

## 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

July 21, 2009

**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: Pastor Ralph Nygard, Eau Gallie First Baptist Church

PLEDGE OF ALLEGIANCE: Commissioner Mary Bolin, District 4

### **I. RESOLUTIONS, AWARDS AND PRESENTATIONS (LESS THAN 5 MIN)**

- A. Presentation, Re: Employee Longevity Recognition
- \*B. (Deleted)
- C. Resolution, Re: Recognizing Guardian Ad Litem Volunteers (District 4)
- D. Resolution, Re: Recognizing and Commending "The Dance Mania All-Stars (District 5)
- E. Presentation, Re: Keep Brevard Beautiful Trash Bash Award

\*Revised 07-21-09

**I. RESOLUTIONS, AWARDS AND PRESENTATIONS (CONTINUED)**

- F. Presentation, Re: MyRegion.org Update
- G. Resolution, Re: Tobacco Products Placement (District 2)
- H. Resolution, Re: Recognizing Eagle Scout Alexander Clark (District 4)
- \*I. Resolution, Re: Recognizing Eagle Scout Aaron Arrowood (District 3)
- \*J. Resolution, Re: Commending Volunteer Dentists (District 2)

**II. BOARD REPORTS AND PRESENTATIONS**

- A. Stockton Whitten, Interim County Manager
- B. Scott Knox, County Attorney
- C. Robin Fisher, District 1 Commissioner
- D. Trudie Infantini, District 3 Commissioner
- E. Mary Bolin, District 4 Commissioner, Vice Chairman
  - \*1. Presentation, Re: Regional Aerospace Workforce Summary
- F. Andy Anderson, District 5 Commissioner
- G. Chuck Nelson, District 2 Commissioner, Chairman

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

- A. Development and Environmental Services Group

**Natural Resources Management Office**

**Planning and Development Department**

- 1. Proportionate Share Agreement with Joy, LLC, Re: Westbound Left Turn Lane at Intersection of Minton Road and Eber Road (\$43,760) (District 5)

**Public Works Department**

- 2. Resolution and Perpetual Storm Sewer Easement with Florida Department of Transportation (FDOT), Re: Widening of SR 9 (I-95) (District 1)

**III. CONSENT AGENDA (CONTINUED)**

A. Development and Environmental Services Group (continued)

**Public Works Department**

- 3. Approval, Re: Authorize Public Works Director to Issue a Letter Accepting Transfer of St. Johns River Water Management District Permit from The Viera East Community Development District for the Widening of Murrell Road Phase II from Crane Creek Boulevard North to Rockledge City Limits (District 4)

**Solid Waste Management Department**

**Transportation Planning Office**

**Utility Services Department**

**Valkaria Airport**

B. Community Services Group

**Agriculture & Extension Services Office**

**Animal Services & Enforcement Department**

**Criminal Justice Services Department**

**Housing and Human Services**

**Library Services Department**

**Mosquito Control Department**

**Parks and Recreation Department**

- 1. Approval, Re: Proposed Windover Archeological Site Management (Fiscal Impact: \$2,500.00) (District 1)
- 2. Approval and Authorization for Chairman to Execute Agreement to Extend Interlocal Agreement with City of Titusville, Re: One Year Extension for Completion of Downtown Urban Parks Project (District 1)
- 3. Authorization, Re: Advertisement for Environmentally Endangered Lands (EEL) Program Selection and Management Committee Member

**Transit Services Department**

**III. CONSENT AGENDA (CONTINUED)**

**Tourism Development Office**

C. Management Services Group

**Budget Office**

**Central Services Office**

- 1. Approval, Re: Finding of Consent Vested Rights for Bright House Networks, LLC VR Case No. 09-01 (District 1)
- 2. Board Consideration, Re: Special Magistrate's Request for Reduction of Fine and Release of Code Enforcement Lien for 840 Manderine Drive, Merritt Island, Case #05-3567 (District 2)
- 3. Board Consideration, Re: Special Magistrate's Request for Reduction of Fine and Release of Code Enforcement Lien for 840 Manderine Drive, Merritt Island, Case #04-3700 (District 2)

**Economic and Financial Programs Office**

**Facilities Department**

- \*4. (Deleted)

**Fire Rescue Department**

**Information Technology Department**

**SCGTV/Communications Office**

D. Miscellaneous

**County Attorney**

- 1. Amended Resolution, Re: Denying Vested Rights Application of Sharon B. Farrar, Adopting Findings of Fact and Conclusions of Law Proposed by Special Magistrate, and Accepting the Recommendation to Allow Two Years to Relocate the Captive Wildlife to Properly Zoned Property

**County Manager**

**Human Resources Office**

**III. CONSENT AGENDA (CONTINUED)****D. Miscellaneous (continued)****Emergency Management Office**

2. Approval, Re: Homeland Security Sub-Grant Agreement for \$99,898, Contract #09-DS-20-06-15-01, Florida Division of Emergency Management, Department of Community Affairs
3. Approval, Re: Homeland Security Sub-Grant Agreement for \$91,000, Contract #09-DS-51-06-15-01, Florida Division of Emergency Management, Department of Community Affairs

**Other**

4. Authorization, Re: Distribution of \$8,261 in Florida Contraband Forfeiture Funds to City of Cape Canaveral
5. Authorization, Re: Purchase Equipment for Florida Highway Patrol (Troop D) in the Amount of \$27,449.50 Using Florida Contraband Forfeiture Funds
6. Acceptance, Re: Invitation for Edward Byrne Memorial Justice Grant (JAG) and Designate Brevard County Sheriff's Office (BCSO) as Coordinating Unit of Government
7. Appointments/Reappointments, Re: Citizen Advisory Boards
8. Approval, Re: Bills and Budget Changes

**IV. PUBLIC COMMENTS (Comments may not address subsequent Agenda Items. Speakers are allowed 3 minutes.)****V. PUBLIC HEARINGS**

- A. Consideration, Re: Bresley Drive Extension Exemption from Landscaping, Land Clearing & Tree Protection Code (08SD-00136) (District 4)
- B. Approval, Re: FY 2009/2010 Brevard County Home Consortium Consolidation Action Plan and FY 2009/2010 Annual Community Development Block Grant (CDBG) Action Plan (Fiscal Impact: HOME Grant \$1,589,778 and CDBG Grant \$1,554,605)
- C. Resolution, Re: Petition to Vacate Right-of-Way – Debbie Lane – Imperial Estates, Unit 5 - Herrill Herring and Vernon Becker (District 1)

**V. PUBLIC HEARINGS (CONTINUED)**

- \*11:00 a.m. D. Amendments, Re: Adoption of the 2009-1 Comprehensive Plan Amendment Package

**VI. UNFINISHED BUSINESS**

- A. Staff Direction, Re: Sidewalk Bonds and Sidewalk Construction Responsibilities
- B. Staff Direction, Re: Administration of Existing Subdivision Sidewalk Bonds and Extensions
- \*C. (Deleted)
- D. Discussion, Re: Tillman/Lennear v. Miller et al, Case #83-cv-199-Orl-DAB; Letter From US District Judge Gregory Presnell
- \*E. Consideration, Re: Review of Semifinalists for County Manager Position

**VII. NEW BUSINESS**

- A. Development and Environmental Services Group
1. Appeal of Administrative Decision, Re: Access Easement – Arthur and Sandy Li (District 2)
  2. Waiver Request, Re: Buffer Wall Requirement - ATM Recycling (District 2)
- B. Community Services Group
1. Approval, Re: SHIP and HOME Grant Awards for the Greater Heights, LLC, Homes for Independence Inc., and Titusville Housing Authority (Fiscal Impact: SHIP Grant \$615,000 and HOME Grant \$250,000)
  2. Approval, Re: SHIP Grant Awards for Condev Homes of Brevard, LLC and River Bend Pineapple Partners, LLC (Fiscal Impact: SHIP Grant \$780,000)
- C. Management Services Group

**VII. NEW BUSINESS (CONTINUED)****D. County Manager**

1. Consideration of Options, Re: State of Florida Lobbying Contract Services
2. Consideration of Options, Re: Federal Lobbying Contract Services
3. Request for Proposals, Re: Internal Auditing Services
- \*4. Confirmation, Re: Appointment of Fire Rescue Department Director

**E. Miscellaneous**

1. Discussion, Re: Tourist Development Tax Recovery Potential Litigation Against Internet Companies
2. Citizen Request, Re: James P. Teele – Kingsmill Stormwater Drainage, Flooding Drainage from Park Place, and Lake Washington Road North Side Drainage Ditch
- \*3. Resolution, Re: Parkway Signage
- \*4. Discussion, Re: Community Centers (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 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 199, Comcast (North Brevard) Cable Channel 51, and Comcast (South Brevard) Cable Channel 26, and simulcast of WBFT-LP 105.5 FM. 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](http://www.brevardclerk.us)**