

Brevard County
Save Our Indian River Lagoon Project Plan
Citizen Oversight Committee

January 21, 2022 – 8:30 to 11:30 am
Brevard County Government Center
2725 Judge Fran Jamieson Way, Building C
Viera, Florida 32940
Florida Room and On-line via Zoom Conference

- I. Call to Order
- II. Roll Call
- III. Acceptance of Virtual Votes
- IV. Approval of the Agenda
- V. Approval of Minutes
- VI. Progress and Fiscal Reports
 - a. Monthly Progress Report – Virginia Barker, Director
 - b. Monthly Revenue Graph – Crystal Melton, Fiscal Analyst
 - c. Revenue and Inflation Projection Update - Virginia Barker, Director
- VII. Other Reports and Special Presentations
 - a. Satellite Bloom Mapping Project – Matt Badolato, Environmental Specialist
- VIII. Old Business
- IX. New Business
 - a. Draft Save Our Indian River Lagoon Project Plan 2022 Update – Marcy Frick, Tetra Tech Inc. and Virginia Barker, Director
- X. General Public Comments
- XI. Final Comments by Chair and Committee Members
- XII. Adjournment

**Save Our Indian River Lagoon
Citizen Oversight Committee Meeting Minutes**

November 19, 2021 – 8:30 a.m.
2725 Judge Fran Jamieson Way,
Florida Room and On-Line via Zoom Conference
Viera, FL 32940

Members Present:

| Expertise | Member | Present | Alternate | Present |
|-----------------|----------------------------|---------|-------------------|---------|
| Science | Lorraine Koss | Yes | Charles Venuto | Yes |
| Technology | Vinnie Taranto - Chair | Yes | David Sherrer | Yes |
| Education | Stephany Eley – Vice Chair | Yes | Kimberly Newton | Yes |
| Finance | Courtney Barker | Yes | Todd Swingle | No |
| Tourism | David Lane | No | Laurilee Thompson | Yes |
| Real Estate | Susan Hodgers | No | Dennis Basile | No |
| Lagoon Advocacy | John Windsor | Yes | Terry Casto | Yes |

Staff Present:

Virginia Barker, Brevard County Natural Resources Management Director
Alex Esseeesse, Assistant County Attorney
Brandon Smith, Environmental Specialist
Matt Badolato, Associate Environmental Specialist
Terri Breeden, Associate Environmental Specialist
Courtney Maier, Engineer I
Walker Dawson, Engineer III
Anthony Gubler, Environmental Specialist
Crystal Melton, Department Finance Manager

I. Call to Order

It was noted that some Committee members, including the Vice-Chair, were stuck in traffic on Interstate 95. Since the Chair and the Vice-Chair were not physically present the Committee held a vote to allow a member to act as Chair.

Lorraine Koss moved to select John Windsor to act as Chair until Stephany Eley, Vice Chair, arrived to the meeting; seconded by Laurilee Thompson. Motion was unanimously approved.

Lorraine Koss moved to allow Chair Vinnie Taranto, who was attending online via Zoom, to vote virtually; seconded by Laurilee Thompson. Motion was unanimously approved.

Vinnie Taranto led the meeting from this point on.

II. Roll Call

III. Approval of the Agenda

Lorraine Koss moved to approve the Agenda as written; seconded by John Windsor. The motion was unanimously approved.

IV. Approval of Minutes

John Windsor moved to approve the meeting minutes of October 15, 2021 as written; seconded by Lorraine Koss. Motion was unanimously approved.

V. Progress and Fiscal Reports

a. Monthly Progress Report – Virginia Barker, Director

The Monthly Progress Report was given by Virginia Barker.

Discussion ensued. The Committee's questions were answered by Virginia Barker.

b. Monthly Revenue Graph – Crystal Melton, Finance Manager

Crystal Melton reported on the Monthly Revenue Graph.

Discussion ensued. The Committee's questions were answered by Crystal Melton.

c. Quarterly Financial Statement – Crystal Melton, Finance Manager

Crystal Melton gave an update on the Quarterly Financial Statement.

Discussion ensued. The Committee's questions were answered by Crystal Melton.

d. Quarterly Save Our Indian River Lagoon Project Performance Table Update - Terri Breeden, Associate Environmental Specialist

Terri Breeden and Project Managers gave an update on the Quarterly Progress Report, July 1 – September 30, 2021. The update included: 1) Palm Bay Waste Water Treatment Facility, Titusville Osprey Reclamation Facility, and Ray Bullard Biological Nutrient Removal projects by Terri Breeden; 2) County Septic Removal Projects – Sykes Creek Zone N, South Central Zone C, Sykes Creek Zone T, Micco Sewer Line Connections, Septic Upgrades and Quick Connects projects by Anthony Gubler; 3) City of Melbourne Septic Removal Projects by Dani Straub, City of Melbourne Engineering Project Manager; 4) Municipality Stormwater Project Updates by Terri Breeden; 5) Brevard County Muck Removal Projects by Walker Dawson, and Cocoa Beach Muck Removal Project(s) update by Terri Breeden; 6) Brevard Zoo Oyster Bars Project(s) and Oyster Gardening Project by Terri Breeden and; 7) Project Overview by Terri Breeden.

Discussion ensued. The Committee's questions were answered by Virginia Barker, Terri Breeden, Anthony Gubler and Walker Dawson.

VI. Other Reports and Special Presentations

a. Project Video – Cocoa Beach Convair Cove Low Impact Development

A project video, Cocoa Beach Convair Cove Low Impact Development, was shown.

Discussion ensued. The Committee's questions were answered by Brandon Smith, Environmental Specialist, and Dani Straub, City of Melbourne.

b. Latest Revenue Projection Update – Virginia Barker

Virginia Barker gave an update on the latest revenue projection. The update included: 1) Surplus Revenues Collected in Fiscal Year 2021 based on 11 months of actuals and using inflation rates to estimate for September; 2) Savings from projects completed under budget in Fiscal Year 2021; 3) Contingency Surplus from Projects completed in Fiscal Year 2021; 4) Re-Allocation Options; and, 5) Substitution Options.

Discussion ensued. The Committee's questions were answered by Virginia Barker.

c. Project Funding and Substitution Options – Virginia Barker and Terri Breeden

Virginia Barker and Terri Breeden reported on Project Funding and Substitution Options.

Discussion ensued. The Committee's questions were answered by Virginia Barker and Terri Breeden.

d. 2022 Project Funding Requests – Terri Breeden

Terri Breeden gave an update on the Save Our Indian River Lagoon Project Applications - 2022 Table. Projects were sorted by the following: 1) eligible tax funding dollar per pound of total nitrogen, smallest to largest; 2) total cost, smallest to largest; and 3) total nitrogen reduction, largest to smallest.

There was much discussion about project(s) type(s), cost share, benefits and substitution options. The Committee's questions were answered by Virginia Barker, Terri Breeden and Anthony Gubler.

VII. Old Business

None.

VIII. New Business

a. Project Funding Recommendations for the 2022 Plan Update

A summary of new project ideas and funding requests were discussed for consideration by the Citizen Oversight Committee to be recommended for funding and inclusion in the next annual update of the Save Our Indian River Lagoon Project Plan.

Courtney Barker moved to recommend modification of the Save Our Indian River Lagoon Project Plan to include all the projects on the 2022 Project Funding Requests List with the exception of Project(s) Numbered 222, 209, 220, and 2016-

Save Our Indian River Lagoon Citizen Oversight Committee Meeting
MINUTES – November 19, 2021

31/32. For Projects numbered 153 and 2016-27 the Committee recommended approval of \$1.6 million (\$800,000 each) for design costs; seconded by Stephany Eley.

Discussion ensued. The Committee's questions were answered by Virginia Barker and Terri Breeden.

There were no Public Comments.

Motion was unanimously approved.

Courtney Barker moved to recommend modification of the Save Our Indian River Lagoon Project Plan to include Project(s) numbered 209 and 220 in the 2022 Project Funding Request List; seconded by Lorraine Koss.

There were no Public Comments.

Motion was passed with 5 votes in favor, Courtney Barker, Stephany Eley, Lorraine Koss, Laurilee Thompson, John Windsor; and, 1 abstention, Vinnie Taranto, due to conflict of interest.

Courtney Barker moved to recommend modification of the Save Our Indian River Lagoon Project Plan to include Project(s) numbered 2016-31/32 in the 2022 Project Funding Request List; seconded by Laurilee Thompson.

There were no Public Comments.

Motion was passed with 5 votes in favor, Courtney Barker, Stephany Eley, Vinnie Taranto, Laurilee Thompson, John Winsor; and, 1 abstention, Lorraine Koss, due to conflict of interest.

Stephany Eley moved to recommend modification of the Save Our Indian River Lagoon Project Plan to include Project numbered 222 in the 2022 Project Funding Request List, seconded by Lorraine Koss.

There were no Public Comments.

Motion was passed with 5 votes in favor, Stephany Eley, Lorraine Koss, Vinnie Taranto, Laurilee Thompson, John Windsor; and, 1 abstention, Courtney Barker, due to conflict of interest.

b. 2022 Meeting Calendar

John Windsor moved to accept the 2022 Citizen Oversight Committee Meeting Calendar as presented; Seconded by Lorraine Koss. Motion was unanimously approved.

IX. General Public Comments

Public Comments were heard.

X. Final Comments by Chair and Committee Members

Final Comments were heard.

Save Our Indian River Lagoon Citizen Oversight Committee Meeting
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John Windsor moved to cancel the December 16, 2021 meeting; seconded by Courtney Barker.

There were no Public Comments.

Motion was unanimously approved.

XI. Adjournment

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Lorraine Koss, hereby disclose that on November 19, 20 21 :

(a) A measure came or will come before my agency which (check one or more)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____ ;
- ☐ inured to the special gain or loss of my relative, _____ ;
- ☐ inured to the special gain or loss of City of Cocoa, by _____ , by whom I am retained; or
- ☐ inured to the special gain or loss of _____ , which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

I am a Cocoa City Councilperson. The vote was to support their application for a septic to sewer program.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

3/9/2022

Date Filed


Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

APPOINTED OFFICERS (continued)

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DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Vincent Paul Taranto Jr, hereby disclose that on November 19, 20 21 :

(a) A measure came or will come before my agency which (check one or more)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____ ;
- ☒ inured to the special gain or loss of my relative, Vincent and Maria Taranto ;
- ☐ inured to the special gain or loss of _____ , by
whom I am retained; or
- ☐ inured to the special gain or loss of _____ , which
is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

There was a vote to approve funding a project in the canal of a piece of property my parents own.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

3/3/22

Date Filed

Vincent Taranto Jr

Signature

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APPOINTED OFFICERS (continued)

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- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Courtney Barker, hereby disclose that on November 19, 20 21

(a) A measure came or will come before my agency which (check one or more)

- ☐ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of City of Satellite Beach, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

I am employed by the City of Satellite Beach, and the vote I abstained from granted funding for a lagoon restoration project within the City limits of Satellite Beach and will be constructed and managed by the City of Satellite Beach.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

March 7, 2022

Date Filed


Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.



Save Our Indian River Lagoon Project Plan January 2022 Progress Report

WORK COMPLETED THIS MONTH:

- 2022 Plan Update modified to address Committee comments, changes summarized in slides
- Micco Septic-to-Sewer –Bids opened 1/5/2022. Reviewing low bidder submittals and qualifications
- Sewer design work contracted for 10 projects: North Merritt Island E, Sharpes A, Sharpes B, Cocoa C, South Banana B, Merritt C, Merritt F, Merritt G, Sykes Creek R, & Micco B
- 4 Septic Upgrades reimbursements processed for a total of 53 completed to date
- Septic Upgrade Grant – \$97,000 Reimbursement package submitted to state and approved
- City of Titusville High School Baffle Box project completed
- City of Cocoa Beach Convair Cove Low Impact Development project completed
- Living Shoreline Performance - University of Central Florida summary indicates limited recruitment in north Brevard canals, higher recruitment in south Brevard, and potential wave and burial impacts
- Contracts – Grant Place Baffle Box executed, Ray Bullard Reclaimed Upgrade and Stormwater amended
- Grant-funded Remote Algae Bloom Sensing study – first two weekly reports distributed
- Realtor Septic Inspection Letter and Best Management Practices Flyer finalized for distribution
- Derelict Vessels – 4 removed

WORK UNDERWAY THIS MONTH:

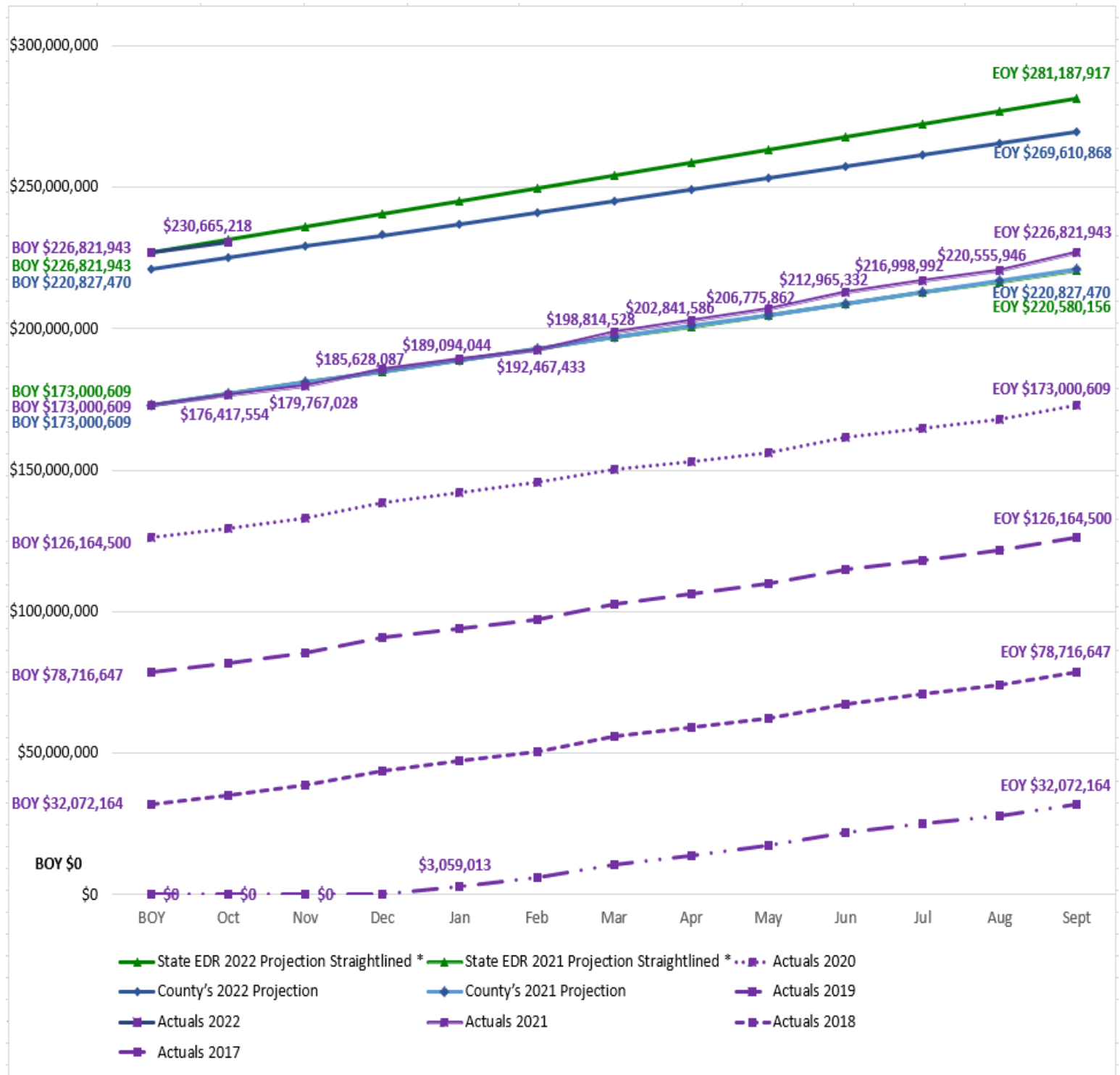
- Grants – Brevard County submitted 2 proposal requests to the National Estuary Program
- Brevard County Smoke Testing – Contractor preparing work plan for smoke testing this spring
- South Central C Septic-to-Sewer – Construction started January 3
- Sykes Creek T Septic-to-Sewer – acquired parcel for lift station and vacuum pump
- Sykes Creek M Septic-to-Sewer – Environmental Site Assessment for vacuum pump land complete
- Sykes Creek N Septic-to-Sewer – 75% design review complete; 100% design underway
- South Beaches P Septic-to-Sewer –90% design underway
- Sunset Road/Serenity Park/Basin 26 and Johns Rd/Basin 62 – Construction underway
- Basin 1280B Flamingo – Surveying 90% complete, hydraulic & hydrologic analyses underway
- Basin 1340B W Arlington – Surveying 90% complete, hydraulic & hydrologic analyses underway
- Basin 958 Pioneer Road – Modeling 50% complete, surveying underway
- Grand Canal Muck Dredging – Dredging is shut-down for the manatee closure period; Contractor continues to haul dredged material from dredged material management area
- Sykes Creek Phase I Muck Dredging – Contract negotiations with dredge contractor underway
- Eau Gallie Northeast Muck Dredging – Awaiting permission to cross the Intercoastal Waterway
- Satellite Beach and Indian Harbor Beach Grand Canal Muck Dredging –Surveys and design underway
- Canaveral South Muck Dredging – Task order for field data collection under review
- Contracts out for signature - Melbourne Tillman Water Control District Vegetation Harvesting and City of Cocoa Lakemont Ponds Floating Wetlands
- Contract Amendments in draft – Melbourne Pennwood Sewer, Cocoa Beach Phase IIB Muck Dredging
- Videos Contracted - Basin 26 Stormwater Treatment, McNabb Shoreline Restoration. Contracting South Central C Sewer, and Derelict Vessel Removal
- Marine Resources Council – Reviewing Grass Clippings Focus Group Report

Save Our Indian River Lagoon Revenues Cumulative Graph

Fiscal Year 16-17 to Current Fiscal Year

* Economic and Demographic Research Data is sourced from Florida's Office of Economic & Demographic Research using their Estimation of Realized and Unrealized Tax Revenues Table

- Projected and Actual Data is from Systems, Applications and Products program
- EDR-Economic and Demographic Research Data, BOY-Beginning of Year, EOY-End of Year
- For Screen Readers use the Save Our Indian River Lagoon Revenues Cumulative Chart Fiscal Year 16-17 to Current Fiscal Year Table
- Updated the State EDR Beginning Of Year to match Actuals End Of Year to the prior Fiscal Years



Save Our Indian River Lagoon - FY 2021 End Of Year

Quarterly Financial Statement

Date Range 01 October 2020 - 18 January 2022

Fund 1260

*Total Assigned YTD-Year to Date, includes all stages of accounting for expenditures, with data derived from Systems, Applications and Products program

| Revenues | Budget | Total Assigned YTD* | % Earned |
|------------------------------------|-----------------------|-----------------------|----------------|
| Taxes | \$ 47,826,861 | \$ 53,821,334 | 112.53% |
| Refund of Prior Year Earnings | | | |
| Other Federal Grants | \$ 2,536,175 | \$ 139,000 | 5.84% |
| Federal Grants Hurricane Irma | \$ 1,357,269 | | 0.00% |
| Other State Grants | \$ 1,662,718 | | 0.00% |
| State Grants Hurricane Irma | \$ 226,212 | | 0.00% |
| Tourism Development Council Grants | \$ 176,234 | \$ 32,716 | 18.56% |
| Cost Sharing | \$ 474,440 | | 0.00% |
| Internal Governmental Revenue | | \$ 2,164 | |
| Interest Earned | \$ 1,016,998 | \$ 2,002,377 | 196.89% |
| Statutory Reduction | \$ (2,763,848) | | 0.00% |
| Balance Forward | \$ 159,406,634 | \$ 159,406,634 | 100.00% |
| Total | \$ 211,919,693 | \$ 215,404,226 | 101.64% |

| Expenditures (Roll-Up) | Budget | Total Assigned YTD* | Actuals |
|--|-----------------------|----------------------|----------------------|
| Compensation & Benefits | \$ 446,810 | \$ 482,987 | \$ 482,987 |
| Operating Expenses | \$ 335,307 | \$ 35,906 | \$ 205,542 |
| Capital Outlay | | | |
| Transfers | | | |
| SOIRL Projects funded under Operating Expenses (Non Cap. County Project & Programs) | \$ 5,028,982 | \$ 715,414 | \$ 735,452 |
| SOIRL Projects funded under Capital Improvement (County Projects over \$35K) | \$ 65,768,540 | \$ 5,333,849 | \$ 3,054,716 |
| SOIRL Projects funded under Aid to Gov't Agencies (Cities & Water Management Districts) | \$ 56,601,557 | \$ 19,853,607 | \$ 8,863,793 |
| SOIRL Projects funded under Aid to Private Organizations (Property Owners & Non-Government Org.) | \$ 38,505,135 | \$ 3,601,007 | \$ 1,343,230 |
| Contingency | \$ 7,100,378 | | |
| Reserves for Cash Forward | | | |
| Reserves (for approved projects scheduled beyond this fiscal year) | \$ 38,132,984 | | |
| Total | \$ 211,919,693 | \$ 30,022,770 | \$ 14,685,720 |



Save Our Indian River Lagoon
Citizen Oversight Committee
January 21, 2022

Agenda Item:

IX. a. New Business

Title:

Draft Save Our Indian River Lagoon Project Plan 2022 Update

Requested Action:

After hearing a presentation on the proposed changes contained within the draft document, motion to recommend the *Save Our Indian River Lagoon Project Plan 2022 Update* to the Brevard County Commission for their consideration and adoption.

Summary Explanation and Background:

Each year, new information and project opportunities are incorporated into the Save Our Indian River Lagoon Project Plan through an annual update. The proposed draft update incorporates new information, projects and modifications. Draft changes to the plan are presented, discussed, and may be modified by the Citizen Oversight Committee. The Committee recommends an annual update of the Save Our Indian River Lagoon Project Plan to the County Commission for adoption.

The Committee's recommendations are presented to the Board of County Commissioners for their inclusion, modification and inclusion, or non-inclusion in the Save Our Indian River Lagoon Project Plan. Per the enabling ordinance for the surtax, the Board shall not act on the Committee's recommendations any sooner than 15 days after posting the draft update on the County's Save Our Indian River Lagoon website.

During plan updates, projects that deliver comparable nutrient removal benefits may be added to the Save Our Indian River Lagoon Project Plan or substituted for funding allocated to other projects in the same sub-lagoon. Unless otherwise agreed to by the County Commission, if a substituted project costs more than the project previously included in the Plan, the requesting partner must provide the balance of costs. During the November 2021 meeting, the Citizen Oversight Committee recommended funding for thirty (30) project requests submitted by the community and, for three (3) existing projects facing feasibility issues, recommended removing funding for two (2) of them and reducing funding for one (1) to \$800,000 which is enough to cover design costs.

The total revenue expectation from the ten-year surtax is increased from \$489 to \$542 million, based on economic growth. The total cost of projects, performance measures and reserves included in the proposed 2022 draft is \$542,223,794, with reserves based on 2.5% inflation for Plan Years 0-3, 6.8% for Year 4 and 5.9% for Years 5-10.