

## 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

November 5, 2013

**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 Jay Bergstresser, Lutheran Church of the Resurrection, Cocoa Beach (District 2)

PLEDGE OF ALLEGIANCE: Commissioner Robin Fisher, District 1

\*APPROVAL OF MINUTES: September 10, 2013 Special Meeting Minutes, September 17, 2013 Regular Meeting Minutes, and September 26, 2013 Special Meeting Minutes

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

- A. Resolution, Re: Commending Carlton H. Hibbard for 35 Years of Service (District 2)
- B. Resolution, Re: Proclaiming November 15, 2013, as America Recycles Day (District 4)
- C. Resolution, Re: Proclaiming November 10 – 16, 2013, as International Care and Kindness Week (District 4)
- D. Resolution, Re: Celebrating the 50<sup>th</sup> Anniversary of the Lutheran Church of the Resurrection (District 2)

\*Revised 10/31/13  
2:00 p.m.

**II. BOARD REPORTS AND PRESENTATIONS (MORE THAN 5 MINUTES)**

- A. Howard Tipton, County Manager
- B. Scott Knox, County Attorney
- C. Robin Fisher, District 1 Commissioner
- D. Chuck Nelson, District 2 Commissioner
- E. Trudie Infantini, District 3 Commissioner
- F. Mary Bolin Lewis, District 4 Commissioner, Vice Chairman
- G. Andy Anderson, District 5 Commissioner, Chairman

**III. CONSENT AGENDA (The entire Consent Agenda will be passed in one motion to include everything under Section III.)**

- A. Development and Environmental Services Group

**University of Florida; Brevard County Extension****Mosquito Control****Natural Resources Management Office**

- 1. Legislative Intent and Permission to Advertise, Re: Amendments to Chapter 62, Article XIII, Division 2, "Landscaping, Land Clearing, and Tree Protection"

**Planning and Development Department**

- 2. Preliminary Plat/Final Engineering Approval, Re: Arrivas Village – The Viera Company (District 4)
- 3. Preliminary Plat/Final Engineering Approval, Re: MHW Commercial Two – The Viera Company (District 4)
- 4. Preliminary Plat/Final Engineering Approval, Re: St. Andrew Manor – Sawgrass Land Development Company (District 4)
- 5. Binding Development Plan, Re: Gray Brewer, Jr. (Danielle Vann)
- 6. Final Plat and Contract Approval, Re: Morrow Place at Walkabout – Florida Land and Cattle Corporation (District 1)

**III. CONSENT AGENDA (CONTINUED)****A. Development and Environmental Services Group (continued)****Public Works Department**

7. Temporary Construction Easement and Right of Entry with Baytree Community District and Temporary Construction Easement with Baytree Golf, LLC, Re: Use During Construction of the Brevard Zoo Linear Park (District 4)
8. Acceptance, Re: Reuse Line Easement from Shamrock Taranto – VPD L MHP, LLC for Village of Ponce De Leon Project (District 3)
9. Dedication and Donation Contract with MHC Stagecoach, LLC for Conveyance of Fee Simple Right-of-Way Parcel 106, Permanent Easement Parcel 834, and Temporary Construction Easement Parcel 750, Re: Barnes Boulevard Improvement Project (District 4)
10. Dedication and Donation Contract with Space Coast RV Limited Partnership for Conveyance of Fee Simple Right-of-Way Parcel 100, and Temporary Construction Easement Parcel 751, Re: Barnes Boulevard Improvement Project (District 4)
11. Authorization, Re: County Manager (or Designee) to Accept Delivery of and Cause the Recording of Any Deed, Grant of Easement, or Other Instrument Conveying Interest in Real Property Pursuant to BCC-24 Related to the Suntree Office Centre Project (#13SP-00220), Located at Aspinwall Avenue and 3<sup>rd</sup> Street (District 4)
12. Resolution, Locally Funded Agreement, and Memorandum of Agreement with Florida Department of Transportation (FDOT), Re: Construction of Special Design Truss Assembly for Signals at the Intersection of State Road 520 and Sykes Creek Parkway (District 2)
13. Resolution and Easement with Florida Power & Light Company, Re: Use in Conjunction with the Barbara A. Pill Facility (District 1)

**Solid Waste Management Department****Utility Services Department****B. Community Services Group****Animal Services Department**

**III. CONSENT AGENDA (CONTINUED)**

B. Community Services Group (continued)

**Housing and Human Services**

1. Appointments, Re: Local Health Council of East Central Florida

**Library Services Department**

**Parks and Recreation Department**

- \*2. (Deleted)

**Transit Services Department**

3. Adoption, Re: FY2014 Update to Space Coast Area Transit - Transit Development Plan

**Valkaria Airport**

C. Financial and Economic Development Group

**Budget Office**

1. Approval, Re: Budget Change Requests

**Central Services**

2. Resolution and Lease Agreement with Nana's House, Re: Property Located at 4090 Minton Road, Palm Bay
3. Sewer Service Agreement with City of Titusville, Re: Barbara A. Pill Law Enforcement Facility
4. Change Order No. 5 with D.J. Haycook Construction, Re: Brevard Zoo Linear Trail (Fiscal Impact: \$615,211)
5. Permission to Award Contract to L7 Construction, Inc., Re: South Beaches Regional Water Reclamation Facility Headworks and Filter Improvements Project (District 3)

**Economic Development**

**Information Technology Office**

6. Authorization, Re: Advertise Request for Proposals for Telecommunications Maintenance

**III. CONSENT AGENDA (CONTINUED)**

D. Miscellaneous

**County Attorney**

1. Executive Session, Re: Brevard County, Florida v. Somerset Florida, et al, Case No: 05-2011-CA-031229-XXXX-XX
2. Executive Session, Re: Cathleen Smiley v. Brevard County, Case No: 05-2000-CA-004291-XXXX-XX

**County Manager**

3. Approval, Re: Renewal Option for Internal Auditing Services

**Emergency Management Office**

**Fire Rescue Department**

**Human Resources Office**

**SCGTV/Communications Office**

**Miscellaneous**

4. Appointments/Reappointments, Re: Citizen Advisory Boards
5. Approval, Re: Billfolder

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

**V. PUBLIC HEARINGS**

- A. Ordinance, Re: Amending the Barefoot Bay Water and Sewer District Boundary (District 3)
- B. Resolution, Re: Petition to Vacate Right-of-Way on Nebraska Avenue in June Park Subdivision - Joseph and Sandra Clark (District 5)
- C. Resolution, Re: Petition to Vacate Public Utility Easements on Chipewa Drive in Barefoot Bay Mobile Home, Unit 2, Part 10 – Howard and Rosalind Smith (District 3)

**VI. UNFINISHED BUSINESS**

**VII. NEW BUSINESS**

- A. Development and Environmental Services Group
  - 1. Authorization, Re: Issue Request of Proposals for Impact Fee Update Study (Districts 1-5)
  - 2. Legislative Intent and Permission to Advertise, Re: Amend Zoning Regulations to Provide for Over Height Scoreboards and Other Similar or Associated Outdoor Video Displays
  - \*3. Memorandum of Agreement with City of Satellite Beach, Re: Mid Reach Beach Project Easements
  
- B. Management and Community Services Group
  
- C. Financial and Economic Development Group
  
- D. County Attorney
  - 1. Stipulated Final Judgment in the Amount of \$140,000, Re: Brevard County v. Somerset Florida, LLC, et al (Parcels 135, 829, and 722) Case No: 05-2011-CA-031229-XXXX-XX
  
- E. County Manager
  - 1. Approval, Re: 2014 Legislative Program
  
- F. Miscellaneous

## HISTORIC BREVARD

Eugene Wuesthoff, a regular winter visitor, became ill in 1930 and was treated by Central Brevard pioneer doctor, Dr. Tom Kenaston. After he recovered he left \$12,500 in his will to be used as matching funds toward building a hospital in this area. When he died in 1940, funds were raised to match and Wuesthoff Hospital was opened in 1941. It had eight rooms.

### 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 199, 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](http://www.brevardclerk.us).**