



Brevard County Board of County Commissioners

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Legislation Text

File #: 1772, **Version:** 1

Subject:

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

Fiscal Impact:

No Fiscal Impact - There is no direct fiscal impact of this Certification of Lands but failure to execute it in a timely manner could mean losing approximately \$11 million in federal funding currently dedicated to the Brevard County North Reach project.

Dept/Office:

Natural Resources Management Department

Requested Action:

It is requested that the Board authorize 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.

Summary Explanation and Background:

On April 20, 2000 the Board of County Commissioners entered into a Project Cooperation Agreement with the US Army Corps of Engineers to serve as the local sponsor for the Brevard County Shore Protection Project. This agreement, as amended, requires that Brevard, as the local sponsor, acquire the real estate interest ("lands") required for the project. Brevard County provided a certification of lands prior to initial construction of the North Reach project in 2000, but in an 18-June 2020 letter (attached), the US Army Corps of Engineers asked that Brevard provide a new Certification of Lands, with Attorney's Certificate of Authority, prior to the Corps' intended September 2020 award of a construction contract to renourish the North Reach. Timely certification is required for the Army Corps to avoid losing \$11 million in federal project funds at the end of the fiscal year.

The County Attorney's Office and Natural Resources staff, have reviewed project easements and other documents to reaffirm the County has authority to use the land required for the 2020-21 renourishment of the North Reach. This is reflected by the signed Attorney's Certificate of Authority (attached). The Certification of Lands, including map, is attached.

Clerk to the Board Instructions:

Chairman & Clerk signatures required on two originals of the Certification of Lands. Contact Mike McGarry at 321-537-1779 for pick-up.