

Meeting Date
October 18, 2016



AGENDA	
Section	Consent
Item No.	II, A.1

AGENDA REPORT
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	Grant Funding Request to the Florida Inland Navigation District and the Florida Fish and Wildlife Conservation Commission to Further Brevard's Derelict Vessel Removal Program
DEPT/OFFICE:	Natural Resources Management Department (NRM)

Requested Action:

Staff requests permission to apply to the Florida Inland Navigation District (FIND) and the Florida Fish and Wildlife Conservation Commission (FWC) for Derelict Vessel Removal Grant Funding; approve legal venue in Leon County for the anticipated FWC grant agreement; authorize the County Manager to execute the subsequent grant contracts, if awarded and approved by the County Attorney and Risk Management; and approve any necessary budgetary actions.

Summary Explanation & Background:

Brevard County is constantly combating the dereliction and/or abandonment of vessels within the Indian River Lagoon system. Since 2007, the Brevard County Boating & Waterways Program has removed over 155 derelict and/or abandoned vessels from the County's waterways. This equates to over 520 tons of debris and over 300 gallons of fuel/oil removed. Working through partnerships with the Florida Fish and Wildlife Conservation Commission (FWC) and Brevard County Sheriff's Office (BCSO), the program actively tracks derelict and potentially derelict vessels to determine the appropriate action for each case.

Grant funds have been made available through FWC and FIND for derelict vessel removal projects that can be completed this fiscal year. At present, law enforcement officials working in Brevard County have officially reported and/or designated more than 20 vessels within County jurisdiction as derelict. Staff is currently compiling vessel information, cost estimates and the required grant information, so that applications can be submitted in October. Staff will use grant funding from FIND as match for the FWC grant. This matching process has been approved by both agencies. Project costs are anticipated to approach \$90,000. There will be no direct cost to the County, only staff time for applications, project management and project monitoring.

No vessel will be removed without County possession of the appropriate vessel report and removal authorization. As always, staff will make all efforts to work with local law enforcement to recover expended funds from the vessel owners. As with previous removal projects, state and federal protocols will be followed.

Staff recognizes that the County Attorney's Office will not be able to approve contract language specifically identifying the venue for legal action outside of Brevard County, unless waived by the Board. Standard FWC contract language will include the language identifying the legal venue to be in Leon County. In anticipation of an FWC Grant contract identifying the venue for legal action as Leon County, staff requests that the legal venue requirement be waived for the anticipated agreement. This contract language is expected to be identical to previously executed FWC Florida Boating Improvement Program contracts between the State (FWC) and Brevard County, where the waiver of policy was approved.

Fiscal Impact: FY 16-17: Up to \$90,000 in Grant Funds, No General Fund Impact
FY 17-18: No General Fund Impact

Staff Contact: Matt Culver, NRM, X56258 or Virginia Barker, NRM, X52435

Clerk to the Board instruction: N/A

Exhibits Attached: N/A

Contract /Agreement (If attached): Reviewed by County Attorney Yes No PR

County Manager Stockton Whitten	Assistant County Manager	Department Director/Extension Virginia Barker/X52435
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Tammy.Rowe@brevardclerk.us

October 19, 2016

MEMORANDUM

TO: Virginia Barker, Natural Resources Management Director Attn: Matt Culver

RE: Item II.A.1., Grant Funding Request to the Florida Inland Navigation District (FIND) and the Florida Fish and Wildlife Conservation Commission (FWC) to Further Brevard's Derelict Vessel Removal Program

The Board of County Commissioners, in regular session on October 18, 2016, granted permission to apply for the FIND and the FWC Derelict Vessel Removal Grant Funding; approved the legal venue as Leon County for the anticipated FWC grant agreement; authorized the County Manager to execute the subsequent grant contracts, if awarded and approved by the County Attorney and Risk Management; and approved any necessary budgetary actions.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe

✓ Tammy Rowe, Deputy Clerk

/ds

cc: County Manager
Finance
Budget

Meeting Date
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