AGENDA

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 6, 2014

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.

5:00 p.m. CALL TO ORDER

*INVOCATION BY: Pastor Tim Franklin, Freedom Christian Center, Melbourne

(District 4)

PLEDGE OF ALLEGIANCE: Commissioner Robin Fisher, District 1

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

- *A. Resolution, Re: Recognizing November as "National Homeless Youth Awareness Month" (District 2)
- *B. Resolution, Re: Supporting Pilot International in Recognition of International Care and Kindness Week (District 1)
- *C. Resolution, Re: Proclaiming November 10-14, 2014, as Perioperative Nurse Week (District 3)
- *D. Resolution, Re: Recognizing Eagle Scout AshytonChance Logan-Michael Stone (District 1)

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

*A. Approval, Re: Billfolder

II. CONSENT AGENDA (CONTINUED)

- *B. Approval to Accept Amendment, Re: FY 2011 Federal Emergency Management Agency (FEMA) Grant EMW-2011-FO-07575 (Fiscal Impact: \$18,920 Matching Funds)
- *C. Renewal of Lease Agreement with Brevard Veterans Council, Inc., Re: Lease of Certain Property within Veterans Memorial Park for an Additional Five Year Option to Renew to April 27, 2028 (District 2)
- *D. Agreement to Amend and Extend Existing Contract Amendment Number Two with Calema Windsurfing, Inc., Re: Lease of Certain Property within Kelly Park East for an Additional Seven Year Option to Renew to January 31, 2019 (District 2)
- *E. Approval, Re: Budget Change Requests
- *F. Approval, Re: Allocation of Funds for North Merritt Island/West Crisafulli Road Drainage Improvements Project (District 2)

III. PUBLIC HEARINGS

- A. Tabled Items
- B. <u>P&Z Recommendations of October 6, 2014, and NMI Recommendations of October 9, 2014</u>

DISTRICT 5

III.B.1. (14PZ-00074) – PATRICIA G. MILLER - (Wendy Murray) – requests a change of classification from RU-2-10 to RU-2-12, on 0.54 acre total, located on the north side of Grosse Pointe and south side of Franklyn Avenue, approximately 0.15 mile west of Highway A1A. (222 Grosse Pointe; 226 Grosse Pointe; and 121 Franklyn Avenue, Indialantic)

P&Z Recommendation: Barber/Moia – Approved. Vote was unanimous.

DISTRICT 5

III.B.2. (14PZ-00075) – CAROL MACDONALD – (Jarin Moses) – requests a CUP for a Guesthouse in an RU-1-11 zoning classification, on 0.85 acre, located on the west side of Oklahoma Street, approximately 0.14 mile south of Milwaukee Avenue (2620 Oklahoma Street, Melbourne)

P&Z Recommendation: Thodey/Barber - Approved. Vote was unanimous.

III. PUBLIC HEARINGS (CONTINUED)

B. P&Z Recommendations of October 6, 2014, and NMI Recommendations of October 9, 2014 (continued)

DISTRICT 2

III.B.3. (14PZ-00076) – CHARLES C. CHANDLER, TRUSTEE – (Scott Richards) – requests a CUP for Towers and Antennas in a BU-2 zoning classification, on 0.23 acre, located on the southwest corner of N. Banana River Drive and Dover Avenue (2775 N. Banana River Drive, Merritt Island)

P&Z Recommendation: Moia/Stone – Approved, with the following conditions: 1.) Prior to issuances of any permits the applicant shall provide to the County satisfactory NEPA and SHPO documentation; 2.) The applicant shall certify that all the feed lines and interconnecting cables shall be installed inside the monopole structure; and 3.) The applicant shall certify that all antenna and feed line monopole ports shall be secured to prevent access by birds and other wildlife. Vote was 5:1, with Thodey voting nay.

DISTRICT 2

III.B.4. (14PZ-00079) – FLORENCE J. CAREW – (Sara Hutton) – requests a change of classification from AU to RR-1 on 2.76 acres, located on the south side of Chase Hammock Road, approximately 0.20 mile east of N. Courtenay Parkway. (595 Chase Hammock Road, Merritt Island) **NMI Recommendation:** Hillberg/Williams – Approved. Vote was unanimous.

*C. Resolution, Re: Petition to Vacate Public Right-of-Way - Eau Gallie Boulevard (Sarno Road) Extension Agreement Concerning Vacation of Right-of-Way, Stormwater Drainage and Maintenance Road Easement Agreement, Contract for Sale and Purchase of Real Property, Contract for Sale and Purchase of Conservation Easement, Collateral Assignment and Security Agreement, Memorandum of Agreement – Melbourne - Sections 20 & 21, Township 27 South, Range 36E – P. W. Young Trust, LLC (District 5)

IV. UNFINISHED BUSINESS

V. NEW BUSINESS

- *A. Board Discussion and Staff Direction, Re: Establishment of North Merritt Island as an Area of Special Stormwater Concerns (District 2)
- *B. Letter of Response to Anti-Defamation League (ADL), Re: Recommendation of the Reconsideration of Prior Action Deferring Atheist Supplications to Public Comments Portion of the Agenda and to Implement ADL's Suggested Pre-meeting Prayer Protocols (District 4)
- *C. Reject Settlement Offer, Re: Morehead v. Brevard County, Case No. 05-2007-CA-006126-XXXX-XX

VI. PUBLIC COMMENTS (Comments may not address subsequent Agenda items.)

VII. BOARD REPORTS AND PRESENTATIONS (MORE THAN 5 MINUTES)

- A. Stockton Whitten, County Manager
- B. Morris Richardson, Assistant County Attorney
- C. Chuck Nelson, District 2 Commissioner
- D. Trudie Infantini, District 3 Commissioner
- E. Andy Anderson, District 5 Commissioner
- F. Robin Fisher, District 1 Commissioner, Vice Chairman
- G. Mary Bolin Lewis, District 4 Commissioner, Chairman

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 PHONES 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: http://www.brevardcounty.us.