



Old

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, May 20, 2025

If you wish to speak to any item on the agenda, including consent items, please fill out a speaker card before the item is considered by the Board. Persons addressing the Board shall have three minutes to complete his/her comments on any agenda item for which he/she has filled out a card. The Chair has the discretion to determine or alter time limits on any item which is not a quasi-judicial public hearing.

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. 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 Tom Goodson, Vice-Chair, District 2**
- D. MINUTES FOR APPROVAL:**
- E. RESOLUTIONS, AWARDS AND PRESENTATIONS**
 - E.1.** Resolution acknowledging National Public Works Week in Brevard County. - District 4
 - E.2.** Emergency Medical Services (EMS) Week Resolution. - District 4
- F. CONSENT AGENDA (The entire Consent Agenda will be passed in one motion to include everything under Section F.)**

Development and Environmental Services Group

Planning and Development

- F.1.** Approval Re: Disbursement of Educational Impact Fees (Districts 1-5)
- F.2.** Acceptance, RE: Binding Development Plan with Linde Inc. (24Z00062) (District 1)

- F.3.** Final Plat Approval, Re: Del Webb at Viera - Phase 5A
Developer: Pulte Home Company, LLC District 4

- F.4.** Approval RE: Transportation Impact Fee Technical Advisory Committee for the South
Mainland District Project Fund Recommendations

Public Works Department

- F.5.** Approval, Re: Resolution and County Deed Related to the Land Donation Request from
the City of Titusville and the Disabled American Veterans Titusville Chapter #109, Inc.
for a County-Owned Vacant Parcel Located at 405 North Singleton Avenue - District 1.
- F.6.** Adopt Resolution and Release Performance Bond: Armen Groves - District 2
Developer: K. Hovanian at Armen Groves, LLC
- F.7.** Approval Re: Interlocal Agreement with the City of Palm Bay for Intersection
Improvements at Babcock Street SE and Grant Road/Eldron Blvd. SE - District 5
- F.8.** Approval, Re: Resolution and Deed of Conservation Easement for Local Governments
for Wetland Mitigation related to the Wickham Road and Pineda Causeway
Intersection Improvement Project - District 2 and District 4
- F.9.** Approval, Re: Resolution and Underground Easement (Business) from Brevard County
to Florida Power and Light Company for the Benefit of Fire Station 86 - District 3.

Utility Services Department

- F.10.** Approval of Change Order for Payment of Emergency Invoice to Atlantic Development
Inc. for an 8-inch Gravity Main Repair on South Courtney Parkway (District 2)
- F.11.** Authorization to file suit against Zon Living Concepts LLC, Zon Living Concepts II LLC,
and such principals, subsidiaries, affiliates, successors, and assigns as may be
appropriate. (District 4)

Public Safety Group

Fire Rescue

- F.12.** Approval; Re: Purchase of Six (6) Stryker Power Load Systems and Stretchers

Support Services Group

Budget

- F.13.** Approval, Re: Budget Amendment

Administrative Services Group

County Attorney

F.14. Resolution and Amendment to Lease Agreement with Brevard County Sheriff's Office for Use of County Property at the Five Palms Farm

F.15. Proposed settlement agreement in Delta Fund, LLP v. Board of County Commissioners of Brevard County, Florida, Case No. 2025-CC-011451

County Manager

F.16. Appointment(s) / Reappointment(s)

Miscellaneous

F.17. Approval, Re: Each Commissioner can appropriate up to \$20,000 for two TDC events.

F.18. Bill Folder

G. PUBLIC COMMENTS (Individuals may not speak under both the first and second public comment sections.)

H. PUBLIC HEARINGS

H.1. Petition to Vacate, Re: A portion of three Public Utility Easements - Plat of "Diana Shores Unit No. 7" Plat Book 24, Page 24 - Merritt Island - Richard S. and Kimberly A. Edwards - District 2

H.2. Petition to Vacate, Re: A portion of a Public Drainage Easement - Plat of "Creekwood" Plat Book 43, Page 8 - Melbourne - Jason and Leah Reilly - District 5

H.3. Approval, Re: Fire Assessment Rate Adjustment of up to thirty-seven percent (37%).

H.4. Ordinance providing for the dissolution of the North Brevard Development District for the purpose of recapturing the District's tax increment funding for the County general fund, while honoring the existing contractual obligations and commitments of the District.

I. UNFINISHED BUSINESS

I.1. Speak Up Brevard 2025 - Citizen Efficiency and Effectiveness Recommendation (CEER) Submissions

I.2. Request Approval for the Chairman to Execute a Professional Services Contract with the Number One-Ranked Firm for Consultant Services to Conduct a Nationwide Search for the County Manager Position

- I.3.** Request for a waiver of Section 62-102(c), Unpaved Road Agreements (District 1)
Applicant: Larry Stewart

J. NEW BUSINESS

Development and Environmental Services Group

Community Services Group

- J.1.** Approval; RE: Professional Services Agreement with The Conservation Fund Charitable Trust.

County Manager

- J.2.** Titusville Tax Increment Funds (TIF) for the Redevelopment of Former Searstown Mall Property in Titusville

Miscellaneous

- J.3.** Legislative Intent and Permission to Advertise Amendments to Chapter 62, Article IX Brevard County Code of Ordinances, to allow for specified signage at public parks owned and operated by governmental or quasi-governmental entities regardless of zoning classification.
- J.4.** Request of \$795,000 for the primary special election that will be reimbursed by the Department of State

Add Ons

- K. PUBLIC COMMENTS (Individuals may not speak under both the first and second public comment sections.)**

L. BOARD REPORTS

- L.1.** Jim Liesenfelt, Interim County Manager
- L.2.** Morris Richardson, County Attorney
- L.3.** Katie Delaney, Commissioner District 1
- L.4.** Tom Goodson, Commissioner District 2, Vice-Chair
- L.5.** Kim Adkinson, Commissioner District 3
- L.6.** Thad Altman, Commissioner District 5
- L.7.** Rob Feltner, Commissioner District 4, Chairman

****Executive (Closed) Session:** Pursuant to section 286.011(8), Florida Statutes, at the end of Section L., Board Reports, the Brevard County Board of County Commissioners will meet in a private attorney-client session for the purpose of discussing settlement negotiations and/or strategy related to litigation in Brevard County Circuit Court Case No. 05-2023-CA-015474-XXXX-XX.**

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 limited to fifteen (15) 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 fifteen-minute segment of public comment, speakers will be heard in the order in which they turned in a pink card asking to be heard. Any speaker not heard during the first fifteen-minute section will be heard during a second public comment section held at the conclusion of business specified on the regular Commission agenda. Individuals may not speak under both the first and second public comment sections. 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.



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Consent

F.1.

5/20/2025

Subject:

Approval Re: Disbursement of Educational Impact Fees (Districts 1-5)

Fiscal Impact:

Fiscal Year 2024-2025 Disbursement to Brevard County School Board are currently budgeted at \$22,840,972, contingent on actual collection amounts. If approved, \$4,778,940.95 will be distributed to Brevard County School Board.

Dept/Office:

Planning & Development/Budget Office

Requested Action:

It is requested that the Board of County Commissioners authorize the disbursement of Educational Impact Fees in the amount of \$4,778,940.95 to Brevard County School Board in accordance with the interlocal agreement and authorize the Budget Office to execute necessary Budget Change Requests to implement this disbursement.

Summary Explanation and Background:

On April 7, 2025, the Impact Fee Advisory Committee for the North and South Educational Facilities Impact Fee Benefit District met and unanimously voted to adopt project funding recommendations by the School Board Advisory Committee, which consists of one representative from each of the following: the Brevard County School Board, Brevard County Board of County Commissioners, and each municipality within the benefit district that has entered into the interlocal agreement to participate in the Educational Facilities Impact Fee Program. The Brevard County School Board approved the funding recommendations on April 22, 2025, to include the following projects:

- South Benefit District: \$3,952,566.63 for South Area Capacity
- North Benefit District: \$826,374.32 for Separate Day School

Clerk to the Board Instructions: