

Brevard County Board of County Commissioners

*Commission Chambers, Building C
2725 Judge Fran Jamieson Way
Viera, FL 32940*



Minutes

Tuesday, January 27, 2026

9:00 AM

Regular

Commission Chambers

Present: Commissioner District 1 Katie Delaney , Commissioner District 2 Tom Goodson, Commissioner District 3 Kim Adkinson, Commissioner District 4 Rob Feltner, and Commissioner District 5 Thad Altman

A. CALL TO ORDER 9:01 AM

C. PLEDGE OF ALLEGIANCE

Commissioner Feltner led the assembly in the Pledge of Allegiance.

D.1. Minutes for Approval: November 18, 2025 Organizational / Regular Meeting

The Board approved the November 18, 2025, Organization/Regular Meeting Minutes.

Result: Approved

Mover: Rob Feltner

Second: Katie Delaney

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

The Board approved Commissioner Goodson to participate in the meeting via telephone.

Result: Approved

Mover: Rob Feltner

Second: Kim Adkinson

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

Chair Altman advised there is a speaker card for Item F.4., so he will pull that Item from the Agenda.

F.1. Approval, Re: Permission to Apply for the Waste Tire Amnesty Program and Execute Associated Agreement, Modifications, and Amendments Upon Funding Approval from the Florida Department of Environmental Protection (FDEP)

The Board approved for the Mosquito Control District to apply for FDEP Waste Tire Amnesty Funding; authorized the County Manager to execute the funding agreement, future amendments, and modifications, if funding is awarded by FDEP, upon review and approval by the County Attorney's Office, Risk Management, and Purchasing Services; and authorized the County Manager to execute all necessary budget amendments (BCRs).

Result: Approved

Mover: Katie Delaney

Second: Kim Adkinson

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.2. Approval, Re: Florida Department of Environmental Protection (FDEP) and Florida Department of Transportation (FDOT) Grant Funding Agreements

The Board approved and authorized the Chair to execute Grant Agreements from the State; authorized the County Manager, or his designee, to execute all follow-up amendments and modifications for projects, upon review by the County Attorney's Office, Risk Management, and Purchasing Services, related to FDEP and FDOT Grant Agreements: LG018 – Indian River Lagoon Countywide Sewer Connection Assistance, LG021 – Skidmore Mobile Home Park Sewer Connection Project, LG027 – North Merritt Island Zone E Septic-to-Sewer Project,

LG028 – Sharpes Zone B Septic-to-Sewer Project, and L0155 – Indialantic Stormwater Drainage Improvements-Phase 2 and FDOT – 456996-1-54-01 – West Central Bridge Replacement (704207); authorized the County Manager to execute all contracts, task orders, and change orders, as required in excess of \$200,000, to accomplish work approved under these State Contracts; and authorized the County Manager to execute all necessary Budget Amendments (BCRs).

Result: Approved

Mover: Katie Delaney

Second: Kim Adkinson

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.3. Approval, Re: Accept Transfer of the Balance of Florida Department of Environmental Protection (FDEP) Grant LPA0417 from Cocoa Beach to Brevard County and Authorization to Administer the Cocoa Beach Muck Capping Project

The Board authorized the Chair to sign a Letter to FDEP confirming Brevard County's willingness to assume administration of Grant Agreement No. LPA0417 from the City of Cocoa Beach; and authorized the County Manager, for items related to the Cocoa Beach Golf Muck Capping Project, to execute all contracts, agreements, amendments, modifications, and other contract-related documents, upon review and approval by the County Attorney's Office, Risk Management, and Purchasing Services, Task Orders and Change Orders, as required in excess of \$200,000, to accomplish work approved under the State Grant, and all necessary budget amendments (BCRs).

Result: Approved

Mover: Katie Delaney

Second: Kim Adkinson

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.5. Final Plat and Contract Approval, Re: Meadow Pointe - Phase 1 Developer: Starlight Homes of Florida, LLC

The Board, in accordance with Section 62-2841(i) and Section 62-2844, granted final plat approval; and authorized the Chair to sign the final plat and Contract for Meadow Pointe – Phase 1 – Developer: Starlight Homes of Florida, LLC, subject to minor engineering changes, as applicable, and developer responsible for obtaining all other necessary jurisdictional permits.

Result: Approved

Mover: Katie Delaney

Second: Kim Adkinson

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.6. Approval, Re: Resolution, Fee Simple Conveyance by County Deed and Easement Agreement (Drainage and Access) to Douglas Simon and Nancy Simon, Husband and Wife; Settlement of Case No. 05-2025-CA-024682-XXCA-BC (Douglas Simon and Nancy Simon v. Brevard County)

The Board adopted Resolution No. 26-004, authorizing conveyance of real property interest by the County; approved and authorized the Chair to execute the County Deed and Easement Agreement (Drainage and Access); and authorized the County Manager to execute any and all documents necessary to resolve the lawsuit between the Simons and Brevard County (Case No. 05-2025-CA-024682-XXCA-BC).

Result: Adopted
Mover: Katie Delaney
Second: Kim Adkinson
Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.7. Approval, Re: Mutual Aid Agreement between National Aeronautics and Space Administration, John F. Kennedy Space Center (NASA-KSC) and Brevard County

The Board approved and authorized the Chair to execute Mutual Aid Agreement between NASA-KSC and Brevard County for fire protection; and authorized the County Manager, or his designee, to approve any subsequent amendments, renewals, or other required administrative actions.

Result: Approved
Mover: Katie Delaney
Second: Kim Adkinson
Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.8. Approval, Re: Permission to Competitively Solicit for Just-in-Time Inventory Management for Automotive Parts and Supplies for the County's Fleet Services

The Board authorized Purchasing Services to competitively solicit for Just-in-Time inventory management for automotive parts and supplies for the County's Fleet Services; and authorized the County Manager to execute a contract with the most responsible, responsive bidder with the lowest price for Just-in-Time inventory management for Fleet Services automotive parts and supplies within the Board's adopted budget.

Result: Approved
Mover: Katie Delaney
Second: Kim Adkinson
Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.9. Approval, Re: Florida Local Government Finance Commission to Issue Private Activity Bonds for East Coast Zoological Society of Florida, Inc.

The Board adopted Resolution No. 26-005, evidencing the County's written approval to issue conduit revenue bonds issues by the Florida Local Government Finance Commission on behalf of the East Coast Zoological Society of Florida, Inc. for the financing of the East Coast Zoological Society Aquarium, also known as Bowen Aquarium.

Result: Adopted
Mover: Katie Delaney
Second: Kim Adkinson
Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.10. Approval, Re: Permission to Advertise the Sale via Sealed Bidding of Three (3) Parcels Located on Barnes Boulevard and David Henderson Way, in the City of Rockledge, Florida, a Municipality within Brevard County, Florida

The Board approved permission to advertise a sale, via a sealed bid, for the three (3) parcels located on Barnes Boulevard and David Henderson Way, City of Rockledge, Florida, identified in the County Property Appraiser's records as Parcel ID Nos. 25-36-21-00-251, 25-36-20-00-11, and 25-36-21-00-278; approved that the minimum bid price, as reflected in the appraised values, will start at the following amounts: Parcel C will start at \$420,000, Parcel D

will start at \$580,000, and Parcel E will start at \$275,000, and the amount for all Parcels (C, D, and E) to a single bidder will start at \$1,200,000; and upon receipt of the sealed bids for the appraised value or higher, authorized the Chair to sign all documents required to effect the sale and execute the necessary documents to provide the title to the highest qualified, responsive bid(s) at or over the appraised values.

Result: Approved

Mover: Katie Delaney

Second: Kim Adkinson

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.11. Appointment(s)/Reappointment(s), Re: Citizen Advisory Board

The Board appointed/reappointed **William 'Bill' Shearer II** to the Contractors' Licensing Board, with term expiring December 31, 2027; **Jerrad Atkins** and **John Hopengarten** to the Planning and Zoning Board, with terms expiring December 31, 2027; and **Camelia Chinaris, Vaughan Kimberling, Randy Rodriguez, and Maureen Rupe** to the Port St. John Dependent Special District Advisory Board, with terms expiring December 31, 2029.

Result: Approved

Mover: Katie Delaney

Second: Kim Adkinson

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.12. Precinct Boundaries - Altered and Added (Chapter 101.001(1) F.S.)

The Board approved the creation of precinct 142 for the Willow Creek Community Development District election and the altering of the Boundary of Precinct 114.

Result: Approved

Mover: Katie Delaney

Second: Kim Adkinson

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.13. Acknowledge Receipt, Re: Bill Folder

The Board acknowledged receipt of the Bill Folder.

Result: Approved

Mover: Katie Delaney

Second: Kim Adkinson

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

F.4. Waiver Request for Subdivision Sign, Re: Hidden Lakes Developer: Sign Lords, LLC

Commissioner Adkinson advised the cards says questions only.

Chair Altman asked if there are any questions on F.4.

The Board granted approval of a waiver of Section 62-2889(b)(5), which states that no subdivision sign shall be higher than four feet in height and cannot exceed 100 square feet in height (the proposed sign is not a part of a fence or wall).

Result: Approved

Mover: Katie Delaney

Second: Rob Feltner

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

I.1. Approval, Re: Transfer of Parcels (IDs 26-36-02-00-500, 26-36-02-00-502, and 26-36-11-00-6) to the Environmentally Endangered Lands Program (EEL)

Ian Golden, Parks and Recreation Director, explained in December the Board voted and directed the EELs Program to look at the transfer of these parcels to their management; they subsequently did, the Selection and Management Committee (SMC) also reviewed it, and made a unanimous motion to recommend the transfer; before the Board, staff has an Agenda Item that would approve the transfer as part of the SMCs approval, they did a request to waive transfer fees; to honor that request, the Board has an option of either waiving those fees or moving forward with just transfer fees of about \$57,270 to pay the General Fund back what was paid to Utilities back in 2014; the third Item is to authorize EELs Program to enter into a Friends of the Hundred Acre Hollow agreement with the not-for-profit; fourth is to authorize the Parks and Recreation Director to sign set agreement, renewals, and modifications; and fifth is to authorize the County Manager to execute all necessary actions to complete the transfer.

Commissioner Feltner commented this is his Item, so he will close on it after the cards.

Tom Unrath expressed his appreciation to the Board for considering this; he stated he is a pastor, and as he mentioned at the very beginning of this whole thing nine years ago, God created the world, he believes, and said to take care of it; and he reiterated his appreciation to the Board for the opportunity it has given them. He went on to say he appreciated especially former member of the Board, Commissioner Smith, back at that time; Margaret Mead, anthropologist, said, "Never doubt that a small group of thoughtful, committed citizens can change the world, indeed it is the only thing that ever has;" he hopes that they have been able to be part of that tradition; they could not have done it at all without the help of a lot of people, especially Virginia Barker, Natural Resources Director; and they think she was assigned as their point of contact with the County, and she has done an absolutely phenomenal job. He expressed his appreciation to Ms. Barker and her staff, Mike Knight and his staff, the SMC that came out, looked at the property, and made the recommendation that they move forward to transfer the property to EELs; there is a guy who is not here today, and will not be here physically at all, his name is George Rosenfield; he died at one hundred years-plus; but he was here speaking 10 years ago saying that he thought that this property should be set aside for this kind of purpose that EELs is doing; he said, his phrase in that was in perpetuity; he thanked the Board for allowing him to see from wherever he is that this is going forward; and he appreciates all that the Board has and will be in a moment doing.

Anita Unrath expressed her appreciation to the board members, past and present; she advised they have had 20 people in the past help them, they have moved to places like North Carolina, Alaska, gone into the Coast Guard, one is an Army veterinarian now, who was on their board when she was a student at Eastern Florida College here for two years, and another is going into environmental engineering; she encouraged the Board to please vote in favor of this Agenda Item; as Mr. Unrath said, it takes a village; and they do have this wonderful team. She continued by saying they also had some wonderful contractors she would like to tell the Board about because they did some awesome work; one is Roberto Bellotti of Suntree Landscaping, he mowed the trails for them for the last nine years; another is Rick Cockrill of Superior Aquatics; he has sprayed the category one invasive Cogon Grass, which they did not know anything about; they knew about Brazilian Pepper Trees, but Cogon Grass could have taken over all of Hundred Acre Hollows; he has been out there at least twice a year; and it needs to be sprayed twice a year to make sure it goes away, as unfortunately it grows by underground

rhizomes, so it may come back in other areas. She stated they have tried to do what they could to cut back the Cogon Grass; the Gopher Tortoises need their grass and Cogon Grass would totally take over; they want to thank LEW Construction for cutting back and pulling out invasive Brazilian Pepper Trees three years ago and they all gave them a good nonprofit price; she expressed her appreciation to other people who helped them, Leysian and Yuland Wong; she stated Mr. Wong was a young man who did their app to geo-locate the Gopher Tortoise burrows they have used over the years; there have been other people who have volunteered to cut down Brazilian Pepper Trees and vines; there have been numerous people who have supported them financially; and they have been supported by individuals and some grants. She noted the organizations that have supported them are the California Turtle and Tortoise Club; in their first year they saw them online and sent them \$250, which was such a gift at that point when they had no money; they have also had help from the Space Coast Audubon Society planting a garden in the south, the Keep Brevard Beautiful grant, they did another garden and a rain pavilion with rain barrels, the Gannett Foundation gave them a grant one year, they got recycled plastic picnic tables and benches, recently, the community foundation for the Mobi-mats that they just installed, and the Gopher Tortoise Council for an educational grant that they received; they had five Eagle Scout and three Girl Scout projects out there; they made kiosk benches, educational signs, and bat houses; and she also wanted to thank the Brevard Zoo which has been an amazing partner, as they bring out homeschool groups every year, and also cut Brazilian Pepper Trees for the giraffes and goats. She asked the Board to vote in favor of this; and she stated she hopes that they have made the Board proud as a small group of people who could do such a thing to help the County.

Commissioner Feltner stated this has been a long time in the making, since he has been here, and since the County has the EELs Program; he thinks the season was right to do this; and he appreciates the Board's support today.

The Board approved transfer of the identified parcels (IDs 26-36-02-00-500, 26-36-02-00-502, and 26-36-11-00-6) to the EELs Program; approved paying the \$57,270 to the General Fund; authorized EELs to enter into a Friends of the Hundred Acre Hollows Agreement with Hundred Acre Hollows, Inc.; authorized Parks and Recreation Director to endorse the Agreement and any renewals, amendments, or modifications, upon approval by the County Attorney's Office and Risk Management; and authorized the County Manager to execute all necessary budget amendments (BCRs) or other administrative actions necessary to support the land transfer.

Result: Approved

Mover: Rob Feltner

Secunder: Katie Delaney

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

J.1. Approval, Re: Resolution Authorizing the County Manager to Execute All Necessary Documents to Request the Release of Right-of-Entry for Exploration of Phosphate, Minerals, Metals, and Petroleum Reservation and Rights from the Board of Trustees of the Internal Improvement Fund of the State of Florida Related to County-Owned Parcel Identified as Tax Parcel Identification Number 25-36-12-00-1

Marc Bernath, Public Works Director, explained Item J.1. is a resolution authorizing the County Manager to execute all necessary documents to request release of entry for exploration of phosphate, minerals, metals, and petroleum reservation and rights from the Board of Trustees of the Internal Improvement Fund of the State of Florida; in July, the Board approved the purchases with the County Attorney's Office because the minimal risk; but staff is looking for the Board's permission to request the release at this time.

The Board adopted Resolution No. 26-006, authorizing the County Manager to execute all necessary documents to request the release of right-of-entry for exploration phosphate, minerals, metals, and petroleum reservation and rights from the Board of Trustees of the Internal Improvements Fund of the State of Florida related to County-owned parcel identified as Tax Parcel No. 25-36-12-00-1.

Result: Adopted

Mover: Rob Feltner

Seconded: Katie Delaney

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

J.2. Consideration, Re: Joint Resolution with City of Palm Bay for Condemnation of an Approximate 3500-Foot Right-of-Way from Forestar (USA) Real Estate Group Inc. for the Extension of the St. Johns Heritage Parkway

Morris Richardson, County Attorney, explained this is an Item that evolved a little bit since it was added to the Agenda; it involves the St. John's Heritage Parkway and a potential support of Palm Bay and the acquisition of a segment of the future Parkway extension that ultimately will connect it from its terminus out west on Malabar Road now, down south to Babcock, somewhere north of where Micco is; the City of Palm Bay took this up at their meeting Thursday night, and they unanimously proceeded with a resolution proposed by the applicant on it; as the Board knows, the St. John's Heritage Parkway is a regionally significant transportation corridor intended to improve east/west mobility, enhance emergency evacuation capacity, and reduce congestion on parallel arterial roadways, including Babcock Street; there is an Alternative Corridor Evaluation (ACE) study evaluating potential Parkway alignments between Babcock Street to Malabar Road; the proposal before the Board would involve the easternmost segment of that alignment, just west of Babcock Street; and it is in the jurisdiction of the City of Palm Bay. He went on by saying the original proposal before the Board was a joint resolution that purports to be an agreement where the County and City agree to certain terms; it states that the resolution, if adopted by the County and City, would become an agreement between them and between a private party who is going to fund any potential eminent domain action that might need to be taken to acquire that property; just last night he received an email from Scott Knox, who represents the private party Rolling Meadows Ranch that is proposing to provide the financial backing for this acquisition; and he stated, and he would agree, that because the subject property lies within the City of Palm Bay, the County's approval of this resolution is not necessary for the City to proceed and exercise its condemning authority. He pointed out Palm Bay has the absolute authority to condemn the property in the event statutory offer negotiation process called for in the resolution does not result in a negotiated purchase of the property without the County; what they are really asking for is a show of solidarity and support from the County; his recommendation, if the County Commission is interested in proceeding and thinks this is a good thing to do and secure that segment of the future alignment of the Parkway, would be to consider directing him to prepare a resolution similar to the joint resolution put forth in the agreement, but modifying it to show that it is not intended to be an agreement of the County as far as a contractual agreement but rather a show of support for Palm Bay's ultimate acquisition of the Parkway segment; and he is happy to answer any questions the Board may have about this Item. He advised if the Board approves and authorizes the Chair to execute the appropriate resolution.

Chair Altman stated it would be appropriate that the Board show solidarity with the City; it is a regionally significant roadway; this is good news that the County is working together with the City to make it happen; it also has a significant impact on a potential future school site, which is a public benefit as well; this would encourage them to proceed; and he thinks a motion would be in order.

William 'Tuck' Ferrell stated he is here for the Friends of the Parkway; their group started working on this actually in 1982; they worked hard to run the Parkway from the airport to Malabar Road; they would like to see it continue because it is going to be needed as a transportation connector and corridor, it is a critical thing; they almost did not build Wickham Road; when it was built, it was called the road to nowhere; people laughed about it; people need transportation; and people in the South County need to get to I-95. He went on to say this is a critical plan, and the interchange is there; this will connect to the interchange, because right across Babcock Street, it is a critical thing to happen; they support it; they have a lot of support for this, and a lot of support in the South County area; and he asked the Board for its support on this, because Palm Bay has agreed 5:0 to support the thing as it is really needed.

Commissioner Feltner advised when he worked for the Legislature, Chair Altman was there as well, he thinks nine or 10 sessions the Legislature appropriated money for the St. John's Heritage Parkway; and it has been many years in the making.

Commissioner Adkinson noted this is down her way; she had an opportunity to talk to a lot of people that she knows down there about it; one of the things that kept coming up was an evacuation route; and everybody thinks that it is going to be a real positive thing for lots of reasons, but that in particular. She stated she wanted to make a motion to approve.

Attorney Richardson stated for clarification, he would recommend that the motion be that the County Commission adopt a resolution showing support of the City of Palm Bay's action to move forward with acquisition of that property in partnership with the private party Rolling Meadows Ranch, direct him to prepare a resolution to that effect, and authorize the Chair to sign.

The Board directed the County Attorney to prepare a Resolution, adopted Resolution No. 26-007, and authorized the Chair to execute the Resolution in a showing of support for City of Palm Bay's action to move forward with the acquisition and condemnation of 3,500-foot right-of-way segment owned by Forester (USA) Real Estate Group Inc., in partnership with Rolling Meadows Ranch, a private party.

Result: Adopted

Mover: Kim Adkinson

Seconded: Rob Feltner

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

J.3. Appointment, Re: Member to the Titusville-Cocoa Airport Authority Who is Appointed Jointly by County Commissioners for Districts One, Two, and Four

Kathy Wall, Central Services Director, commented this Item is to appoint a member to the Titusville-Cocoa Airport Authority who is appointed jointly by County Commissioners Districts 1, 2, and 4.

Morris Richardson, County Attorney, stated he did a little research and it looks like in 1995, then Commissioner Truman Scarborough actually asked for an Attorney General Opinion (AGO) construing the language in the special act jointly appoint or that they be appointed jointly by those Commissioners; certainly, there is a reading of that that would require a consensus or no dissent or unanimous approval; but the Attorney General at the time, Bob Butterworth, issued an opinion in response to former Commissioner Scarborough's inquiry and opined that the at-large member of the Titusville-Cocoa Airport District who that is to be appointed jointly by the County Commissioners for Districts 1, 2, and 4 should be chosen by a process in which all three Commissioners participate, but the member need not be selected unanimously; whatever is the Board's pleasure when it comes time, it is just those three members that would be

involved in selection; it could be wither by consensus if they are all in agreement, or it can be by a vote; and it does not need to be unanimous to appoint a member to that at-large seat.

Commissioner Delaney asked if that means only three of the Commissioners are voting.

Attorney Richardson replied yes, only 1, 2, and 4.

John Hopengarten stated the Board knows him from his political career and being on the Planning and Zoning Board; he is here today about the appointment for the Titusville-Cocoa Airport Authority; many do not know that he spent many years in aviation as a project manager for numerous airport projects; he started when he was in the Air Force, he is a decorated combat veteran, a graduate architect, and he was the construction manager and designer for numerous airport projects nationally and internationally; and he will give the Board some examples. He went on to say for example Hobby Airport in Houston, Bush Intercontinental in Houston, El Paso in Texas, Logan Airport in Boston, Cleveland Airport in Ohio, Santa Barbara Airport in California, Ben Gurion Airport in Israel, and Sde Dov Airport in Israel; the projects ranged from a million dollars to \$650 million; he worked on the design for hangars, terminals, passenger gates, hard stands, aprons, maintenance facilities, baggage handling, runway extensions, concession areas, storm drainage, fire protection and detection, docking systems for visual gates, apron lighting, cathodic protection for fuel systems, earthworks, loading bridges, and he could go on and on, he has done it all; in the Middle East he was assigned to do two training facilities for the Israeli Air Force for F-15s and the Blackhawk helicopter systems with simulators, flight simulators; they were putting those in as well; he also did a training school for Scandinavian Airlines for all of their management personnel; and besides all of that, he has done warehouses, office buildings, industrial parks, parking garages, and hotels, all Air Force-related. He stated administratively, he was country manager for Parsons Brinckerhoff, a large engineering firm back in the day, he thinks 12,000 engineers; he was the procurement agent for getting two airports in Cyprus under a Build Operate Transfer (BOT) Program, which is like a private/public partnership; he designed a computer; he is a licensed commercial real estate broker; he made a lot of money doing this kind of work; he is offering the County all of the knowledge he has for free; and he asked the Board to please consider him for this position.

Commissioner Goodson stated he wanted to make a motion to nominate Kendall (Ty) Moore II, who runs a business out of Merritt Island; he is a young gentleman; and that is what the County needs to promote since all is getting older.

Commissioner Delaney asked for a point of order; she asked since she wanted to make a motion first, what the order of that would be.

Chair Altman replied since the Commissioner was on the phone he wanted to give him the opportunity to make a comment, so there are two Commissioners who want to make a motion.

Commissioner Feltner stated he thinks the Board should go to Commissioner Delaney's motion first.

Chair Altman stated it is parliamentary procedure to take Commissioner Delaney's motion first.

Morris Richardson, County Attorney, advised he would take up her motions first and see if there is a second, but only among the three who vote on this.

Commissioner Delaney stated she wanted to make a motion to approve John Hopengarten to the Titusville-Cocoa Airport Authority.

Motion died due to lack of a second.

Commissioner Goodson restated his motion to appoint Kendall (Ty) T. Moore II to the Titusville-Cocoa Airport Authority.

Commissioner Delaney stated she has a lot of concern about this because she did not really see a whole lot of experience; when there is someone who puts their name in with decades of experience, she thinks it would put the airport in a much better situation to add this type of experience onto the board with Mr. Hopengarten; she is the young one on this Board so she understands bringing youth into these situations, but she also is highly in favor of making sure the most qualified person is put into these positions; and she would have to believe Mr. Hopengarten is that person.

Commissioner Feltner pointed out he has known Mr. Moore a long time, he first met him when he was four, and he is a very impressive young man; he appreciates what Commissioner Delaney said about experience; he would note that it is an accomplishment to have 800 flight hours in a cockpit, he is working towards his multi-engine rating in hopes to be an instructor as a multi-engine pilot, and is running a small airline; he thinks Mr. Moore has a very interesting perspective; he appreciates the experience and education he has; and he thinks he will be a great addition to the board.

Commissioner Delaney commented while she understands that, the County has a lot of pilots on this board already, so it would be, in her opinion, better to diversify the type of experience and knowledge it has on this board, especially with all of the growth and expansion; flying a plane is great, and obviously, extremely accomplished; that is an fantastic skill; but it might be a good idea to have somebody on this board who has decades of experience with expansion and revitalizing airports; and she just wants to put it out there, because it needs to be put out there, this person's father is Kendall Moore. She stated she is curious about this, especially this airport; she understands it is a joint appointment, but this airport is in her District; and she would never step on the other Commissioners toes in his or her Districts.

Commissioner Feltner asked what all airports are under the TICO airport authority.

Chair Altman replied he thinks Merritt Island is included.

Commissioner Feltner stated he thinks so too; and he asked if Merritt Island is one of them.

Commissioner Delaney asked if there are two of the three in District 1.

Attorney Richardson replied Arthur Dunn, TICO, and Merritt Island.

Commissioner Delaney reiterated two out of the three are in District 1 she believes.

Commissioner Feltner noted he thinks Merritt Island is an equally significant part of the whole TICO apparatus.

Commissioner Delaney stated Space Coast Regional is the biggest.

Commissioner Feltner asked if Mr. Moore flew out of Titusville on a regular basis.

Mr. Moore advised he originally did not prepare comments, but if there is time available, he would definitely like to make some; he originally did apply for the position on the board; he is a patron and a user of both Merritt Island and Titusville Airports probably for the last 18 years now; he is an aircraft owner, he has an aircraft at Merritt Island, and he also manages two

additional family aircraft at Merritt Island; professionally, he owns a company that buys, sells, and manages Embraer jets predominantly, so when they bring clients in for Embraer tours or they are looking at purchasing real estate in the County, they do use Space Coast Regional giving Carsten and Wendy business as they have been really good to them at Space Coast Executive Jet Center over the years; in addition, and this is not to speak negatively on the other candidates, but he can add something the other candidates do not currently do; and the other candidates have skillsets that the board has already demonstrated to be fully-competent at one highly experienced real estate developer, whereas the Board has demonstrated their competency. He continued by saying one of the most recent developments, the River Fly-In condos a collaboration, and the hangars that they intend to build at Merritt Island, and the other applicant, an airline pilot at JetBlue he believes, which Mr. Craig who is on the board who is also a pilot, already had the position; but what he can add, as Commissioner Goodson mentioned, a perspective from the next generation, which is something that the board currently does not possess; they have general aviation covered, they have airlines covered, they have the commercial real estate covered, but on the business/aviation side, he does not believe there is somebody who currently sits in that position, and business/aviation is an integral part of growth at any airport ecosystem, especially at smaller airports, which he has experience operating in and out of; and he would be happy to take any questions.

The Board acknowledged the appointment of Kendall (Ty) T. Moore II to the Titusville-Cocoa Airport Authority, with said term expiring December 15, 2028.

Result: Approved

Mover: Tom Goodson

Second: Rob Feltner

Ayes: Goodson, and Feltner

Nay: Delaney

Abstain: Adkinson, and Altman

J.4. Annual Investment Performance Report Year Ended September 30, 2025 - County Finance Department

Mark Peterson, Brevard County Clerk of the Circuit Court and Comptroller, County Finance Department, commented he has with him today Richard Pengelly with Public Financial Management, the Chair of the Investment Committee, Robert Socks, and staff member Andrew Walcott; this Item is requesting that the Board accept the Brevard County Annual Investment Report; this report has been prepared by the County's Investment Advisor and County Finance, as required by the County's Investment Policy BCC-49, which is in compliance with Florida Statutes, and approved by the County's Investment Committee, which is comprised of citizens of the County; and they approved it at their last quarterly meeting. He went on to say the County's earnings in 2025 was, as can be seen on the presentation, was \$63 million; in 2024, it earned \$50 million; a large part of that is because of where interest rates have been; interest rates are starting to decline; it is not promising that the County will continue to get that, but it earned \$63 million; and that \$63 million has been allocated amongst the various funds. He stated whatever cash is in whatever funds, be it soil, fire rescue, solid waste, or utilities, that money goes back to those respective funds that had the cash balances, so the money is not being taken and put into one area; it is being allocated amongst 160 different funds; Board Departments do budget for this on an annual basis, that is part of their budgets; in earning \$63 million, it helps replace basically revenue that normally, depending on where the markets were, would be affected in their budgets; in the County's portfolio it is broken up into three areas, a short-term portfolio, long-term portfolio, and the Multi-Asset Class Management (MACM) portfolio; each of them have unique characteristics; the short-term is investments that are less than a year, which is at year end at September 30th, was for almost \$420 million; that is what is used to make payroll, accounts payable, and make weekly payments; and the interest that was

earned last year on the short-term portfolio was 4.11 percent, which is managed by County Finance, they manage that and dealing with the daily banking. He mentioned the long-term portfolio is in the one to three-year area; there was \$589 million, and it earned 4.47 percent; that portfolio is overseen by PFM Asset Management, LLC, the investment advisor; they have the expertise; they have been doing this for a number of years; they only work with governments, which is an added benefit because governments are very unique in what they can do; then there is the MACM portfolio, which is Multi-Asset Class Management; this gets into index funds, equities; at year end there was \$148 million there, they earned 12 percent, which is a lot greater than both the long-term and the short-term; and where that benefit came in is because of the equities. He stated about eight years ago, this Board approved for them to start investing in MACM, and it was to try to beat inflation; if inflation is four or five percent and the County is earning three and four percent, it is behind, so adding this MACM portfolio actually helps the County be competitive; it is a small piece of the total \$149 million out of a billion dollar portfolio, so everything is not being thrown into one area which also is a benefit in that when the economy is good it might have a short-term, outperforming the benchmark; if it is in the long-term, things go like a roller coaster, it is up and down, one never knows where things are going to go, but they are trying to protect the public's money; and the short-term portfolio, everything is diversified. He pointed out as the Board can see on this slide, the pie chart to the left, is in local government investment pools, it is in banks, and it is in Certificate of Deposits (CDs), so the money is not all in one area; the long-term portfolio, shown in the upper right hand corner, they are in US treasuries, corporates, and agencies, it is very diversified, so any one area, depending on the economy, might get hit harder than another, but generally one area will do better, one area is less, so it compensates for that; and he wants to let Mr. Pengelly say a few words to show the Board kind of the history last year, where they think some of the factors that they are having to weigh in on in this coming year with the markets.

Mr. Pengelly stated the past performance over the past fiscal year was very good; in fact, over the past couple of years, they have seen pretty good performance driven by a fairly strong and growing economy, and underlying that is it has really been a strong consumer; about two-thirds of the US economy is driven by consumers and consumer spending; when thinking of the outlook from here what they expect in the coming fiscal year is they really pay attention to what the consumer is looking like and what the outlook is for the consumer among economists and businesses; what business conditions look like for corporations; and both of those look fairly strong. He continued by saying consumer balance sheets, as they are now, look fairly strong; the same thing with the corporate balance sheets; they are getting a lot of earnings information recently and that continues to support this idea that companies are in a good place and their outlook is good in the near term; they do not really forecast, and economists and market participants do not forecast that they will have the same, strong performance that they have seen kind of outside performance that they have seen over the past three years; but things look good, at least for the next fiscal year. He mentioned in terms of how they are positioning the County's investments, they have a neutral positioning on its portfolios given that sort of moderate outlook in the near term; and with that, he will pass it back to Mr. Peterson.

Mr. Peterson stated he wanted to introduce to the Board, Bob Socks, the Chairman of the Investment Committee; and he has asked him to say a few things to the Board.

Mr. Socks expressed his appreciation to Mr. Peterson, Andrew Walcott, the Brevard County Clerk of Courts staff, and PFM Asset Management for the success that they have had; he has been on the committee for six years, was elected Chairman last year, and he is very proud to present these results to the Board; he thinks the results are excellent; and they appreciate the Board's support.

Mr. Peterson concluded by saying he will finalize before the Board approves this; Rachel Sadoff, Clerk of Courts, could not be here today as she had a previous appointment; she would

have really like to have been here; but she does sends her regards; that is the report; and he asked if the Board has any questions.

Commissioner Delaney mentioned she does not have any questions, but she just wanted to express her appreciation to Mr. Peterson and his team for coming here today; when the Board received this briefing, she really felt like this was information that the public would like to know; it is a question that she gets all of the time as to what the County is doing with its money, if it is investing it; this team is doing an incredible job; and she just wanted to get this out for the public to see, as this is some great stuff being done here. She reiterated her appreciation to them for their hard work and for doing this presentation.

Chair Altman asked if the County invests in Bitcoin.

Mr. Peterson replied no; he stated one year he did have a question from a Commissioner asking if gold could be invested in; they do not take on anything speculative; the primary thing in their Policy is safety, which is number one, then liquidity, and then return, in that order; and they are not going to take on assumed risks that would jeopardize the County's investments.

Chair Altman advised he knows that being involved with the State government, they had investment strategies; it is a big chunk of money; decisions have been made not to invest in certain countries that promote terrorism, antisemitism, apartheid, and other things; and he asked if the County is involved in that and follows the lead of the State on those types of decisions, or does it have a sort of not laissez-faire, private, and how is the County different in that regard.

Mr. Peterson responded the Board's Policy, which again complies with Florida Statutes, indicates that they have to identify the things they are allowed to invest in; over the years, there have been times they have come back to the Board after the Investment Committee has done lengthy vetting of the process and said yes, they want to invest in this; then they would come back before the Board and via an ordinance, they would then be able to invest in something; and the speculation of getting in some governments, or dealing with some entities, he believes there are some governments who actually invest in foreign bonds.

Mr. Pengelly pointed out they do not invest, by policy, company policy, any of the companies that are on the scrutinized company list that the State puts out; because they only invest in governments, they are very aware of the headline risk associated with those; even though it is not a requirement, that is a State requirement, it does not flow down to local governments, they do not do it at that level; and most of those companies do not really issue large, public debt, so they would not even meet their criteria for the types of investments, large, public, liquid investments that they invest in anyway.

Chair Altman inquired in making investment decisions, do they ever choose to invest in areas that have a benefit for the region, for example, aerospace investment versus industries that might be on the other side of the country providing capital in those entities that are promoting the local economy, and is that ever a factor.

Mr. Pengelly replied no, it is not part of the County's Policy.

Chair Altman asked if the Board wanted to make that a policy, if it would have the ability to do that.

Mr. Pengelly explained there was some legislation passed in 2023 that limited creating sort of extra criteria outside of purely pecuniary factors, that is sort of traditional credit metrics, what

the financial stability of a particular type of investment; what Chair Altman is asking for local investment may be a little outside of that; and they would have to research that whether that would go in violation.

Chair Altman noted it would not necessarily be local, but it would be private industry, aerospace, or high tech; it could be a company in Seattle, there are a couple of them, but it has a role.

Jim Liesenfelt, County Manager, stated they beat him to the answer, there are State standards, certain laws, and investment guidelines that need to be followed.

Commissioner Feltner expressed his appreciation to them for being here and doing this presentation today and meeting with him earlier; they had a discussion about inflation, obviously everyone is dealing with it; it is an interesting thing when he talks to folks that there is consumer inflation; when one goes to the store to buy something, it is a dollar more than it was a year ago, that is consumer inflation; but the inflation to local government is much higher than that, so one thinks of the things that must be done that the market does not do, roads, bridges, these kinds of things that; the costs of those things year over year, or even replacing equipment, that is a tough thing being dealt with, so much higher; he greatly appreciates that they have found ways to get the County a better return on its money; and it is not a nice thing, it is a necessary thing. He advised he appreciates their fiscal management for the County.

Commissioner Adkinson stated she just wanted to say thanks for the \$63 million.

Chair Altman expressed the Board's appreciation for their work and time, as well as staff supporting this; and the County is in good financial hands.

The Board acknowledged and accepted the Brevard County Annual Investment Performance Report, for the year ended September 30, 2025.

Result: Approved

Mover: Rob Feltner

Second: Katie Delaney

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

L.1. Reports, Re: Jim Liesenfelt, County Manager

Jim Liesenfelt, County Manager, stated he is passing out a letter, they sent out an email late; this is something that has been happening through the weekend; he received a call on Friday night from Secretary Tyler who is the Florida Department of Transportation (FDOT) District 5 secretary; the State FDOT is Statewide is applying for a grant, which is the Statewide advancement of future enhancements at Intercity Passenger Rail Crossings Program; they have been asking for support; each of the districts have been going to all the local governments asking for support; this is a grant that is going to target about 900 crossings Statewide; and those are railroad crossings that have passenger rail service. He went on to say off the top of his head, that would be Brightline, SunRail, Tri Rail, Amtrak, and he is not sure if the Street Car in Tampa is in there, so it is throughout the State; he spoke to Secretary Tyler; Marc Bernath, Public Works Director, and Karina Perez, Public Works, have been on a phone call with The City of Cocoa and FDOT; Georganna Gillette, Transportation Planning Organization (TPO) has also been speaking with FDOT, so this has been going here and about; the way the grant would work is if the State wins it, or gets awarded it, it is 80 percent Federal, which is pretty typical, 20 percent would be the local match, FDOT would provide their standard local match,

and they provide half, it is 10 percent; Secretary Tyler said that they would be going to the railroad partners for half of that remaining 10 percent, and the County's match would be five percent; he asked the question what five percent was; and right now they are estimating Brevard's local match would be somewhere around \$150,000 over five years. He advised they are still checking as it is 49 different crossings; the County already has some grants for some of the crossings, so it might be a little bit lower number; the letter the Board has talks about how the County will work and support coming up with local match, if necessary; the other letter talked about a hard match; he told them, the County could not do that, the County could not commit to anything it cannot fund; the letter in front of the Commissioners is just asking he or she to support a letter to FDOT for their grant application; the grant application is due February 6, so it is moving fast; he thought about it at the workshop, but the Board cannot take official action at a workshop; there are double x's on the number of railroad crossings because it is being finalized; and if the Board approves this letter, he will have the finalized letter for the Chair on Thursday, or he has a copy he can sign and submit it on behalf of the Board to the FDOT.

Commissioner Feltner asked just to clarify, if anything that would be appropriated as part of the match from the County would be brought back to the Board.

Mr. Liesenfelt replied affirmatively; and the County is going to have to have some sort of agreement with FDOT.

Commissioner Feltner stated this today of itself, is not an agreement as much as saying the Board is interested in FDOT going out and seeking the funds.

Mr. Liesenfelt explained this does not commit the County to expending or allocating any funds of its own at this point.

The Board authorized the Chair to execute a letter in support for Florida Department of Transportation's (FDOT) application to the Federal Railroad Administration (FRA) under the Federal-State Partnership for Intercity Passenger Rail (FSP) Grant program for the SAFE-IPR Program.

Result: Approved

Mover: Rob Feltner

Second: Kim Adkinson

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

Chair Altman pointed out the County Manager is known for his very innovative dress; and he asked Mr. Liesenfelt to show the Board what he is wearing underneath his jacket.

Mr. Liesenfelt provided a short video of folks chanting Indiana University's fight song; and he advised everyone at the Clerk's Office can spell Hoosier.

Chair Altman expressed his congratulations to Indiana for the wonderful win and storybook finish, and probably one of the most historic college football seasons ever; he stated he is excited that Indiana won; it is great to have a County Manager with such roots, and to have a Big 10 representative; and he has become family of the Big 10 with his son working for Illinois.

L.3. Reports, Re: Katie Delaney, Commissioner District 1

Commissioner Delaney stated she just wanted to give some upcoming opportunities for residents to stay engaged and for their voices to be heard; the County's first budget workshop is coming up January 29th, this Thursday at 1:00 p.m.; if one cannot come, it will be livestreamed,

so one will be able to watch that in the comfort of their own home, and if he or she does not want to sit through a four-hour meeting; she asked them to feel free to zoom over, three hours in or something, and give the Board his or her public comments; it is going to be a lot of really good information; the Board is going to be talking about Public Works, Stormwater, and Utilities; and those are things, especially in her District, that is always a topic of conversation. She continued by saying on January 30th, Florida Department of Environmental Protection (FDEP) is going to be holding the public hearing for the Blue Origin wastewater discharge permit renewal; that is going to be at 3696 Lake Drive, Cocoa, from 4:00 p.m. to 7:00 p.m.; unfortunately, FDEP decided not to move the meeting to allow for more people to come, but luckily, County staff has opened up some overflow parking; hopefully, as many people as possible will be able to fit into that room so he or she can bring their comments to FDEP; the County recently had a meeting with Florida Department of Transportation (FDOT) about the State Road (SR) 524 expansion, that was incredible; there were probably 150 show up to that meeting; and she expressed her appreciation for District 1 for showing up for that and really being engaged in that conversation. She noted the public can still write written comments until February 2nd; she has a Substack, Katie Delaney Substack, that gives people all of the information about the project and the links to where one can submit those comments to FDOT; for the FDEP meeting, they have extended public comment to February 6th, which she also has a Substack article on that where all of the links can be found to get people's written comments in if he or she cannot get to this meeting; Speak Up Brevard deadline is January 31st; as of today, the County has 34 submissions; and she wanted to talk about that she will be bringing up for consideration a workshop. She mentioned she knew Susan Connelly pretty well, and she would definitely be flattered with the naming of the program after her; but in her opinion, what she would really feel honored about is to make this program the best it could be; she hopes she will get support for that in the future; and she asked if the County Manager had any updates about the Per- and Polyfluoroalkyl Substances (PFAS) notification, the potential website, and how that is going.

Jim Liesenfelt, County Manager, responded they have had a couple of meetings and will be ready to present to the Board a proposed website on the February 10th Board meeting.

Commissioner Delaney commented she wanted to let everyone know that she is going to be putting out an article on Substack following this meeting about PFAS and where one can find that, and the Environmental Protection Agency (EPA) links so that people can get more informed for the care of their families.

L.5. Reports, Re: Kim Adkinson, Commissioner District 3, Vice-Chair

Commissioner Adkinson stated she does not actually have a report, she has a request; it looks like the request, 840, is kind of laying around; the Bill 1465 is not making it through its subcommittees; she has spoken to the State Representatives, a few of them, not all of them, and all she keeps hearing is there does not seem to be much interest; she asked that any of the Board members who have contacts or relationships with the State Representatives if he or she could just put a bug in their ear, because like she said before, this affects the whole County; and specifically, she wanted to ask Chair Altman in the Sunshine, he worked really hard to get the Area of Critical State Concern (ACSC) done, so if it is possible for him to take some time to think about what she, as District 3, could be doing to help with the process since she is new, that would be fantastic.

Chair Altman expressed his appreciation to Commissioner Adkinson for her leadership in the great job she has done in advocating for the South Beaches and Brevard; he advised it is abhorrent what the State has done to local planning and local governments with the Senate Bill 180; he has always felt, and many call it a mistake, very few things happen by mistake up there; he thinks it was a significant overreach of State government infringing upon people's

ability to govern locally; and it is hurting the State dramatically, it will hurt the South Beaches. He continued by saying he appreciates Commissioner Adkinson bringing this up; he will personally reach out and for Commissioner Adkinson to just keep doing what she is doing; he is surprised the Governor has not become more active; he has had a strong track record of conservation in Florida, and hopefully, he will step up and advocate for the County; he did sign the Bill into law, but maybe he got some bad advice; and he asked if the Legislature does not come through for the County; he does not want to prejudge, because these things are intentionally held hostage until the very end and they become a significant negotiating point; everybody in Tallahassee is always looking for an angle, leverage, and something to barter with; and it is like a third-world market, best analogy he could think of, that can be happening as well, so continue to engage. He asked if this is not resolved, the Board talked about this early on in the process, it wanted to give the Legislature an opportunity to resolve it, but does the Board still have an opportunity to engage in the lawsuit that, he thinks it is a thousand friends.

Morris Richardson, County Attorney, responded potentially, he does not know that the County would necessarily want to engage in that lawsuit; and the County has a unique circumstance in regard to the ACSC, so it might want to discuss doing something separately even that addresses the County's unique circumstances as well.

Commissioner Delaney stated she knows that the Bill that Commissioner Adkinson referenced is very important, but she wanted to broaden this conservation a little bit because there are a lot of bills up there right now that are targeting agricultural land, making it extremely easy for developers to come in and just do what they will; there are also a couple of bills up there now that are targeting wetlands; she thinks all of these things together are going to really change the dynamic of Florida, take away Home Rule, which is Constitutionally protected; and she would be in heavy support of doing whatever it takes to protect the community.

Commissioner Feltner stated 1465 was mentioned, he thinks it was the Bill number in the House, that is the one that seems to be stalled; there is not an exact Senate companion, but there is a Senate version; and he asked if that is moving forward as he has not looked recently.

Commissioner Adkinson asked the 840.

Commissioner Feltner advised he guesses that was it.

Commissioner Adkinson commented it was doing well, she has not looked at it in the last couple of days, so she does not know.

Commissioner Feltner stated he knows sometimes it is the situation that one chamber will do more work on a bill.

Attorney Richardson pointed out SB 840 is advancing towards the Senate Rules Committee, that is going to be its final stop before the Senate floor; SB 840 is by far the preferable of the alternatives to the House Bill; but SB 840 seems to be the only one with momentum.

Commissioner Feltner noted that is ready to roll, it sounds like.

Attorney Richardson stated that would be much better for the County's situation; and frankly, 1465 as written now would not solve some of the County's issues.

Commissioner Feltner stated Chair Altman knows better than he does, he was up there; but he worked up there, so the Senate has their version ready to go; the Board is in favor of the

Senate version it sounds like so far; and he asked when it comes over, do they do a strike all, they make a match up.

Chair Altman replied that is a high probability.

Commissioner Feltner commented that is the way it is starting to sound right now.

Chair Altman explained the County has a very good delegation and he knows they are working hard on it; there is a good chance they at least get the area of critical concern resolved hopefully; and he just hopes they do the bigger picture and they really restore some of these planning authority, local government, has because it has serious impacts on the County's open space, the wetlands, the agriculture, the green belt, 100 percent counter to what the general public or the legislature has been doing in recent years.

L.7. Reports, Re: Thad Altman, Commissioner District 5, Chairman

Chair Altman stated he has one item; he guesses it was the last meeting or two that the Board had a presentation on PACE, and the Board looked at the possibility of re-implementing the PACE program, which is something the Board should look at; but the Tax Collector received an incredibly negative, threatening, and adversarial letter related to PACE attacking her ability to comment and have public input, really attacking her and the Board's ability to set minimum amounts, what is charged, overhead; he was in disbelief where the County put an olive branch out there to welcome this industry in lieu of all of the past negativity and problems in the past; and it had not even scheduled a public hearing to talk about it, and they are already threatening, attacking, and limiting the Board's ability to have public dialogue, the constituents ability to have first amendment rights. He noted this Commission has always been supportive of diversity of thoughts and ideas, and encouraging debate; he thinks this should just be put on hold until the attacks and issues in this letter are resolved; he has talked to the County Attorney about it; and he was just going to ask the board to put it on hold until some of those issues were resolved.

Commissioner Delaney advised she would be in favor of that.

Commissioner Feltner asked if there needs to be a motion or simply that the Board does not take it up; and he asked if it is because the Board sort of went to legislative intent.

Morris Richardson, County Attorney, stated right now he has direction to research consumer protection measures and prepare a resolution to bring back to the Board for consideration; and for him to pause that, he would just want clear consensus direction from the Board that he should stand down for now until the Board directs otherwise.

Commissioner Feltner asked if the Board needs to make a motion to permanently table the item or to withdraw the prior motion.

Attorney Richardson replied that would be fine; and he just needs standing direction right now to proceed, so unless he is told otherwise, he would proceed to bring it back.

Chair Altman noted he did not want to put a burden on staff and for the County and taxpayer to incur the expenses when one of its constitutional offices is kind of under attack right now; if it looks at consumer protections, probably the number one would be addressing the things that were brought up in this letter; and he just thought it would send a strong message.

Commissioner Adkinson asked who the letter is from.

Attorney Richardson responded it is from the Florida PACE Funding Agency, their attorney James Dinkins; it relates to prior litigation between the Tax Collectors, which the County's Tax Collector was not a party to, but it really relates to financing that they issued previously, so the letter is not so much about going forward; the gentleman who spoke at the Board meeting, Chris Peterson, spoke on behalf of the same agency that the attorney represents that sent this letter to the Tax Collector; and he believes the next day after the meeting.

Chair Altman explained it eerily brought up issues that were talked about; one of the things that was talked about was what the Clerk could charge in overhead costs to administer this program, and was threatening her to not have the statutory authority that she has; if the Clerk is incurring additional expense, it is costing the County; and he just did not want Attorney Richardson to work in one direction and expending staff's precious time and resources knowing the County is already at odds with this industry, already threatening and attacking.

The Board authorized staff to permanently table any previous direction regarding the PACE Program.

Result: Approved

Mover: Katie Delaney

Second: Rob Feltner

Ayes: Delaney, Goodson, Adkinson, Feltner, and Altman

Attorney Richardson asked the Clerk to prepare a memorandum to that effect.

Upon consensus of the Board, the meeting adjourned at 10:17 a.m.

ATTEST:

RACHEL M. SADOFF, CLERK

THAD ALTMAN, CHAIR
BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA