

Brevard County Board of County Commissioners

*2725 Judge Fran Jamieson Way
Viera, FL 32940*



Minutes

Tuesday, July 7, 2020

5:00 PM

Regular

Commission Chambers

A. CALL TO ORDER 2:00 PM

Rollcall

Present: Commissioner District 1 Rita Pritchett, Commissioner District 2 Bryan Lober, Commissioner District 3 John Tobia, Commissioner District 4 Curt Smith, and Commissioner District 5 Kristine Isnardi

B. MOMENT OF SILENCE

Chair Lober called for a moment of silence.

C. PLEDGE OF ALLEGIANCE: Commissioner Kristine Isnardi, District 5

Commissioner led the assembly in the Pledge of Allegiance.

Introduction of Public Works Director

Frank Abbate, County Manager, introduced Marc Bernath, Public Works Director; he stated he has a distinguished career in the Navy as a Commander; he has most recently been the Public Works Director at the U. S. Naval Base in Bethesda, Maryland; he has also been in Facilities Management and a Sustainment Director in Washington, D.C. and a Facilities Director in Virginia Beach, off of the Navy; he is a Professional Engineer (PE) and he looks forward to having him as Brevard County Public Works Director.

D. MINUTES FOR APPROVAL: March 10, 2020 Regular; March 24, 2020 Regular; April 7, 2020 Regular; April 16, 2020 Special Meeting; May 7, 2020 Zoning

The Board approved the March 10, March 24, and April 7, 2020 Regular meeting minutes, the April 16, 2020 Special meeting minutes, and the May 7, 2020 Zoning meeting minutes.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

E.1. Resolution Recognizing Five Guys of West Melbourne

Commissioner Isnardi read aloud, and the Board adopted Resolution No. 20-056, recognizing Five Guys of West Melbourne.

A representative of Five Guys stated this just kind of evolved, his General Manager went out and got the graduation stuff for the people who came in; there were over 350 high school seniors as of today who actually took advantage of that; it was just kind of nice; and he expressed his appreciation to the Board.

Commissioner Isnardi thanked him for doing it; she advised she received text messages from seniors who went to school with her children, because she has a graduate this year, and they were very appreciative of that; they thought it was a really neat idea and were really excited to send her their photos with their milkshakes; and she thanked him again.

Result: ADOPTED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F. ITEMS TO BE PULLED FROM CONSENT AGENDA

Commissioner Tobia asked to pull F.33, and advised he would like to vote no, without comment, on F.31. as well as F.40., and he would like to pull F.37., for discussion.

Chair Lober stated he was asked by Sheriff Ivey with respect to F. 41., with John McDonald to extend his shout out; he believes they also donated quite a bit of supplies to Brevard County Sheriff's Office (BCSO) for the use of the jail and elsewhere; and he asked for a motion to approve consent Items less those that have been pulled.

F.1. Florida Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services, FY 2020-2021 Detailed Work Plan Budget - Arthropod Control

The Board authorized the Chair to execute the Florida Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services, FY 2020-2021 Detailed Work Plan Budget - Arthropod Control to qualify the Brevard Mosquito Control District as a State Approved Mosquito Control Program.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.2. Amended Memorandum of Understanding with the Florida Department of Health to Evaluate Alternative Nitrogen-Reducing Media for Septic Drainfields.

The Board authorized the Chair to execute the amended MOU with the FDOH to evaluate alternative nitrogen-reducing media for septic drain fields.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.3. Certification of Lands as required for the North Reach of the Brevard County Federal Shore Protection Project.

The Board authorized the Chair to execute the Certifications of Lands 1 for the North Reach of the Brevard County Shore Protection Project as prepared by the County Attorney's Office.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.4. Approval RE: Legislative Intent to Amend Impact Fee Ordinances

The Board approved the legislative intent to amend Chapter 62 – Land Development Regulations; Article V – Impact Fees; Division 2 – Fire/Rescue Facilities; Division 3 – Correctional Facilities; Division 4 – Transportation; Division 5 – Emergency Medical Services Facilities; Division 6 – Library Facilities; Division 7 – Educational Facilities; and Chapter 94 – Solid Waste; Article IV – Special Assessments, Service Fees, and Impact Fees; Division 3 – Impact Fees to include new requirements enacted by the State and incorporated into Chapter

163.31801, Florida Statutes; clarify the requirement to obtain a proof of payment receipt prior to a municipality issuing a Certificate of Occupancy or Certificate of Completion; and amended the impact fee ordinances to include incentives for affordable housing including rental properties affordable to lower income residents.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.5 Adopt Resolution and Release Performance Bond: Bridgewater Central at Viera Subdivision - District 4

Developer: WCI Communities, LLC

The Board executed and adopted Resolution No. 20-057, releasing the Contract and Surety Performance Bond dated February 26, 2019, for Bridgewater Central at Viera Subdivision - WCI Communities, LLC.

Result: ADOPTED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.6. Contract and Surety Performance Bond: Bridgewater Central at Viera Subdivision - District 4

Developer: WCI Communities, LLC

The Board executed and granted Subdivision Infrastructure Contract for Bridgewater Central at Viera Subdivision – WCI Communities, LLC.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.7. Approval Re: Non-Exclusive Easement from Florida Power & Light Company (FP&L) for the Port St. John Waste Water Treatment Plant - District 1.

The Board executed and accepted the Non-Exclusive Easement from FP&L for Port St. John Wastewater Treatment Plant.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.8. Adopt Resolution and Release Performance Bond: Stadium Parkway South Extension, Phase 2 - District 4

Developer: The Viera Company

The Board executed and adopted Resolution No. 20-058, releasing the Contract and Surety Performance Bond dated April 23, 2019.

Result: ADOPTED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.9. Approval Re: Acceptance of Warranty Deed for Right of Way Dedication and Permanent Drainage and Access Easement from Vinings Palm Bay Investment, LLC for the Grand Oaks Apartments as required by Site Plan Number 18SP00026 - District 4.

The Board executed and accepted the Warranty Deed and the Permanent Drainage and Access Easement from Vinings Palm Bay Investment, LLC for the Grand Oaks Apartments as required by Site Plan Number 18SP00026.

Result: APPROVED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.10. Approval Re: Donation of Two Sanitary Sewer Easements from Property Owners Panaccia-Indialantic, LLC and Indialantic Investment Partners, LLC, for an Existing Sewer Line in Connection with Publix 1688 request to Vacate a Blanket Easement with the City of Melbourne - District 5.

The Board approved and accepted the two Sanitary Sewer Easements from owners Panaccia-Indialantic, LLC and Indialantic Investment Partners, LLC for an existing Sewer Line in connection with Publix 1688's request to vacate a blanket easement with the City of Melbourne.

Result: APPROVED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.11. Approval Re: Donation of Sanitary Sewer Easement from El Swift Holdings, LLC (Owner) for the W01-W15 Force Main as part of the West Cocoa Utility Improvements Project - District 1.

The Board approved and accepted the Sanitary Sewer Easement from El Swift Holdings, LLC (Owner) for the W01-W15 Force Main as Part of the West Cocoa Utility Improvements Project.

Result: APPROVED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.12. After-the-Fact Ratification of Change Order for Emergency Repair of 24" Force Main

The Board approved the ratification of the after-the-fact approval of Change Order for payment of an emergency repair of 24 inch main to RIC-MAN Construction.

Result: APPROVED

Mover: Kristine Isnardi
Seconders: Bryan Lober
Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.13. Approval of Purchase Order for sluice/weir gates at South Central Water Reclamation Facility

The Board approved the purchase order to Alfa Laval, Inc. for sluice/wier gates at the South Central Water Reclamation Facility; and approved any associated budget changes.

Result: APPROVED
Mover: Kristine Isnardi
Seconders: Bryan Lober
Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.14. Approval, Re: Terminating Agreements with Brevard Community Partnership, Inc. and entering into new Agreements with Housing for Homeless, Inc.

The Board approved the Termination of four Agreements with Brevard Community Partnership, Inc.; authorized you to take any actions necessary to facilitate the transfer of properties; authorized the Chair to execute the four Agreements with Housing for Homeless, Inc., a certified Community Housing Development Organization, to manage ten housing units for the remaining terms of the their affordability periods; and authorized the Chair to execute any amendments, modifications, and/or any other related documents upon review and approval from the County Attorney's office and Risk Management.

Result: APPROVED
Mover: Kristine Isnardi
Seconders: Bryan Lober
Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.15. Approval, Re: Extension of Contract with First Vehicle Services, Inc. re: Space Coast Area Transit Vehicle Fleet Maintenance and Repair Management Services.

The Board executed and approved Amendment No. 7 to the Fleet Maintenance and Management Contract for SCAT for an extension of 90 days to the current Contract until October 30, 2020, with First Vehicle Services, Inc.

Result: APPROVED
Mover: Kristine Isnardi
Seconders: Bryan Lober
Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.16. Approval, Re: Resolution and Public Transportation Grant Agreement, re: Florida Department of Transportation Public Transit Block Grant Program

The Board adopted Resolution No. 20-059, authorizing the execution of Public Transportation Grant Agreement with FDOT in the amount of \$1,795,105; authorized the Chair to execute the Follow-Up Grant Agreement, contingent upon County Attorney and Risk Management approval; directed you to execute any additional follow-up documentation, resolutions, and amendments necessary to secure these funds; and authorized the County Manager to execute necessary Budget Change Requests.

Result: ADOPTED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.17. Approval, Re: Resolutions and Public Transportation Grant Agreements, Florida Department of Transportation Transit Corridor Grants for SR520 and SRA1A Fixed Route Bus Service (District 2)

The Board adopted Resolution No. 20-060, authorizing the execution of the Public Transportation Grant Agreement for the Transit Corridor Development Program for State Financial Project No. 420642-1-84-04 with FDOT and adopted Resolution No. 20-061, authorizing the execution of the Public Transportation Grant Agreement for the Transit Corridor Development Program for State Financial Project No. 420643-1-84-04 with FDOT for the FY2021 Public Transit Corridor Grants for SR520 and SRA1A from the Florida Department of Transportation in the amount of \$453,468 each; authorized the Chair to sign the Follow-Up Grant Agreements, contingent upon County Attorney and Risk Management approval; directed Scott Nelson, Transit Services Director, to execute any additional follow-up documentation, resolutions, and amendments necessary to secure these funds; and authorized the County Manager to execute necessary Budget Change Requests.

Result: ADOPTED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.18 Approval, Re: Authorizing Resolution, Grant Application, Use of Toll Revenue Credits, Execution of Follow-up Grant Agreement with Federal Transit Administration, FY2020/2021 Brevard County Transit Federal Capital and Operating Assistance Urbanized Area Grant

The Board adopted Resolution No. 20-062, authorizing the filing of application(s) with Florida Department of Transportation (FDOT), United States of America for grant(s) under the Urban Mass Transportation Act of 1964 for the FY2021 Section 5307 Urbanized Area Formula Program, Capital and Operating Assistance Grant from the FTA in the amount of \$6,320,000; authorized the Chair to sign the Grant Application; authorized the use of FDOT Toll Revenue Credits; authorized the Chair to sign the Designation of Signature Authority, allowing staff to submit the grant electronically; authorized you to execute and submit the Grant Agreement electronically, contingent upon County Attorney and Risk Management approvals; authorized Scott Nelson, Transit Services Director, to execute any follow-up documentation, resolutions, and amendments necessary to secure these funds; and authorized the County Manager to execute necessary budget change requests.

Result: ADOPTED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.19 Approval of the 2020-2021 Emergency Management Performance Grant agreement with the Florida Division of Emergency Management

The Board executed and approved the 2020-2021 Emergency Management Performance Grant Agreement with FDEM; and authorized the County Manager or designee to submit and execute any additional changes, documents, or budget actions, as well as any amendments to the grant contract, subject to approval by the County Attorney and Risk Management.

Result: APPROVED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.20 Approval of the 2020-2021 Emergency Management Preparedness & Assistance grant agreement with the Florida Division of Emergency Management

The Board executed and approved the 2020-2021 Emergency Management Preparedness and Assistance Grant with FDEM; and authorized the County Manager or designee to submit and execute any additional changes, documents, or budget actions, as well as any amendments to the grant agreement, subject to approval by the County Attorney and Risk Management.

Result: APPROVED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.21. Approval of the Emergency Management Performance Grant, COVID-19 Supplemental agreement with the Florida Division of Emergency Management

The Board executed and approved the Emergency Management Performance Grant, COVID-19 Supplemental Agreement with the FDEM; and authorized the County Manager or designee to submit and execute any additional changes, documents, or budget actions, as well as any amendments to the grant contract, subject to approval by the County Attorney and Risk Management.

Result: APPROVED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.22. Request for Ratification of an Existing Contract Extension with Advanced Data Processing, Inc, a Subsidiary of Intermedix Corporation to September 30, 2020.

The Board approved request ratifying an existing Contract extension with Advanced Data Processing, Inc., a subsidiary of Intermedix Corporation, for emergency medical services billing and related professional services, to the end of the Fiscal Year, September 30, 2020; and authorized the County Manager or designee, authority to approve any further contract extensions, as needed, for the continuation of the billing process prior to submission of accounts to the collection agency, and to provide continued access of those records to comply with records retention rules.

Result: APPROVED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.23. FY2021 Proposed Budget for Farmton-Brevard Community Development District

The Board acknowledged receipt of the FY2021 proposed budget for Farmton-Brevard Community Development District.

Result: APPROVED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.24. FY2021 Proposed Budget for Chaparral Community Development District

The Board acknowledged receipt of the FY2021 proposed budget for Chaparral Community Development District.

Result: APPROVED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.25. Approval of Administration and Collection Cost for Business Tax Receipts - July 1, 2020 to June 30, 2021

The Board approved the proposed cost as submitted by the Tax Collector, \$287,605 which represents an increase of \$2,462 or 0.9 percent, for administration and collection of County Business Tax Receipts for July 1, 2020 to June 30, 2021.

Result: APPROVED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.26. Certification of Local Option Tax (LOGT) Percentages Allocations

The Board authorized certification of the revenue percentage allocations; and authorized the Clerk's Finance Department to submit the allocations to the Florida Department of Revenue (DOR).

Result: APPROVED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.27. Permission to Develop and Advertise for Sale via Sealed Bidding Four Adjoining Properties Located at the Northeast Corner of Clearmont Street Northeast and Franklin Drive Northeast in the City of Palm Bay, Brevard County, Florida.

The Board authorized the surplus of four parcels of County-owned land located at the northeast corner of Clearmont Street northeast and Franklin Drive northeast in the City of Palm Bay in accordance with County Policy; and authorized Steven Darling, Central Services Director, to develop and advertise for sale via sealed bidding the sale of the four adjoining properties located at the northeast corner of Clearmont Street northeast and Franklin Drive northeast in the City of Palm Bay.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.28. Approval: Sale of Surplus Real Property by Private Sale and authorization for Board Chair to Execute All Necessary Documents

The Board approved the private sale of a surplus parcel of property pursuant to Florida Statute 125.35(2); accepted the only bid received in the amount of \$800 from Jerry and Malinda Gray; and authorized the Chair to execute all necessary documents upon review from the County Attorney's Office.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.29. Approval of High Bid for Public Sale of a Surplus Property and Authorization for Chair to Execute All Necessary Documents.

The Board approved the sale of a surplus parcel of property pursuant to Florida Statute 125.35(1)(a); accepted the high bid in the amount of \$38,527.00 received from Ricky E. McDonald and Susan Martin; and authorized the Chair to execute all necessary documents.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.30. Approval, Re: Permission to piggyback existing Purchasing Cooperative Contract #18090301 for the Replacement of Gym Floor at Max K. Rodes Park Community Center

The Board authorized County staff to use The Interlocal Purchasing System (TIPS) Purchasing Contract #1809030 - Gym Floors, Repairs, Replacements, and Services by piggybacking for replacement of the gym floor at Max K. Rodes Park Community Center; authorized payment, if required, due to a denied insurance claim, for replacement of the gym floor from CARES Funds; authorized the County Manager to execute the resulting contract and any contract amendments or related contractual documents upon review by the County Attorney's Office, Risk Management, and Purchasing Services; and authorized the County Manager to execute any necessary budget changes requests.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

**F.32. Settlement of Attorney's Fees and Costs
Brevard County v. B West Townhouses et. Al. 05-2013-CA-025677 Parcels
115/731/117/828/706 Tradewinds Plaza, LLC and Meadowbrook, LLC Barnes**

Boulevard Widening Project

The Board ratified the tentatively agreed upon modifications to Article 13 of the current collective bargaining agreement between the Board and IAFF Local 2969; and authorized the County Manager to execute said labor agreement as provided for by Florida Statute Section 447.309.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.34. First Amendment to the Restated Local Agreement for Creation of Transportation Planning Organization (TPO).

The Board approved the First Amendment to the Restated Local Agreement for Creation of the Transportation Planning Organization.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.35. 2020-2021 Annual Budget Resolution, Re: Brevard Workforce Development Board, Inc. dba CareerSource Brevard

The Board executed and adopted Resolution No. 20-063, approving the 2020-2021 annual budget for Brevard Workforce Development Board, Inc. d/b/a CareerSource Brevard.

Result: ADOPTED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.36. Bylaws Revisions, Re: Brevard Workforce Development Board, Inc. dba CareerSource Brevard

The Board approved the updates to the CareerSource Brevard Board of Directors Bylaws.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.38. Acknowledge Receipt, Re: Agreement Between CareerSource Brevard and Florida Department of Economic Opportunity

The Board acknowledged receipt of the Agreement between CareerSource Brevard (CSB) and Florida Department of Economic Opportunity (DEO); and authorized the Chair to sign the Agreement.

Result: APPROVED

Mover: Kristine Isnardi

Seconded: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.39. Appointment(s) / Reappointment(s)

The Board appointed/reappointed Imitaz (Fazie) Khan to the Internal Audit Committee with said term to expire July 7, 2022.

Result: APPROVED

Mover: Kristine Isnardi

Seconded: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.41. Resolution recognizing John MacDonald of EMS and State Representative Randy Fine's Office, District 2

The Board adopted Resolution No. 20-064, recognizing John MacDonald of Environmental Manufacturing Solutions (EMS) and State Representative Randy Fine's office.

Result: ADOPTED

Mover: Kristine Isnardi

Seconded: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.42. Resolution recognizing Bob Cohn and Ben Cohn of Pharmco Laboratories, District 2

The Board adopted Resolution No. 20-065, recognizing Bob Cohn and Ben Cohn of Pharmco Laboratories.

Result: ADOPTED

Mover: Kristine Isnardi

Seconded: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.43. Resolution recognizing Robert T. Rose of Bansbach Easylift of North America, District 2

The Board adopted Resolution No. 20-066, recognizing Robert T. Rose of Bansbach Easylift of North America.

Result: ADOPTED

Mover: Kristine Isnardi

Seconded: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.44. Resolution recognizing the Taipei Economic and Cultural Office, District 2

The Board adopted Resolution No. 20-067, recognizing the Taipei Economic and Cultural Office in Miami, representative of the Taiwanese Government.

Result: ADOPTED

Mover: Kristine Isnardi

Seconded: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.45. Resolution recognizing Voluntary Organizations Active in Disaster (VOAD), District 2

The Board adopted Resolution No. 20-068, recognizing Voluntary Organization Active in Disaster (VOAD).

Result: ADOPTED

Mover: Kristine Isnardi

Seconded: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.46. Resolution recognizing Team Rubicon, District 2

The Board adopted Resolution No. 20-069, recognizing Team Rubicon.

Result: ADOPTED

Mover: Kristine Isnardi

Seconded: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.31. IAFF Article 13 Wage Opener

The Board ratified the tentatively agreed upon modifications to Article 13 of the current collective bargaining agreement between the Board and IAFF Local 2969; and authorized the County Manager to execute said labor agreement as provided for by Florida Statute Section 447.309.

Result: APPROVED

Mover: Kristine Isnardi

Seconded: Bryan Lober

Ayes: Pritchett, Lober, Smith, and Isnardi

Nay: Tobia

F.33. Legislative intent and permission to advertise an Ordinance rescinding selected companies' economic development ad valorem tax exemption

Commissioner Tobia stated the County Manager put this in the Consent but he thinks it is good to pull it; Cathy Wall came through again saving taxpayers countless amounts of dollars here with the tax exemption for non-compliance; in the past, the County has not had such a great person monitoring this; and he mentioned he greatly appreciates her hard work and diligence. He added he wished this was outside so the Board could count just how many dollars she saved on this one; and he further stated without her watch, he is sure those companies receiving these dollars would not rightfully come forward saying they had not met the benchmarks that they had to.

Chair Lober commented the other interesting thing with this, it was kind of sad to see from his perspective, every one of the companies listed is in District 2, but it is what it is.

The Board approved Legislative Intent and granted permission to advertise an ordinance

rescinding Economic Development Tax Exemption for selected companies that no longer qualify for the County's Economic Development Ad Valorem Program.

Result: APPROVED

Mover: Rita Pritchett

Seconded: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

F.37. Appointments to Brevard Workforce Development, Inc. Board of Directors dba CareerSource Brevard

Commissioner Tobia stated this is CareerSource Brevard; he probably should not have read the Agenda Item because when he read it, he found something unfortunately pretty stunning; the Agenda Report discussed the organization selection process and it states, "The process assures that CareerSource Brevard Board will have a representative mix of gender, ethnic, geographic, and business sector diversification serving on the Board of Directors," and the only problem with that is it is not diverse, it is like a group that fell off the Mayflower; three of the 24 Board Members are members of a minority group and the entire slate of new appointments and reappointments, and he did not have to do any work, the Brevard Workforce Development did it for him in one of the columns, all seven of them happen to be white; and this is important because according to the Census, 26 percent of Brevard County's population is not Caucasian, and more importantly in 2019, African-Americans saw an unemployment rate twice that of white counterparts. He advised he would like to reject the candidates and request a report on its efforts to increase diversity to accompany future recommendations; and to provide the Board with a slate that is a little more representative of diversity that Brevard County enjoys, not just a bunch of white people.

Chair Lober asked with respect to the "bunch of white people" does Commissioner Tobia know if the applicant pool is disproportionately white or if it was something where they had no options; and he explained he is just trying to get a better grasp because this is something he did not anticipate coming up today, so he is kind of caught in an odd spot. He inquired if there was anyone from CareerSource in the audience; he commented with no one here for CareerSource, he would be happy to continue this out a meeting just to give them the opportunity, but he is disinclined to vote against it at this point just because it is an issue that had not been put on his radar until this point; and he reiterated he would be happy to continue it out to give them an opportunity to respond.

Commissioner Tobia stated that was on Consent and there were 12 other things on there but when he looked, he pulled the board members up; it is wonderful that the County Manager sits on that board, however, there are only a couple minorities on that and that is not representative; and he would certainly like to hear back from CareerSource and in the future, especially since they were recipients of three-quarters of a million dollars. He continued by saying his suggestion would be that if someone has something on the Agenda, it would probably be worthwhile showing up to said meeting.

Chair Lober stated he does not doubt that, truth be told, they may have been as unaware as he was, that this would be something that would be discussed.

Commissioner Tobia commented it was on the Agenda, it was not a late add.

Chair Lober stated that is fair enough.

Frank Abbate, County Manager, stated he is on that board and there will be three additional members that will be coming to the board at a future meeting and he will make certain that there is additional diversity included in that; he has spoken with Marci Murphy, who is the head of CareerSource; and they will be focusing on that.

Chair Lober stated he appreciates that; he does not want to put Mr. Abbate in an awkward spot serving as County Manager and serving on that board; he is going to hold off on questions he would otherwise ask to a board member, until there is someone available; and he inquired if anyone on the Board objects to moving this to another meeting, the next regular meeting.

Commissioner Isnardi stated she does not mind.

The Board tabled appointments to Brevard Workforce Development, Inc. Board of Directors d/b/a CareerSource Brevard to the July 21, 2020, Regular Board meeting.

Result: TABLED

Mover: John Tobia

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

Commissioner Isnardi advised that Chair Lober needs to look at the lights because there were people who wanted to talk on that.

Chair Lober apologized.

Commissioner Isnardi stated it is okay; she had questions that were similar to his, such as what is the selection process, who applied, and if it is open applicant; those were good questions; and she is glad Commissioner Tobia brought it up.

Commissioner Pritchett stated it does not have any of those details with the applications so there is no way she would know what the mix of people's backgrounds are.

F.40. Acknowledge request of School Board to call special election and, pursuant to statute, place it on the ballot. Adopt attached Resolution providing direction to the Supervisor of Elections.

The Board adopted Resolution No. 20-070, approving the request of the School Board, per Resolution No. 20-002, to place the extension of the one-half cent sales surtax for school capital outlay on the November 2020 ballot.

Result: ADOPTED

Mover: Rita Pritchett

Second: Bryan Lober

Ayes: Pritchett, Lober, Smith, and Isnardi

Nay: Tobia

G. PUBLIC COMMENTS

Peter Carnesale stated he is back to the old, Indian River County Club (IRCC) needs a right-hand turn lane off of eastbound Viera Boulevard onto Independence Avenue, into their back gate entrance; it is only a matter of time that a rear-end collision will occur; pedestrian, bicyclists, and golf carts traveling on the sidewalk are not visible from the road until someone is

on top of them; and then they do not stop for the cars leaving the residents with the fear of hitting someone if they do not slow down. He continued by saying the short entryway, before the gate, is another reason the cars that make the turn have to slow down to 10 miles per hour and sometimes stop on Viera Boulevard, before making that right-hand turn lane; IRCC, Herons Landing, and Faith Lutheran Church could also use a traffic light on the corner where Herons Landing and IRCC exit into Viera Boulevard; there is a parallel road, which is Thrasher Drive from Faith Viera to Lutheran Church in Herons Landings leading to Herons Landing exit; and he mentioned that would make it usable for the church as well as Herons Landing.

I.1 CARES Act Funding for Economic Support Programs

Frank Abbate, County Manager, stated as the Board knows, it directed staff to come before it with small business program options that could be funded with the CARES Act funding that the Board received from the United States Department of Treasury; staff put together a Small Business Economic Relief Task Force to look at options that the Board could consider; the Board had the opportunity to consider two of those options which staff is in the process of implementing after last weeks meeting, but they have a couple of options that are still open for Board input, discussion, and direction; the first, assuming that the Board is going to want to direct staff to do, is establish a Small Business Economic Relief Program, staff wanted to bring to the Board's attention the opportunities that the Task Force came up with for this particular program; and under that program option, there were three options as it relates to grant amounts that they are suggesting the Board consider. He continued by saying option one is a one-time grant not to exceed \$10,000 for small businesses that have 50 or less full-time equivalent employees; the second option would be to give it a tiered approach for those grants which would be a one-time grant not to exceed \$5,000 for businesses that have 25 or less employees and a one-time grant not to exceed \$10,000 for businesses that have between 26 and 50 employees; and the third option would be any other amount that the Board would want to establish, if it was not the \$10,000 or \$5,000 amounts and the number of employees that would constitute the group that would be eligible under a small business, whether that would be 25, 50, or some other number. He added that is the first area that staff would ask the Board to look at. He noted he did not know if the Board wanted to address that or if it wants to go on to the other aspects of this particular Program, whatever the Board's preference is; and he stated he does not know if there are any cards relative to this Item that the Board may want to consider before it goes on to other aspects of this and starts taking votes.

Janet Abt stated basically she is with the Catholic Charities Advisory Council and they are interested in the CARES Act funding; she inquired if it is all for small businesses or if it is going to be for payments for rent for people who are poor; and she inquired how it is all being broken out.

Chair Lober replied he thinks a lot of that is being determined today.

Ms. Abt asked if the Board is still going to be talking about funding.

Chair Lober responded yes, and advised there is a program in place at this point for rent and mortgage assistance for individuals; and in terms of the rest of it, that is all up for debate.

Ms. Abt inquired who would be the person to talk with.

Chair Lober advised it would be the Board.

Ms. Abt noted someone would be in touch with the Board from Catholic Charities.

Chair Lober stated she still has time.

Ms. Abt commented she really does not have a whole lot of questions because she was hoping the Board would be talking about some of the stuff that she has been asking in her mind like how this or that is going to happen.

Pam Dirschka stated she has referred quite a few people to the CARES Act in Brevard in her involvement with the Mutual Aid Brevard Organization that is mostly a Face Book group of people that are helping other people and also passing on information; she has yet to have one person that said they successfully completed the forms and were approved; it seems like from the last Commission meeting there are about 50 percent reported that either they were incomplete or denied; and yet she sees the need on the Face Book group on a daily basis where they are taking groceries to people who might have a few items in their cupboard and have children, or do not have gas money, things like that. She continued by saying rent is backing up on a lot of people and that is beyond the scope of what their group can do; they try to help make sure that they are fed, have a little gas money, and do what they can do; most of the time they are trying to refer them to either the cities of Titusville, Melbourne, or different areas that have the grants and also to the County Commission; it seems like the process is so onerous that they are not able to deal with it; and they do have needs, but to fill out all those pages, and someone had told her it was like 70 pages, and another had told her they do million dollar grants that are shorter than what the documentation is that some of the people are required to fill out. She added she would really like that to be looked at; last time she heard there was about \$700,000 given out from the \$4.4 million and even that is such a small percentage, about one percent of the amount the County has; she thinks the individuals in this community need more support; and she would like the Board to look at the process to see if it can somehow simplify it so that the needs are met more quickly.

Chair Lober stated part of the reason, to his understanding, and he cannot speak to a particular application that he is not familiar with, but part of his understanding with respect to why the applications are as onerous as they may appear is the money; if the Board grants it and it does not qualify, then the County is on the hook to reimburse the feds for whatever is given out; and that would put the County in a wretched situation next year, so he knows with respect to this, the County is trying to dot the I's and cross the T's. He added he would be happy to talk to Mr. Golden, Housing and Human Services Director, the other Commissioners can do the same to see if there is something that can be done to make it a little easier on folks.

Ms. Dirschka went on to say perhaps have more assistance through staff to be able to guide people through that process because she does not have the expertise in that; and she noted it would be great if there were more resources.

Chair Lober requested Mr. Golden to come to the podium. He apologized for putting him on the spot; and he asked Mr. Golden with respect to the 70 pages of documents required for the application, if that is typical of what is being seen or if it is an outlier.

Ian Golden, Housing and Human Services Director, replied he thinks 70 pages might be an outlier, he would have to look as he has not been actually counting pages on applications; he stated Chair Lober is correct that part of the reason that it is so onerous is because of the requirements from the Treasury Department that the County prove there is a tie to Coronavirus; they do that in a number of ways; and one of the things that is required from the Policy that the Board approved, is that there is a 25 percent reduction in income. He added that requires a lot of documentation such as bank records, pay stubs, if someone has SSI they need those income letters from the government, and there are lots of things that factor into that calculation.

He continued by saying staff has been looking into ways to make the process a little more efficient; there are four items that cannot be waived in that Policy which is the tie to Coronavirus, the 25 percent reduction, and he is blanking in the other two; however, everything else is eligible for waiver. He mentioned they have brought in additional temporary staff to try to help with the processing and help people; they placed the application online, they have cross-trained staff so there is additional staff that is not typically doing income eligibility, and they have done a number of things; he mentioned one of the things that they have waived is three months or \$7,200 and that was when the eviction moratorium had been in place for three months, therefore, they are not waiving the dollar amount, but extending the amount of time, the amount of months in arrearages, that is potentially looked at to get assistance; those are types of things that they are doing to provide more access to the funds; and he noted again, there are some restrictions, and that there are things that have to be done for income eligibility that they just cannot do without.

Chair Lober asked if what Mr. Golden is seeing is that a good percentage are being denied or if most of them are getting approved, once they are processed.

Mr. Golden advised right now they are running about 18.5 percent denial rate; as he said last week during the PowerPoint presentation, a lot of that is because a lot of people are not meeting that income reduction of 25 percent or they cannot be tied to a Coronavirus impact; they have actually started expanding to what they are talking about as a Coronavirus impact; they have some people who come in and because of closures they have not been able to apply for unemployment and get through that system so they have been given some leeway to allow for that; they are looking at the fact that some people may have been out on disability and they have been getting requests, and instead of the denial, a note from a doctor saying that person cannot return to work, not just because of disability but because of the disability and the risk from Coronavirus; and he explained they are trying to work with people, if they cannot deny then they are not going to deny, but there are certain things staff cannot waive.

Chair Lober asked if there is a typical turn-around time, he knows there may be some outliers.

Mr. Golden stated a lot of the turn-around time is dependent upon the information that is provided; if they receive an incomplete application, it could take a couple of weeks for staff to go back and forth with the applicant; and he stated as he mentioned last week, one of the other things that staff has done is unless someone is missing three or more of the backup documents, staff is actually reaching out to the applicant trying to get them to send what is needed instead of resending the entire application back.

Commissioner Isnardi inquired if Mr. Golden said it was 18.5 percent denial rate with the largest issue being the non-reduction of 25 percent of the income.

Mr. Golden responded it is that and the tie to the Coronavirus.

Commissioner Isnardi reiterated and the tie to Coronavirus. She noted she just does not want any misinformation out there and that is why she spoke with Mr. Golden before the meeting to make sure he is getting those funds out; she is happy to hear that he has made it a little easier of a process by reducing the application size and that sort of thing; and she would just say, Mr. Golden has said he would follow up with the Board and provide a screen shot or short version of what has been done, if he would get that out to the Board Members that would be great because then they would have some data to show people who are asking questions.

Mr. Golden advised he actually does a weekly update for the County Manager; and with his

approval he can send out that update this week to show the Board where they are at.

Commissioner Isnardi thanked Mr. Golden.

Stacey Patel stated as the Board knows she moderates a Face Book group with about 10,000 local members and they provide mutual aid to local families who are experiencing risk of hunger, homelessness, health concerns, or financial crisis during the COVID-19 pandemic; when Brevard County released the Rent and Mortgage Program, they shared it immediately with their members, hoping it would provide much needed support, but she is not sure it is meeting the needs of local people; at last week's Commission meeting, and today, Mr. Golden reported that nearly 30 percent of applications have been returned due to missing documents and that nearly 20 percent had been denied, or 18.5; and assuming those statistics are not redundant, that is nearly half of those seeking help that are not getting it. She continued by saying that in the past few weeks she has also done some informal surveys on Face Book asking residents about their experience with the Rent and Mortgage Assistance Program; zero people in the group have replied that they have received assistance from the Program; 95 people indicated that they prioritized housing and that they had been able to keep their housing, but had fallen behind on other bills, like their water; 66 people indicated that they needed housing assistance but they did not have all the documentation or did not qualify; and nine people applied without receiving a response in more than a month, two people were denied, four were asked for additional documentation, one reported her application had been lost, and zero reported on either survey group that they had been able to receive the actual help. She noted one woman emailed her to say that her printer had run out of ink after printing 50 pages and that she had to go out and spend \$87 on ink so she could print the 70 pages that she needed to turn in for the application; these types of documentation or requirements are difficult for anyone, but most of all for the poor; admittedly, this is not a scientific sample, but she has been shocked that she has not been able to identify a single individual who has received assistance from the program; and that makes her wonder what improvements need to be made to ensure folks get the help they need. She went on to say Orange County had allocated \$36.5 million, or nearly 15 percent of their CARES Act funding, to provide \$1,000 stimulus checks for local residents with a much simpler application process; they have received tens of thousands of applications; Brevard County has allocated only \$4.4 million or about four percent of its CARES Act funding to provide direct assistance; Brevard County as received less than 500 applications as of Mr. Golden's last report; and the County has managed to spend less than \$700,000. She asked the Board to please simplify the process and to expand the funds allocated for local residents to ensure funds can be quickly and effectively distributed to those who need them most; she further stated families across Brevard are hungry tonight; they are giving themselves ulcers wondering what they are going to do to keep their homes, to pay for transportation to work, to afford their medications, and to feed their kids.

Michael Bramson, President of Brevard County Firefighters Union, stated he apologizes for his absence at the last couple of meetings, the last couple weeks have been relatively intense in Brevard County and around the rest of the nation; he is there to speak in favor of a lot of the things that the Board is doing with the CARES money; something that is very specific to his line of work as a firefighter and his brothers and sisters in Brevard County Rescue, he would like the Board to consider all these wonderful presentations that go to PPE; his main concern is where the County is going in the next 60 days, the County will be looking at the next event that is predictable which is the heart of hurricane season; and there are shelters, no one knows what is going to happen, anything can happen, and there are a lot of variables; and he would like to talk in support of all the citizens and visitors of Brevard County that are concerned about certain things. He commented he is not saying that PPE is specifically for COVID-19, even though that is a requirement of the CARES Act, but he understands that other aspects of the

CARES Act that relate to COVID-19 may or may not be considered for those with Cancer, other ailments, other concerns, businesses, so forth and so on, all the things that were heard at the last meeting; something that is a little more selfish and closer to home about that type of information is how it affects the firefighters, the first responders, the front line people, nurses, and doctors in the field; the County needs to consider that if the mental stability of the citizens is high, the support for those citizens, visitors, and commerce is high, then people feel good, they recover better, and all the stuff seen on television happens; and he thinks the PP was pretty important. He noted he was not there to speak about it, but that was just something he wanted to add.

Commissioner Isnardi thanked him and the rest of the firefighters, and fire rescue for what they do.

Mr. Abbate stated at this point he does not know if the Board wants to have a discussion on the grant amounts and what it wants to do under a small business economic relief program with providing grants; he will go over a number of other things including eligibility, how much should be funded for the Program, and administration of the Program; and he does not know if the Board wants to have some dialogue about the grant amounts that were discussed a little earlier in the meeting.

Commissioner Tobia stated the Board was given some options and he broke it down when the Board gets to everything from charities to individual nonprofits to for-profit companies but he thinks the larger option in one, the Board was surprisingly not presented by this small business group was to be responsible with the money and not necessarily spend it immediately; Commissioner Smith pointed out on April 30, that this money does not really exist, and he was absolutely correct, this money is borrowed from China and will be paid back not by people now, or these businesses, but by people's grandchildren, and great grandchildren; and according to a report by the Department of Treasury, China holds more than \$1.3 trillion in U.S. securities and the national debt currently sits at more than \$26 trillion. He went on to say, at the same time, Commissioner Smith pointed out that these funds could lead to a slippery slope, and he quoted, "And everyone will want a piece of the pie" and he thinks the Board is about to find that out; it looks as though this is exactly what is happening, and he said, "We should use some fiscal restraint" and he further stated, "I don't want to see this money being spent just because we have it," and he commented he could not have said it any better than Commissioner Smith; as a County, the Board is forced to balance the budget and if it uses this money unnecessarily just because it is available, then the Board is no better than the Washington politicians that the Board Members consistently run against; however, the way this Program is structured it is fairly unique and presents the Board with an opportunity to do the right thing. He added if this money is not spent by the end of the year it cannot be spent somewhere else, it will just go back to the National Treasury and not increase the national debt any faster than it currently is. He went on to say maybe this is necessary because the government action shut down these businesses and he finds that false; many businesses were not forced to shut down, an example would be liquor stores; others adapted quickly to changing conditions for example Inter-coastal Brewing company began a delivery service; some businesses had the foresight to purchase business interrupt insurance that included pandemics; and if the County handed out money to businesses that did not, then that is penalizing the businesses that took precautions for these types of occurrences. He stated Chair Lober has pointed out the unprecedented expenditures that have already been distributed and are set to continue; an example would be the \$660 billion paycheck protection program which was recently extended because there is more than \$130 billion still available; recall the \$1,200 that has been handed out to every American who earns below a certain threshold plus \$500 for children; anything else the Board should just let the market determine; an economist from one of his classes talked about creative destruction

and how certain times change the markets; JC Penny's and Sears have seen decreases in market shares as Amazon has increased, lest he does not think it is the Board's responsibility to continue to float these types of businesses; therefore, he would like to offer a fourth option one that was surprisingly not offered by this small business group, that the County hold the money, it does not pick winners and losers in this, and that the County returns the money to the Federal government so that people's children, grandchildren, great-grandchildren will not be required to pay off the debt that this generation left them with.

Commissioner Pritchett commented she hates following that; she stated Commissioner Tobia is right as far as when there was the banking mess, it greatly affected the value of the dollar and milk went from like \$2.00 a gallon to \$5.00; the problem is they have already sent this money out there and it is \$109 million to this community; if the Board sends it back, it is going to be like a dot in the ocean as far as affecting the value of a dollar overall for the nation; however, Commissioner Tobia is right, theoretically if this was not going on everywhere, she would be with him because all of this money that has been dumped into the economy, people are going to pay for this later. She went on to say it is going to affect people's income later, in how much money they make; if someone makes about \$50,000 per year, in a year it is going to have about the same value as \$30,000 per year; there is just no way this is not going to happen; it is already there so as far as that, the County has the money now and her objective, if the Board does this and whatever the Board comes up with, is to maybe get the money out there as quick as possible; and the reason is because it is going to stimulate the economy. She explained if the County gets \$109 million out there in the economy it is going to help get things stimulated; she looked at all the options with the information that came in and she took the amount of money, and she thinks it will help about 3,000 businesses if the Board goes with the \$10,000 maximum; but as far as the Paycheck Protection Program (PPP), it was set up with a lot of criteria with paying the rent and the utilities; she would be comfortable if the Board looks at this; she does not mind a business with up to 50 full-time, if they have no other funds that get reimbursed; otherwise, they would have to give this money back so the County can give it out to another business. She reiterated she thinks it should not exceed the \$10,000 but the business would have to prove these expenses as far as rent, utilities, interest on mortgages but not the mortgage payment, if they were able to keep their employees, and of course this all has to fit in with the Coronavirus criteria and to have lost 25 percent of their income; she stated she is probably good with it to not exceed \$10,000; however, if they only had \$6,000 in expenses then she does not want to give them the \$10,000, it really has to cover these expenses and she would really have to have staff come up with that criteria to make sure it is going to as many businesses as it can to get them stimulated. She went on to say even with the PPP, it is fascinating, but it has brought more money into the economy and she thinks that is helping right now; when these monies run out the County could be in some trouble here in the next couple of months; but if businesses can stay up and running so the employees keep working, she thinks that is a really good thing; and that is where she is at with this, but she is open to whatever the Board wants to do. She added she thinks all of the suggestions are pretty good.

Chair Lober stated first off, he will echo a little of what Commissioner Pritchett stated; he agrees in the sense that if it was just Brevard County burying the burden in the future, he would agree 100 percent with Commissioner Tobia; to look at asking the Board not to use the money that was allocated for Brevard County, it would be like a married couple without kids making \$195,000 per year and not cashing the \$2,400 stimulus check; he files married without any kids and he and his wife make a decent income, but they did not return their \$2,400 check that came; to say that maybe they should have to benefit future generations, that is great but it is maybe a miniscule fraction of a percentage to go for that, if any; and he does not know of any County or states that returned CARES Act funding or plan on returning it. He added it is admirable and he understands where Commissioner Tobia is coming from, but he does not

think Brevard County with the 602,000 residents is going to make a bit of difference at a national level; he does not even know if it would be a penny per person if given out; and the bottom line, he thinks the Board has to do something and that this is a very extenuating set of circumstances. He noted he is not generally thrilled with the entitlement program, but he does not really view this as an entitlement program because he does not think there is any entitlement to it; he thinks the question is how to stretch that money to make the most impact; with respect to freeing up more money, he thinks there are other opportunities; he is not saying he is set in stone about this, but giving money to the three major hospital groups knowing that they are not at risk whatsoever of going belly-up, he does not know that the Board needs to give them what they are asking for, even if it is technically reimbursable and technically complies, it is not going to hurt the residents to withhold that money from them; it would free up an eight digit number; the Board could potentially free up \$10 million to \$15 million if it largely cut the hospitals out or limit them to something more reasonable; and he reiterated he is not set in stone with doing that, but there are other ways to stretch this money. He continued by saying he does have a couple concerns with respect to the proposal as it is listed; the third bullet item on the second of the four pages that makes up the cover sheet, it talks about a business has to have been in operation at the end of February 2020 and currently be in business, he does not know if a business started February 29, 2020, that it is necessarily the best business to invest the money in; he does not know how many businesses that started February 27, 28, or 29 would really exist, and if they did, how many would apply for this; he has concerns essentially saying anyone that was in existence at that point in time is eligible for up to potentially \$10,000, depending on the number of employees; and he does not know if there is a perfect date, but he thinks going further back than February 29, would be appropriate. He stated another thing, and it does not have to be addressed right now, but it is a concern moving forward, is cutting out the non-profits; if they are employing people and or providing a valuable community services that, especially if it would otherwise be assumed by the government, he does not know if he would otherwise want to cut them out; if someone is getting a check from a non-profit he does not know if that is any worse than getting it from a business; therefore, he does not feel warm and fuzzy cutting them out. He went on to say if the Board passes this as is with respect to excluding them, he might be able to live with that as long as he knows the Board can revisit it, however, he would prefer to having them included in it; and that is where he is at.

Commissioner Pritchett stated she agrees with that; she thinks rolling the non-profits into these grants and then whoever the Board picks to administrate it, they can consider that; since Chair Lober brought up the hospitals, she agrees with the one whose ownership is out of town, but the other two hospitals are local and they are losing a lot of money; she does not mind those staying in the mix; she knows Chair Lober always looks things over real well; but Health First is real big and they have lost a lot of funds, and they do not have a choice but to stay open. She added they also have a lot of employees; Parrish is not a private hospital, they are actually owned by the County; she knows Health First will have some struggles too, but she would like to keep it open for both of those being in the mix; the public hospital, if they cannot pull through it, they would actually tax the citizens because it is owned by the County; and she asked the rest of the Board to consider that while moving forward because her heart is going out to them with all the extra costs they both had to incur to do that.

Chair Lober stated he will just put this out for full disclosure, he loves Parrish, Health First obviously has a huge presence in District 2, therefore, there is bias on his part in their favor; in dealing with Parrish in the context of this pandemic, he had no reason to deal with them prior to this, they have been nothing but honorable and decent; he is not saying he wants to cut them out, he is just saying that if the Board needs to stretch the money and it cannot make enough good use, it is just a discussion point is all he is saying; if he was asked to cut them out today he would not do that; however, it is something he is mulling over as a possibility.

Commissioner Pritchett stated maybe the Board should have kept them in the medical reimbursements as they come in; and she commented they are both great hospitals and she appreciates them a lot.

Chair Lober stated he would never take away any credit from the good they have done, especially with Parrish up in Commissioner Pritchett's District; and he reiterated they have been nothing but honorable in his dealings with them.

Commissioner Isnardi stated she had a feeling the hospital issue may come up; she has had many discussions over the last few days with the County Attorney, Eden Bentley, about this; she would ask if the Board is okay with it, that any vote or movement forward on hospitals, reimbursement or otherwise, wait because she has to submit a request to Commission on Ethics; she called them today because she is an employee of Health First and although one could easily say she would not get a financial gain, whether or not their expenses are reimbursable, once the Board ties in that business relationship with them receiving funds from the County, that changes things because the business she works for is directly benefiting from the County; there are a couple different statutes that this falls under but she does not want to abstain, and the Commission on Ethics attorney told her specifically not to do this without an opinion; if the Board votes on anything today that has to do with the hospitals, she does not know what the Board would do because she cannot abstain or she could be in violation and she cannot vote because she could be in violation; there is time, so rather than trying to get an Attorney General Opinion (AGO), a Commission on Ethics opinion is just as solid and squared away, they can investigate it for clarity because again there is a lot of moving parts to this; although it would obviously not change her status there as she has been an employee with Health First since 2008 and she works for the medical group which is tied to the corporation; and she noted she just wants to make sure everything is clean.

Chair Lober stated he does not plan on putting her in that spot.

Commissioner Isnardi explained she just wants to make sure the Board is okay with it and she will have Attorney Bentley do that request.

Chair Lober advised that is a thumbs up.

Eden Bentley, County Attorney, noted she will be happy to write a question for the Commission on Ethics.

Commissioner Pritchett inquired if the Board is trying to solidify how to run the grant amounts right now.

Mr. Abbate advised that staff is looking for direction on the Small Business Economic Relief Program; they are looking at it from the amount of the grant, but the second issue that came up is should it be expanded to also include non-profits, which this Program as it was sent to the Board did not do that; and obviously, staff can modify it to do that, if that is the Board's will.

Commissioner Pritchett stated she would be in favor of that.

Chair Lober commented that is his preference as well.

Commissioner Smith stated he would just like to weigh in because Commissioner Tobia has already expressed the views he had initially; he spent a lot of time looking at these and he finds himself and he really feels that his fellow Commissioners are in an extremely difficult position because no matter how much the Board stresses and tries to make this work, there is no way

to make these grants equitable because there are so many different variables for each and every one of these companies; the amount being talked about, \$10,000, to one company might be a lot but 10,000 to another company is hardly worth them filling out the paperwork; he does not know how the Board is going to do this but he is certainly open to all thoughts and ideas; and he agrees with keeping the hospitals in the mix as well as the non-profits.

Commissioner Tobia stated he anticipated not winning this one; he has some suggestions as the Board moves forward; he thinks Commissioner Smith just touched on one of them; he threw in the average salary of \$32,000 and split the difference between zero and 50 employees, and he does not run a small business, but he looked it up and salaries account for, about 75 percent, so that would put a business with 25 at about \$1.2 million; should they get the full \$10,000, it would account for less than one percent of the money that was required to run those businesses; and that is just splitting everything right down the middle. He continued by saying as the Board goes forward, and to be clear, under no condition will he be voting for this, but he thinks it can be done in a more responsible way than effectively just throwing it out of a helicopter, which sounds like is currently the plan; he would like to know if there would be a claw back provision should a business not succeed after being bailed out; he asked would applicants be required to waive liability protection to provide personal security in the event their business declares bankruptcy or otherwise does not meet their obligations, can this money be shelled out, in other words can they use the money to fund employees and the money they would otherwise use to fund employees could they throw a massive party, what does the County tell the businesses that have already folded, what does the County tell the businesses that do not know about this Program and have already expended funds to adapt to the changing requirements, will there be special provisions for minority-owned businesses, will companies whose primary operations are outside of Brevard County but have a small presence in the County, be eligible for these funds, as this has been required on County contracts, would these businesses have to comply with e-verify or will the Board hand this over to those who survive off of illegal labor, and will these funds be distributed throughout the County Commission Districts proportionately or will it be first come, first serve basis; these are only a few of the questions that need to be addressed before the Board spends \$30 million; and he would certainly like an answer because he believes the constituents deserve it.

Commissioner Pritchett stated when the government started doing this back in March, she was amazed because it was so easy to get the Paycheck Protection Program (PPP) funds, she believes it was a simple application and the money was just placed in their accounts; then there was a small business loan that could be applied for and even if someone did not get the loan they would receive \$10,000 in their account; she started thinking what the reason was for doing this because it was not like a regular bank loan, people did not have to show collateral and all that stuff; and what she realized, especially with the stimulus checks, the government is trying to get the money into the local economies to stimulate the economy with all the massive amounts of reduction and not being able to do trade and business. She went on to say she does not think the Board can look at this as this is actually grants, she thinks actually the Federal government is giving it to the County to get it out to the local community because they are trying to stimulate the economy; to look at the way they did it, there is no way the Board is going to be able to get all that criteria done and still get the money into the local economy; therefore, what the Board has to do is just do the best it can to get this into as many small businesses hands, and it is not going to be perfect. She continued by saying there may be people who do not spend it the best, but it is still going to get the money into the local economy and that is the way she is looking at it; this is more or less stimulus funds that the County was given for people who were affected by COVID-19 or a 25 percent reduction in income and that is going to have to be the criteria the County sets up; when the Board does this, she agrees there should be claw-backs if they are reimbursed by other entities they will have to pay it back

so there is not double monies going to the same areas; she thinks figuring out the grants is the easy part, but giving it over to the people who have to figure out who the grants go to, that is where the Board is going to have to really get people involved who really know what they are doing with businesses; and when the Chair is ready, she would like to make a motion on this part to go ahead and do a one-time grant, not to exceed \$10,000, for businesses that have up to 50 full-time employees. She mentioned when people got the Small Business Grant it was not going to pay all of the bills, but it is just a little help to get money into the economy and to the businesses; if they do not spend \$10,000 on their utilities and whatever, then the County does not give them the \$10,000; it is enough to help them get through and it will not cover everything, but it will help; and it is just another tool that the County is using because all those other funds have gone out and the County has these funds that the Board is helping to get them out. She mentioned that has been the Board's primary purpose with these funds that it was given from the Federal government.

Chair Lober stated he is going to ask Commissioner Pritchett to consider amending that motion; a few ideas, and it is not a take it or leave it by any means, but he thinks with respect to non-profits, to include them is a good thing; he asked if the Board could hash out a little more of it; he would like to see non-profits; he does not know if there is a big problem with having an e-verify requirement but it makes sense to him; and he likes Commissioner Tobia's suggestion. He noted if there is some major issue that staff is aware of he would be happy to strike that, but it would be nice; the other thing, and it is not a make it or break it for him, but the bullet that says the business had to be in operation at the end of February, 2020, he would like to back that up at least a month or two; it just seems that someone could incorporate or register; and January 1, 2020 is fine. He went on to say the other thing with the claw-back is fine, if they get the money from another entity; he is fine going with the one-time grant not to exceed \$10,000; the Board has to figure out a dollar amount though; and he is really reticent to spend absolutely everything that is available because it has to last the County through the end of the year.

Commissioner Pritchett inquired how much is in there.

Chair Lober advised there is \$39 point something million; and he asked Mr. Abbate what the number is.

Mr. Abbate stated \$34 million.

Commissioner Pritchett stated she is fine if Chair Lober wants to pick a number amount, the Board can get started.

Chair Lober asked, how about seven and a half.

Commissioner Pritchett inquired if he meant \$7.5 million.

Chair Lober confirmed and he stated he thinks that gives them enough to get rolling; and he inquired if that is reasonable.

Mr. Abbate added in light of some of the dialogue the Board started to have, he will be talking about some other aspects of this and the administration in determining who is going to be qualifying, what will get someone qualified for that \$10,000 eligibility, some of it is in the eligibility criteria, and he will be talking about that next; what he wanted to mention was in the report, which the Board may have read but those in the audience may not have had an opportunity to look at that; the Board talked about the administration to a certain degree, and what he wanted to reflect upon was the options that are available and how staff is planning to

proceed; and he would like to explain that to the Board, therefore, if the Board wants them to do it differently he can provide some other options. He explained when staff gets this application, it will be online and people can apply online, and they will try to keep it as simple as it can, but within the eligibility criteria so they can prove what they need to prove; they have already been told by the Treasury that the County will be audited and they will need to keep these records for five years because they will be coming back to see everyone who the County gave money to, if they really qualified and should they have qualified under the criteria that the Board has established; what staff plans to do is to keep it open after advertising it through various sources for a certain period of time, a week or two, that they would open it up on the application online and let everyone apply that is going to apply during a certain period, perhaps one or two weeks; staff would then close the application process and start going through each application to determine whether or not the business has provided the documentation to support it; and an example would be, asking how much someone's lease was for, the period they were closed, how much inventory someone lost, or the amount of salaries that had to be paid while a business was closed. He continued by saying once they provide that documentation that will help staff determine what amount up to the \$10,000, that they could possibly qualify for; staff would do that for all of the applications; staff would then know from zero to \$10,000 how much each application is eligible for; staff would then look at the amount the Board has allocated, if it says \$7.5 million, then staff would determine, based on the number of applications that are eligible and how much each one is eligible for, how to distribute that \$7.5 million; and they would do it on a proportionate basis of the number of applications that are eligible and the amounts they are eligible for against that \$7.5 million. He further stated then they would distribute the funding that way; that is how staff plans to move forward on that; it has been done in other areas; staff has done it in Housing and Human Services; he has spoken with Mr. Golden about it; and they have used that same methodology. He stated if the Board did not want to do it that way there are other options; there could be the first come, first serve, but staff was told it is not a good approach because people would just complete an application to get it in the system and not provide the documentation that is necessary and that would significantly prolong the process; a third option is a lottery where basically businesses apply and, by lottery, businesses would receive it; staff did not think that would be a good approach because there is always going to be a challenge of whether it was fair, so they did not see that as the best approach; however, if the Board thought that was the best approach, staff could do that. He mentioned he just wanted to share with the Board how staff plans to proceed on a prorated basis depending on the total number of applications received, how much they are eligible for, the amount the Board determines should be funded, and divide that by the number of recipients that are qualified against those eligible funds.

Chair Lober stated he shares Mr. Abbate's concern with two of the three options; he thinks the application period seems to be the most equitable and seems to make the most sense; and Mr. Abbate mentioned a week or two weeks, therefore, he thinks the Board should split the difference and call it 10 days.

Mr. Abbate noted it is whatever the Board decides.

Chair Lober stated the question for the Board with respect to that, if the money the Board allocates, whether it is \$7.5 million or some other figure, is not sufficient, does it want it to be dealt with proportionately with what would be awarded, or does it want Mr. Abbate to come back so the Board can readdress it as a Commission, which to him seems interesting, so the Board is not really short-changing certain businesses if there are still funds available; he does not mind readdressing it to see if more than \$7.5 million is appropriate; but if it ends up opening it and being able to fully fund everything with the criteria with \$3 million or \$6 million there is no harm; he would just like to get Mr. Abbate an initial authorization up to a certain amount so if he

is able to fund everything to just go ahead and do it; and if not, then he could come back to the Board and let it know to fully fund everything that qualifies, that he would need another X amount of dollars.

Mr. Abbate stated staff would be happy to do that if that is what the Board would like to see.

Chair Lober inquired what Commissioner Pritchett's thoughts were on this.

Commissioner Pritchett stated she likes that; she asked what if the Board does 1,000 businesses and move \$10 million into it.

Chair Lober stated he is fine with that.

Commissioner Pritchett stated she thinks the next conversation the Board needs to have is how staff will do the administration; if it is done with County staff, it states in the Agenda Report that they would have to hire people or get an outside contractor; she has an idea and it was talked about last meeting, because she knows the Chambers are asking for some of the funds too; she inquired why not let them go through the applications and do the administrative portion and then turn them over to County staff; staff could then make sure it fits all of the criteria; and that way instead of the Chambers just receiving a grant, they would be working for it. She reiterated that is just a thought instead of hiring an outside contractor or hire more staff, the Board could just hire the Chambers to do that portion.

Chair Lober commented if they are willing to do it.

Commissioner Tobia stated if the Chamber agrees that none of their members would be eligible for these grants then he would support that, but when the Chamber that represents many of these groups, and he imagines has a fiduciary relationship with these groups, allowing them to pick and choose seems patently unfair to the businesses that did not have the resources in the first place to join the Chamber or for a number of reasons decided not to participate with the Chamber; the Chamber is not transparent, it is opaque; he certainly would hope that they would open their books and that the Board could see how and for what reasons they made decisions; if it was done in-house the Board would not have that potential conflict; and he noted the Board does not have a list of their members, employee's salaries, and the conflict of interest. He went on to say there is no reason to believe that the Chamber has any level of competency to administer these kinds of programs; he asked how many CPAs do they have, how many attorneys do they have, and how many people with business degrees or advanced degrees do they have to administer any of these things; he stated this could potentially lead, not only to a waste of taxpayer funds but also liability issues; he asked the Board to recall that it is on the hook, if any of these decisions are made in an improper way; and he noted he does not know what would happen if claims of discrimination arise whether that would be something the County would be responsible for or if that would be something the Chamber would be responsible for. He inquired how will the Chamber deal with traditional groups that do not meet the parameters and fall into their business model, the internet only businesses, for example; the Chamber is on top of that highly political organization; the Chamber has a wing called Business Voice in which direct expenditures for Chambers give to Business Voice, it is not even filtered; the Chamber of Titusville, for example, writes a check to Business Voice; and he noted he has a list of more than \$25,000 that they have spent on candidates; in essence, the Board is handing money over to an organization that turns around and hands money to candidates in a political environment; and he thinks there are more questions than solutions on this. He went on to say he certainly, before the Board would do this, thinks it would be interesting to find out the hourly rate they would charge as he has no

problem with contracting out to a third party for \$40 per hour, if the Chambers from what he has read is double that; helping the Chamber out seems like a good idea, but it seems like it could be potentially a waste of dollars, as well as bring up many issues and probably some that he has not even brought up; and recalls the Chamber was at the last meeting where they were directly asking the Board for resources. He stated he wishes them well, but he does not want to spend his grandchildren's money on helping an organization out that is just going to spend the dollars that the Board gives them on political campaigns; he thinks it brings up too many issues, and ones that he does not want to get into from a liability perspective, as well as a perception perspective; and he noted he cannot support that in any way, shape, form, fashion, or function as he feels it is completely improper.

Commissioner Pritchett stated there are some things the Board would have to be careful with, moving forward; it could not be just Chamber businesses; she thinks, if this were to work out, she would have to get with the County Attorney and figure out how that criteria would work so that it was completely serving the community; she agrees with Commissioner Tobia that everyone gets political at certain times, she does not know about other Chambers, but her Chamber is definitely involved in helping her community; and she is real thankful to Marcia Gadcke and all the Chamber does to help businesses survive and open, but she agrees there could be that aspect. She noted she thinks she still likes the idea; she does not know how all the things would work out, she has not talked with any of them so she has no idea, she just thought it was a good idea; Lynda Weatherman, Economic Development Commission of Florida's Space Coast, threw the idea out to her and she thought it was pretty good because the County would be paying an outside entity anyway; as far as capability, that would have to be figured out as well; and they are all pretty smart. She advised Commissioner Tobia that she hears what he said and that he did make some good points; she stated if the County were to do this legally it would have to work it out with the County Attorney; and she noted it would just be administrative and that the Chambers would not be handing the money out, they would just be doing some leg work with processing applications.

Mr. Abbate advised if his understanding is right, they would just be involved in reviewing applications and the accompanying documentation to determine if the businesses met the eligibility criteria; and then it would come back to the County and it would be processed through County Finance.

Commissioner Pritchett stated okay.

Chair Lober stated for full disclosure, he has never been a fan of Business Voice; he thinks they endorsed his opponent in the primary election and then endorsed his opponent in the general election, no love loss there; if their involvement is restricted to processing applications, rather than making determinations on those, but just to simply say the items meet the criteria or do not for some reason, that would concern him a lot less; and the other thing, if it helps internally on the County umbrella side, he has two full-time employees and if freeing-up one of those employees for half of her work day, 20 hours per week, would somehow help in processing whatever would need to be processed on the County's end, she is rather smart and has at least a couple Master's Degrees, he would be happy to sacrifice from his own office to address questions of propriety and make sure that everything is on the up and up and appears as such.

Commissioner Smith stated he is listening, taking notes, and it appears there is a lot of wise counsel being offered by the Board; one of the things that came to mind, the County has literally been given this money by the Federal government and he thinks Commissioner Pritchett hit it right on the head, the idea is not to make any of these companies whole, but to get money out into the community and to the businesses as quickly as possible to stimulate the

economy; he would like to equate it with a ship that is taking on water and being in danger of sinking; it is critical to start the pumps as soon as possible to keep that ship afloat; therefore, it is really critical that the County gets that money out there. He went on to say if the Board keeps saying this and that, because the County is already flirting with the fourth quarter in another six weeks; the damage was done in the second quarter; he would encourage the Board if it is going to do this then to get started; and as far as the Chambers are concerned, if they are in an administrative role, he thinks they are ideally suited because that is what they do. He added they know businesses and it would enable them to become a little more sovereign because it would be helping them pay their employees and they may even employ more employees to put more money into the community; the more employees who make money and doing something for it, earning the money, that money goes to the good of a lot of people; and it would certainly be lessening the amount of work that needs to be done from the standpoint of who to give the money to.

Commissioner Tobia stated he seems to recall a number in the neighborhood of \$60 to \$75 an hour that they were looking for, and whether it is there or not, it is a little absurd; he looked up the average hourly rate in Florida and it looks like it is just over \$18; while he understands that there other costs, healthcare costs and various taxes that go along that way, he would ask the Board to cap that at no more than what a first year teacher would make; if the Board is going to help out the Chamber he does not think it should be gifting them \$75 per hour or whatever it would cost; and it sounds like there is not a sentiment of what the Board would normally do such as a Request for Proposal (RFP) on this, but in lieu of an RFP, he thinks the Board should set a reasonable hourly rate.

Chair Lober asked Commissioner Tobia what he thinks is reasonable.

Commissioner Tobia responded in a Google search the annual salary in Florida is \$36,000 and teacher pay is upper \$40's; under Governor DeSantis, it is upper \$47,500 and dividing that by a 2,000 annual, anywhere in that range is somewhat reasonable; and he does not think the \$75 that has been floated out there is even close to reasonable. He added the Board does not even know the qualifications of any of those people, whether or not the Board is dealing with attorneys; either way, he thinks the Board should set a reasonable rate; and he is open to suggestions, this was just a fall-back.

Chair Lober stated he thinks it is an interesting idea; if they had a high school student who is working off-hours, he thinks \$60 or \$70 per hour is maybe a bit obscene; he is struggling to figure out what amount is appropriate; and he does not know that he has the expertise to say what a particular amount is. He asked Mr. Abbate if he has an idea in terms of what might be good.

Mr. Abbate commented what the committee did and the amount that staff provided was an outside number of \$400,000 for the total administration of a program; at that point, they were assuming it would be close to the full amount that was available; staff did not know how many applications, but the committee had assumed somewhere in the area of 4,800 out of 13,000 small businesses that were under 50 or more; at this point, it is going to include non-profits and he cannot provide a number of potential non-profits that may be applying; however, what staff would do is, if the Board provided a not-to-exceed number that is something less than the \$400,000 or that amount and a dollar per hour that would be somewhere between \$25 and, he believes staff was looking at it for the professional cost, which could be of professional services of that nature, going to a third party consultant, they thought it would be in the area of \$50 to \$75 per hour that the consultants firm would be charging and that is why he thinks the Task Force looked at that potential amount and how it came up with it. He noted staff could

definitely live within the parameters and come in with a contract that it would put in place with the Chamber that would accomplish all the administration that is being talked about, and the Chambers would have the choice to participate in it for the two amounts, not to exceed whatever the total amount the Board put in for administration, and not to exceed an hourly rate; and staff would ask them to identify the hours that spend on the administration of this program, that way the Board would have the accountability that it is looking for.

Commissioner Isnardi stated her question was going to be, when he came up with this hourly rate, if staff is assuming only one individual would be working on this.

Mr. Abbate stated he is assuming more than one person in each of the Chambers would be working on it.

Commissioner Isnardi noted she does not want an unqualified person managing it.

Mr. Abbate stated that would be up to the Chambers at that point to determine who it is.

Commissioner Isnardi advised what she is saying is if they go for the minimum wage or something close to it, where staff is looking to save money, that may not be an area to save, considering the intensity of this program; staff would want to make sure they are following the guidelines; she does not want the task force to get a bunch of applications that are ineligible, incomplete, or that do not meet the criteria; and that is her concern.

Commissioner Pritchett commented there is a chance the Chamber might not even want to do this, she does not know; she just saw them in the list of four things; Lynda Weatherman said she would do it if someone put a gun to her head, so she is thinking she does not want to do it; she does not know as far as what costs or whatever, she does not even know if the Chamber would even consider it; and she knows they were just thrown in there, so there is a possibility that is something they would not want to take on anyway. She went on to ask if the Board should allow Mr. Abbate some time to talk to them to see if they want to do that, or see what the options are and the cost.

Chair Lober interjected if Commissioner Pritchett wanted to change her motion to essentially say staff shall endeavor to involve the Chambers, if cost-feasible; he thinks that resolves the issue; he does not know, he is just throwing numbers out that, quite frankly, he would rather staff verify and determine appropriate because they may be too high, too low, or right on the money; staff may want to have a differentiator based on whether or not someone has a post-graduate degree, whether it is a Masters or a Doctorate because if there is a high school kid doing something on the side versus someone who has six degrees and 15 Doctorates on top of that, he just does not know that staff would want to have just one particular number that fits all; and if there is a need to have one in particular individual that has some professional degree, it should not be that they are receiving \$12 per hour. He mentioned he would rather the Board leave those determinations to staff because he trusts Mr. Abbate to either know or do his due diligence to figure out what is appropriate if he is comfortable with that.

Mr. Abbate advised staff would be happy to do that and he thinks they can accomplish that; the only thing he would ask is for the Board to provide a cap as to administrative dollars; and then they will work with the Chambers to do something that will work in light of how this program is approved by the Board.

Commissioner Pritchett stated if he had to tell her how much it would cost to hire staff, that would be a number that would help, or how much an outside contractor would cost; and other

than that she has no idea in determining the dollars.

Mr. Abbate stated the number provided by staff, the outside number was \$400,000; and that would be all-inclusive of everything that would be involved in the Small Business Economic Relief Program.

Commissioner Pritchett advised she thinks Mr. Abbate would have to negotiate that knowing that if staff has to do the outside contractor with the \$400,000, then the Board would have to allow him to do that or it will clog up; she knows he is hearing the Board as far as determining those dollar amounts; and she inquired if that is good with the Commission.

Commissioner Isnardi stated obviously she wants to make sure that the Board is being fiscally responsible for this money, but the Board can talk about every little detail of this program, as long as staff is making good decisions, fiscally smart decisions, she wants to get this program going; she does not want staff to have to keep bringing things back; she does not want people to have to wait any longer, the idea is to get this money out there; and she reiterated she wants to be responsible, but at the same time this is going to go in circles. She went on to say the Board and staff does not even know if the Chambers wants to do it; she does not want to put them on the spot by calling them up, but obviously, if they give her a nod and let her know they want to come up to the podium, she would be more than happy to let them tell the Board what their thoughts are. She added they may not even want to run this, she does not know because she has not had those conversations; she knows it was talked about; if the Board has to, it could hire a temporary employee at the County to take care of it; it would be giving someone else a job; and they would be paid fairly.

Mr. Abbate stated that is what he hears the Board telling him, to try to work it out with the Chambers and if staff cannot get an agreement then to implement the Program using the economic development staff to provide the oversight; and to do it internally.

Commissioner Isnardi noted she just wants to get started, she does not want to delay it any longer.

Mr. Abbate advised he thinks he hears the Board loud and clear on this.

Chair Lober noted as he mentioned before, he is happy to free up one of his two full-time equivalent employees for half the time; he cannot give her up 40 hours per week; however, if having Regina on board would help staff out, he will make it work somehow in his office; and that would save the County a little bit.

Commissioner Pritchett stated she will start the motion and Chair Lober and can jump in if she leaves anything out; she went on to say the County would do a one-time grant not to exceed \$10,000 for small businesses that have up to 50 or less full-time equivalent employees, this would include not-for-profits and the eligibility criteria that is in the Board's package, would be in there as far as having to meet all the Coronavirus criteria and that the Manager would go forward trying to figure out administration as far as the options provided by the Board not to exceed \$400,000 with an outside contractor.

Chair Lober noted adding e-verify if possible.

Commissioner Pritchett responded affirmatively.

Chair Lober noted the business must have been in operation since January 1, 2020.

Commissioner Pritchett confirmed that as well.

Chair Lober mentioned he thinks Commissioner Pritchett may have mentioned the \$10 million total.

Commissioner Pritchett stated yes, 1,000 businesses and \$10 million total.

Mr. Abbate commented there was also talk about a 10-day application.

Chair Lober reiterated a 10-day application period, and a claw back if the business is receiving other reimbursement from another government agency.

Commissioner Pritchett responded affirmatively.

Mr. Abbate stated it is either that or staff would also include in the claw back, if the Treasury came back and determined that a business was not eligible when they review it, there would be a claw back to cover any audit that came from the Treasury.

Chair Lober stated County staff shall endeavor to involve the Chambers, if costs feasible.

Commissioner Pritchett also agreed with that and she stated this is the best motion she has done so far.

Commissioner Tobia stated there would be a couple things that would make a business ineligible that he had concerns with; he understands why it was put in there, but they wanted to exclude internet businesses; internet businesses employee people; they probably are not members of the Chambers and they do not pay dues; however, he thinks excluding them is patently unfair, though expected. He went on to say second of all, and he hates to say this, but exclusion for businesses with legal actions against the County, he thinks it should be a right to sue the County; he does not support that action, however, he thinks precluding them, he does not know if there would be any legal issues with that, but he thinks it is unfair; and he noted he is not an attorney, and asked Chair Lober, as a licensed attorney, what his thought is on making that an exclusion. He noted his suggestion would be to pull it.

Chair Lober commented he is going to do something he does not normally do and bite his lip because he has some very profound thoughts but he does not feel it would be wise to share them and he asked Attorney Bentley to respond.

Attorney Bentley advised, this was provided partly by the Task Force and they spent a lot of time looking at all these issues; things like Code Enforcement Liens and the e-verify can be included in that kind of criteria; however, it is not required.

Commissioner Tobia stated he has no problem with the fines but legal action, if Morgan and Morgan decided to sue the County for a sidewalk for the 27 time this month, he certainly would not want them to be precluded from receiving these dollars because they have legal action pending; therefore, it was not the fine aspect of things, things that have been adjudicated, it was the legal action.

Mr. Abbate inquired if it would be okay to leave the Code Enforcement liens in then, and inquired if that is what is being said.

Chair Lober noted he does not know if there is a consensus from the Board; and quite frankly, his opinion without getting into the logic, unless someone wants him to, is he would prefer to exclude them if they have sued the County whether or not it was meritorious, especially if it was not meritorious.

Commissioner Tobia commented he is not voting for this either way, he was just curious, he was more stuck on the internet-only thing and thought that would be patently unfair.

Chair Lober stated he is just trying to recall the exact verbiage that Commissioner Tobia was concerned with; he noted he does not think it said, if he remembers correctly, internet businesses, it was internet-only which means they did not have any physical store front or anything of that sort; and he asked if that was Commissioner Tobia's recollection as well.

Commissioner Tobia stated internet businesses still have a nexus where they store goods, where they transport goods; they may not have a store front but they certainly employ hundreds, thousands, or tens of thousands of people nationwide; and Amazon would be a pretty good example of a business.

Commissioner Pritchett mentioned Commissioner Tobia has a good point.

Chair Lober noted it is an interesting point and he will go with whatever the Commission decides as a majority, he is not going to block it either way.

Commissioner Pritchett said she is good with internet businesses because they still have to fit the other criteria of having to show that there is utility payments, staff payments, and the 25 percent or more loss.

Commissioner Isnardi advised her question was answered, it was the Code Enforcement issue; she has an issue if someone owes ten or thousands of dollars to the County, and they are receiving a grant from the County; and as long as that is out of it, she is okay.

Chair Lober noted he is also worried about folks who have sued the County frivolously, and multiple times; there are some out there and he does not want to finance their lawsuit against the County; and that is the simplest and nicest way to put it.

Commissioner Pritchett stated she is going to modify the motion to not exclude internet businesses if they are able to meet the criteria.

Chair Lober advised he will second that motion.

Mr. Abbate stated so they will strike from ineligible, under that section, non-profit entities and businesses that are operating solely as an internet business and strike that from being ineligible, so it will be eligible, both non-profits and internet businesses.

Chair Lober advised that is correct; that is the motion; he seconded that motion; and he asked if there was any other discussion.

Mr. Abbate went on to say at this point, he believes the area he was going to cover was already covered by the Board since it has included non-profits in the program, so unless this is a separate program, he thinks the Board can move on without doing that.

Chair Lober advised he thinks the Board is good unless someone else wants to hear about it.

The Board approved allocating a one-time grant, not to exceed \$10,000 for small businesses that have 50 or less full-time equivalent employees as of January 1, 2020, with CARES Act funding; approved the Eligibility Criteria consisting of:

- Business must be physically located in Brevard County
- Home-based businesses
- Business must have been in operation as of January 1, 2020 and currently in business
- Business agrees to follow current COVID-19 Centers for Disease Control (CDC) guidelines
- Business must demonstrate that they have been negatively impacted by COVID-19 and must show that it continued to pay for certain expenses during the period of economic downturn or shutdown (March-June 2020) with unreimbursed expenses which may include, but are not limited to: COVID-19 related expenses such as sanitation, Personal Protective Equipment (PPE), signage, outdoor seating, insurance, etcetera, not covered by other resources from local, State, or Federal programs, salaries and payroll, inventories, commercial lease, mortgage, rent payment, or any other expense or loss of revenue that the business can demonstrate was incurred as a result of COVID-19 economic shutdown or downturn (March-June 2020)
- Expenses must not have been reimbursed or reimbursement is not expected through Paycheck Protection Program, economic Injury Disaster Loan, Small Business Administration Debt Relief or other similar Federal and State programs
- The business has current and valid County business license in Brevard County
- The business meets all regulatory requirements of Brevard County
- The business is not operating in violation of any State, Federal or local laws
- Nonprofit entities and businesses that are operating solely as an internet business;

authorized Frank Abbate, County Manager, to determine administration of CARES Act Economic Support Programs as far as the options given by the Board, not to exceed \$400,000, if necessary, with an outside contractor, business' employees must be E-verified, including up to 1,000 businesses for up to \$10 million, a 10-day application period, and including a claw-back if the business receives reimbursement from another government agency or if the U.S. Department of the Treasury determines the business ineligible; and authorized Mr. Abbate to involve the Chambers of Commerce if determined cost-feasible.

Result: APPROVED

Mover: Rita Pritchett

Second: Bryan Lober

Ayes: Pritchett, Lober, Smith, and Isnardi

Nay: Tobia

J.1. Approval Re: Contract for Sale and Purchase and Amendment 1 to Contract for Sale and Purchase from Property Owner Steven J. Padgett for the Basin 1006 Drainage Improvement Project - District 2.

Chair Lober stated he has spoken with staff and he is comfortable with this; and if someone has concerns he is happy to have staff do an introduction; he noted staff may want to do a minimal introduction to have it on the record; he does not see any public comment cards on this; and he asked the County Attorney, Eden Bentley, if there needs to be an introduction.

Attorney Bentley advised the number and the name of the Item.

Chair Lober went on to say Item J.1., is for approval regarding contract for sale and purchase an amendment one to contract for sale and purchase from property owner Steven J. Padgett for the Basin 1006 Drainage Improvement Project in District two.

The Board executed and approved the Contract for Sale and Purchase and Amendment 1 to Contract for Sale and Purchase from property owner Steven J. Padgett for the Basin 1006 Drainage Improvement Project.

Result: APPROVED

Mover: Kristine Isnardi

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

J.2. Legislative intent and permission to advertise an ordinance which would repeal a section prohibiting alcoholic beverages in parks and institute regulations regarding glass containers on beaches

Commissioner Tobia stated this is just legislative intent and permission to advertise; it is dealing with the permission to consume alcohol; the question comes up a lot and it is kind of interesting, is alcohol allowed on County beaches; the answer to that question is maybe; the reason why it is maybe is because it is how someone gets that alcohol to the beach because if someone parks in a County Park they cannot have alcohol in that County park, it is okay once it is at the beach but not in the County park; and in other words someone could parachute with alcohol to the beach and that person would be fine but they cannot get out of their vehicle with said alcohol. He continued by saying there are other ways to do that like go get a permit to have alcohol and it is a permit for space on a County Park, but people are not going to go through that permitting process; it is not going to take away from that permit, it is just a box someone checks, so there should be no loss of resources because of it; this will just seek to clear up, and he will go over the specifics of it later if needed, the interesting conundrum of how someone is to get their alcohol legally, to the beach; and this would solve it. He added right now on County beaches glass is allowed, which is probably not the best idea and this, while it would allow alcohol on the beach, it would say it could not be consumed in a glass container; he mentioned he wants to add that there are some wonderful breweries in Brevard County, Intercoastal in District 4, Bugnutt in District 2, Charlie and Jakes in District 4, Dirty Oar in District 2, Hells and Blazes in District 3, Playalinda in District 1, Florida Beer Company in District 2, Cocoa Beach Brewing Company in District 2, and Beach Fly in District 4; and he noted these are some great small businesses in Brevard County that he frequents on quite a few occasions.

Chair Lober asked Commissioner if he frequents all of them.

Commissioner Tobia noted not all on the same day, but maybe in the same weekend; he advised it would clear up that conundrum; and he would like to ask permission to advertise.

Chair Lober commented he has to ask Commissioner Tobia a question; he thinks this is a good idea overall, but he really wants to use Commissioner Tobia as a guinea pig; if it is advertised as applying for the entire County, he does not think there is anything prohibiting the Board from turning around and saying it will only be allowed in certain Districts; and he asked the County Attorney, Eden Bentley, if there is anything she is aware of.

Eden Bentley, County Attorney, noted she does not think so, the Board could walk it back if that

is what Chair Lober is asking.

Chair Lober advised he does not mind advertising it, but when it comes back he would like to keep District 2 out, if the rest of the Districts want to do it, God Bless them; he would like to see how it works for a few months, six months to a year max; and then if everything is good and he is not hearing from law enforcement and County staff that there are problems, he would be happy to put it in place in District 2 as well.

Commissioner Tobia stated in fact, the Board could, in the period of the next two weeks, add that in there; there are a number of parks in District 3 so he believes the bulk of them would be in his District; but certainly he would be in favor of that.

Chair Lober stated he would support it as is because it is just the ad.

Attorney Bentley pointed out, when Chair Lober asked about County-wide, the ordinances can apply in all the municipalities, so when she answered his question she was addressing that; the Board does not want it to apply in the municipalities, only in the County Districts; and she asked if that is correct.

Chair Lober commented that was his understanding.

Attorney Bentley inquired if the Board wants to exclude District 2.

Chair Lober noted at this point; however, with the advertisement the Board can write it all-inclusive and the Board can just walk it back when it comes back if that is easier; and he mentioned he does not care either way.

Attorney Bentley stated that does not matter, she just needs to know the Board's intent.

Chair Lober mentioned he prefers to leave District 2 out of it if everyone is okay with that for the time being; and frankly, in six months to a year after this is put in place he will probably have an Agenda Item come up doing exactly this, to make it uniform.

Commissioner Tobia stated interestingly enough the municipalities are almost the exact opposite; it is okay in the parks, it is just not okay on the beach; he has no problem if cities decide to go in a different direction; he was looking more for the County parks or County facilities; however, if Chair Lober does not think that works for District 2 then by all means, he would support that exclusion.

Chair Lober stated he appreciates that.

Commissioner Pritchett stated that she likes that people are able to take their drinks over to the beach; she also likes that Commissioner Tobia put something in about the glass because that always concerns her; and she asked if alcohol is allowed in all the parks.

Commissioner Tobia stated not without a permit, people have to get a permit and the permit is for gathering and then there is box that is to be checked that alcohol will be consumed.

Commissioner Pritchett inquired if there is a reason they would not allow alcohol, from what Commissioner Tobia has researched.

Commissioner Tobia stated he tends to be pro-alcohol.

Commissioner Pritchett commented she was just wondering if it is like at kid's baseball games or something if maybe they have it in a little sleeve or something.

Commissioner Tobia noted he does not want kid baseball players drinking alcohol.

Commissioner Pritchett noted she knows that, but this would be in the children's park too, so she does not know.

Commissioner Tobia stated this is mainly for the beach cross-overs.

Commissioner Pritchett stated so maybe if it were done in the parks in close proximity of the beaches.

Chair Lober stated maybe the Board should just let the advertisement go.

Commissioner Pritchett commented she likes the idea.

Commissioner Tobia stated anything would be an improvement so if the Board had to roll it back that way he would certainly be supportive because he is not in a bargaining position right now.

Chair Lober asked Commissioner Tobia if his motion is to approve it for all Districts except for District 2, for purposes of advertisement and then the Board will address what it needs to.

Commissioner Tobia added, and the exclusion of the cities as well.

Chair Lober agreed that it is for unincorporated Brevard less District 2 at this point, for purposes of advertisement.

Commissioner Tobia responded affirmatively.

Chair Lober seconded the motion.

Commissioner Isnardi stated she would just caution, is he including District 2 now, as she thought he said he would claw that back afterwards, only reason being is that he may hear from his constituents that this may be something that they desire or Chair Lober may have some thoughts; and she noted she is just saying she would hate for him to exclude it if it is something he may want later.

Chair Lober stated he is pretty confident there is very little that will change his mind in the immediate future; he really just wants to make sure that this goes as well as he thinks, and hopes it goes; and if that is the case, the Board will just have to re-advertise it anyway because enough time will have elapsed.

Commissioner Isnardi stated she just wanted Chair Lober to be sure.

Chair Lober stated he appreciates that.

The Board granted legislative intent and permission to advertise an ordinance repealing Section 78-109 of the Brevard County Code of Ordinances prohibiting alcoholic beverages and instituting regulations regarding glass containers on beaches, excluding District 2 and municipalities.

Result: APPROVED

Mover: John Tobia

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

J.3. Permission to submit the application and Accept the 2020 county-wide Edward Byrne Memorial Justice Assistance Grant

Chair Lober stated this is an application to submit the 2020 Countywide Edward Byrne Memorial Justice Assistance Grant; and he inquired with the County Attorney, Eden Bentley, if that is okay without any additional introductions.

Attorney Bentley advised that is fine.

The Board granted permission to submit and accept the 2020 Countywide Edward Byrne Memorial Justice Assistance Grant application; designated the Brevard County Sheriff Office as the point-of-contact; and authorized the Chair to execute the necessary documents and budget adjustments.

Result: ADOPTED

Mover: Kristine Isnardi

Seconders: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

J.4. Permission to submit the application and Accept the 2020 Coronavirus Emergency Supplement Funding Program Grant.

Chair Lober stated this is permission to submit the application and accept the 2020 Coronavirus Emergency Supplement Funding Program Grant; and he inquired if there is any discussion with respect to that.

The Board granted permission to submit the application and accept the 2020 Coronavirus Emergency Supplement Funding Program Grant; designated the Brevard County Sheriff Office as the point-of-contact; and authorized the Chair to execute the necessary documents and budget adjustments.

Result: APPROVED

Mover: Rita Pritchett

Seconders: Kristine Isnardi

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

K. PUBLIC COMMENTS

Sofia Mazo stated she really does not have anything to say besides the fact she thought this was going to be at 5:00 p.m. and so did everyone she was there to speak on behalf of, then last minute it was pushed up to 2:00; what they were there to talk about was not talked about and the Board is not listening to them; they came to the podium and asked the Board to help them, not businesses, and that is all the Board has been talking about; she is tired, everyone is tired; and she suggested the Board do better because she does not want to keep coming to the Board and saying the same thing.

Mike Bramson stated there was a Consent Item that went through with no conversation so he

wanted to thank the Board for that; he also wanted to continue to show a little support for the community of Brevard County, and the citizens and visitors for what they have done for the first responders, the firefighters, the front line workers, the Sheriff's Office, and the police departments within its boundaries; he is in attendance to give a little insight about what is going on; he mentioned there is a level of exhaustion in the entire nation; the Board should be cautious about what it goes forward with the First Responders; they are used, people need them, they are required, and there is a lot of things on the docket coming up in the next couple of months with a lot of changes in Brevard County that he expects will happen; and it is an election year, and everyone knows how that goes. He went on to say as they consider moving forward, all the union is asking is if there is an opportunity for conversation, that if the County needs some sort of point of interest, they are asking if there would be an opportunity for the Board to reach out to the union to speak with them to make sure they are not forgetting the people who are actually doing the jobs in the field who are exposed to these events; they still have everything else going on and it was a very, very intense Fourth of July weekend; it is the busiest holiday for the fire fighters and Mother Nature gave them a bunch of lightning strikes as well; and he just wanted to bring that up and thank the Board for its support on everything moving forward. He added it was an interesting contract to put together and to have it approved; and he thanked the Board for the allegiance and the opportunity to speak on behalf of the fire fighters to make sure they got that put together.

Chair Lober stated he just wants to throw out there publicly, he knows he has had conversations with the County Manager to a greater extent than with the Budget Office Director, but he really wants to see something substantial done, not in this budget they are working on now but the subsequent budget, with respect to Brevard County Fire Rescue (BCFR); he is not suggesting the County needs to exceed the Charter cap but if that comes to pass and that is the proposal, in order to get them where they need to be and where is appropriate, then he would potentially support exceeding it, with respect to BCFR; and the same is true with Fire Assessment, he would expect to see something and he would like to see something in the coming budget with respect to that. He added he would have pushed for this immediate budget being dealt with now, but he thinks the Coronavirus has put everyone in a position where it is so uncertain and rough with respect to revenues being taken in, that he feels now is not necessarily the time; he feels bad saying that because he was hoping to push for it sooner rather than later; however, he thinks delaying it a year is about all he can stomach. He continued by saying they are in a better spot than they were last year; from his perspective, public safety, and that is not just law enforcement it is fire fighters, EMT's, fire medics, SWAT medics, and the whole bit, they are tremendously important to him; when someone's house is on fire or there is an electrical issue and someone is electrocuted and they need to respond, or a stroke, he does not want sub par service; the County has a core obligation to the citizens to have appropriate public safety, including fire response and EMTs; he thinks more needs to be done as a County to make sure it is prioritizing those folks that are putting themselves on the line for as little as they are getting; and he is not saying Brevard needs to be number one in the vicinity, but it needs to be more competitive than it is right now. He noted he does not think the County is there by any means, this County owes its fire fighters and its constituents a little more; and he is confident there will be a proposal come up, whether or not it exceeds the Charter cap, that substantially improves their standing in the coming year.

Mr. Bramson thanked Chair Lober.

L.1. Frank Abbate, County Manager

Frank Abbate, County Manager, stated he hoped everyone had the opportunity to read a letter that he received yesterday from Solid Waste Director, Euripides Rodriguez, that was received from Waste Management relating to collection services; there are some issues that are

on-going related to COVID-19 and service delivery; a request was made related to recycling services; he invited Waste Management to be in attendance today so they could share where they are with the Board relative to the service; and the request that they are making, from their perspective, what they shared is they are trying to be proactive in assuring that they can provide the optimal level of service in light of the conditions they are facing. He noted they are there to present to the Board, should the Board want to hear them.

Dina Ryder Hicks, Public Affairs Manager with Waste Management, stated just to provide some background, as everyone knows there has been a recent spike here in cases of COVID-19; it is significantly impacting the workforce here in Florida; there are currently 69 drivers out in Florida due to COVID-19, either sick or in quarantine, with Brevard County being no exception; in January and February of this year their local Brevard facilities in Melbourne and Cocoa, they were in the process of hiring new drivers to fill several vacancies when, of course, in mid-March COVID-19 struck; and it has impacted and delayed the hiring process for new drivers significantly. She continued by saying in recent weeks they have been diligently trying to hire additional drivers for the open positions but there is a shortage of candidates here for the Brevard positions due in part to COVID-19; the good news is they have extended offers to two candidates and they have two additional drivers who have just started the On the Job Training (OJT) Program; however, their training Program takes 90 days until they can place a driver on the route alone, and they do that to make sure the driver is qualified, ready, and are able to be safe on the route. She went on to say with these drivers it is likely it will be September before they are able to be up and running and fully functional on the routes; they have brought in additional drivers from other facilities across the country to assist; these are very highly experienced drivers but these routes are running much more slowly because obviously these drivers are not as familiar with the routes as the daily drivers would be; in the past few days they have been able to institute additional measures that will help routes to complete on the assigned route day, including an early opening time for the Brevard County landfills; and she thanked Euripedes Rodriguez, Solid Waste Management Director, for that. She stated they think that will have a significant impact and will certainly help; they also have the drivers now working the maximum 14-hour Department of Transportation (DOT) daily limit; and they believe that measure will help as well. She mentioned in regards to their letter, they are not looking to institute recycling suspension today or tomorrow, but as Mr. Abbate stated, they are looking to be prepared for a worse case scenario; in the next several weeks there is certainly the possibility that they could see more COVID-19 infections; there could be an additional spike due to activity locally with relation to the July 4 holiday; however, they are hopeful these new measures including the landfill opening times and the 14-hour work days are going to help, but the purpose of the letter is a proactive ask in the event that this pandemic impacts their Brevard workforce significantly in the coming weeks. She added specifically, what they are asking for is the Board's approval in advance, before they are themselves in a significant emergency situation, only as a measure of last resort, if they find themselves in a position of an unexpected absence with this occurring with three or more of their Brevard County drivers; she noted this could be due to COVID-19 quarantine, illness, or any other factors that could lead to a driver being out of the workforce; and if this situation occurs they will absolutely work with staff, they will notify the public, and with the County's permission, they will proceed with the service change for approximately 30 days while they address the absence of three drivers of their workforce. He stated as the County knows, their first priority has to be to collect the garbage and yard waste for the health and safety of the County; this measure will help them do that in the event of a severe workforce impact; they remain committed to recycling and reducing contamination as a company; this is something that comes from the top down and they do not take this ask lightly; she reiterated this is a measure of last resort in the event something significant happens that impacts their workforce; and this is to ensure the health and safety priority of garbage and yard waste collection if they experience a significant impact. She

went on to thank the Board and commented she and her colleagues are there to answer any additional questions the Board may have.

Commissioner Isnardi advised she has questions for both Mr. Abbate and Ms. Hicks; and she stated she knows Mr. Abbate sort of introduced the Item but she asked him to tell those listening, because it was not on the Agenda, the bottom line of what Waste Management is asking for.

Mr. Abbate explained what they are asking for is, as a result of their shortage of drivers, they have a number of routes that they are not able to complete on the day that they are currently assigned to complete them; because of that what they are asking to do in their letter is to ask the Board to permit them to not collect recycling materials and to go through their normal recycling process; but rather use those facilities and those bins and bring it to the local Solid Waste disposal areas and dispose of it at the County's landfill for an interim period.

Commissioner Isnardi asked if that mean the recycling materials would go to the County's landfill.

Mr. Abbate confirmed that.

Commissioner Isnardi noted her next question is for Ms. Hicks; and she asked if this is happening to other companies, in other areas of Waste Management services.

Ms. Hicks replied it is an industry wide impact; it is not just to Waste Management, this is something that they are seeing industry-wide; and as a company they are seeing this nationwide; these are conversations that they are having across the board and throughout the State; she noted there will probably be more conversations coming; and these conversations have already happened in other areas of the country.

Commissioner Isnardi stated her issue with this is obviously she does not want recycled materials at the County's landfill; she thinks the County has been battling this whole trash thing from the get go with this Commission; and there has been talks about possibly placing another landfill on 192; she feels for Waste Management because she thinks they do a great job; however, what she takes issue with are two things, not just the environmental impact but the impacts to residents. She continued by saying now the County is picking up their trash for 30 days and telling them they have spent the time and cared enough about their household waste to recycle but the County is picking up both because of driver shortages, which is no fault of the County, but it is picking up recycling materials and placing them at the County landfill; what this is telling residents is that their recycling efforts do not matter; and she worries that people will be less apt to recycle. She noted that is just, sort of, a secondary affect; she knows it stinks to be a large corporation and to be hit by COVID-19 but everyone has been hit by COVID-19; whether it be the employees that get their hours cut, others who lose their jobs, or the ones who have to work extra hours because they are in a different job; Waste Management has a contract with the County; the expectation is that the Contract is fulfilled as written and these are some of those things that it has to take into consideration, as one of those losses, unfortunately; she noted she will not support this, but it is probably more towards the environmental issue; and she noted it is no reflection on the great company but she will never support placing recycled materials into the County's landfills. She added she thinks that would be foolish and reckless on the Board's part.

Ms. Hicks responded Commissioner Isnardi is absolutely correct and they do agree; one option would be land filling the recycles, the other option that was really outlined in their letter was to

suspend recycling for a very short period of time; that would mean the recycling is not collected; and residents could choose to hold on to their recyclables or whatever they choose to do.

Commissioner Isnardi noted the County's contract clearly has Waste Management picking up the recycling, but that is another issue.

Commissioner Tobia inquired with Eden Bentley, County Attorney, if there are remedies currently in the contract should Waste Management not be able to meet their obligations.

Eden Bentley, County Attorney, advised there is.

Commissioner Tobia stated he will cut off the other stuff because Commissioner Isnardi said it a lot kinder that he would have, however this is an attempt by a large company to circumvent a contract, a competitively bid contract, and come directly to the Board; and if the hat was on the other hand he knows how this would work, he just saw it. He went on to say Waste Management was in a contract and they had the ability to get out of the contract and they did, now the County residents are faced with a 40 percent increase, or will be faced with a 40 percent increase in their rates; again, it was competitively bid but Waste Management had the ability to continue with said contract; they made a business decision, and he has nothing against it, but they made a business decision to go out and competitively bid, and they ended successful; however, now after that huge windfall they are now asking for some kindness on the Board's part and he does not think that cutting services at this time while the County increases the cost to the residents is a fair thing even to ask. He commented he thinks it is disgusting to come and ask the Board for this on what is a multi-million dollar contract; he thinks in the future that Waste Management should abide by the contract that is in place and deal with the Board's very competent legal staff, instead of coming to the Board thinking that it is not going to support the contract that was competitively bid; he noted he appreciates Ms. Hicks time but he just does not feel comfortable talking with his constituents and having to tell them services are going down quite a bit and costs are going up and it is because of three drivers who could not come to work; he suggested Waste Management apply for part of the \$130 billion of PPP money out there and or increase the wages that they pay their drivers, that may ameliorate the situation; but putting it on the backs of the Board's constituents he thinks is the wrong way to go; and he advised he will not be supporting this.

Chair Lober stated he will try to be a little more diplomatic because he feels for Ms. Hicks; with that said, knowing there is a likelihood that they are going to have an issue, he thinks the time to address it, respectfully from her position, would be now; he is not going to support simply relieving one party of its obligations especially given the nature of the negotiations that took place; not to say anything was improper by any means, but he thinks in order to even consider allowing some leeway with respect to it, there would have to be some substantial cost adjustment tied to it where the County would be relieved of some of its financial burden so that he has something to tell his constituents, like this was an extenuating circumstance and Waste Management went ahead and they forgave X amount of the County's obligation to them as a result of it, it really was a need; it would also serve to illustrate it really is something that is difficult or impossible to prevent; however, not seeing any proposal as to any cost adjustment he cannot support it. He went on to say the most he would consider today, and he is not really thrilled with it even at this point, would be to authorize the County Manager to negotiate to determine what conditions are appropriate for approving some sort of a temporary waiver or relief from contractual obligations, but he would really expect there to be some meaningful cost adjustment to reflect that period of time where the County is not receiving the service the it bargained for; everyone certainly, the County government and Waste Management had the

benefit of ample time to negotiate this; they had the ability to run it through anyone they wanted as far as professionals to determine what risks they were assuming by entering into that contract; he is not saying that anyone necessarily saw a global pandemic, which is extenuating to a degree, but it does not rise to the level in his mind to making it impossible to perform on the contract; and he thinks knowing it is something that may come up, now is the time to take whatever steps need be to ensure that service interruption does not take place. He added he feels for Ms. Hicks; he is not going to criticize her for coming and asking, it is her right to ask for whatever she thinks may be appropriate or even arguably appropriate; the most he would do tonight, and he would not be thrilled doing it, is to authorize the County Manager to negotiate with Waste Management to determine what conditions are necessary and what sort of cost adjustment would be appropriate given the degradation of service for whatever period of time is being talked about; that is about as far as he is willing to go; and he does not know if he even has another two votes with respect to doing that much.

Commissioner Smith stated he is listening to everything that is being said; his perspective is perhaps a little different having been in business for 40 years and having a lot of different cycles to go through with recessions and etcetera; he really appreciates the job that Waste Management has done in the County; he thinks they have quality people; and he understands them coming to the Board. He noted the bottom line is, when people choose to be in business, they choose the good with the bad, it is all part of the parcel and they do what they have to do to get things done; if it is a shortage of drivers, then get out there and hire drivers, that is bottom line for him; he knows it may be difficult but that is the bottom line; there has got to be drivers out there; this is the fourth month of COVID-19; and anyone in this business knows or should know just because there is an economic slow down that garbage is not going to slow down, families are just going to generate more because they are home. He added some foresight there would have meant that they were hiring more drivers instead of putting the hiring freeze on or letting drivers go; and he thinks Waste Management is in a difficult position right now but that is part of business.

Chair Lober asked for clarification if staff is looking for direction on this.

Mr. Abbate advised it would have to be the Board that would be taking action under the contract; the County is defined as the Board of County Commissioners under this Agreement; therefore, it would be the Board that has to grant the waiver that they were requesting, or other requests.

Commissioner Tobia stated he will make a motion to continue with contract that was competitively bid and agreed upon by the County with no changes.

Commissioner Pritchett stated if Waste Management cannot do it, then they just cannot do it; she agrees with Chair Lober that if they cannot do it then there has to be some type of reimbursement to the taxpayers until they are able to do it; she does not know what that would be; she thinks that would take Waste Management sitting down with staff because she does not know how those dollars work out; and she thinks that is fair because if they cannot do it then they just cannot do it.

Chair Lober stated if Commissioner Pritchett wants to make a motion he would be happy to second it.

Commissioner Isnardi stated she wants to second Commissioner Tobia's motion.

Chair Lober stated there is a second on Commissioner Tobia's motion. He noted that it is up to

Commissioner Pritchett, however, she wants to do it.

Commissioner Pritchett asked if Chair Lober wanted to do their motion first.

Chair Lober noted he is kind of interested to see what the feeling is as to this other because that is going to determine how he is going to vote on the first one; he noted he will go ahead and call the first motion made by Commissioner Tobia and seconded by Commissioner Isnardi to essentially leave the contract as is and not modify it, although he is happy to entertain Commissioner Pritchett's potential motion afterward.

The Board authorized the County Manager to continue with the current Contract with Waste Management that was competitively bid and agreed upon.

Result: APPROVED

Mover: John Tobia

Seconded: Kristine Isnardi

Ayes: Lober, Tobia, Smith, and Isnardi

Nay: Pritchett

Chair Lober stated Commissioner Pritchett potentially had a second motion to authorize Mr. Abbate to negotiate with Waste Management.

Commissioner Pritchett inquired if the motion that was just taken would negate the motion.

Chair Lober advised it could potentially, but he will second the motion; and he noted the Board just needed to clear that motion.

Commissioner Pritchett stated she wants to make a motion to authorize Mr. Abbate to get with Waste Management to get some kind of reimbursement back to the County for the potential loss of services.

Chair Lober inquired about the motion.

Commissioner Pritchett stated Mr. Abbate and Waste Management would have to figure out the numbers.

Commissioner Tobia stated first of all, these two things are mutually exclusive; the contract contemplates this, and he asked the County Attorney, and there are determinations on this; he also asked staff about that calculation that Commissioner Pritchett discussed and it is extremely complicated; he is sure Mr. Rodriguez can explain just how difficult it would be; and actually the number would not be as high, however, he can imagine the volume of calls that would come from the constituents would be large; the Commissioner would have to tell their constituents that he or she is aware that the recycling was picked up, but they would be receiving a \$0.30 credit; and that is probably not the phone call that any Board Member would want to have with a constituent. He noted he thought the exact same thing until he spoke with Counsel who said this was already contemplated and is in the contract; then he spoke with staff and found out it would be a very small amount; and that is a conversation he does not want to have with his constituents about saving \$0.30. He added he walked down that same path that Commissioner Pritchett is going down and unfortunately, he will be voting against it.

Chair Lober stated he will leave it to Commissioner Pritchett, and he will second it.

Commissioner Isnardi asked if she could speak.

Chair Lober apologized to Commissioner Isnardi, and asked her to continue.

Commissioner Isnardi stated she is not going to support it only because the obligation was the recyclables; the obligation is to keep that stuff out of the County landfill; the obligation is to the contract; therefore anything that deviates from that, whether negotiating a price or not, because a price tag cannot be placed on environmental impacts. She added no one can put a price tag on people's compliance with future recycling; this is the contract, the obligation of a large corporation that bid on it, and this is what she expects for her residents and what was agreed to; and she advised she will not be supporting anything that deviates from the contract. She mentioned not unless this Board does something different in the future that has to benefit the constituents, but in this regard she will not support it.

Chair Lober asked Commissioner Pritchett what she would like to do.

Commissioner Pritchett stated she agrees completely with that; as a matter of fact, she does not like the thought of not doing the recyclables, it is very important to recycle; however if Waste Management does not do this, she inquired if that is a breach of contract, will the contracts void, and will the County have to go back and redo it. She continued by saying then she has the concern that if Waste Management voids the contract, then no one is getting their garbage picked up for months; those are all the things she is weighing right now; she is guessing Ms. Hicks came to the Board sincerely stating they cannot make this happen; as far as she is concerned, she thinks doing this job is very important; and she stated she wonders if the County runs into the risk of breach of contract, then no one is picking up garbage because they just cannot do it; and she just does not know what to do with this.

Chair Lober inquired if the County Attorney wants that one or if she wants him to give it a shot.

Attorney Bentley advised there are liquidated damages provided for in the Contract, there are also Breach Provisions if it reaches that particular level of violation; and that is something the Board is going to have to deal with as it comes along because no one knows what the future is going to bring.

Commissioner Isnardi stated quite honestly they are asking for 30 days of relief with this recycling thing and this billion dollar corporation is probably not likely to go under based on 30 days if this Board tells them no; Waste Management is just going to have to figure it out; they will not go under or ruin their reputation across the State and across the country by reneging on the Contract, it just will not happen; and she just does not think that will happen. She went on to say they are asking for 30 days; if they were going bankrupt and falling apart all over the country she would say yes, but if they are asking for 30 days of relief it is not going to bankrupt their company; she believes they can hold true to their Contract; she does not think they would burn that bridge; therefore she does not believe the County is at risk of trash piling up in the streets. She added she thinks Waste Management will do their job and commit to the terms of the Contract.

Chair Lober asked if Mr. Abbate had anything to say.

Mr. Abbate stated the only thing he has to add is with the Board's motion to continue under the existing Contract as was contemplated, there is liquidated damages clause which speaks to the issue of unsatisfied customers that have a valid complaint and if trash is not picked up on a

scheduled date that would be a valid complaint; therefore, there is specific liquidated damages of how much per every incident that they would be penalized. He went on to say he spoke with Mr. Rodriguez and that would be the path; staff works with Waste Management every month, they keep record of complaints they receive and staff gets their own complaints; staff can ask for the records of what dates that their routes were not completed and how many residents because they already know that amount; Waste Management will have the financial incentive to try to be doing that as quickly as they can; and he noted that would be consistent with the motion the Board has already made. He advised that is how staff will continue to proceed; it is true there are other things in the Contract in terms of them not performing, but the County is really not in the position because they just re-bid the Contract with them; it is a seven-year Contract; there was not another major bidder that the County could go to now; and that puts the County in that difficult position, but with the action the Board has just taken, staff will just continue to implement the current Contract and look at the provisions in that Contract that best addresses this issue.

Commissioner Pritchett stated she thinks the first motion was a good one; Waste Management is going to do their best instead of having to reimburse the County because there would be penalties; it would be to their advantage to get it done; and she wishes she would have voted for the first motion now.

Chair Lober asked if Commissioner Pritchett is withdrawing her motion.

Commissioner Pritchett responded affirmatively.

Commissioner Tobia stated Waste Management had revenue of \$17.5 billion last year; an operating profit that is, before interest and depreciation, \$1.14 billion; that is just for a heads up of the profitability of this company; and he also does not think it will be going under any time soon.

Ms. Hicks stated to Commissioner Isnardi's point they will figure it out; and she thanked the Board for considering their request; and noted they absolutely appreciate the Board's feedback.

L.3. Rita Pritchett, Commissioner District 1, Vice Chair, Re: Board Report

Commissioner Pritchett stated she has just a couple notes as the Board is moving forward and getting ready for the budget; this amount of money that is being given out as Federal funds; the County is not going to have surplus tax funds; if anything, she already knows from the meeting with the County Manager there will be an \$8 million hit in sales tax alone, which means the Lagoon and everything; that means the budget is going to take a hit; and as the Board is moving forward she is not going to want to up anything right now. She went on to say maybe the County can keep the status quo, she does not know; she mentioned the County is not the Federal government that can just go print more funds; the Board has to tax people and then use that money to pay for things; and when everyone is being hit so hard, as far as the economy, she is not willing to make them spend more on taxes as the County tries to get through things. She further stated someone had brought up the amount of money that was given to Housing and Human Services Director, Ian Golden, to spend, but the Board added another \$4 million to that at the last meeting, that makes it \$8.4 million that has been given to people for housing and food; and as far as small businesses, once people get working they do not have to have unemployment or any of those other helps, they are able to take care of themselves, so she never apologize for getting businesses up and running because it is just the better thing to do to work and take care of your family. She went on to say the Board has a tough job ahead of it for this budget season, but she thinks this Board is up for that, but there will not be a lot of funds because she does not think this Board is willing to tax people any more

money because people are already having a hard time.

Chair Lober added that if the Board has to spend some reasonable, being the operative word, amount out of the Reserves for certain departments in order to make things flow without having a tax increase next year, the Board may have to do that; he thinks the Board is going to have to get creative over the next year, potentially two years, to float by and allow things to recover some before the County is back on track; and he apologized to Commissioner Isnardi for neglecting to call on her. He advised her that should he do that in the future to nudge him.

L.5. John Tobia, Commissioner District 3, Re: Board Report

Commissioner Tobia stated he wishes he would have thought about this before, but he received a text and it appears as though some of the Constitutional offices have been laying off people; he would certainly hope that these people would be given the opportunity to review those small business loans, especially if they have the area of expertise that was associated with that; and while the Chamber may be a worthy organization, people who have been working for the County, be it a constitutional officer or not, he thinks they should be given an equal shot if not a better shot. He went on to say his office has been, and this is for the next meeting, he plans to have another request to advertise, but it is a little complicated and before he got it drafted out, he wanted to see what the Board's sentiment was and in what direction it would be interested in going if any; he has briefly spoken with the Sheriff about this and conceptually he seemed to be in agreeance; and it is dealing with sex offenders. He further stated the Code does not include a restriction for sex offenders entering private businesses that cater to children; this has been a quickly growing industry in the past few years as these businesses open up, such as the jump houses, the ones that cater directly to kids, You Jump is an example, but he has picked up a number of them in each Commission District; these Districts are essentially indoor playgrounds and the Code does not capture that; he believe there a couple ways to fix this and the Board will have to balance State Statute along with a myriad of other ordinances that are in place; and he is open to any of the options that staff came up with, working in concert with the County Attorney's Office. He noted option one would be to create an opt in registry of businesses who would self-certify that a primary aspect of their business involves children; that would then keep sex offenders away from those locations; incorporate into the County's definition of Parks, language used in State Statute which would capture this businesses, at least in theory; and the third one, incorporate the State's definition of Parks into the Code, but allow for an opt-out provision for those businesses who do not want to exclude sex offenders. He explained everyone is in, unless they decide to do away with it, it is probably one not used but it was an option; he intended to include these options with a little more detail for legislative intent and permission to advertise at the next meeting; however, before he did that and before he delved into one, he would like to know if this is an area that the Board would like to get involved in and, if so, he asked if any of these options contemplated would work, or if any Board Member has any other options that he or his staff did not see.

Chair Lober stated he would suggest, just something to consider, he really did not expect this to come up, so he is unsure of where he would be in respect to it either way, but Commissioner Tobia may want to look at instead of just sex offenders, but narrowing to a subset like sexual predators because there is a difference in the statutory definition; one of the groups is far more concerning to him than the other; it is kind of an over-arching classification; and he mentioned he might support it with respect to sexual predators, and he is not saying he would not with sex offenders, he just does not know because, frankly, he has not had the time to think about it. He went on to say he would encourage people do a little recon with respect to the difference between the two, so the Board can have a good discussion.

Commissioner Isnardi noted she is definitely interested and there is a difference between the

two; when she was with the City of Palm Bay, they spent some extensive time studying those issues and one of the items, if she thought her board would have supported it at the time, they actually considered signage for people's houses who were sexual predators; it would identify to everyone who lived or drove by that a sexual predator lived there; and there is a very clear difference between the two, it is usually repeat, a certain age, and several other criteria. She stated that tells the worst of the worst in society that would injure minor children like that; it is definitely something she is interested in, not just as a mom, but with personal family members with experiences with sexual abuse; she thinks that would be wonderful; and she encouraged everyone to get those numbers of sexual predator versus sex offender Countywide to see how many people it impacts. She commented she thinks people would be shocked to see how many sex offenders are in this County.

Commissioner Smith stated he wanted to weigh in on the issue; he is kind of surprised by it as Chair Lober was, but it is an important topic; he would also encourage Commissioner Tobia to look at the differences between sex offenders and sexual predators; one example is a young man he knows of that was 18 and his girlfriend was a few weeks short of 16, they were intimate and he was charged with being a sex offender; they later ended up getting engaged, but that title of sex offender is with him probably for a long as lives; and he noted there is a vast difference between a sex offender and a sexual predator.

Commissioner Tobia stated the legislature fixed this while he was up there, the basic Romeo and Juliet Laws would get into the situation Commissioner Smith was speaking about; he wants Brevard County safer for all children, but if he is only going to get the support by narrowing it down, then by all means, he would not be as comfortable doing it, however, the loophole excluding these people from parks is a great idea. He went on to say when kids gather in private areas, he thinks they should have the same protection of the law; if mirroring it in State Statute would make things better, he asked if the Board would like to have an opt-in or and opt-out; and he asked what the Board wants.

Chair Lober stated if it is done in the form of opt-in, and he is not being sarcastic, at least he is not trying to be, he would at least not be regulating businesses that are not opting-in to be regulated; in that sense if they do not want to deal with this, they still have the ability to do that, if it is done with an opt-in; and he noted he thinks that is kind of spooky and he would not personally care for that, but it seems to obviate that potential issue.

Commissioner Tobia stated the issue is the definition of what type of business caters to children, there really is no good State definition that does that; he wishes it was that simple but unfortunately it is not; that is why it is the opt-out or opt-in; and he believes any of these makes the situation better. He continued by saying some of them go further than others; he is in support of any of them; and before he went through the process of putting the Ordinance together, because it is a little more complicated than alcohol because it deals with Federal as well as State law, so he wanted to see what the Board's thoughts were and be in compliance with sunshine.

Commissioner Pritchett inquired the difference between the predator and the offender, does the offender end up having this on their record where he or she is told they would not be allowed in parks.

Chair Lober explained it would depend on what the Board passes, if anything.

Commissioner Pritchett stated right now people who have certain criteria are not allowed anywhere near parks where children are, no schools, or anything; and she asked what is the criteria with this, because she agrees with Commissioner Tobia, if they already know they are

not allowed in parks, schools, or places where there are children, then it totally makes sense if there are businesses that cater to children, that they would not be allowed there either.

Chair Lober stated he would have to bring a specific list.

Commissioner Pritchett noted that would be wonderful.

Chair Lober advised he will do that for the next meeting.

Commissioner Pritchett expressed to Commissioner Tobia that she agrees with him and that was a good thought.

The Board recessed at 4:29 p.m. and reconvened at 5:00 p.m.

H. PUBLIC HEARINGS

H.1. Petition to Vacate, Re: Public Utility & Drainage Easement - 6630 Dallas Avenue - "Port St. John Unit Two" Plat Book 14, Page 48 - Cocoa - Carolyn M. Campbell - District 1

Chair Lober called for public hearing on a petition to vacate public utility and drainage easement located at 6630 Dallas Avenue, Port St. John Unit Two, plat book 14, page 48, in Cocoa requested by Carolyn M. Campbell.

The Board adopted Resolution No. 20-071, vacating a public utility and drainage easement in "Port St. John Unit Two", as petitioned by Carolyn M. Campbell. Said Resolution has been recorded in ORBK 8800, Pages 1163 through 1167.

Result: ADOPTED

Mover: Rita Pritchett

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

H.2. Petition to Vacate, Re: Public Utility & Drainage Easement - XXX Brush Lane - "Laura Lee Estates" Plat Book 24, Page 154 - Cocoa - Terri Mallard Hart - District 2

Chair Lober called for public hearing on a petition to vacate public utility and drainage easement on Brush Lane, Laura Lee Estates, plat book 24, page 154, Cocoa, requested by Terri Mallard Hart.

The Board adopted Resolution No. 20-072, vacating two public utility and drainage easements in "Laura Lee Estates" Subdivision, Cocoa, lying in Section 25, Township 24 South, Range 35 East as petitioned by Terri M. Hart. Said Resolution has been recorded in ORBK 8800, Pages 1158 through 1162.

Result: ADOPTED

Mover: Rita Pritchett

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

H.3. Petition to Vacate, Re: Public Drainage Easement - Official Records Book 3217, Page 2329 - Section 19, Township 26 South, Range 37 East - Melbourne - Vining's

Palm Bay Investment LLC - District 4

Chair Lober called for public hearing on a petition to vacate a public drainage easement listed in the official records book 3217, page 2329, Section 19, Township 26 South, Range 37 East, Melbourne, requested by Vining's Palm Bay Investment LLC.

The Board adopted Resolution No. 20-073, vacating a public drainage easement in Official Records Book 3217, Page 2329, Melbourne, lying in Section 19, Township 26 South, Range 37 East, as petitioned by Vinings Palm Bay Investment, LLC. Said Resolution has been recorded in ORBK 8800, Pages 1168 through 1174.

Result: ADOPTED

Mover: Rita Pritchett

Second: Bryan Lober

Ayes: Pritchett, Lober, Tobia, Smith, and Isnardi

Upon consensus of the Board, the meeting adjourned at 5:01 p.m.

ATTEST:

SCOTT ELLIS, CLERK
CHAIR

BRYAN ANDREW LOBER,
BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA