



Regular

Brevard County Board Of County Commissioners Governing Board Of The Brevard Mosquito Control District Governing Board Of The Barefoot Bay Water And Sewer District

2725 Judge Fran Jamieson Way

Viera, FL 32940

Agenda

Tuesday, October 11, 2022

If you wish to speak to any item on the agenda, please fill out a speaker card. Persons addressing the Board shall have three minutes to complete his/her comments on each public hearing 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 Chair to determine the time limit on comments under Public Comment and other agenda items that are not Quasi-Judicial Public Hearings. In Quasi-Judicial proceedings, fifteen (15) minutes shall be allowed for applicants and five (5) minutes for other speakers.

A. CALL TO ORDER 5:00 PM

B. INTENTIONALLY OMITTED

C. PLEDGE OF ALLEGIANCE: Commissioner Curt Smith, District IV

D. MINUTES FOR APPROVAL: August 2, 2022 Regular; August 26, 2022 Regular; September 6, 2022 1st Budget Hearing

E. RESOLUTIONS, AWARDS AND PRESENTATIONS

E.1. Resolution acknowledging October 2022 as Domestic Violence Awareness Month (District 1)

E.2. Resolution to adopt the goal of Vision Zero - District 1

E.3. Resolution acknowledging Breast Cancer Awareness - District 4

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

Development and Environmental Services Group

Natural Resources Management

F.1. Septic Upgrade Program Retroactive Payment Requests

- F.2.** Florida Department of Environmental Protection Grant WG004 - Merritt Island Zone C Septic-to-Sewer
- F.3.** Florida Department of Environmental Protection Grant WG005 - Merritt Island Zone F Septic-to-Sewer

Planning and Development

- F.4.** Waiver Request, Re: Waiver of Wall Requirement for Big Scott's Warehouse (22WV00006)(21SP00027)(District 1)
- F.5.** Waiver Request, Re: Waiver of Stormwater Management Criteria for Corporate Hanger(22WV00015)(21AD00020)(District 2)
- F.6.** Final Plat Approval, Re: Viera Professional Center
Developer: Breslay Drive Partners, LLC District 4
- F.7.** Acceptance, Re: Binding Development Plan with Daren and Regina Dempsey (District 2)

Public Works Department

- F.8.** Approval, Re: Dedication of Sanitary Sewer Easement and Reuse Water Main Easement from DD Willett 17.31, LLC, for the Viera Boulevard Commercial Center II Multi-Family Project - District 4.
- F.9.** Approval, Re: Quit Claim Deed for Tract EE for the proposed future Hollywood Boulevard Widening Project from: 1) Manchester Lakes Homeowners Association of Brevard, Inc. and 2) Manchester Lakes, LLC, a dissolved Florida limited liability company - District 3.
- F.10.** Approval, Re: Donation by Warranty Deed from J-R Briere, Inc., for Tracts A, B, C, D and E of Briere Subdivision Related to the Micco Master Stormwater Project - District 3.
- F.11.** Approval, Re: 1) Warranty Deed and Easement from Stephen Tanner and Sophia Mellos, 2) Bill of Sale Lift Station from Stephen Tanner and Sophia Tanner, Pioneer Pointe, LLC and Pioneer Pointe Owners Association, Inc., 3) Bill of Sale Force Main from Stephen Tanner and Sophia Tanner, Pioneer Pointe, LLC and Pioneer Pointe Owners Association, Inc., and 4) Amendment to Covenants and Mutual Cross Easement Agreements for the Hampton Manor of Merritt Island Project - District 2.
- F.12.** Adopt Resolution and Release Performance Bond: Sendero Cove and Sierra Cove at Addison Village, Phases 4 & 5 - District 4
Developer: The Viera Company

- F.13.** Approval, Re: Donation of Right of Way by Warranty Deeds (5) and Public Utility and Drainage Easements (5) needed for the Sunset Avenue Road Improvement Project, Phase 2 - District 1.
- F.14.** Approval, Re: Sidewalk Easement from Concept Real Property Holdings, LLLP, for a Commercial Retail Store - District 1.
- F.15.** Approval, Re: Drainage and Emergency Access Easement, and Drainage Easement from Harvest Landing Homeowners Association Inc., Related to Harvest Landing Planned Unit Development (PUD) - District 2.
- F.16.** Approval, Re: Donation of Drainage Easement from Hugh Gregory Dixon and Dorothy A. Dixon for the Old Settlement Road Outfall Replacement Project - District 2.
- F.17.** Adopt Resolution and Release Performance Bond: Ivanhoe Drive Extension - Segment A - District 4
Developer: The Viera Company
- F.18.** Approval Re: Permission to Quote and Utilize Piggyback Contracts for Goods and Services for the Public Works Department and Utilities Services Department
- F.19.** Approval, Re: Utility Easements from Andrew Gregori, Trustee of the Richard and Deborah Gregori Grantor Trust for the Gregori Construction Complex - District 1.

Community Services Group

Housing and Human Services

- F.20.** Approval, Re: Annual Agreement and Associated Health Department Fee Resolution between the Brevard County Board of County Commissioners and the Brevard County Health Department

Parks and Recreation Department

- F.21.** Approval, Re: St. Johns River Water Management District Conservation Easement on land donation received from Jett Terrain LLC - District 3
- F.22.** ITEM REMOVED
- F.23.** Acceptance, Re: Donation of land for the Environmentally Endangered Lands Program (District 1)
- F.24.** Resolution, RE: Parks and Recreation Department Schedule of Fees (All Districts)

Transit Services Department

- F.25.** Approval, Re: Medicaid Waiver Services Agreement with the Florida Agency for Persons with Disabilities for Medicaid Waiver Home and Community Based Services Transportation Program

Public Safety Group

Fire Rescue

- F.26.** Approval, Re: Confirmation of the Membership in the County EMS Advisory Council

Support Services Group

Budget

- F.27.** FY 2023 Meeting Schedule for Community Development Districts

Human Resources

- F.28.** Tentative labor agreement with Laborer's International Union Local 630 pending ratification by the Board of County Commissioners.
- F.29.** Permission to Advertise Public Hearing regarding Merit System Policy Changes
- F.30.** Incentive Pay for Non-Bargaining Unit Employees

Administrative Services Group

County Attorney

- F.31.** Resolution of Necessity for Acquisition of Easements for the Mid-Reach Segment of the Brevard County Shore Protection Project and Authority to Certify Lands
- F.32.** Legislative Intent and Permission to Advertise an Ordinance Amending Chapter 102, Article III, Section 102-119, Brevard County Code of Ordinances, Pertaining to the Tourist Development Plan.

County Manager

- F.33.** Appointment(s) / Reappointment(s)
- F.34.** 2022 County Advisory Board Annual Written Reports

Miscellaneous

- F.35.** Bill Folder
- F.36.** Requisition of Fiscal Year 2023 Budget - Brevard County Sheriff's Office

F.37. Resolution recognizing September 15th to October 15th as Hispanic Heritage Month

F.38. Appointments to Brevard Workforce Development, Inc. Board of Directors dba
CareerSource Brevard

G. PUBLIC COMMENTS

H. PUBLIC HEARINGS

I. UNFINISHED BUSINESS

I.1. ITEM REMOVED

J. NEW BUSINESS

Development and Environmental Services Group

J.1. Request Board direction with regard to a request by Brevard Energy LLC to amend and restate the current Landfill Gas Purchase Contract and Lease of Land.

Add Ons

J.2. Board Approval RE: Temporary 90-day waiver of building permit fees for repair of Hurricane Ian damage

K. PUBLIC COMMENTS

L. BOARD REPORTS

L.1. Frank Abbate, County Manager

L.2. Morris Richardson, County Attorney

L.3. Rita Pritchett, Commissioner District 1

L.4. John Tobia, Commissioner District 3

L.5. Curt Smith, Commissioner District 4, Vice Chair

L.6. Kristine Zonka, Commissioner District 5, Chair

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 and AT&T U-verse Channel 99. 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.brevardfl.gov>. The Agenda may be viewed at: <http://www.brevardfl.gov/Board Meetings>

In accordance with BCC-97 Section G.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 pink card asking to be heard. Any speaker not heard during the first thirty minute segment will be heard during a second public comment segment held at the conclusion of business specified on the regular Commission agenda. Individuals may not speak under both the first and second public comment period. 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 or request a staff report.

Any invocation that may be offered before the official start of the Commission meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Commission. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Commission, and the Commission is not allowed by law to endorse the religious beliefs or views of this, or any other speaker.