

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA

12:00 AM

The Board of County Commissioners of Brevard County, Florida, met in regular session on April 29, 2014 at in the Government Center Commission Room, Building C, 2725 Judge Fran Jamieson Way, Viera, Florida.

CALL TO ORDER

Attendee Name	Title	Status	Arrived
Robin Fisher	Commissioner District 1	Present	
Chuck Nelson	Commissioner District 2	Present	
Trudie Infantini	Commissioner District 3	Present	
Mary Bolin Lewis	Vice Chairman/Commissioner District 4	Absent	
Andy Anderson	Chairman/Commissioner District 5	Present	

INVOCATION

The invocation was given by Pastor John Wright, Crosswalk Community Church, Titusville.

PLEDGE OF ALLEGIANCE

Commissioner Infantini led the assembly in the Pledge of Allegiance.

APPROVAL OF MINUTES

The Board approved the April 1, 2014, Regular Meeting Minutes.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Trudie Infantini, Commissioner District 3
SECONDER:	Andy Anderson, Chairman/Commissioner District 5
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM I.A., RESOLUTION, RE: RECOGNIZING EAGLE SCOUT JACOB THOMAS ADKINS

Commissioner Infantini read aloud, and the Board approved, Resolution No. 14-058, recognizing Jacob Thomas Adkins for attaining the rank of Eagle Scout; and offered congratulations and best wishes for a successful future.

Jacob Adkins stated it was a great project, it took a lot of work; a lot of planning went into it; and it was supposed to only take three months originally.

Mr. Adkins, Jacob's father, stated he sat on his Eagle Scout Board where he sits in front of the Board; it is amazing the maturity of this young man at 14 years old; there were a variety of questions from religious, political, beliefs, and what he can do for the community and the Boy Scouts; and he is well deserving of the Eagle Scout Award.

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RESULT: ADOPTED [UNANIMOUS]
MOVER: Trudie Infantini, Commissioner District 3
SECONDER: Andy Anderson, Chairman/Commissioner District 5
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM I.B., RESOLUTION, RE: PROCLAIMING MAY 5-11, 2014, AS CORRECTIONS OFFICERS APPRECIATION

Commissioner Nelson read aloud, and the Board adopted, Resolution No. 14-059, proclaiming the week of May 5 - 11, 2014, as Corrections Officers Appreciation Week; and encouraged all citizens to recognize the demanding and unselfish commitments made by Brevard County's Corrections Deputies.

Sheriff Wayne Ivey stated he is speaking on behalf of the Corrections Officers team; they take care of about 1,400 inmates every day in every capacity; they do an amazing job; it is oftentimes a thankless job; and it is one of the most dangerous and demanding jobs in the Sheriff's organization. He stated they operate one of the most efficient facilities in Central Florida, and it is a direct result in testament of these individuals that they work with. He expressed his appreciation to the Board for the resolution.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Chuck Nelson, Commissioner District 2
SECONDER: Andy Anderson, Chairman/Commissioner District 5
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM I.C., RESOLUTION, RE: RECOGNIZING THE MONTH OF MAY WATER SAFETY AND DROWNING PREVENTION MONTH

Admiral Jim Underwood, Retired, introduced Misty Belford, Swim Safe Forever, Chief Warrant Officer Charles "Bee" Perry, Commander of the Coast Guard Station Cape Canaveral, Susie Perante, Space Coast Drowning Prevention Task Force, Claudia Devitt, American Red Cross, and Josh the Otter. He stated their goal is to make Josh the Otter as recognizable a figure as Smoky the Bear.

Commissioner Nelson read aloud, and the Board adopted, Resolution No. 14-060, recognizing the month of May as Water Safety and Drowning Prevention Month; and urged all residents and visitors to recognize the vital importance of water safety and drowning prevention education.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Chuck Nelson, Commissioner District 2
SECONDER: Trudie Infantini, Commissioner District 3
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

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ITEM I.D., RESOLUTION, RE: PROCLAIMING MAY 17-23, 2014, AS NATIONAL SAFE BOATING WEEK

Commissioner Nelson read aloud, and the Board adopted, Resolution No. 14-061, recognizing the week of May 17 - 23, 2014, as National Safe Boating Week; and urged all those who boat to "Wear it!" Wear Your Life Jacket, learn more about safe boating practices, and always act responsibly while on the water.

Ernie Brown, Natural Resources Management Director, introduced Chief Warrant Officer Charles "Bee" Perry, Commander of Coast Guard Station Cape Canaveral; Chief Petty Officer Durwood Marshburn, Coast Guard Station Cape Canaveral; John Kachenmeister, Jack Miller, and Dan McIntire, Division 17 of the Coast Guard Auxiliary; Bob Rutigliano, John Fitzgerald, and Jay Longway from Cocoa each Sail and Power Squadron; Lieutenant Robert Jefferson, and Public Information Officer Lenny Salberg, Florida Wildlife Commission; and Sergeant Byron Keck, Sheriff's Marine Ag Division. He advised the Board on May 17, 2014, is Water Fest, at Kiwanis Island, which is a kick off to National Safe Boating Week with a lot activities.

Chief Warrant Officer Charles "Bee" Perry stated the working together, the coordination, the partnerships is outstanding; for the longest time and there was a huge divide between the Power Squadron and the Auxiliary, and there have been steps made because they all have the same mission, water safety, boating safety, and protecting lives at sea; and he expressed his appreciation to all of them.

Bob Rutigliano, Division 17 of the Coast Guard Auxiliary, stated they have their Blessing of the Fleet at Cocoa Village on May 3, 2014; all boaters are invited to bring their boats; and they will have a minister there to bless the boat for a safe boating year.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Chuck Nelson, Commissioner District 2
SECONDER:	Andy Anderson, Chairman/Commissioner District 5
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM II.A.1., TITUSVILLE-COCOA AIRPORT AUTHORITY (TICO), MERRITT ISLAND AIRPORT, PUBLIC INTEREST DETERMINATION (PID), RE: RUNWAY 11/29 SAFETY AREA IMPROVEMENTS IN AND ALONG THE BANANA RIVER, MERRITT ISLAND

The Board concurred with staff regarding the PID as requested by Michael Baker, Jr. Inc. To allow dredging, filling, and stabilization in and along the shoreline of the Banana River to complete the runway safety improvements as required by the Federal Aviation Administration (FAA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

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ITEM II.A.2., BINDING DEVELOPMENT PLAN, RE: COURTENAY VENTURES, LLC

The Board executed Binding Development Plan Agreement with Courtenay Ventures, LLC, for property located on the east side of North Courtenay Parkway, approximately 490 feet south of Chase Hammock Road.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM II.A.3., WAIVER REQUEST OF LOT WIDTH, RE: CASHEL VILLAGE AT CAPRON RIDGE PHASE 1

The Board granted waiver to allow a 15 foot reduction in the lot width for one lot (Lot 12, Block A) within the Capron Ridge PUD.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM II.A.4., FINAL PLAT APPROVAL, RE: CASHEL VILLAGE AT CAPRON RIDGE PHASE 1

The Board granted final plat approval for Cashel Village at Capron Ridge, Phase I; and authorized the Chairman to execute the Final Plat, subject to minor changes, if necessary, receipt of all documents required for recording, and develop is responsible for obtaining all other necessary jurisdictional permits.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM II.A.5., AMENDMENT TO INTERLOCAL AGREEMENT WITH CITY OF WEST MELBOURNE, RE: TRAFFIC SIGNAL MAINTENANCE

The Board executed Amendment to Interlocal Agreement with the City of West Melbourne to extend the Agreement for Traffic Signal Maintenance for an additional one year period, until May 10, 2015, and will allow each party to extend the term in one year increments each year following unless either party notifies the other of its intent to cancel the Agreement.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.A.6., INTERLOCAL AGREEMENT WITH CITY OF WEST MELBOURNE, RE: STREET LIGHTS ALONG WEST SIDE OF WICKHAM ROAD FROM NASA/ELLIS TO US HIGHWAY 192

The Board executed Interlocal Agreement with City of West Melbourne to assist with the costs of street lights by reimbursing the City 10 percent of the monthly charges for street lights along the west side of Wickham Road from Nasa/Ellis to U.S. Highway 192.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.A.7., INTERLOCAL AGREEMENT WITH CITY OF MELBOURNE, RE: WICKHAM ROAD AND EAU GALLIE BOULEVARD INTERSECTION IMPROVEMENTS DESIGN

The Board executed Agreement with the City of Melbourne for design of Intersection Improvements at Wickham Road and Eau Gallie Boulevard; and approved any Budget Change Requests necessary.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.A.8., RESOLUTION AND AGREEMENT WITH FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), RE: OFF STATE HIGHWAY SYSTEM COUNTY INCENTIVE GRANT PROGRAM - WICKHAM ROAD AND EAU GALLIE BOULEVARD ROAD INTERSECTION IMPROVEMENTS DESIGN

The Board adopted Resolution No. 14-062, for off State Highway System County Incentive Grant Program for design and traffic operations improvements at the intersection of Wickham Road and Eau Gallie Boulevard; and approved any necessary Budget Change Requests.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.A.9., LANDSCAPE AGREEMENT WITH RIVER SHORES EAST PROPERTY OWNERS ASSOCIATION, INC., RE: LANDSCAPING IMPROVEMENTS AND MAINTENANCE ON TRAVELER'S PALM DRIVE

The Board executed Landscape Agreement with River Shores East Property Owners Association, Inc., for landscaping improvements and maintenance on Traveler's Palm Drive in Indialantic to maintain a decorative wall and landscaping without cost to the County and required to provide liability insurance.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.A.10., RESOLUTION LOCAL AGENCY PROGRAM (LAP) AGREEMENT WITH FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), RE: EAST CENTRAL FLORIDA REGIONAL RAIL TRAIL FROM KINGMAN ROAD TO VOLUSIA COUNTY LINE; AND PERMISSION TO ADVERTISE AND NEGOTIATE CONTRACTS

The Board adopted Resolution No. 14-063, for East Central Florida Regional Trail from Kingman Road to Volusia County Line; executed LAP Agreement with Florida Department of Transportation (FDOT); granted permission to advertise the Request for Proposals/Quotes; authorized a Selection Committee to negotiate contracts; and approved all necessary Budget Change Requests.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.A.11., CONTRACT FOR SALE AND PURCHASE OF PROPERTY FROM SYNERGISTIC SATELLITE, INC., RE: IMPROVEMENTS TO LIFT STATION S-07 LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF SOUTH PATRICK DRIVE AND SHERWOOD AVENUE IN SATELLITE BEACH

The Board executed Contract for Sale and Purchase with Synergistic Satellite, Inc., for improvements to Lift Station S-07; and authorized the acceptance of a Warranty Deed and Temporary Construction Easement as part of the contract process.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.A.13., APPROVAL, RE: ROADWAY, SIDEWALK, AND DRAINAGE EASEMENT FROM MAURICE KODSI FOR THE SUNTREE OFFICE CENTRE PROJECT LOCATED AT U.S. 1 AND SUNTREE BOULEVARD, ROCKLEDGE

The Board accepted the Roadway, Sidewalk, and Drainage Easement from Maurice Kodsi for the planned Suntree Office Centre Project (13SP-00220).

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.A.14., RESOLUTION AND COUNTY DEED WITH CITY OF MELBOURNE, RE: TRANSFER EAU GALLIE BOULEVARD LAND PARCEL TO THE CITY

The Board adopted Resolution No. 14-064, and County Deed for the transfer of a County-owned land parcel on Eau Gallie Boulevard to the City of Melbourne for utilization as a stormwater pond site.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.A.15., PERMANENT DRAINAGE EASEMENT FROM LITTLE HOLLYWOOD IMPROVEMENT ASSOCIATION INC., RE: MICCO "I" DRAINAGE IMPROVEMENTS

The Board executed the Permanent Drainage Easement from Little Hollywood Improvement Association, Inc., for the Micco "I" Drainage Improvements Project.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

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ITEM II.A.16., RESOLUTION AND RELEASE SUBDIVISION INFRASTRUCTURE CONTRACT AND SURETY PERFORMANCE BOND WITH THE VIERA COMPANY, RE: STROM PARK, PHASE 1

The Board adopted Resolution No. 14-065, releasing Strom Park, Phase 1 Subdivision Infrastructure Contract dated May 14, 2013, and released the Surety Performance Bond.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM II.A.17., TASK ORDER 12-02 WITH JONES, EDMUNDS, & ASSOCIATES, INC., RE: REDESIGN, PERMITTING, AND CONSTRUCTION PLANS FOR CENTRAL DISPOSAL FACILITY (CDF) SOUTH LANDFILL CELL 1

The Board executed Task Order No. 12-02, in the amount of \$219,615 to prepare FDEP solid waste permit renewal applications; construction level design drawings; and technical specifications necessary to construct Cell 1 of the CDF South Landfill Class I Expansion.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM II.A.18., TASK ORDER NO. 8 WITH REISS ENGINEERING, INC., RE: EVALUATION OF MIMS WATER TREATMENT PLANT WELL FACILITY REPLACEMENTS

The Board executed Task Order No. 8 with Reiss Engineering, Inc. in the amount of \$134,315 for evaluation of Mims Water Treatment Plant Well Facility Additions; and approved all associated Budget Change Requests.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM II.B.1., APPOINTMENTS, RE: COMMUNITY ACTION BOARD

The Board appointed **Larry Carter** to the Community Action Board, with term expiring December 31, 2017.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.B.2., APPOINTMENT, RE: AFFORDABLE HOUSING COUNCIL

The Board appointed **Marvin L. Shelton** to the Affordable Housing Council, with term expiring December 31, 2015.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.B.3., APPROVAL, RE: COMMUNITY BASED ORGANIZATION (CBO) FUNDING REQUEST FOR PROPOSALS

The Board approved the Request for Proposals (RFP) to solicit Community Based Organizations to provide services for residents of Brevard County.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.B.4., APPROVAL, RE: SOUTH BREVARD COASTAL SCRUB ECOSYSTEM MANAGEMENT PLAN

The Board approved the South Beach Coastal Scrub Ecosystem Management Plan under the Environmentally Endangered Lands Program.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

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ITEM II.C.1., APPROVAL, RE: BUDGET CHANGE REQUESTS

The Board approved the Budget Change Requests, as submitted.

RESULT:	ADOPTED [3 TO 1]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Andy Anderson
NAYS:	Trudie Infantini
ABSENT:	Mary Bolin Lewis

ITEM II.C.2., ACKNOWLEDGE RECEIPT OF ANNUAL AUDITED FINANCIAL STATEMENTS, RE: SEBASTIAN INLET DISTRICT COMMISSION FY 2012-2013

The Board acknowledged receipt of the audit of the annual financial statements for Sebastian Inlet District Commission FY 2012-2013.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM II.C.3., ACKNOWLEDGE RECEIPT OF FY 2013 ANNUAL REPORT FOR THE YEAR ENDING SEPTEMBER 30, 2013, RE: CITY OF ROCKLEDGE COMMUNITY REDEVELOPMENT AGENCY

The Board acknowledged receipt of the 2013 annual report, ending September 30, 2013, for the City of Rockledge Community Redevelopment Agency.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM II.C.4., APPROVAL, RE: SALES OF SURPLUS REAL PROPERTY BY BIDDING PROCESS

The Board executed Contract for Sale and Purchase, pursuant to Florida Statute 125.35(1), of a surplus parcel of property located at 5860 Baltimore Avenue, Cocoa; and authorized acceptance of the high bid amount of \$13,025 received from Javier David Rodriguez.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.C.5., AWARD OF CONTRACT UNDER RFP P-3-14-06 FOR PHARMACY BENEFIT MANAGEMENT SERVICES, RE: BREVARD COUNTY GROUP SELF-INSURED HEALTH PLAN

The Board approved award of contract under RFP P-3-14-06, as recommended action of the Employee Benefits Insurance Advisory Committee, regarding the selection of Cigna as the pharmacy benefits manager for Brevard County Health Insurance Program; and authorized the Office of Human Resources/Employee Benefits to execute contract documents necessary to secure services.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.C.6., PERMISSION TO ACCEPT NOTICE OF RESCISSION OF BID AND REJECT ALL BIDS RECEIVED IN RESPONSE TO BID #B3-14-38,

The Board authorized Purchasing Services to accept the low bidders notice of rescission and reject all bids received; approved re-soliciting bids with a 21-day bid opening and award to lowest, responsive bidder for Bid #B3-14-38, St. John's Crane Creek Outfall (Lamplighter) Stage II; authorized the Chairman to execute a grant amendment increasing grant funds and extending contract, and future no-cost contract amendments; and approved associated Budget Change Requests.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Chairman/Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT: Mary Bolin Lewis

ITEM II.C.7., AUTHORIZATION TO UTILIZE THE PALM BEACH COUNTY CONTRACT WUD 12-001A, RE: REHABILITATION OF SANITARY SEWER STRUCTURES AND LIFE STATIONS

The Board authorized the use of Palm Beach County contract WUD 12-001A, and issued a purchase order with Hinterland Group, Inc. for \$260,480.40, for rehabilitation of sanitary sewer structures and lift stations.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM II.C.8., APPROVAL, RE: PERMISSION TO ADVERTISE REQUEST FOR PROPOSALS (RFP) FOR UTILITY SERVICES MAINTENANCE PROGRAM CONSULTANTS SERVICES; APPROVE SELECTION AND NEGOTIATING COMMITTEE; AND AUTHORIZE EXECUTION OF PROFESSIONAL CONSULTING SERVICES WITH THE SELECTED FIRMS

The Board authorized the Central Services Director to advertise Request for Proposals (RFP) for Utility Services Maintenance Program Consultants Services for the extensive maintenance activities related to water and wastewater facilities; approved a selection and negotiation committee consisting of Assistant County Manager Mel Scott, Utility Services Director Robert Adolphe, Utility Services Assistant Director Ron Voll, Utility Services Water Wastewater Manager Steve Harrell, and Solid Waste Management Director Euri Rodriguez, or their designees; and authorized the Chairman to execute the professional consulting services agreement with the selected firms.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM II.D.1., APPROVAL, RE: FIRST RESPONDER AGREEMENTS

The Board reached consensus to move consideration of the First Responder Agreements to the May 1, 2014, Board meeting.

ITEM II.D.2., AGREEMENT WITH ADVANCED DATA PROCESSING INC. (ADPI), A SUBSIDIARY OF INTERMEDIX CORPORATION, RE: EMS BILLING AND RELATED PROFESSIONAL SERVICES

The Board executed an Agreement with Advanced Data Processing, Inc. (ADP), a subsidiary of Intermedix Corporation for EMS billing and related professional services; and authorized the Chairman to sign required documents authorizing the contractor to act as the County's qualified representative in administrative hearings related to appeals of denials, partial denials, and rejections when deemed appropriate by the Brevard County Fire Rescue and the County Attorney's Office.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM III.A., RESOLUTION, RE: PETITION TO VACATE PUBLIC UTILITY AND DRAINAGE EASEMENT - LEE STREET CANAVERAL GROVES SUBDIVISION/JAMES AND SHARON KELLEY

Vice Chairman Fisher called for a public hearing to consider a resolution to vacate a public utility and drainage easement on Lee Street in Canaveral Groves Subdivision.

John Denninghoff, Public Works Director, stated this is a petition to vacate side lot easements by a property owner who owns both the lots on either side of the side easements to unify the lots without the easement encumbrance going through the two lots; and there have been no objections received of any kind from staff or third parties.

There being no further comments or objections, the Board adopted Resolution No. 14-066, vacating public utility and drainage easement on Lee Street in Canaveral Groves Subdivision, as petitioned by James and Sharon Kelley.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM III.B., RESOLUTION, RE: PETITION TO VACATE DRAINAGE EASEMENT/STORMWATER RETENTION AREA/BUSINESS CENTER BOULEVARD IN WICKHAM ROAD BUSINESS CENTER NORTH PHASE 1/ACTION CAPP (PRICE) MAI ARCHITECTS

Vice Chairman Fisher called for a public hearing to consider a resolution to vacate drainage easement/stormwater retention area in Wickham Road Business Center.

John Denninghoff, Public Works Director, stated this is a petition to vacate three easements on properties under the ownership of Action Cappa, which is under contract to sell the property to the Holy Trinity Episcopal Academy; the easements being petitioned are ones which have determined by staff to no longer be needed for the purpose which they were dedicated to the County for; and there are no objections to those. He went on to say associated with this petition is also creation of a new easement for the benefit of the County for purposes of emergency drainage activities that may need to be undertaken on these properties that the County has an interest on already; and with those two actions combined, staff thinks issues will be resolved that are outstanding for both the property owner and for the County.

There being no further comments or objections, the Board adopted Resolution No. 14-067, vacating drainage easements/stormwater retention area/Business Center Boulevard in

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Wickham Road Business Center North Phase 1, as petitioned by Action Cappa (Price) and MAI Architects; and accepted an emergency access easement.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Chuck Nelson, Commissioner District 2
SECONDER:	Andy Anderson, Chairman/Commissioner District 5
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM III.C., ORDINANCE, RE: RESCINDING SELECT COMPANY ECONOMIC DEVELOPMENT TAX EXEMPTION ABATEMENTS

Vice Chairman Fisher called for a public hearing to consider an ordinance rescinding select company economic development tax exemption abatements.

Stockton Whitten, Deputy County Manager, stated this Item is to rescind two tax abatements for the two companies represented in the Agenda Report; the Board originally approved for Carbolosic a tax abatement of approximately \$188,000 per year; they were projecting to hire 70 jobs at an average annual wage of \$46,000; Project Photas was originally granted a tax abatement of approximately \$159,000 annually; and they were projecting to bring in 35 jobs at an average wage of \$61,000.

Commissioner Nelson stated they did not meet their quotas so they do not get the abatement.

Vice Chairman Fisher stated it seems like the program is working exactly like it is supposed to; and if jobs are not created, they do not receive the abatement.

There being no further comments or objections, the Board adopted Ordinance No. 14-13, rescinding Economic Development Tax Exemption Abatement Ordinance No. 12-16 for Carbolosic Corporation, f/k/a Thor Renewable Energy, and Ordinance No. 12-24 for Intersil, f/k/a Project Photas, as they no longer qualify.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Chuck Nelson, Commissioner District 2
SECONDER:	Andy Anderson, Chairman/Commissioner District 5
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM V.A.1., AMENDED PRELIMINARY PLAT/FINAL ENGINEERING APPROVAL, RE: HERITAGE ISLE PHASE 6, 7, & 8 SUBDIVISION - SD0601006

Robin Sobrino, Planning and Development Director, stated this is a request for an amended plat for Heritage Isle, Phase 8 Subdivision; they have incorporated a portion of a different tract into Phase 8, hence there will be a reconfiguration of the development on the property and an increase in lots from 137 single family lots to 184 single family lots.

The Board granted approval to amend preliminary plat/final engineering for Phase 8 on the Heritage Isle, Phases 6, 7, and 8 Subdivision Project.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Chuck Nelson, Commissioner District 2
SECONDER:	Andy Anderson, Chairman/Commissioner District 5
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM V.C.1., APPOINTMENT, RE: BOARD REPRESENTATIVE AND AUDIT SELECTION COMMITTEE FOR EXTERNAL AUDITOR SELECTION

Howard Tipton, County Manager, stated since Commissioner Bolin Lewis is not present today, staff would like to request that be moved on her behalf to Thursday night, May 1, 2014 Zoning meeting for the Board's consideration.

The Board moved consideration of a representative of the Board of County Commissioners, or its designee, as a member of the Audit Committee, and approval of Audit Selection Committee, in accordance with Board Policy BCC-94, External Auditor Selection Procedures, to the May 1, 2014, Board meeting.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM VI., PUBLIC COMMENTS

Stephanie Austin stated she is speaking today on All Aboard Florida, and let the Board know it is becoming increasingly apparent that All Aboard Florida's bullet train is not conducive to life in the quiet, relaxed coastal towns; it serves no benefit; and even if people were lured by Miami styled train stops, this too would be a detriment to low density towns. She went on to say the issue of the noise alone will be devastating; the Federal Transit Authority stated in their 2006 report, "In a large number of community attitudinal surveys, transportation noise has been ranked among the most significant causes for community disturbance"; she cannot help to wonder how the art festival of musicians and vendors will compete with a train every 20 to 30 minutes; additional hard will come to older homes and businesses with vibration damage to foundations; and she spoke to the owner of 100-year old building on New Haven Street who said the current train authority is causing vibration damage to his merchandise. She advised the Board the gentleman was stunned to hear that 32-plus bullet trains were on the way during business hours; soot pollution and structural discoloration are also to be expected; many structures are dangerously close to the railroad; and one merchant said it would shear off the side of his building. She pointed out an assessment is needed in every County; they are collecting data now on the far reaching aspects of property decline; many downtown merchants are under the assumption that if there is a train, there is a train stop; at this time there are no stops, but even if there were, there is another undesirable outcome called Transit Oriented Development (TOD); however the research leads to new urbanism, a different story emerges; and that is follow the money. She stated developers are ready to re-engineer people's living spaces along the track; perhaps it is great for Miami or New York City, but out of character for this area. She stated there is a global trend toward high density, mixed use, upward sprawl,

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located near rail and highway; it will not happen all at once, it will be incremental; according to America 2050, high speed rail is considered to be the first building block of their so called regional scheme; and it is no secret this is being ran through except to the average citizen. She noted no matter how good it seems in planning, the reality is people will forfeit their way of life and their property values on the Space Coast and Treasure Coast. She asked the Board to join with Indian River County Commission and cities up and down the coast that are working hard every day to stop this tragedy coming this way; and further requested the Board contact Governor Rick Scott and Representative Thad Altman.

Commissioner Anderson inquired if Indian River County did a resolution. Ms. Austin replied affirmatively; and she stated they have set up a web page and she can give the Commissioners information on that. Commissioner Anderson requested Ms. Austin get his email address from his staff sitting in the back of the room.

Phyllis Frey stated she wants to explain the financial aspects of All Aboard Florida; and she will begin with existing rail service in Florida and the taxpayer money hemorrhaged every day. She pointed South East Florida's very own tri-rail passenger service operates between Miami and Palm Beach and reported a loss in 2013 of \$58 million taxpayer dollars; Amtrak Silver Star that already provides passenger service between Miami and Orlando reported a loss to the taxpayers of \$47 million, with low to no ridership, but continues to operate; and that is a total loss of \$150 million for just one year. She added Amtrak's long distance route lost \$600 million per route last year and that is the good news; the bad news is Amtrak projects a loss of \$2 billion for the next five years; and inquired why would All Aboard Florida even consider adding a third rail service that guarantees a loss of investment. She pointed out this is not private enterprise; All Aboard Florida has applied for a \$1.5 billion government loan with projected costs to reach \$2.5 billion; additional costs include \$215 million for All Aboard Florida's Orlando terminal, \$345 million for the Miami terminal and an out of pocket taxpayer cost of \$58 million for the Cocoa/Orlando tracks; \$2 billion has been spent for dredging Miami's Port because All Aboard Florida is all about freight to accommodate on new tracks that the taxpayer will pay for through the shell company All Aboard Florida; All Aboard Florida is meant to fail; and the big winners will be Fortress, Sea Castle, FECL, Genting Malaysia, Gambling, and the Politicians. She went on to say the losers are Martin, Indian River, St. Lucie, and Brevard Counties, and every town included along the way. She requested the Board consider sending letters to its Senators, Governor Scott, Congressman, and perhaps pass a resolution.

Barbara Knick stated a Martin County Commissioner said, "It's ironic that the railroad that once brought life to the Treasure Coast is about to kill it"; and this also applies to the Space Coast. She went on to say Henry Flagler's 100-year old ground rights do not address the current societal needs today; none of this is equitable to the citizenry; All Aboard Florida refuses to pay for safety guidelines as recommended by the USDOT Federal Railway Administration; and yet during the past three years, 79 percent of all rail crossing accidents occurred in Florida, 21 of those were fatalities. He stated by adding 32 high speed plus freight trains per day passing 346 crossings; that is an increase in frequency of 366 percent; and there is an increased threat to safety. She pointed out with the expansion of the Panama Canal, freight train frequency will double and triple requiring additional tracks; this will create one giant mobile industrial complex of megaton trains with diesel engines screeching through Florida's small towns around the clock; and by adding All Aboard Florida's 32-110 miles per hour passages, and there will be upwards to 50 trains ripping through residential communities per day every 20 to 30 minutes, shutting down crossings and backing up traffic all through Brevard County. She noted this will essentially divide Brevard County in two; surveys show properties within 400 feet of the rail will lose 20 percent in value; the train will start blowing its horn as it enters Brevard County and blow all the way through until it exits; and All Aboard Florida has no consideration for life or the quality of life in the coastal towns. She expressed to the Board her objections to All Aboard Florida.

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Susan Mehiel stated the safety issues are some of the most imperative; they know that larger intersections are going to cost \$500,000 a stop; the Federal Rail Administration has said they are concerned as well; and they have been hoodwinked by FECI. She went on to say taxes are a big thing; the resolution from Indian River County addresses the tax issue; it asked that a lot of the financial information that has not been forthcoming from this company be given to the people who have to make some major decisions about this; and she is bringing a copy of their letter of Senator Negron asking him to withhold any monies currently being budgeted in Tallahassee for these upgrades, because at some point someone thought they were doing a favor by trying to give Tallahassee money. She pointed out every penny spent in these government efforts come from the taxpayers' pockets. She advised she was watching the County's TPO meeting from April 10th; the County's Transportation Planner reported that FECI/All Aboard Florida is double tracking from Miami all the way to Jacksonville even though they are going to build the spur over to Orlando for the passenger part; they do have a hub in Orlando for freight; Amtrak has done a study to see that after All Aboard Florida is introduced it would affect ridership; and the Amtrak study showed that All Aboard Florida would not harm Amtrak and they could continue to operate profitably. She noted they have done the research and connected the dots; it has been a fast knowledge curve in the last few weeks; Fortress Investment Group owns Sea Castle; they own the mega ships coming into the Port; they own the containers in those ships; and they own the rail that will run up to Jacksonville, over to Orlando, and points north and west; and Fortress owns it all. She stated what they need enough modernized double side track to run that freight up through the communities; they do not want them to do that; and their slogan is 'Fortress puts profits over lives'.

Vice Chairman Fisher stated he was upset the trains would not be stopping in Brevard County; it may be something the Board wants to reconsider; he does not know if it should consider a resolution or TPO should; and it may be something to consider at some point in time.

Commissioner Anderson stated the item should be put on the Agenda; it gives the Board time to look at Martin, Indian River, and St. Lucie Counties have done as far as resolutions; and the Board could maybe adopt something similar to that.

Vice Chairman Fisher inquired if it should go back through the TPO. Commissioner Anderson replied staff can request TPO put it back on their Agenda again.

Commissioner Infantini stated she will be placing it on the Agenda to do the resolution as Indian River County did; she was originally in favor of the train because she thought it was good for the State; but Barbara Knick has done an excellent job to get her up to better speed and to understand the ramifications.

Howard Tipton, County Manager, stated the Board's next meeting is May 13, 2014; TPO actually meets on May 8, 2014.

Vice Chairman Fisher stated the appropriate thing would be going back to the TPO.

Commissioner Anderson stated the Board can talk to the TPO and also put an Agenda Item for discussion at the next Board meeting. He went on to say the County Attorney brought up at a meeting about the County's licensing agreement with the crossings, and that needs to be part of the Agenda Item.

Vice Chairman Fisher stated he would like the County Attorney to make sure if the County has a financial obligation that the Board knows what those numbers are.

Fred McMillian stated on his list today is about transportation; it is about the trains, buses, airplanes, and cars; Orange County announced they have approved a rail transportation system

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from Orlando directly to downtown Miami; and that was this morning. He stated from his perspective he finds it is disappointing because they have to go to Orlando to catch a plane or train; Greyhound goes through here once or twice every 24 hours; and if a person does not have a car what will he or she do. He stated he is speaking for people who do not have transportation and rely on public transportation. He pointed out it is a political issue. He stated elevation is the answer to get the trains above the ground. He stated there has to be a solution; and Brevard County has the worst transportation he has ever experienced. He asked the Board to reconsider everything that has been said today, because the future of Brevard County is at stake. He advised his family reunion is in July, and he will need support from the Board.

Rich Charbonneau stated he has only missed a couple of meetings in about a year; two weeks ago he woke up in the Twilight Zone; Mr. Tipton has been in the system for 30 years; and he wanted to express his appreciation to him.

ITEM VII.A.1., MEMORANDUM ADVISING OF COUNTY MANAGER'S RETIREMENT DATE

Howard Tipton, County Manager, stated he would like the Board's consideration of the Letter advising the Board of his leaving the County as of tomorrow.

The Board accepted Memorandum from Howard Tipton, County Manager, advising the Board of the effective date for his retirement from Brevard County will be April 30, 2014.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Chuck Nelson, Commissioner District 2
SECONDER:	Andy Anderson, Chairman/Commissioner District 5
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM VII.A.2, CANCELLATION OF THE MAY 15, 2014, WORKSHOP

Howard Tipton, County Manager, asked the Board to cancel the May 15, 2014, workshop due to two Commissioners who are unable to attend.

The Board approved the cancellation of the May 15, 2014, Workshop.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Andy Anderson, Chairman/Commissioner District 5
SECONDER:	Chuck Nelson, Commissioner District 2
AYES:	Robin Fisher, Chuck Nelson, Trudie Infantini, Andy Anderson
ABSENT:	Mary Bolin Lewis

ITEM VII.C., REPORT, RE: COMMISSIONER CHUCK NELSON, DISTRICT 2

Commissioner Nelson stated he received a thank you from the Veterans Memorial Center and Veterans Council for allowing the Brevard County Veterans to use the SCAT system and ride free to go to the Stand Down.

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He stated last night Commissioner Anderson and he attended the Vietnam reunion; he would encourage the other Board Members to attend; it was very touching; and at the end of it the Colonial was almost mobbed by veterans.

Commissioner Nelson expressed his appreciation to Howard Tipton, County Manager, for his service; and wishes him the best.

ITEM VII.E., REPORT, RE: COMMISSIONER ANDY ANDERSON, DISTRICT 5

Commissioner Anderson stated they had their Bark on the Beach event; they had a dog adopted out; and it was a nice day on the beach.

He stated Palm Bay Road is unbelievable; many people have said in the years of working on road projects they have never seen such an effort; and it was efficient and fast. He went on to say the communications making citizens who travel that area really led to an efficient, and model or other governments.

He stated the Vietnam reunion was awesome.

ITEM VII.F., REPORT, RE: COMMISSIONER ROBIN FISHER, DISTRICT 1

Vice Chairman Fisher expressed his appreciation to Howard Tipton, County Manager, for his service to Brevard County; and he helped the County Manage through a difficult situations.

Upon consensus of the Board, the meeting adjourned at 10:18 a.m.

ATTEST:

ROBIN FISHER, VICE CHAIRMAN
BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA

SCOTT ELLIS, CLERK