

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

September 4, 2012

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 Dave Jahn, Advent Lutheran Church,
Melbourne (District 4)

PLEDGE OF ALLEGIANCE: Commissioner Andy Anderson, District 5

*APPROVAL OF MINUTES: July 31, 2012 Regular Meeting Minutes and August
16, 2012, Special Meeting Minutes

I. RESOLUTIONS, AWARDS AND PRESENTATIONS (LESS THAN 5 MINUTES)

- A. Resolution, Re: Proclaiming the Month of September 2012 as Childhood Cancer Awareness Month (District 2)
- B. Resolution, Re: Proclaiming the Week of September 17 – 23, 2012, as Constitution Week (District 2)
- *C. Resolution, Re: Proclaiming September 13, 2012, as Commodore John Barry Day (District 4)

II. BOARD REPORTS AND PRESENTATIONS (MORE THAN 5 MINUTES)

- A. Howard Tipton, County Manager

*Revised 08-31-12 @ 11:30 a.m.

II. BOARD REPORTS AND PRESENTATIONS (CONTINUED)

- B. Scott Knox, County Attorney
- C. Robin Fisher, District 1 Commissioner
- D. Trudie Infantini, District 3 Commissioner
- E. Mary Bolin Lewis, District 4 Commissioner
- F. Andy Anderson, District 5 Commissioner, Vice Chairman
- 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 Public Services Group

Agriculture & Extension Services Office

Animal Services & Enforcement Department

Mosquito Control

Natural Resources Management Office

- 1. Approval, Re: Storage Tank System Compliance Verification Program Contract, GC#686, Amendment No. 2
- 2. Acceptance of Amended Conservation Easement and Resolution, Re: Farmton Local Plan Conservation Easement and Transfer of Development Rights, Consistent with July 10, 2012 Board Action
- 3. Resolution, Re: Fee Schedule Amendment Addition of Hourly Billing Provision for Unique Projects not Previously Contemplated in Current Fee Schedule

Planning and Development Department

- 4. Preliminary Plat and Final Engineering Approval with The Viera Company, Re: Harnett Drive 12SD-00408 (District 4)
- 5. Preliminary Plat and Final Engineering Approval with The Viera Company, Re: MHW Retail (District 4)

III. CONSENT AGENDA (CONTINUED)**A. Development and Public Services Group (continued)****Planning and Development Department**

6. Binding Development Plan, Re: Ronald A. and Ellen M. Cody (District 1)

Public Works Department

7. Acceptance of Easement from Georgia Katz, Re: Operation and Maintenance of a Sewer System Installed For Use by the Facility Located at 4635 U.S. Highway 1 (District 4)
8. Approval, Re: Demolition of Structures Acquired for Hollywood Boulevard Widening Project (District 3)
9. Maintenance Agreement with Océ North America, Inc., Re: Maintenance of the TDS800 Scanner (All Districts)
10. Subdivision Infrastructure Contract and Surety Performance Bond with Lennar Homes, LLC, Re: Heritage Isle, Phase 7A (District 4)
11. Resolution Releasing Surety Performance Bond with Lennar Homes, LLC, Re: Heritage Isle, Phase 7A (District 4)
12. Interlocal Agreement with City of Cocoa, Re: S.R. 3 and Hall Road Intersection Improvement Project (District 2)
13. Contract for Purchase of Easement Rights with Kirk M. Knoepfel and Kathren T. Knoepfel, Re: Acquisition of .015 Acre Temporary Construction Easement Located Approximately 700 Feet North of Pluckebaum Road on the East Side of Range Road (District 2)
14. Assignment and Assumption of Lease with the State of Florida Department of Highway Safety and Motor Vehicles, Re: 3.97 Acres Located at 2280 Columbia Boulevard and Including an Abutting Vacant Parcel (District 1)
15. Lease Amendment with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida, Re: 3.97 Acres Located at 2280 Columbia Boulevard and Including and Abutting Vacant Parcel (District 1)

Solid Waste Management Department**Tourism Development Office**

III. CONSENT AGENDA (CONTINUED)**A. Development and Public Services Group (continued)****Utility Services Department**

16. Three-Year Lease Agreement with Barefoot Bay Recreation District, Re: Office Space Used by Utility Services Department (District 3) (Fiscal Impact: Annual Cost \$15,928.20)

Valkaria Airport

17. Acceptance of Federal Aviation Administration (FAA) Grant Offer and Florida Department of Transportation (FDOT) Joint Participation Agreement (JPA), Re: Construction of New Taxiway-A and Design and Bidding Phase Services for Rehabilitation of Runway 10/28 (Fiscal Impact: \$2,687,300 Total (FAA: 90 Percent - \$2,418,570, FDOT: Eight Percent - \$214,984, and Valkaria Airport: Two Percent - \$53,746))

B. Management and Community Services Group**Budget Office**

1. Approval, Re: Budget Change Requests

Central Services Office

2. Permission, Re: Issue Annual Supply Bids, Proposals and Request for Qualifications (FY 2012/2013) and/or Negotiate Competitive Agreements (Fiscal Impact: Costs will be Allocated Against Individual Agencies Funding Sources when Utilizing the Resulting Contracts)
3. Permission to Issue Open Purchase Orders (FY 2012/2013), Re: Approved Vendors of Record
4. Vested Rights Application, Re: Special Magistrate's Recommended Order for Denial of Samy and Fayten Hanna (Applicants), Case No. 05-09 (District 2)

Facilities Department**Fire Rescue Department**

III. CONSENT AGENDA (CONTINUED)**B. Management and Community Services Group (continued)****Housing and Human Services**

5. Approval, Re: Authorization to Submit a Letter to the Department of Housing and Urban Development (HUD) Regarding a Voluntary HOME Investment Partnership Grant Reduction in Lieu of Repayment of Home Funds
6. Contract with United Way of Brevard, Re: Homeless Service Coordination Between the United Way of Brevard and the Housing and Human Services Department (as Lead Agency for the Brevard Continuum of Care Coalition) (Fiscal Impact: \$66,667 in Grant Funds)
7. Approval, Re: Request for Property Transfer of 816 Mathers Street, Melbourne, Florida 32935 to the Coalition for the Hungry and Homeless of Brevard County, Inc.

Information Technology**Library Services Department**

8. Application to the Florida Department of State, Division of Library Services, Re: State Aid to Libraries FY 2012/2013

Merritt Island Redevelopment Agency**Parks and Recreation Department**

9. Resolution to Exchange Property and Amendment to Agreement to Donate Land with A. Duda and Sons, Inc., Re: Brevard Zoo Linear Park (District 4)

Transit Services Department

10. Extended Service Agreement with City of Titusville, Re: Additional Fixed Route Bus Service on SCAT Route 2 (Fiscal Impact: \$20,000)
11. Adoption, Re: The 2013-2022 Transit Development Plan for Space Coast Area Transit

Miscellaneous

III. CONSENT AGENDA (CONTINUED)

C. Miscellaneous

County Attorney

1. Approval, Re: Stipulation for Dismissal with Prejudice, Settlement Agreement and Mutual Release with *Bortner v. Wingate Estates District Association, Inc.*, Case No. 05-2010-CA-039773-XXXX-XX

County Manager

2. Confirmation of Appointment, Re: Jeff Thompson as Library Services Director
3. Confirmation of Appointment, Re: Linda Seals as University of Florida Brevard County Extension Director
4. Cancellation, Re: September 6, 2012 Zoning Meeting
5. Approval, Re: Renewal Option for Internal Auditing Services

Emergency Management Office

Human Resources Office

6. Revise and Update, Re: Board Policy 69, Employee Innovations Program
- *7. Ratification, Re: Supervisory Agreement with the International Association of Fire Fighters (IAFF) Supervisory Unit Local 2969

SCGTV/Communications Office

Jail Population Management

Miscellaneous

- *8. (Deleted)
9. Approval, Re: At Large Appointments
10. Appointments/Reappointments, Re: Citizen Advisory Boards
11. Approval, Re: Billfolder
- *12. (Deleted)
13. Approval of Funding Commitment, Re: Project Redline

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

V. PUBLIC HEARINGS

- A. Ordinance, Re: Amendment to Chapter 10 "Amusements and Entertainments" to Eliminate Proof of Insurance Requirements for Special Events on Private Property
- B. Ordinance, Re: Amendments to Chapter 62, Article XIII, Division 2 Entitled Landscaping, Land Clearing, and Tree Protection
- C. Approval, Re: Cocoa Expo Sports Center, LLC, Requested Landscape Buffer Waiver Hearing per Proposed Section 62-4346 of Landscaping, Land Clearing and Tree Protection Code for Parcel ID 24-35-26-00-00502.0-0000.00, 500 Friday Road, Cocoa (District 1)

VI. UNFINISHED BUSINESS

- A. Staff Direction, Re: Binding Development Plan from Diane A. Buckley (District 1)

VII. NEW BUSINESS

- A. Development and Public Services Group
 - *1. Interlocal Agreement Renewal with Town of Malabar, Re: Stormwater Program
 - *2. Resolution and Airspace Agreement with State of Florida Department of Transportation, Re: Lease of Airspace Allowing for a Pedestrian Crossing at Brevard Zoo Linear Park (District 4)
- B. Management and Community Services Group
- C. County Attorney
- D. County Manager
 - *1. Resolution, Re: Amendment to the Florida Association of Counties Trust Agreement
- E. Miscellaneous

HISTORIC BREVARD

Up through the end of the nineteenth century, boating was much more than a sport, as there were no causeway bridges and few roads between settlements in the county. Often, the high point of the week for the earliest residents was a visit by one of the steamboats that plied the waters of the Indian River between towns.

HISTORICAL FACTS PROVIDED BY THE BREVARD COUNTY HISTORICAL 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 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 13. 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.