

A G E N D A

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

May 23, 2017

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: Pastor Meyr, Faith Viera Lutheran Church, Viera (District 4)

PLEDGE OF ALLEGIANCE: Jim Barfield, Commissioner District 2

*MINUTES FOR APPROVAL: March 9, 2017, April 11, 2017, and April 13, 2017
Special Meeting Minutes

I. RESOLUTIONS, AWARDS AND PRESENTATIONS

- A. Resolution, Re: Proclaiming May 20-26, 2017, as National Safe Boating Week (District 1)
- B. Resolution, Re: Proclaiming June 16, 2017, as World Elder Abuse Awareness Day (District 5)
- C. Resolution, Re: Proclaiming May 21-27, 2017, as Emergency Medical Services (EMS) Week (District 4)
- D. Resolution, Re: Recognizing the Tracey Bagwell Foundation (District 5)
- *E. Resolution, Re: Supporting Adoption of Concealed Carry Reciprocity Act of 2017 (District 4)

I. RESOLUTIONS, AWARDS AND PRESENTATIONS (CONTINUED)

- *F. Presentation, Re: UF/Extension Services 2017 4-H Youth Tropicana Speech Contest Winners
- *G. Resolution, Re: Proclaiming May 22-29, 2017, as National Beach Safety Week and Rip Current Awareness Week (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. Florida Department of Environmental Protection (FDEP) Agreement, Re: Baffle Box Upgrades Project Contract No. NF025 (Countywide) (Fiscal Impact: Grant Revenue of \$139,000)
2. Negotiation and Disclosure of Florida Institute of Technology, Re: Chemical Method for Concurrent Removal of Nitrogen and Phosphorus from Water Invention Developed Under the Indian River Muck Dredge Research Master Agreement

Planning and Development

3. Final Plat Approval, Re: Arrivas Village Phase 3 - The Viera Company (District 4)
4. Final Plat and Contract Approval, Re: Trasona at Addison Village Phase 6 – The Viera Company (District 4)
5. Final Plat Approval, Re: St. Andrews Manor Phase 4 – Sawgrass Land Company (District 4)
6. Final Plat Approval, Re: Artistry at Viera – DD Suncoat 12.94, LLC (District 4)

Public Works Department

7. Resolution and Release of Performance Bond, Re: Matanilla Reef at Aquarina – Armada US, Inc. (District 3)
8. Dedication Agreement Between Farnton 5A, LLC, Farnton-Brevard Community Developer District (Farnton-Brevard CDD) and Brevard County, Re: Construction and Dedication of a Portion of Deering Parkway (District 1)
9. Resolutions, Donation Letters, and County Deeds, Re: St. Johns Heritage Parkway, Parcels 111, 118, and 119 (District 5)

II. CONSENT AGENDA (CONTINUED)

A. Development and Environmental Services Group (continued)

- 10. Approval, Re: Temporary Sanitary Sewer Easement from The Viera Company Needed for the Valencia/Reeling Park Neighborhood Area (District 4)
- 11. Approval, Re: Temporary Sanitary Sewer Easement in Favor of Brevard County from The Viera Company, A Florida Corporation (District 4)
- 12. Approval, Re: Sidewalk Easement from Palm Casual Furniture Products of Cocoa, Inc., in Favor of Brevard County (District 5)
- 13. Amendment to Right of Way Use Agreement with The Viera Company, Inc., Re: Improvements Within the Right of Way (District 4)
- 14. Contract for Sale and Purchase, Re: Acquisition of Property that is the J23 PSJ Drainage Ditch (District 1) (Fiscal Impact: \$3,000)
- *15. (Deleted)
- *16. Resolution and County Incentive Grant Program (CIGP) Agreement with State of Florida Department of Transportation (FDOT), Re: Construction of St. Johns Heritage Parkway from US 192 to Ellia Road Interchange, Northern Segment (District 5) (Fiscal Impact: \$4,922,452 CIGP Funding and \$4,922,452 County Match)
- 17. (Deleted)
- 18. Approval and Acceptance of Roadway, Drainage, and Utility Easements from Eight Property Owners in Favor of Brevard County, Re: Connection with Gandy Road Paving Project (District 1)

Solid Waste Management Department

Utility Services Department

Valkaria Airport

B. Community Services Group

Housing and Human Services

- 1. Appointment, Re: Community Action Advisory Board (CAB)

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

2. Approval of Revision, Re: Policy BCC-74, Unsolicited Materials Procedure

Parks and Recreation Department

3. Ratification of Acceptance of a Florida Inland Navigational District Grant and Florida Boating Improvement Grant, Re: POW/MIA Dock Replacement and Dredging (District 4)
4. Billboard Lease Agreement with Outfront Media, LLC, Re: Existing Lease Agreement No. 915514 (District 3)
5. Billboard Lease Agreement with Outfront Media, LLC, Re: Existing Lease Agreement No. 915489 (District 3)

Tourism

6. Approval, Re: Tourist Development Council (TDC) Amendment to the Office Lease Agreement

Transit Services Department

7. Resolution, Grant Application, Use of Transportation Development Credits, and Execution of Follow Up Grant Agreement, Re: Section 5339 Federal Transit Administration Bus and Bus Facilities Formula Program (Fiscal Impact: \$664,591)

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

1. Permission to Piggyback the Sarasota County Contract No. 1632460100, Re: Electronic Waste Recycling Services
2. Approval, Re: Sale of Surplus Property by Private Sale
3. Ratification of Purchase Order Issued to Consolidated Resource Recovery, Inc., Re: Grinding and Screening of Yard Trash and Vegetative Waste at the Sarno Landfill

Natural Resources Management Department**Emergency Management**

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

1. Approval, Re: Budget Change Request(s)
2. Authorization, Re: Municipal Review of Local Option Gas Tax (LOGT) Percentages Allocations
3. Acknowledge Receipt, Re: Audited Financial Statements for The Economic Development Commission of Florida's Space Coast, Incorporated
4. Approval of Internal Loan, Re: From the Board's Group Health Insurance Fund to Public Works Department, not to Exceed \$2,250,000

County Attorney

- *5. Approve Stipulated Final Judgment in the Amount of \$8,690.00, Re: Brevard County v. B West Townhouses LTD, et al, Case No: 05-2013-CA-025677-XXXX-XX (Meadowbrook, LLC Parcels No. 115, 731, 117, 828, and 706)
6. Legislative Intent and Permission to Advertise, Re: Amendment to Chapter 2 Administrative, Article VIII – Surplus Real Property and Modular Structures Transactions

County Manager

7. Assignment of Topic, Re: Group Health Insurance Program to July 13, 2017, Scheduled Workshop Date
8. Permission to Advertise Request for Proposal (RFP) Investment Advisory Services, Re: Appoint Selection and Negotiation Committees, Award, and Execute Contract

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

9. Legislative Intent and Permission to Advertise, Re: Amendment to Ordinance 1988-37 as Amended by Ordinance 1988-43
10. Approval, Re: Altered and Added Precinct Boundaries
11. Appointments/Reappointments, Re: Citizen Advisory Boards
12. Approval, Re: Billfolder

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

- A. Resolution, Re: Petition to Vacate a Portion of 200.0 Ft. Wide Public Right-of-Way of Deering Parkway- Road Plat Book 1, Page 2, Mims – Farmton 5A, LLC – (District 1) (Fiscal Impact: Petitioner Paid \$640 Vacating Application Fee)
- B. Resolution, Re: Petition to Vacate 12.00 Ft. Wide Public Utility Easement – Cashew Circle – Barefoot Bay Unit Two Part 12, Barefoot Bay – Richard and Lori Berndsen (District 3) (Fiscal Impact: Petitioner Paid \$640 Vacating Application Fee)
- C. Resolution, Re: Petition to Partial Vacate 6.00 Ft. Wide Public Utility and Drainage Easement – Waterway Estates First Addition, Satellite Beach – Judy Weiss (District 4) (Fiscal Impact: Petitioner Paid \$640 Vacating Application Fee)
- D. Ordinance, Re: Amending Ordinance 2016-07 Granting an Economic Development Ad Valorem Exemption to Project Marathon
- *E. Ordinance, Re: Establishing Standards for Medical Marijuana Treatment Centers

V. UNFINISHED BUSINESS

- A. Resolution, Amendment to Aerial Railroad Bridge, Bridge Support, and Drainage Easement Agreement, and Temporary Construction, In and Over Pine Street, Re: All Aboard Florida (District 1)

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

1. Purchase Agreement with Florida East Coast Railway, LLC (FEC), Re: Permanent Aerial Easement for the Pineda Causeway Grade Change Project (District 4) (Fiscal Impact: \$245,000.00)
- *2. Interlocal Agreements with Municipalities, Re: Save Our Indian River Lagoon Project Cost Share Funding (Fiscal Impact: \$25,510,852 from the Save Our Indian River Lagoon Trust Fund)

B. Community Services Group

- *1. Approval, Re: Community Development Block Grant (CDBG) Demolition and Clearance Program Policy

C. Public Safety and Support Services Group

- *1. Lease Agreement with Palm Bay Plaza Investments, LLC, Re: Lease of 1,050 Square Feet at 2539 Palm Bay Road NE, Palm Bay (District 3)

D. County Attorney

1. Resolution, Re: Barnes Boulevard Widening Project
2. Resolution, Re: St. John's Heritage Parkway Project, 192 (North)
- *3. Legislative Intent and Permission to Advertise, Re: House Bill 687 - Advanced Wireless Infrastructure Deployment Act

E. County Manager**F. Miscellaneous****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. Frank Abbate, Interim County Manager
- B. Scott Knox, County Attorney

VIII. BOARD REPORTS AND PRESENTATIONS (CONTINUED)

- C. Jim Barfield, District 2 Commissioner
- D. John Tobia, District 3 Commissioner
- E. Kristine Isnardi, District 5 Commissioner
- F. Rita Pritchett, District 1 Commissioner/Vice Chairwoman
- G. Curt Smith, District 4 Commissioner/Chairman

HISTORIC BREVARD

In July 1959 ground was broken in Palm Bay for the new \$4 million plant being built by Radiation, Inc., a company that would become known as Harris Corporation. It has since expanded to include several facilities locally and has its headquarters in Brevard County.

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 Spectrum 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.