

## A G E N D A

MEETING OF THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS  
Government Center Commission Room, Building C  
2725 Judge Fran Jamieson Way  
Viera, Florida

July 10, 2007

**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 Ken Babington, Cocoa Beach First Baptist Church, Cocoa Beach, Florida

PLEDGE OF ALLEGIANCE: Chairperson Jackie Colon (District 5)

APPROVAL OF MINUTES: April 10, 2007 Regular  
April 24, 2007 Regular  
April 26, 2007 Workshop  
May 1, 2007 Workshop  
May 3, 2007 Zoning  
\*May 24, 2007 Workshop

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

- A. Resolution, Re: Proclaiming July as Recreation and Parks Month (District 2)
- B. Presentation, Re: Governor's Point of Light Award to Rolling Readers Space Coast, Inc. (District 3)
- \*C. Resolution, Re: Brevard County School District, 2007 Governor's Sterling Award (District 1)

### **II. BOARD REPORTS AND PRESENTATIONS (MORE THAN 5 Min)**

- A. Staff Recognition (District 3)

\*Revision 3 – 7/6/07

**II. BOARD REPORTS AND PRESENTATIONS (MORE THAN 5 Min) (CONTINUED)**

- B. Peggy Busacca, County Manager
- C. Scott Knox, County Attorney
- D. Jackie Colon, District 5 Commissioner, Chairperson
  - 1. Report, Re: Mr. Casey Marchetti
  - 2. Presentation – Kip Mathias, President of the Association of the United States Army, Re: Goals and Objectives
- E. Truman Scarborough, District 1 Commissioner, Vice Chairperson
- F. Chuck Nelson, District 2 Commissioner
- G. Helen Voltz, District 3 Commissioner
- H. Mary Bolin, District 4 Commissioner

**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**

- 1. Legislative Intent and Permission to Advertise, Re: Minor Structures Located East of the Brevard County Coastal Setback Line

**Permitting and Enforcement Department**

- 2. Waiver of Parking Requirements, Re: Better Built, Inc. (District 1)
- 3. Resolution, Re: Releasing Contract with The Viera Company for Solerno Boulevard, Phase 2 (District 4)
- 4. Resolution, Re: Releasing Contract with The Viera Company for Cortona Subdivision (District 4)
- 5. Resolution, Re: Releasing Contract with The Viera Company for Daintree Subdivision (District 4)
- 6. Resolution, Re: Releasing Contract with The Viera Company for Levanto Subdivision (District 4)
- 7. Resolution, Re: Releasing Contract with The Viera Company for Chelford Subdivision (District 4)

**III. CONSENT AGENDA (CONTINUED)****A. Development and Environmental Services Group (continued)**

8. Preliminary Plat Approval, Re: Seagate Park (District 2)
9. Permission to File Injunction, Re: Brevard County v. James and Pamela Booth (District 2)
10. Site Plan Extension Waiver, Re: Shoppes at Baytree & Wickham (District 4)
11. Legislative Intent and Permission to Advertise, Re: Building Code Fee Resolution
12. Waiver of Wall Requirement, Re: Baycrest Centre (District 3)

**Planning and Zoning Office**

13. Binding Development Plan with Merritt Island Venture, LLC, Re: Property on Southeast Corner of Smith Road and North Courtenay Parkway (SR 3) (District 2)

**Regional Stormwater Utility Department****Road and Bridge Department**

14. Resolution, Re: Terminating Ordinance No. 06-01 and Resolution No. 06-061 for Leghorn Road and Pine Road Paving MSBU

**Solid Waste Management Department**

15. Interlocal Agreement with Town of Grant-Valkaria, Re: Disaster Debris Cleanup
16. Award of Contract, Solid Waste Computer Aided Landfill Operations System (CALOS), Re: Ring Power Corporation
17. Agreement with Indian River Kontrol Society, Re: Temporary Fly-In Area (TFIA) at Central Disposal Facility

**Transportation Engineering Department**

18. Resolution, Deed, and Interlocal Agreement with City of Cocoa, Re: Transfer of Townsend Road to City of Cocoa (District 2)
19. Authorization, Re: Municipal Review of Local Option Gas Tax Percentage Allocations

**III. CONSENT AGENDA (CONTINUED)**

A. Development and Environmental Services Group (continued)

- 20. Partial Release of and Amendment to Conservation Easement with St. Johns River Water Management District, and Wetlands Mitigation Agreement with Cow Creek Ranch, Inc., Re: Pineda Causeway Extension Project (District 4)
- 21. Resolution and Maintenance Map, Re: Lion Lane (District 1)

**Transportation Planning Office**

- 22. Authorization, Re: Submission of Project Priorities to Brevard County Metropolitan Planning Organization (MPO)

**Utility Services Department**

- 23. Permission to Advertise Request for Proposals, and Appoint Selection and Negotiating Committees, Re: Consulting Services
- 24. Change Order No. 2 with Chemical Lime Company of Alabama, Re: Purchase of Lime for Barefoot Bay Water Treatment Plants

**Valkaria Airport**

B. Community Services Group

**Agriculture & Extension Services Office**

**Animal Services & Enforcement Department**

**Criminal Justice Services Department**

**Housing and Human Services Department**

**Library Services Department**

**Mosquito Control Department**

**Parks and Recreation Department**

- 1. Amendment 2 to Exchange Agreement with Paul R. Rufo, Re: Wickham Park Out Parcels (District 4)

**Transit Services Department**

**III. CONSENT AGENDA (CONTINUED)**

C. Management Services Group

**Budget Office**

1. Acknowledge, Re: Palm Vista Preserve East Community District Proposed Fiscal Year 2007-2008 Budget
2. Acknowledge, Re: Heritage Isle at Viera Community Development District Proposed Fiscal Year 2007-2008 Debt to Service Fund and Budget
3. Acknowledge, Re: Chaparral Community Development District Proposed Fiscal Year 2007-2008 Budget

**Central Services Office**

4. Permission to Reject All Bids and Re-solicit Bids, Re: South Central Waste Water Treatment Plant Retaining Wall

**Economic and Financial Programs Office**

**Facilities Department**

- \*5. (Deleted)

**Information Technology Department**

**SCGTV/Communications Office**

**Tourism Development Office**

6. Approval, Re: Tourist Development Council (TDC) Revised 2007-2008 Cooperative Advertising/Marketing Assistance Program Handbook

D. Miscellaneous

**County Attorney**

1. Stipulated Final Judgment, Re: Brevard County v. Metro West, et al

**County Manager**

**III. CONSENT AGENDA (CONTINUED)**

D. Miscellaneous (continued)

**Fire Rescue Department**

\*2. (Deleted)

**Human Resources Office**

**Emergency Management Office**

**Other**

\*3. (Deleted)

4. Appointments/Reappointments, Re: Citizen Advisory Boards

5. Approval, Re: Bills and Budget Changes

**IV. ITEMS REMOVED FROM CONSENT AGENDA BY CITIZENS**

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

~~\*11:30 a.m. Executive Session – Brevard County v. National Union Fire Insurance Company and Palmer and Cay (Now Known as Wachovia Insurance Services)  
(Rescheduled for 7/19/07)~~

**VI. PUBLIC HEARINGS**

A. Resolutions, Exchange of Property, Vacate Public Access Only Across Portion of Mullet Creek Road, Accept Right-of-ways, and Name and/or Rename Roads Following 911 Guidelines, Re: South Beach Community Park (District 3)

B. Resolution, Re: Vacating Right-of-way on Sykes Creek Parkway - Merritt Towers Condo Association, Inc. (District 2)

C. Request to Table Petition to Vacate, Re: Drainage Easement on Lot 10 in Hidden Hills Subdivision – R. K. Engineering (Bruce Jones) (District 1)

**VI. PUBLIC HEARINGS (CONTINUED)**

- D. Resolution, Re: Vacating Rights-of-way in Orange Gardens Subdivision – Ulbricht & Blazik Land Developers, LLC (District 5)
- E. Consideration of Application for Modification of Rosehaven Subdivision Plat, Re: P. Anne McDaniel and Jerry Spangler
- F. Ordinance, Re: Additional Building Height Provisions Within Merritt Island Redevelopment Area
- G. Ordinance, Re: Amending Minimum Size for Recreational Vehicle Park Destination Resort

**VII. UNFINISHED BUSINESS****VIII. NEW BUSINESS**

- A. Development and Environmental Services Group
  - 1. Waive Requirement to Pave, Re: Primrose Drive (District 3)
  - 2. Site Plan Extension, Re: Spyglass Executive Center (District 4)
  - 3. Staff Direction, Re: Pineda Causeway Extension from US 1 to Wickham Road (District 4)
  - 4. Staff Report, Re: Flag Stem and Easement Access
  - \*5. Waiver of Section 62-3204(g)(4)(g), Re: Fence for Wilder Trailer Sales
- B. Community Services Group
  - 1. Option Agreement for Sale and Purchase with The Nature Conservancy, Re: Nancy Cardinale Gaizo d/b/a Alta Mar Seafood Property (District 1)
  - 2. Approval, Re: Mosquito Control Tentative Detailed Work Plan Budget-Arthropod Control for FY 2007-2008
- C. Management Services Group
  - 1. Legislative Intent and Permission to Advertise, Re: Amend Tax Abatement Ordinance

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

1. Approval, Re: Mailer for Assessment for Fire Service in City of West Melbourne, and Towns of Palm Shores and Melbourne Village

**E. Miscellaneous**

1. Abatement of Code Enforcement, Re: Land Planners and Associates
2. Citizen Request – Fred Jorge, Re: Amend Section 62-1188, Nonconforming Lots of Record
3. Citizen Request – George M. Kramer, AICP, Re: Viera DRI Substantial Deviation #2
4. Agreement, Re: Court Reporting Services
- \*5. Board Approval, Re: Cancellation of Scheduled Executive Session for July 10, 2007, at 11:30 a.m., Brevard County v. National Fire Insurance Company and Palmer and Cay (now known as Wachovia Insurance Services, Inc.)

**IX. ITEMS REMOVED FROM CONSENT AGENDA BY 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 the Sound Technician at the meeting.

We respectfully request that **ALL ELECTRONIC ITEMS** and **CELL PHONES 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 1 or 99, Adelphia Cable Channel 51, and Comcast Cable Channel 26. 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)