

MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS  
BREVARD COUNTY, FLORIDA

5:30 PM

The Board of County Commissioners of Brevard County, Florida, met in regular session on September 13, 2016 at 5:30 PM in the Government Center Commission Room, Building C, 2725 Judge Fran Jamieson Way, Viera, Florida.

**CALL TO ORDER**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Robin Fisher	Commissioner District 1	Present	
Jim Barfield	Chairman/Commissioner District 2	Present	
Trudie Infantini	Commissioner District 3	Present	
Curt Smith	Vice Chairman/Commissioner District 4	Present	
Andy Anderson	Commissioner District 5	Present	

**INVOCATION**

The invocation was provided by Pastor Kevin Duff, Faith Lutheran Church, Viera.

**PLEDGE OF ALLEGIANCE**

Commissioner Fisher led the assembly in the Pledge of Allegiance.

**ITEM I.A.1., PUBLIC HEARING, RE: ANNOUNCEMENT OF PERCENTAGE CHANGE IN THE FISCAL YEAR 2016-2017 TENTATIVE AGGREGATE MILLAGE OVER THE AGGREGATED ROLLED BACK RATE**

Chairman Barfield called for a public hearing for the announcement of the percentage change in the Fiscal Year 2016-2017 tentative aggregate millage over the aggregate rolled back rate.

Stockton Whitten, County Manager, stated this Item allows for the reading of tentative aggregate operating millage rate to fund the port of the FY 2016-2017 budget that is supported by property taxes; and he asked the Budget Office to read into the record the tentative aggregate millage rate for FY 2016-2017.

Tom Rosenberg, Budget Office Director, announced the aggregate tentative millage rate for the FY 2016-2017 budget is 6.5919; the tentative aggregate rate is 2.81 percent less than the aggregate current FY 2015-2016 millage rate of 6.7823; the aggregate rolled back rate for FY 2016-2017 budget is 6.6109; the aggregate tentative millage for the FY 2016-2017 budget is 6.5919; and the tentative aggregate rate is .29 percent less than the aggregate rolled back rate.

There being no comments, the Board acknowledged the announcement of the FY 2016-2017 aggregate rolled back rate at 6.6109 mills; the aggregate tentative rate is 6.5919; and the percentage change is .29 percent, including voted millages.

**ITEM I.A.2., PUBLIC HEARING, RE: PUBLIC COMMENT: REVISED TENTATIVE COUNTY BUDGET FOR FISCAL YEAR 2016-2017**

Chairman Barfield called for a public hearing to listen to public comment on the revised tentative County budget for FY 2016-2017.

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Stockton Whitten, County Manager, stated this Item allows for the public to comment on the revised tentative County budget for FY 2016-2017; and before the public comment, he would ask the Budget Office to read into the record the revised tentative budget information.

Tom Rosenberg, Budget Office Director, stated the revised tentative County budget for FY 2016-2017 is \$1,055,314,889; and the budget represents a decrease of 7.47 percent, or \$85,506,688 from the FY 2015-2016 current budget of \$1,140,821,577.

Pam LaSalle stated she looked over the Agenda packet and she wondered how she could pick it apart to talk about it; she looked at the Sheriff's Office critical needs and she started to wonder what is going on, and why are many retiring; she looked at the County's critical needs and thought to herself, why she should bother with it; and she does not trust any of the numbers. She went on to state without independent over site, she has no confidence of any activity within the County government to know what is going on.

There being no further comments heard, the Board accepted public comments concerning the proposed budget and tentative millages for the County's 2016-2017 Fiscal Year, including Charter Officers and Dependent Special Districts.

**ITEM I.A.3., PUBLIC HEARING, RE: DISCUSSION AND RESOLUTIONS: FISCAL YEAR 2016-2017 TENTATIVE MILLAGES AND FOR THE FINDING OF CRITICAL NEED OF FISCAL YEAR 2016-2017 TENTATIVE MILLAGES FOR GENERAL FUND, ROAD AND BRIDGE DISTRICT 1 MSTU, AND ROAD AND BRIDGE DISTRICT 5 MSTU**

Chairman Barfield called for a public hearing to adopt the FY 2016-2017 tentative millages.

Stockton Whitten, County Manager, stated it is recommended that the Board of County Commissioners discuss and tentatively adopt the FY 2016-2017 millages, and any changes to the millage rates under this Item will be recomputed and announced under Item I.A.4; in conjunction with this Item the Board is being asked to adopt three resolutions outlining critical needs of the County for the millage rates of General Fund, the Road and Bridge District 1 Municipal Services Taxing Unit (MSTU), and the Road and Bridge District 5 MSTU; and he asked the Space Coast Government Television Director to show the Charter Cap that was put before the voters, because there has been a lot of talk with regards to the County Manager presenting an unlawful budget. He stated as presented to the voters is "Shall the County Charter be amended to limit increases from the previous year in Ad Valorem tax revenues from tax rates imposed by the Board of County Commissioners, to three percent or the increase in cost of living index, whichever is less; providing exceptions for voter approved taxes, and when a supermajority of the Board finds that an emergency or critical need exists; and excluding certain revenue changes from the computation of revenue increases." He went on to say it is at the Board's discretion as to whether or not it will adopt the critical need resolution as presented.

Commissioner Infantini pointed out the reason why there is a critical need and insufficient funds to fund the Sheriff and other departments is because of choices made as a Board; she stated some of those choices include things like building a mall where a previous mall failed, building another Library while Libraries are being used less frequently than they used to be used, and right now Brevard County is the 15th highest taxed County in the State, according to Florida Tax Facts; and she is not sure why the choices keep being made and then having insufficient funds for the things absolutely needed. She went on to say it is her position that there are funds for the things needed and do not have enough money for all of things wanted; as a result of that, the Board is willing to tax more; and she cannot go along with any of the resolutions or the millages because of that.

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Commissioner Smith stated if any of the spent on the mall and the Library that Commissioner Infantini is talking about is coming from Ad Valorem taxes. Mr. Whitten replied the Library has its own voted special property tax and the Board is not being asked to approve that as an exception to the Cap, because there is no Cap on voted millages and that does not exceed it, regardless; and the Library issue is not an issue for this particular budget and the Charter Cap. He continued to say the Tax Increment Funding (TIF) comes from those dollars that are collected through the general wide property taxes and not distributed back to the larger pot, but distributed to specific geographic areas; he stated they are all associated with and come from property taxes; the Library has its 1972 special voted taxing district; this Board has a Policy decision that created the North Brevard Economic Development Zone (NBEDZ); and the NBEDZ is a part of the general Countywide property tax.

Commissioner Infantini stated the point that she was making about the Library is that when constructing a new Library as a Board, prior to Commissioner Smith coming on the Board, had hard, difficult times because it was told about all of the failing Library situations where roofs needed replacing, air conditioners fixed, refurbish all of the Cocoa Library and there was insufficient funding; folks came to meetings wearing 'I love my Library and I vote' and they put up pictures of some of the Commissioners that voted to raise the Library rate; and she reiterated that is because there was insufficient funding to make the improvements necessary to the current Libraries. She added, when taking that extra surplus money to build a new Library, rather than re-investing it back into the infrastructure of the existing Libraries is why the Board put funding into a whole new Library when there are other Libraries close by, and does not have a lot of attendance. She added, she looked at the Library statistics provided and that is why tax rates are being raised, because the Board makes those types of choices; and later on the Library millage rate will have to go up because all of the surplus funds were used to build a new Library, rather than saving it.

Chairman Barfield advised since Commissioner Smith and he have been on the Board, there were donations made to a Library from people who passed away, and it is evident of Libraries being important to communities.

There being no further comments, the Board adopted Resolution No. 16-137a, for the finding of critical need for General Fund; adopted Resolution No. 16-137b, for the finding of critical need for Road and Bridge District 1 MSTU; and adopted Resolution No. 16-137c, for the finding of critical need for Road and Bridge District 5 MSTU.

<b>RESULT:</b>	<b>ADOPTED [4 TO 1]</b>
<b>MOVER:</b>	Andy Anderson, Commissioner District 5
<b>SECONDER:</b>	Robin Fisher, Commissioner District 1
<b>AYES:</b>	Robin Fisher, Jim Barfield, Curt Smith, Andy Anderson
<b>NAYS:</b>	Trudie Infantini

**ITEM I.A.3., PUBLIC HEARING, RE: DISCUSSION AND RESOLUTIONS: FISCAL YEAR 2016-2017 TENTATIVE MILLAGES AND FOR THE FINDING OF CRITICAL NEED OF FISCAL YEAR 2016-2017 TENTATIVE MILLAGES FOR GENERAL FUND, ROAD AND BRIDGE DISTRICT 1 MSTU, AND ROAD AND BRIDGE DISTRICT 5 MSTU (CONTINUED)**

There being no further comments, the Board discussed and tentatively adopted the Fiscal Year 2016-2017 millages.

<b>RESULT:</b>	<b>ADOPTED [4 TO 1]</b>
<b>MOVER:</b>	Robin Fisher, Commissioner District 1
<b>SECONDER:</b>	Andy Anderson, Commissioner District 5
<b>AYES:</b>	Robin Fisher, Jim Barfield, Curt Smith, Andy Anderson
<b>NAYS:</b>	Trudie Infantini

**ITEM I.A.4., PUBLIC HEARING, RE: ANNOUNCEMENT: RECOMPUTED FISCAL YEAR 2016-2017 AGGREGATE TENTATIVE MILLAGE**

Chairman Barfield called for a public hearing for the announcement of the recomputed tentative aggregate millage.

Stockton Whitten, County Manager, stated based upon the approval of the millage rates that were approved on Item I.A.3., he would now ask the Budget Office to read into the record the revised aggregate millage rates.

Tom Rosenberg, Budget Office Director, stated the aggregate rolled for the Fiscal Year 2016-2017 budget is 6.6109; the aggregate tentative millage rate for FY 2016-2017 budget is 6.519; and the tentative aggregate rate is .29 percent less than the aggregate rolled back rate.

The Board acknowledged the announcement of the recomputed Fiscal Year 2016-2017 aggregate rolled back rate.

**ITEM I.B.1., PUBLIC HEARING, RE: ADOPTION OF SOLID WASTE SPECIAL ASSESSMENTS, FEES AND CHARGES, AND RATIFICATION, CONFIRMATION AND CERTIFICATION OF THE SOLID WASTE SPECIAL ASSESSMENT ROLLS**

Chairman Barfield called for a public hearing to consider resolutions adopting the Solid Waste Special Assessments, Fees and Charges, and Ratification, Confirmation and Certification of the Solid Waste Special Assessment Rolls.

Stockton Whitten, County Manager, stated staff is requesting the adoption of the Solid Waste Disposal Special Assessment Rate resolution; and the Solid Waste Collection and Recycling Special Assessment Rate resolution, the Solid Waste Impact Fee resolution, the Schedule of Special Rates and Gate Charges, Special Rates and Charges for Improved Non-Residential Property, and Compensation Rates and other resolutions ratifying, confirming, and certifying the annual disposal, collection, and recycling special assessment rolls.

The Board adopted Resolution Nos. 16-138, 16-139, 16-140, 16-141, 16-142, 16-143, and 16-144, for the Annual Solid Waste Disposal Special Assessment Rate; the Annual Solid Waste Collection and Recycling Special Assessment Rate; the Solid Waste Impact Fee Rate; the Schedule of Special Rates and Gate Charges; the Special Rates and Charges for Improved Non-Residential Property and Compensation Rates to be paid the Collector; and other Resolutions Ratifying, Confirming and Certifying the Annual Disposal, Collection, and Recycling Special Assessment Rolls.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Robin Fisher, Commissioner District 1
<b>SECONDER:</b>	Andy Anderson, Commissioner District 5
<b>AYES:</b>	Fisher, Barfield, Infantini, Smith, Anderson

**ITEM I.B.2., PUBLIC HEARING, RE: ADOPTION OF FINAL FISCAL YEAR 2016-2017 BUDGETS**

Chairman Barfield called for a public hearing to consider adoption of a resolution for the Fiscal Year 2016-2017 final budgets for Solid Waste Management, Stormwater Utilities Department, Fire Rescue Operations, and Melbourne-Tillman Water Control District.

There being no comments heard, the Board adopted Resolution No. 16-145, final operating budget for the Melbourne-Tillman Water Control District, authorizing adoption of the final budget for Fiscal Year 2016-2017; and adopting the final budgets for the districts and programs such as Solid Waste Management, Stormwater Utility, and Fire Rescue Operations Assessments.

<b>RESULT:</b>	<b>ADOPTED [4 TO 1]</b>
<b>MOVER:</b>	Robin Fisher, Commissioner District 1
<b>SECONDER:</b>	Andy Anderson, Commissioner District 5
<b>AYES:</b>	Robin Fisher, Jim Barfield, Curt Smith, Andy Anderson
<b>NAYS:</b>	Trudie Infantini

**ITEM I.C.1, PUBLIC HEARING, RE: TENTATIVE APPROVAL OF A RESOLUTION ADOPTING THE FY 2016-2017 BREVARD COUNTY BUDGET**

Chairman Barfield called for a public hearing to consider tentative approval of a resolution for the Fiscal Year 2016-2017 Brevard County budget.

Stockton Whitten, County Manager, stated based on the action taken on Item I.A.2., he asked the Budget Office to read into the record the revised tentative budget for FY 2016-2017.

Tom Rosenberg, Budget Office Director, stated the revised tentative budget for FY 2016-2017 is \$1,055,314,889; and the revised tentative budget represents a decrease of 7.47 percent, or \$85,506,688 from the current budget of \$1,140,821,577.

There being no comments heard, the Board adopted Resolution No. 16-146, adopting the County's Total Budget for Fiscal Year 2016-2017, as indicated in Agenda Item I.A.2., at a total of \$1,055,314,889, which includes County agencies of \$850,703,375, Charter Officers of \$135,992,447, and Dependent Special Districts of \$68,619,067.

<b>RESULT:</b>	<b>ADOPTED [4 TO 1]</b>
<b>MOVER:</b>	Andy Anderson, Commissioner District 5
<b>SECONDER:</b>	Curt Smith, Vice Chairman/Commissioner District 4
<b>AYES:</b>	Robin Fisher, Jim Barfield, Curt Smith, Andy Anderson
<b>NAYS:</b>	Trudie Infantini

**ITEM IV.A., RESOLUTION, RE: BAREFOOT BAY WATER AND SEWER DISTRICT FISCAL YEAR 2016-2017 BUDGET**

Stockton Whitten, County Manager, stated this is the budget resolution for the Barefoot Bay Water and Sewer District 2016-2017.

The Board adopted Resolution No. 16-001, adopting the Fiscal Year 2016-2017 Budget for Barefoot Bay Water and Sewer District.

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<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Trudie Infantini, Commissioner District 3
<b>SECONDER:</b>	Andy Anderson, Commissioner District 5
<b>AYES:</b>	Fisher, Barfield, Infantini, Smith, Anderson

**ITEM V.E., REPORT, RE: ANDY ANDERSON, DISTRICT 5 COMMISSIONER**

Commissioner Anderson stated he received a letter from the Space Coast Fire Chiefs' Association and he already talked to the Chief Mark Schollmer, Fire Rescue, and Stockton Whitten, County Manager, about First Responder Fees; the City of Titusville and the County had been working through a Mutual Aid Agreement through a pilot program; he does not need a decision made tonight; he is supportive, but he will let Chief Schollmer brief the Board on some of wrinkles needing to be ironed out; and he asked the Board for its direction and for it to be the Agenda at the next budget hearing.

**ITEM V.G., REPORT, RE: JIM BARFIELD, DISTRICT 2, CHAIRMAN**

Chairman Barfield stated he is the Vice Chair of Growth Management Agricultural Environment for policy development; he will be attending the Florida Association of Counties on Thursday in Martin County; if the ballot item is passed to help with getting matching funds; and this morning he participated in a presentation to Business Voice to answer any questions had.

Upon consensus of the Board, the meeting adjourned at 5:54 p.m.

ATTEST:

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JIM BARFIELD, CHAIRMAN  
BOARD OF COUNTY COMMISSIONERS  
BREVARD COUNTY, FLORIDA

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SCOTT ELLIS, CLERK