



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, May 18, 2021

**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 9:00 a.m.**
- B. INTENTIONALLY OMITTED**
- C. PLEDGE OF ALLEGIANCE: Commissioner Bryan Lober, District 2**
- D. MINUTES FOR APPROVAL: January 26, 2021 Regular; February 4, 2021 Zoning**
- E. RESOLUTIONS, AWARDS AND PRESENTATIONS**
  - E.1.** Resolution proclaiming May 2021 as Mental Health Awareness Month
  - E.2.** Resolution recognizing May 20th as Emancipation Day for Brevard County and Florida
  - E.3.** DELETED
  - E.4.** Approval of Resolution, Re: Emergency Medical Services (EMS) Week (Bryan Lober, Commissioner District 2)
  - E.5.** Resolution Recognizing Robert H. Clark on his 102nd birthday
  - E.6.** Presentation by CFX

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

**Development and Environmental Services Group**

Mosquito Control

- F.1.** Florida Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services, Arthropod Control Budget Amendment

Natural Resources Management

- F.2.** Florida Department of Environmental Protection Grant LPA0093 - Water Quality Improvements
- F.3.** Approval Re: Mud Lake Phase 1 Drainage Improvements FEMA Grant for the Design of Flood Mitigation Improvements - District 2
- F.4.** Florida Department of Environmental Protection Grant INV14 - Satellite Algae Bloom and Nutrient Source Tracking
- F.5.** Review of BCC-96 – Delegation of Public Interest Determinations for Exceedance of 30% Impervious Area For Accessory Structures in Single Family Residential Surface Water Protection Buffers (Buffers)

Planning and Development

- F.6.** Board Policy Review, Re: BCC-41, Waiver of Development Review and Permit Fees.
- F.7.** Board Policy Review, Re: BCC-50, Fee Waivers
- F.8.** Final Plat and Contract Approval, Re: The Greens at Indian River Preserve (Pods 16 & 19) Developer: Indian River Preserve Estates, Corp. District 1
- F.9.** Legislative Intent and Permission to Advertise RE: Code Revisions to Floor Area Ratio (FAR)
- F.10.** Final Plat and Contract Approval, Re: Sendero Cove & Sierra Cove at Addison Village - Phase 3  
Developer: The Viera Company

Public Works Department

- F.11.** Approval Re: Interlocal Agreement with the School Board of Brevard County for Class B Commercial Driver's License Certification and the Sharing of Property
- F.12.** Approval Re: Conveyance of Barnes Boulevard from Fiske Boulevard to Cobblewood Drive to the City of Rockledge - District 4

- F.13.** Adopt Resolution and Release Performance Bond: Lake Andrew Drive - Segment E and Pineda Boulevard Segment I, Phase 1 - District 4  
Developer: The Viera Company
- F.14.** Approval, Re: Warranty Deed and Utility Easement for the Love's Travel Stops and Country Stores, Inc., Mims Project - District 1.

Solid Waste Management

- F.15.** Request Approval of Attachment to Omni Waste Expired Contract to Include FEMA Required Provisions and Authorize the Chair to sign the Attachment

Utility Services Department

- F.16.** Resolution Amending the "Criteria for Water and Sanitary Sewerage Systems Within Brevard County" (All Districts)

Valkaria Airport

- F.17.** Public Transportation Grant Agreement, AWOS Installation at Valkaria Airport
- F.18.** Public Transportation Grant Agreement, Design, Permit and Construct Hangars, and Access Taxiway at Valkaria Airport.
- F.19.** Amendments to the Valkaria Airport Rules & Regulations (BCC-79), and the Non-Commercial Aircraft Storage Lease

**Community Services Group**

Tourism Development Department

- F.20.** Approval, FY 2021-2022 Tourist Development Council (TDC) Capital Facilities Committee Grant Program Schedule, Guidelines, Application, and Score Sheet.
- F.21.** Approval, FY 2021-2022 Tourist Development Council (TDC) Cultural Committee Grant Program Schedule, Guidelines, Application, and Score Sheet

Transit Services Department

- F.22.** Approval, Re: Authorizing Resolution, Grant Application, Use of Toll Revenue Credits, Designation of Signature Authority and Execution of Follow-Up Master Grant Agreement with the Federal Transit Administration, FY2021/FY2022 Brevard County Transit Federal Capital and Operating Assistance Urbanized Area Grant
- F.23.** Approval, Re: Resolution and Public Transportation Grant Agreement, re: Florida Department of Transportation Public Transit Block Grant Program

- F.24.** Approval, Re: Resolutions and Public Transportation Grant Agreements, Florida Department of Transportation Transit Corridor Grants for SR520 and SRA1A Fixed Route Bus Service (District 2)
- F.25.** Approval, Re: Authorizing Resolution, Grant Application, Standard Assurances, and Execution of Follow-up Grant Agreement for SFY 2022 Florida Commission for the Transportation Disadvantaged Trip & Equipment Grant
- F.26** Approval, Re: Authorizing Resolution, Grant Application, Designation of Signature Authority and Execution of Follow-up Master Grant Agreement with Federal Transit Administration re: Space Coast Area Transit American Rescue Plan Act of 2021 Formula Grant
- F.27.** Approval of Coordination Agreement, Re: Bus Transportation Services with School Board of Brevard County

#### University of Florida; Brevard County Extension

- F.28.** Approval, Re: Lease Modification #4 to Agreement for the State of Florida Division of Plant Industry Lease at UF/Extension Services
- F.29.** Approval, Re: Agreement with Feeding Florida, Fresh Access Bucks Program at the Brevard County Farmers Markets located at Wickham Park and the Titusville Welcome Center.

#### Public Safety Group

##### Emergency Management

- F.30.** Delegation of Authority for Hurricane Season
- F.31.** Approval and acceptance of Florida Department of Economic Opportunity Defense Infrastructure Grant funds and to apply them to Emergency Operations Center site work utilizing the existing Board approved contract.

#### Support Services Group

##### Budget

- F.32.** Authorization: RE: Municipal Review of Local Option Gas Tax (LOGT) Percentages Allocations
- F.33.** Approval of Budget Change Requests

##### Central Services

- F.34.** Revised Contractor Prequalification and Intended Award of Sykes Creek Phase I Muck Removal Services to Waterfront Property Services, LLC., D/B/A Gator Dredging

### **Administrative Services Group**

#### County Attorney

- F.35.** Resolution In Re: National Prescription Opiate Litigation Case No. 1:17-MD-2804
- F.36.** Request Authority for Chair to Request and Sign an Amendment to Project Partnership Agreement with U.S. Army Corps of Engineers

#### County Manager

- F.37.** Acknowledge Receipt of the Proposed FY 2021/2022 Budget of the City of Palm Bay's Bayfront Community Redevelopment Agency
- F.38.** Economic Development Commission of Florida's Space Coast, Inc. (hereafter referred to as the "EDC") Annual Audit Report and Bi-Annual Report

#### Miscellaneous

- F.39.** Appointment(s) / Reappointment(s)
- F.40.** Precinct Boundaries - Altered and Added (Chapter 101.001 (1) F.S.)
- F.41.** Brevard County Comprehensive Annual Financial Report for the fiscal year ended September 30, 2020 and Brevard County Annual Financial Audits Report for the fiscal year ended September 30, 2020

### **G. PUBLIC COMMENTS**

### **H. PUBLIC HEARINGS**

- H.1.** Repeal of Ordinance Establishing Farmton-Brevard Community Development District, Ordinance 2015-30
- H.2.** Amendment to Resolution 13-229 in order to adopt the Water and Sewerage Maintenance Index for setting annual increases in the Countywide System monthly water & sewer charges in lieu of the Consumer Price Index (CPI-U)
- H.3.** Adoption of Ordinance 21-\_\_\_ revising Chapter 22 of the Brevard County Code of Ordinances RE: Deregulation of Certain Specialty Trades
- H.4.** Public Hearing Re: Intersection Signalization Construction Contract for N. Wickham Road at Deer Lakes Drive and Meeting Lane - District 4

- H.5. Ordinance to Create a Non-Ad Valorem Special Assessment for the Medicaid Managed Care for Direct Payment Program for Local Hospitals

**I. UNFINISHED BUSINESS**

- I.1. Request the Board of County Commissioners to authorize initiation of construction of the US192 Class III Landfill Project and notification of Deseret Ranch of commencement of construction.

- I.2. County Attorney Recruitment

**J. NEW BUSINESS**

**Community Services Group**

- J.1. Approval, Re: Resolutions and Leases at the Gibson Complex and Field (District 1)
- J.2. Approval, FY 2021-2022 Tourist Development Council (TDC) Beach Improvement Committee Grant Program Schedule, Guidelines, Application, and Score Sheet

**Miscellaneous**

- J.3. Amendment to BCC-97, placing limitations on actions taken at zoning meetings.

**Add Ons**

- J.4. Obloy Code enforcement Liens

**K. PUBLIC COMMENTS**

**L. BOARD REPORTS**

- L.1. Frank Abbate, County Manager
- L.2. Eden Bentley, County Attorney
- L.3. Rita Pritchett, Commissioner District 1, Chair
- L.4. Bryan Lober, Commissioner District 2
- L.5. John Tobia, Commissioner District 3
- L.6. Curt Smith, Commissioner District 4
- L.7. Kristine Zonka, Commissioner District 5, Vice 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 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.

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.