



# Agenda Report

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Consent

F.2.

10/10/2023

### Subject:

Approval to Advertise Request for Proposals for Stormwater Outreach and Education, Stormwater (SW) Outreach and Engagement Campaign, and Save Our Indian River Lagoon (SOIRL) Outreach and Engagement Campaigns and select, award, and execute contracts with selected vendors.

### Fiscal Impact:

FY 23-24 (based on current interlocal participants and 2023 SOIRL Project Plan):

\$70,999 SW (\$40,897 revenue from partners) Outreach and Education

\$47,333 SW (\$27,265 revenue from partners) Outreach and Engagement Campaign

\$286,389 SOIRL Outreach and Engagement Campaigns

### Dept/Office:

Natural Resources

### Requested Action:

It is requested that the Board: 1) Authorize advertising of Request For Proposals (RFP) for: a) the Stormwater outreach and education program, b) the Stormwater Outreach and Engagement campaign, and c) the SOIRL Outreach and Engagement campaigns; 2) Authorize a selection committee with representatives from the County, two or three of the partnering municipalities, and the SOIRL Citizen Oversight Committee; 3) Authorize negotiation and award of Contracts; and 4) Authorize the execution of related Contracts, Modifications, Amendments, Task Orders, and Change Orders over \$200,000 by the County Manager, all others in accordance with signature authorities outlined in Administrative Order 29 and BCC Policy 25, after necessary reviews and approvals by the County Attorney, Purchasing, and Risk Management.

### Summary Explanation and Background:

In 2011, Brevard County entered an interlocal partnership with eight municipalities to work collaboratively with an outreach service provider and a marketing firm to deliver a unified pollution prevention message county-wide. The General Stormwater Pollution Prevention Outreach Agreement and the Stormwater Outreach and Engagement Campaign Services Agreements are expiring at the end of January 2024. Brevard County and partnering municipalities are required under the Florida Department of Environmental Protection National Pollutant Discharge Elimination System (NPDES) Municipal Separate Stormwater Sewer System Generic Permit, to promote awareness and good stewardship to protect the Indian River Lagoon and other surface waters of Brevard County. The NPDES program was established by the Clean Water Act to control point source and stormwater discharges from point sources to surface waters. The County needs to select qualified providers to continue to meet the partnership obligations and fulfill the Basin Management Action Plan (BMAP) and NPDES permit requirements.

The SOIRL Project Plan, adopted by the County Commission in 2016, recognized potential benefits from

expanding fertilizer outreach and engagement beyond the existing pollution prevention programs funded by the stormwater utilities. The SOIRL Outreach and Engagement campaigns have additional focus on encouraging citizens to practice good septic system maintenance, manage grass clippings, lawn chemicals and irrigation, and implement other Stormwater Best Management Practices. These efforts contribute to fulfilling the County's BMAP and NPDES permit requirements.

### **Clerk to the Board Instructions:**



Kimberly Powell, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001  
Fax: (321) 264-6972  
Kimberly.Powell@brevardclerk.us

October 11, 2023

**MEMORANDUM**

**TO:** Virginia Barker, Natural Resources Management Director

**RE:** Item F.2., Approval to Advertise Request for Proposals (RFP) for Stormwater Outreach and Education, Stormwater Outreach and Engagement Campaign, and Save Our Indian River Lagoon (SOIRL) Outreach and Engagement Campaigns, and Select, Award, and Execute Contracts with Selected Vendors

The Board of County Commissioners, in regular session on October 10, 2023, approved and granted permission to advertise RFP for the Stormwater Outreach and Education Program, the Stormwater Outreach and Engagement Campaign, and the SOIRL Outreach and Engagement Campaigns; approved and authorized a selection committee with representatives from the County, two or three of the partnering municipalities, and the SOIRL Citizen Oversight Committee; approved and authorized negotiation and award of contracts; and approved and authorized execution of related contracts, modifications, amendments, task orders, and change orders over \$200,000 by the County Manager, all others in accordance with signature authorities outlined in Administrative Order 29 and BCC Policy 25, after necessary reviews and approvals by the County Attorney, Purchasing, and Risk Management.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS  
RACHEL M. SADOFF, CLERK

*Kimberly Powell*  
Kimberly Powell, Clerk to the Board

/tr

cc: County Manager  
Finance  
Budget

**THIRD AMENDMENT TO EXISTING INTERLOCAL AGREEMENT  
FOR STORMWATER EDUCATION AND OUTREACH**

**THIS AMENDMENT** is made and entered into on the date of the last signature below by and between the BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA (hereinafter referred as "County"), the CITY OF CAPE CANAVERAL ("Cape Canaveral"), the CITY OF COCOA ("Cocoa"), the CITY OF COCOA BEACH ("Cocoa Beach"), the TOWN of GRANT-VALKARIA ("Grant-Valkaria"), the CITY OF INDIAN HARBOUR BEACH ("Indian Harbour Beach"), the TOWN OF MALABAR ("Malabar"), the CITY OF MELBOURNE ("Melbourne"), and the CITY OF WEST MELBOURNE ("West Melbourne") (Collectively the "Municipalities").

**WITNESSETH:**

**WHEREAS**, the parties hereto previously entered into an Interlocal Agreement on November 1st, 2011 ("Agreement") for stormwater education and public outreach and the Agreement was subsequently amended on December 11, 2012 and October 10, 2017; and

**WHEREAS**, the parties hereto desire to amend the terms of said Agreement as to Section 5. Allocation of Costs and Exhibit A.

**NOW THEREFORE**, in consideration of the premises and covenants herein contained, it is mutually agreed between the parties as follows:

1. Section 5. ALLOCATION OF COST. a. Program Costs is deleted and replaced with:

The cost for the Education Program will be paid by the County. The Municipalities agree to reimburse the County in accordance with the funding requirement set forth in the Education Program (the "Contribution") and subject to paragraph 7 below. See Amended Exhibit A. Section V. Funding. The annual Contribution for each Municipality is calculated using a minimum base fee of \$173.00 per Deliverable Point. The base fee will be reviewed in June every year and adjusted, if necessary, using the Consumer Price Index (CPI); however, the base fee shall not be less than \$173.00 per Deliverable Point. The net cost contributed by the County, after reimbursement by the

municipalities, is estimated to be \$50,170.00 per contract year. Failure of any Municipality to pay its respective Contribution shall not require the remaining Municipalities to be responsible for paying any portion of the payment that was due from the non-paying Municipality.

2. Section 6. TIMETABLE OF PAYMENTS. is deleted and replaced with:

Full payment will be made on an annual basis and due on September 30 of each year.

3. Exhibit A. Section V. Funding is deleted and replaced with Amended Exhibit A. Section V. Funding, which is attached and incorporated herein.

4. All terms and conditions of the previous Agreement and Amendments, which are incorporated herein by this reference, not inconsistent with the provisions of this Third Amendment shall remain in full force and effect.

**IN WITNESS WHEREOF**, the parties hereunto have set their hands and seals on the date of the last signature below.

ATTEST:

  
Rachel M. Sadoff, Clerk

BOARD OF COUNTY COMMISSIONERS OF  
BREVARD COUNTY, FLORIDA

  
By: Kristine Zonka, Chair



Date: September 13, 2022

(As approved by Board on: Sept. 13  
2022)

Reviewed for legal form and content  
for Brevard County, Florida:

  
Heather A. Balser, Assistant County Attorney

ATTEST:

  
  
\_\_\_\_\_  
DANIEL LEFEVER, DEPUTY CITY CLERK

CITY OF CAPE CANAVERAL

  
\_\_\_\_\_  
Todd Morley, City Manager

As approved by the City Council on 10/18/2022

ATTEST:



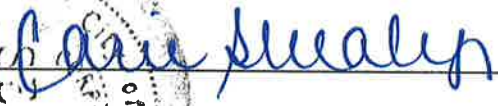
CITY OF COCOA BEACH

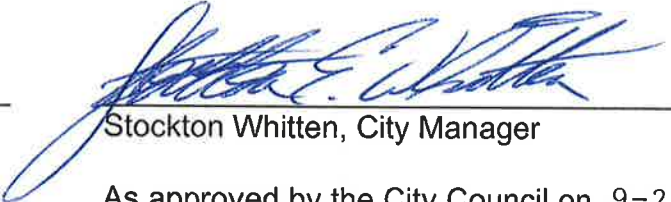
  
Robin R. Hayes, City Manager

As approved by the City Council on 10-20-22

ATTEST:

CITY OF COCOA

  
\_\_\_\_\_  
Carrie Suealy  
City Clerk  
City of Cocoa

  
\_\_\_\_\_  
Stockton Whitten, City Manager

As approved by the City Council on 9-27-2022



ATTEST:

TOWN OF GRANT-VALKARIA



  
\_\_\_\_\_  
Jason Mahaney, Town Administrator

As approved by the Town Council on 10/12/22

ATTEST:

CITY OF INDIAN HABOUR BEACH

Kenn Barrett, Deputy City Clerk

John W. Coffey  
John W. Coffey, City Manager

As approved by the City Council on Oct 11, 2022

ATTEST:

TOWN OF MALABAR



Matt Stinnett, Town Manager

As approved by the Town Council on 10/17/2022



ATTEST:



CITY OF MELBOURNE



Shannon Lewis, City Manager

As approved by the City Council on 10/11/2022



ATTEST:

Cynthia S. Hanson



CITY OF WEST MELBOURNE

Tim Rhode  
Tim Rhode, City Manager

As approved by the City Council on 11/1/2022

**EXHIBIT A. FUNDING**

|   | FUNDING<br>REQUIREMENTS | DELIVERABLE<br>POINTS         |
|---|-------------------------|-------------------------------|
| <b>CONSORTIUM PARTNERS</b>              | <b>\$173/Point</b>      | <b>Deliverable<br/>Points</b> |
| Cape Canaveral                          | \$4,152                 | 24                            |
| Cocoa                                   | \$7,612                 | 44                            |
| Cocoa Beach                             | \$5,190                 | 30                            |
| Grant-Valkaria                          | \$1,730                 | 10                            |
| Indian Harbour Beach                    | \$3,460                 | 20                            |
| Malabar                                 | \$1,384                 | 8                             |
| Melbourne                               | \$32,524                | 188                           |
| West Melbourne                          | \$8,304                 | 48                            |
| <b>TOTAL FOR PARTICIPATING AGENCIES</b> | <b>\$64,356</b>         |                               |
|   |                         |                               |
| Brevard County (Consortium Lead)        | \$50,170                |                               |

**DELIVERABLE**

|                                       |
|---------------------------------------|
| A. Adult Education Program            |
| B. School Age Education Program       |
| C. General Public Programs            |
| D. Special Event Representation       |
| E. Storm Drain Marking                |
| F. Alternative Programs, as requested |