

Meeting Date
December 6, 2016



AGENDA	
Section	Consent
Item No.	<i>II.A.12</i>

AGENDA REPORT
 BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	Approval Re: Reject offer to transfer ownership of the end of Mockingbird Lane in Micco, FL from St. Johns River Water Management District to Brevard County – District 3 (Fiscal Impact: None)
DEPT/OFFICE:	Public Works Department / Land Acquisition Section

Requested Action:

It is requested that the Board of County Commissioners consider rejecting the offer of transfer of property located at the Southerly end of Mockingbird Lane and the intersection with C-54 Canal from St. Johns River Water Management District

Summary Explanation & Background:

The subject property is located in Section 19, Township 30G South, Range 38 East.

On October 10, 2016, Brevard County (County Manager Whitten) received the attached letter from St. Johns River Water Management District (Ann B. Shortelle, PH.D., Executive Director) indicating the District's desire to transfer fee ownership of the area located at the southerly end of Mockingbird Lane to Brevard County while retaining rights to the property to modify, operate, and maintain the C-54 Canal system. The area in question was discussed at several Brevard County Commission meetings in regard to dock and access issues: March 19, 2013, September 16, 2014 and August 4, 2015.

During the August 4, 2015 meeting, the Board of County Commissioners declined to accept the parcel in part due to pending Army Corps of Engineers action related to the dock. It is the District's understanding that the dock has been removed and the Army Corps case is closed.

Given the conditional transfer where the District would reserve certain rights to modify, operate and maintain C-54 it is staff's recommendation that the Board decline the District's offer to transfer the area in question. If it is accepted, Board direction will be needed as to the disposition of the property. It could: remain a parcel of land in County ownership, be dedicated as Public Right-of-Way, or as otherwise directed by the Board.

Fiscal impact: FY 2016-2017: None
FY 2017-2018: None

Clerk to the Board Instructions: Forward the Board approval memo to Department.

Exhibits Attached: Location Map, Property Fact Sheet, St. Johns River Water Management District Letter

Contract /Agreement (If attached): Reviewed by County Attorney	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	PR	<input type="checkbox"/>
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County Manager	Assistant County Manager	Department Director / Extension
		
Stockton Whitten	Assistant County Manager	John Denninghoff / 57202
	Venetta Valdengo	



Tammy Rowe, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972
Tammy.Rowe@brevardclerk.us

December 7, 2016

MEMORANDUM

TO: John Denninghoff, Public Works Director

RE: Item II.A.12., Approval to Reject Offer to Transfer Ownership of End of Mockingbird Lane, Micco, from St. Johns River Water Management District to Brevard County

The Board of County Commissioners, in regular session on December 6, 2016, rejected the offer to transfer property located at the southerly end of Mockingbird Lane and the intersection with C-54 Canal from St. Johns River Water Management District.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe

Tammy Rowe, Deputy Clerk

/cm



St. Johns River Water Management District

Ann B. Shortelle, Ph.D., Executive Director

4049 Reid Street • P.O. Box 1429 • Palatka, FL 32178-1429 • (386) 329-4500
On the Internet at www.sjrwmd.com.

October 10, 2016

Mr. Stockton Whitten
Brevard County Manager
2725 Judge Fran Jamieson Way, Bldg. C
Viera, Florida 32940

RE: Offer to transfer ownership of Mockingbird Lane property to Brevard County

Dear Mr. Whitten:

The St. Johns River Water Management District is offering to transfer to Brevard County its fee ownership in property at the end of Mockingbird Lane in Micco. If Brevard County is willing to accept the property, the transfer would go to the District Governing Board for approval. The District would reserve certain rights to modify, operate and maintain the C-54 Canal system; rights that were conveyed when the C-54 Canal was originally constructed.

The District inherited the southern end of Mockingbird Lane as part of the system-wide transfer of Central & South Florida Flood Control District assets and Brevard County's subsequent vacation of the Mockingbird Lane right-of-way that is subject to the canal right-of-way. Please refer to the hatched area in the Survey on page 2.

I understand the property was the subject of Brevard County Commission meetings on March 19, 2013, September 16, 2014 and August 4, 2015. At that last meeting, the Commission declined to accept the transfer owing to the pending Army Corps of Engineers enforcement action over a dock that was present at that time. The dock has since been removed by the District and it is our understanding from Corps staff that the case is now resolved.

Thank you for your consideration of this offer. Please let me know if there is any additional way the District can further facilitate this transfer to the County.

Sincerely,

Ann B. Shortelle, Ph.D.
Executive Director

ABS:rpb

GOVERNING BOARD

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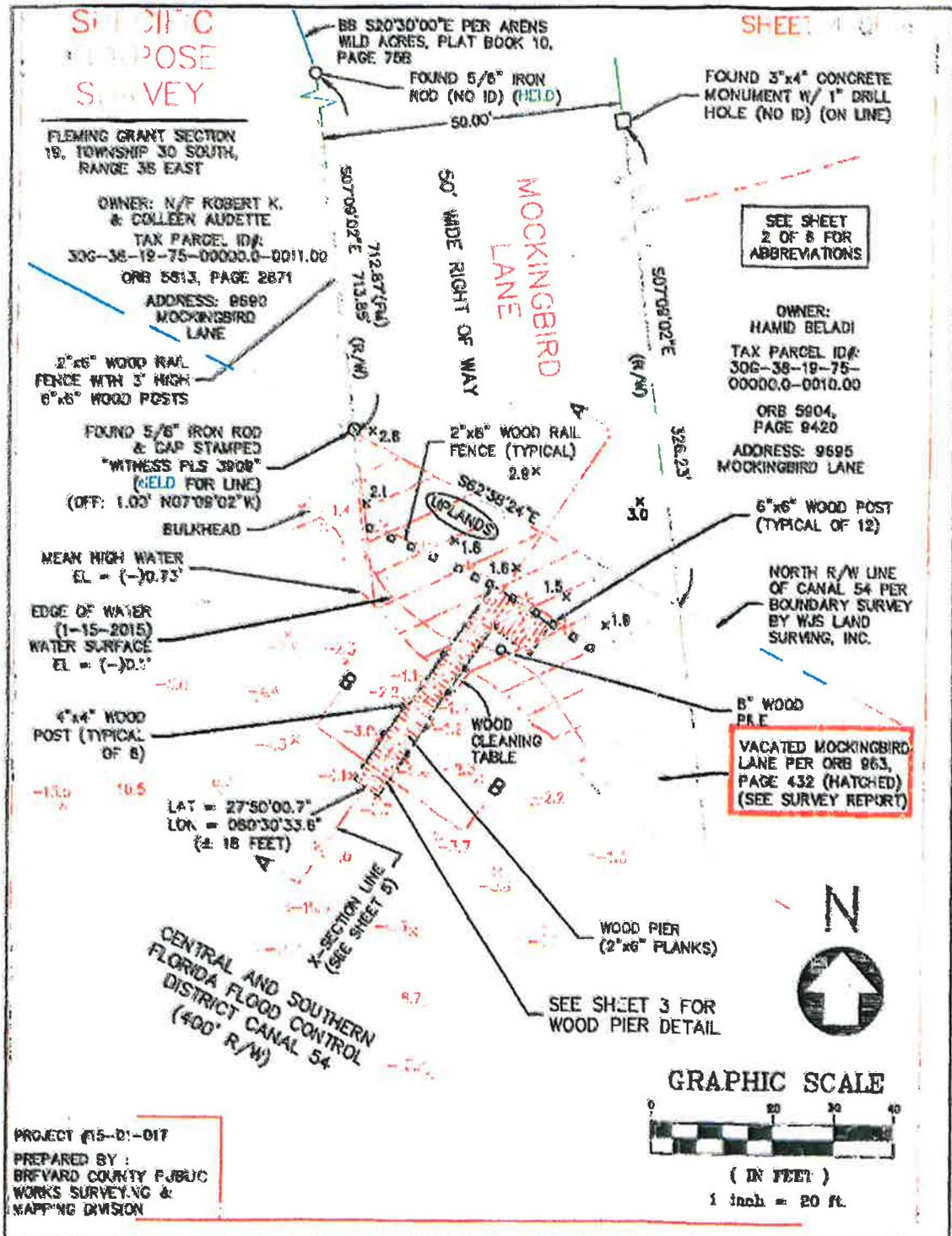
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ORROND BEACH

Ron Howse
COCOA





Dana Blickley, CFA
Brevard County Property Appraiser

location map - Mockingbird Lane



North Government Complex
400 South St, 5th Floor
Titusville, FL 32780
Phone: (321) 264-6700
Fax: (321) 264-6954

Merritt Island Services Complex
2575 N Courtenay Pkwy
Merritt Island, FL 32953
Phone: (321) 454-6620
Fax: (321) 454-6618

Viera Government Center
2725 Judge Fran Jamieson Wy
Viera, FL 32940
Phone: (321) 690-6880
Fax: (321) 690-6883

South Services Complex
1515 Sarno Rd
Melbourne, FL 32935
Phone: (321) 255-4440
Fax: (321) 255-4439

Palm Bay Service Complex
450 Cogan Dr, SE
Palm Bay, FL 32909
Phone: (321) 952-4574
Fax: (321) 952-4573

Document content intended for assessment purposes only. Not a survey. Map layers may not precisely align. Other disclaimers apply.

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PROPERTY FACT SHEET
PROJECT: Mockingbird Lane Transfer

OWNER: St. Johns River Water Management District

PARCEL LOCATION: Intersection of Mockingbird Lane and C-54 canal

IMPROVEMENTS: Currently none - wooden dock was removed

TAX PARCEL ID#: No ID# since this was platted right of way that was vacated and transferred to the District since it was within the limits maintained and controlled by the District.

MARKET VALUE: No value established

Plat information: Arens Wild Acres Plat Book 10, Page 75

Mockingbird Lane vacating info: OR Book 963, Page 432