

## A G E N D A

MEETING OF THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS  
Government Center Commission Room, Building C  
2725 Judge Fran Jamieson Way  
Viera, Florida

April 11, 2006

**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.**

9:00 a.m.      CALL TO ORDER

INVOCATION BY:      Reverend Hartford Lee, Greater Allen Chapel African Methodist Episcopal Church, Melbourne, Florida

PLEDGE OF ALLEGIANCE: Commissioner Sue Carlson, District 4

APPROVAL OF MINUTES: August 24, 2005 Joint Meeting with Indian River County

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

**A.      Development and Environmental Services Group**

**Natural Resources Management Office**

**Permitting and Enforcement Department**

1.      Contract with The Viera Company, Re: Guaranteeing Improvements for Judge Fran Jamieson Way Extension (District 4)
2.      Final Engineering and Preliminary Plat Approvals, Re: Stoneridge Subdivision (District 4)

\*Changes to Advanced Agenda  
Rev. 04/07/06

**I. CONSENT AGENDA (CONTINUED)****A. Development and Environmental Services Group (continued)**

3. Unpaved Road Agreement with Tony Caruso, Re: Govan Avenue (District 3)
- \*4. Final Plat Approval, Easement, Hold Harmless Agreement, and Contract with Walkabout Residential Company, LLC, Re: Walkabout New South Wales and Lorrikeet Subdivision (District 1)
5. Contract with The Viera Company, Re: Guaranteeing Improvements for Bresley Drive (District 4)
6. Waiver of Section 62-102, Re: Location of Third Flag Stem off Grant Road for Mr. Leone Hayden, Trustee (District 3)
7. Final Plat Approval, Re: Preserve Drive (District 4)
8. Approval to Proceed with Paperwork to Convert Private Road Right-of-way to Public Dedication on Future Recorded Plat, Re: Sharpes Lake Boulevard (District 1)
9. Final Plat Approval and Contract with The Viera Company, Re: Sunstone, Phase 2 (District 4)

**Planning and Zoning Office****Regional Stormwater Utility Department****Road and Bridge**

10. Resolution, Re: Proclaiming Public Works Week
11. Standard Rental Agreement with Great Southern Construction Equipment Company, Re: Kobelco SK330 Excavator

**Solid Waste Management Department**

12. Task Order 97-48 with Neel-Schaffer, Inc., Re: Solid Waste Management Plan and 5-year Capital Improvement Program

**Transportation Engineering Department**

- \*13. Permission to Bid, Re: Street Sweeper (District 2)

**I. CONSENT AGENDA (CONTINUED)****A. Development and Environmental Services Group (continued)**

14. Interlocal Agreement with City of Cocoa, Re: Design and Relocation of Utilities for Barnes Boulevard Widening Project (District 4)
15. Resolution and Emergency Relief Program Agreement with the Florida Department of Transportation, Re: Reimbursement of Damages Due to Hurricane Wilma
16. Resolution, Re: Authorizing Installation of "No Parking on Streets Between Midnight and 7:00 a.m." Sign at Entrance to The River Grove on the Trail Subdivision (District 2)
17. Speed Hump Request, Re: Rosebud Street (District 1)
18. Speed Hump Request, Re: Barbara Road (District 1)
19. Resolution, Re: Revising Schedule of Fees and Charges for Signing and Pavement Markings
20. Contract for Sale and Purchase with Dolanlil, Inc., Waive Phase I Environmental Assessment, Deed and Plat Restrictions, and all Florida Power & Light, BellSouth, and Public Utility Easements, Re: Wickham Road Widening Project (District 5)
21. Contract for Sale and Purchase with Roy L. Clayton, Waive Phase I Environmental Assessment, Deed and Plat Restrictions, and all Florida Power & Light, BellSouth, and Public Utility Easements, Re: Wickham Road Widening Project (District 5)
22. Accept Temporary Construction Easement from Roy L. Clayton and Charles A. Smith, Waive Phase I Environmental Assessment, Deed and Plat Restrictions, Title Insurance, and all Florida Power & Light, BellSouth, and Public Utility Easements, and Allow Land Acquisition Office to Order Payment and Conduct Closing, Re: Wickham Road Widening Project (District 5)
- \*23. Approval, Re: Budget Change Request for Appointive Service Special Project Employees

**Transportation Planning Office**

**Utility Services Department**

**Valkaria Airport**

**I. CONSENT AGENDA (CONTINUED)****B. Community Services Group****Agriculture & Extension Services Office****Animal Services & Enforcement Department****Criminal Justice Services Department****Housing and Human Services Department****Library Services Department****Mosquito Control Department****Parks and Recreation Department**

1. Approval of Contributions to Cities of Melbourne, Palm Bay, Cocoa Beach, and Titusville, and Thunder Over Indian River, Inc. for Port St. John, Re: Fourth of July Fireworks Display (Districts 1, 2, 3, and 5)
2. Agreement with the Harry T. and Harriette V. Moore Cultural Complex, Inc., Re: Support for the Harry T. and Harriette V. Moore Memorial Park (District 1)
3. Water Line and Ingress/Egress Easement Agreement and Bill of Sale, Re: Sharpes Community Center Park Waterline (District 1)
4. Option Agreement for Sale and Purchase with Parrish Holder Land Corporation and The Nature Conservancy, Waiver of Paragraph III.A.3 of Administrative Order 37, Re: Property on South Side of Parrish Road (District 1)
5. Option Agreement for Sale and Purchase with J & S Curb/Concrete, Inc. and The Nature Conservancy, Re: Property North of Canaveral Groves Boulevard (District 1)

**Transit Services Department**

6. Resolution, Standard Assurances, and Application, Re: Trip & Equipment Grant Agreement with the Florida Commission for the Transportation Disadvantaged Program
7. Amendments to Public Transportation Joint Participation Agreements with Florida Department of Transportation, Re: Project Audit Requirements

**I. CONSENT AGENDA (CONTINUED)**

C. Management Services Group

**Budget Office**

**Central Services Office**

1. Request for Reduction of Fine and Release of Code Enforcement Lien, Re: Case No. 02-3539 (District 3)
2. Request for Reduction of Fine and Release of Code Enforcement Lien, Re: Case No. 99-1887 (District 1)

**Economic and Financial Programs Office**

3. Resolution, Re: Approving Commercial Paper Loan for the Emergency 911 Computer Aided Dispatch Software System
4. Contract for Sale and Purchase with Arthur J. and Susan Schricker, Re: Property in Spaceport Commerce Park

**Facilities Department**

**Information Technology Department**

5. Special Services Arrangement Agreement with BellSouth, Re: Upgrade of Emergency 9-1-1 Equipment

**SCGTV/Communications Office**

**Tourism Development Office**

D. Miscellaneous

**County Attorney**

**County Manager**

**Fire Rescue Department**

**Human Resources Office**

1. Addendum to Agreement with County Attorney, Re: Adjusting Annual COLA and Merit Increases

**I. CONSENT AGENDA (CONTINUED)**

D. Miscellaneous (continued)

**Emergency Management Office**

**Other**

2. Appointments, Re: Brevard Workforce Development Board
3. Approval, Re: Distribution of State Forfeiture Funds to City of Cape Canaveral
4. Lease Agreement with State of Florida and Sub-Lease with Child Care Association of Brevard, Re: Use of Monroe Center
5. Appointments/Reappointments, Re: Citizen Advisory Boards
6. Approval, Re: Bills and Budget Changes

**II. REPORTS/PRESENTATIONS (Longer than 5 Minutes)**

- A. Peggy Busacca, County Manager
- B. Scott Knox, County Attorney
- C. Truman Scarborough, District 1 Commissioner
- D. Ron Pritchard, D.P.A., District 2 Commissioner
- E. Susan Carlson, District 4 Commissioner
- F. Jackie Colon, District 5 Commissioner
- G. Helen Voltz, Chair of the Board
- H. Staff Recognition

**III. RESOLUTIONS, AWARDS AND PRESENTATIONS (Less than 5 Minutes)**

- A. Resolution, Re: Recognizing Eagle Scout Timothy R. Joubert (District 4)
- B. Resolution, Re: Recognizing Eagle Scout Matthew S. Joubert (District 4)

**III. RESOLUTIONS, AWARDS AND PRESENTATIONS (Continued)**

- C. (Deleted)
- D. Presentation, Re: Rebate Check from Bank of America Global Treasury Services
- E. Resolution, Re: Proclaiming National County Government Week
- F. Resolution, Re: Proclaiming National Telecommunicators Week
- G. Resolution, Re: Proclaiming National Fair Housing Month
- H. Resolution, Re: Proclaiming Tartan Day (District 4)
- I. Resolution, Re: Recognizing Modesta Herbert George (District 5)
- J. Resolution, Re: Proclaiming Brevard County Cocoa Expo Soccer Day (District 3)
- \*K. Resolution, Re: Proclaiming Administrative Professionals Week (District 4)

**IV. ITEMS REMOVED FROM CONSENT AGENDA****V. PUBLIC COMMENTS (Comments may not address subsequent Agenda items.)**

11:30 a.m. Executive Session, Re: Jaworski v. Brevard County

**VI. PUBLIC HEARINGS**

- A. Resolution, Re: Vacating Raw Waterline, Well Site and Utility Easements Along Australian Way – Creech Engineers, Inc. (District 1)
- B. Resolution and Acceptance of Drainage Easement, Re: Vacating Drainage Easement in Carriage Gate Subdivision – Andrew P. Waterman (District 5)
- C. Resolution, Re: Vacating Seminole Street in Scottsmoor - Robert and Eleanor Brown and Ronald and April Westberry (District 1)

**VI. PUBLIC HEARINGS (CONTINUED)**

- D. Resolution, Re: Vacating a Portion of a Public Utility and Drainage Easement in Baytree PUD, Phase 2 – Colonel Richard S. and Dr. Phyllis Mather (District 4)
- E. First Amendment to Joint Planning Agreement with the City of Melbourne, Re: Joint Planning and Review Area
- F. Ordinance, Re: Creating Morningside Drive Paving Municipal Service Benefit Unit (District 2)
- G. Ordinance, Re: Amending Chapter 86, Article III, Roads and Bridges Permitting of Uses in Rights-of-way and Easements
- H. Resolution, Re: Revising Fare Structure for Space Coast Area Transit Services
- I. Ordinance, Re: Granting Economic Development Ad Valorem Exemption for Guardian Ignition Interlock Manufacturing, Inc.
- J. Ordinance, Re: Amending Ordinance 05-60, Use and Sale of Fireworks and Sparklers

**VII. UNFINISHED BUSINESS**

- \*1:30 P.M. A. Presentation, Re: Air Quality Study by EH&E, Inc. (District 1)
- B. Board Direction, Re: Mims Incorporation Feasibility Study (District 1)
- \*C. Permission to Negotiate Contract for Sale and Purchase with Douglas P. and Britta J. Hooker, Re: Dow Road in Industrial Plaza Subdivision (District 5)

**VIII. NEW BUSINESS**

- A. Development and Environmental Services Group
  - 1. Staff Report and Direction, Re: Skateboard Ramps in Residential Zoning Classifications
  - 2. Discussion and Direction, Re: Land Exchange Between Brevard County and A. Duda & Sons (District 4)
  - 3. Waiver of Section 62-102, Re: Paving of Nugget Street (District 3)

VIII. **NEW BUSINESS** (CONTINUED)A. Development and Environmental Services Group (continued)

4. Waiver of a Portion of Buffer Wall Requirement, Re: Cobblestone Subdivision (District 5)
- \*5. Board Direction, Re: Depiction of Federally Owned Properties in the Comprehensive Plan
- \*6. Third Addendum to Contract for Sale and Purchase with Michael J. Conn and Robert J. Woodhouse V., Re: Barnes Boulevard Widening Improvement Project (District 4)

B. Community Services Group

1. Board Direction, Re: Location of the Brevard County Senior Center at Melbourne (District 4)
2. Board Direction, Re: Environmentally Endangered Lands Acquisitions within the Town of Malabar (District 3)
3. Resolution, State Certification, and Permission to Advertise Funding Availability, Re: State Housing Initiatives Partnership Local Housing Assistance Plan

C. Management Services GroupD. County ManagerE. Miscellaneous

1. Citizen Request - J. Stanley and Carol H. Payne, Re: Waiver of Educational Facilities Impact Fee
2. Citizen Request - Jim and Kim Mooney, Re: Waiver of Educational Facilities Impact Fee
3. Presentation - Mary Hillberg, Re: Growth Management and Impact Fees
4. Citizen Request - Paul Lyons, Re: Waiver of Six-month Waiting Period for Rezoning

VIII. **NEW BUSINESS** (CONTINUED)E. Miscellaneous (continued)

5. Presentation - Jerry Padrick, Re: Flooding on Temple Street Located in Canaveral Groves
6. Citizen Request - Don Page, Re: Establish New Boundaries and Assessments for Additional Lots in South Carpenter Road Rambling Acres Water Line Municipal Service Benefit Unit
- \*7. Request by Brevard Zoo, Re: Waiver of Fee for Renovation of Café, Picnic Pavilion, and Quarantine Building
- \*8. Citizen Request - Frank J. Hunter, Re: Violations for Property Located on Evinrude Road
- \*9. (Deleted)
- \*10. Legislative Intent and Permission to Advertise, Re: Amendment to Section 62-153, Land Use Regulations (District 3)

**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 the Sound Technician 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 1 or 99, Adelphia Cable Channel 51, and Comcast Cable Channel 26. 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/PAGES/agendalist.htm](http://www.brevardclerk.us/PAGES/agendalist.htm)**



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