



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, April 19, 2022

**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 AM**

**B. INTENTIONALLY OMITTED**

**C. PLEDGE OF ALLEGIANCE: Commissioner John Tobia, District 3**

**D. MINUTES FOR APPROVAL:**

**E. RESOLUTIONS, AWARDS AND PRESENTATIONS**

**E.1.** Resolution recognizing April 30th 2022 as Therapy Animal Day

**E.2.** Proclaiming May 2022 as Older Americans Month - District 5

**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.** First Amendment to the Professional Engineering Services Contract between Brevard County and Environmental Consulting and Technology, Inc. (ECT)

- F.2.** Time extension Amendment for the Save Our Indian River Lagoon St. Johns River Water Management District Crane Creek / M-1 Canal Flow Restoration Project (District 5)

**Planning and Development**

- F.3.** Final Plat and Contract Approval, Re: Adelaide Phase 6A  
Developer: The Viera Company                      District 4
- F.4.** Acceptance, Re: Binding Development Plan with Justin M. Falscroft (District 1)
- F.5.** Final Plat and Contract Approval, Re: Reeling Park South, Phase 4  
Developer: The Viera Company    District 4
- F.6.** Acceptance, Re: Binding Development Plan with DeRosa Holdings, Inc. (District 2)

**Public Works Department**

- F.7.** Approval, Re: Resolution and Easement (Business) from Brevard County to Florida Power and Light for Lift Station W09 - District 2.
- F.8.** Approval, Re: Dedication of: 1) Warranty Deed and Bill of Sale from D.R. Horton, Inc. for Tract U of the Adamson Creek Phase One-C Subdivision for Lift Station W11 and 2) Quit-Claim Deed for Tract U from Adamson Creek Homeowners Association, Inc. - District 1.
- F.9.** Approval, Re: Donation of Drainage Easement from South Indian River Isles Homeowners Association, Inc., Required by Right of Way Permit for the Zone C Indian River Isles Septic to Sewer Project- District 2.

**Public Safety Group**

**Fire Rescue**

- F.10.** Approval, Re: First Amendment to the existing Service Agreement for Fire Protection / Emergency Services with Merritt Island Volunteer Fire Department (MIVFD).

**Administrative Services Group**

**County Attorney**

- F.11.** Request for Special Meeting for an Executive Session: Paul Bross, as successor in interest to (Eric and Amanda Obloy, Bambino Land Trust dated 6-19-19) v. Brevard County, Florida, Case Number 05-2019-CA-035542-XXXX-XX.

**County Manager**

- F.12.** Approval of revisions to BCC-31 Sunset Review of Programs, Services, Ordinances, Policies and Administrative Orders. Authorize the Chair to sign the revised BCC-31.

Miscellaneous

- F.13.** Precinct Boundaries - Altered and Added (Chapter 101.001(1)F.S.)

- F.14.** Bill Folder

**G. PUBLIC COMMENTS**

**H. PUBLIC HEARINGS**

- H.1.** Public Hearing, Re: Wireless Telecommunications Facilities Ordinance (Final Reading)

- H.2.** Proposed Amendment to Brevard County Code of Ordinances, Section 74, Article VI Brevard County Code, pertaining to restrictions for sexual offenders and sexual predators.

**I. UNFINISHED BUSINESS**

- I.1.** Non- Mandatory Advisory Board Discussion

- I.2.** Consideration of Solid Waste Management Department's Proposed Disposal Assessment Rates, Five-Year Capital Improvement Program and Financing Plan

- I.3.** Non-Mandatory Advisory Board Uniformity Ordinance

- I.4.** AO-47, The Coordination of Public Records Request

**J. NEW BUSINESS**

Miscellaneous

- J.1.** Emergency Medical Services Review Committee and the Emergency Medical Services Advisory Council

Add Ons

**K. PUBLIC COMMENTS**

**L. BOARD REPORTS**

- L.1.** Frank Abbate, County Manager

- L.2. Abigail Jorandby, County Attorney
- L.3. Rita Pritchett, Commissioner District 1
- L.4. John Tobia, Commissioner District 3
- L.5. Curt Smith, Commissioner District 4, Vice Chair
- L.6. Kristine Zonka, Commissioner District 5, Chair

\*\* Executive Session at Noon or at the end of the regular meeting of the Board of County Commissioners, whichever ever comes first, the Brevard County Board of County Commissioners will meet for the purpose of discussing settlement negotiations and/or strategy related to litigation in the case of Rachel M. Sadoff, in her official capacity as Brevard County Clerk of the Circuit Court and Comptroller v. Board of County Commissioners of Brevard County, Florida, a political subdivision of the State of Florida, Case Number 05-2019-CA-058736-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 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 pink card asking to be heard. Any speaker not heard during the first thirty minute segment will be heard during a second public comment segment held at the conclusion of business specified on the regular Commission agenda. Individuals may not speak under both the first and second public comment period. 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.