

## AGENDA

MEETING OF THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS  
GOVERNING BOARD OF THE BREVARD MOSQUITO CONTROL DISTRICT  
GOVERNING BOARD OF THE BAREFOOT BAY WATER AND SEWER DISTRICT

Government Center Commission Room, Building C  
2725 Judge Fran Jamieson Way  
Viera, Florida

May 3, 2016

**IF YOU WISH TO SPEAK TO ANY ITEM ON THE AGENDA, PLEASE FILL OUT A SPEAKER CARD. PERSONS ADDRESSING THE BOARD SHALL HAVE FIVE MINUTES TO COMPLETE HIS/HER COMMENTS ON EACH AGENDA ITEM FOR WHICH HE/SHE HAS FILLED OUT A CARD.**

**THE BOARD OF COUNTY COMMISSIONERS REQUESTS THAT SPEAKERS APPEARING UNDER THE PUBLIC COMMENT SECTION OF THE AGENDA LIMIT THEIR COMMENTS AND/OR PRESENTATIONS TO MATTERS UNDER THE BOARD'S JURISDICTION. IT IS THE RESPONSIBILITY OF THE CHAIRMAN TO DETERMINE THE TIME LIMIT ON COMMENTS UNDER PUBLIC COMMENT.**

9:00 a.m. CALL TO ORDER

INVOCATION BY: Reverend Darice Dawson, Campus Minister for the Florida Tech Protestant Campus Ministry (District 3)

PLEDGE OF ALLEGIANCE: Commissioner Andy Anderson, District 5

\*MINUTES FOR APPROVAL: January 14, 2016, Workshop Meeting Minutes, March 3, 2016, Zoning Meeting Minutes, March 15, 2016, Regular Meeting Minutes, April 5, 2016, Regular Meeting Minutes, and April 7, 2016, Zoning Meeting Minutes

### **I. RESOLUTIONS, AWARDS AND PRESENTATIONS (LESS THAN 5 MINUTES)**

- A. Resolution, Re: Proclaiming May 2016 as National Older Americans Month (District 5)
- B. Resolution, Re: Recognizing Jamie Tworkowski, Founder of To Write Love On Her Arms (TWLOHA) (District 3)
- C. Resolution, Re: Proclaiming May 21-28, 2016, as National Safe Boating Week (District 1)

**I. RESOLUTIONS, AWARDS AND PRESENTATIONS (CONTINUED)**

- D. Resolution, Re: Recognizing May 11-17, 2016, as National Police Week and the Week of May 15<sup>th</sup> as Peace Officers Memorial Day (District 5)
- \*E. Resolution, Re: Congratulating Viera High School Girls Soccer Team FHSAA Class 4A State Championship (District 4)
- \*F. Resolution, Re: Designating May 5, 2016, to be "A Day of Prayer" in Brevard County (District 2)
- \*G. Resolution, Re: Proclaiming the Week of May 15 - 21, 2016, as "National Public Works Week" in Brevard County (District 1)
- \*H. Resolution, Re: Recognizing the Week of May 1 – 7, 2016, as Corrections Officers Appreciation Week in Brevard County (District 2)
- \*I. Resolution, Re: Recognizing May 9, 2016, as Child Welfare Professionals Recognition Day (District 4)

**II. CONSENT AGENDA (The entire Consent Agenda will be passed in one motion to include everything under Section II.)****A. Development and Environmental Services Group****Natural Resources Management Department**

- 1. Florida Department of Environmental Protection (FDEP), Re: Low-Score Assessment on County-Owned Properties with Low Levels of Petroleum Discharge

**Planning and Development Department****Public Works Department**

- 2. Resolution and Release of Performance Bond, Re: Strom Park Phase 5, 6 and 8 Subdivision, The Viera Company (District 4)

**Solid Waste Management Department****Utility Services Department****Valkaria Airport****B. Community Services Group****Housing and Human Services**

- 1. Approval, Re: Policy BCC-57 – Indigent Cremation Program

**II. CONSENT AGENDA (CONTINUED)****B. Community Services Group (continued)****Library Services Department****Parks and Recreation Department**

2. Agreement with The Brevard County School Board, Re: Summer Food Service Program (All Districts)

**Tourism****Transit Services Department**

3. Authorizing Resolution, Grant Application, Standard Assurances and Execution of Follow Up Grant Agreement, Re: Florida Commission for the Transportation Disadvantaged Enhanced Mobility Grant (Fiscal Impact: \$325,066)

**University of Florida; Brevard County Extension****C. Public Safety and Support Services Group****Central Services**

1. Permission to Advertise, Award the Bid to the Lowest Responsive Bidder, and Authorize the Chairman to Execute Contract, Re: Construction of the Wickham Road and Stadium Parkway Intersection Improvements (District 4) (Fiscal Impact: Up to \$585,116 Reimbursement from FDOT and an Estimated \$299,283 Reimbursement from The Viera Company for Excess Costs)
2. Approval, Re; Permission to Solicit and Request for Qualifications (RFQ)/Bids for Design and Construction; Approve a Resolution to Realign Parcel 1 and Authorize the Chairman to Execute FDOT LAP Agreement; and Resolution for the Brevard Zoo Linear Trail

**Emergency Management****Fire Rescue**

3. Approval, Re: Purchase of Two (2) Replacement Fire Engines

**Human Resources****Information Technology****SCGTV**

**II. CONSENT AGENDA (CONTINUED)****D. Administrative Services Group****Budget**

1. Approval, Re: Budget Change Requests
2. Acknowledge, Re: FY Proposed Budget for Willow Creek Community Development District
3. Acknowledge, Re: Receipt of FY 2014-2015 City of Palm Bay Bayfront Community Redevelopment Agency Annual Report for the Fiscal Year Ending September 30, 2015

**County Attorney****County Manager**

4. Resolution, Re: Ad-Valorem Tax Abatement for Project Marathon
5. Resolution, Re: Ad-Valorem Tax Abatement for Cross-Brand Manufacturing
6. Resolution, Re: Ad-Valorem Tax Abatement for Wal-Mart Stores East, LP

**Miscellaneous**

7. Redistricting and Impact on Precinct Boundaries Maps, Re: Altered and Added
8. Appointments/Reappointments, Re: Citizen Advisory Boards
9. Approval, Re: Billfolder

**III. PUBLIC COMMENTS (30 minutes)****IV. PUBLIC HEARINGS**

- A. Re-Adoption of Ordinance, Re: Prohibiting Any Oil and Gas Exploration that Uses Well Stimulation within the Boundaries of Brevard County, Florida

**V. UNFINISHED BUSINESS**

- \*10:00 a.m. A. Legislative Intent and Permission to Advertise Revisions to Chapter 22 Amending Definitions of Floor Covering with Tile, Drywall and Painting to "Specialty Trades" and Board Direction, Re: Creating a Warning Provision for First Time Violations
- \*B. (Deleted)
- \*C. Request to Schedule Executive Session on May 17, 2016, Re: Brevard County Solid Waste Management Department v. Florida Department of Environmental Protection, OGC Case Nos. 16-0038 and 16-0039

**VI. NEW BUSINESS**

- A. Development and Environmental Services Group
1. Approval of Disposal of Surplus/Unused Right-of-Way, Re: Marine Harbor Drive Right-of-Way (Barge Canal and Courtenay Parkway) (District 2)
  - \*2. Legislative Intent and Permission to Advertise, Re: Ordinance Adding Allowance for Temporary Parcel/Package Storage in the GML Zoning Classification
- B. Community Services Group
- C. Public Safety and Support Services Group
- \*1. Request for Reduction of Fine and Release of Code Enforcement Lien, Re: Azmi and Glenda Sultan, Titusville (District 1) (FY16 Fiscal Impact: \$53,991 Fine/\$44,291 Reduction=\$9,700 Payment Due)
- D. County Attorney
- E. County Manager
- F. Miscellaneous
1. Citizen Request by Mr. Ron Wilson, Re: Cannabis Laws in Brevard County
  - \*2. Board Discussion, Re: Supporting Indian River Lagoon (IRL) Regional Compact (District 2)

- VII. PUBLIC COMMENTS (Comments may not address subsequent Agenda Items. Speakers are allowed 3 minutes.)**
- VII. BOARD REPORTS AND PRESENTATIONS (MORE THAN 5 MINUTES)**
- A. Stockton Whitten, County Manager
  - B. Scott Knox, County Attorney
  - C. Robin Fisher, District 1 Commissioner
  - D. Trudie Infantini, District 3 Commissioner
  - E. Andy Anderson, District 5 Commissioner
  - F. Curt Smith, District 4 Commissioner/Vice Chairman
  - G. Jim Barfield, District 2 Commissioner/Chairman

### **HISTORIC BREVARD**

The first school in Brevard County is thought to be one organized in 1868 by Thomas Johnson Cockshutt, who taught free night classes to anyone interested in learning. For his day job, he ran a cooperage where "the best barrels and cisterns along the Indian River" were made.

#### **HISTORICAL FACTS PROVIDED BY THE BREVARD COUNTY HISTORICAL COMMISSION**



In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing special accommodations or an interpreter to participate in the proceedings, please notify the County Manager's Office no later than 48 hours prior to the meeting at (321) 633-2010.

Assisted listening system receivers are available for the hearing impaired and can be obtained from SCGTV staff at the meeting. We respectfully request that ALL ELECTRONIC ITEMS and CELL PHONE REMAIN OFF while the County Commission is in session. Thank You.

**This meeting will be broadcast live on Space Coast Government Television (SCGTV) on Bright House Networks Cable Channel 499, Comcast (North Brevard) Cable Channel 51, and Comcast (South Brevard) Cable Channel 13. SCGTV will also replay this meeting during the coming month on its 24-hour video server nights, weekends, and holidays. Check the SCGTV website for daily program updates at <http://www.scgtv.org>.**

**The Advanced Agenda may be viewed at: [www.brevardclerk.us](http://www.brevardclerk.us).**

**In accordance with Resolution 2014-219 Section VIII (8.1) The agenda shall provide a section for public comment limited to thirty (30) minutes following approval of the consent agenda during each regular County Commission meeting. The purpose of public comment is to allow individuals to comment on any topic relating to County business which is not on the meeting agenda. Individuals delivering public comment shall be restricted to a three-minute time limit on their presentation. During this thirty (30) minute segment of public comment, speakers will be heard in the order in which they turned in a speaker card asking to be heard. Any speaker not heard during the first thirty (30) minute segment will be heard during a second public comment segment held at the conclusion of business specified on the regular Commission agenda. With the exception of emergency items, the Board will take no action under the Public Comment section, but can refer the matter to another meeting agenda.**