

## A G E N D A

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

April 3, 2012

**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: Senior Pastor Steve Hart, First United Methodist Church of Port St. John, Port St. John, Florida (District 1)

PLEDGE OF ALLEGIANCE: Chairman Chuck Nelson, District 2

APPROVAL OF MINUTES: March 20, 2012, Regular Meeting Minutes

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

- \*A. Presentation by Center Director Bob Cabana, Re: NASA/KSC Update (District 2) (Moved from I.F.)
- \*B. (Moved to III.C.4.)
- C. Resolution, Re: Proclaiming the Week of April 8 – 14, 2012, as National Telecommunicators Week (District 4)
- D. Resolution, Re: Recognizing the Brevard County Sheriff's Office and Brevard County Fire Rescue Super Team in Memory of Deputy Barbara Pill (District 5)

\*Revised ~ 3-30-12  
12:00 p.m.

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

- E. Resolution, Re: Recognizing Sertoma on its 100<sup>th</sup> Anniversary (District 5)
- \*F. Resolution, Re: Recognizing Postal Service Letter Carrier, Steve Hill, as Brevard County Talking Books Postal Service Letter Carrier of the Year (District 2) (Moved from I.A.)
- G. Presentation by Ray Osborne, Re: Grant for Research Trip in May 2012 to the Archives of the Indies in Seville, Spain
- \*H. Resolution, Re: National Contract Management Association and Contract Management Week (District 5)

**II. BOARD REPORTS AND PRESENTATIONS**

- A. Howard Tipton, County Manager
- B. Scott Knox, County Attorney
- C. Robin Fisher, District 1 Commissioner
- D. Trudie Infantini, District 3 Commissioner
- E. Mary Bolin, District 4 Commissioner
- F. Andy Anderson, District 5 Commissioner, Vice Chairman
- G. Chuck Nelson, District 2 Commissioner, Chairman

**III. CONSENT AGENDA (The entire Consent Agenda will be passed in one motion to include everything under Section III.)**

- A. Development and Public Services Group

**Agriculture & Extension Services Office****Animal Services & Enforcement Department****Mosquito Control****Natural Resources Management Office**

- 1. Change Order No. 2 to Bid Contract No. 3-11-20, Re: Pine Island Conservation Area Stormwater Improvements, Phase I (Fiscal Impact: \$153,676.04) (District 2)

**III. CONSENT AGENDA (CONTINUED)****A. Development and Public Services Group (continued)**

2. Grant Contract Agreement G0344 with Florida Department of Environmental Protection (FDEP), Re: Pine Island Conservation Area Stormwater Improvements, Phase II (Fiscal Impact: \$800,000 State Grant Funds and \$930,000 Stormwater Utility Assessments) (District 2)
3. Resolution and Application for Grant Funds from Florida Inland Navigation District (FIND), Re: Derelict Vessel Removal Funding (Fiscal Impact: \$22,850 FIND Grant and \$22,850 Vessel Registration Funds/BBIP)
4. Resolution and Application for Grant Funds from Florida Inland Navigation District (FIND), Re: Construction of Waterfront Improvements at Griffis Landing (Fiscal Impact: \$304,241 Grant Funds and \$304,241 Brevard Boating Improvement Program Funds) (District 2)
5. Florida Department of Environmental Protection Grant Contract Amendment for No-Cost Time Extension, Re: South Lake (Carpenter Road) Water Quality Retrofit Project (District 1)

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

6. Resolution of Necessity, Re: Acquisition of Parcels for West Cocoa Watershed, Service Area 1, A-Lane Channel Improvements and Service Area 2, Lake Drive Channel Improvements Project (District 2) (Estimated Property Value: \$73,100)
7. Acceptance, Re: Subordination of Utility Interest Conveyed from Florida Power & Light (FPL) in Favor of Brevard County for FPL Easements Located within Parcels Included in Barnes Boulevard Eminent Domain Suit #1 (District 4)
8. Contract for Purchase of Easement Rights for Perpetual Drainage Easement (PDE) and Temporary Construction Easement (TCE) with Friendship Primitive Baptist Church, Inc., Re: A-Lane Drainage Improvements Project (District 2)
9. Temporary Construction Easement with Alan M. O'Connell and Jackie M. O'Connell, Re: Lake Washington Road and Washingtonia Drive Culvert Replacement (District 4)

**III. CONSENT AGENDA (CONTINUED)****A. Development and Public Services Group (continued)**

10. Acceptance of Three Temporary Construction Easements, Re: Hollywood Boulevard and U.S. 192 Intersection Improvement Project (District 3)
11. Permission to Advertise Request for A/E Proposals, Establish Selection and Negotiating Committees, Permission to Advertise Request for Proposals for Construction Management Services, and Award and Execute Contracts, Re: Transportation Management Center
12. Approval, Re: Contract for Sale and Purchase of Easement Rights with Terry L. Rosenberger (District 2)

**Solid Waste Management Department****Tourism Development Office****Utility Services Department**

13. Permission to Advertise Request for Bids to Rent/Lease a Temporary Office Trailer, Re: South Central Wastewater Treatment Plant (Fiscal Impact: Approx. \$10,000/year) (District 4)

**Valkaria Airport****B. Management and Community Services Group****Budget Office**

1. Approval, Re: Budget Change Requests
2. Approval of Matching Funds, Re: Federal Elections Activity Grant for the 2012 General Election

**Central Services Office**

3. Board Consideration, Re: Request for Partial Release of Code Enforcement Lien for Property Attached to Tax Account 2850593 (District 5)

**Facilities Department**

4. Amendment No. 1 to Agreement with Holeman Suman Architects Inc., Re: Continuing Architectural/Engineering Design Consultant Services Agreement

**III. CONSENT AGENDA (CONTINUED)**

B. Management and Community Services Group (continued)

**Fire Rescue Department**

**Housing and Human Services**

- 5. Approval, Re: Contract with Brevard Community Partnership, Inc. (Fiscal Impact: SHIP Funding \$130,000 Plus Closing Costs)

**Information Technology**

**Library Services Department**

**Merritt Island Redevelopment Agency**

**Parks and Recreation Department**

- 6. Memorandum of Agreement with Overcast Solutions, LLC, Re: Wetland Mitigation Project at Indian River Sanctuary (District 1)
- 7. Memorandum of Agreement with Grant Lake, LLC, Re: Wetland Mitigation Project at Grant Flatwoods Sanctuary (District 3)
- 8. Memorandum of Agreement with Riverside Development, Re: Wetland Mitigation Project at Grant Flatwoods Sanctuary (District 3)
- 9. Memorandum of Agreement with East Florida Motor Sales, Inc., Re: Wetland Mitigation Project at Fox Lake Sanctuary (District 1)

**Transit Services Department**

**Miscellaneous**

C. Miscellaneous

**County Attorney**

**County Manager**

**Emergency Management Office**

**Human Resources Office**

**SCGTV/Communications Office**

**Jail Population Management**

**III. CONSENT AGENDA (CONTINUED)**C. Miscellaneous (continued)**Miscellaneous**

1. Approval, Re: At Large Appointments
2. Appointments/Reappointments, Re: Citizen Advisory Boards
3. Approval, Re: Billfolder
- \*4. Resolution, Re: Proclaiming April 15 – 22, 2012, as Days of Remembrance (District 2) (Moved from I.B.)

11:30 a.m. Executive Session, Re: Kahama VII v. Brevard County et al; Case No. 6:12-CV-16-ORL-19KRS

**IV. PUBLIC COMMENTS (Comments may not address subsequent Agenda Items. Speakers are allowed 3 minutes.)****V. PUBLIC HEARINGS**

- A. Resolution, Re: Petition to Vacate Public Utility and Drainage Easement on Delespine Road, Port St. John, Unit Eight – David H. Striby (District 1)
- B. Approval, Re: One Year Extension of Temporary Use Agreement with Florida Power & Light Company (District 1)
- C. Consideration, Re: Transmittal of Comprehensive Plan Package 2012-1 Plan Amendments (Districts 1 – 5)
- D. Resolution, Re: Designating Certain Areas within Unincorporated Brevard County as a Brownfield Area

**VI. UNFINISHED BUSINESS**

- \*A. Permission to Reject All Bids Received in Response to Bid #B-3-12-48, Re: Chain of Lakes Southern Expansion Project
- \*B. Recommendation for Denial of Settlement Offer, Re: Brevard County v. RKT

**VII. NEW BUSINESS**A. Development and Public Services Group

- \*1. Contracts for Easement Acquisition, Re: Sarno Lakes Phase II Drainage Project

B. Management and Community Services GroupC. County Attorney

- \*1. Stipulated Partial Final Judgment, Re: Barnes Boulevard Widening Project Phase I – Somerset Florida, LLC and 7-Eleven, Inc.

D. County Manager

- \*1. Approval, Re: Creation of Interlocal Agency Resolution

E. Miscellaneous

- 1. Citizen Request, Re: Toby Napier – Backyard Poultry

**HISTORIC BREVARD**

The year 2013 is the five-hundredth Anniversary of the founding of Florida by Spanish Explorer Juan Ponce de Leon, who landed in the Melbourne Beach area in search of the Fountain of Youth.

**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 199, 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).**