

AGENDA

MEETING OF THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS
GOVERNING BOARD OF THE BREVARD MOSQUITO CONTROL DISTRICT
GOVERNING BOARD OF THE BAREFOOT BAY WATER AND SEWER DISTRICT
Government Center Commission Room, Building C
2725 Judge Fran Jamieson Way
Viera, Florida

July 12, 2016

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 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 CHAIRMAN TO DETERMINE THE TIME LIMIT ON COMMENTS UNDER PUBLIC COMMENT.

9:00 a.m. CALL TO ORDER

INVOCATION BY: Chaplain Chip Hanson, Brevard Veterans Council and Veterans Memorial Center (District 2)

PLEDGE OF ALLEGIANCE: Commissioner Curt Smith, District 4

MINUTES FOR APPROVAL: March 31, 2016 Workshop Meeting Minutes, April 19, 2016 Regular Meeting Minutes, May 3, 2016 Regular Meeting Minutes, and May 26, 2016 Zoning Meeting Minutes

I. RESOLUTIONS, AWARDS AND PRESENTATIONS (LESS THAN 5 MINUTES)

- A. Acknowledgement, Re: UF/Brevard Extension 2016 4-H Youth Tropicana Speech Contest Winners
- B. Resolution, Re: Proclaiming the Month of July 2016, as Parks and Recreation Month in Brevard County (District 2)
- C. Presentation, Re: Recognizing Parks and Recreation Employee, Eddie Reininger, for His Heroic Actions in Halting a Purse Snatcher

I. RESOLUTIONS, AWARDS AND PRESENTATIONS (CONTINUED)

- D. Resolution, Re: Proclaiming the Week of July 17-23, 2016, as Pretrial, Probation, and Parole Supervision Week in Brevard County (District 5)
- E. Resolution, Re: Recognizing Janet Seigler Campbell, in Memory of Her Life of Strength and Selfless Service (District 1)
- *F. Resolutions, Re: Recognizing Boy Scout Troop 224 (District 4)
- *G. Resolution, Re: Recognizing Pastor Major Rollins (District 2)

II. CONSENT AGENDA (The entire Consent Agenda will be passed in one motion to include everything under Section II.)**A. Development and Environmental Services Group****Natural Resources Management Department**

- 1. Approval, Re: Memorial Medical Center Parcel – No Further Actions with Conditions (Parcel ID: 21-35-28-00-00760.0-0000.00) (Deed Restriction)
- 2. Approval, Re: Feguer Property – No Further Action with Conditions (Parcel ID: 21-35-28-00-254) (Deed Restriction)
- 3. Approval, Re: Waring Property – No Further Action with Condition (Parcel ID: 21-35-28-00-00257.0-0000.00, Western Portion of Parcel ID: 21-35-28-00-00256.0-0000.0, and Southern Portion of Parcel ID: 21-35-29-00-00009-0000.00) (Deed Restriction)
- 4. Agreement with University of Central Florida (UCF), Re: Shoreline Survey and Mapping in the Indian River Lagoon (IRL) (Fiscal Impact: \$15,000, No General Fund Impact)
- 5. Execution and Release of Hold Harmless Agreement, Re: Knight Enterprises and Brevard County Mosquito Control District
- *6. (Moved to Item VI.A.1.)
- 7. Permission to Bid, Award, and Execute Lease Agreement, Re: 128+/- Acres to be Used for Cattle Grazing (District 4)

Planning and Development Department

- 8. Approval, Re: Renewal of Policy BCC-45, Initiation and Development of New or Amended Ordinances

II. CONSENT AGENDA (CONTINUED)**A. Development and Environmental Services Group (continued)**

9. Approval, Re: Renewal of Policy BCC-51, Zoning Actions and Findings of Fact
10. Approval, Re: Renewal of Policy BCC-52, Approval of Binding Development Plans
11. Approval, Re: Renewal of Policy BCC-82, Continued Use of Temporary Residence After Issuance of Certificate of Occupancy
12. Binding Development Plan, Re: Elinor Garrison (Father Edward Sorin Real Estate Trust) (District 2)
13. Binding Development Plan, Re: Braveheart Properties of Brevard, Inc. (District 2)
14. Final Plat and Contract Approval, Re: Trasona Phase 3 Subdivision - The Viera Company (District 4)
15. Waiver of Parking Requirements, Re: Artistry at Viera - Stantec Consulting Services, Inc. (District 4)

Public Works Department**Solid Waste Management Department****Utility Services Department****Valkaria Airport**

16. Resolution and Large Hangar Lease Agreement, Re: Authorizing the County Manager or His Designee to Execute

B. Community Services Group**Housing and Human Services****Library Services Department****Parks and Recreation Department**

1. Approval, Re: Naming the North Pavilion at Mitchell Ellington Park (Fiscal Impact: Approval of this Action will Result in a \$200 Impact to the Central Area Parks Operations Budget for the Sign and Installation) (District 2)

II. CONSENT AGENDA (CONTINUED)**B. Community Services Group (continued)**

2. Ratification Resolutions and Lease Agreements, Re: Progressive Action Society, Inc., Titusville Area Model Railroad Club, Inc., and Shining Stars Learning Center at the Gibson Complex and Gym (District 1)
3. Two Interlocal Agreements with the City of Titusville, Re: Fiscal Participation in the Construction of a Splash Park at Sand Point Park; and Permission to Construct a BMX Track at Marina Park (District 1) (Fiscal Impact: Payment to the City of Titusville in the Amount of \$35,000)
4. Resolution and Lease Agreement, Re: The Christian Life Center of Titusville, Inc. (District 1) (Fiscal Impact: Annual Revenue Collection of \$30,000 from Lease Payments)

Tourism**Transit Services Department****University of Florida; Brevard County Extension****C. Public Safety and Support Services Group****Central Services**

1. Renewal of Existing Agreement with PFM Asset Management, LLC, Re: Investment Advisor Services (Fiscal Impact: \$100,000)
2. Approval, Re: Revision of Policy BCC-26, Acquisition of Consultant Professional Services

Emergency Management

3. Resolution, Re: Adoption of Brevard County's Comprehensive Emergency Management Plan (CEMP)
4. Interlocal Agreements with Municipalities in Brevard County, Re: Outlining Addressing Requirements for Public Safety Purposes, and Providing the Ability to Transfer Addressing Responsibilities to the County for an Annual Fee

Fire Rescue

5. Approval, Re: Purchase of One Replacement Ambulance

II. CONSENT AGENDA (CONTINUED)**C. Public Safety and Support Services Group (continued)****Human Resources****Information Technology****SCGTV****D. Administrative Services Group****Budget**

1. Approval, Re: Budget Change Requests
2. Approval, Re: Certifications of Local Option Gas Tax (LOGT) Percentages Allocations
3. Acknowledgement, Re: FY 2017 Proposed Budget for Baytree Community Development District
4. Acknowledgement, Re: FY 2017 Proposed Budget for Montecito Community Development District
5. Acknowledgement, Re: FY 2017 Proposed Budget for Viera Stewardship Community Development District
6. Acknowledgement, Re: FY 2017 Proposed Budget for Heritage Isle at Viera Community Development District
7. Acknowledgement, Re: FY 2017 Proposed Budget for Viera East Community Development District
8. Acknowledgement, Re: Receipt of FY 2014-2015 City of Melbourne Community Redevelopment Agency Annual Report for the Fiscal Year Ending September 30, 2015
9. Acknowledgement, Re: Receipt of Annual Audited Financial Statements of the Titusville-Cocoa Airport Authority for FY 2014-2015

County Attorney**County Manager**

10. Audit Committee's Acceptance, Re: Purchasing Card, Economic Development Commission-Grant Compliance, Public Works-Road Construction Monitoring Assistance, Road and Bridge iMaint Audit Reports, and the Accounts Payable and Cash Reconciliation Cycle Audit Reports

II. CONSENT AGENDA (CONTINUED)D. Administrative Services Group (continued)**Miscellaneous**

11. Permission to Apply and Accept, Re: FY 2016 Edward Byrne Memorial Justice Assistance Grant – Local Solicitation
12. Appointments, Reappointments, Re: Citizen Advisory Boards
13. Approval, Re: Billfolder

III. PUBLIC COMMENTS (30 minutes)**IV. PUBLIC HEARINGS**

- A. Resolution, Re: Petition to Vacate Public Drainage Easement – Kings Road - “Replat of Port St. John Valley Camp Sites, Inc.” – Cocoa – Stephen and Diana Trout – Jeffrey and Susan DeLoche (District 1) (Fiscal Impact: Petitioners Paid \$640 Vacating Application Fee)
- B. Resolution, Re: Petition to Vacate Partial Public Utility and Drainage Easement – “Port St. John Unit Eight” – Cocoa – Justin Stevens (District 2) (Fiscal Impact: Petitioner Paid \$640 Vacating Application Fee)
- C. Resolution, Re: Petition to Vacate Part of an Unnamed 20.0 Foot Wide Public Right-of-Way – Plat of “Sherwood Forrest” – Merritt Island – Ruth Little (District 2) (Fiscal Impact: Petitioner Paid \$640 Vacating Application Fee)
- D. Ordinance, Re: Amending Section 62-102 to Create an Administrative Approval Provision for the Division of a Parcel of Land Into a Maximum of Two Flag Lots
- *E. Resolution and Exchange Agreement with Holy Trinity Episcopal Academy, Inc., Re: Pineda Causeway Grade Change Project (District 4) (Fiscal Impact: \$185,000)

V. UNFINISHED BUSINESS

- A. Resolution, Re: Denying Rezoning Request from SEU to AU, for Mark and Kathleen Nathan
- *B. Board Approval, Re: Take Legal Action Against Eric and Amanda Obloy

VI. NEW BUSINESS**A. Development and Environmental Services Group**

- *1. Project Agreements with the Department of the Army, Re: Construction of the Brevard County Shore Protection Project North and South Reaches, and Mid Reach (Districts 2, 3, 4, and 5) (Moved from II.A.6)
- *2. Approval, Re: Mosquito Control Tentative Detailed Work Plan Budget for FY 2016-2017

B. Community Services Group**C. Public Safety and Support Services Group**

- *1. Approval, Re: Renewal of Contract for E-911 System

D. County Attorney

- *1. Acknowledge and Reject Offer of Judgment, Re: Brevard County v. B. West Townhouses, Ltd., Case No. 05-2013-CA-025677
- *2. Acknowledge and Reject Offer of Judgment, Re: Brevard County v. Amy Fineberg, et al
- *3. Board Consideration, Re: Options for Representation of the County, Including Retaining Outside Counsel, in the Case of Richard Pierce, an Individual, and Brevard County Professional Firefighters, Local 2969, International Association of Firefighters, Inc., a Florida Non-Profit Corporation v. Board of County Commissioners of Brevard County, a Home Rule Charter County of the State of Florida

E. County Manager

- *1. Acknowledgement, Re: FY 2014-2015 Annual Financial Audit Report for the Heritage Isle At Viera Community Development District

F. Miscellaneous

- *1. Acknowledgement, Re: Brevard County Comprehensive Annual Financial Report for the Fiscal Year Ended September 30, 2015

VII. PUBLIC COMMENTS (Comments may not address subsequent Agenda Items. Speakers are allowed 3 minutes.)

VIII. BOARD REPORTS AND PRESENTATIONS (MORE THAN 5 MINUTES)

- A. Stockton Whitten, County Manager
- B. Scott Knox, County Attorney
- C. Robin Fisher, District 1 Commissioner
- D. Trudie Infantini, District 3 Commissioner
- E. Andy Anderson, District 5 Commissioner
- F. Curt Smith, District 4 Commissioner/Vice Chairman
- G. Jim Barfield, District 2 Commissioner/Chairman

HISTORIC BREVARD

Although they kept no set schedule, trade boats that were literally floating stores traveled the county waterways between landings, selling goods for cash or produce and providing occasions for socializing with neighbors along the way.

HISTORICAL FACTS PROVIDED BY THE BREVARD COUNTY HISTORICAL COMMISSION



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 Bright House Networks Cable Channel 499, Comcast (North Brevard) Cable Channel 51, and Comcast (South Brevard) Cable Channel 13. 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.scgtv.org>. The Advanced Agenda may be viewed at: www.brevardclerk.us

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.