



Regular

Brevard County Board Of County Commissioners Governing Board Of The Brevard Mosquito Control District Governing Board Of The Barefoot Bay Water And Sewer District

2725 Judge Fran Jamieson Way

Viera, FL 32940

Agenda

Tuesday, March 23, 2021

**If you wish to speak to any item on the agenda, please fill out a speaker card. Persons addressing the Board shall have three minutes to complete his/her comments on each public hearing agenda item for which he/she has filled out a card.**

**The Board of County Commissioners requests that speakers appearing under the Public Comment section of the agenda limit their comments and/or presentations to matters under the Board's jurisdiction. It is the responsibility of the Chair to determine the time limit on comments under Public Comment and other agenda items that are not Quasi-Judicial Public Hearings. In Quasi-Judicial proceedings, fifteen (15) minutes shall be allowed for applicants and five (5) minutes for other speakers.**

**A. CALL TO ORDER 9:00 am**

**B. INTENTIONALLY OMITTED**

**C. PLEDGE OF ALLEGIANCE: Commissioner Rita Pritchett, Chair, District 1**

**D. MINUTES FOR APPROVAL: November 5, 2020 Workshop**

**E. RESOLUTIONS, AWARDS AND PRESENTATIONS**

**E.1.** Resolution recognizing Harry Tyson and Harriette Vyda Simms Moore's contributions to Brevard County, State of Florida and the Nation as civil rights activists, martyrs and educators.

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

**Development and Environmental Services Group**

Planning and Development

**F.1.** Acceptance, Re: Binding Development Plan with 2354 Talmadge Drive, LLC (District 1)

**F.2.** Acceptance, Re: Binding Development Plan with Ag Ventures, LLC (District 1)

- F.3.** Acceptance, Re: Binding Development Plan with Thomas R. and Rachel Darnell (District 5)
- F.4.** Acceptance, Re: Binding Development Plan with Pioneer Pointe, LLC (District 2)

**Public Works Department**

- F.5.** Adopt Resolution and Release Performance Bond: Bromley Drive Extension - District 4  
Developer: The Viera Company
- F.6.** Approval, Re: Donation of Sidewalk Easements from Lori A. Parker and Christopher Michael Gibson for the South Tropical Trail Pedway Project Nora Avenue to Windtamer- District 2.
- F.7.** Adopt Resolution and Release Performance Bond: Hickory Ridge, Phase 2 Subdivision - District 1  
Developer: Granite Property Development
- F.8.** Approval, Re: Resolution and Maintenance Map for a Roadway Drainage Ditch and Associated Drainage Appurtenances Constructed by Brevard County as Part of the Adjacent Roadway of Barnes Boulevard - District 4.
- F.9.** Approval Re: Right-of-Way Use Agreement for the South Indian River Isles, Third Edition, Subdivision - District 4
- F.10.** Approval, Re: Deeds correcting the legal description for Lift Station T39 parcel - District 4.
- F.11.** Approval Re: Authorization to Issue Notice to Proceed for Work Order 2019-4259-A-011 to Atkins, Inc. for Wickham Road and Suntree Blvd Intersection Improvements - District 4
- F.12.** Approval Re: Reallocation of \$2.5 Million to Implement the Babcock Street (South County Line to Malabar Road) Resurfacing and Reconstruction Plan - Districts 3 and 5

**Community Services Group**

**Library Services Department**

- F.13.** Approval Re: Acceptance of Donations from the Estate of Ms. Marjorie D. Humphreys. Direct Assets be Deposited into a Specifically-Designated Account for the Cocoa Beach Public Library.

**Parks and Recreation Department**

- F.14.** Approval; Re: Assignment and Assumption of Memorandum of Agreement between James W. Jensen Living Trust and Brevard County to Satcom Direct, Inc.  
District 3

### **Support Services Group**

#### Central Services

- F.15.** Permission to Develop and Advertise a Request for Proposal for Consultant Services to Assist with Administration of Federal and State Funding in Response to Emergency Declarations

#### Information Technology

- F.16.** Approval to Waive Venue and agree to Dispute Resolution Procedures of Seminole County in Dedicated Network Connection Contract

### **Administrative Services Group**

#### County Attorney

- F.17.** Lazy River Investments, LLC - Findings of Fact, Rezoning

#### County Manager

- F.18.** Advertising of Delinquent Property Taxes 2021-2024

#### Miscellaneous

- F.19.** Subsequent Local Workforce Development Area (LWDB) Designation, Re: Brevard Workforce Development Board, Inc.
- F.20.** Appointments to Brevard Workforce Development, Inc. Board of Directors dba Career Source Brevard.
- F.21.** Resolution, RE: Florida Surveyors & Mappers Week in Brevard County
- F.22.** Appointment(s) / Reappointment(s)
- F.23.** Precinct Boundaries - Altered and Added (Chapter 101.001 (1) F.S.)

### **G. PUBLIC COMMENTS**

### **H. PUBLIC HEARINGS**

- H.1.** Petition to Vacate, Re: Public Utility and Drainage Easement - "Twin Lakes at Suntree, First Addition" Plat Book 28, Page 48 - 447 Pauma Valley Way - Melbourne - Jerry J. Morian - District 4

- H.2.** 5971 Cedar Lake Drive Revocable Land Trust and U.S. Highway No. 1 Commercial Land Trust (Kim Rezanka) requests a change of classification from RU-1-11, TR-2, and BU-1, with a BDP, to TR-1 with a BDP limited to 150 units. (20Z00036) (Tax Accounts 2310971, 2310861, and 2316173) (District 1)

**I. UNFINISHED BUSINESS**

**J. NEW BUSINESS**

**Support Services Group**

- J.1.** OMNI Healthcare's Revised Proposal for COVID-19 Vaccine Administration in Brevard County

**County Manager**

- J.2.** Resolution to consider an Ad Valorem Tax Abatement - Dark Storm Industries, LLC

**Miscellaneous**

- J.3.** Legislative Intent & Permission to Advertise an Ordinance Amending Brevard County Code of Ordinances, Chapter 98, Article IV, Port St. John Dependent Special District, Section 98-105
- J.4.** Legislative Intent and Permission to Advertise an Ordinance Deregulating Hours of Sale of Alcohol in Unincorporated Brevard County
- J.5.** Approval of Resolution and Real Estate Contract for sale of property in County owned Commerce Park in Titusville and approval of Economic Incentive Package from North Brevard Economic Development Zone for Dark Storm Industries, LLC.
- J.6.** Resolution revoking the delegation of certain community redevelopment agency powers to the City of Melbourne and the Olde Eau Gallie Community Redevelopment District

**Add Ons**

- J.7.** Legislative Intent & Permission to Advertise an Ordinance Amending Brevard County Code of Ordinances, Chapter 98, Article V, North Merritt Island Dependent Special District, Section 98-145

**K. PUBLIC COMMENTS**

**L. BOARD REPORTS**

- L.1. Frank Abbate, County Manager
- L.2. Eden Bentley, County Attorney

- L.3. Rita Pritchett, Commissioner District 1, Chair
- L.4. Bryan Lober, Commissioner District 2
- L.5. John Tobia, Commissioner District 3
- L.6. Curt Smith, Commissioner District 4
- L.7. Kristine Zonka, Commissioner District 5, Vice Chair

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing special accommodations or an interpreter to participate in the proceedings, please notify the County Manager's Office no later than 48 hours prior to the meeting at (321) 633-2010.

Assisted listening system receivers are available for the hearing impaired and can be obtained from SCGTV staff at the meeting. We respectfully request that ALL ELECTRONIC ITEMS and CELL PHONE REMAIN OFF while the County Commission is in session. Thank You.

This meeting will be broadcast live on Space Coast Government Television (SCGTV) on Spectrum Cable Channel 499, Comcast (North Brevard) Cable Channel 51, and Comcast (South Brevard) Cable Channel 13 and AT&T U-verse Channel 99. SCGTV will also replay this meeting during the coming month on its 24-hour video server nights, weekends, and holidays. Check the SCGTV website for daily program updates at <http://www.brevardfl.gov>. The Agenda may be viewed at: <http://www.brevardfl.gov/Board Meetings>

In accordance with Resolution 2014-219 Section VIII (8.1) the agenda shall provide a section for public comment limited to thirty (30) minutes following approval of the consent agenda during each regular County Commission meeting. The purpose of public comment is to allow individuals to comment on any topic relating to County business which is not on the meeting agenda. Individuals delivering public comment shall be restricted to a three-minute time limit on their presentation. During this thirty (30) minute segment of public comment, speakers will be heard in the order in which they turned in a speaker card asking to be heard. Any speaker not heard during the first thirty (30) minute segment will be heard during a second public comment segment held at the conclusion of business specified on the regular Commission agenda. With the exception of emergency items, the Board will take no action under the Public Comment section, but can refer the matter to another meeting agenda.

Any invocation that may be offered before the official start of the Commission meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Commission. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Commission, and the Commission is not allowed by law to endorse the religious beliefs or views of this, or any other speaker.