



Regular

Brevard County Board Of County Commissioners; Governing Board Of The Brevard Mosquito Control District; Governing Board Of The Barefoot Bay Water And Sewer District

2725 Judge Fran Jamieson Way

Viera, FL 32940

Agenda

Tuesday, October 24, 2023

If you wish to speak to any item on the agenda, please fill out a speaker card. Persons addressing the Board shall have three minutes to complete his/her comments on each public hearing 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 Chair to determine the time limit on comments under Public Comment and other agenda items that are not Quasi-Judicial Public Hearings. In Quasi-Judicial proceedings, fifteen (15) minutes shall be allowed for applicants and five (5) minutes for other speakers.

A. CALL TO ORDER 9:00 AM

B. INTENTIONALLY OMITTED

C. PLEDGE OF ALLEGIANCE: Commissioner Jason Steele, District 5

D. MINUTES FOR APPROVAL: September 7, 2023 Zoning; September 19, 2023 Final Budget; October 5, 2023 Zoning

E. RESOLUTIONS, AWARDS AND PRESENTATIONS

E.1. Resolution recognizing five Brevard County inductees to the Florida Veterans Hall of Fame.

E.2. Resolution honoring Mayor Hal Rose

E.3. Presentation: Duane DeFreese, Ph.D. Indian River Lagoon National Estuary Program Progress Update 2023 - Looking Ahead to 2024

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

Development and Environmental Services Group

Natural Resources Management

F.1. Cost Sharing Agreement 38968 with St. Johns River Water Management District (SJRWMD) Flamingo Drive - Basin 1280 B Denitrification Project

F.2. Completing an Expanded Brevard County Vulnerability Assessment along Tropical Trail from Highways 520 to 528

Planning and Development

F.3. Final Plat Approval, Re: Crossmolina - Village 2, Neighborhood 7, Phase 1
Developer: The Viera Company District 4

Public Works Department

F.4. Approval, Re: Dedication by 1) Warranty Deed for Tract L of North Island Villas and Bill of Sale Related to Lift Station R-13, and 2) Warranty Deed for Tract M for Right of Way from North Island Villas (FL) Owner IV LLC - District 2

F.5. Approval, Re: Dedication of Utility Easement from Quattro VFL Ford, LLC for Ford's Garage Viera Project - District 4.

F.6. Approval, Re: Dedication by Warranty Deed for Tract E of Village 2 Center and Bill of Sale from The Viera Company for the benefit of Lift Station W-44 - District 4

Public Safety Group

Emergency Management

F.7. Board Approval: 2023-2024 Emergency Management Performance Grant Agreement with the Florida Division of Emergency Management

F.8. Board Approval: 2023-2024 Emergency Management Preparedness & Assistance Grant Agreement with the Florida Division of Emergency Management

Fire Rescue

F.9. Board Authorization to transfer funds to purchase Sutphen Pumpers (Fire Engines)

Support Services Group

Budget

F.10. Approval, Re: Budget Change Request

Information Technology

F.11. Approval, re: Amendment to Existing SAP Professional Services Agreement and Approval of Order Form for General Ledger Migration Project as part of the SAP HANA Database Migration

Administrative Services Group

County Manager

F.12. Appointment(s) / Reappointments

Miscellaneous

F.13. Bill Folder

G. PUBLIC HEARINGS

G.1. Public Hearing: Amendment to Chapter 2, Article VI, Division 2, Section 2-176, Brevard County Code of Ordinances, "Administrative Fines; Costs of Repairs; Liens."

G.2. Public Hearing Re: Brevard County and the HOME Consortium's Citizen Participation Plan

G.3. Public Hearing Re: The Brevard County and HOME Consortium's 2023-2028 Assessment of Fair Housing

G.4. Public Hearing: Amendment to Chapter 62, Article I, Section 62-2, "Rules of construction and definitions," Brevard County Code of Ordinances, to add a definition of "Major Transit Stop," in order to comply with Chapter 2023-17, Laws of Florida (Live Local Act)

G.5. Petition to Vacate, Re: Public Right-of-Way - Aspinwall Avenue & Unnamed Right-of-Way - "Plan of Town of Pineda" Plat Book 1 Page 41 - Rockledge - IR TIKI LLC, Brevard County, and Ashma Luthra - District 2
Acceptance of Quit Claim and Warranty Deed, Re: Lot 13, Block 51, Plan of Town of Pineda, Plat Book 1, Page 41, and portions of Aspinwall Ave and Unnamed Rights-of-Ways described as Parcel 101, lying in Plan of Town of Pineda, Plat Book 1, Page 41 - IR TIKI LLC, Brevard County, and Ashma Luthra - District 2

G.6. Approval, Re: Resolution, Exchange Agreement, and Lease Agreement from 890 N. Courtenay LLC for the Lift Station C17 Relocation and Reconstruction Project - District 2.

G.7. Ordinance amending Chapter 14 - Animals, Article III. - Animal Care Facilities of the Brevard County Code of Ordinances.

H. UNFINISHED BUSINESS

I. NEW BUSINESS

Development and Environmental Services Group

- I.1.** Board Approval, BCC-100, "Evaluation Procedures for Development Proposals Pursuant to the Live Local Act Which Are Not Otherwise Permissible."
- I.2.** Acknowledgment of Receipt of Resort Dwelling Report and Seeking Board Direction Regarding Enforcement of Resort Dwellings and Related Matters

Support Services Group

County Attorney

- I.3.** ITEM REMOVED FROM AGENDA

Add Ons

J. BOARD REPORTS

- J.1.** Frank Abbate, County Manager
- J.2.** Morris Richardson, County Attorney
- J.3.** Tom Goodson, Commissioner District 2, Vice-Chair
- J.4.** John Tobia, Commissioner District 3
- J.5.** Rob Feltner, Commissioner District 4
- J.6.** Jason Steele, Commissioner District 5
- J.7.** Rita Pritchett, Commissioner District 1, Chair

K. PUBLIC COMMENTS

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 and AT&T U-verse Channel 99. 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.brevardfl.gov>. The Agenda may be viewed at: <http://www.brevardfl.gov/Board Meetings>

In accordance with BCC-97 Section G.1 the agenda shall provide a section for public comment at the end of each regular County Commission meeting following Board Reports. 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. Speakers will be heard in the order in which they turned in a pink card asking to be heard. 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 or request a staff report.

Any invocation that may be offered before the official start of the Commission meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Commission. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Commission, and the Commission is not allowed by law to endorse the religious beliefs or views of this, or any other speaker.



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Support Services Group

County Attorney

- I.3.** Legislative intent and permission to advertise an ordinance creating an MSBU Culvert Assistance Program for homeowners as an option for fiscal assistance in the replacement of failed driveway culverts.

Add Ons

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- J.2. Morris Richardson, County Attorney
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