

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

February 21, 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: Reverend Jarvis Wash, The R.E.A.L. Church, Merritt Island
(District 2)

PLEDGE OF ALLEGIANCE: Commissioner John Tobia, District 3

APPROVAL OF MINUTES: January 24, 2017 Regular Meeting Minutes

I. RESOLUTIONS, AWARDS AND PRESENTATIONS

- A. Resolution, Re: Recognizing Space Coast Area Transit (SCAT) Vehicle Operator, Ann Bernick
- B. Resolution, Re: Proclaiming March 2017 as Irish American Heritage Month (District 4)
- C. Resolution, Re: Recognizing Librarian Dianne Leary Upon Her Retirement After 34 Years with Brevard County (District 5)

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

II. CONSENT AGENDA (CONTINUED)

A. Development and Environmental Services Group (continued)

Natural Resources Management Department

Planning and Development

1. Binding Development Plan, Re: Sharpes Executive Golf Course Inc. (District 1)
2. Binding Development Plan, Re: David B. Robertson (District 5)
3. Interlocal Agreement with the City of Palm Bay, Re: First Amendment to Contractor Licensing (Districts 3 and 5)
4. Final Plat Approval, Re: Kerrington at Addison Village, Tract P Subdivision – The Viera Company (District 4)
5. Appeal of De Facto Denial by Zoning Official of Nonconforming Status, Re: 2200 S. Orlando Avenue, Cocoa Beach

Public Works Department

6. Approval, Re: Warranty Deed in Favor of Brevard County from Glenridge Subdivision HOA, Inc. and Sanitary Sewer Easement in Favor of Brevard County from Glenridge East, LLC (District 4)
7. Approval of Amendment of Right of Way Use Agreement with River Cove Owners Association, Inc., Re: Improvements Within the Right of Way (District 5)
8. Interlocal Agreement with Merritt Island Redevelopment Agency (MIRA), Re: Cone Road Sanitary Sewer System Extension (District 2) (Fiscal Impact: \$354,548 Reimbursement from MIRA)
9. Resolution and Release Performance Bond, Re, Transona, Phase 3 Subdivision – The Viera Company (District 4)
10. Resolution and Release Performance Bond, Re: Lake Andrew Drive Extension No. 1, Phase 1 – The Viera Company (District 4)
11. Resolution and Release Performance Bond, Re: Loren Cove at Addison Village, Phase 1 Subdivision – The Viera Company (District 4)
12. Approval, Re: Permanent Sanitary Sewer Easement in Favor of Brevard County from Constellation Commons, LLC, A Florida Limited Liability Company (District 4)

II. CONSENT AGENDA (CONTINUED)

A. Development and Environmental Services Group (continued)

13. Approval, Re: Utility Easement from RaceTrac Petroleum, Inc. in Favor of Brevard County for Easement Located on Constellation Drive in Melbourne (District 4)
14. Resolution and Release Performance Bond, Re: Viera Preserve FKA Sandhill Crossings of Brevard – Viera Preserve Development, LLC (District 4)
15. Resolution and Release Performance Bond, Re: Heritage Isle, Phase 7A – Lennar Homes, LLC (District 4)
16. Resolution and Release Performance Bond, Re: Heritage Isle, Phase 7B – Lennar Homes, LLC (District 4)
17. Resolution and County Deed, Re: Regarding Portion of Viera Boulevard Involved in the Construction Area of the Viera Boulevard and I-95 Interchange (District 4)
18. County Subordination Agreements and Subordination of County Easement Interests with Florida Department of Transportation (FDOT), Re: Interchange at Viera Boulevard – Subordination of Force Main Easements in Favor of Brevard County and Emergency Access, and Maintenance Easements as Part of the Plat of Star Rush Drive Extension (District 4)

Solid Waste Management Department

Utility Services Department

Valkaria Airport

B. Community Services Group

Housing and Human Services

Library Services Department

Parks and Recreation Department

Tourism

Transit Services Department

University of Florida; Brevard County Extension

II. CONSENT AGENDA (CONTINUED)

C. Public Safety and Support Services Group

Central Services

1. Permission, Re: Reject All Bids in Response to B-2-17-39/Air-Paks and Facepieces – Fire Rescue
2. Authorization for Execution of Contract, Re: Trafficware, Inc. (All Districts) (Fiscal Impact: \$107,350)

Emergency Management

Fire Rescue

Human Resources

Information Technology

SCGTV

D. Administrative Services Group

Budget

1. Approval, Re: Budget Change Request(s)

County Attorney

2. Authority to File, But Not Yet Serve, Re: Complaint Against Diamond Plastics Corporation for Negligence Resulting in Force Main Failures

County Manager

3. Capital Outlay Committee (COC) Appointment, Re: Public School Facility Planning and Concurrency Interlocal Agreement (ILA)
4. Legislative Intent and Permission to Advertise, Re: Economic Development Tax Exemption Ordinance for Erchonia Corporation

Miscellaneous

5. Agreement for Use of Property Tax Collections to Fund Exemption Audit Services, Re: Brevard Property Appraiser Homestead Audit Program
6. Approval, Re: At Large Appointments

II. CONSENT AGENDA (CONTINUED)

D. Administrative Services Group (continued)

7. Appointments/Reappointments, Re: Citizen Advisory Boards
8. Approval, Re: Billfolder

III. PUBLIC COMMENTS (30 minutes)

IV. PUBLIC HEARINGS

V. UNFINISHED BUSINESS

VI. NEW BUSINESS

A. Development and Environmental Services Group

1. Waiver Request, Re: Block Wall at Headrick Tire and Motorsports – Stephen M. Szabo, P.E. (District 1)
- *2. Legislative Intent and Permission to Advertise, Re: Ordinance Establishing Standards for Dispensing Facilities of Medical Marijuana Treatment Centers (MMTC)

B. Community Services Group

C. Public Safety and Support Services Group

D. County Attorney

E. County Manager

F. Miscellaneous

- *1. Resolution, Re: Modifying Delegation of Community Redevelopment Agency Powers to Municipalities (District 3)

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. Stockton Whitten, County Manager
- B. Scott Knox, County Attorney
- 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

Executive Session: Brevard County, Florida v. B West Townhouses, Ltd, Meadowbrook, LLC, Tradewinds Plaza, LLC, Case No. 05-2013-CA-025677

HISTORIC BREVARD

One of the most recent State Historical Markers to be granted to Brevard County was for a site in Titusville now known as Veteran's Memorial Fishing Pier. Originally it was called Walker Bridge, and in 1922 it was the first bridge opened to connect Titusville to North Merritt Island.

This span was so heavily traveled that improvements were soon planned, but they were interrupted by material shortages during World War II. The unsafe conditions contributed to the deaths of six U.S. Army soldiers who went off into the river in their transport truck. Passersby were able to rescue some but not all of them.

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 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.