

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

9:00 AM

The Board of County Commissioners of Brevard County, Florida, met in regular session on January 26, 2016 at 9:00 AM in the Government Center Commission Room, Building C, 2725 Judge Fran Jamieson Way, Viera, Florida.

CALL TO ORDER

Attendee Name	Title	Status	Arrived
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 given by Pastor Allen DeLaVergne, Horizon Point Church, Rockledge.

PLEDGE OF ALLEGIANCE

Commissioner Smith led the assembly in the Pledge of Allegiance.

**ITEM I.A., EMPLOYEE DEVELOPMENT PROGRAM RECOGNITION AND PRESENTATION,
RE: PROFESSIONAL DEVELOPMENT CERTIFICATES**

Stockton Whitten, County Manager, stated that Leslie Jones, Human Resources, is going to come forward and present the Employee Development Program recognition.

Leslie Jones, Human Resources, stated the he and his assistant will be presenting the awards to the Board for consideration. He went on to say that a term that is often used by organizations is "our employees are our most valuable resource"; and today Human Resources would like to thank the Board, the County Manager, and the County Departments for this opportunity to recognize its employees and present their Professional Development Certificates, further signifying their value to Brevard County Government and its citizens. He explained the Employee Development Program assists employees with their interpersonal and communication skills, prepares them for the continuous improvement team building process, and guides them through the organizational philosophies and objectives. He added that he is very happy to report that 29 employees have earned their Certificate of Professional Development by completion of a series of 20 classes organized into three phases, 13 of which have achieved honors.

The Board recognized and presented Professional Development Certificates to Stacy DeLano, Office of Tourism; Charlene Fernandez, Natural Resources/Mosquito Control; Lisa Hall, Solid Waste Management; Grant Hamman, Parks & Recreation/South Area; Dylan Howell, Information Technology; Michele Jones, Emergency Management; Rudy Khan, Utility Services;

January 26, 2016

Serena Ledig, Utility Services; Bradley Manley, Parks & Recreation/EEL Program; Jacquelynn Mantel, Library Services/Merritt Island Library; Lisa McGinnis, Housing & Human Services; Laurence Newstrom, Utility Services; Lizzet Ruiz, Emergency Management; Gordon Scott Bellinger, Utility Services; Eddie Boyd, Parks & Recreation/South Area; Michelle Bruno, Planning & Development/Permitting; Shirley Corliss, Public Works/North Area Road & Bridge; Karen DiNatale, Central Services; Miranda Guppenberger, Solid Waste Management; Veronica Krall, Emergency Management; Sonya Mallard, Parks & Recreation/North Area; Iva Mulla, Housing & Human Services; Steven Mutz, Public Works/North Area Road & Bridge; Beth Palmateer, Library Services/DeGroot Library; Jeff Rapolti, Natural Resources; Caroline Rosado, Library Services/DeGroot Library; David Swanson, Parks & Recreation/South Area; Cherie Ude, Transit Services; Jim Wham, Public Works/North Area Road & Bridge for successfully passing all three phases of the Professional Development Program.

ITEM II.A.1., FINAL PLAT AND CONTRACT APPROVAL, RE: MODERN DURAN SUBDIVISION - THE VIERA COMPANY

The Board granted the final plat approval and authorized the Chairman to sign the final plat for Modern Duran Subdivision, subject to minor engineering changes as applicable, and Board approval does not relieve the developer from obtaining all other necessary jurisdictional permits.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Robin Fisher, Commissioner District 1
SECONDER:	Curt Smith, Vice Chairman/Commissioner District 4
AYES:	Fisher, Barfield, Infantini, Smith, Anderson

ITEM II.A.2., FINAL PLAT/FINAL ENGINEERING APPROVAL, RE: LAKE ANDREW DRIVE SOUTH EXTENSION NO. 1 - THE VIERA COMPANY

The Board granted preliminary plat and final engineering approval for Lake Andrew Drive South Extension No. 1, subject to minor engineering changes as applicable, and Board approval does not relieve the developer from obtaining all other necessary jurisdictional permits.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Robin Fisher, Commissioner District 1
SECONDER:	Curt Smith, Vice Chairman/Commissioner District 4
AYES:	Fisher, Barfield, Infantini, Smith, Anderson

ITEM II.A.3., FINAL PLAT APPROVAL, RE: VIERA APARTMENTS III SUBDIVISION - THE PSV3 LLC

The Board granted final plat approval and authorized the Chairman to sign the final plat for Viera Apartments III Subdivision, subject to minor engineering changes as applicable and compliance with the approved preliminary plat and site plan known as Viera III Apartments, and Board approval does not relieve the developer from obtaining all other necessary jurisdictional permits.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Robin Fisher, Commissioner District 1
SECONDER: Curt Smith, Vice Chairman/Commissioner District 4
AYES: Fisher, Barfield, Infantini, Smith, Anderson

ITEM II.B.1., REQUEST FOR PROPOSALS, RE: CONSULTANT TO PREPARE THE BREVARD COUNTY HOME CONSORTIUM FY 2016-2020 CONSOLIDATED PLAN

The Board approved the issuance of a Request for Proposal to secure a consultant to prepare the 2016-2020 Brevard County HOME Consortium Consolidated Plan; approved the establishment of Selection and Negotiating Committees consisting of Joan Van Sickle, Central Services, or designee, Linda Graham, Housing and Human Services, Lesley Singleton, Housing and Human Services, Ellen Heuser, City of Cocoa, and Denise Carter, City of Melbourne; authorized negotiations by the Negotiation Committee; authorized the County Manager or his designee to execute a contract with the selected consultant upon the approval of Risk Management and the County Attorney's office; and authorized the Chairman to sign necessary contract amendments and modifications.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Robin Fisher, Commissioner District 1
SECONDER: Curt Smith, Vice Chairman/Commissioner District 4
AYES: Fisher, Barfield, Infantini, Smith, Anderson

ITEM II.B.2., INTERLOCAL AGREEMENT WITH THE CITY OF ROCKLEDGE, RE: TRANSIT SHELTERS AND BENCHES

The Board approved and authorized the Chairman to sign an Interlocal Agreement and future amendments or extensions with the City of Rockledge for the purpose of providing Bus/Transit Shelters and Benches within the City limits.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Robin Fisher, Commissioner District 1
SECONDER: Curt Smith, Vice Chairman/Commissioner District 4
AYES: Fisher, Barfield, Infantini, Smith, Anderson

ITEM II.C.1., CHANGES TO BOARD POLICY BCC-58, RE: NAMING OF COUNTY FACILITIES

The Board approved the recommended changes to Board Policy BCC-58, Naming of County Facilities

RESULT: ADOPTED [UNANIMOUS]
MOVER: Robin Fisher, Commissioner District 1
SECONDER: Curt Smith, Vice Chairman/Commissioner District 4
AYES: Fisher, Barfield, Infantini, Smith, Anderson

ITEM II.C.2., CHANGES TO BOARD POLICY BCC-70, RE: MANAGEMENT OF REAL PROPERTY

The Board approved the recommended changes to Board Policy BCC-70, Management of Real Property.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Robin Fisher, Commissioner District 1
SECONDER: Curt Smith, Vice Chairman/Commissioner District 4
AYES: Fisher, Barfield, Infantini, Smith, Anderson

ITEM II.C.3., TERMINATION OF SERVICES FOR CONVENIENCE, RE: GREEN LEAF LANDSCAPING AND IRRIGATION

The Board authorized the termination of the contracts with Green Leaf Landscaping and Irrigation.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Robin Fisher, Commissioner District 1
SECONDER: Curt Smith, Vice Chairman/Commissioner District 4
AYES: Fisher, Barfield, Infantini, Smith, Anderson

ITEM II.D.1.a., APPROVAL, RE: ANNUAL INVESTMENT PERFORMANCE REPORT, YEAR ENDED SEPTEMBER 30, 2015

The Board accepted the Brevard County Annual Investment Performance Report, for the Year-Ended September 30, 2015, as submitted.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Robin Fisher, Commissioner District 1
SECONDER: Curt Smith, Vice Chairman/Commissioner District 4
AYES: Fisher, Barfield, Infantini, Smith, Anderson

ITEM II.D.2., APPOINTMENTS/REAPPOINTMENTS, RE: CITIZEN ADVISORY BOARDS

The Board acknowledged the appointments/reappointments of **Clifton McClelland** to the Charter Review Commission; **Luke Miorelli** to the Contractors' Licensing Board; and **Walter Young** and **John Tice** to the Historical Commission.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Robin Fisher, Commissioner District 1
SECONDER:	Curt Smith, Vice Chairman/Commissioner District 4
AYES:	Fisher, Barfield, Infantini, Smith, Anderson

ITEM II.D.3., APPROVAL, RE: BILLFOLDER

The Board approved the Billfolder, as submitted.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Robin Fisher, Commissioner District 1
SECONDER:	Curt Smith, Vice Chairman/Commissioner District 4
AYES:	Fisher, Barfield, Infantini, Smith, Anderson

ITEM II.D.1., APPROVAL, RE: BUDGET CHANGE REQUESTS

Ian Golden, Housing and Human Services Director, stated that this Item is a Budget Change Request (BCR) that covers several Community Development Block Grant (CDBG) projects; these are projects that the Housing and Human Services Department were attempting to complete last year, but ran into some issues; one project that was put out to bid did not receive any responses, Housing and Human Services tried to piggyback upon a construction management contract that Public Works had, upon starting the projects it turned out a local preference was used, which is not allowed by Federal Grants; and the process was stopped and the projects were put out to bid once more. He went on to say that this BCR was to bring dollars forward that Housing and Human Services anticipated spending last year into the current year; and the funding on one project was reduced because Hosing and Human Services did not think that it would be able to complete the project this year.

Commissioner Infantini stated that her problem is the Woody Simpson Park improvements were originally supposed to be made at a cost of \$325,000 and the architecture and engineering fees were supposed to be \$12,000; it has been bumped up to \$79,000 for the architecture and engineering fees and the construction is now supposed to be close to \$600,000, according to the last email that she received from Mr. Golden. She went on to say that she realizes this was included in the Capital Improvement Plan (CIP) last year, and she thinks that often times there are so many little details in the CIP; she added that she did not catch this and questioned why there was such a huge change; the cost of the project has doubled since it was originally approved and the engineering fees have gone up over five times; and she added that she knows an engineering firm that would love to do this for significantly less. She went on to say that she believes that this needs to go back to the drawing board and look at some of those costs.

January 26, 2016

Mr. Golden noted that he believes last year's CIP had the project at approximately \$528,000; this past November there was an updated cost for stormwater associated costs of approximately \$133,000, which increased the total amount for the project. He went on to say that as for what the BCR was changed to, Housing and Human Services relies on its engineers with a continuing contract and acquired the engineers through a competitive process, and this is the agency that was used to get the estimate to bid out the projects; and he added that this, of course, is an estimate and the bids could come in lower.

Commissioner Infantini stated that she is looking at the CIP from 2009 to 2013, and it shows the estimate was \$12,000 for engineering and architecture fees and \$338,000; she questioned how the cost jumped from \$338,000 to approximately \$500,000, not including the stormwater fees which are an additional cost. She added that she submitted to an engineering firm to review some of the numbers and that firm indicated that some of those numbers were outrageous. She went on to say that this is coming out of CDBG money, which is that crazy pool that the County gets from the Federal Government and can be used to help areas that are impoverished and that need assistance; she inquired that if the County is looking to help areas that need assistance, should the Board be doubling the cost of building something or should it be looking to get the most it can out of each and every dollar; she stated what she is trying to do is to be able to benefit more people, and rather than spending almost double the cost of the building from 2009, building costs and engineering fees have not gone up that much; and she suggested this needed to go back to the drawing board.

Luella King, Chair of the CDBG Advisory Board, stated that to not complete these projects would be a disservice to the community; and \$55,000 in grant money would definitely not have to be paid back for projects that have been started. She added that she hopes the Board will approve the increase for the projects that have been started.

Commissioner Fisher motioned for approval, Commissioner Anderson seconded.

Commissioner Smith questioned if there would be any harm in waiting two weeks, and getting some other opinions as far as the engineering costs are concerned, because that would be his concern also, if the engineering costs are that inflated; and he inquired if there is a reason for that.

Mr. Golden explained that these are estimates that are based on the current engineering firm, they will go out to bid and Housing and Human Services will get something back, and to re-engineer because of the Federal rules and requirements it would be a lot more than two weeks, because there is a competitive process that has to be done to get an architectural engineering firm. He added that there are expenditure deadlines for the CDBG with the Federal funds, and if money is not expended the Federal Government will, or could, recoup those dollars.

Commissioner Smith stated that his concern will be that if the bar is set at a certain level; he asked how many firms this will be put out to bid with and inquired about the bidding process.

Mr. Golden responded that it will be put out through the Purchasing Department as a project to be bid on, and anyone who has access to that portal will be able to bid on the project; he added that engineering firm, based on permitting, code, stormwater, and other items, roll into the estimate; that is how Housing and Human services get an estimate for the bid documents; and that is what is used for a bid drawing of what is expected to be done on the project.

Commissioner Infantini stated that it goes back to her question of whether or not the money is being spent as wisely as possible; she reiterated the differences in cost from 2009. She went on to point out that \$79,546 does not sound like an estimate, it sounds like an exact number;

and when a number is given down to the dollar that is not an estimate, that is precise. She added that if the Board is looking to get the most out of its money and to deliver the most to the people that need it the most, perhaps the Board should be doing more to get the best prices rather than increasing the engineering fees five times; she added that something is wrong with the process, either the original estimate was crazy silly or the current estimate is ludicrous, but one of the two is completely inaccurate. She went on to say that she believes that there is a gentleman in the audience who would like to have his water system fixed and if the Board saved money here on this project maybe that would expedite his water being improved; that is a really critical function as opposed to having a new exercise room at a community center, something that is really important to the community is having safe drinking water; and she added that she would rather save money here to give safe drinking water.

Chairman Barfield questioned the year of the estimate being 2009.

Mr. Golden stated that the estimate that was utilized for this BCR was from 2014; the stormwater costs were from November of 2015. He added that the 2009 estimate would have been a very rough estimate and that is approximately when the project was started, and was approved as a 2008 action plan; and he would guess that \$12,000 for the engineering plan was low.

The Board approved Budget Change Requests.

RESULT:	ADOPTED [3 TO 2]
MOVER:	Robin Fisher, Commissioner District 1
SECONDER:	Andy Anderson, Commissioner District 5
AYES:	Robin Fisher, Jim Barfield, Andy Anderson
NAYS:	Trudie Infantini, Curt Smith

ITEM III., PUBLIC COMMENTS

Joseph McDowell, Executive Director of Links of Hope, stated that he has spoken to the Board previously regarding the programs that are offered at the Brevard County Jail; he went on to say that he informed the Board of the significant reduction in recidivism rates; and one statistic that he failed to mention was that the average inmate has two children, and if the census is 1,400 at any given time, that is 2,800 children that are impacted by a parent being in jail, which is not a good thing. He added that behind all of these statistics are some compelling stories, on in which a man was put in jail for four years because while driving under the influence he hit and killed a pedestrian; while in jail this man dealt with his alcohol problem, found a relationship with God, and successfully completed the General Education Development (GED) program; and upon release this man received further education and became an inspector. He added that this man gave a testimonial at one of the Links of Hope banquets; and this man's 19 year old daughter was sitting near him, and told him that she was so proud of her dad. He went on to say that another former inmate who stated was bored signed up for the GED Course, and obtained a GED and upon release some opportunities were opened to this inmate and his life was totally turned around; he added that the inmate stated he would encourage the current inmates to take advantage of the program as it has the potential to change lives. He went on to say that he understands that roads are important, however human lives are also important; Links of Hope is in the business of changing lives and the Board is helping to change lives; he implored the Board to keep the Community Based Organizations (CBO) funding program.

January 26, 2016

Anita Unrath asked the Board not to cut programs; these programs are really important, the quality of life in Brevard County is amazing, and it just needs to be kicked up a notch with good roads. She added that if any of the Commissioners had been on Babcock Street near Melbourne High School recently, they would now how terrible that road is and it needs to be fixed; and there are many others throughout Brevard County. She went on to say that she drives around the County a lot and she appreciates the County, but she would really appreciate the roads being fixed; and had she won the Powerball Lottery she would have given money to the Public Works Department for roads, but since she did not win she cannot do that. She encouraged the Board to look into the problem; at the last meeting she was one of the people there in favor of the gas tax, and by her count there were more people there that were in favor of it as well; but however, the individuals there in opposition were more vocal and shouting from the audience. She added that she would like the Board to look into the half penny sales tax and also impact fees; she realizes that having a nice County is going to cost money and the money has to come from somewhere; and she is anxiously awaiting the Board to discuss where the cuts could be made, and she hopes that it is not from programs.

Courtney Barker, City Manager of the City of Satellite Beach, stated that she understands that there will be discussion on ideas submitted by some Commissioners on how to trim the County budget for the purpose of funding roads; some of those ideas have direct impact on cities. She reminded the Board that ideas like cutting Community Redevelopment Agencies (CRA) entirely, cutting lifeguards, or handing off assets to the cities are not cost savings, these ideas are cost sifts; they shift the tax burden from the unincorporated area to the incorporated area. She added that the CRAs are all located in areas that can be called entertainment districts, they are all commercial areas throughout the County; and these areas have problems that other areas do not have and the entire County uses these areas. She went on to say that for some reason Commissioner Infantini and others want the municipal residents to be the sole funding source for these areas that unincorporated residents undoubtedly use and enjoy. She added that later on the Board will hear from Commissioner Smith regarding some of the ideas that are being discussed, and conversations to reduce funding from some of the CRAs consistent with State Statutes for the purpose of funding road maintenance within those CRAs; representatives from CRAs are willing to have those conversations because it represents an ability to compromise, however, every time there is an Agenda Item to get rid of CRAs it becomes more difficult to talk to each other and creates animosity; asked the Board to do something to stop the animosity and pointed out that it is not progressive. She went on to say that shifting the cost of parks to the cities is fine, however it is not a cost savings, it is a cost shift; she questioned who will take on that role if the Board decided to get rid of lifeguards, it is a cost shift; and pretty soon municipal residents will be asking themselves why they pay County taxes. She pointed out that the Merritt Island Redevelopment Agency (MIRA) is not in the City, and every single project is a County infrastructure project and the Board would be moving money from one County infrastructure project to another; she questioned where the cost saving is. She went on to say that road maintenance funding is not a political problem, it is a real problem, everyone needs to stop submitting political solutions to a real problem, to have real adult conversations, and to stop the animosity.

Peter Morton asked the Board to revisit the gas tax because the roads are deplorable; he travels the State a lot and when he returns to Brevard he sees that the conditions of the roads are pathetic. He added that he would like the Board to reconsider going back to the six cents gas tax, he thinks it is a user tax and a fair tax to the people who are using the roads.

Charles Tovey thanked the Board for not passing the gas tax. He went on to say that he buys a lot of gas, but it is not for driving on the roads, he would have to pay for the expenses of the gas tax but use the gas for other things not involving driving on the roads; he believes that is a problem. He went on to say that he still has a problem with his property and that is why he

continues to speak to the Board; he added that he was told that he was not supposed to do anything to his house except clean it, and if he did anything else he was told that he would be fined, and that is why he has not done anything. He stated that he appreciates all of the Board's consideration in the County as a whole and it can please some of the people some of the time, but the Board cannot please everyone. He pointed out that over the seven years that he has been approaching the Board he has not been able to address Commissioner Infantini as Chairperson, and he cannot figure out why; and he thanked Commissioner Infantini for having time to look into things and taking advantage of the situation. He added that he bought his property not only for the historic family value of his ancestors, who started this County, who put their taxes in so that he would be afforded the opportunity to live in peace; and he noted that he cannot do anything because everyone has more rights than he does at his house.

ITEM IV.A., RESOLUTION, RE: PETITION TO VACATE PART OF A PUBLIC UTILITY AND DRAINAGE EASEMENT ON SUNSET LAKES DRIVE - "SUNSET LAKES - P.U.D. - PHASE ONE - A", MERRITT ISLAND - AMBALAL M. PATEL

Chairman Barfield called for a public hearing to consider a resolution for a petition to vacate part of a public utility and drainage easement on Sunset Lakes Drive - "Sunset Lakes" - P.U.D. - Phase One - A", Merritt Island - Ambalal M. Patel.

John Denninghoff, Public Works Director, stated that this Item is a petition for vacating of a portion of a sidewalk easement in the Sunset Lakes Estates, a subdivision on North Merritt Island; Public Works have received no objections to this petition.

There being no comments or objections, the Board adopted Resolution No. 16-004, vacating a portion of a 7.50 ft. wide public utility and drainage easement at the west line of Lot 9, Block C, "Sunset Lakes - P.U.D. Phase One-A", Section 03, Township 24 South, Range 35 East, as petitioned by Ambalal M. Patel.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Robin Fisher, Commissioner District 1
SECONDER:	Curt Smith, Vice Chairman/Commissioner District 4
AYES:	Fisher, Barfield, Infantini, Smith, Anderson

ITEM IV.B., RESOLUTION, RE: PETITION TO VACATE PUBLIC RIGHTS-OF-WAY ON VIRGINIA AVENUE, COMMODORE BOULEVARD, UNNAMED COUNTY ROAD, ELM STREET, GREEN STREET, STATE STREET, AND VINE STREET - "ADDITION NO. 3 TO JUNE PARK" - WEST MELBOURNE - D R HORTON, INC.

Chairman Barfield called for a public hearing to consider a resolution for a petition to vacate public rights-of-way on Virginia Avenue, Commodore Boulevard, Unnamed County Road, Elm Street, Green Street, State Street, and Vine Street - "Addition No. 3 to June Park" - West Melbourne - D R Horton, Inc.

John Denninghoff, Public Works Director, stated that this Item is a petition for a vacating by D R Horton for various right-of-ways inside of a historical subdivision in the June Park area, which has actually subsequently been annexed by the City of West Melbourne; the purpose of the vacating is to consolidate properties that have been assembled over an extensive period of time

January 26, 2016

to improve the developable ability of the subdivisions that are being built at that location; and Public Works has received no objections to the petition.

There being no comments or objections, the Board adopted Resolution No. 16-005, vacating the public rights-of-way on Virginia Avenue, Commodore Boulevard, Unnamed County Road, Elm Street, Green Street, State Street, and Vine Street - Addition No. 3 to June Park West, Melbourne, as petitioned by D R Horton, Inc.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Curt Smith, Vice Chairman/Commissioner District 4
SECONDER:	Andy Anderson, Commissioner District 5
AYES:	Fisher, Barfield, Infantini, Smith, Anderson

ITEM V.A., APPROVAL, RE: RESOLUTION, INTERLOCAL AGREEMENT, AND COUNTY DEED WITH CITY OF PALM BAY FOR CONVEYANCE OF PALM BAY REGIONAL PARK AND GREATER PALM BAY SENIOR CENTER; AND SECOND AMENDMENT TO AGREEMENT FOR PALM BAY AQUATIC CENTER

Chairman Barfield noted that he did ask for additional information on this Item and he did receive it, and he is okay with this.

The Board adopted Resolution No. 16-006; authorized the Chairman to execute the Interlocal Agreement and County Deed with the City of Palm Bay for the conveyance of the Palm Bay Regional Park and the Greater Palm Bay Senior Center to the City of Palm Bay; approved the Second Amendment to Agreement for the Palm Bay Aquatic Center; and authorized the Chairman to execute all budgetary documents needed to effectuate the terms of the Agreements.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Robin Fisher, Commissioner District 1
SECONDER:	Curt Smith, Vice Chairman/Commissioner District 4
AYES:	Fisher, Barfield, Infantini, Smith, Anderson

ITEM VI.A.1., APPROVAL, RE: AGREEMENT WITH DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR BREVARD COUNTY MUCK DREDGING PROJECT

Commissioner Infantini stated that she has to recuse herself from voting on this, it deals with the Florida Institute of Technology by which she is also employed; she will not be participating in discussion or voting of this Item. She provided the Clerk with a Memorandum of Voting Conflict.

The Board authorized the Chairman to execute the State of Florida, Department of Environmental Protection (DEP) and any future amendments with the State of Florida, the County Attorney, and Risk Management approval, to accept and continue State funds for Muck Dredging Project; authorized the County Manager, or his designee, to execute task orders, contracts, agreements, and change orders as required, and in excess of \$100,000, to accomplish the work approved under this Amendment No. 1; and authorized any necessary Budget Change Requests.

RESULT:	ADOPTED [4 TO 0]
MOVER:	Robin Fisher, Commissioner District 1
SECONDER:	Curt Smith, Vice Chairman/Commissioner District 4
AYES:	Robin Fisher, Jim Barfield, Curt Smith, Andy Anderson
RECUSED:	Trudie Infantini

ITEM VI.C.1., APPROVAL, RE: MODIFY BOARD POLICY BCC-33 ENTITLED “SOCIAL MEDIA POLICY”

The Board authorized approval of a modification to Policy BCC-33 entitled “Social Media Policy”.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Curt Smith, Vice Chairman/Commissioner District 4
SECONDER:	Andy Anderson, Commissioner District 5
AYES:	Fisher, Barfield, Infantini, Smith, Anderson

ITEM VI.F.1., BOARD DIRECTION, RE: DISSOLVING AND/OR DEFUNDING COMMUNITY REDEVELOPMENT AGENCIES (CRA)

Commissioner Infantini stated that this is requesting that the Board direct the County Attorney to prepare a resolution to dissolve or defund each municipal Community Redevelopment Agency (CRA) listed in a spreadsheet, within the confines of the law regarding obligated debt and other spending that has already been committed. She suggested that the Board should hold off on this Item until after it has discussions regarding the budget cuts so that there can be a full discussion to see where funds are needed, because she believes the everyone needs to come to the table to compromise; she suggested compromising rather than defunding. She added that the CRAs will not get as much, but will absorb the cost of maintaining all of the roads; and she knows that Babcock Road is within the borders of an existing CRA. She went on to say that she does not know how relevant this discussion is going to be until the Board has had discussion on all of the budget cuts, but if the Board is willing to compromise she would be much more willing to do that than totally defunding, but so far she has not seen any latitude; she added that the Board would not be having this discussion if it had not gone on a spending spree and instead of selling the Stadium for \$18 million it gave someone \$10 million to make additions; if the Board had not offered \$8 million to Blue Origin or \$6 million for a mall; and she cannot fix past spending but she is trying to at least cut down on future spending. She stated that she is withdrawing her Item until further discussion.

Commissioner Smith stated that he submitted a list of 13 items that he thinks are reasonable and he intended it for discussion because he thinks it is important that the Board have the discussion and consider compromise; he made this list available to the public and sent it to the other Commissioners to look at; and he added that he would like to discuss these items and the Board could discuss all of them or just five or six of them today and discuss the rest at a future meeting; and after the discussions the Board could vote. He went on to say that unless everyone meets halfway this issue will get nowhere, the roads

January 26, 2016

need to get fixed, and the Board is faced with taxes and he does not want to go there. He added that these items can provide a good chunk of where this issue needs to go and suggested that the Board needs to look at the County as a whole because it is responsible for that.

Chairman Barfield stated that the Board received this list late Friday night and it needs to look at this completely in the whole context of the Budget; he suggested a workshop in the May or April timeframe, before the Board begins working the budget to work it into the budget process; that will give the Board time to look at this thoroughly and run a cost analysis on this and maybe that will led to something else; and the Board can talk more with the community and get more input.

Commissioner Smith stated that he does not have a problem with that, and he thinks that perhaps April is too late; he would like to do this in February or even March; he suggested that the Board change the name of the workshop to something else, because the public perceives a workshop being something that is give and take with the Board; but in fact, workshops are informational discussions between the Commissioners and it is to benefit the public so that they know what the Board is dealing with and what the facts are.

Chairman Barfield clarified for the public that the Board cannot have discussions individually about issues that could be brought up under the Sunshine Law, and workshops provide the opportunity for the Board to discuss things; the Board cannot have discussions outside of a public setting.

Commissioner Infantini stated that in the interest of compromise she is withdrawing her Items from the Agenda today and she will be tabling them until later on when the Board has had a chance to have discussions about the budget to see what exactly is necessary, because maybe these measures are not necessary; maybe there is a way to do a moratorium or something like that. She would like to work with Commissioner Smith in the art of compromise to get this job done.

Commissioner Fisher stated that he is not surprised that the Board is here, he had mentioned previously that the Board would be in this situation; the Board continues to talk about cuts and he is not sure there will ever be enough cuts; he is all for people being efficient and trying to do their jobs, but the fact of the matter is that this community has suffered and made cuts for years; there is not a cutting problem, there is a revenue problem; and if there is going to be a compromise it should be about how to raise revenue. He added that there is not a statistic that shows that this County is wasteful; a person can argue whether or not they want to fund incentives to create jobs and say that it is a past spending problem and he can argue that not selling 114 acres on Wickham Road, that the County has been sitting on for 20 years, that could have generated \$400,000 - \$500,000 a year in taxes and \$2 million cash to the County; and that is a past spending that the Board could have done. He went on to say that he could argue that not doing impact fees for the last seven years is also a spending problem, but it would have been revenue for the roads. He pointed out that the Board can continue to talk about all these different things that the previous County Commission has done and look in the rear view mirror, and every time the Board brings these topics up people take time off of work to come to these meetings because someone put something on the Agenda on a Friday or Saturday, and those people have to come fight for something they believe; they are taxpayers that pay for these benefits and they are saying that they are willing to pay for them; he believes it is unfair to table this after people took time off of work to be here because they have something to say; and this

January 26, 2016

was put on the Agenda and the Board wants to talk about cuts, he suggested that it hear what the people have to say.

Commissioner Infantini stated that the people are more than willing to speak, she is just removing her Agenda Items; she is not asking anyone not to speak. She added that it will just be called public comment instead of speaking under an Agenda Item.

Commissioner Fisher suggested letting the people speak and then the Board will make some motions on the Agenda Items. Commissioner Infantini pointed out that she removed the Items. Commissioner Fisher stated that there needs to be a vote to remove Items.

Commissioner Infantini made a motion to remove this Item from the Agenda, Commissioner Smith seconded.

Chairman Barfield stated the motion to remove passes three to two with himself and Commissioner Fisher voting Nay.

RESULT:	WITHDRAWN [3 TO 2]
MOVER:	Trudie Infantini, Commissioner District 3
SECONDER:	Curt Smith, Vice Chairman/Commissioner District 4
AYES:	Trudie Infantini, Curt Smith, Andy Anderson
NAYS:	Robin Fisher, Jim Barfield

The Board withdrew Board Direction to dissolve and/or defund Community Redevelopment Agencies, from the Agenda.

Commissioner Smith stated that he agrees with Commissioner Fisher and he believes the things that he has put on his list are worthy of discussion, and some of them he would be hard pressed to vote for but at the same time in the interest of representing the County he could do that if there is enough movement in that direction; and he thinks it is important to hear from the public. He added that he is not really looking to cut things, if the Board phased out the Merritt Island Redevelopment Agency (MIRA) over the next two or five years that would present a lot of money to the County, but as Courtney Barker, City Manager of the City of Satellite Beach, pointed out it is a County CRA and the money is used for County projects in a limited area. He pointed out that the burden of County parks being placed on cities would be a shift but the parks would still exist, they would not be cut; and most of the cities have indicated that they would like that.

Chairman Barfield pointed out that the public has not seen any of the information that Commissioner Smith is speaking about because it was not an Agenda Item. Commissioner Smith responded by stating that it was in the newspaper and he is simply pointing out that there are a number of things on the list; the Board is not voting on anything today but if the public has anything to say the Board is willing to listen; and he added that if the public has not had a chance to see the list they would not be at the meeting. He went on to say that he believes it is important for the Board to hear the public and it is important for the Board to have an open mind going forward; he would like to see the Board have this workshop sooner rather than later so the Board can put this behind it and see where it is; it will have made the effort once it goes through the list; and that would give the Board a few months before it has to go through the budget; and he added he would like to have the workshop in the middle of February.

January 26, 2016

Chairman Barfield asked Stockton Whitten, County Manager, to find a date to have the workshop, perhaps sometime in March/April timeframe. Mr. Whitten stated that if the Board would like to have the workshop in March, there is an open workshop date for March 31st.

The Board reached consensus to assign the Workshop scheduled on March 31, 2016, as an Informational Budget Process Workshop.

Chairman Barfield asked Commissioner Infantini if she also withdrew Items VI.F.2 and VI.F.3. Commissioner Infantini responded yes.

Chairman Barfield stated that the Board will not be discussing Item VI.F.1., VI.F.2., or VI.F.3. and if any of the public would like to leave the Board will take a five minute break.

Commissioner Infantini stated if any of the public would like to speak under public comments they will be permitted to do so

*The Board recessed at 10:01 a.m. and reconvened at 10:07 a.m.

ITEM VI.F.2., PERMISSION TO ADVERTISE LEGISLATIVE INTENT, RE: DISSOLUTION OF THE MERRITT ISLAND REDEVELOPMENT AGENCY (MIRA)

The Board withdrew permisison to advertise legislative intent for dissolution of the Merritt Island Redevelopment Agency (MIRA).

RESULT:	WITHDRAWN [3 TO 2]
MOVER:	Trudie Infantini, Commissioner District 3
SECONDER:	Curt Smith, Vice Chairman/Commissioner District 4
AYES:	Trudie Infantini, Curt Smith, Andy Anderson
NAYS:	Robin Fisher, Jim Barfield

ITEM VI.F.3., RESOLUTION, RE: CALLING FOR A REFERENDUM ELECTION ON NOVEMBER 8, 2016, FOR VOTER APPROVAL FOR THE BOARD OF COUNTY COMMISSIONERS TO GRANT CASH INCENTIVES TO NEW AND EXPANDING BUSINESSES

The Board withdrew resolution for calling for a referendum election on November 8, 2016, for voter approval for the Board of County Commissioners to grant cash incentives to new and expanding businesses.

RESULT:	WITHDRAWN [3 TO 2]
MOVER:	Trudie Infantini, Commissioner District 3
SECONDER:	Curt Smith, Vice Chairman/Commissioner District 4
AYES:	Trudie Infantini, Curt Smith, Andy Anderson
NAYS:	Robin Fisher, Jim Barfield

ITEM VII., PUBLIC COMMENTS

Pat O'Neill, Deputy Mayor of the City of Rockledge, stated that he is here to oppose any Community Redevelopment Agency (CRA) elimination in Brevard County. He went on to say that CRAs are economic development tools and in the City of Rockledge there are a lot of old structures that have been able to be removed or rehabilitated through a CRA; since 2004 Rockledge has had 70 projects and the CRA has funded \$520,000 towards those projects, the value now of those projects is in excess of \$1.5 million, with an average of \$7,400 per project; he added that one of the biggest projects recently is the Rockledge Health and Rehab, to which the CRA has granted \$10,000, the project value was \$145,000; and in addition to being a beautification enhancement an ambulance can now get into a rehab facility. He went on to say that the current projects include improvements on Barnes Boulevard, which the CRA is providing enhancements on; turning a car wash into a Space Coast Area Transit (SCAT) bus stop with a covered shelter; and he added that three lots across from the Rockledge City Hall were purchased for redevelopment that will benefit the City. He pointed out that CRAs have been described as slush funds, that they are not regulated, and that the CRA decisions are not funded by elected people; Rockledge appoints members from the City Council and approve spending; he added that there is State Statutes to protect the integrity of the CRA; and it is not a run rampant group. He explained that he understands the need to improve roads in the County; and when he took office the one goal he had in mind was to leave the City of Rockledge better than he found it and allowing it to continue to degrade is not going make it. He stated that CRAs are vital to the economic growth in Brevard County and 60 percent of the Board constituents live in the cities, it is not just the County, it is the County and all of its municipalities.

Carol McCormack, Mayor of the Town of Palm Shores, provided the Board with a handout and stated that as an elected official she understands the needs of the community; and she knows that everyone wants the same thing and should be working together for the greater good of Brevard County. She added that the Town of Palm Shores is unique in its CRA and the Board is the beneficiary of the good work; when this CRA started the taxable value was \$9 million, it is now \$33 million and the Board gets that money; and the Town of Palm Shores does not pay ad valorem taxes. He explained that this CRA only gets the Tax Increment Financing (TIF) money, \$88,000 last year, all of the other ad valorem tax money went to the County; her tax bill is written to the County as is every other resident and business owner in the Town of Palm Shores. She added that the Town of Palm Shores also pays Municipal Service Taxing Unit (MSTU) for Fire Rescue and the Sheriff's Office, and several years ago the Board had the wisdom to give Palm Shores a Fire Assessment Fee under the line. She pointed out that the Town of Palm Shores pays its fair share and the money it gets from its CRA has turned around the Town of Palm Shores, and the Board is making a lot of money off of it. She asked the Board to honor the commitment of the contract.

George Leboutitz stated that the entire concept of CRAs baffles him. He went on to explain that it seems, to him, that the Board is allocating funds for all these different communities to with what they think is best; he added that this is the Board of County Commissioners and it should be concerned with what is best for the County; and the Board has a budgeting process and he suggested that the Board budget the items that need to be done that are best for the County, not the individual communities. He suggested the Board taking it all into account instead of allocating huge chunks of money, some of which may be insufficient to do what is necessary in a particular area, some of which may be overabundant for something that needs to be done in a particular area. He stated that it seems to him as though the Board should be the one making the decisions for what is best for the County by using the budget process. He added that he understands that is a simplification because he does not understand the intricacies that are

January 26, 2016

involved, but it seems to him a common sense approach; he would like to sit down with a couple of the Commissioners and discuss the issue of CRAs and find out what it's all about, maybe the Board will educate him and he will give the Board some ideas as well.

Cathy Musselman, Executive Director of Greater Titusville Renaissance, stated that she is here to support the North Brevard Economic Development Zone (NBEDZ), which is being discussed as part of the CRA information. She explained that Titusville and North Brevard were hit the hardest when the Space Shuttle Program ended; thousands of people lost their jobs, homes, and businesses closed due to the economic loss; the Community suffered a great deal, and as one news agency reported, Titusville was considered a dying town. She added that since NBEDZ was formed, the community experienced economic growth with major corporations moving into the area creating new jobs and business opportunities. She stated that the Community is beginning to have hope, and positive actions are being taken by community members because they see Brevard's government cares; North Brevard asked for help and received NBEDZ, and the Community is grateful; and together with the support of NBEDZ and the Board, North Brevard is being redeveloped. She went on to say that by placing those proposed restrictions on NBEDZ the Board is preventing economic growth in North Brevard. She urged the Board to continue to support the Community by supporting NBEDZ, and not place restrictions that would hinder the continued growth.

Ron Bartcher stated that NBEDZ is a prime example of the good that can be accomplished by using incentives to encourage businesses to locate here, and to hire workers from this area for their workforce; one such example/accomplishment is the Titus Landing Project, that replaces the old dilapidated mall with a much needed new shopping area that features stores that have not been here before; and it is new stores in Brevard, not just relocating them. He added that the benefit to the County is that Brevard will spend \$6 million to get \$60 million in return, and this economically valuable project will provide many news jobs that are desperately needed. He questioned why waste money and ask voters to approve spending to encourage development; the Board already has the authority to do so and is doing it. He pointed out that the community competes with other communities fighting for new jobs, and the citizens expect the Board to encourage business to bring new jobs to the community, doing nothing and expecting good jobs to appear by magic is not a wise decision.

Greg Weiner stated that Brevard has a lot to be proud of and to protect; according to figures provided by the State, over the last five years Brevard's Economic Development Commission (EDC), with the Board's support, is third overall in jobs, second in the State in new cap-x, ahead of Orange County and Miami Dade; when adjusted for the vast population differences between the markets, Brevard is first overall in new job creation and cap-x; nationally recognized, not once but twice, as one of the top five EDO's in the Country in the Aerospace sector by a nationally respected science selection magazine; and Brevard has also won the Best Deal of the Year, given by the Economic Development Association. He added that he respects the comment that when budgets are lean things get looked at, but it is important to recognize the difference between a spend and an investment; and a lot of these dollars for CRAs for incentives are truly for an investment. He pointed out that there are people right now in the community who five years ago did not have a job and were worried about losing their space related job, or were underemployed, who are working here now and are paying taxes; they are buying homes, spending money in Brevard, buying cars, shopping in stores, eating in restaurants, and using all the services that a healthy economy provides; and others are still here paying taxes and spending money, they work at companies that work together with the community to stay, with the Board's help and with help of the economic development partners; and this has happened with the support of many and sometimes over the objection of a few. He added that property values are up, the tax base is expanding, new homes are being built, new restaurants, new businesses, construction real estate is coming back, and foreclosures are down all with the support of many over the objections of a few. He noted that Brevard is in a

January 26, 2016

place now, that just five years ago, few saw coming; but for the vision, effort, and leadership of the EDC and the Board, this is a community is a place that many thought it could not be. He went on to say that there are some that think that economic vitality in Brevard is a birthright, the inevitable outcome of being a beachside community; and although a negative byproduct of persistent success is that success is taken for granted, the fact is that in the competition for jobs and capital investment it is a fight that is won or lost on a daily basis, it is a fight that many once thriving, once successful, once envied communities lost because they would not or could not do what Brevard has done together. He added that Brevard's success has been aided by its partners; bottom-line these are investments, whether it is the CRAs or the incentives, and by doing some of these things State dollars have been brought in and Brevard has a very successful track record that needs to be protected.

Louis Sanders stated that as a member of NBEDZ, he looks at the ability of a group to manage money allocated that way, to where some of these businesses come; and he has heard comments that suggest that these businesses would come anyway, that is not true. He added that every project that has been taken care of, Embraer, Blue Origin, Highway 50 being four years ahead of schedule, that was NBEDZ; and there has been very little money obligated yet; and promises have been made conditional on if the businesses meet certain requirements and create jobs. He pointed out that the budget is all about revenue, he agrees with Commissioner Fisher, it is not about making cuts, it is about generating revenue; the revenue that has to be generated has to come from businesses, individuals cannot produce enough income to support the County; but businesses that employ large groups of people will make big differences in the County's income. He noted that without jobs, cuts can be made until the end and it still will not be managed, there has to be growth and Brevard has been without that for several years. He suggested that it would be wise to consider keeping all of this going, because there has been no money wasted, it is money that been appropriated wisely. He noted that Cuyler Park in North Brevard is very essential to the County, and to make it unavailable would be a big mistake.

Robert Jordan, Secretary Treasurer for NBEDZ, read aloud modified quotes from Theodore Roosevelt and Abraham Lincoln to support his position.

Commissioner Infantini expressed that she agrees with Mr. Jordan 100 percent.

Ben Malik stated that CRAs are not splitting the atom, it is not something new, nothing is being recreated that has not worked in other communities; it is a known economic driver. He added that the Board is looking for revenue sources and CRAs create revenue. He expressed that he has empirical evidence and would be happy to show the Board quantitative numbers that properties, improved outside of the CRA, values go up, benefiting from the inclusion of a CRA. He went on to say that he has pulled data from the 2015 residential sales from Melbourne, one mile outside of the CRA, also from the Cocoa Village CRA, and he is happy to share those numbers that show in fact those properties values have gone up outside the CRA; that is the benefit to the County, people have a desire to live within close proximity to an area that has a vibrant downtown with shopping, dining, entertainment. He noted that Cocoa Beach is a tourism community with 11,242 +/- people and beautiful beaches; and it is not just the 11,000 that enjoy the beaches, it is the two+ million visitors that come and spend money, which to the point of lifeguards, they are the benefit of all of that; it is not just Brevard's residents. He pointed out that he believes that it is fairly naive to think that companies like Blue Origin would come to Brevard simply because it is on the Space Coast; Brevard is competing with every other state, every other County, every other Municipality, and the Board may not like corporate warfare, he is not particularly a fan; but the reality of it is unless the Board changes it, and every other state, county and city, Brevard is competing with all of them for the same tax dollars; and when those companies bring 1,000 people and they buy 1,000 homes that are reset, they are capped with the Save Our Homes exemption at three percent, when a new member comes into the County and buys a house it is reset at market value and the next year there will be a huge financial

January 26, 2016

benefit to the tax revenue. He commented that a rising tide lifts all ships, and asked the Board that it keep that in mind.

Commissioner Infantini stated that she has no doubt as to what Mr. Malik said; that the CRA is one spot and around that spot property values increase, so there is a benefit not only for the owners of the properties within the CRA, but also the owners of the properties that boarder the CRA. She pointed out that the problem is that city governments are responsible for the entire city, so all of the city is losing revenue, because the revenue that is generated from the increased property value in that area stays in that area; so rather than going to fund all things that the whole city needs, only that select groups sees an appreciation in value. She noted that she does not believe that the properties four miles outside of the CRA will see the same appreciation; and dollars that should be benefiting the entire city is staying in a select area, and it should be spread across the whole city, so everybody's city taxes are a higher rate than they would be, to pay for the services that are provided by the city.

Mr. Malik replied that he would be happy to pull sales outside, but it will show that people are desirous to live in a community that have these districts whether it is one mile or four miles away, people will still come and buy houses and get reset; that is the economic value.

Reverend Phyllis Rose Brown, Pastor of Greater Mount Olive, stated that she signed up to speak on the Woody Simpson Community Center, but for some reason her card was not seen; she is happy for the three Commissioners who voted approve that and it is appreciated. She added that this was on the Agenda from 2008, and it seems like construction was held up due to some wrong determining factors from someone in the County; and because of wrong determining factors that were used, that is the reason for the halting of the building. She went on to say that the Church appreciates the Board for approving that and it will be remembered.

Art Edwards stated that he read in a newspaper that the Board was considering giving Cuyler Park to the Boys and Girls Club. He went on to say that he is a founding board member of the Boys and Girls Club; this began in 1995 and did great for a few years, but due to financial reasons clubs were closed beginning in 2000 and were going out of business; and he brokered a deal with Central Florida to merge together. He added that Central Florida is very financially aware, they look at the numbers and does not open a club unless they have at least two years of operating expenses; that is one of the reasons the Cocoa Club took so long to open. He explained that the first time he heard of Cuyler Park being assumed by the Boys and Girls Club was in the newspaper, he is currently a Board Member in both Brevard County and Central Florida and he has not heard one thing about that; and should that happen, it would have to go before the Board of Directors in Brevard and in Orlando and there would have to be a lot of things that have to be worked out to make that happen. He stated that he would somewhat opposed to that move because he recognizes the value of Cuyler Park to the community, and he would not look to displace one group for the benefit of another group; and it his humble and accurate opinion that would not be a good idea. He added that the Boys and Girls Club is very appreciative of any effort in helping to look after the children in Brevard County, and he would be happy to answer any questions.

Commissioner Infantini clarified that when that was reported in the newspaper it was just one Commissioner's thought and suggestion, it was not actually necessarily on the table; and she did not know anything about it until today's meeting.

Mr. Edwards responded by stating that his organization appreciates whatever support the Board gives, and if the Board wishes to do something with the Boys and Girls Club he would be available to provide assistance.

January 26, 2016

Anna-May Smith, President of the Board of Directors of the Space Coast Center for Independent Living, stated that the public is often confused about independent living centers; it is believed they are residential facilities or daycare, they are neither. She went on to say that this center is unique and is staffed by Board of Directors and staff that have disabilities, and it is people with disabilities helping others with disabilities to become more independent; that is the goal. She explained that she came here today with permission from an individual who tells her that she is so grateful for the staff and drivers who get her safely to her medical treatments. She added that this individual is fighting a tough battle, she need hyperbaric treatments and intravenous daily; she finds these services to be a Godsend, that helps her maintain a rigorous medical schedule; and without assistance this individual may miss vital appointments. She went on to say that she recently meet a woman at the Center who could not drive due to a spinal injury with neurological damage, the Center will provide her with transportation for medical appointments and grocery shopping. She explained that the Center serves people who use wheelchairs, walkers, etc., as well as the deaf and the blind; they all need to get somewhere sometimes, and the Center provides transportation for the basic necessities of life; and food, medical appointments, and perhaps a friendly conversation along the way. She explained that disability can strike anyone at any time, with no regard for socioeconomic status, race, ethnicity, or creed; it can make a rich man poor, and a poor man devastated. She added that Brevard County is rural in nature and transportation is the biggest obstacle to the citizens; and the Center appreciates the support from the Board through the Community Based Organization (CBO) funds to bring much needed transportation and services to people who would otherwise forego food and medical care without this assistance. She clarified that she is a volunteer at the Center, on the Board of Directors, and receives no benefit and she has been disabled for 67 years; she knows what is it like to live, work, and survive with a disability; and it takes a little bit of effort and a little bit of help can go a long way.

Dwight Seigler stated that he has been lifelong citizen in Mims and he attended Cuyler Elementary School, which became a park with just a playground and a baseball field; Community Development Block Grant (CDBG) funds came along, and with that funding streets have been paved, streetlights have installed/replaced, there have been sidewalk and drainage projects; a community center with a gymnasium has been added to the park, that was the first Request for Proposals (RFP) project; and then a banquet and meeting room was build. He added there has been approval for an exercise facility that is important to the community, and to take away those types of projects that have been seen as a great need in the community; and if all of these projects were funded by the Federal government, he questioned what is happening to the local tax dollars. He went on to say that people sit back and get Federal funding on the other side and look at \$3 million of CDBG funding, which is divided by seven different communities; he questioned who on the Board would suggest taking that away from the community and give it to the Boys and Girls Club; and the community qualified for the funding as a low income neighborhood based on the census, the County did not decide which community was low income. He added that through the projects, the improvement of the neighborhood has caused the crime rate to go down, because people felt better when they began to see the improvements. He went on to say that these communities are still in need of County funding and the Board is discussing cuts, but those cuts are not enough to even consider repaving one road in the County; the Board needs to consider the recommendations of the Blue Ribbon Committee, and move on from there and stop trying to come back and kill communities.

Commissioner Infantini stated that Mr. Seigler may be under the misimpression that she was trying to not make the improvements to the community center, but what she was trying to do was get the most for the money; when a project goes from \$350,000 to \$800,000 in just six years, the economy has not changed that much, so either the Board's process was awful in 2009 and did not know what it was doing and underestimated and now it has perfected that process, or somebody is gouging the County; and instead of getting two projects, there will be

January 26, 2016

one overpriced project. She clarified that she did not want Mr. Seigler to think that she was trying to cut his project out, because she was not; she was trying to get the most value for the money.

Mr. Seigler responded that if Commissioner Infantini understood how that program works, there is an RFP that was written by the community for the need that they think they want, and if the community wants an exercise facility they should not have somebody come in later and say that they need a library; if the community wanted a library they would have asked for one.

Commissioner Infantini replied that she believes that the community will also be receiving a library; she pointed out that the exercise facility was supposed to cost \$300,000 and now it costs \$800,000.

Mr. Seigler stated that he has never seen anything on that, someone informs him that the plans are 100 percent complete but he has not seen them since they were one percent complete; so representatives from the community needs to be sitting in on the process of design, and not have someone tell them what they are getting. He added that Jack Masson, Parks and Recreation Director, is trying to hold his thumb on the project and claim that he does not have the funding to staff it, or to buy the equipment, and never sat down to discussion the equipment; he questioned how he would know what kind of funding the Board needs.

Commissioner Infantini explained that she is working with him, not against him; she is trying change the process, but she was voted down so the community is going to get what it is going to get; and she tried to help.

Joseph Harvey stated that he believes there is a great illusion that has been perpetrated by the Board implying that mere cuts create efficiency; there was a prime example this morning when Commissioner Infantini asked about a proposal that was brought before the Board in 2009, and there is a thing called the time element of money, and when programs and projects are delayed this is the outcome; and when the Board cuts vital staff name of saving money, it also devalues the efficiency of the people that are supposed to be looking out for the good of the public. He pointed out that when the Board looks at cutting projects and programs simply for the effect of cutting, it does not produce efficiency in and of itself; nothing happens in a vacuum. He went on to say that the County went into deficit spending to get this land and put the infrastructure in, and there was no problem doing that because it created a vibrant community; people are looking for vibrant communities that generate economic growth and development, and the only way that can be done is to generate funds from economic growth; and cutting costs does not generate economic growth in and of itself if it is not targeted properly. He noted that it is important that the quality of life in North Brevard is contingent upon attracting the right kind of growth. He added that people's jobs are contingent on what this County does, and when it transfers Parks and Recreation to the cities it is impacting real jobs and real lives.

Grayling (Sean) Harris asked the Board to consider another funding source for the roads. He explained that he has served on the East Mims Civic League, the CDBG advisory board, and the Parks and Recreation Commission; most of his adult life was put into building this beautiful facility and park, he drafted the original RFPs. He added that this is not just a community center, but it is the center of the community, it is where people meet for funeral services, baby showers, retirement parties, birthday parties, church activities, etc. He noted that this conversation has been continuing for several months and he believes there can be a compromise; but the people of East Mims do not want to get caught up in this ideology battle, they simply want to be in a position where they can continue to enjoy the things that they work hard for; and sometimes some communities do need a little extra help, but that is what this great nation is all about. He added that he believes democracy is a wonderful thing, and he asked the Board to please find another funding source.

January 26, 2016

Len Beckett stated that west Canaveral Groves is a community that does not have any paved roads and would love to have paved roads, specifically Satellite Boulevard which is a hot mess. He explained that he understands the need for funding road improvements and construction, but he also understands the importance of CBO and CDBG programs that have supported Cuyler Park in Mims for as long as he has been on the advisory Board for CDBG. He went on to say that he agrees that there is a problem with regards to contracts and RFPs and choosing a contractor for a project, the County is being soaked with government contractors; he pointed out what it takes to build a road in eastern Iowa, that has frost heave, is five guys, a dump truck, a truck that dispenses tar, and occasionally a front loader to make things smooth before beginning; it does not take two years over the time schedule and millions of dollars over budget to do a project, and a project that is absolutely embarrassing to look at and the most unproductive group of people he has seen in his experience; and it is not just this County. He expressed that the Board does not take food out of the mouths of babies and seniors to support an inflated and over-exaggerated project that may be necessary, but it also ridiculously planned; that are areas that can be changed. He went on to say that what the County is not doing is thinking about where the costs are actually being generated from; with regards to the roads, one 80,000 pound truck does the equivalent damage of 10,000 passenger vehicles. He added that the County stopped doing impact fees for new construction, and according to a federal study done in 1975, it showed that those dump trucks and semi-tractor trailers are doing 99 percent of the damage to the roads, and pay 35 percent of the cost to maintain the roads. He suggested figuring out what the real costs are and re-adjusting who pays those costs.

Alex Goins stated that he knows and loves this community and does not plan on leaving, and he believes that some of the funds need to come from somewhere else. He went on to say that he believes cutting programs and shifting responsibilities of one facility to another would hurt communities; and a lot of the items that are on the list that Commissioner Smith has, is in the black community and those programs are needed. He pointed out that he coaches young boys from ages five to 14, and without a lot of these programs those boys would be lost; and another program helps inmates who are released from prison. He went on to say that he is not a millionaire, but at one point he paid \$3.50 per gallon for gas and paying six more cents per gallon will not hurt him right now, and if he has to pay ten cents or 20 cents more for gas to not close down or defund certain programs he is willing to do that, as are many others.

Stockton Whitten, County Manager, stated that he believes the Cuyler Park Project is being confused with the Woody Simpson Project, and in terms of the procurement process, nearly 100 percent of what the Board does is through a competitive bid, or competitive proposal; the process is fine because it is a competitive process and the market dictates pricing; in terms of being over budget and behind schedule, the County actually does a good job, and if the Board will remember at the last workshop meeting, the argument over road funding was as a result of savings of \$27 million that the Board has the opportunity to reallocate; and there is nothing wrong with process and on a whole the County does a good job within managing budgets and on time.

Chad Cawby stated that it is time to take some real action, and for years it has been about cutting the budget, however the Board cannot cut what is not there, if there is substandard funding then there will be substandard service, and he is afraid that the County departments are on the cusp of that; he pointed out that the County already has substandard roads, that is why a lot of people are in attendance today. He went on to say that he works for the fire department and does not want the County to have substandard service when families have to call 911, and only have four firemen instead of five or at the beach when someone needs a lifeguard and they are not there anymore. He went on to say that it costs money to run a County, and Brevard does not have right now; he agreed with Commissioner Fisher, it is not a spending problem, it is a revenue problem and the Board can find a different solution outside of cutting budget; and he

January 26, 2016

added that he is fine with the Board raising his taxes, and as a fireman he is not rich but is willing to pay higher taxes in lieu of seeing the County gutted by anymore cuts; there have been enough cuts.

David Jenkins stated that when it comes to budget cuts, it seems to him that the sharp end of the knife is reserved for the black community. He went on to say that he remembers when Titusville and North Brevard were the County seeds and big money flowed throughout the County for all types of growth initiatives, mainly due to segregated facilities; fast forwarding to when the Duda family needed roads and infrastructure to improve the value of their property, they donated the land and the County gleefully moved the County seed to Viera and provided roads and infrastructure to further enrich the property at the expense of people like him and others in North Brevard. He added that over the last seven years some of the tax dollars are being properly used to maintain roads, construct community facilities, and to clean up some of the blighted areas; and now out of the clear blue sky comes a recommendation to send Brevard backwards, and it seems to him that Brevard takes one step forward and two steps backward. He pointed out that the County needs to make sure that communities that suffer the most, that need the most are maintained properly; and he asked the Board not to support this measure, it would be a devastating thing for the community.

Commissioner Infantini asked Mr. Jenkins which measure he was referring to.

Mr. Jenkins replied he was referring to the recommendation to cut Parks, including Cuyler Park.

Commissioner Infantini stated that she did not make the recommendation to cut Cuyler Park, she made the recommendation to make sure the Board was not overspending for the cost of what is being received; and she does not know who provided this misinformation.

Mr. Jenkins replied that he may have the wrong source of information and he apologizes for that, but there seems to be a consensus that this is on the drawing board; and wherever it is coming from needs to be tabled and if Commissioner Infantini is not in support of it then he is certain that she will support the effort not to have it.

Commissioner Infantini expressed that she was not in support of cutting Cuyler Park, she does not know where it came from, and she suggested Mr. Jenkins should go back to his source and ask why they are delivering misinformation to a group of people.

Mr. Jenkins replied that he plans on doing that and he will come back again.

Commissioner Infantini noted that when the Board wanted to offered \$8 million to Blue Origin, she asked where the money is going to come from; and before the Board spent money she has asked where the money is going to come from, instead that money was spent or agreed to be spent without knowing where it is coming from. She added that she is against giving cash-up-front money to entice businesses.

Commissioner Fisher pointed out that there has not been any money spent on the mall or Blue Origin, and there has never been any cash-up-front, there are performance measures that have to be completed before any money is spent. He went on to say that with regards to the mall, the company has to spend \$35 million, put three buildings up and have a Certificate of Occupancy (CO), and build 135,000 square feet before receiving one penny; regarding Blue Origin, there has to be a \$250 million building up and hire people before they get one cent of that \$8 million. He added to make the record clear, because people are under the impression that the County has written a check and now cannot fix the roads as a result; those projects were approved in the last couple of years, but the County has had a road problem for 50 years, and the

January 26, 2016

assumption that all of the sudden these new projects are creating the road problem is simply not true.

Commissioner Infantini stated that it is a cash incentive, not the tax abatement, that was voted for; the Board voted to give tax abatements, the Board never voted to give cash incentives.

Commissioner Fisher stated that six years ago the County had money coming from the Federal Government for roads; and he is going to ask John Denninghoff, Public Works Director, to give him that number, so that the public will know that at that point in time when federal dollars were available to help with roads, he could not get support from Commissioner Infantini to do that.

Lisa Frazier, Executive Director for MIRA, stated that there appears to be a great deal of misconception about what MIRA is today. She went on to say that Merritt Island is one of the largest unincorporated areas in Brevard County, and does not have staff to help oversee what is going on in Merritt Island; it does not have staff to dedicate funding and resources, and make sure permits are being pulled correctly and developments being done correctly; and that is what MIRA provides. She added that MIRA is about building prosperity in the community and supporting small businesses; MIRA is about attracting investment which leads to new jobs, improving the quality of life for the community, and these outcomes take dedicated resources and a comprehensive approach. She pointed out that this plan was vetted and approved by the County in 2014; MIRA has not received Tax Increment Financing (TIF) for almost 30 years. She went on to say that in 2011 MIRA realized that the rest of the commercial industrial areas in Merritt Island had dropped in property values on an average of 35 percent, in comparison, the area that was MIRA back then had only dropped a mere 12 percent in the same amount of time; that shows that dedicated funding and a comprehensive approach these areas, these businesses, these property owners were able to sustain themselves during one of Brevard worst recessions. She added that she is sorry to point out that these re-occurring numbers that the Board believe will happen if MIRA goes away, are unsustainable; they are not real, because without dedicated resources and funding and attention it is not sustainable. She expressed that MIRA acts as the eyes and ears for Merritt Island in zoning and development projects, and MIRA's success in raising property values continues to fund the General Fund; she does not like being told over and over that MIRA gets 100 percent of the property values, it is simply not true, no CRA does, the Board continues to get all of the property value from the base year and forward; and MIRA is successful in what it is doing, the property values are not going to go below the base year. She added that Board continues to get a portion of the TIF from the success; and MIRA is just like a department in the County; MIRA continues to fund road with the money, continues to pay for County services, pay for maintenance, it is not out there fooling around with TIF money; and MIRA is helping to support small businesses.

Sue Nisbet Lawrence stated that it is volunteers and business people that serve on the MIRA board, and she does not think that the Board wants to fire those people, but if that happens, the Board will find itself in a position with thousands of hours that need to be compensated. She pointed out that the MIRA board is very proud, professional, and works very hard and diligently to spend the funds that are allocated; she invited the Board to attend some of the MIRA board meetings to show that decisions are not made easily, County staff oversees and encourages the MIRA board; MIRA has a new executive director who is going to spear them into some exciting times; and she repeated her invitation for the Board to attend meetings.

Lynda Weatherman recalled that on April 1, 2012 a "60 Minutes" segment came out, and anyone who watched it could think that there is no way this community could turn things around, it is too much. She added that it was not only the Space Center challenges, but it was also the deepest and longest recession of the Country was occurring at the same time; it was the perfect storm of economic troubles. She explained that Brevard had an aggressive Economic Development Commission (EDC) and competitive advantages to compete for global companies,

January 26, 2016

and incentives are a part of that and the Board was willing to make those tough decisions. She noted that she does not take it for granted when the Board votes for an incentive package, she knows it is a tough thing to do but sometimes those tough things need to be done in order to turn things around; and things are changing in the economy. She went on to say that she wishes incentives did not exist, however this is a sophisticated business that requires a sophisticated approach; she added that the other approach would have been to step back and say that there is nothing that can be done, and become dirty, poor, and vulnerable, or try to control the economic future, which the County did and she thanked the Board for making those tough decisions.

John Weiler stated that the County budget is not lean, good governance requires the Board to set priorities for the fixed revenue in any year, and every year that revenue is going to change; typically now, it is going up. He pointed out that total taxes of percent of income continues to increase and is repressive to the average taxpayer, most seniors have reached their limit on the amount of taxation they can afford to live on; he noted that Brevard has a large senior population, and the vast majority of them are not rich and any increase in tax affects what they can buy and what they can do. He went on to say that lifeguards are nice to have, and he believes that the Tourist Development Commission (TDC) can take on and fund the lifeguard issue; he added that he would like the Board to ask the County Attorney to look into and give a written opinion on whether or not that would be a viable thing for the TDC to fund, because the TDC is flush with money, and is going to be flush with more money; and from what he can see, they are trying to find ways to spend it, and a lot of the things that money is being sent on are superfluous and unnecessary to get tourist to Brevard. He explained that one of the assumptions is that companies will not come to Brevard unless the County gives them money; he noted that he was on the siting commission for Westinghouse Corporation for eight years, and they chose three sites in Florida and the prime thing for most of the people on the committee making the decision was what the cost of living was going to be for the employees that are transferred, Florida came out way ahead because of low taxation. He added that MIRA is a sore to Merritt Island, they have spent excessive money on superfluous items; Merritt Island is not a blighted area and does not need MIRA; and he asked that the Board eliminate MIRA.

Commissioner Fisher asked Mr. Weiler what the number one reason was that Westinghouse Corporation chose Florida. Mr. Weiler replied that it was the low cost of living for its employees. Commissioner Fisher asked where taxes played into that decision. Mr. Weiler stated that the taxes are part of the low cost of living. Commissioner Fisher asked Mr. Weiler if he admits that he believes the County has low cost of living and low taxes. Mr. Weiler replied that the County did at that time, that was 15 years ago and it is continuing to go up now; one of the biggest things to attract a company is having low total cost of living for the employees that are being transferred, that is why Brevard got a lot of the Aerospace companies to come 15 to 20 years ago; they did not receive big tax incentives; and companies will come to Brevard, it has the ideal community and all of the things that companies want, the County does not have to give up-front tax money.

Commissioner Infantini stated that the Board did look into funding the lifeguards out of the TDC, and it would take an act of the Legislature because they have crafted the Statutes such that the County cannot pay the lifeguards; that was her suggestion for a long time, because the TDC is clearly flush with money, she has seen how the money has been spent; and although it has improved for the most part since there has been new leadership, but to get the Legislature it would take the Board agreeing to have the lifeguards funded from the TDC, where there is plenty of money.

Chairman Barfield explained that in addition to looking at the cost of living, companies also consider the quality of life in the area that is being considered.

January 26, 2016

Charles Tovey questioned why this issue is being addressed today, this has been an ongoing issue; and the County does not want to do anything about until it got to this point. He went on to say his facial hair is partly to celebrate men's cancer month, but also to protect himself from the elements due to the Be on Look Out (BOLO) that Mayor McCormack had put out on him for repeated violence. He added that he does not even know her. He went on to say that he has been shot at, there was arson at his house, all his pets are gone, everything that he owns had been destroyed because of, in his opinion, the EDC and the Palm Shores CRA, and the County let it happen. He explained that CRAs are wrong because of the corruption and the greed and tactics that go on to influence companies to come to Brevard. He continued to explain the crimes committed against him are attempted murder, arson, he's been run over, shot at and he has it all on video and on public record, however he has not had a chance to file yet because he is still trying to fight for his right to live; and he is afraid to be at the meeting because he lives Palm Shores, which only has a population of 930, and the County is pouring money into it, while destroying priceless environment wetlands; no amount of money can pay for the environment that was destroyed and he will continue to file again and again, as many times as he has to because he has a right and his life is priceless, and people already paved the way for him to live as an individual in security and to have property rights; and everyone else has their economic rights and their right to live, but he has been out of his house since 2009, and if people want to live in Palm Shores that is their choice but he is not going to.

Desmond Greene stated that he is a product of his community center and the involvement of people coming together to help raise him. He explained that he was able to attend school locally and obtain a degree, and he is also a business owner and a real estate broker. He went on to say that with regards to budget cuts, it seems apparent to him that the County does in fact have a revenue problem, and not necessarily budget cut problems; as a real estate broker he sees that there are people from other states that come to Florida, whether it is for work or retirement, and where the new building construction is he does not understand why or why not the impact fees are not on the table; he understands that if there are things that he does not understand it is probably because he does not have all of the information to understand it, but when he goes to help a client of his obtain a home, he does know that if they move from up north one consistent thing that he is told is that they are moving from property taxes from \$12,000 to \$13,000 per year; and in Brevard these newcomers are able to purchase the home of their dreams with no problem. He suggested that the County consider adding impact fees to take care of the roads; he added that with a gas tax, what people need is information about opportunity costs and what the alternatives are, if in fact a gas tax is voted down there may be a possibility there are going to be other cuts in other areas; and information is key. He explained that quality of life is a determining factor in the decision making process for a person or company that is considering Brevard, and if the County can show the value of the quality of life along with adding taxes, and not just taxing for the sake of taxing, people seem to be okay with that; he concluded by saying that Brevard needs additional money coming in, cuts will not be enough.

Commissioner Infantini stated that the Board raised property tax rates 30 percent over a two year period in 2009 and 2010, and the School Board raised the sales tax rate, and the Lagoon tax is now being considered for referendum, and government will always come back and ask for more; she suggested using what is there efficiently instead of going back to the well.

Peter Fusscas stated that he does not see any cuts; when there are cuts the expenditures are reduced, and the County expenditures are not being reduced, resources are being reallocated to attend to a serious problem with road repair. He pointed out that a budget is a public policy statement, and for too long County Commissioners have been saying that road repair is not a priority and not important, because it has been neglected; and there is a simple solution, to put road repair as a number one priority in the County's next budget and fund that first, then as the Board goes through the list of priorities it can ask itself if taxes should be raised in order to fund

January 26, 2016

the lower priorities. He noted that Stockton Whitten, County Manager, has wisely brought forth the problem of road repair that has been neglected for many, many years, and he put together a Blue Ribbon Commission to look into the situation, but the ball is really in the Board's corner. He suggested that the Board seriously consider two ordinances, one to make the entire County and economic development zone, and one to make the entire County a CRA, if indeed the benefits outweigh the cost to the County. He added that when CRAs and economic development zones are expanded there needs to be, in the interlocal agreement, an exit clause that provides the County with the ability to manage that partnership.

Pam LaSalle stated that this is a world with finite resources, and as a senior citizen who is retired and on a fixed income she did not get a Cost of Living Adjustment (COLA) and her neighbors did not get a COLA; and if the gas tax is increased it is inflationary, it is not going to end at the pump, it goes into everything that uses gasoline. She pointed out that it is cold up north, and people come to Florida because the taxes are low and the weather is warm; and companies do not need incentives for the CEOs to come to Florida. She went on to say that she is originally from Texas, and one of the least appealing things about Texas is the taxes; people may hear that the taxes are low, but they are not, property taxes are on the fair market value of a person's home from two and half to three percent every year; and that would make taxes on a \$200,000 home anywhere from \$5,000 to \$6,000 per year, that is \$500 per month. She stated that it seems to her that with regards to the assumption that the County Manager is not doing his job and the issue of a contract going from \$12,000 to \$70,000, she does not understand why it was not cleared up before ever coming to the Board. She expressed that she believes the transportation issue could be worked out through County Management quite a bit, and she thinks there is room for improvement in giving people transportation that they do not have now. She noted that she has seen signs from the Viera Company, which is DUDA, saying that it is paying for the road improvements, however she believes the cost for road improvements will be in the price of what it sold. She went on to say that when she purchased her house it had a paved road, if it did not probably would not have bought it, but if she had she would have expected to pay a lot less; she would not have bought it at a low price and expected somebody to come along and pave the road for her, and make her house more valuable. She noted that the people live in a republic, in a democracy if everyone votes themselves money it is going to go broke, and that is where it is at right now. She added that she has spent thousands of hours researching an issue that she talks to the Board about regularly and nothing ever changes; it is toxoplasmosis. She read aloud the conclusion to an abstract regarding chronic Toxoplasmosis in autistic children; she commented that feral cats are allowed in a community and they spread this parasite; the Board keeps people in depressed area, low socioeconomic conditions in that place and others are lowered into it; and it is entrapping people that the Board claims to be helping, and the Board does not listen to her on this issue. She went on to express that it irks her to no end that someone from MIRA complains about coming to the Board for the second time in six months to ask for money, when she has spent thousands of hours of her personal time learning a job that the Board and County Management should have known, and she is here telling the Board ways to help these people at cost, to save money, improve their lives; but MIRA is irked. She added that she will do everything that she can not to spend a nickel in Palm Shores, because its representatives have insulted Commissioner Infantini and laughed at a citizen.

Keith Rigler stated that CRAs were developed to replace blight and blighted areas, what it has turned into is gemification, for example Downtown Melbourne and Cocoa Village; it has turned into a place for rich people to go enjoy the arts and watch drama at restaurants, and the blighted areas are not recovered. He explained that there cannot be a city or county without roads, infrastructure, police, and fire rescue, and before the County spends one dollar those four things should be taken care of. He went on to say that businesses are struggling and in 2008 Palm Bay got hit the worst, and Commissioner Infantini tried to do it the conservative way and Commissioner Fisher tried to do it another way; the County is robbing businesses from other

January 26, 2016

places with the Economic Development Zone and paying them millions instead of lowering the taxes for businesses that are already here, that are hurting, and letting them grow. He pointed out that there are a lot of people that say government is broke, yet they come to the Board and ask for stuff that was done for family; he expressed that he had previously said to the Board that this needs to stop, someone almost got arrested, people got escorted out, feelings were hurt, and now this is what it has come to. He suggested that the County Manager should set up a website where the Board can communicate and the public has the ability to view it.

Commissioner Infantini stated that she believes that is a good idea and would like to get the opinion of the County Attorney on whether or not that would be possible.

Scott Knox, County Attorney, stated that he can look into it and research it.

Commissioner Infantini explained that people coming up with suggestions are laughed at, and for years she came up with budget cut ideas and, under past leadership, staff would come back with a PowerPoint presentation to shoot down each and every idea. She noted that she is appreciative that people keep coming back and speaking before the Board knowing that they will be shot down and ridiculed by some members of the Board.

Mayor McCormack stated that she has known the Commissioners for many years and she has never come before the Board and been disrespectful to anyone; and regarding the previous woman who spoke, she has never heard of or seen this woman and certainly no one in the Town of Palm Shores has ever done anything her, and she was taken aback by the woman's comments about her personally; and since she was personally attacked, she feels she has the right to defend herself. She added that in regarding to the gentleman that spoke, who attends every meeting, he does not live in the Town of Palm Shores; no one on her town has done anything physically to that gentleman at any time ever, she can assure the Board of that. She went on to say that she is sorry that the woman was upset, but if she had a problem with her personally she would much rather her come and approach her to discuss it, but the Town has not done anything to the woman; as she stated before, she has never been disrespectful to one member of the Commission, nor the previous Commission; and she appreciates Chairman Barfield for giving her the opportunity to defend the Town of Palms Shores for something they have not done, and if the woman would like to speak with her, she would be happy to talk with her after the meeting.

Commissioner Infantini stated that with regard to Mr. Tovey, she believes he was referring to an incident that happened where there was a document that a person cannot be approached, she believes a document was either served on Mayor McCormack or on Mr. Tovey with regard to the other person; and she believes there has been some give and take between the two of them over the years.

Mayor McCormack replied that the Town has complained to the County, Mr. Tovey lives in the County; Mr. Tovey does not live in the Town of Palm Shores.

ITEM VIII.C., ROBIN FISHER, DISTRICT 1 COMMISSIONER

Commissioner Fisher stated that he is going to hand out a resolution that he would like the Board to approve. He went on to say that unfortunately the Board has dragged people to several meetings over the last several months and back again today; and people are taking time out of their lives to come and have to defend things that probably should have been handled through the budgeting process, and they are contiguous issues. He added that Commissioner Infantini added Items to the Agenda on Friday, made people miss work to come out here to deal the with defunding of Community Redevelopment Agencies (CRAs), defunding of MIRA, and

January 26, 2016

cash incentives; and it is really unfair to the public. He stated that this resolution addresses the issue of the Board no longer asking the County Manager to place any items on the County Commission Agenda until a majority of the Board votes to do so, if it is related to funding and defunding of CRAs, tax increment districts, funding of incentives, or Economic Development grants; he added that there is no need, unless a majority of the Commission wants to hash this out every other two or three weeks. He expressed that he would like for the Commissioners to read it and then take a vote, because he does not see any reason why the Board has to keep having these discussions and bringing people out to discuss items, when actually a Commissioner needs three members of the Board to do something anyway; if a Commissioner has got something and he/she can get three votes to put it on the Agenda again in the future, that is good, but if they do not have it, then stop looking; and he added that he wants to stop looking in the rear view mirror and start looking out of the windshield and move this County forward.

Commissioner Infantini stated that the nice thing that she did was followed County rules and got her Items on the Agenda before noon on Friday, actually they were put out very, very late after 5:00 on Thursday, so it would be out there before noon on Friday so that any Commissioner that wanted to garner support or press for their Item, they could have gotten that out over the weekend. She went on to say that when a last minute resolution is given, that cannot be vetted to the public, she would encourage the Board not to vote on it yet; if Commissioner Fisher wants to bring this back when the whole County Commission and the public has a chance to vet the resolution, that is all good and well; and while she would not support it, that was not Commissioner Fisher's point and he was not looking for her vote, but she is looking for all votes to be vetted properly through the community so that everybody has a right to see it. She expressed that to spring something on the Board at 12:09 p.m., and telling the Commissioners that they need to vote on it in five minutes, she only knows of one other elected official who does stuff like that, and she does not think it is a good idea.

Commissioner Fisher stated that he believes it is a great idea because the Board dragged people out today because of Commissioner Infantini's Thursday resolution, and then all of a sudden the Board withdrew the Item from the Agenda and did not want to discuss it, and wanted to table it, after these people have come in, drove down from wherever they drove in and drove out, and they sat there and spent three hours with the Board on issues that it has said, and the community has voted on and been approved by either previous Board's when it deals with CRAs, incentives, tax abatements, and Economic Development grants. He added that the majority of the Board has been supportive of these issues, and to continue to have to take time and ask people to come and do this, well, these people are calling and asking if they need to be there today, or people are concerned, it is kind of crazy; the Board has passed resolutions hundreds of times in the last seven years that was presented to it; and all this resolution is saying is that there has to be three votes for a Commissioner to put items on the Agenda, otherwise, County staff is being driven crazy. Commissioner Fisher made a motion to approve the resolution as written.

Commissioner Anderson seconded.

Commissioner Infantini expressed that she has not seen the Board driving County staff crazy; she put those resolutions on the Agenda all by herself with the aid of her staff; she did not seek any aggravation or support from County staff whatsoever, and she would be disappointed in anybody on this Commission voting to hinder the public's right to know what the Board is going to be voting on prior to it having a chance to be vetted.

Commissioner Smith stated that he has not had a chance to read this, and he cannot say if it is a good idea or bad idea; he understands what Commissioner Fisher is saying, and it has some merit, but at the same time he believes it would be wise for this Commission to table this. He

January 26, 2016

asked Commissioner Fisher table so that cooler heads can prevail, and everybody can calm down a little bit; he added that the Board can revisit this in two weeks. He asked for clarification that with this resolution, in the future if a Commissioner wants to do a resolution they have to get three Commissioners to agree to that resolution beforehand.

Commissioner Fisher responded no. He explained that the Board continues to drag cities and their directors, city staff, their personnel, and their citizens to meetings to discuss defunding CRAs; the Board continues to drag in EDC and business people that are running businesses and operations to discuss stopping Economic Development grants, or to discuss non-support of a tax exemption. He added that it is not fair to just throw items on the Agenda and say the Board is going to talk about it, because right now any citizen or any Commissioner can do that and create this uproar in the community; what he is proposing is that if any three Commissioners at any point of time want to put those on the Agenda, the Board can vote to put it on the Agenda; but just to be able for one Commissioner to throw these items on the Agenda because they personally do not like them, is not fair to the community or the other Commissioners. He went on to say that he is okay with Commissioners saying they want to put an item on the Agenda, and asking for three votes to do so; but a Commissioner cannot just, on a Friday afternoon, submit it to be put on the Agenda and say all of a sudden they want to discuss that; and then when the whole community comes out to discuss it, decide to table that item; it is not fair to the citizens and the group of that. He expressed that all he proposing is any three votes can direct the County Manager, at any point in time, that the Board will discuss CRAs or Economic Development grants, but it needs to be the majority of the Commission, because it is going to take the majority of the Commission to get it approved anyway.

Chairman Barfield stated that his issue is also receiving these Agenda Items Friday afternoon, that is not much time, and he believes it actually could have been done a lot faster; but if it had been a week before that time, the Board could have spent much more time with it, and that happens a lot; and it is not just Commissioner Infantini either, it is other Commissioners too. He went on to say that if these things are things that come up all the time, that the Board has discussed over and over, he questions why the Board keeps rehashing this when it already knows it does not have the three votes right now to get rid of something or to change something; and what the Board should be doing is focusing on the actual problem instead. He questioned how this relates to the budget process.

Commissioner Fisher stated that it does not hinder the budget process, and it does not hinder next week if three Commissioners want to talk about it; what it does is it limits any one Commissioner from just nonchalantly adding items to the Agenda.

Commissioner Smith suggested changing the procedure, that a resolution cannot be presented at the last minute.

Commissioner Fisher explained that things are going to come up, and someone might have a real item that they need to throw on the Agenda.

Commissioner Smith pointed out that the procedure can be changed to say, except in cases where three Commissioners can agree to put it on the Agenda. He added that he agrees in principal in what Commissioner Fisher is saying, but something just does not seem right about it and he would like time to think about it.

Commissioner Fisher stated that perhaps the County Attorney can explain exactly what he is trying to do.

January 26, 2016

Commissioner Infantini suggested that Commissioner Fisher is trying to say that he should be allowed to present a resolution at the last minute with five minutes to make a decision, but she should not be able to present a resolution with a whole weekend and an extra day to present.

Commissioner Fisher reiterated his earlier comments regarding the Board continuing to bring up the discussion of defunding CRAs and discontinuing Economic Development grants and tax exemptions/abatements, and dragging citizens away from their jobs to come and defend each one of those programs; and it is not fair.

Commissioner Infantini pointed out that she did not say get rid of tax abatements, she said cash incentives, cash incentives were never voted on; tax abatements are voted on, and she was making the suggestion to vote on cash incentives, so that if the Board is going to continue giving up to \$8 million or \$10 million to one company, it should be at the voters whim, the voters should say, yes, they want the Board to be able to maybe charge an extra half penny sales tax so it can give cash incentives; and that is what she is trying to do, is put it up to the voters. She added that she said nothing about tax abatements, Commissioner Fisher keeps using the wrong terminology, and the whole point is that she is trying to reach a compromise and that is why these items are on the Agenda, so the Board can reach a compromise on how it approaches budgeting.

Chairman Barfield asked for the County Attorney to explain this.

Scott Knox, County Attorney, stated that there are two different issues; the first issue is whether a Commissioner can present a resolution at a meeting like Commissioner Fisher has done, which the answer to that question is yes, the Board does not have rules that say that cannot be done; the second issue is what this resolution is about, and as he reads the resolution, what it is saying, which Commissioner Fisher has been saying is, the Board has gone over this issue of CRAs, defunding CRAs, and eliminating cash grants is a new issue but it is part of the same overall issue; what Commissioner Fisher is trying to do with the resolution, he believes, is to say that the Board has considered those issues many, many times, and there is a majority vote to continue going forward with those things that has been repeatedly evidenced; and Commissioner Fisher basically wants that issue to be resolved permanently until three votes say that the Board wants to look at it again, and that is what the resolution does.

Commissioner Infantini expressed that she thinks it is illegal to stifle her ability to place items on the Agenda.

Commissioner Fisher stated that one of the things that he has learned being a Commissioner is once a decision is made and there were three votes for it, then it is the job of each Commissioner to do everything, whether they are on the winning side of that vote or against it, to make it successful; and that is what he does. He went on to say that there are things that he has lost in the year, but once the order has been done, the play has been called, a person goes runs the play, and the play has been called here, that the Board is okay with CRAs and giving cash incentives, at least the majority of the Board is; and he suggested that the Board run the play and make it successful. He pointed out the Board lives looking in the rear view mirror on every decision that has been made if someone did not like it, and he is narrowing the window; this resolution is only dealing with things that the Board drags people out for time, after time, after time, that is CRA defunding and tax incentives, whether or not they have value. He added that the Board continues to argue, and he does not want to argue about that anymore, unless three Commissioners say that they want to argue about it again.

Chairman Barfield stated that he completely agrees with it; and the Board is wasting too much energy on things that are not going to work, and it needs to focus on the future, on what it can do. He added that a good example is the gas tax, he threw it out there and it failed; the Board

January 26, 2016

needs to move on and figure something else out, it makes no sense to keep rehashing it. He expressed that he is in favor of the resolution; and he called the question.

Commissioner Smith stated that he would like to see it tabled to give the Board time to cool off and think about it. He added that he agrees with what Commissioner Fisher is saying, but he would still like to have two weeks to think about it and bring it up at that point in time.

The Board adopted Resolution No. 16-007, directing the County Manger not to place any item on the Agenda, until a majority of the Board votes to do so, relating to the funding, defunding, or dissolution of Community Redevelopment Agencies or other entities funded with a tax increment recognized by Sections 200.001 and 200.065, Florida Statutes, as well as the continuation or non-continuation of economic development grants or Ad Valorem tax exemptions.

RESULT:	ADOPTED [3 TO 2]
MOVER:	Robin Fisher, Commissioner District 1
SECONDER:	Andy Anderson, Commissioner District 5
AYES:	Robin Fisher, Jim Barfield, Andy Anderson
NAYS:	Trudie Infantini, Curt Smith

ITEM VIII.G., JIM BARFIELD, DISTRICT 2 COMMISSIONER/CHAIRMAN

Chairman Barfield addressed the County Manager, stating that he does not believe the Board has a policy or procedure when it looks at turning parks over to cities, and he would like to see the Board have something like that; he believes it will make it much easier. He added that he would also like to see the Board bring back the impact fees, and the Board needs to work on that; he is unsure of how long it takes to get a date that the Board can make decisions on that, but he would like to vote on it now, for when the sunset happens, let that happen; and he suggested bringing that information to the next meeting. He went on to say that this past week he was in Tallahassee working towards getting funding for Brevard's beaches, and it looks like it is going pretty good.

Upon consensus of the Board, the meeting adjourned at 12:23 p.m.

ATTEST:

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

SCOTT ELLIS, CLERK