



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, December 5, 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 5:00 PM**
- B. INTENTIONALLY OMITTED**
- C. PLEDGE OF ALLEGIANCE: Commissioner Rob Feltner, District 4**
- D. MINUTES FOR APPROVAL: October 10, 2023 Regular Meeting; October 24, 2023 Regular Meeting; November 2, 2023 Zoning Meeting**
- E. RESOLUTIONS, AWARDS AND PRESENTATIONS**
  - E.1. Presentation by Mr. Vince Dyer, Program Manager with Best Foot Forward Pedestrian Safety Initiative.**
- 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. Stormwater Program Interlocal Agreement with the Town of Malabar**

Planning and Development

- F.2.** Waiver of Subdivision Perimeter Buffer, Re: Outback Preserve (19SD00011)  
(22WV00013)  
Developer: DRMP, Inc. District 2
- F.3.** Preliminary Development Plan Amendments, Re: Health First Planned Unit  
Development (PUD) Minor Amendment #1 (District 2)

**Public Works Department**

- F.4.** Approval, Re: Dedication of Sidewalk Easement from the City of Melbourne for the  
Canova Beach Pump Station Improvements Project - District 4.
- F.5.** Approval, Re: Donation of Right of Way by Warranty Deed from First Baptist Church of  
Merritt Island, Florida for the South Tropical Trail Sidewalk Project Osteen Park to  
Magnolia Avenue - District 2.
- F.6.** Approval, Re: Dedication of Right of Way by Warranty Deed and Sidewalk Easement  
from SHJ Development, LLC for the Tidal Wave Car Wash Project - District 2.
- F.7** Adopt Resolution and Release Performance Bond: Stadium Parkway, Segment E -  
District 4  
Developer: The Viera Company

**Solid Waste Management**

- F.8.** Approval to execute an Encroachment Agreement with the Florida Gas Transmission  
Company, LLC for the US192 Solid Waste Management Facility construction project  
(District 5).

**Utility Services Department**

- F.9.** Proposed 3M Corporation Class Action Settlement - Per and Polyfluorinated Substances  
(PFAS) Public Water System.
- F.10.** Accept and permission for County Manager to execute Florida Department of  
Environmental Protection (FDEP) Grant Agreement associated with the North Brevard  
Water Treatment Plant Expansion and Potable Water Wells - design & permitting  
phase.
- F.11.** Accept and permission for County Manager to execute Florida Department of  
Environmental Protection (FDEP) Grant Agreement associated with the South Brevard  
Wastewater Treatment Plant - design & permitting phase.

**Community Services Group**

**Tourism Development Department**

**F.12.** Approval, Re: Funding recommendations for listed FY 2023-24 Cycle 2 Sports Grants.

**Support Services Group**

Human Resources

**F.13.** Group Health Insurance Stop Loss (Excess Insurance) placement CY2024

**Administrative Services Group**

County Attorney

**F.14.** Resolution setting forth the findings and conclusions of the Board of County Commissioners re: the denial of a request for a CUP on property owned by Hope Episcopal Church, Inc.

County Manager

**F.15.** Appointment(s) / Reappointment(s)

Miscellaneous

**F.16.** Bill Folder

**F.17.** Precinct Boundaries - Altered and Added (Chapter 101.011(1) F.S.)

**F.18.** Brevard County Sheriff's Office P.O. Carry Forward Request

**F.19.** Board Approval of the 2023-2024 Board Liaison Appointments

**G. PUBLIC HEARINGS**

**G.1.** Amendments to Chapter 122, Waterways RE: Anchoring Limitation Areas

**G.2.** Ordinance Amending Chapter 82, Brevard County Code of Ordinances, to Mandate Criminal History Record Checks for Specified Positions of Employment or by Certain Outside Contractors for services or Vendors.

**H. UNFINISHED BUSINESS**

**H.1.** Resolution approving the issuance by Brevard County Housing Finance Authority of Multi-Family Housing Revenue Bonds (The Venue at Heritage Oaks Project), in an amount not to exceed \$16,750,000

**I. NEW BUSINESS**

Miscellaneous

- I.1. Legislative intent and permission to advertise an ordinance re: Housing Finance Authority TEFRA hearing notification and municipal participation requirements.

**Development and Environmental Services Group**

- I.2. Approval, Re: Lease Renewal for Nana's House - District 5

**Community Services Group**

- I.3. Approval, Re: Tourist Development Council FY 2023-24 Major Event Grant Program recommendations.

**County Manager**

- I.4. Approval of the 2024 Board of County Commissioners' Meeting Schedule

**Add Ons**

**J. BOARD REPORTS**

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