

Brevard County Board of County Commissioners

*2725 Judge Fran Jamieson Way
Viera, FL 32940*



Minutes

Tuesday, August 26, 2025

9:00 AM

Regular

Commission Chambers

A. CALL TO ORDER 9:00 AM

Rollcall

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

C. PLEDGE OF ALLEGIANCE: Commissioner Rob Feltner, Chairman, District 4

Chairman Feltner led the assembly in the Pledge of Allegiance.

E.1. Check presentation by Senator Tom Wright to Brevard County for Public Works and Natural Resources Management Departments for State Legislative Appropriation Awards - FY26

Senator Tom Wright stated it is always good to be here; it is a privilege to be in Brevard County, which he has been several times in the last few days; this is his favorite time of the year, bringing checks back to the Districts; they have brought almost \$500 million back to the District this year; it has really been a good year; he is bringing almost \$6 million to Brevard County today; and each of these investments address a specific community need, while working together to build things that are safer, healthier, and more sustainable within this County. He went on to say first is the West Central Avenue bridge replacement which is funded at just a little over \$1.2 million; this bridge is a vital connection point, as one knows, for residents and businesses; replacing this aging structure will ensure safety and reliability for years to come; next is Indianalantic storm drainage improvements, funded at just a little over \$1.7 million; people know that the flooding concerns have affected neighborhoods here; this project will provide relief, reducing flood risk, and protecting property when heavy rains come into Brevard County; finally, and perhaps most important one for the environment, is the Indian River Lagoon Countywide sewer connection assistance, which is funded at just over \$2.9 million; and this is more about the infrastructure, protecting one of Florida's natural treasures. He added by expanding the sewer connections, it will significantly reduce nitrogen, nutrient pollution, helping restore the health of the Lagoon for future generations. He stated together, these projects cost nearly \$6 million and that is a powerful statement of support from the State of Florida to Brevard County. He noted he is proud to have worked alongside the Board and he is looking forward to providing the Board with this check.

Chairman Feltner interjected by saying he will have some of the Commissioners come down and accept that along with Public Works Director, Marc Bernath.

Senator Wright stated he is proud to present this check for \$5,927,261; there are a lot of people involved to make this happen, it is not just himself; there are a lot of people who have to fight for their share of funding; of all the checks that have been passed out here in this State, it represents only 20 percent of all the funding that was requested; therefore, it is a challenge to make sure the money gets to where it is needed.

Chairman Feltner expressed his appreciation to Senator Wright for supporting Brevard County in the legislature.

E.2. Resolution recognizing National Recovery Month - District 3

Commissioner Adkinson read aloud, and the Board adopted Resolution No. 25-083, proclaiming September 2025 as National Recovery Month.

Laura McCarthy, Executive Director and Founder of Brevard Recovery Fest, stated Brevard

Recovery Fest is a local nonprofit, community-driven outreach to create a platform for providers and recovery organizations so that Brevard County citizens can see that there is help and hope in the County; she is a woman in long term recovery; her recovery date is May 3, 1985; by the grace of God and the community of people like this, she is here today to go from criminal to community leader; it is possible, recovery is possible, and that is probably their biggest message, that others too, can recover and there is hope; behind her is people from various organizations; they will have over 100 vendors, sponsors, and donors at this event, which will happen at Melbourne Auditorium on Saturday, September 13, from 10:00 a.m. to 2:00 p.m.; with her today she has Palm Point Behavioral Health, which is one of their exclusive event sponsors; and there is La Amistad, Palm Point, Central Florida Behavioral Hospital, and University Behavioral Center be one of the largest sponsors for this event this year. She continued by saying they also have Space Coast Recovery in the house, Recovery Connections of Central Florida, which is their only Recovery Community Organization (RCO) in Brevard County, launching two new facilities, drop-in centers that are going to be opening very soon in Melbourne and in Titusville; there is Orlando Recovery Center, Live Well Behavioral Health, and of course the Board Members that are represented today, as well as Project Oasis, who works on their programs and most of their printed material; Substance Abuse and Mental Health Services Administration (SAMSHA) started the National Recovery Month back in 1989 and it is the agency within the United States Department of Health and Human Services that leads public health efforts to advance behavioral health of the nation and to improve the lives of individuals living with mental health and substance use disorders and their families; and National Recovery Month was started in 1989, as a national observance held every September to promote and support new evidence-based treatment recovery practices, the nation's strong and proud recovery community, and the dedication of service providers and communities who make recovery in all of its forms possible. She mentioned she left her clinical work; she is a retired Licensed Mental Health Counselor (LMHC) Master Certified Addictions Professional (MCAP); in 2018, it felt like her service to the community was not done; she joined the Brevard Opioid Misuse Task Force under the Brevard Prevention Coalition and at that time, there was not a Recovery Fest; in fact, it was Marion County that came over in 2021 and their heroin Task Force came to Brevard's Task Force and asked why Brevard County did not have a Recovery Fest, and they all looked at one another and asked the same; what happened was that vision birthed into the Brevard Recovery Fest, which was housed under the Brevard Prevention Coalition its first year; at the end of that year, it was said they got too big too fast and they did not fit with that mission so they needed to go create their own organization or get under another nonprofit; she sought the community's support and at that time Brevard Recovery Fest became its own 501(c)3 charitable organization with the IRS; she had her IRS designation within 30 days after they got off the phone and told her it would take at least 120; she thinks they believe in the vision as well; this is the fourth year; they will have over 100 vendor sponsors and donors; they have a free family fun day; and they are tired of seeing death in the County. She noted Brevard County was number one per capita in Florida for fentanyl poisonings until, and she believes, their actions, which are many of their community partners, started distributing Narcan throughout the City, doing Narcan training, within all cities in Brevard County; it has reduced Brevard County to number five in Fentanyl poisoning deaths in Brevard County and in the State of Florida; they continue to believe that their efforts in this County will continue to help people survive and thrive; they promote recovery; and they believe it is possible, they know it is possible, they know treatment is possible, and with this kind of information, they hope to reach County citizens and bring them hope and health. She stated this year they have launched a mental health event; by the way, the National Mental Health Month is in May; they had launched their very first mental health event at the Space Coast Health Foundation; there were well over 200 people participate and 30 primary mental health vendors support that event; everything is free to the community; there is free food, free fun, inflatables, Wings of Grace will do flight simulators, Brevard County Sheriff's Office will do their Teen Driving simulator, the

inflatables outside with face painting, seven different mobile response units showcasing, including Matthew's Hope sleeper bus, Daily Bread's Mobile Unit, Healthcare Unity Group (HUG), as well as Curative Care will be doing HIV hepatitis C testing for free, Daily Bread will be showcasing their mobile unit; and it is going to be a really fun day and they would encourage the community to tell their friends and families and anyone struggling that there is hope in Brevard. She added it is September 13, 10:00 a.m. to 2:00 p.m. in the Melbourne Auditorium. She expressed her appreciation to the Board for the Resolution.

Result: ADOPTED

Mover: Kim Adkinson

Second: Katie Delaney

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

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

Commissioner Delaney advised she would like to pull Item F.18., authorization to utilize sole single-source distributors and piggyback contracts for goods and services utilized by County Departments and Offices.

Chairman Feltner asked if that could be taken up later to give staff time to get that together.

Commissioner Delaney responded affirmatively.

F.1. Approval Re: Transportation Impact Fees Technical Advisory Committee for Central Mainland Benefit District Project Funding Recommendations (District 4)

The Board approved the disbursement of \$1,700,000 in Transportation Impact Fees in accordance with the recommendations prepared by the Transportation Impact Fee Technical Advisory Committee of Central Mainland Benefit District; and authorized the County Manager to execute all budget amendments (BCRs) necessary for implementing these appropriations.

Result: APPROVED

Mover: Katie Delaney

Second: Kim Adkinson

F.2. Approval RE: Transportation Impact Advisory Committee for Merritt Island/North Beaches District Project Fund Recommendations (District 2)

The Board approved the disbursement of \$1,800,000 in Transportation Impact Fees in accordance with the recommendations prepared by the Transportation Impact Fee Technical Advisory Committee of the Merritt Island/North Beaches District; and authorized the County Manager to execute all budget amendments (BCRs) necessary for implementing these appropriations.

Result: APPROVED

Mover: Katie Delaney

Second: Kim Adkinson

F.3. Legislative Intent and Permission to Advertise Amendments to Chapter 62, Article VII, Division 1, Section 62-2802, entitled Exhibits, to update the exhibits, and associated table of contents, to meet current FDOT Standards, account for material availability, and improve best practices for the construction of improvements associated with subdivisions, site plans, and right-of-way (ROW) improvements.

The Board granted legislative intent and permission to advertise amendments to Chapter 62, Article VII, Division 1, Section 62-2802, entitled Exhibits, Brevard County Code of Ordinances, to update the exhibits, and associated table of contents, to meet current Florida Department of Transportation (FDOT) Standards, account for material availability, and improve best practices for the Construction of Improvements associated with subdivisions, site plans, and Right-of-Way (ROW) Improvements.

Result: APPROVED

Mover: Katie Delaney

Seconders: Kim Adkinson

F.4. National Opioid Settlement-County Approval and Authorization to participate in the new Opioids Settlements for Purdue (and certain of its affiliates) and the Sackler family; Alvogen, Amneal, Apotex, Hikma, Indivior, Mylan, Sun, and Zydus; and accept the McKinsey & Company Settlement Agreement; and authorize acceptance of future settlements.

The Board approved participation in the new opioid settlement agreements for Purdue (and certain of its affiliates) and the Sackler family, Alvogen, Amneal, Apotex, Hikma, Indivior, Mylan, Sun, and Zydus; accepted the McKinsey & Company settlement agreement; authorized the County Manager, or designee, to sign future Subdivision Participation (opt-in) and Release Forms, settlement agreements, and to take all necessary action required by these settlement agreements upon approval of outside counsel, the County Attorney's Office, and Risk Management; and authorized the County Manager to execute all necessary budget amendments (BCRs) relating to all opioid settlement funds received by Brevard County.

Result: APPROVED

Mover: Katie Delaney

Seconders: Kim Adkinson

F.5. Approval. Re: Lease Agreement for Community Based Care of Brevard, DBA, Family Partnerships of Central Florida located at Merritt Island Service Complex, 2575 North Courtenay Parkway, Merritt Island, Florida (District 2)

The Board approved the lease of approximately 3,455 square feet on the second floor of the Merritt Island Service Complex, 2575 North Courtenay Parkway, Merritt Island, Florida, to the Community Based Care of Brevard, DBA, Family Partnerships of Central Florida in support of expansion and sustainability of the comprehensive community mental health services for children with serious emotional disturbances; and authorized the County Manager to execute the Lease Agreement, renewals, modifications and amendments, upon approval of the County Attorney's Office and Risk Management.

Result: APPROVED

Mover: Katie Delaney

Seconders: Kim Adkinson

F.6. Approval, Re: Resolution and Lease for the Historic Williams Building located at 2373 Oak Street, Melbourne Beach, Florida to the Town of Melbourne Beach (District 3)

The Board executed and adopted Resolution No. 25-084, allowing the non-competitive lease of County property located at 2373 Oak Street in Melbourne Beach, Florida, known as the Historic Williams Building, to the Town of Melbourne Beach for public use; executed and approved the Lease Contract for the Historic Williams Building, located at 2373 Oak Street in Melbourne, Florida; and authorized the Parks and Recreation Director to execute the renewal option,

modifications, and amendments, upon approval of the County Attorney's Office and Risk Management.

Result: ADOPTED

Mover: Katie Delaney

Seconders: Kim Adkinson

F.7. Board Approval, Re: Agreement between Brevard County and State of Florida, Department of Transportation (FDOT) for Emergency Vehicle Pre-Emption (EVP) License.

The Board approved the establishment of an EVP License Agreement with FDOT; authorized the Chairman to execute the Agreement; and authorized the County Manager to execute all necessary budget amendments and approve any subsequent renewals or agreement amendments.

Result: APPROVED

Mover: Katie Delaney

Seconders: Kim Adkinson

F.8. Board Approval, Re: Agreement between Brevard County and the City of Titusville, Florida for Sewer Service, Brevard County Fire Station 24

The Board authorized Fire Rescue Director to execute an Agreement between Brevard County and the City of Titusville for Sewer Service for Brevard County Fire Rescue Station 24; and authorized the Fire Rescue Director to approve any subsequent amendments, or renewals, or other administrative requirements, upon County Attorney Office and Risk Management approval.

Result: APPROVED

Mover: Katie Delaney

Seconders: Kim Adkinson

F.9. Approval, RE: Budget Amendments

The Board reviewed and approved the Budget Change Resolutions.

Result: APPROVED

Mover: Katie Delaney

Seconders: Kim Adkinson

F.10. Acknowledge Receipt of the Merritt Island Public Library Tax District FY 2024-2025 Semiannual Report and 2024 Annual Audit Report

The Board acknowledged receipt of the Merritt Island Public Library Tax District Fiscal Year 2024-2025 Semiannual Report and 2024 Annual Audit Report.

Result: APPROVED

Mover: Katie Delaney

Seconders: Kim Adkinson

F.11. Conveyance of Property Acquired by Escheatment Tax Deed to the City of Melbourne, FL.

The Board adopted Resolution No. 25-085, authorizing the conveyance of property, Property ID: 27-37-19-52-1-14, acquired by Escheatment Tax Deed located within the boundaries of the incorporated City of Melbourne, Florida; and authorized the Chairman to execute a County Deed, Property ID: 27-37-19-52-1-14, to convey the property acquired by Escheatment Tax

Deed to the City of Melbourne, Florida, pursuant to Section 197.592(3), Florida Statutes.

Result: ADOPTED

Mover: Katie Delaney

Seconders: Kim Adkinson

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

F.12. Conveyance of Property Acquired by Escheatment Tax Deed to the City of Palm Bay, FL.

The Board adopted Resolution No. 25-086, authorizing the conveyance of property acquired by Escheatment Tax Deed located within the boundaries of the incorporated City of Palm Bay, Florida, Property ID: 28-37-32-KA-9-32; and authorized the Chairman to execute a County Deed, Property ID: 28-37-32-KA-9-32, to convey the property acquired by Escheatment Tax Deed to the City of Palm Bay, Florida, pursuant to Section 197.592(3), Florida Statutes.

Result: ADOPTED

Mover: Katie Delaney

Seconders: Kim Adkinson

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

F.13. Conveyance of Property Acquired by Escheatment Tax Deed to the City of Palm Bay, FL.

The Board adopted Resolution No. 25-087, authorizing the conveyance of property acquired by Escheatment Tax Deed located within the boundaries of the incorporated City of Palm Bay, Florida, Property ID: 28-37-32-KA-12-67; and authorized the Chairman to execute a County Deed, Property ID: 28-37-32-KA-12-67, to convey the property acquired by Escheatment Tax Deed to the City of Palm Bay, Florida, pursuant to Section 197.592(3), Florida Statutes.

Result: ADOPTED

Mover: Katie Delaney

Seconders: Kim Adkinson

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

F.14. Conveyance of Property Acquired by Escheatment Tax Deed to the City of Palm Bay, FL.

The Board adopted Resolution No. 25-088, authorizing the conveyance of property acquired by Escheatment Tax Deed located within the boundaries of the incorporated City of Palm Bay, Florida, Property ID: 28-37-33-KA-14-44; and authorized the Chairman to execute a County Deed, Property ID: 28-37-33-KA-14-44, to convey the property acquired by Escheatment Tax Deed to the City of Palm Bay, Florida, pursuant to Section 197.592(3), Florida Statutes.

Result: ADOPTED

Mover: Katie Delaney

Seconders: Kim Adkinson

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

F.15. Conveyance of Property Acquired by Escheatment Tax Deed to the City of Palm Bay, FL.

The Board adopted Resolution No. 25-089, authorizing the conveyance of property acquired by

Escheatment Tax Deed located within the boundaries of the incorporated City of Palm Bay, Florida, Property ID: 28-37-33-KA-15-16; and authorized the Chairman to execute a County Deed, Property ID: 28-37-33-KA-15-16, to convey the property acquired by Escheatment Tax Deed to the City of Palm Bay, Florida, pursuant to Section 197.592(3), Florida Statutes.

Result: ADOPTED

Mover: Katie Delaney

Seconders: Kim Adkinson

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

F.16. Conveyance of Property Acquired by Escheatment Tax Deed to the City of Palm Bay, FL.

The Board adopted Resolution No. 25-090, authorizing the conveyance of property acquired by Escheatment Tax Deed located within the boundaries of the incorporated City of Palm Bay, Florida, Property ID: 29-37-08-GL-D; and authorized the Chairman to execute a County Deed, Property ID: 29-37-08-GL-D, to convey the property acquired by Escheatment Tax Deed to the City of Palm Bay, Florida, pursuant to Section 197.592(3), Florida Statutes.

Result: ADOPTED

Mover: Katie Delaney

Seconders: Kim Adkinson

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

F.17. Permission to Issue Annual Supply Bids, Proposals, and Request for Qualifications and Negotiate Competitive Contracts for the County's Fiscal Year 2025-26.

The Board authorized Purchasing Services to coordinate the following actions:

1. Competitively solicit bids and negotiate competitive contracts and award to the most responsive, responsible, and qualified bidder with the lowest price;
2. Competitively solicit proposals and requests for qualifications, and establish a selection and negotiation committee pursuant to Board Policy BCC-25, and award to the highest-ranked proposer(s);
3. Exercise renewal options upon evaluation of the supplier's performance and recommendation from the user department or office; and
4. Authorized the County Manager to award and execute contracts, contract renewals, contract amendments, contract extensions, task orders, and purchase orders, subject to the review and approval of the County Attorney's Office, Risk Management, and Purchasing Services.

Result: APPROVED

Mover: Katie Delaney

Seconders: Kim Adkinson

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

F.19. Approval of Liability, Workers' Compensation, Crime, and Aviation Insurance Programs for FY2025-26.

The Board approved placement of the County's Auto, General, Professional, Crime, Cyber, Workers' Compensation, and Aircraft and Aviation Liability insurance coverage at a cost of \$2,621,769; and authorized the Risk Manager to bind coverage per the Agenda Report.

Result: APPROVED

Mover: Katie Delaney

Second: Kim Adkinson

F.20. Consent to Assignment of Right-of-Way Use Agreement (West Viera) from The Viera Company to Viera Stewardship District.

The Board executed and approved the Written Consent to Partial Assignment and Assumption of Right-of-Way Use Agreement (West Viera), as requested by The Viera Company, to Viera Stewardship District.

Result: APPROVED

Mover: Katie Delaney

Second: Kim Adkinson

F.21. Resolution to Adopt the Ad Valorem Tax Abatement Program Guidelines

The Board adopted Resolution No. 25-091, acknowledging the guidelines for the Brevard County Ad Valorem Tax Abatement Program, as recommended by the Economic Development Commission of Florida's Space Coast's Ad Valorem Tax Abatement Council.

Result: ADOPTED

Mover: Katie Delaney

Second: Kim Adkinson

F.22. Approval of a Grant Agreement between Brevard County and the Economic Development Commission of Florida's Space Coast, Inc.

The Board approved a FY 2025-26 Grant Agreement between Brevard County and the EDC of Florida's Space Coast, Inc. to use funds exclusively for the EDC's efforts to retain and expand existing businesses in Brevard County, and to attract new businesses.

Result: APPROVED

Mover: Katie Delaney

Second: Kim Adkinson

F.23. Appointment(s) / Reappointment(s)

The Board appointed/reappointed Bailey Moss to the Central Brevard Parks and Recreation Advisory Board, with said term to expire December 31, 2026.

Result: APPROVED

Mover: Katie Delaney

Second: Kim Adkinson

F.24. Precinct Boundaries - Altered and Added (Chapter 101.001 (1) F.S.)

The Board approved and revised precinct boundaries due to annexations by the Cities of Melbourne, Palm Shores, Titusville, and West Melbourne.

Result: APPROVED

Mover: Katie Delaney

Second: Kim Adkinson

F.25. Bill Folder

The Board acknowledged receipt of the Bill Folder.

Result: APPROVED

Mover: Katie Delaney

Seconded: Kim Adkinson

G. PUBLIC COMMENTS (Individuals may not speak under both the first and second public comment sections.)

John Francis Panik stated he is going to show a few pictures; he did not know there was problem in Brevard County but he took some pictures of this that landed on his street off of Industry Drive; he explained this is a picture off of Pineapple and US1, there is that old building that always sits there; there were like 11 piles; he saw that ever since January 1, what he found out from the landfill, groundskeeper people now have to pay so much per ton, so a lot of the commercial entities, large and small, have now found dump sites within the County; any vacant land, they dump it; he has found them throwing it over in a ditch, the ditches that go into the intercoastal waterway system; and a lot of that gets washed out and they are constantly cleaning the intercoastal waterway. He continued by saying one can go through all the ditches and ask Road and Bridge because they clean all the ditches; he knew Carl really well who used to mow the ditches out and he saw his fair share of things; the solution to stop it from the epidemic because the worst spot he has seen is about 80 piles that were on Turtle Mound and John Rodes Boulevard where there used to be an old AM/FM radio station; he let Amy in Road and Bridge know about it and she barricaded it up so they had stopped that; Road and Bridge and the City has been cleaning up these piles that the commercial entities leave behind for the people to clean up; and the only thing he would ask is to maybe put extra personnel within the County to maintain those. He noted he thought of a solution, maybe with the County Attorney's help, is that right now the landfill takes all debris, but if they contract it out, put on a two-year contract, the guy right next to Sarno does that; he bags it and sells it to landscaping, but if the County could put it out for contract that all this debris now goes to a piece of land, five acres that the County has leased out to the guy who gets the contract and he can mulch it and sell it or do whatever he wants; if he wants to pallet and metal he can do that too; that takes a lot of liability away from the County and buying all that big mulching equipment that cost up to \$1 million each to run and mulch; and he talked to the County on one incident, a loader was loading these big trucks and he asked where those trucks were going and he was told to Georgia to the heating plant. He commented they take 10 loads of mulched up wood to their heating plant just over State lines on the right hand side of I-95; it gets dumped there and used for the plant; he does not know why the County does not do something like that for ours, it would maybe save a lot of coal, fuel, and everything else, if the Board can stop it now; he is only interested in his business center on Wickham Road; and if he sees piles he lets Amy at Road and Bridge know right away, and she takes care of it quickly. He added they do a great job in his community, but he wanted to let the Board know that this epidemic is happening all over Brevard County and maybe the Board can meet with the County Attorney and figure out how to contract that out for somebody to mulch it all up instead of the County doing it because it has run out of space on that.

Chairman Feltner advised they will talk another day about some ideas and he is sorry he missed that meeting; Mr. Panik is not alone, he thinks this is seen throughout the County; and he is interested in the business that he spoke about doing the mulching there on Sarno as well.

Commissioner Delaney stated she totally understands what he is dealing with; North Brevard deals with it a lot as well; there is all kinds of dumping, not just landscape, but couches and all sorts of fun things; she was not sure if she could get support for, maybe the County Manager and County Attorney to bring back some possible options because this is an issue that she has

been talking about for a few months now with them, along with the Solid Waste Director, about possible solutions; she understands where the County is coming from that the dumps are filling up too quickly; that of course, cost taxpayers dollars to build new dumps, but people also do not want their communities to become the dump, so there has got to be some kind of middle; and she does not know if the Board can ask for advisability or how that works.

Chairman Feltner advised that Commissioner Delaney first meet with Tom Mulligan, Solid Waste Management Director, to discuss some options and see from that what can be brought back to the Board; he thinks there is some interest among the Board; and that is his feeling today.

Commissioner Goodson asked since the fee was enacted for private contractors to bring landscaping stuff to the landfill, has he seen a downturn in the number of people that might be dumping illegally somewhere else.

Tom Mulligan, Solid waste Management Director, stated staff has not seen a downturn in the amount of vegetative material that is coming in to the landfills.

Commissioner Goodson stated once those charges were brought forth, the local landscapers and mulching guys were up in arms on that; and he asked if that was correct.

Mr. Mulligan stated there was a portion of them that were opposed to the idea.

Commissioner Goodson asked at Adamson Road if the County owns the mulching equipment or if that is under contract.

Mr. Mulligan replied that it is under contract.

Commissioner Goodson asked if everything is mulched, from trees to concrete.

Mr. Mulligan advised they mulch the vegetative material, and crush the concrete.

Commissioner Goodson asked if it is used in the landfill.

Mr. Mulligan responded affirmatively.

Commissioner Goodson asked if for a private contractor too.

Mr. Mulligan explained the County crushes it at the Cocoa landfill using its own equipment; there is a Contract for concrete crushing which is up in Titusville; and that is where the County does not have the equipment to do it.

Commissioner Goodson asked if there is any way, as far as illegal dumping, that is going to be a hard thing to stop because people do illegally dump everywhere, and Mr. Mulligan does not have the forces to maintain or to govern that or check it; and he inquired if that is correct.

Mr. Mulligan responded in the affirmative.

Commissioner Goodson asked if it then falls on Road and Bridge to clean it up.

Mr. Mulligan responded by saying that depends, some can be Code Enforcement issues that end up on Road and Bridges responsibility and some of it, his staff works with Waste Management to clean up as well.

John Requa stated the issue in Barefoot Bay is significant with water and sewer issues; it is becoming unsustainable for a lot of residents there; he realizes the bond, the bond deal, the other deals that were made in 2013, it went from bad to worse to horrible; he realizes none of this Board was there at that time, but it needs to be resolved now; an offer was made from Barefoot Bay through legal counsel about spreading the cost over southern Brevard County that way the bond would be paid, there would be relief to the residents there, and be little impact of the rest of the residents of southern Brevard County; that is the best offer he has seen on the table; and Barefoot Bay needs something like that. He went on to say the residents are paying \$75 delivery fee for water and sewer to the meter, plus usage; in 2028, that will be \$109; he is one person and he pays \$110 per month; he moved to Barefoot Bay two years ago and invested \$305,000 to move in there; if he would have known what he was going to pay for water and sewer, as much as he likes Barefoot Bay, he would not have done that; it is insane; he comes from Baltimore, \$100 every three months; and it is better water, better sewer, and more efficient. He commented this needs to be resolved; he is hoping the Board will take it upon itself, give it some thought, and have some meetings on it; he knows people just canceled their homeowners insurance; he has talked to people that are limited income and are cutting their groceries on the last week of the month; people are going to move; and he has started a petition that he will present in October with probably a protest to get as much recognition on this issue as it needs to be focused on; and there is a way to resolve it. He added he is hoping that the Board will get together and work on that, they need it desperately, as they are feeling the pain.

Bruce Amoss stated he is a resident of the Barefoot Bay Recreation District (BBRD) located in Brevard County's District 3; he is the Chairman of the Board of Trustees; he is there to speak on the BBRD's request to terminate a 2020 Interlocal Agreement between the BBRD and the County; it prohibits the District from increasing its annual assessment beyond the percent change in the Consumer Price Index (CPI) year-over-year, unless the District received the express authorization from the Board of County Commissioners; BBRD elects five trustees to govern the District and also vote for one County Commissioner to represent District 3, where Barefoot Bay is located; but BBRD and the County are separate, legally distinct governments; and his statement is fundamentally about the importance of respecting the authority of a duly elected special district government under the State Charter, however, former Commissioner John Tobia inappropriately inserted himself in Barefoot Bay's affairs, in the middle of COVID-19, when he threatened to call a referendum election to illegally take the District's authority, authorized by Statute to collect its annual assessment on the County tax rolls unless the District entered into this Agreement, which never expires. He noted it was wrong for former Commissioner Tobia to force BBRD to enter into this Interlocal Agreement; if the residents of Barefoot Bay believe an assessment cap is necessary, they will express it to the board they voted to represent them; personally, he believes a cap can be a good idea, but it should be thoughtfully developed by BBRD's elected trustees, in collaboration with Barefoot Bay's management, and formerly included in the Barefoot Bay Policy Manual; that ensures transparency, accountability, and local control; if the Interlocal remains in effect, the District will have to appear before this Commission whenever it determines it must exceed the cap during budget development; and in doing so, this body containing four officials, never elected by the Barefoot Bay residents, will assume responsibility for critical local decisions, serving as defacto trustees. He continued by saying earlier this year, representatives met with Commissioner Adkinson to present the BBRD's objection to the Interlocal; a month later she responded to the question at a townhall saying that the lawyers can hash it out; this Commission should take swift action to accept BBRD's request to terminate the Interlocal, if not the Trustees are prepared to exhaust all available legal remedies before litigation, including triggering the governmental conflict resolution procedures set out in Chapter 164, Florida Statutes, which it is

prepared to initiate at its next meeting; to close, this Interlocal Agreement does not benefit Brevard County in any way, it only adversely affects the BBRD; and he asked the Board to please do the right thing and approve a resolution terminating the 2020 Interlocal Agreement between BBRD and the County.

H. PUBLIC HEARINGS

H.1. Resolution: Adoption of the Stormwater Utility Resolution Ratifying, Confirming, and Certifying the Annual Stormwater Utility Special Assessment Rolls.

Chairman Feltner called for a public hearing for a resolution to adopt the stormwater utility resolution ratifying, confirming, and certifying the annual stormwater utility special assessment rolls.

Amanda Elmore, Natural Resources Management Deputy Director, stated this is the adoption of the stormwater utility resolution, ratifying, confirming, and certifying the annual stormwater utility special assessment roll; and the rate has not been changed.

There being no comments or objections, the Board adopted Resolution No. 25-092, ratifying, confirming, and certifying the Annual Stormwater Utility Special Assessment Rolls.

Result: ADOPTED

Mover: Katie Delaney

Second: Thad Altman

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

H.2. Public Interest Determination: Wetland Impacts for Commercial Development, North Hill Development LLC (NHD), Tax Account Number 2423940 (District 1)

Chairman Feltner called for a public hearing on a Public Interest Determination (PID) for wetland impacts for commercial development requested by North Hill Development LLC (NHD), tax account number 2423940, located in District 1.

Amanda Elmore, Natural Resources Management Deputy Director, stated this is the PID for wetland impacts for a property in District 1, on SR 520 just west of Clearlake Road; it is to impact 0.91 acre of wetlands.

There being no comments or objections, the Board in accordance with Chapter 62, Article X, Division 4, Section 62-3694(c)(3)c, EDC, a Division of Haley Ward, Inc. on behalf of MBV Engineering, Inc., NHD, and Ballarena Group Corp., approved a PID for wetland impacts proposed for a commercial project on the tax account number 2423940.

Result: APPROVED

Mover: Katie Delaney

Second: Thad Altman

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

H.3. Resolution, Re: Adoption of the Fire Assessment Resolution Ratifying, Confirming, and Certifying the Annual Fire Services Non-Ad Valorem Special Assessment Roll for Fiscal Year 2025-2026.

Chairman Feltner called for a public hearing to adopt the fire assessment resolution ratifying, confirming, and certifying the annual fire services non-ad valorem special assessment roll for Fiscal Year 2025-2026.

Chief Patrick Voltaire, Fire Rescue Director, stated this is requesting the Board adopt, ratify, confirm, and certify the non-ad valorem assessment roll which has been updated to reflect the rate adjustment, as previously approved and authorized by the Board in Resolution Number 25-048 on May 20, 2025.

There being no comments or objections, the Board adopted Resolution No. 25-093, ratifying, confirming, and certifying the annual Fire Services Non-Ad Valorem Assessment Roll, for FY 2025-2026, which has been updated to reflect the rate adjustment as previously approved and authorized by the Board in Resolution No. 25-048 on May 20, 2025.

Result: ADOPTED

Mover: Katie Delaney

Second: Thad Altman

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

H.4. Resolution, Re: Adoption of a Schedule of Rates and Charges for Hazardous Materials Special Operations Team, Standby Response, Fire Prevention and Inspection Rates.

Chairman Feltner called for a public hearing for a resolution to adopt a schedule of rates and charges for hazardous materials special operations team, standby response, fire prevention, and inspection rates.

Matthew Wallace, Public Safety Director, stated this Item seeks Board approval for a Resolution adopting the schedule of rates and charges for hazardous materials, special operations team, standby response, fire prevention, and inspection rates for Fiscal Year 2025-2026; proposed rates for haz-mat and fire prevention rates and fee schedules are in accordance with the annual change in Consumer Price Index (CPI), or 2.95 percent; and the proposed standby response rates are in accordance with the most recent Federal Emergency Management Agency (FEMA) schedule and equipment rates.

There being no comments or objections, the Board adopted Resolution No. 25-094, adopting the Annual Hazardous Materials (Haz-Mat) Special Operation Team Schedule of Rates, Standby Response Rates, and the Fire Prevention and Inspection Special Rates for the Fiscal Year beginning October 1, 2025.

Result: ADOPTED

Mover: Katie Delaney

Second: Kim Adkinson

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

J.3. Petition for Administrative Hearing regarding a Florida Department of Environmental Protection Consent Agreement Order that allows excessive land application of biosolids within the watershed of the Upper St. Johns River Basin

Virginia Barker, Natural Resources Management Director, stated this is a petition for an administrative hearing regarding a Consent Order approved by the Department of Environmental Protection (DEP) that allows excessive land application of biosolids within the watershed of the upper St. Johns basin; the Consent Order temporarily allows H & H Liquid Sludge Disposal, Inc. to land apply up to triple the legal rate to agriculture in the upper basin of the St. John's River, including the watershed of Lake Washington, which is the water supply for

drinking water for about 170,000 Brevard County residents; the map shows that South Florida biosolids are hauled to Central Florida to protect the Florida Everglades; St. Lucie, Indian River, and Brevard County all adopted a moratorium, therefore, 73 percent of the State's hauled biosolids are deposited in Osceola County and almost all of that is within the St. John's River basin side of Osceola, and it drains into the Lake Washington watershed; the requested action is to authorize the County Attorney's Office and Natural Resources staff to submit a petition for an administrative hearing, including retroactive authorization seeking reversal or modification of the State's Consent Order; and authorizing the County Attorney's Office and staff to participate in the administrative hearing process, including mediation, any settlement agreement reached at mediation would be brought back to the Board for final approval.

Chairman Feltner commented this is a quick question for clarity, the Board currently has a moratorium on spreading biosolids in Brevard County.

Ms. Barker responded affirmatively.

Chairman Feltner advised this potentially puts the Board in conflict which he thinks will be rectified today.

Commissioner Altman inquired what is in the biosolids that are being spread.

Ms. Barker advised it is partially dewatered sewage sludge; it contains everything that comes out of the back end of a waste water treatment plant.

Commissioner Altman asked for clarification that it is sewage.

Ms. Barker confirmed.

Commissioner Altman stated he has a question in the request for approval; he would like to, if possible, include any necessary engineering, expert witnesses, and legal support; he assumes this could possibly end up in a 120 administrative hearing; he knows these hearings require a lot of expertise presenting evidence and data to support positions; he would like to include whatever cost is necessary to get ample legal support to present the County's case; and he does not know if that was included in the recommendation.

Morris Richardson, County Attorney, stated that was not included in the Agenda Item, which was hastily put together because they had just received notice of this issue last week; that was why they went ahead and filed last week because potentially that was the deadline depending on how it is calculated; staff is acting for the retroactive authorization; and he thinks it is a great suggestion as staff will have the flexibility if it is needed in the process.

Commissioner Altman advised he would include that in the motion to support.

Commissioner Delaney stated she wants to put it out there that in biosolids there is also Per- and Polyfluoroalkyl Substances (PFAS); she knows what is being experienced in the north end of the County with the St. John's is the water quality is turning out to be not great; the same if not worse than the Indian River Lagoon (IRL); this is really concerning to her; Lake Washington already has some issues; and anything that can be done to protect the water quality.

Commissioner Goodson stated at present time staff allowed sludge to be put on a certain, no lower elevation than something, because the lower elevation one gets, the more runoff goes into the St. John's River; Osceola County is allowed to place it on the higher elevations; and he

asked if that is correct.

Ms. Barker advised the latest State rule changes say there has to be six inches of separation between the level where the biosolids are applied and the seasonal high water table, or groundwater table.

Commissioner Goodson commented he assumes Osceola and Orange County use it for fertilizer; and he inquired if that is correct.

Ms. Barker responded in the affirmative.

Commissioner Goodson asked if that is still allowed today.

Ms. Barker responded that is correct, there are State rules governing how much they are allowed to apply; and this would allow H&H to temporarily put down three times more than State rules.

He inquired if 73 percent of that comes out of Miami.

Ms. Barker advised most of it comes out of South Florida; but when looking at the entire State combined of all the biosolids that are hauled, 73 percent ends up in Osceola County.

The Board authorized the County Attorney's Office and Natural Resources Management staff to submit a Petition for Administrative Hearing, including retroactive authorization if necessary, seeking the reversal or modification of the Consent Agreement Order issued by FDEP in OGC File No. 25-1282; and authorized the County Attorney's Office and County staff to participate in the administrative hearing process, to include any expert witnesses, engineering costs, and legal fees, including mediation, with any settlement agreement reached at mediation, subject to final Board approval.

Result: APPROVED

Mover: Katie Delaney

Second: Thad Altman

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

J.2. Authorization to apply for a Resilient Florida grant to develop a countywide surface water model framework and coastal surge real-time flood warning system

Amanda Elmore, Natural Resources Management Deputy Director, stated this is authorization to apply for a Resilient Florida Grant to allow the County to develop a County-wide surface water model framework that would leverage some coastal surge data, National Oceanic and Atmospheric Administration (NOAA) data and allow for early flood warning; there is a \$100,000 match; there are funds budgeted for modeling with the stormwater assessment fees and there is a potential \$900,000 award; and staff is also asking to allow the County Manager to execute future documents.

The Board authorized and approved an Application for a Resilient Florida Grant; authorized the County Manager to execute associated future grant agreements and amendments, contracts, task orders, change orders, and modifications, upon County Attorney's Office and Risk Management approval; and authorized the County Manager to execute all necessary Budget Change Amendments.

Result: APPROVED

Mover: Katie Delaney

Second: Kim Adkinson

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

F.18. Authorization to Utilize Sole/Single Source Distributors and Piggyback Contracts for Goods and Services Utilized by County Departments/Offices

Kathy Wall, Central Services Director, stated this Item requests the Board to authorize the County Departments and offices in Central Services to utilize sole source and single source distributors, when found through advertisement, to be the only authorized source for the goods and services required by the County; authorize the County Departments and Central Services to utilize piggyback contracts for goods and services utilized by County when it is found to be the most economical means to acquire such goods and services; to authorize the County Manager, or designee, to execute contract results from approved single and sole source distributors and piggyback contracts, subject to review and approval by the County Attorney's Office, Risk Management, and Purchasing Services; the attachment in today's Item, there are two sections, one section is for Sole source and single source, including original equipment manufacturers and sole source authorized distributors within that list of those categories; a number of Departments, the Board has approved standardization of equipment to their Departments; this includes Public Works, Central Services, Fire Rescue, Solid Waste, and Utility Services Department so that mechanics working on equipment needed to complete the work necessary are trained to ensure less down time of equipment and supply of parts are necessary to keep the equipment running; and other items on the sole source include licenses for the County's financial system, SAP Software, Planning and Development's Accela software and products, Fire Rescue's training, fire suppression, and repair, Engine parts for the helicopter at Mosquito Control, Mosquito Control chemicals, digital materials for Library Services, stormwater filters for County stormwater programs, traffic operation supplies, drawbridge maintenance, vacuum sewer, transport systems, and telemetry equipment for Utility Services. She noted the County also has several Trane air conditioning systems which require Trane US to keep warranty valid on these air conditioning systems; it is important to note that all sole source and single source requests received from Departments are verified by vendor and then advertised on the County's vendor platform, Vendor Link, to make sure no other vendor can provide those services; and this list is re-verified each year before presenting to the Board. She went on to say the other section of the purchasing is cooperative and intergovernmental cooperations, which include cooperatives with Brevard County purchasing cooperative which Brevard County is one member and they include fencing, janitorial supplies, general contracting services, equipment rental, fuel, plant, paint contractors, plumbing services, asbestos, mold, lead-based paint remediation, and chemical lime for wastewater treatment facilities; the list also requests the approval for purchase, through State of Florida cooperative contracts for such items as tires, tubes and services, facilities, maintenance, repair, floor materials, vehicles, library materials, and lab equipment for utility; and the list also includes cooperatives from other counties and municipalities. She continued to say it is important to note that all of Brevard County solicitations are designed to allow other governments, such as Brevard County and other agencies, to piggyback commodities as well.

Commissioner Delaney stated she mostly just wanted to pull this Item to have more illumination into the County's process; for the piggyback contracts, the County turns to those when it has tried to go out for bid, have not found an appropriate vendor, and then it looks to things like a piggyback contract; and she asked if that is correct.

Ms. Wall informed Commissioner Delaney that is correct; she explained the County also belongs to the purchasing co-op in the County that includes all municipalities, the School District, the Canaveral Port Authority, and Eastern Florida; everyone works as a group to place solicitations because it is a larger group, not just one agency; and she noted they try to get the best price for the items that are needed.

Commissioner Altman advised he apologizes he knows he had a briefing, but a question he thought of just today that triggered something; she mentioned a company, and he will not mention it, but it is a company that when one buys their equipment, he or she is stuck, there is no competing, there cannot be other vendors, and some of their servicing maintenance expenses are exorbitantly high; he has had personal experience with the company; they are great at commitment, but there are now an emerging technologies, where he thinks people are now realizing they are more efficient, more accessible from the supply chain, with more vendors that provide those services; he wonders if in the County's procurement process, if the County flags those companies that have those types of services and equipment that are not very amenable to being competitive, being nimble in terms of taking advantage of new technology; he would like to see this come back and maybe in the County's procurement process, early on, start flagging those and have a higher standard so that the County is not getting into that situation; it is exorbitantly expensive; and no competition breeds high prices. He noted he would have mentioned that during his briefing, but he had not heard that name; he would like for the County to take a look at those technology companies and services so that the Board can assure that it is nimble; they should have a higher threshold to meet when the County goes with a procurement; once it uses them, it is stuck; and he can talk to Ms. Wall further on that and maybe the Board can talk about that at a future meeting.

Commissioner Delaney asked, with that being said, are there items that the Board could pull from this; is the County locked in if the Board passes this today; can the Board make changes after this; and what is the process.

Ms. Wall stated if there is an item that the Board would like to be pulled from this list, it can be pulled and brought back to the Board.

Commissioner Delaney noted she was not sure what Commissioner Altman feels is appropriate for today.

Commissioner Altman stated he is going through the spreadsheet.

Chairman Feltner stated by virtue of the Board passing this today, that is not in any way a commitment that the County is going to buy from these vendors over the course of the next year, it is just that if it does, they need to be on this list today.

Ms. Wall replied that is correct, or staff would have to come back to the Board.

Chairman Feltner noted this can be amended at any time; he believes staff is constantly looking for a better deal out there that can be had; one of the things he thinks is difficult when it comes to heavy equipment and that sort of thing is the Board wants to stick with OEM because staff might be able to buy a generic part for heavy equipment, but there is always the problem of waiting for two weeks for the part to come, but once it arrives there is nothing more frustrating than having it not fit; in the old days maybe one could go somewhere and look at it and say that looks like the one that was just pulled off, but now it comes in the mail and when it arrives it may not fit; it is interesting, more and more he thinks people who work on these items, even their own cars, they are probably sticking with OEM stuff more and more because of the

frustration of having something not fit, just is not worth it; and he understands that. He added even if buying through a wholesaler and two wholesalers competing against each other, ultimately, if one is buying a differential from Ring Power, or Volvo, or something like that, for heavy equipment that is the only one who makes it; and that is just the way it is. He asked if that sounds fair.

Ms. Wall responded affirmatively; she stated staff tries to diversify the County's contracts; they have a great contract with air conditioning that do not include the warranty items of those that have those warranties; and staff tries to diversify as much as possible to ensure the taxpayer dollars are effectively used to purchase the goods and services that are needed.

Chairman Feltner stated he has learned this firsthand with the walking excavators; he is sure everyone has seen those in operation now; they are really important to keeping ditches clean in Brevard County; they are exotic machines and when something happens to one of them, there only is one part that fits it, only one manufacturer; and he asked the Board what it wants to do with this Item today.

Commissioner Altman stated he did go through the list and one of the vendors that he saw, he knows are very good at creating sole-source contracts, monopolies, lack of competition; they are listed here; he does not want to publicly talk about them until he has a chance to meet with staff; and the Board can come back and address these in the future if there are any questions.

Chairman Feltner commented he understands that can be down at any time.

Ms. Wall stated the requested action for the piggybacks is if it is found to be the most economical means; if staff finds that this is not the most economical means, it will not use this list; and it is only used if it is the most economical means to procure those items.

Commissioner Altman advised he is looking at one that he feels is not the most economical having experience and working in construction; but the County does not have to use these; and he will get with Ms. Wall and talk about it.

The Board authorized the following:

1. County departments/offices and Central Services to utilize sole/single source distributors when they are found, through advertisement, to be the only authorized source for the goods and services required by the County;
2. County departments/offices and Central Services to utilize piggyback contracts for goods and services utilized by the County when it is found to be the most economical means to acquire such goods and services; and
3. County Manager, or designee, to execute contracts that result from approved sole/single source distributors and piggyback contracts, subject to review and approval by the County Attorney's Office, Risk Management, and Purchasing Services.

Result: APPROVED

Mover: Tom Goodson

Second: Kim Adkinson

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

J.1. Consider Revisions to BCC-95 Citizens Efficiency and Effectiveness

Recommendations (CEER) Policy, also known as the Speak Up Brevard Program

Commissioner Delaney stated as many people know the Speak Up Brevard Program is near and dear to her heart and something that she campaigned on; she has worked really hard over the past two years to try to breathe some life into this program; unfortunately, after the first year, she thinks there are ways the Board can make it a little more citizen-friendly; also there are some things that could be tweaked to give the Commissioners a little more time with the staff recommendations; one of the things that she did this year was she tried to either call or meet with as many of the submitters as she could, but it was a little rushed and hard with everything else that the Commissioners are doing, to try to squeeze that in; and she was hoping the Board would make some changes to the current Policy. She went on to say one of the things, and this is just from a little feedback that she has received from the public, in directive 3A it says, 'as a courtesy' and she feels like this program is citizen centered and whatnot; the tone of that is not what she thinks would be welcoming and kind of unnecessary language; therefore, she would like to strike that; she would like to have the submission time frame open 60 days, opening December 1 rather than January 1, giving people a little more time through the holidays to get their submissions in; one thing she thought was really great this year, and she appreciates everyone's support on that, was the workshop; she thought that was incredible and the citizens loved it; and she thinks the Board really appreciated that time, so she would love to get that solidified in the Policy that even after the members of this Board are long gone, hopefully it will continue on with these workshops, to continue that dialogue with the residents. She continued by saying another change that she was hoping to make was that the County Manager can just get rid of submissions that he does not feel are under the jurisdiction of the Board or not relevant, she really feels as though the Board should have the opportunity as a Board to see all of the submissions and hear from the staff on all of those; one of the other things that she would like to do is shorten the time frame that staff has with the submissions because the old Policy says that staff has 45 days, then it was expanded to 90 days, what that did was cut the time that the Board had with the staff recommendations; and she is hoping to find a middle-ground there and switch it to 60 days. She stated if anyone has any discussion or questions, she would love to chat.

Susan Connolly stated from archival minutes for a regular meeting of the Brevard County Commission, just like what is happening right now only this one was in October 2010, then former Commissioner Trudie Infantini asked Dr. Carolyn Fasnau for her insights on how to improve the newly approved element of the County Charter called Citizens Process for advising the County Commission; Dr. Fasnau stated the design of the process is very important because it needs to be a process that is elicited from the population with volunteer efforts that can be very insightful into how to move it forward in these challenging times; fast-forward 15 years later, change the date of that meeting in 2010 to 2025 and change the names and faces of the Brevard County Commissioners to each of the Board Members now; this is another moment in time that will determine the history of Brevard County; one thing is different today, and that is there is a more active citizenry, including the Citizen Efficiency and Effectiveness Recommendations (CEER) process improvement working group, of which she is a member of; this group consists of citizens with years of CEER submission experience that has helped them to go beyond the submission of their own CEERs and see a larger perspective for the whole scope and intention of the Speak Up Brevard program; she just wants to say at this moment the CEER means Citizen Efficiency and Effectiveness Recommendation and she thinks it is very important to understanding the purpose of this; the group concluded that the CEER process designed to bring recommendations for efficiency and effectiveness was neither efficient nor effective itself; however, the group also concluded that the CEER process could become efficient and effective with some revisions. She added here the Board is today, 15 years later, doing exactly that; she is committed to staying engaged with the CEER process improvement working group and communicating with the County representative and staff until

the results achieved are of an efficient and effective CEER process; and she acknowledges each of the Board members for the time he or she has given to review and revise the Policy of the Speak Up Brevard program to try to bring these new practices to fruition.

Elizabeth Blackford stated she is 2015 graduate of the Brevard County Citizens Academy; she has spoken to the Board previously to advocate for changes that she believes would make the Speak Up Brevard program more effective; she is pleased to see that some of the suggestions are included in the text of the proposed amendment before this Board; residents want a regular opportunity to share their ideas and to be more involved in how the County operates; an involved citizenry takes ownership for the successes and failures it witnesses and is far more likely to support its elected officials; when people feel involved, they also are more likely to come up with solutions to shared problems, they just needed to be asked; and the program itself is sound, but the current process needs some tweaking to work effectively. She went on to say the adhoc improvement group is not going away, they are committed to changing this important tool residents have to participate in their government by making it less burdensome on County employees and by increasing the active engagement of participants in several ways; and she hopes the Board will choose to vote in favor of this amendment soon so that next year's Speak Up Brevard session will be far more productive and satisfactory.

Sarah Hodge expressed her appreciation to the Board for allowing this to be brought up today, the people really appreciate the Board's support for Speak Up Brevard because it is something the citizens really need; she stated those two items she provided were comments from Commissioner Delaney's Office; she sent an email yesterday but she does not know if the Board has seen it or read it yet, which had a lot of the points on two items, the Consent Agenda and the public records to be placed on the internet; she has been trying to get public records on the internet for almost 30 years because of that lawsuit with Florida TODAY from the School Board for \$30,000 for their public records; it was just absurd; Florida TODAY paid it, went to court, and won right away; and the taxpayers paid for both of those lawsuits. She continued by saying that was just the beginning; there has been so many times for so many people that she knows and they want the public records out on the internet; she realizes not all of them can be done, but just try to start and place as many as possible; she has friends who people know they do not have the money, but they charge them an absurd amount, delay providing it to them until after the votes; it is something that should never happen in open government; anyway, her email had that yesterday; these are comments that she and her husband support greatly for the two items that are being spoken about, the Consent Agenda and the Public Records; she asked the Board to please consider it because she is not giving up; this is something that means a lot to her and her husband; and she is thankful for the Board's consideration.

Chairman Feltner asked if there are three things that are not on the County's website today that Ms. Hodge thinks should be there, what would those three things be, she says there are things not on the website so what items is she looking for to be there.

Ms. Hodge stated those are comments from Commissioner Delaney that she borrowed because she supports every one of those, but she would have to research that to find them.

Chairman Feltner stated that is fair.

Commissioner Delaney advised she forgot to mention it before but her proposal is also to have a dedicated special meeting for the Speak Up Brevard and CEER program; just because this past cycle, after a long five hour meeting, and at that point there was not a whole lot of time to fully discuss the binder book; she knows residents were really hoping there would be more of something; and she thinks to dedicate a meeting to it would be very cool.

Chairman Feltner stated for clarity Commissioner Delaney is talking in addition to a workshop, that it would be a meeting for the Board of County Commissioners.

Commissioner Delaney responded affirmatively, explaining when the Board makes its vote to accept or deny those CEER requests.

Commissioner Goodson stated he is going to read a statement he has prepared for this; he read, "The CEERS program is supposed to be for efficiency and effectiveness, not requests for goods or services. Given that we are a representative form of government, it is the job of each Commissioner to hear from its District. Then that Commissioner, after researching the impact to the County, can bring it before the Board to be heard. To say it is not, these changes mean we're against citizen input is a farce. Scheduling a meeting with your Commissioner, emails, phone calls, you, know, I do not see the need to add 30 more days for input from our staff because they have a job to do also. You are taking away from them what they are supposed to be doing. I don't see a need for a Workshop or a special meeting. Each time we do something like that in nature and staff is involved, two things happen, we spend between \$50,000 and \$100,000 per meeting." He went on to say the Board has a hard enough time balancing its budget, but now it is going to spend more and do these things; it is confusing; he continued by reading his statement, "Furthermore, the program is set up to allow staff to have ample time to review. Staff are the best vetting input because they are the ones that know it legally, and allow the financially attainable. They know it has been done before. They are the source, therefore, they continue to have the full 90 days to vet them. The Board still has the final vote, but if you prefer to hear from experts, we have staff first. I don't agree with any of the terms provided. I take it affront to the staff and their capabilities. Again, as a representative of government, they should be making time is to see, write, or call their Commissioner. Am I the only one who sees the redundancy in this." He advised he would like to ask one question of the County attorney or the County Manager; and he asked if one of them can start at the beginning of this and explain to him how it has evolved from the beginning of time until now.

Morris Richardson, County Attorney, stated he does not have everything in front of him, but he will try; in 2010, the Charter Review Commission took this recommendation up, it was passed by the voters in November 2010; it was heard from one of the speakers who read minutes from a meeting that occurred after it was approved by the voters in November 2010; at that point, it was re-emphasized that the purpose of this was efficiency and effectiveness as it says in the Charter; the backdrop of this was the great recession and there was a lot of focus on operational efficiency, strategic management, and things to cut costs for the County; and there was an understanding that there was a lot of expertise in the County among the citizenry of people with the backgrounds to bring those kind of operational efficiencies and things like that to the attention of the County Commission. He went on to say he knows at some point policies were promulgated by, he believes, Stockton Whitten, who was the first County Manager to bring forward policies that the Board approved; those have evolved over the years; most recently, two years ago, this Board revised the Policies and made some changes because there has been over the last couple of years a huge increase in the number of CEERS; in response to that number, the Board extended the time for staff to respond to the CEER requests from what had been 45 days up to the 95 days; the County went from a trickle to dozens per year to review; and that is why that time was expanded.

Commissioner Goodson stated right now there are 658,447 people in Brevard County and last year there were 77 submissions, one percent; he wants everybody to be heard; he just wants staff, since they are employed and the experts, to tell him what can or cannot be done; and with only one percent of the County submitting, he is in agreement that it should be kept as is and

not change anything.

Commissioner Altman stated he was debating whether he even wanted to say anything, but he feels like he should share his opinion for whatever it is worth; this is nothing new in county government; over the years, the County, in its efforts to have citizen input and involvement, has developed quite an extensive organization of advisory committees from Planning and Zoning, local land use planning, parks and recreation, and libraries, which is similar to CEER but it is focused on a specific Policy where the Board wants to have a process by which ideas, review of policy goes before the committee, comes to the advisory committee, comes to the Board; it is an interesting process here; he definitely would want more time to absorb any of these recommendations, something to think about how it fits in with the broader scheme of advisory committees and if it can be improved; and he thinks it is worthwhile to discuss how the Board gets Policy recommendations, input from the public, and then direct that to the staff. He mentioned it is a little bit concerning that the Board puts too much burden on staff to have to respond directly from the public, have to evaluate their ideas, determine if they are good, bad or flawed; that puts staff in a really difficult situation, they have a difficult job as it is; they have statutory law they have to implement, federal law they have to implement, they have Policy that the Board directs that they have to implement, there is the budget, and all the requirements of grants; it is a mammoth task and phenomenal staff that does it; he wants to protect them; he wants to definitely have a process by which ideas, change of policy comes before the policy body which is the Board, and to let that filter down; it is a fascinating issue and something he wants to review and talk to staff about; and he appreciates Commissioner Delaney's concern and willingness to hear from the public because he thinks it is important. He noted he hopes the Board can come back and talk more at length about this.

Commissioner Adkinson stated she wants to point out that she has had a lot of citizens come into her office about various things; when there is something she agrees that something needs to be done about it, every time she has called on staff to answer some questions, they have always responded as quickly as they can; she feels pretty confident that if there are citizens in her District that need to talk about something or have an issue that needs to be fixed, they can come sit in her office, call staff together or she can get an answer when she can; and she asked Attorney Richardson to define what a CEER is.

Attorney Richardson advised it comes from the Charter, Section 2.9.10, which again was adopted in 2010; and he read, "The Board of County Commissioners shall develop procedures that will provide a mechanism for an individual, or an organized group of individuals, to submit a formal written recommendation for the enhancement of the effectiveness and efficiency of county government to the County Commission on an annual basis. The County Commission's procedure shall include the following provisions: an annual filing date, the written recommendation shall be reviewed by the County Commission, and following the review, the Commission shall vote to either accept the recommendation, accept the recommendation with revisions, or reject the recommendation, and the County Commission's final vote in reconsideration of the recommendation shall occur no later than 120 days after receipt of the written recommendation." He went on to say that is the requirement set forth in the Charter; the Policy is the effort to implement that, technically there is no requirement for things like staff review, although long ago it was decided by the Board that it did not make a lot of sense for them to receive these without staff having seen it and determined whether it was legal, if it is something that can be done, if it is something that has been considered or something that the County is already doing, and that is it in a nutshell; at the time, he was with the County back in 2010, the backdrop was the recession, and recovery from the recession and cost cutting and the focus then was on the enhancement of the effectiveness and efficiency; the last several years, there have been dozens of recommendations of which very few have to do with cost

cutting, effectiveness, and efficiency, but more of them are general Policy, legislative requests, and suggestions from citizens for requests for services, things like that, that are traditionally addressed through Commission offices and through direct contact with staff, or as was seen at the meeting where there was a citizen talking about the size of his waste bin and things like that; and those can be received all year without a formalized process, staff review, and those types of things.

Commissioner Adkinson stated one observation, the idea that the County Manager cannot take out ones that the Board has no jurisdiction over, to her it does not sit well; she gets emails and phone calls in her office all the time about people complaining about this or that, but she is County and the County only has jurisdiction over some things; no one knows how many might be received; the Board is now making sure that people are much more aware of the CEER process, but a whole bunch are received, talking about time for staff, tens of thousands of dollars to do this, she inquired should the County Manager be able to say which ones the County does not have jurisdiction over; and obviously, there is need to get back to the person who sent that CEER in, but why would it want that CEER in front of it if there is nothing the Board can do about it.

Attorney Richardson explained because of the language in the Charter amendment, those actually have to come to the Board; every recommendation has to come to the Board no matter how wild; there have been some that sound great like banning a certain plaintiff's attorney from placing his advertisements on buses and television and things like that, that the Board obviously do not have control over, but the Board cannot do that and it still came to the Board; all the Policy allows when it allows the County Manager to summarily reject, is that it does not go through the rigorous staff review process that others do, he puts it to the side and says he is not going to assign this out and not going to spend a lot of staff time on it; ultimately, it is still in the stack that is delivered to the Board; and that is because staff has no choice in the matter, the Charter language says that the recommendations shall go to the Board for either acceptance, rejection, or acceptance with modification within the 120 days. He mentioned the Board is still going to see it but there is not going to be that rigorous evaluation by staff.

Chairman Feltner asked if the Florida Bar has rules on attorney ads, a whole host of them.

Attorney Richardson stated they may have been steadily eroded over the years.

Commissioner Delaney stated to Commissioner Goodson that he had mentioned two cycles ago when she was part of this process as a citizen, and she remembers distinctively him looking at staff, almost exacerbated, saying can staff just meet with them, talking about the citizens; and she asked if his opinion has changed on that.

Commissioner Goodson commented he has no idea what Commissioner Delaney is talking about, but if he is guilty of any of her sins, he confesses; he pointed out Commissioner Delaney represents District 1 and the people in District 1; and he asked if she has met with people in her office rather than imposing the Board to meet with 100 people.

Commissioner Delaney advised she meets with anyone who calls her office.

Commissioner Goodson replied, good; and he asked if she had any proposals come before the Board that were passed trying to change the efficiency and effectiveness of County government.

Commissioner Delaney answered by saying this one; and she noted there is a whole working

group of citizens from the entire County.

Commissioner Goodson stated the answer to the question is no.

Chairman Feltner stated one at a time.

Commissioner Delaney stated effectiveness and efficiency does not always mean money, it also means is the County effectively serving its citizens, is it effectively providing services, and that does not necessarily mean cutting spending; and she thinks that all of those things are equally important.

Commissioner Goodson stated when the Board cannot hardly balance a budget, it had a terrible time paying the firefighters, that will come back again, and the Board has not even seen the Sheriff's budget, but spending money for special meetings and workshops and all of that when only 77 people applied last year; and he asked if that means 177 applied, 100 were cut out, or did everyone apply that wanted to apply.

Commissioner Delaney noted that she does not understand how all of these other governmental entities in Brevard County can have workshops prior to their meetings every two weeks and it not make them bankrupt if what Commissioner Goodson is saying is true; the School Board has workshops before every meeting, the City of Titusville has workshop presentation meetings before every meeting, many other cities do the same thing, and that is honestly one of her frustrations of this Board that there is so little time to discuss Policy and business of the Board as the Board; and she thinks that is part of the issue, it needs more time working together as a cohesive Board, it would be helpful, and it would prove to gain effectiveness and efficiency.

Chairman Feltner asked if there is nothing that would preclude a Commissioner from putting on the Agenda any of the Items submitted through the CEER process, upon receiving the binder; he could go through the binder and decide he likes this one and bring it up before the Board; he inquired if there is anything that precludes a Commissioner from doing that, by virtue of it being submitted through the website, etcetera; and does that process in any way, hinder him or any Commissioner from bringing something to the Board.

Jim Liesenfelt, County Manager, replied no.

Chairman Feltner commented he thinks that is very interesting because since he has been a Commissioner he has brought several things to the Board that started off with just a conversation with a constituent; not everything can be corrected by the Commission Board or it is not, as was mentioned by Commissioner Adkinson, always a County issue; but he has brought multiple items before the Board that were not originally his idea, but started with a conversation with a constituent; and that is still available to all of the Board Members as well.

Commissioner Delaney advised she is not married to any one of these requests; the two biggest ones would be the workshop and the special meeting, for her personally; part of her frustration is rather than the Board working together at the time when something is brought forward, she is being asked to bring forward Policy, time and time again, and work on it totally by herself rather than as a Board, and it coming together as a consensus; and that is what she would really like to see happen, for all of the Commissioners to talk about this and find some middle ground. She commented this is something that is really important to her, important to the citizens across the County, and people are looking for a real engagement opportunity to where it is not just a checked box, it is real discussion and engagement with the residents as a

group; that is the cool thing about this process is that the Board gets to work together as one Board, with the residents, to try to make the County better; she does not think it is a waste; it is frustrating because this is something that a citizen brought forward because he or she was being met with roadblocks to engagement; it is like the organizational chart that she brought up a few meetings back; and that got brought up because a citizen came to her and said they had tried to call a Department and had not received a response back and wondered how many people work in that department. She explained that is how the organizational chart was brought up; she did not know the answer was on page 99 of the budget book; as she was talking with the County Manager on this process, he was the administrator of it last year, the previous County Manager was the administrator of it the year prior, and one of the things that was said was that sometimes the CEERS that come in are not relevant or not something that can be used, but she wants to bring up that even prior to the past two years, which is where the CEER increases have come in, between 2011 and 2023 there have been 73 approved or approved with revision CEERS that have come before this Board; and that information was from the County's own slideshow, they are not her own numbers. She continued by saying she has heard from residents that they want to help make this process better and honestly, there were a lot more great ideas that the CEER working group came forward with, improving the website, improving some of the questions that are asked to make it more targeted, to get those real quality CEER submissions; she did not put all of those things in this time because as many know, sometimes taking small bites of the apple make change happen; truly there are some really great ideas out there where honestly a workshop for this Policy would be really cool because then they could share all of that with all of the Board; and if that is something that people are interested in hearing she would be happy to stand behind a presentation from the group so they could share all of those ideas, and the Board could take those into account if the Board ends up updating this Policy. She mentioned another thing is no one is trying to say that staff is not incredible, staff is great; one of her frustrations, as a representative of the people of District 1, is that a lot of the County processes that she is seeing is the Board putting everything it has into staff, and when it comes to the citizens it sometimes feels like it is the leftovers; for example, the County newsletter that is for the citizens, they have to click on Brevard County Communications Department, then click on a hyperlink when getting to that, then it is this, and she showed a few printed pages from the website, and it is a pretty simple newsletter; it has some good information on it; then looking internally at the staff one, it is really something that people would want to read, it is colorful, has QR codes, it has all kinds of really great information; and the frustration is this is what the citizens get and this is what staff gets. She stated she is looking for some kind of equalizer to ensure the citizens are getting the same output; 1,000 hours of staff time was mentioned and she understands that is extreme, but there is also a lot of staff time being put forward to staff like the ELI Program, 4,608 hours; she is not saying it is not a worthy cause, it definitely is, it helps to build the County's leaders of tomorrow; but she thinks that these things are equally important.

Commissioner Altman stated he thinks these are important items and discussion probably exceeds the time that the Board has here today; and he would like to table this Item to the next Commission meeting to give the Board time to talk to staff.

Commissioner Delaney stated she will second.

The Board continued the consideration of revisions to BCC-95, CEER Policy, also known as Speak Up Brevard, to the next Board of County Commission meeting.

Result: APPROVED

Mover: Thad Altman

Second: Katie Delaney

Ayes: Delaney, Adkinson, Feltner, and Altman

Nay: Goodson

L.3. Katie Delaney, Commissioner District 1

Commissioner Delaney stated she is putting this up on her website, it is the Organizational Chart that she has mentioned, with the Full Time Equivalent (FTEs) that way if the citizens want a quick look at how many FTEs the County has working in all of its Departments, it will be up on her Substack or through her Facebook page; if anyone has any trouble, they can feel free to email her; she wanted to make sure that was out there and accessible for anyone who may want or need it; one of the things that is going on in the State, there was a bill that was passed, SB 180, and she is curious from the Board where it stands on this; for people who do not know what this is, SB 180 dramatically reduces local control over land use and planning in Florida by restricting municipalities ability to respond to growth, safeguard environments, or prepare for natural disasters; and the law increases legal risks and tilts policy outcomes in favor of development often at the expense of community resilience and local planning; therefore, many counties and cities across the State are joining a lawsuit with the Thousand Friends of Florida and she thinks it is something worth looking into and getting advisability from the legal team and bring something back to the Board. She continued by saying she thinks this is something, and she knows the Board talked about it a little bit at the meeting where it updated the Comp Plan; when she was talking about keeping in the flood plain protection language, this bill is what she was talking about; she is personally really proud of the cities and counties for pushing back against the State for this encroachment of home rule; in the United States this is a country of bottom up government not top down government; and she thinks that this bill is going to really harm the communities, and she does not believe that was the intended purpose of the bill, she thinks it is a horrible unintended consequence. She noted she feels equally that it is important to push back against government that is trying to overrule the County's authority; and she does not know if the Board has any thoughts on any of that or if anyone would be with her in asking the County Attorney to look into this and possibly come back with some advisability.

Chairman Feltner stated to take this apart into pieces; and she reminded him of something by bringing this up.

He noted the Legislative Delegation meeting this year is a lot earlier, and he asked if it is in September.

Jim Liesenfelt, County Manager, advised it is September 30, in this room.

Chairman Feltner stated before September 30, as a Board, it needs to decide the legislative priorities; and he asked if it is a tentative plan to be discussed on September 19.

Mr. Liesenfelt noted he believes the meeting date is the September 16; staff will bring it up; and if there is anything to add he can place it on the Agenda.

Chairman Feltner stated the Board is going to have that discussion so certainly that item can be ready to be discussed at that September meeting, and can be placed on as legislative priorities; personally, he does not think anybody likes the idea of going around Planning and Zoning; and he thinks even throughout the State of Florida most local governments feel that way; but the delegation meeting, he thinks, is the next important step. He asked if Commissioner Delaney wants to work on that item so that the Board will have something.

Mr. Liesenfelt commented the County has good staff; they have already alerted him that they

are working on suggestion that they will have in the Agenda.

Chairman Feltner commented he should have known staff was already working on that; the session is early this year; and the Board should be mindful of that.

Commissioner Delaney continued by saying she had her Central Florida Expressway (CFX) meeting and she wants to do some rumor control; CFX toll roads are not coming to Brevard County; she has asked four times since she has been on this Board; they are so gracious and kind with her; they do a really great job over there; their stance is as long as Brevard does not want CFX toll roads in its County, it will not have tolls; and she just wants that said loud and clear. She mentioned they will be putting out a statement speaking on that as well; the last thing she wanted to talk about is really cool; she is on the Eastern Central Florida Regional Planning Council and they had just received the update on Military Installation Resilience Review (MIRR) and she believes this was over a year process of stakeholder meetings, citizen engagement, and basically they are looking into planning for the future and what that looks like for military installations and what it means for Brevard County; Brevard County has some pretty critical infrastructure that leads to and from these military installations so what that means for the County is possible partnerships in the future to hopefully get some help in updating the infrastructure and whatnot; she wants everyone to know that has been completed; and she would like to sometime in the near future, bring them here for a presentation so they can show the Board and the community their findings. She commented if anybody is interested, before that, all of this information is on the Eastern Central Florida Regional Planning Council's website.

Commissioner Goodson asked if Sandra Sullivan is on board with no tolls in Brevard County.

Commissioner Delaney noted she is not sure what he is talking about.

Commissioner Goodson commented Sandra Sullivan is constantly saying there are going to be tolls; and he asked if she has convinced Ms. Sullivan that there is not going to be toll roads in Brevard County.

Commissioner Delaney stated she is not sure but all she can say is what the actual organization is telling her.

Commissioner Goodson commented he understands because they told him that too for a year or two; and Ms. Sullivan was adamant, so he was just curious if she had her because then he would complement the Commissioner with roses.

Commissioner Delaney stated she would work on that.

L.5. Kim Adkinson, Commissioner District 3

Commissioner Adkinson stated she just wanted to express her appreciation to the Board for supporting the Lease Agreement for the old townhall in Melbourne Beach, the historical Williams Building; a couple of the things that they do to engage with the community is book talks, they have skill building from frontiersman who come, and archeologists come and provide presentations; they are really engaged in the community and she thinks the Board allowing them to use the County building was a very good idea, and she is thankful for that; the other thing, on Thursday, August 21, a wildfire broke out near Barefoot Bay in District 3, approximately 15 acres were burned and 10 homes were evacuated; it was a pretty big deal, and maybe one of the most intense brushfires that have been seen; the Red Cross was mobilized and responded quickly; and because of the Brevard County Fire Rescue (BCFR) the

fire was quickly contained with no one hurt and no structures damaged, and she just wanted to give a shout out to every firefighter and emergency crew who was out there because she has friends and clients who live in Barefoot bay and her phone was ringing off the hook, but only for a really short time.

L.7. Rob Feltner, Commissioner District 4, Chairman

Chairman Feltner informed the Board there is a housekeeping issue and he does not want any surprises here; the County is going to place a picture in the lobby of Congressman Mike Haridopolis and direction to his office on the second floor if everyone is without objection; today will be the third installment of the Space Coast Government Television (SCGTV) in Human Resources recruitment and employee spotlight campaign; just as a reminder, these videos were put together through a summer internship program as part of an employee recruitment campaign, but they also serve a secondary purpose by recognizing the great work that goes on day in and day out by Brevard County government employees; and today's video features Juanita Jackson, Director of Housing and Human Services.

Adjourn

Upon consensus of the Board, the meeting adjourned at 10:54 a.m.

ATTEST:

RACHEL M. SADOFF, CLERK

ROB FELTNER, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA