



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 18, 2021**

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 a.m.**
- B. INTENTIONALLY OMITTED**
- C. PLEDGE OF ALLEGIANCE: Commissioner Bryan Lober, District 2**
- D. MINUTES FOR APPROVAL: January 26, 2021 Regular; February 4, 2021 Zoning**
- E. RESOLUTIONS, AWARDS AND PRESENTATIONS**
 - E.1. Resolution proclaiming May 2021 as Mental Health Awareness Month**
 - E.2. Resolution recognizing May 20th as Emancipation Day for Brevard County and Florida**
 - E.3. DELETED**
 - E.4. Approval of Resolution, Re: Emergency Medical Services (EMS) Week (Bryan Lober, Commissioner District 2)**
 - E.5. Resolution Recognizing Robert H. Clark on his 102nd birthday**
 - E.6. Presentation by CFX**

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

Development and Environmental Services Group

Mosquito Control

- F.1.** Florida Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services, Arthropod Control Budget Amendment

Natural Resources Management

- F.2.** Florida Department of Environmental Protection Grant LPA0093 - Water Quality Improvements
- F.3.** Approval Re: Mud Lake Phase 1 Drainage Improvements FEMA Grant for the Design of Flood Mitigation Improvements - District 2
- F.4.** Florida Department of Environmental Protection Grant INV14 - Satellite Algae Bloom and Nutrient Source Tracking
- F.5.** Review of BCC-96 – Delegation of Public Interest Determinations for Exceedance of 30% Impervious Area For Accessory Structures in Single Family Residential Surface Water Protection Buffers (Buffers)

Planning and Development

- F.6.** Board Policy Review, Re: BCC-41, Waiver of Development Review and Permit Fees.
- F.7.** Board Policy Review, Re: BCC-50, Fee Waivers
- F.8.** Final Plat and Contract Approval, Re: The Greens at Indian River Preserve (Pods 16 & 19) Developer: Indian River Preserve Estates, Corp. District 1
- F.9.** Legislative Intent and Permission to Advertise RE: Code Revisions to Floor Area Ratio (FAR)
- F.10.** Final Plat and Contract Approval, Re: Sendero Cove & Sierra Cove at Addison Village - Phase 3
Developer: The Viera Company

Public Works Department

- F.11.** Approval Re: Interlocal Agreement with the School Board of Brevard County for Class B Commercial Driver's License Certification and the Sharing of Property
- F.12.** Approval Re: Conveyance of Barnes Boulevard from Fiske Boulevard to Cobblewood Drive to the City of Rockledge - District 4

- F.13.** Adopt Resolution and Release Performance Bond: Lake Andrew Drive - Segment E and Pineda Boulevard Segment I, Phase 1 - District 4
Developer: The Viera Company
- F.14.** Approval, Re: Warranty Deed and Utility Easement for the Love's Travel Stops and Country Stores, Inc., Mims Project - District 1.

Solid Waste Management

- F.15.** Request Approval of Attachment to Omni Waste Expired Contract to Include FEMA Required Provisions and Authorize the Chair to sign the Attachment

Utility Services Department

- F.16.** Resolution Amending the "Criteria for Water and Sanitary Sewerage Systems Within Brevard County" (All Districts)

Valkaria Airport

- F.17.** Public Transportation Grant Agreement, AWOS Installation at Valkaria Airport
- F.18.** Public Transportation Grant Agreement, Design, Permit and Construct Hangars, and Access Taxiway at Valkaria Airport.
- F.19.** Amendments to the Valkaria Airport Rules & Regulations (BCC-79), and the Non-Commercial Aircraft Storage Lease

Community Services Group

Tourism Development Department

- F.20.** Approval, FY 2021-2022 Tourist Development Council (TDC) Capital Facilities Committee Grant Program Schedule, Guidelines, Application, and Score Sheet.
- F.21.** Approval, FY 2021-2022 Tourist Development Council (TDC) Cultural Committee Grant Program Schedule, Guidelines, Application, and Score Sheet

Transit Services Department

- F.22.** Approval, Re: Authorizing Resolution, Grant Application, Use of Toll Revenue Credits, Designation of Signature Authority and Execution of Follow-Up Master Grant Agreement with the Federal Transit Administration, FY2021/FY2022 Brevard County Transit Federal Capital and Operating Assistance Urbanized Area Grant
- F.23.** Approval, Re: Resolution and Public Transportation Grant Agreement, re: Florida Department of Transportation Public Transit Block Grant Program

- F.24.** Approval, Re: Resolutions and Public Transportation Grant Agreements, Florida Department of Transportation Transit Corridor Grants for SR520 and SRA1A Fixed Route Bus Service (District 2)
- F.25.** Approval, Re: Authorizing Resolution, Grant Application, Standard Assurances, and Execution of Follow-up Grant Agreement for SFY 2022 Florida Commission for the Transportation Disadvantaged Trip & Equipment Grant
- F.26** Approval, Re: Authorizing Resolution, Grant Application, Designation of Signature Authority and Execution of Follow-up Master Grant Agreement with Federal Transit Administration re: Space Coast Area Transit American Rescue Plan Act of 2021 Formula Grant
- F.27.** Approval of Coordination Agreement, Re: Bus Transportation Services with School Board of Brevard County

University of Florida; Brevard County Extension

- F.28.** Approval, Re: Lease Modification #4 to Agreement for the State of Florida Division of Plant Industry Lease at UF/Extension Services
- F.29.** Approval, Re: Agreement with Feeding Florida, Fresh Access Bucks Program at the Brevard County Farmers Markets located at Wickham Park and the Titusville Welcome Center.

Public Safety Group

Emergency Management

- F.30.** Delegation of Authority for Hurricane Season
- F.31.** Approval and acceptance of Florida Department of Economic Opportunity Defense Infrastructure Grant funds and to apply them to Emergency Operations Center site work utilizing the existing Board approved contract.

Support Services Group

Budget

- F.32.** Authorization: RE: Municipal Review of Local Option Gas Tax (LOGT) Percentages Allocations
- F.33.** Approval of Budget Change Requests

Central Services

- F.34.** Revised Contractor Prequalification and Intended Award of Sykes Creek Phase I Muck Removal Services to Waterfront Property Services, LLC., D/B/A Gator Dredging

Administrative Services Group

County Attorney

- F.35.** Resolution In Re: National Prescription Opiate Litigation Case No. 1:17-MD-2804
- F.36.** Request Authority for Chair to Request and Sign an Amendment to Project Partnership Agreement with U.S. Army Corps of Engineers

County Manager

- F.37.** Acknowledge Receipt of the Proposed FY 2021/2022 Budget of the City of Palm Bay's Bayfront Community Redevelopment Agency
- F.38.** Economic Development Commission of Florida's Space Coast, Inc. (hereafter referred to as the "EDC") Annual Audit Report and Bi-Annual Report

Miscellaneous

- F.39.** Appointment(s) / Reappointment(s)
- F.40.** Precinct Boundaries - Altered and Added
(Chapter 101.001 (1) F.S.)
- F.41.** Brevard County Comprehensive Annual Financial Report for the fiscal year ended September 30, 2020 and Brevard County Annual Financial Audits Report for the fiscal year ended September 30, 2020

G. PUBLIC COMMENTS

H. PUBLIC HEARINGS

- H.1.** Repeal of Ordinance Establishing Farmton-Brevard Community Development District, Ordinance 2015-30
- H.2.** Amendment to Resolution 13-229 in order to adopt the Water and Sewerage Maintenance Index for setting annual increases in the Countywide System monthly water & sewer charges in lieu of the Consumer Price Index (CPI-U)
- H.3.** Adoption of Ordinance 21-___ revising Chapter 22 of the Brevard County Code of Ordinances RE: Deregulation of Certain Specialty Trades
- H.4.** Public Hearing Re: Intersection Signalization Construction Contract for N. Wickham Road at Deer Lakes Drive and Meeting Lane - District 4

- H.5. Ordinance to Create a Non-Ad Valorem Special Assessment for the Medicaid Managed Care for Direct Payment Program for Local Hospitals

I. UNFINISHED BUSINESS

- I.1. Request the Board of County Commissioners to authorize initiation of construction of the US192 Class III Landfill Project and notification of Deseret Ranch of commencement of construction.

- I.2. County Attorney Recruitment

J. NEW BUSINESS

Community Services Group

- J.1. Approval, Re: Resolutions and Leases at the Gibson Complex and Field (District 1)
- J.2. Approval, FY 2021-2022 Tourist Development Council (TDC) Beach Improvement Committee Grant Program Schedule, Guidelines, Application, and Score Sheet

Miscellaneous

- J.3. Amendment to BCC-97, placing limitations on actions taken at zoning meetings.

Add Ons

- J.4. Obloy Code enforcement Liens

K. PUBLIC COMMENTS

L. BOARD REPORTS

- L.1. Frank Abbate, County Manager
- L.2. Eden Bentley, County Attorney
- L.3. Rita Pritchett, Commissioner District 1, Chair
- L.4. Bryan Lober, Commissioner District 2
- L.5. John Tobia, Commissioner District 3
- L.6. Curt Smith, Commissioner District 4
- L.7. Kristine Zonka, Commissioner District 5, Vice Chair

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 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.

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.



BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS ON 2021-05-18 9:00
AM - REGULAR
2725 Judge Fran Jamieson Way
Viera, FL, 32940
Regular Agenda
Tuesday, May 18, 2021

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 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 PUBLIC HEARINGS.

- A. CALL TO ORDER 9:00 AM**
- B. INTENTIONALLY OMITTED**
- C. PLEDGE OF ALLEGIANCE: Commissioner Bryan Lober, District 2**
- D. MINUTES FOR APPROVAL: February 4, 2021 Zoning**
- E. RESOLUTIONS, AWARDS AND PRESENTATIONS**

E.1. 2883 Resolution proclaiming May 2021 as Mental Health Awareness Month

District 1

It is requested that the Board approve a resolution proclaiming May 2021 as Mental Health Awareness Month

Legislation Text

Mental Health May 2021.docx

E.2. 2899 Resolution recognizing May 20th as Emancipation Day for Brevard County and Florida

District 1

It is requested that the Board of County Commissioners approve the resolution recognizing May 20th as Emancipation Day for Brevard County and Florida

Legislation TextEmancipation.docx

E.3. 2912 Recognition of the UF/Extension Services 2021 4-H Youth Tropicana Speech Contest Winners.

University of Florida? Brevard County Extension

Request the Board of County Commissioners recognize the winners of the 2021 Tropicana Speech Contest.

4th/5th Grade competition

1. Lily Myers, R.L. Stevenson elementary, "Cringy Things People Say and Do"

6th Grade Competition

1. Corvin Warner, Palm Bay Elementary, "fattening Foods"

Legislation Text

E.4. 2969 Approval of Resolution, Re: Emergency Medical Services (EMS) Week (Bryan Lober, Commissioner District 2)

Fire Rescue

Approval of Resolution, Re: Emergency Medical Services (EMS) Week (Bryan Lober, Commissioner District 2)

Legislation TextEMS Week 2021 Resolution 5-18-21.docx

E.5. 3030 Resolution Recognizing Robert H. Clark on his 102nd birthday

District 5

It is requested that the BOCC approves the resolution recognizing Mr. Clark on his 102nd birthday

Legislation Text

Resolution for Robert Clark.docx

F. CONSENT AGENDA

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

Development and Environmental Services Group

Mosquito Control

- F.1. 2978 Florida Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services, Arthropod Control Budget Amendment.

It is requested that the Board of County Commissioners authorize the Chair to execute the State of Florida, Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services Arthropod Control Budget Amendment.

Legislation Text

Arthropod-Control-Budget-Amendment.pdf

Natural Resources Management

- F.2. 2850 Florida Department of Environmental Protection Grant LPA0093 - Water Quality Improvements

It is requested that the Board of County Commissioners: (1) Authorize the Chair to execute DEP Contract LPA0093; (2) Authorize the County Manager to execute amendments to the contract, as needed, subject to the approval of the County Attorney's Office, Purchasing, and Risk Management; and (3) Approve associated budget change requests.

Legislation Text

AO29 - Grant LPA0093

LPA0093 Cost-share Agreement

- F.3. 2895 Approval Re: Mud Lake Phase 1 Drainage Improvements FEMA Grant for the Design of Flood Mitigation Improvements -

District 2

It is requested that the Board of County Commissioners: 1) approve and authorize the Chair to execute Federal Emergency Management Administration (F.E.M.A.) agreement H0556/4337-445-R for Mud Lake Phase 1 Drainage Improvements; 2) authorize the County Manager or his designee to sign project associated agreements (including Interlocal) and cost-share amendments subject to approval by Purchasing, Risk Management, and the County Attorney's Office; 3) waive environmental site assessment report requirements unless deemed necessary by NRM or other County department (s); 4) approve Land Acquisition to offer the appraised values for related property purchases; 5) approve advertisement and execution of related construction contract(s); and 6) approve necessary budget change requests.

Legislation Text

AO29 Mud Lake Phase 1.pdf

4337-445-R - Contract for Execution.pdf

F.4. 2911 Florida Department of Environmental Protection Grant INV14 - Satellite Algae Bloom and Nutrient Source Tracking

It is requested that the Board of County Commissioners: (1) Authorize the County Manager to execute DEP Contract INV14, subject to the approval of the County Attorney's Office, Purchasing, and Risk Management; (2) Authorize the County Manager to execute task orders up to the grant funded amount, as needed to accomplish the work, subject to the approval of the County Attorney's Office, Purchasing, and Risk Management; (3) Authorize the County Manager to execute amendments to the contract, as needed, subject to the approval of the County Attorney's Office, Purchasing, and Risk Management; and (4) Approve associated budget change requests.

Legislation Text

F.5. 2971 Review of BCC-96 - Delegation of Public Interest Determinations for Exceedance of 30% Impervious Area For Accessory Structures in Single Family Residential Surface Water Protection Buffers (Buffers)

Request that the Board:

* Continue to delegate authority to the NRM Director, or designee, to administratively approve Public Interest Determinations (PIDs) for the exceedance of 30% impervious area for accessory structures in single family residential Buffers;

* Delegate authority to the NRM Director, or designee, to administratively approve PIDs for the exceedance of 30% impervious area for accessory

structures in multi-family and commercial property Buffers; and

* Approve attached Board Policy BCC-96, modified as indicated below.

Legislation Text

2021-05 PID delegation SW Policy statement.pdf

2021-05 SW PID Review Criteria Strikethru Underline.pdf

2021-05 SW PID Review Criteria Clean.pdf

Planning and Development

F.6. 2371 Board Policy Review, Re: BCC-41, Waiver of Development Review and Permit Fees.

Planning and Development

It is requested that the Board of County Commissioners continue Board Policy BCC-41, Waiver of Development Review and Permit Fees.

Legislation Text

Board Policy 41 Strike Through.pdf

Board Policy 41 Clean.pdf

F.7. 2372 Board Policy Review, Re: BCC-50, Fee Waivers

Planning and Development

It is requested that the Board of County Commissioners continue Board Policy BCC-50, Fee Waivers.

Legislation Text

Board Policy 50 Strike Through.pdf

Board Policy 50 Clean.pdf

F.8. 2413 Final Plat and Contract Approval, Re: The Greens at Indian River Preserve (Pods 16 & 19) Developer: Indian River Preserve Estates, Corp. District 1

Planning and Development

In accordance with Section 62-2841(i) and Section 62-2844, it is requested that the Board of County Commissioners grant final plat approval and

authorize the Chair to sign the final plat and contract for The Greens at Indian River Preserve (Pods 16 & 19).

Legislation Text

Contract

Bond

Plat

Location Map

F.9. 2749 Legislative Intent and Permission to Advertise RE: Code Revisions to Section 62-2110, Floor Area Ratio (FAR)

Staff requests that the Board Grant legislative intent and permission to advertise an amendment to Article VI, Zoning Regulations, Section 62-2110, relating to the Floor Area Ratio (FAR).

Legislation Text

F.10. 2810 Final Plat and Contract Approval, Re: Sendero Cove & Sierra Cove at Addison Village - Phase 3 (21FM00004) (District 4)

Planning and Development

In accordance with Section 62-2841(i) and Section 62-2844, it is requested that the Board of County Commissioners grant final plat approval and authorize the Chair to sign the final plat and contract for Sendero Cove & Sierra Cove at Addison Village - Phase 3.

Legislation Text

Contract

Bond

Plat

Location Map

Public Works Department

F.11. 2761 Approval Re: Interlocal Agreement with the School Board of Brevard County for Class B Commercial Driver's License Certification and the Sharing of Property

Public Works Department

It is requested the Board of County Commissioners approve and authorize the Chair to execute the Interlocal Agreement with the School Board of Brevard County for Class B Commercial Driver's License Certification and the Sharing of Property.

Legislation Text

Interlocal Agreement Class B CDL Testing

AO29-ILA.pdf

F.12.2853 Approval Re: Conveyance of Barnes Boulevard from Fiske Boulevard to Cobblewood Drive to the City of Rockledge - District 4

Public Works Department

It is requested that the Board of County Commissioners: 1) approve and authorize the Chair to execute the County Deed and Resolution, 2) approve and authorize the Chair to execute the Assignment of Easements and Resolution, 3) approve and authorize the Chair to execute a Drainage Easement, a Utility and Drainage Easement and Resolution, 4) approve and authorize the Chair to execute the Release of Temporary Construction Easements, and 5) authorize transfer of any associated permits.

Legislation Text

Barnes Blvd Transfer Agenda Review.pdf

Location Map-A B C D E.pdf

Location Map-ADA.pdf

Barnes Blvd Transfer-Assignment of Easements.pdf

Barnes Blvd Transfer-County Deed.pdf

Barnes Blvd Transfer-Drainage Easement.pdf

Barnes Blvd Transfer-Release of TCEs.pdf

Barnes Blvd Transfer-Resolution-Assignment of Easements.pdf

Barnes Blvd Transfer-Resolution-Conditions of Transfer.pdf

Barnes Blvd Transfer-Resolution-Conveyance.pdf

Barnes Blvd Transfer-Utility Drainage Easement.pdf

- F.13.2966 Adopt Resolution and Release Performance Bond: Lake Andrew Drive - Segment E and Pineda Boulevard Segment I, Phase 1 - District 4
Developer: The Viera Company

Public Works Department

In accordance with Section 62-2844(b), it is requested that the Board of County Commissioners adopt the attached Resolution and authorize the Chair to sign the Resolution releasing the Contract and Surety Performance Bond dated August 4, 2020 for the above referenced project.

Legislation Text

Contract and Bond_ADA.pdf

Resolution_05052021_ADA.pdf

- F.14.2967 Approval, Re: Warranty Deed and Utility Easement for the Love's Travel Stops and Country Stores, Inc., Mims Project - District 1.

Public Works Department

It is requested that the Board of County Commissioners approve and accept the Warranty Deed and Utility Easement.

Legislation Text

Loves Travel Stop Agenda Documents.pdf

Solid Waste Management

- F.15.2983 Request Approval of Attachment to Omni Waste Expired Contract to Include FEMA Required Provisions and Authorize the Chair to sign the Attachment

It is requested that the Board of County Commissioners approve the attachment to the expired contract with Omni Waste for Class III Waste Disposal Services and authorize the Chair to sign the attachment.

Legislation Text

Omni Waste Attachment.pdf

Utility Services Department

- F.16.2760 Resolution Amending the "Criteria for Water and Sanitary

Sewerage Systems Within Brevard County" (All Districts)

It is requested that the Board of County Commissioners execute a resolution amending the "Criteria for Water and Sanitary Sewerage Systems Within Brevard County".

Legislation Text

Criteria Resolution 2021.pdf

2021 Update Memo.docx

Criteria-2021 Eighth Amendment.pdf

Valkaria Airport

F.17.2898 Public Transportation Grant Agreement, AWOS Installation at Valkaria Airport

It is requested the Board approve, adopt and authorize the Chairperson to sign the attached FDOT Public Transportation Grant Agreement (PTGA) for AWOS Installation at Valkaria Airport and authorize all necessary budget change requests associated with this PTGA.

It is also requested that the Board authorize Purchasing Services to develop, advertise, and award a competitive solicitation for the construction upon completion of design documents.

Legislation Text

PTGA to BOCC - 438501-1-94-01 - Automated Weather Observation system (AWOS).pdf

B42043 Valkaria AWOS.pdf

F.18.2968 Public Transportation Grant Agreement, Design, Permit and Construct Hangars, and Access Taxiway at Valkaria Airport.

It is requested the Board approve, adopt and authorize the Chairperson to execute the attached FDOT Public Transportation Grant agreement (PTGA) to Design, Permit and Construct Hangars, and Access Taxiway at Valkaria Airport, authorize all necessary budget change requests, and authorize staff to execute the design task order associated with this PTGA.

Legislation Text

Conceptual Hangar Layout Sketch.jpg

F.19.2973 Amendments to the Valkaria Airport Rules & Regulations (BCC-79), and the Non-Commercial Aircraft Storage Lease

It is requested that the Board approve, adopt and authorize the amended Valkaria Airport Rules & Regulations and the Non-Commercial Aircraft Storage Lease

Legislation Text

Non Commercial Lease clean.docx

Non Commercial Lease redlined.docx

Valkaria Airport Rules and Regulation BCC79 Update Clean.docx

Valkaria Airport Rules and Regulation BCC79 update strikethrough.docx

B42043 AO29 Exhibit I InitialContractForm bcc-79 final (1) (003).pdf

Community Services Group

Tourism Development Department

- F.20.2901 Approval, FY 2021-2022 Tourist Development Council (TDC) Capital Facilities Committee Grant Program Schedule, Guidelines, Application, and Score Sheet.

It is requested that the Board of County Commissioners approve the FY 2021-2022 TDC Capital Facilities Grant Program grant cycle schedule.

Legislation Text

Capital Facilities Grant 001.pdf

- F.21.2904 Approval, FY 2021-2022 Tourist Development Council (TDC) Cultural Committee Grant Program Schedule, Guidelines, Application, and Score Sheet

It is requested that the Board of County Commissioners approve the FY 2021-2022 TDC Cultural Committee Grant Program cycle schedule.

It is also requested the Board of County Commissioners approve the Tourist Development Council (TDC) FY 2021-2022 Cultural Support Grant Program Guidelines, Application and Committee Scoresheet. It is also recommended that the TDC approved applications which shall come before the Board for final funding approval as the grant application cycle schedule commences, as well as make the necessary legislative findings (Section 125.0104(5)(a) 3., Florida Statutes, and Section 102-119(3)a, (S)a, and (6) a. of the Brevard County Code of Ordinances).

Further, grant the Director, Tourism Development Office (TDO) authority to negotiate and sign all necessary grant agreements and related documents to support the grants for applications that receive future approval as the grant cycle commences for FY 21-22.

Legislation Text

Cultural Support Grant_001.pdf

Transit Services Department

F.22.2848 Approval, Re: Authorizing Resolution, Grant Application, Use of Toll Revenue Credits, Designation of Signature Authority and Execution of Follow-Up Master Grant Agreement with the Federal Transit Administration, FY2021/FY2022 Brevard County Transit Federal Capital and Operating Assistance Urbanized Area Grant

Transit Services Department

It is requested that the Board of County Commissioners approve the following actions for the FY2021 Section 5307 Urbanized Formula Program, Capital and Operating Assistance Grant from the Federal Transit Administration (FTA) in the amount of \$5,336,035:

- * The Chair to sign the Authorizing Resolution,
- * The Chair to sign the Grant Application,
- * The use of Florida Department of Transportation Toll Revenue Credits,
- * The Chair to sign the Designation of Signature Authority, allowing staff to submit the grant electronically,
- * The Interim Transit Director to execute and submit the Grant Master Agreement electronically, contingent upon the County Attorney and Risk Management Approvals,
- * The Interim Transit Director to execute any additional follow-up documentation, resolutions and amendments necessary to secure these funds,
- * Authorize the County Manager to execute necessary budget change requests.

Legislation Text

Attachments for Section 5307 2a.pdf

F.23.2878 Approval, Re: Resolution and Public Transportation Grant Agreement, re: Florida Department of Transportation Public Transit Block Grant Program

Transit Services Department

It is requested that the Board of County Commissioners approve the

following actions for a State FY2022 Public Transit Block Grant from the Florida Department of Transportation in the amount of \$1,652,923:

- * the Chair to sign the Authorizing Resolution,
- * the Chair to sign the Follow-Up Grant Agreement, contingent upon County Attorney and Risk Management approval,
- * the Interim Transit Director to execute any additional follow-up documentation, resolutions, and amendments necessary to secure these funds,
- * authorize the County Manager to execute necessary Budget Change Requests.

Legislation Text

Block Grant Resolution.pdf

Block Grant Exhibit A.pdf

FY22 Block Grant Exhibit B.pdf

F.24.2891 Approval, Re: Resolutions and Public Transportation Grant Agreements, Florida Department of Transportation Transit Corridor Grants for SR520 and SRA1A Fixed Route Bus Service (District 2)

Transit Services Department

It is requested that the Board of County Commissioners approve the following actions for SFY2022 Public Transit Corridor Grants for SR520 and SRA1A from the Florida Department of Transportation in the amount of \$426,416 each:

- * the Chair to sign the Authorizing Resolutions,
- * the Chair to sign the Follow-Up Grant Agreements, contingent upon County Attorney and Risk Management approval,
- * the Interim Transit Director to execute any additional follow-up documentation, resolutions, and amendments necessary to secure these funds,
- * authorize the County Manager to execute necessary Budget Change Requests.

Legislation Text

Agenda Back Up SR520.pdf

Agenda Backup for A1A.pdf

F.25.2902 Approval, Re: Authorizing Resolution, Grant Application, Standard Assurances, and Execution of Follow-up Grant Agreement for SFY 2022 Florida Commission for the Transportation Disadvantaged Trip & Equipment Grant

Transit Services Department

It is requested that the Board of County Commissioners approve the following actions for the Trip and Equipment Grant from the Florida Commission for the Transportation Disadvantaged in the amount of \$1,447,322:

- ? the Chair to sign the Authorizing Resolution,
- ? the Chair to sign the Grant Application,
- ? the Chair to sign the Standard Assurances,
- ? the Chair to execute the Grant Agreement, contingent upon County Attorney and Risk Management approval,
- ? the Interim Transit Director to execute any additional follow-up documentation,
- resolutions and amendments necessary to secure these funds,
- ? the County Manager to execute necessary Budget Change Requests.

Legislation TextBoard Resolution.pdfTE Grant Recipient Doc 2021-22.pdfStandardAssuranceForm05182020.pdfTE Grant Service Rates 2021-22.pdf

F.262976 Approval, Re: Authorizing Resolution, Grant Application, Designation of Signature Authority and Execution of Follow-up Master Grant Agreement with Federal Transit Administration re: Space Coast Area Transit American Rescue Plan Act of 2021 Formula Grant

Transit Services Department

It is requested that the Board of County Commissioners approve the following actions for the American Rescue Plan Act of 2021 Urbanized Area Formula Program from the Federal Transit Administration in the amount of \$3,055,694:

- * The Chair to sign the Authorizing Resolution,
- * The Chair to sign the Grant Application,
- * The Chair to sign the Designation of Signature authority allowing staff to submit the grant electronically,
- * The Interim Transit Director to execute and submit the Master Grant Agreement electronically, contingent upon County Attorney and Risk Management approvals,
- * The Interim Transit Director to execute any additional follow-up

documentation, resolutions and amendments necessary to secure these funds,

* The County Manager to execute necessary Budget Change Requests.

Legislation Text

Attachments for FTA ARPA Agenda.pdf

F.27.2982 Approval of Coordination Agreement, Re: Bus Transportation Services with School Board of Brevard County

Transit Services Department

It is requested that the Board of County Commissioners approve and authorize the Chair to sign the Coordination Agreement between School Board of Brevard County and Brevard County for the purpose of Bus Transportation Services.

Legislation Text

School Board Coordination Agreement.pdf

University of Florida? Brevard County Extension

F.28.2728 Approval, Re: Lease Modification #4 to Agreement for the State of Florida Division of Plant Industry Lease at UF/Extension Services

It is requested that the Board approve and authorize the Chair to execute the attached Lease Modification #4 to Agreement with the State of Florida, Bureau of Leasing Department/Management Services, Division of Plant Industry for the lease of 324 square feet of office space at the UF/Extension Services, Agriculture Center in Cocoa.

Legislation Text

UF EXT Division of Plant Industry Lease Resolution

F.29.2770 Approval, Re: Agreement with Feeding Florida, Fresh Access Bucks Program at the Brevard County Farmers Markets located at Wickham Park and the Titusville Welcome Center.

It is requested that the Board of County Commissioners approve and authorize the Chair to execute the Fresh Access Bucks Strategic Partnership Agreement with Feeding Florida, Inc. and authorize the County Manager to execute necessary Budget Change Requests.

Legislation Text

21-22 Feeding Florida- UFEXT**Public Safety Group****Emergency Management**

F.30.2909 Delegation of Authority for Hurricane Season

Legislation Text

F.31.2970 Approval and acceptance of Florida Department of Economic Opportunity Defense Infrastructure Grant funds and to apply them to Emergency Operations Center site work utilizing the existing Board approved contract.

Legislation Text

S0160-DIG-BrevardCo-Agreement Final (002).pdf

AO29 DEO Infrastructure Grant.pdf

Support Services Group**Budget**

F.32.2919 Authorization: RE: Municipal Review of Local Option Gas Tax (LOGT) Percentages Allocations

It is requested the Board of County Commissioners direct the Clerk to mail a copy of the Local Option Gas Tax (LOGT) percentage allocations to each municipality for review. It is also recommended that the Board conduct the final reviews of the allocations at the July 20, 2021 Board meeting.

Legislation Text

2020 LOGT Allocations.pdf

F.33.2922 Approval of Budget Change Requests

It is requested that the Board of County Commissioners review and approve the attached Budget Change Requests.

Legislation Text

BCRs 5-18-21.pdf

Central Services

F.34.2921 Revised Contractor Prequalification and Intended Award of

Sykes Creek Phase I Muck Removal Services to Waterfront Property Services, LLC., D/B/A Gator Dredging

It is requested that the Board of County Commissioners:

- Approve the recommendation to revise the award of Sykes Creek Phase I Muck Removal Services to Waterfront Property Services, LLC., D/B/A Gator Dredging;
- Authorize staff to move forward with Prequalification of Waterfront Property Services, LLC., D/B/A Gator Dredging; and if prequalified, authorize the Central Services Director to issue the Notice of Award;
- Authorize the County Manager, or designee, to execute any resulting contract, contract amendments or extensions, as necessary; and
- Authorize the County Manager to approve any necessary Budget Change Requests

Legislation Text

Approval to Advertise Clerk's Memo Item I.3 4.9.19.pdf

B22005_ Intended Award Tab.pdf

RAI 1, 2, 3 Response Package.pdf

Request for withdrawal Letter to Brevard County BOCC re Sykes Creed Phase I Muck Removal Service.PDF

Administrative Services Group

County Attorney

F.35.2857 Resolution In Re: National Prescription Opiate Litigation
Case No. 1:17-MD-2804

Approve the Resolution requested by the Deputy Attorney General authorizing Brevard County to join with the State of Florida and other local governmental units as a participant in the Florida Memorandum of Understanding and Formal Agreements implementing a Unified Plan; authorize the Chair to sign the referenced agreements and related documents as necessary

Legislation Text

Opioid Resolution w Exhibit.pdf

AG Letter 04-13-21.pdf

Abatement Plan Term Sheet.pdf

F.36.2975 Request Authority for Chair to Request and Sign an

Amendment to Project Partnership Agreement with U.S. Army Corps of Engineers

Request Authority for Chair to Request and Sign an Amendment to the Project Partnership Agreement with U.S. Army Corps of Engineers for the construction of the Brevard County, Florida Shore Protection Project Mid-Reach Segment.

Legislation Text

AMENDMENT 1 to PPA 05122021.pdf

County Manager

F.37.2972 Acknowledge Receipt of the Proposed FY 2021/2022 Budget of the City of Palm Bay's Bayfront Community Redevelopment Agency

Acknowledge the receipt of the Proposed FY 2021-2022 Budget of the City of Palm Bay's Bayfront Community Redevelopment Agency

Legislation Text

FY 2022 PROPOSED BCRA Budget 2021 May 6.pdf

F.38.2977 Economic Development Commission of Florida's Space Coast, Inc. (hereafter referred to as the "EDC") Annual Audit Report and Bi-Annual Report

It is requested that the Board of County Commissioners acknowledge receipt of the EDC's Annual Audit Report for years ended September 30, 2020 and 2019 and the Bi-Annual Report for the period of October 1, 2020 through March 31, 2021.

Legislation Text

EDC's Audited Financial Statements Years Ended 2020 and 2019.pdf

EDC's Bi-Annual Report October 1 to March 2021.pdf

Miscellaneous

F.39.2881 Appointment(s) / Reappointment(s)

It is requested the Board of County Commissioners approve the District appointment(s) / reappointment(s).

Legislation Text

[D1 Charter Review Newell.pdf](#)

[D1 Charter Review Moore.pdf](#)

[D1 Charter Review Fisher.pdf](#)

[D4_2021 Employee Benf AS.docx](#)

F.40.2888 Precinct Boundaries - Altered and Added
(Chapter 101.001 (1) F.S.)

County Manager

Recommended that the Board approve the revised Precinct Boundaries due to Annexations by the City of West Melbourne.

[Legislation Text](#)

[SOE Attachment A.pdf](#)

[SOE Maps.pdf](#)

F.41.2915 Brevard County Comprehensive Annual Financial Report for the fiscal year ended September 30, 2020 and Brevard County Annual Financial Audits Report for the fiscal year ended September 30, 2020

County Manager

Request that the Board acknowledge:

Brevard County Comprehensive Annual Financial Report for the fiscal year ended September 30, 2020

Brevard County Annual Financial Audits for the fiscal year ended September 30, 2020

[Legislation Text](#)

[Brevard County Comprehensive Annual Financial Report FY 2020.pdf](#)

[2020 Brevard County Annual Financial Audit.pdf](#)

G. PUBLIC COMMENTS

H. PUBLIC HEARINGS

H.1.2488 Repeal of Ordinance Establishing Farmton-Brevard Community Development District, Ordinance 2015-30

County Attorney

Approve ordinance repealing Ordinance 2015-30.

Legislation Text

FARMTON-BREVARD CDD Merger Agreement with DPSD.pdf

Draft Ordinance Dissolving Farmton-
Brevard CDD - Deering Park (002) (004) (002).DOC

- H.2. 2872 Amendment to Resolution 13-229 in order to adopt the Water and Sewerage Maintenance Index for setting annual increases in the Countywide System monthly water & sewer charges in lieu of the Consumer Price Index (CPI-U)

It is requested that the Board of County Commissioners adopt the proposed Resolution amending Resolution 13-229, in order to utilize the Water and Sewerage Maintenance Index for setting annual increases in the Countywide System monthly water & sewer charges in lieu of the Consumer Price Index (CPI-U)

Legislation Text

AMEND FY 13 Ctywide Resolution 2021-ADA.pdf

AMEND FY13 Ctywide Resolution 2021 Strikethru Underline-
ADA.pdf

County Advertisement Florida Today.pdf

Clerk Memo - Change from CPI to Sewer & Water Maintenance
Index.pdf

- H.3. 2905 Adoption of Ordinance 21-___ revising Chapter 22 of the Brevard County Code of Ordinances RE: Deregulation of Certain Specialty Trades

Approve the amendments to Chapter 22, Article VI, Section 22-477 and Section 22-529 of the Brevard County Code of Ordinances.

Legislation Text

Ordinance Revision (Deregulation) -With strike through.pdf

04272021 Ordinance Revision (Deregulation) - clean copy without
strike through.pdf

H.4.2910 Public Hearing Re: Intersection Signalization Construction Contract for N. Wickham Road at Deer Lakes Drive and Meeting Lane - District 4

Public Works Department

It is requested the Board of County Commissioners consider finding it in the public interest to approve and authorize the Chair to execute the Intersection Signalization Construction Contract for N. Wickham Road at Deer Lakes Drive and Meeting Lane. It is also requested the Board authorize the County Manager to execute any subsequent contract-related documents associated with this action. It is further requested the Board approve any Budget Change Requests necessary for this action.

Legislation Text

Intersection Signalization Construction Contract

Contract Review and Approval Form

H.5.2965 Ordinance to Create a Non-Ad Valorem Special Assessment for the Medicaid Managed Care for Direct Payment Program for Local Hospitals

It is requested that the Board of County Commissioners consider adopting an Ordinance creating a non-ad valorem special assessment on real property owned by private for-profit and non-profit local hospitals, for the Medicaid managed care hospital direct payment program.

Legislation Text

Ordinance Medicaid Managed Care Hospital Direct Pymt 05 18 2021.pdf

Rockledge Regional Medical Center Documents.pdf

Melbourne Regional Medical Center Documents.pdf

Circles of Care, Inc. Documents.pdf

Holmes Regional Medical Center Documents.pdf

Palm Bay Hospital Documents.pdf

Cape Canaveral Hospital Documents.pdf

Viera Hospital Documents.pdf

I. UNFINISHED BUSINESS

- I.1. 2896 Request the Board of County Commissioners to authorize initiation of construction of the US192 Class III Landfill Project and notification of Deseret Ranch of commencement of construction.

It is requested that the Board of County Commissioners authorize the Solid Waste Management Department to coordinate the initiation of construction on the US 192 Class III Landfill Project and provide Deseret Ranches of Florida the required notification of commencement of construction, or give other direction to the Department regarding the disposal of Class III materials generated in the south area of the county.

Legislation Text

Report to Board - Melbourne Landfill AKA Florida Recyclers.pdf

Footnote 1 Investment Value Consulting Report.pdf

Footnote 2 Clayton Roper & Marshall Appraisal.pdf

Footnote 3 Pinel & Carpenter Appraisal.pdf

Footnote 4 Jones Edmonds Evaluation.pdf

Footnote 6 Jack Kirchenbaum Response to FDEP Consent Order.pdf

Footnote 7 James Golden Response Letter to FDEP.pdf

Florida Recyclers of Brevard 2nd Rev CUP Rejection.pdf

SarnoTS Warning Letter April 2021.pdf

FL Recyclers Penalty Apr 2021.pdf

FDEP E-Mail 01 Apr 2021.pdf

FDEP E-Mail 02 Apr 2021.pdf

Deseret Ranches Settlement Agreement.pdf

US192 Phase I Site Plan.pdf

- I.2. 3029 County Attorney Recruitment

Human Resources

It is requested that the Board identify those County Attorney applicants for Human Resources to conduct background and reference checks on in

advance of future Board discussion and direction regarding which candidates to schedule for interviews.

Legislation Text

Cty Atty Agenda Exhibit.xlsx

J. NEW BUSINESS

Development and Environmental Services Group

Community Services Group

J.1. 2540 Approval, Re: Resolutions and Leases at the Gibson Complex and Field (District 1)

Parks and Recreation Department

It is requested the Board of County Commissioners approve and authorize the Chair execute Resolutions and Leases with The Christian Life Center of Titusville, Inc., Titusville Area Model Railroad Club, Inc., Progressive Action Society, Incorporated, and Shining Stars Learning Academy, Inc. for utilization of the Gibson Complex and a Management Services Contract with The Christian Life of Titusville, Inc. for operation of the gymnasium at the Gibson Complex.

It is further requested the Board approve and authorize the Parks and Recreation Department Director to execute renewals and amendments upon County Attorney and Risk Management approval

Legislation Text

Titusville Model Railroad Club Press Release

Titusville Model Railroad Club Lease

Titusville Model Railroad Club CAO & RM Approval

Progressive Action Society Press Release

Progressive Action Society Lease

Progressive Action Society CAO & RM Approval

Request for Proposals

Christian Life Center Management Services Contract

Christian Life Center Management Services Contract CAO & RM Approval

Shining Stars Lease

Shining Stars Lease CAO & RM Approval

Christian Life CAO Approval.pdf

Christian Life Lease.pdf

J.2. 2903 Approval, FY 2021-2022 Tourist Development Council (TDC) Beach Improvement Committee Grant Program Schedule, Guidelines, Application, and Score Sheet

It is requested that the Board of County Commissioners approve the FY 2021-2022 TDC Beach Improvement Committee Grant Program grant cycle schedule. . Recommendation

It is also requested the Board of County Commissioners approve the Tourist Development Council (TDC) FY 2021-2022 Beach Improvement Grant Program Guidelines, Application and Committee Scoresheet. It is also recommended that the TDC approve applications which shall come before the Board for final funding approval as the grant application cycle schedule commences, as well as make the necessary legislative findings (Section 125.0104(5)(a)3., Florida Statutes, and Section 102-119(3)a, (5)a, and (6) a. of the Brevard County Code of Ordinances).

Further, grant the Director, Tourism Development Office (TDO) authority to negotiate and sign all necessary grant agreements and related documents to support the grants for applications that receive future approval as the grant cycle commences for FY 21-22.

Legislation Text

Tourism + Lagoon Grant 001.pdf

Miscellaneous

J.3. 2981 Amendment to BCC-97, placing limitations on actions taken at zoning meetings.

Board approval of attached amendment to BCC-97

Legislation Text

BCC-97 DIST 3 Amendment.docx

Add Ons

J.4. 3033 Obloy Code enforcement Liens

County Manager

Authorize County Attorney's Office to file foreclosure action against Eric and Amanda

Obloy based on additional Code Enforcement Lien(s). Authorize County Attorney's Office to sue for and recover money judgments on any and all Code Enforcement Lien(s)

Legislation Text

K. PUBLIC COMMENTS

L. BOARD REPORTS

L.1. Frank Abbate, County Manager

L.2. Eden Bentley, County Attorney

L.3. Rita Pritchett, Commissioner District 1, Chair

L.4. Bryan Lober, Commissioner District 2

L.5. John Tobia, Commissioner District 3

L.6. Curt Smith, Commissioner District 4

L.7. Kristine Zonka, Commissioner District 5, Vice Chair

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) 6332010.

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 24hour 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 Resolution 2014219 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 threeminute 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.

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.