



Regular/Tentative Millage

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, July 20, 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 Kristine Zonka, District 5**
- D. MINUTES FOR APPROVAL: February 9, 2021 Regular; May 18, 2021 Regular; May 27, 2021 Zoning**
- E. RESOLUTIONS, AWARDS AND PRESENTATIONS**
 - E.1. Resolution acknowledging Pretrial, Probation, and Parole Supervision Week**
- 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: Termination of Interlocal Agreement between the City of Satellite Beach and the Brevard County for Review and Approval of Building Permits.**

Public Works Department

- F.2** Approval, Re: Donation of Utility Easement from Kiwi Tennis Club, LLC, for the Lift Station S-27 Rehabilitation/Reconstruction Project - District 4.
- F.3** Approval Re: Interlocal Agreement with the School Board of Brevard County for School Access and Site Improvements - All Districts
- F.4.** Moved to Unfinished Business I.3

Community Services Group

Parks and Recreation Department

- F.5.** Approval, Re: Property Access License Contract with Beyel Brothers, Inc. - Port St. John Boat Ramp (District 1)
- F.6.** Approval, Re: Caretaker Services Contract (District 2)
- F.7.** Approval, Re: Resolution and Lease at Cuyler Park (District 1)

Support Services Group

Budget

- F.8.** Certification of Local Option Tax (LOGT) Percentages Allocations
- F.9.** Approval of Budget Change Requests

Human Resources

- F.10.** Group Health Insurance: Selection of UMR as Replacement for Health First Health Plans as Third-Party Administrator for options provided in the Self-Insured Group Health Plan eff. 01/01/2022

Administrative Services Group

Miscellaneous

- F.11.** Appointments to Brevard Workforce Development, Inc. Board of Directors dba CareerSource Brevard
- F.12.** 2021-2022 Annual Budget Resolution, Re: Brevard Workforce Development Board, Inc. dba CareerSource Brevard
- F.13.** Resolution supporting the "Kurt Echin Memorial Trail," District 2
- F.14** Appointment(s) / Reappointment(s)

G. PUBLIC COMMENTS

H. PUBLIC HEARINGS

- H.1.** Permission to Participate in and Accept the two 2022 Edward Byrne Memorial Justice Assistance Grants
- H.2.** Public Hearing, Re: Substantial Amendment to the Fiscal Year 2019-2020 Action Plan for Additional Community Development Block Grant - Coronavirus (CDBG-CV) Funds
- H.3.** Final Public Hearing and Approval of the Fiscal Year 2021-2022 HOME Investment Partnerships Program Consortium Annual Action Plan
- H.4.** An Ordinance Rescinding Selected Companies' Economic Development Ad Valorem Tax Exemptions
- H.5.** Adoption of Proposed FY 2021-2022 Ad Valorem Millages

I. UNFINISHED BUSINESS

- I.1.** Request for temporary reduction in rent payments RE: Complex Cafes at the Brevard County Government Center - Viera and the Harry T. & Harriette V. Moore Justice Center
- I.2.** County Attorney Recruitment
- I.3.** Approval Re: Access Route to Grissom Parkway- District 1

J. NEW BUSINESS

Development and Environmental Services Group

- J.1.** Waiver of Subdivision Perimeter Buffer, Re: Ivey Cove (21WV00008) (District 1)
Developer: Ivey Cove, LLC.

Community Services Group

- J.2.** Staff Direction: Background Investigation Screenings for Parks and Recreation Department Recreation Partners, Recreation Instructors and Volunteers

Support Services Group

- J.3.** Brevard County receipt of \$58,460,088 from the Coronavirus State Fiscal Recovery Fund (CLFRF) under the American Rescue Plan Act (ARPA).

Miscellaneous

- J.4.** Repealing Resolution 18-040, the Implementing Legislation for the Property Assessed Clean Energy (PACE) Program in Brevard County
- J.5.** Financial Incentive For Resident Reporting of Waste Management Missed Pickups

Add Ons

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

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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.

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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 2021-07-20 9:00 AM -
REGULAR/TENTATIVE MILLAGE
2725 Judge Fran Jamieson Way
Viera, FL, 32940
Regular Agenda
Tuesday, July 20, 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 a.m.

B. INTENTIONALLY OMITTED

C. PLEDGE OF ALLEGIANCE: Commissioner Kristine Zonka, District 5

D. MINUTES FOR APPROVAL: February 9, 2021 Regular; May 18, 2021 Regular; May 27, 2021 Zoning

E. RESOLUTIONS, AWARDS AND PRESENTATIONS

E.1. 3077 Resolution acknowledging Pretrial, Probation, and Parole Supervision Week

It is requested that the Board approve a Resolution acknowledging Pretrial, Probation, and Parole Supervision week.

Legislation Text

Pretrial, Probation, and Parole Supervision Week.pdf

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. 3141 Approval Re: Termination of Interlocal Agreement between the City of Satellite Beach and the Brevard County for Review and Approval of Building Permits.

Planning and Development

It is requested the Board of County Commissioners consider approval of the Termination of Interlocal Agreement between the City of Satellite Beach and Brevard County, and authorize the Chair to execute the agreement.

[Legislation Text](#)

[Tortoise Island Agreement.pdf](#)

[Tortoise Island 1978 Agreement.pdf](#)

Public Works Department

- F.2 3119 Approval, Re: Donation of Utility Easement from Kiwi Tennis Club, LLC, for the Lift Station S-27 Rehabilitation/Reconstruction Project - District 4.

Public Works Department

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

[Legislation Text](#)

[S-27 LS_Kiwi Tennis Club Agenda Documents rv.pdf](#)

- F.3 3123 Approval Re: Interlocal Agreement with the School Board of Brevard County for School Access and Site Improvements - All Districts

Public Works Department

It is requested the Board of County Commissioners: 1) approve and authorize the Chair to execute the Interlocal Agreement with the School Board of Brevard County for School Access and Site Improvements; 2) delegate the authority to the Public Works Director to execute Purchase Orders, Change Orders, and other necessary contract-related documents associated with this action; and 3) approve any necessary Budget Change Requests.

[Legislation Text](#)

[Contract Review and Approval Form.pdf](#)

[Interlocal Agreement School Access and Site Improvements.pdf](#)

- F.4. 3135 Approval Re: Access Route to Grissom Parkway for Florida Space

Needle, LLC - District 1**Public Works Department**

It is requested the Board of County Commissioners approve the access route to Grissom Parkway for Florida Space Needle, LLC along the 100-foot wide drainage canal right-of-way as conceptually depicted in Attachment A.

Legislation TextAttachment A Access Route.pdfAttachment B Stipulated Settlement Agreement.pdf**Community Services Group****Parks and Recreation Department****F.5. 3115 Approval, Re: Property Access License Contract with Beyel Brothers, Inc. - Port St. John Boat Ramp (District 1)****Parks and Recreation Department**

It is requested the Board of County Commissioners approve and authorize the Parks and Recreation Director to execute a Property Access License Contract and any renewals with Beyel Brothers, Inc.

Legislation TextBeyel Brothers Property Access License Contract.pdfBeyel Brothers Risk Management ApprovalBeyel Brothers County Attorney Approval**F.6. 3122 Approval, Re: Caretaker Services Contract (District 2)****Parks and Recreation Department**

It is requested the Board of County Commissioners approve the selection and award a Caretaker Services Contract to Tim Herbener at McLarty Park, Rockledge, FL. It is further requested the Board of County Commissioners authorize the Parks and Recreation Director to execute the contract, execute subsequent renewals and future amendments to incorporate standard contract clauses upon County Attorney and Risk Management approval.

Legislation TextCaretaker Services Contract @ McLartyTim Herbener Caretaker Approvals**F.7. 3134 Approval, Re: Resolution and Lease at Cuyler Park (District 1)**

Parks and Recreation Department

It is requested the Board of County Commissioners approve and authorize the Chair to execute a Resolution and Lease with The Pillar of Hope Worldwide Outreach Inc.

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

Legislation Text

Pillar of Hope Resolution & Lease

Pillar of Hope Lease Approvals

Pillar of Hope Proposal

Pillar of Hope Press Release

Support Services Group

Budget

F.8. 3143 Certification of Local Option Tax (LOGT) Percentages Allocations

It is requested the Board of County Commissioners certify the revenue percentage allocations and authorize the Clerk's Finance Department to submit the allocations to the Florida Department of Revenue (DOR).

Legislation Text

LOGT 2021 Allocations.pdf

F.9. 3146 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 7-20-21.pdf

Human Resources

F.10. 3132 Group Health Insurance: Selection of UMR as Replacement for Health First Health Plans eff. 01/01/2022

That the Board of County Commissioners approve the Employee Benefits Insurance Advisory Committee (EBIAC) recommendation of UMR (The Third-Party Administrator for United Health Plans) to replace Health First Health Plan effective 01/01/2022 and allow the Human Resources Director to execute all documents necessary to bind this coverage effective 01/01/2022

Legislation Text

Administrative Services Group

Miscellaneous

F.11.3126 Appointments to Brevard Workforce Development, Inc. Board of Directors dba CareerSource Brevard

County Manager

It is requested that the Brevard County Board of County Commissioners approve the following reappointments to the CareerSource Brevard Board of Directors. Each appointment is three years through June 30, 2024. The business appointments include: Lloyd Gregg, Mike Menyhart, and Travis Mack. Appointments for additional mandated seats include Dr. Mark Mullins, Wayne Olson, Amar Patel.

[Legislation Text](#)

[072021_Career Source Appt.pdf](#)

F.12.3127 2021-2022 Annual Budget Resolution, Re: Brevard Workforce Development Board, Inc. dba CareerSource Brevard

County Manager

CareerSource Brevard requests the adoption of the 2021-2022 Annual Budget Resolution for CareerSource Brevard and authorization for the Chair to execute the resolution.

[Legislation Text](#)

[Career Source Budget.pdf](#)

[Career Source Resolution.pdf](#)

F.13.3148 Resolution supporting the "Kurt Eichin Memorial Trail," District 2

Passage of attached resolution.

[Legislation Text](#)

[Resolution - Kurt Eichin Memorial Trail.docx](#)

[Kurt Eichin Memorial Trail map.pdf](#)

F.14 3152 Appointment(s) / Reappointment(s)

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

[Legislation Text](#)

[072021_D2 Appt Bologna.docx](#)

G. PUBLIC COMMENTS

H. PUBLIC HEARINGS

H.1. 3101 Permission to Participate in and Accept the two 2022 Edward Byrne Memorial Justice Assistance Grants

County Manager

It is requested that the Board of County Commissioners (1) grant permission to participate in and accept the 2022 direct and county-wide Edward Byrne Memorial Justice Assistance Grant applications and awards; (2) designate the Brevard County Sheriff's office as the Point of Contact and authorize the Sheriff or his designee to sign the Applications for Federal Assistance SF-424 form; (3) authorize the Chair to execute the necessary contractual agreements, modifications and amendments and (4) authorize the County Manager to execute necessary budget change requests.

Legislation Text

Backup for BCSO July 20th Agenda Item.pdf

H.2. 3107 Public Hearing, Re: Substantial Amendment to the Fiscal Year 2019-2020 Action Plan for Additional Community Development Block Grant - Coronavirus (CDBG-CV) Funds

Housing and Human Services

It is requested that the Board of County Commissioners (1) hear and consider input from the public regarding the Substantial Amendment, (2) approve the Substantial Amendment, (3) authorize the County Manager to sign all documents related to the Substantial Amendment, (4) approve Public Service Activity Priorities; (5) authorize the Housing and Human Services Department to conduct a Request for Proposal (RFP) process; (6) authorize the Community Development Block Grant Citizens Advisory Committee as the selection committee to provide funding recommendations; (7) authorize the County Manager or his designee to sign contractual agreements, modifications, and amendments for recommended RFP services upon approval of the County Attorney and Risk Management; and, (8) authorize the County Manager to execute all necessary budget change requests.

Legislation Text

Substantial Amendment (27 jun 21).docx

CDBG-CV Waivers and Guidance.pdf

Notice of Public Hearing and Public Review 07.02.21.docx

H.3. 3124 Final Public Hearing and Approval of the Fiscal Year 2021-2022 HOME Investment Partnerships Program Consortium Annual Action Plan

It is requested that the Board of County Commissioners (1) conduct the second and final Public Hearing; (2) approve the Fiscal Year 2021-2022 Annual Action Plan; authorize the Chair to execute the required certifications and SF-424 Applications for Federal

Assistance from the United States Department of Housing and Urban Development; (4) authorize the County Manager or his designee to execute the Community Development Block Grant Program and HOME Investment Partnerships Program Grant Agreements and Disbursement Agreements with the four Brevard County HOME Consortium member cities upon approval from the United States Department of Housing and Urban Development; (5) authorize the County Manager or his designee to sign contractual agreements, modifications, and amendments for projects identified in the Action Plan (including any associated budgetary changes) after approval from Risk Management and the County Attorney's Office; (6) authorize the Housing and Human Services Department, as contract administrators, to use competitive processes to secure contractors to complete proposed projects and services, and (7) authorize the County Manager to execute all necessary budget change requests.

Legislation Text

Public Notice Annual Action Plan.docx

Action Plan.docx

Certifications.pdf

SF424 HOME Investment Partnerships Program.pdf

SF424 Community Development Block Grant.pdf

SF424B HOME Investment Partnerships Program.pdf

SF424B Community Development Block Grant.pdf

SF424D HOME Investment Partnerships Program.pdf

SF424D Community Development Block Grant.pdf

H.4. 3144 An Ordinance Rescinding Selected Companies' Economic Development Ad Valorem Tax Exemptions

It is recommended that the Board of County Commissioners adopt a Ordinance rescinding Economic Development Ad Valorem Tax exemption for selected companies that no longer qualify for the County's program.

Legislation Text

Ordinance to Revoke Ad Valorem Tax Exemptions.pdf

H.5. 3147 Adoption of Proposed FY 2021-2022 Ad Valorem Millages

It is requested that the FY 2021-2022 Proposed Millages be approved for the purpose of notification to taxpayers by the Brevard County Property Appraiser. It is also recommended that the County Manager be instructed to complete the Florida Department of Revenue's Certifications of Taxable Value, Forms DR-420.

Legislation Text

.FY 2021-2022 Proposed Ad Valorem Millages

I. UNFINISHED BUSINESS

- I.1. 3129 Request for temporary reduction in rent payments RE: Complex Cafes at the Brevard County Government Center - Viera and the Harry T. & Harriette V. Moore Justice Center

It is requested that the Board of County Commissioners consider and act on a request from Mr. Steven Powers, Owner and Operator of the Caf?s located at the Harry T. & Harriette V. Moore Justice Center and Brevard County Government Center-Viera. Mr. Powers is requesting a temporary reduction from \$1,200 down to \$600 in rent payments through December 31, 2021.

Legislation Text

- I.2. 3156 Placeholder: re: County Attorney Recruitment

County Manager

Legislation Text

J. NEW BUSINESS

Development and Environmental Services Group

- J.1. 2869 Waiver of Subdivision Perimeter Buffer, Re: Ivey Cove (21WV00008) (District 1)
Developer: Ivey Cove, LLC.

Planning and Development

The Board is requested to consider the applicant's waiver request to Section 62-2883(d) that requires an undisturbed 15-foot perimeter buffer tract along all boundaries of a residential subdivision.

Legislation Text

Application

Buffer Waiver Narrative

Perimeter Buffer Waiver Plan

Location Map

Community Services Group

- J.2. 3137 Staff Direction: Background Investigation Screenings for Parks and Recreation Department Recreation Partners, Recreation Instructors and Volunteers

It is requested that the Board of County Commissioners provide direction to staff

regarding Background Investigation Screenings for Parks and Recreation Department
Recreation Partners, Recreation Instructors and Volunteers

Legislation Text

AO-05.pdf

Parks Affidavit Exhibit A.pdf

Support Services Group

- J.3. 3155 Brevard County receipt of \$58,460,088 from the Coronavirus State Fiscal Recovery Fund (CLFRF) under the American Rescue Plan Act (ARPA).

County Manager

It is requested that the Board of County Commissioners discuss and provide direction concerning the framework being initially recommended by staff relating to the allocation of ARPA resources and authorize expenditure of CLFRF funding by the County on qualified expenditures through December 30, 2026. Staff is also requesting Board direction concerning development and implementation of other potential programs eligible for reimbursement and authorize the County Manager to approve all necessary Budget Change Requests.

Legislation Text

Staff Report July 20 2021.pdf

Utility Services_ARAP funding consideration 7_9_2021.xlsx

Miscellaneous

- J.4. 3142 Repealing Resolution 18-040, the Implementing Legislation for the Property Assessed Clean Energy (PACE) Program in Brevard County

Board adoption of attached resolution repealing the implementation of the PACE program

Legislation Text

Pace Repeal.docx

- J.5. 3153 Financial Incentive For Resident Reporting of Waste Management Missed Pickups

Authorize staff to create and implement a program, with formalized procedures, incentivizing reporting of future solid waste collection issues and delays with payments to parties reporting legitimate complaints. Direct staff to verify, claim, and withhold the maximum justifiable liquidated damage value allowable under the County's contract with Waste Management until further direction from the BoCC. Lastly, authorize the Chair to execute all documents necessary to effectuate these directives.

Legislation Text

[Waste Management Verified Missed Pickups.pdf](#)

[100120_J 1 Agenda.pdf](#)

[Legislation Text - 2021-07-13T092750.416.pdf](#)

Add Ons

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

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