



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

New Business - Development and Environmental Services Group

J.2.

11/18/2025

Subject:

Approval Re: State of Florida Department of Transportation - State Road 405 Landscaping Termination Agreements - District 1

Fiscal Impact:

The estimated cost associated with the landscaping removal is \$146,554 and will be funded from the Road and Bridge District 1 Municipal Services Taxing Unit (MSTU). The avoidance of reinstalling the landscaping will save an estimated \$1,000,000 and approximately \$18,000 in recurring annual maintenance costs.

Dept/Office:

Public Works Department/Finance and Contracts Administration

Requested Action:

It is requested that the Board of County Commissioners:

1. Approve and authorize the Chair to execute the State Road 405 Landscaping Termination Agreements and Resolutions.
2. Authorize the County Manager to execute all other project-related documents and/or required changes contingent upon County Attorney, Risk Management, and Purchasing Services review and approval.
3. Authorize the County Manager to execute all necessary budget amendments (BCRs).

Summary Explanation and Background:

Joint Participation Agreements provide partial funding from FDOT to requesting jurisdictions, in this case the County, in order to help offset initial installation costs for desired improvements. However, all recurring maintenance, repair, and upgrades fall completely on the County in perpetuity or until the agreements are mutually terminated. All improvements were on State Road 405 of which the County has no responsibility otherwise to maintain and funding comes out of limited Municipal Service Taxing Unit revenue, thereby competing with more pressing priorities for its own roads, bridges, and drainage systems. Brevard County and the State of Florida Department of Transportation (FDOT) entered into the following agreements pertaining to landscaping of portions of State Road 405, generally from SR 407 and US 1 as outlined below:

1. Memorandum of Agreement - Florida Highway Beautification Council Grant for Landscaping Construction and Maintenance for State Road 405 - AN053 (FM #413698-8-74-01) dated December 23, 2002;
2. Joint Participation Agreement for Landscaping Improvements on State Road 405 at the Intersection of State Road 407 - ANH15 (FM #416386-1-58-01) dated December 31, 2003;
3. Joint Participation Agreement for Landscaping Improvements on State Road 405 from Sisson Road to

TICO Road - ANM55 (FM #416585-1-58-01) dated July 19, 2004.

FDOT notified the County that previously installed landscaping exceeded current safety standards and needed rehabilitation. Upon review, the County removed much of the landscaping while it considered its options. The County has since determined that the Agreements are no longer in its best interest and desires to terminate the Agreements because rehabilitation is cost prohibitive, estimated at \$1M. Per the Termination Agreement language, the County is obligated to remove landscaping from all medians; regrade the medians to achieve positive drainage flow and sod all disturbed areas; remove and cap all irrigation facilities; remove water meters, irrigation pumps and other devices connected to the irrigation system. FDOT will re-assume maintenance of the medians within the limits of the Termination Agreements upon final acceptance of the work specified above.

Clerk to the Board Instructions:

Please return the fully executed Termination Agreements and Resolutions to the Public Works Department.

**BREVARD COUNTY
BOARD OF COUNTY COMMISSIONERS**

CONTRACT REVIEW AND APPROVAL FORM

SECTION I - GENERAL INFORMATION

1. Contractor: State of Florida Department of Transportation		2. Amount:	
3. Fund/Account #:		4. Department Name: Public Works	
5. Contract Description: SR-405 Landscape Memorandum of Agreement Termination (FM #413698-8-74-01)			
6. Contract Monitor: Suzanne Reider		8. Contract Type: INTERGOVT/STATE	
7. Dept/Office Director: Marc Bernath			
9. Type of Procurement: Other			

SECTION II - REVIEW AND APPROVAL TO ADVERTISE

APPROVAL

<u>COUNTY OFFICE</u>	<u>YES</u>	<u>NO</u>	<u>SIGNATURE</u>
User Agency	<input type="checkbox"/>	<input type="checkbox"/>	_____
Purchasing	<input type="checkbox"/>	<input type="checkbox"/>	_____
Risk Management	<input type="checkbox"/>	<input type="checkbox"/>	_____
County Attorney	<input type="checkbox"/>	<input type="checkbox"/>	_____

SECTION III - REVIEW AND APPROVAL TO EXECUTE

APPROVAL

<u>COUNTY OFFICE</u>	<u>YES</u>	<u>NO</u>	<u>SIGNATURE</u>
User Agency	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Thomas-Wood, Tammy <small>Digitally signed by Thomas-Wood, Tammy Date: 2025.10.13 12:25:44 -04'00'</small>
Purchasing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Wall, Katherine <small>Digitally signed by Wall, Katherine Date: 2025.10.13 12:25:44 -04'00'</small>
Risk Management	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Watson, Michael <small>Digitally signed by Watson, Michael Date: 2025.10.15 16:06:01 -04'00'</small>
County Attorney	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Esseesse, Alexander <small>Digitally signed by Esseesse, Alexander Date: 2025.10.13 11:43:25 -04'00'</small>

SECTION IV - CONTRACTS MANAGEMENT DATABASE CHECKLIST

CM DATABASE REQUIRED FIELDS	Complete ✓
Department Information	<input type="checkbox"/>
Department	<input type="checkbox"/>
Program	<input type="checkbox"/>
Contact Name	<input type="checkbox"/>
Cost Center, Fund, and G/L Account	<input type="checkbox"/>
Vendor Information (SAP Vendor #)	<input type="checkbox"/>
Contract Status, Title, Type, and Amount	<input type="checkbox"/>
Storage Location (SAP)	<input type="checkbox"/>
Contract Approval Date, Effective Date, and Expiration Date	<input type="checkbox"/>
Contract Absolute End Date (No Additional Renewals/Extensions)	<input type="checkbox"/>
Material Group	<input type="checkbox"/>
Contract Documents Uploaded in CM database (Contract Form with County Attorney/ Risk Management/ Purchasing Approval; Signed/Executed Contract)	<input type="checkbox"/>
"Right To Audit" Clause Included in Contract	<input type="checkbox"/>
Monitored items: Uploaded to database (Insurance, Bonds, etc.)	<input type="checkbox"/>



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

November 19, 2025

M E M O R A N D U M

TO: Marc Bernath, Public Works Director

RE: Item J.2., State of Florida Department of Transportation (FDOT) – State Road (SR) 405 Landscaping Termination Agreements

The Board of County Commissioners, in regular session on November 18, 2025, approved and executed the Landscape Memorandum of Agreement Termination with FDOT and adopted Resolution No. 25-141, terminating the Landscape Memorandum of Agreement for SR405, project FM #413698-8-74-01; approved and executed the Joint Participation Agreement Termination with FDOT and adopted Resolution No. 25-142, terminating landscape improvements on SR405 at the intersection of SR407, project FM #416386-1-58-01; approved and executed the Joint Participation Agreement Termination with FDOT and adopted Resolution No. 25-143, terminating landscaping improvements on SR405 from Sisson Road to TICO Road, project FM # 416585-1-58-01; authorized the County Manager to execute all other project-related documents and/or required changes contingent upon County Attorney, Risk Management, and Purchasing Services review and approval; and authorized the County Manager to execute all necessary budget amendments (BCRs). Enclosed are three executed Agreements and three fully-executed Resolutions.

Upon execution by FDOT, please return a fully-executed copy of each Agreement to this office for inclusion in the official minutes.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

Kimberly Powell, Clerk to the Board

/ds

Encls. (6)

cc: County Manager
Contracts Administration
Finance
Budget

Financial Project No.: 413698-8-74-01 Agency: Brevard County Contract No: AN053	Fund: DS Activity: 215 Contract Amount: \$189,626.09	Category: 088850 Object Code: 750003 Org. Code: 054030511 Vendor No.: F596000522061
---	--	--

LANDSCAPE MEMORANDUM OF AGREEMENT TERMINATION

THIS AGREEMENT, made and entered into _____, by and between the **STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION** (hereinafter referred to as the **DEPARTMENT**) and Brevard County, a political subdivision of the State of Florida (hereinafter referred to as the **LOCAL GOVERNMENT**),

WITNESSETH

WHEREAS, the parties have entered into a Landscape Memorandum of Agreement on December 23, 2002, for the Project described as "SR-405," in the **DEPARTMENT**'s Fiscal Year 2002-2003, said Project being known as FM #413698-8-74-01; and

WHEREAS, the **LOCAL GOVERNMENT** has determined that continuation of the Landscape Memorandum of Agreement is not in their best interest and desires to terminate the Landscape Memorandum of Agreement.

NOW, THEREFORE, in consideration of the mutual benefits to flow each to each other, the parties covenant and agree as follows:

1. The **LOCAL GOVERNMENT** shall remove landscaping from all medians within the Project limits.
2. The **LOCAL GOVERNMENT** shall re-grade the medians to achieve a positive drainage flow and sod all disturbed areas.
3. The **LOCAL GOVERNMENT** shall remove and cap all irrigation facilities, including medians and shoulders, to below grade level.
4. The **LOCAL GOVERNMENT** shall remove water meters, irrigation pumps and other devices that are connected with the irrigation system within the Project limits.
5. The **DEPARTMENT** shall assume maintenance responsibility for any remaining landscaping within the Project limits.
6. It is agreed that this Landscape Memorandum of Agreement is terminated on the date of the **DEPARTMENT**'s final acceptance of the work specified in Provisions 1-4 above; such acceptance shall not be unreasonably withheld.

The remainder of this page is intentionally left blank.

IN WITNESS WHEREOF, the parties have caused these presents to be executed the day and year first above written.

BREVARD COUNTY

**STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION**

By: See Attached Signature Page

By: _____

Name: _____

Name: James Stroz, P.E.

Title: _____

Title: Director of Transportation Development

As approved by the Council on:

Attest:

Attest:

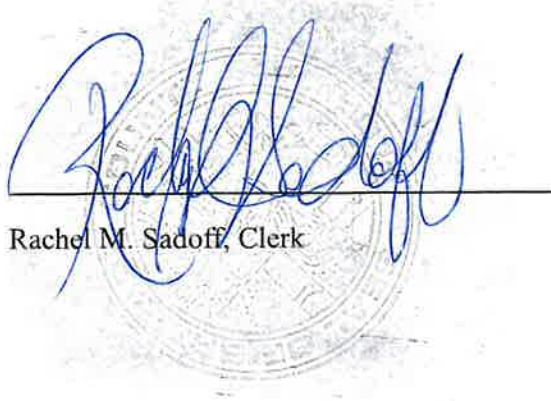
Legal Review:

Legal Review:

County Counsel

ATTEST:

BREVARD COUNTY, FLORIDA



Rachel M. Sadoff, Clerk

By: Thad Altman

Thad Altman, Chair

Date: NOV 18 2025

Approved by the Board on: 11/18/2025

Approved for legal form
solely for Brevard County:



Deputy County Attorney

RESOLUTION

Financial Project Number: 413698-8-74-01

See following page

RESOLUTION NO. 2025-141

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, AUTHORIZING THE CHAIR TO EXECUTE A LANDSCAPE MEMORANDUM OF AGREEMENT TERMINATION FOR STATE ROAD 405

WHEREAS, the County and the Florida Department of Transportation (FDOT) entered into a Landscape Memorandum of Agreement on December 23, 2002, for the Project described as "State Road No. 405", said Project being known as FM #413698-8-74-01; and

WHEREAS, the County has determined that the Landscape Memorandum of Agreement is no longer in its best interest and desires to terminate the Landscape Memorandum of Agreement; and

WHEREAS, the Board of County Commissioners hereby delegates authority to the Chair to execute the Memorandum of Agreement Termination on behalf of Brevard County pursuant to County policies and procedures.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the Chair is hereby authorized to execute the Memorandum of Agreement Termination for landscaping on State Road 405, and any other associated documents to effectuate the termination of the Landscape Memorandum of Agreement.


DONE AND RESOLVED in regular session this 18th day of November 2025.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA



Rachel M. Sadoff, Clerk



Thad Altman, Chair

As approved by the Board on 11/18/2025

**BREVARD COUNTY
BOARD OF COUNTY COMMISSIONERS**

CONTRACT REVIEW AND APPROVAL FORM

SECTION I - GENERAL INFORMATION

1. Contractor: State of Florida Department of Transportation		2. Amount:	
3. Fund/Account #:		4. Department Name: Public Works	
5. Contract Description: SR-405 Joint Participation Agreement Termination (FM #416386-1-58-01)			
6. Contract Monitor: Suzanne Reider		8. Contract Type: INTERGOVT/STATE	
7. Dept/Office Director: Marc Bernath			
9. Type of Procurement: Other			

SECTION II - REVIEW AND APPROVAL TO ADVERTISE

APPROVAL

<u>COUNTY OFFICE</u>	<u>YES</u>	<u>NO</u>	<u>SIGNATURE</u>
User Agency	<input type="checkbox"/>	<input type="checkbox"/>	_____
Purchasing	<input type="checkbox"/>	<input type="checkbox"/>	_____
Risk Management	<input type="checkbox"/>	<input type="checkbox"/>	_____
County Attorney	<input type="checkbox"/>	<input type="checkbox"/>	_____

SECTION III - REVIEW AND APPROVAL TO EXECUTE

APPROVAL

<u>COUNTY OFFICE</u>	<u>YES</u>	<u>NO</u>	<u>SIGNATURE</u>
User Agency	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Thomas-Wood, Tammy <small>Digitally signed by Thomas-Wood, Tammy Date: 2025.10.13 12:25:07 -04'00'</small>
Purchasing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Wall, Katherine <small>Digitally signed by Wall, Katherine Date: 2025.10.13 12:25:07 -04'00'</small>
Risk Management	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Watson, Michael <small>Digitally signed by Watson, Michael Date: 2025.10.15 16:06:19 -04'00'</small>
County Attorney	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Esseesse, Alexander <small>Digitally signed by Esseesse, Alexander Date: 2025.10.13 11:43:56 -04'00'</small>

SECTION IV - CONTRACTS MANAGEMENT DATABASE CHECKLIST

CM DATABASE REQUIRED FIELDS	Complete ✓
Department Information	<input type="checkbox"/>
Department	<input type="checkbox"/>
Program	<input type="checkbox"/>
Contact Name	<input type="checkbox"/>
Cost Center, Fund, and G/L Account	<input type="checkbox"/>
Vendor Information (SAP Vendor #)	<input type="checkbox"/>
Contract Status, Title, Type, and Amount	<input type="checkbox"/>
Storage Location (SAP)	<input type="checkbox"/>
Contract Approval Date, Effective Date, and Expiration Date	<input type="checkbox"/>
Contract Absolute End Date (No Additional Renewals/Extensions)	<input type="checkbox"/>
Material Group	<input type="checkbox"/>
Contract Documents Uploaded in CM database (Contract Form with County Attorney/ Risk Management/ Purchasing Approval; Signed/Executed Contract)	<input type="checkbox"/>
"Right To Audit" Clause Included in Contract	<input type="checkbox"/>
Monitored items: Uploaded to database (Insurance, Bonds, etc.)	<input type="checkbox"/>

Financial Project No.: 416386-1-58-01 Agency: Brevard County Contract No: ANH15	Fund: DS Activity: 215 Contract Amount: \$90,000.00	Category: 088717 Object Code: 563007 Org. Code: 55054010508 Vendor No.: F596000523008
---	---	--

JOINT PARTICIPATION AGREEMENT TERMINATION

THIS AGREEMENT, made and entered into _____, by and between the **STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION** (hereinafter referred to as the **DEPARTMENT**) and Brevard County, a political subdivision of the State of Florida (hereinafter referred to as the **LOCAL GOVERNMENT**),

WITNESSETH

WHEREAS, the parties have entered into a Joint Participation Agreement on December 31, 2003, for the Project described as "Landscape Improvements on SR 405 at the Intersection of SR 407", in the **DEPARTMENT's** Fiscal Year 2003-2004, said Project being known as FM #416386-1-58-01; and

WHEREAS, the **LOCAL GOVERNMENT** has determined that continuation of the Joint Participation Agreement is not in their best interest and desires to terminate the Joint Participation Agreement.

NOW, THEREFORE, in consideration of the mutual benefits to flow each to each other, the parties covenant and agree as follows:

1. The **LOCAL GOVERNMENT** shall remove landscaping from all medians within the Project limits.
2. The **LOCAL GOVERNMENT** shall re-grade the medians to achieve a positive drainage flow and sod all disturbed areas.
3. The **LOCAL GOVERNMENT** shall remove and cap all irrigation facilities, including medians and shoulders, to below grade level.
4. The **LOCAL GOVERNMENT** shall remove water meters, irrigation pumps and other devices that are connected with the irrigation system within the Project limits.
5. The **DEPARTMENT** shall assume maintenance responsibility for any remaining landscaping within the Project limits.
6. It is agreed that this Landscape Memorandum of Agreement is terminated on the date of the **DEPARTMENT's** final acceptance of the work specified in Provisions 1-4 above; such acceptance shall not be unreasonably withheld.

The remainder of this page is intentionally left blank.

IN WITNESS WHEREOF, the parties have caused these presents to be executed the day and year first above written.

BREVARD COUNTY

**STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION**

By: See Attached Signature Page

By: _____

Name: _____

Name: James Stroz, P.E.

Title: _____

Title: Director of Transportation Development

As approved by the Council on:

Attest:

Attest:

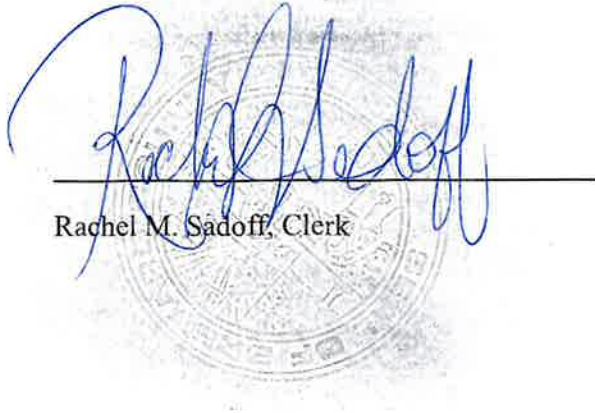
Legal Review:

Legal Review:


County Counsel

ATTEST:

BREVARD COUNTY, FLORIDA



Rachel M. Sadoff, Clerk

By: _____
Thad Altman, Chair

Date: NOV 18 2025

Approved by the Board on: 11/18/2025

Approved for legal form
solely for Brevard County:



Deputy County Attorney

RESOLUTION

Financial Project Number: 416386-1-58-01

See following page

RESOLUTION NO. 2025-142

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, AUTHORIZING THE CHAIR TO EXECUTE A JOINT PARTICIPATION AGREEMENT TERMINATION FOR LANDSCAPE IMPROVEMENTS ON SR-405 AT THE INTERSECTION OF SR-407

WHEREAS, the County and the Florida Department of Transportation (FDOT) entered into a Joint Participation Agreement on December 31, 2003, for the Project described as "Landscaping Improvements on State Road 405 at the Intersection of State Road 407", said Project being known as FM #416386-1-58-01 (the Agreement); and

WHEREAS, the County has determined that the Agreement is no longer in its best interest and desires to terminate the Agreement; and

WHEREAS, the Board of County Commissioners hereby delegates authority to the Chair to execute the Joint Participation Agreement Termination on behalf of Brevard County pursuant to County policies and procedures.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the Chair is hereby authorized to execute the Joint Participation Agreement Termination for landscaping on State Road 405, and any other associated documents to effectuate the termination of the Agreement.


DONE AND RESOLVED in regular session this 18th day of November 2025.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA



Rachel M. Sadoff, Clerk



Thad Altman, Chair

As approved by the Board on 11/18/2025

**BREVARD COUNTY
BOARD OF COUNTY COMMISSIONERS**

CONTRACT REVIEW AND APPROVAL FORM

SECTION I - GENERAL INFORMATION

1. Contractor: State of Florida Department of Transportation		2. Amount:	
3. Fund/Account #:		4. Department Name: Public Works	
5. Contract Description: SR-405 Joint Participation Agreement Termination (FM #416585-1-58-01)			
6. Contract Monitor: Suzanne Reider		8. Contract Type: INTERGOVT/STATE	
7. Dept/Office Director: Marc Bernath			
9. Type of Procurement: Other			

SECTION II - REVIEW AND APPROVAL TO ADVERTISE

APPROVAL

<u>COUNTY OFFICE</u>	<u>YES</u>	<u>NO</u>	<u>SIGNATURE</u>
User Agency	<input type="checkbox"/>	<input type="checkbox"/>	_____
Purchasing	<input type="checkbox"/>	<input type="checkbox"/>	_____
Risk Management	<input type="checkbox"/>	<input type="checkbox"/>	_____
County Attorney	<input type="checkbox"/>	<input type="checkbox"/>	_____

SECTION III - REVIEW AND APPROVAL TO EXECUTE

APPROVAL

<u>COUNTY OFFICE</u>	<u>YES</u>	<u>NO</u>	<u>SIGNATURE</u>
User Agency	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Thomas-Wood, Tammy <small>Digitally signed by Thomas-Wood, Tammy Date: 2025.10.13 12:26:21 -04'00'</small>
Purchasing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Wall, Katherine <small>Digitally signed by Wall, Katherine Date: 2025.10.13 12:26:21 -04'00'</small>
Risk Management	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Watson, Michael <small>Digitally signed by Watson, Michael Date: 2025.10.15 16:05:44 -04'00'</small>
County Attorney	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Esseesse, Alexander <small>Digitally signed by Esseesse, Alexander Date: 2025.10.13 11:43:39 -04'00'</small>

SECTION IV - CONTRACTS MANAGEMENT DATABASE CHECKLIST

CM DATABASE REQUIRED FIELDS	Complete ✓
Department Information	<input type="checkbox"/>
Department	<input type="checkbox"/>
Program	<input type="checkbox"/>
Contact Name	<input type="checkbox"/>
Cost Center, Fund, and G/L Account	<input type="checkbox"/>
Vendor Information (SAP Vendor #)	<input type="checkbox"/>
Contract Status, Title, Type, and Amount	<input type="checkbox"/>
Storage Location (SAP)	<input type="checkbox"/>
Contract Approval Date, Effective Date, and Expiration Date	<input type="checkbox"/>
Contract Absolute End Date (No Additional Renewals/Extensions)	<input type="checkbox"/>
Material Group	<input type="checkbox"/>
Contract Documents Uploaded in CM database (Contract Form with County Attorney/ Risk Management/ Purchasing Approval; Signed/Executed Contract)	<input type="checkbox"/>
"Right To Audit" Clause Included in Contract	<input type="checkbox"/>
Monitored items: Uploaded to database (Insurance, Bonds, etc.)	<input type="checkbox"/>

Financial Project No.: 416585-1-58-01 Agency: Brevard County Contract No.: ANM55	Fund: DS Activity: 215 Contract Amount: \$200,000.00	Category: 088717 Object Code: 563007 Org. Code: 55054010508 Vendor No.: F596000523130
--	--	--

JOINT PARTICIPATION AGREEMENT TERMINATION

This **AGREEMENT**, made and entered into _____, by and between the **STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION** (hereinafter referred to as the **DEPARTMENT**) and Brevard County, a political subdivision of the State of Florida (hereinafter referred to as the **LOCAL GOVERNMENT**),

WITNESSETH

WHEREAS, the parties have entered into a Joint Participation Agreement on July 19, 2004 for the Project described as "Landscape Improvements on SR 405 from Sisson Road to TICO Road", in the **DEPARTMENT's** Fiscal Year 2004-2005, said Project being known as FM #416585-1-58-01; and

WHEREAS, the **LOCAL GOVERNMENT** has determined that continuation of the Joint Participation Agreement is not in their best interest and desires to terminate the Joint Participation Agreement.

NOW, THEREFORE, in consideration of the mutual benefits to flow each to each other, the parties covenant and agree as follows:

1. The **LOCAL GOVERNMENT** shall remove landscaping from all medians within the Project limits.
2. The **LOCAL GOVERNMENT** shall re-grade the medians to achieve a positive drainage flow and sod all disturbed areas.
3. The **LOCAL GOVERNMENT** shall remove and cap all irrigation facilities, including medians and shoulders, to below grade level.
4. The **LOCAL GOVERNMENT** shall remove water meters, irrigation pumps and other devices that are connected with the irrigation system within the Project limits.
5. The **DEPARTMENT** shall assume maintenance responsibility for any remaining landscaping within the Project limits.
6. It is agreed that this Landscape Memorandum of Agreement is terminated on the date of the **DEPARTMENT's** final acceptance of the work specified in Provisions 1-4 above; such acceptance shall not be unreasonably withheld.

The remainder of this page is intentionally left blank.

IN WITNESS WHEREOF, the parties have caused these presents to be executed the day and year first above written.

BREVARD COUNTY

**STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION**

By: See Attached Signature Page

By: _____

Name: _____

Name: James Stroz, P.E.

Title: _____

Title: Director of Transportation Development

As approved by the Council on:

Attest:

Attest:

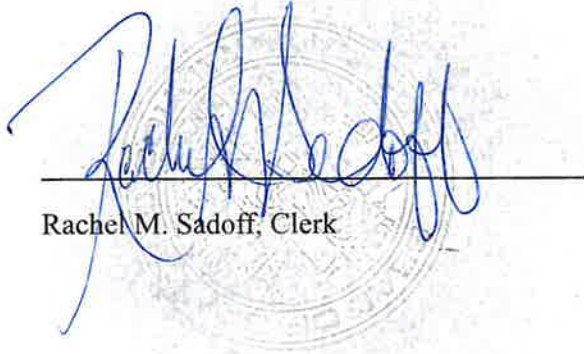
Legal Review:

Legal Review:

County Counsel

ATTEST:

BREVARD COUNTY, FLORIDA



Rachel M. Sadoff, Clerk

By: 

Thad Altman, Chair

Date: NOV 18 2025

Approved by the Board on: 11/18/2025

Approved for legal form
solely for Brevard County:



Deputy County Attorney

RESOLUTION

Financial Project Number: 416585-1-58-01

See following page

RESOLUTION NO. 2025-143

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, AUTHORIZING THE CHAIR TO EXECUTE A JOINT PARTICIPATION AGREEMENT TERMINATION FOR LANDSCAPING IMPROVEMENTS ON SR-405 FROM SISSON ROAD TO TICO ROAD

WHEREAS, the County and the Florida Department of Transportation (FDOT) entered into a Joint Participation Agreement on July 19, 2004, for the Project described as "Landscaping Improvements on State Road 405 from Sisson Road to TICO Road", said Project being known as FM #416585-1-58-01 (the Agreement); and

WHEREAS, the County has determined that the Agreement is no longer in its best interest and desires to terminate the Agreement; and

WHEREAS, the Board of County Commissioners hereby delegates authority to the Chair to execute the Joint Participation Agreement Termination on behalf of Brevard County pursuant to County policies and procedures.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Brevard County, Florida, that the Chair is hereby authorized to execute the Joint Participation Agreement Termination for landscaping on State Road 405, and any other associated documents to effectuate the termination of the Agreement.


DONE AND RESOLVED in regular session this 18th day of November 2025.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA



Rachel M. Sadoff, Clerk



Thad Altman, Chair

As approved by the Board on 11/18/2025

Board Meeting Date

11/18/25

Item Number: J. 2

Motion By: KD

Second By: KA

Nay By: _____

Commissioner	DISTRICT	AYE	NAY
Commissioner Delaney	1		
Vice Chair Goodson	2		
Commissioner Adkinson	3		
Commissioner Altman	5		
Chairman Feltner	4		