malinda Villain stated that she wanted to address the requirement that quasi-judicial item decisions were based on competence, substantial evidence applied consistently to similar properties. She stated that in this case, the staff report provided clear reasoning for why this parcel should no longer be commercial because its size and configuration made commercial use impractical. Ms. Villain stated that these same conditions existed on her street and in the surrounding areas. She advised that she was not opposing residential development at the subject property, she was asking that the reasoning used in this case be applied consistently across the neighborhood.

Member Stoeckel asked if the City Council approved the item, but the applicant was subsequently denied a variance by the Board of Adjustments and Appeals, what rights would the property owner have in this case.

Community Development Director Brad Parrish stated that the Code provided a provision to address such situations. He explained that the Building Official had the authority to approve a permit for a single-family residence on a potentially nonconforming lot, provided all other criteria had been met. He stated that if the applicant was still unable to meet certain criteria, a variance would be required, and the Board’s decision on the variance was binding.

Motion: Member Nelson moved to approve Ordinance No. 7-2026 for Rezoning (REZ) No. 8-2025, as recommended by staff and the Planning and Zoning Commission. Vice-Mayor Cole seconded the motion. The roll call vote was:

Member Nelson	Yes
Mayor Connors	Yes
Vice-Mayor Cole	Yes
Member Stoeckel	Yes
Member Moscoso	Yes

The motion carried unanimously.

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ORDINANCES-FIRST READING

Certified Recovery Residences Ordinance – City Manager Abbate advised the request was to conduct the first reading of Ordinance No. 9-2026.

Community Development Director Brad Parrish read Ordinance No. 9-2026, an ordinance of the City Of Titusville, Florida amending the Code Of Ordinances to Establish Procedures for the Review and Approval of Certified Recovery Residence within the City consistent with Chapter 2025-182, Laws of Florida by Creating Sections 28-21 “Accommodations For A Certified

Recovery Residence”; Providing for Severability, Repeal of Conflicting Ordinances, Incorporation into the Code, and effective date the first time by title only. This was a legislative item. (The second reading and public hearing was scheduled for the regular City Council meeting of April 28, 2026 at 6:30 p.m.

On April 8, 2026, the Planning and Zoning Commission recommended approval with the following recommendations: (1) Include an application fee in the ordinance; (2) Include graduated distance based on the number of occupants; (3) Address required inspections by both Building Department and Fire Department; (4) Include in the application the same required documentation as page 21 of the agenda packet with the exception of fee schedule and refund policy; (5) Identify which is the certifying entity – FARR, FCB or DCF; (6) Identify the certified accreditation level, is it 1, 2, 3, or 4?; (7) Identify types of services offered; (8) Determine if it is a 24-hour facility or operating in just the day or night; (9) Identify staffing levels and security; (10) Clarification of the appeal process; and (11) Automatic revocation of the license if closed, abandoned, or if the facility loses their certification. The motion was approved with a 6 yes, 1 no vote. The one member voted no based on this piece of policy in his opinion needed to mirror what we already have for all other group homes.

Chapter 2025-182 of the Laws of Florida require counties and municipalities, by January 1, 2026, to adopt an ordinance establishing procedures for the review and approval of certified recovery residences, including a process for requesting reasonable accommodations from land use regulations that otherwise prohibit such establishment. The ordinance may establish additional requirements for the review or approval of reasonable accommodation requests but may not require public hearings beyond the minimum required by law to grant the requested accommodation. The ordinance may include provisions for the revocation of a granted accommodation for cause such as a violation of conditions or failure to maintain certification. The effective date of the new law was July 1, 2025. Enclosed for review was Chapter 2025-182 and the Senate Bill Analysis Report.

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Trucks on Local Roads Ordinance – City Manager Abbate advised the request was to conduct the first reading of Ordinance No. 10-2026.

Community Development Director Brad Parrish read Ordinance No. 10-2026, an ordinance of the City Of Titusville, Florida, amending the Code Of Ordinances to Regulate Truck Traffic in and on certain Residential Streets by Creating Section 17-34 “Restrictions on Truck Use of Streets” and amending Section 20-26 “Powers And Duties of City Manager Relative to Traffic” and Development Review Procedures Technical Manual Sections 14.2 “Pre-Application Meeting”, 14.3 “Concept Plan”, 14.4 “Application Procedures”, and 14.5 “Site Plan Required Exhibits”; Providing for Severability, Repeal of Conflicting Ordinances, Incorporation into the Code, and an Effective Date the first time by title only. This was a legislative item. The second reading and the public hearing was scheduled for the regular City Council meeting on April 28, 2026 (6:30 p.m.)

On April 8, 2026, the Planning and Zoning Commission recommended approval as written. The following friendly amendment was accepted: (1) Strike all technical manual references in this ordinance and add to the ordinance that, during construction activity, the City reserves the right to

restrict access if deemed to be necessary to reduce impact on local streets. Approved unanimously with a 7-0 vote.

Malinda Villain stated that the City was advancing a truck ordinance because it recognized a problem with heavy truck traffic impacting residential streets. She stated that Acorn Drive was being used on a regular and recurring basis for street loading and unloading of box trucks and forty-eight-foot freight trucks. Ms. Villain stated that the City advised her that they could not restrict this because trucks were allowed to load and unload on public streets.

Stan Johnston stated that he had met with the City Manager Abbate and Assistant City Manager Cook to discuss Mockingbird Lane and the SNJ Oaks project. He stated that the City had approved a sketch plat that included a roadway eight feet in width and approximately three hundred feet in length. Mr. Johnston noted that the City's fire truck exceeded eight feet in width and expressed concern regarding the vehicle's ability to safely access and maneuver, including turning around, on the roadway.

Member Moscoso asked if Mockingbird Lane was eight feet wide and was for multi-family developments.

Community Development Director Brad Parrish stated that Mockingbird Lane was not a public road. He stated that there was a private drive that was dedicated to specific property owners as part of the SNJ Oaks plat.

Member Moscoso requested that Community Development Director Brad Parish verify that Mockingbird Lane complied with applicable code requirements.

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OLD BUSINESS – None.

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NEW BUSINESS

Brevard County Regional Wastewater Treatment Plant – City Manager Abbate advised the request was to authorize continuing to participate as a stakeholder in the study until the site selection was complete.

The Brevard County Utilities Department requested a decision on whether the City would like to continue participating in the Space Coast Wastewater System Expansion Feasibility Study as presented at the City Council (presentation meeting) on March 24, 2026 (5:30 p.m.).

Key stakeholder participation included providing information and input, attending project meetings, and communicating with the project team and other stakeholders. Commitment as a user was a non-binding agreement to provide user demand projections so they can be incorporated in capacity calculations and recommendations in the report. It also acknowledges that the user group

may choose to connect to the system, if the location identified in the feasibility study supports doing so.

Staff recommended continuing participation as a stakeholder in the study through completion of the site selection process. If, upon completion, inclusion of Titusville was determined to be infeasible, the City may withdraw its participation at that time.

Member Moscoso asked who else was participating as a stakeholder.

Edward Fountaine, Director of Utility Services for Brevard County, stated that Space Florida and the Air Force were also involved.

Member Moscoso asked if the meeting was open to the public or if she was able to attend.

Edward Fountaine, Director of Utility Services for Brevard County, advised that it was not open to the public because some of the meetings were held on federal property and security clearance was needed. He stated that the meeting was conceptual and technical, but he would need to verify if Member Moscoso could attend.

Member Moscoso asked which City staff members were expected to attend.

City Manager Abbate advised the Public Works Director, Sandy Reller, would attend the meetings.

Michael Myjak stated that he supported this project and believed that working together and cooperating was key. He stated that one of the biggest problems at the Space Center was there was no zoning or land use management; therefore, water recycling was one of the only levers Titusville had to control what happens at the Space Center. Mr. Myjak stated that the City needed to look at the treated water as a way of recovering water because it was a raw water resource and could be used for surficial aquifer recharge water.

Stan Johnston stated that he was a professional engineer and asked if he could be considered a stakeholder, etc.

Keith Edwards expressed appreciation that the City was evaluating the matter. He stated that the item remained in the feasibility study phase and that cost estimates and potential locations would not be determined until mid-December 2026. Mr. Edwards further stated that the Brevard County Regional Wastewater Treatment Plant should be constructed at the Space Center rather than in Titusville.

Motion: Member Nelson moved to authorize continuing to participate as a stakeholder in the study until the site selection was completed. Vice-Mayor Cole seconded the motion. The motion carried unanimously.

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PETITIONS AND REQUESTS FROM THE PUBLIC PRESENT (NON-AGENDA ITEMS)

Keith Edwards stated that he was in support of a forensic audit of the City and would like to know what was going on with the recent fraud. He further stated that recent fraud issues within the City were contributing to a loss of public trust in government, etc.

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MAYOR AND COUNCIL REPORTS

Mayor's Report – Mayor Connors provided his individual report.

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Mayor Connors discussed incentivizing commercial growth throughout the community. Mayor Connors wanted to give economic development opportunities to happen in some of the smaller parcels in the City.

Community Development Director Brad Parrish stated that there was something in the code called passive commercial use, but it was very limited. He stated that it was allowed for a stormwater system as part of a commercial development that could be located on a multi-family zoning only. It would also require a conditional use permit for a stormwater pond.

Member Nelson stated that she was in support of staff reviewing the code to identify what changes could be made to make it easier to develop commercial.

Member Stoeckel stated that council could rank and discuss these suggestions at the upcoming retreat.

Vice-Mayor Cole suggested that the Information and Technology Department review artificial intelligence programs that could assist the City with reviewing the code, instead of using staff time.

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No additional action items.

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Council Reports –

Council provided their individual reports.

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Member Nelson commented on past Citizen's comments and recommended that everyone check the facts and not rely on social media for credible information.

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Member Stoeckel provided the Indian River Lagoon National Estuary Program's 2025 Annual Report and Executive Summary to City Council from the Space Coast League of Cities meeting held on April 13, 2026 from the Executive Director of the Indian River Lagoon National Estuary Program's, Dr. Duane DeFreese.

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Member Stoeckel stated that the City Council retreat was next month and encouraged City Council to think of things that would help them during the retreat. Member Stoeckel stated that she would like to know the cost and scope of a forensic audit.

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Vice-Mayor Cole thanked the Public Works Department for repairing the six-inch waterline break on Muirfield Drive.

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City Managers Report – City Manager Abbate submitted his written report.

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City Manager Abbate reviewed the update to management response to City Audit recommendations of March 12, 2026. He advised that there was an amendment from the City Auditor to update some of the findings. The updated management actions were highlighted as follows:

- Fraud Hotline
- P-Card Restrictions
- Asset Management
- Water Resources Supervisory Positions
- City Auditor/Police Collaboration
- Prosecution of Former Water Resources Field Operations Superintendent
- Personal Property Stored at Field Operations Superintendent
- Personal Property Stored at Field Operations Site
- Fraud, Waste, and Abuse Ethics Training
- Feasibility of Forensic Audit Follow-up
- Conclusion

Member Stoeckel emphasized the importance of logging, tracking, and disposing of City property that was procured.

Member Moscoso asked when the estimates for the cost of different forensic audits would be available.

City Manager Abbate advised that he would contact council when that information was available on the estimates.

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City Manager Abbate stated that the scope of work for the stormwater masterplan was provided and a contract award for this project would be submitted for Council's consideration and review at the regular City Council meeting on April 28, 2026 at 6:30 p.m.

City Manager Abbate advised City Council of the upcoming Student Awards Ceremony on April 27, 2026 at 6:00 p.m. at the Titusville Performing Arts Center

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No additional action items.

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City Attorneys Report

Update Regarding Settlement Reached in City-initiated Small Claims Case – City Attorney Treasure advised this item was for informational purposes only.

The Office of the City Attorney has continued its process of retaining litigation matters in-house by initiating small claims cases to collect damages following injury to the City's potable water infrastructure. The City initiated a complaint against three defendants alleging damages on February 10, 2026. On March 31, 2026, the Office accepted a settlement offer for \$3,862.10, the full amount of the claim, and has initiated three other lawsuits with claims totaling \$9,474.16.

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Status Update Regarding Three Recently Initiated Legal Actions Naming the City – City Attorney Treasure advised this item was for informational purposes only.

In the span of less than one week, the Office of the City Attorney accepted service of a summons and complaint regarding three different and unrelated legal matters. A brief summary of each case follows:

1. Rhonda Stover v. City of Titusville: | Case No. 05-2026-CA-022092-XXCA-BC | The City was served with a summons and complaint on 3/25/26. This matter was in regard to a limited, ten-foot easement on Plaintiff's property that directly abuts the canal for drainage

and maintenance purposes. Plaintiff was claiming damages to her property from City's alleged failure to properly maintain the canal and seawall.

2. Nils and Leslie Borregaard v. City of Titusville: | Case No. 05-2026-CA-021999-XXCA-BC | The City was served a summons and complaint on 3/25/26. This matter was in regard to a pond on Plaintiff's property that the City has a limited easement permitting use thereof. Plaintiff's counsel alleges that the City's use of the Pond has flooded their client's home and caused damages to their home and property.
3. Royal Oaks FL LLC v. City of Titusville: | Case No. 05-2026-CA-022995-XXCA-BC | The City was served a summons and complaint on 3/27/26. This matter was in regard to a developmental land use dispute and plaintiff was seeking a declaratory judgment and injunctive relief from the Court.

All of the above cases would be handled in-house by the City Attorney's Office.

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Cemex Compliance and Status Update – City Attorney Treasure advised this item was for informational purposes only.

In recent years, the City received several complaints that Kennedy Concrete, a division of Cemex Construction Materials Florida, LLC, has allowed cement dust and other debris to escape from the ready-mix concrete plant facility located at 511 Garden Street and to settle upon the road and discharge into the City's stormwater management system.

Since January 2026, the City's Code Enforcement Division has repeatedly cited the facility for violations of City Code and continues to monitor the site daily, resulting in the facility contracting to have the street swept every Monday, Wednesday, and Friday. However, this was an immediate temporary fix and not permanent. As such, on January 9, 2026, the City Attorney's Office notified the Florida Department of Environmental Protection and the Florida Office of the Attorney General of its intent to file a Petition for Enforcement in the Circuit Court if those state agencies did not have active investigations into the facility. Subsequently, on January 25, 2026, the Department of Environmental Protection conducted an inspection of the facility, and on March 27, 2026, sent a Warning Letter to Kennedy Concrete detailing observed permit violations.

The State's warning letter requested that representatives of Kennedy Concrete meet with representatives of the Department to discuss remediation of the violations.

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With no further business to discuss, the meeting adjourned at 8:59 p.m.

Andrew Connors, Mayor

ATTEST:

Wanda F. Wells, City Clerk