

## 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

August 8, 2017

**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.**

5:00 p.m. CALL TO ORDER

INVOCATION BY: Pastor David Myers, First Pentecostal Church of Palm Bay  
(District 5)

PLEDGE OF ALLEGIANCE: Commissioner Jim Barfield, District 2

MINUTES APPROVAL: July 13, 2017 Special Meeting Minutes

### **I. RESOLUTIONS, AWARDS AND PRESENTATIONS**

- A. Presentation by Emily Slosberg, Re: Public Safety (District 4)
- B. Resolution, Re: Recognizing, Honoring, and Celebrating Grandparents Raising Grandchildren (District 4)
- \*C. Resolution, Re: Recognizing Judge Cathleen Clarke for Her Service to the People of Brevard County; and Honoring Her on the Occasion of Her Retirement (District 4)

\*Revised 08/04/17  
@ 2:30 p.m.

**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. Interlocal Agreements with the City of West Melbourne, Town of Malabar, and Town of Grant Valkaria, Re: Allowing the County to Continue Administering and Managing Stormwater Programs
2. Cost-Share Agreement between the St. Johns River Water Management District (SJRWMD) and Brevard County, Re: Micco Sewer Line Extension Contract No. 31822 (Fiscal Impact: Grant Revenue of \$644,793)

**Planning and Development**

3. Binding Development Plan, Re: Stephen and Julie Hunter (F.K.A. Brian and Tammy Bossard) (District 1)

**Public Works Department**

4. Conveyance of Easement from Brevard County to Florida Power and Light (FP&L), Re: Wickham Park Pavilion Project (District 4)
5. Approval of Drafted Sovereignty Submerged Lands Easement, Re: Oyster Reef Living Shoreline Installation at Eastminster Presbyterian Church of Indialantic Vacant Parcel Site (District 5)
- \*6. (Deleted)
7. Resolution and Release of Performance Bond, Re: Valencia at Addison Village, Phase One – The Viera Company (District 4)

**Solid Waste Management Department**

**Utility Services Department**

**Valkaria Airport**

8. Joint Participation Agreement (JPA FM No.: 437171-1-94-02) with Florida Department of Transportation (FDOT), Re: Fuel Farm Upgrade, Construction Phase

**II. CONSENT AGENDA (CONTINUED)**

B. Community Services Group

**Housing and Human Services**

**Library Services Department**

1. Agreement with the Board of Trustees of the A. Max Brewer Memorial Law Library, Re: Enabling the County to Transfer Funding for the Law Library from the General Fund to the Library District Fund without Modifying the Current Reporting Structure

**Parks and Recreation Department**

2. Amendment to Trail Access Lease with Modern, Inc., Re: Fox Lake Sanctuary (District 1)
3. Acceptance of Land Donation from Richard King Mellon Foundation, Re: Maritime Hammock Sanctuary (District 3)

**Tourism**

**Transit Services Department**

4. Resolution, Grant Application, Use of Toll Revenue Credits, and Follow-up Grant Agreement, Re: FY 2018 Space Coast Area Transit (SCAT) Capital and Operating Assistance Grant from Federal Transit Administration (FTA) (Fiscal Impact: \$8,854,674)

**University of Florida; Brevard County Extension**

C. Public Safety and Support Services Group

**Central Services**

**Natural Resources Management Department**

**Emergency Management**

**Fire Rescue**

**Human Resources**

**Information Technology**

**SCGTV**

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

1. Approval, Re: Budget Change Request(s)

**County Attorney**

2. Request to Schedule Executive Session on August 22, 2017, Re: Masci General Contractor, Inc. v. Brevard County, Florida, Case No.: 05-2015-CA-46973

**County Manager**

3. Confirmation, Re: John Denninghoff as Assistant County Manager

**Miscellaneous**

4. Appointments/Reappointments, Re: Citizen Advisory Boards
5. Approval, Re: Billfolder

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

- A. Resolution, Re: Petition to Vacate Part of 20.0 Foot Wide Public Drainage Easement - Woodlawn Estates Section II – Melbourne Beach – Laura N. Farrara (District 3) (Fiscal Impact: Petitioner Paid \$640 Vacating Application Fee)
- B. Public Hearing, Re: FY 2017-2018 Annual Action Plan

**V. UNFINISHED BUSINESS**

- A. Ordinance, Re: Creating a New Chapter to Code of Ordinance, Chapter 3, Code of Ethics
- \*B. Board Discussion, Re: Transportation Improvements Funding Critical Dates, Re: Potential Implementation of Local Option Gas Tax (LOGT) Changes, Public Service Tax, and Infrastructure Sales Tax (Districts 1-5) (Fiscal Impact: Varies)

**V. UNFINISHED BUSINESS (CONTINUED)**

- \*C. Perpetual Aerial Easement Agreement, Grade Separation Agreement, and Addendum "A" Modifying the License Agreement Dated December 16, 2008, with Florida East Coast Railway (FEC), Re: Pineda Grade Separation Project (District 4) (Fiscal Impact: \$715,623.67)

**VI. NEW BUSINESS****A. Development and Environmental Services Group**

- \*1. Public Sidewalk Easement Agreement from The Viera Company, a Florida Corporation, Re: Property Located within the Plat of Loren Cove at Addison Village Subdivision – Phase I (District 4)
- \*2. Replacement Contract for U.S.1 Dredging, Re: Indian River Isles Muck Removal Project (Bid No. B-3-16-81)

**B. Community Services Group**

- \*1. Letter of Intent Approval to Brevard Health Alliance, Re: Low Income Pool (LIP)

**C. Public Safety and Support Services Group****D. County Attorney****E. County Manager****F. Miscellaneous****VII. PUBLIC COMMENTS (Comments may not address subsequent Agenda Items. Speakers are allowed 3 minutes.)****VIII. BOARD REPORTS AND PRESENTATIONS (MORE THAN 5 MINUTES)**

- A. Frank Abbate, County Manager
- B. Scott Knox, County Attorney
- C. Jim Barfield, District 2 Commissioner
- D. John Tobia, District 3 Commissioner
- E. Kristine Isnardi, District 5 Commissioner

**VIII. BOARD REPORTS AND PRESENTATIONS (CONTINUED)**

- F. Rita Pritchett, District 1 Commissioner/Vice Chairwoman
- G. Curt Smith, District 4 Commissioner/Chairman

**HISTORIC BREVARD**

A stone arrow or spear point discovered in association with mastodon remains near Melbourne by a Harvard University zoologist in 1929 shook the previously held belief within the archaeology community that people were not living in this area long enough ago to hunt the Pleistocene mega fauna. The discovery of another man-made stone implement at the same site was announced almost simultaneously by a Smithsonian Institution scientist. It has since been confirmed that ancient people inhabited Florida as much as 13 thousand years ago and probably more.

**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 Spectrum 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.**