

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

5:30 PM

The Board of County Commissioners of Brevard County, Florida, met in special session on September 9, 2014 at 5:31 PM 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	Vice Chairman/Commissioner District 1	Present	
Chuck Nelson	Commissioner District 2	Present	
Trudie Infantini	Commissioner District 3	Present	
Mary Bolin Lewis	Chairman/Commissioner District 4	Present	
Andy Anderson	Commissioner District 5	Present	

INVOCATION

The invocation was provided by Reverend Dr. Tim Rogers-Martin, Eastminster Presbyterian Church, Indialantic.

PLEDGE OF ALLEGIANCE

Commissioner Andy Anderson led the assembly in the Pledge of Allegiance.

ITEM I.A.1., PUBLIC HEARING, RE: ANNOUNCEMENT OF THE PERCENTAGE CHANGE IN THE FY 2014-2015 TENTATIVE AGGREGATE MILLAGE OVER THE AGGREGATE ROLLED BACK RATE

Chairman Bolin Lewis called for the public hearing for the announcement of the percent change in the FY 2014-2015 tentative aggregate millage over the aggregate rolled back rate.

Stockton Whitten, County Manager, stated this Item allows for the announcement of the percentage change; the tentative aggregate operating millage rate funds the portion of the FY 2014-2015 budget that is supported by property taxes; and he asked the Budget Office to read into the record the tentative aggregate millage or tax rate for FY 2014-2015.

Tom Rosenberg, Budget Director, announced the aggregate tentative millage rate for the FY 2014-2015 budget is 6.9438; the tentative aggregate rate is 1.56 percent less than the aggregate current FY 2013-2014 millage rate of 7.0537; the aggregate rolled back rate for FY 2014-2015 budget is 6.7996; the aggregate tentative millage for the FY 2014-2015 budget is 6.9438; and the tentative aggregate rate is 2.12 percent more than the aggregate rolled back rate.

There being no further comments, the Board acknowledged the announcement of the FY 2014-2015 aggregate rolled back rate is 6.7996 mills; the aggregate tentative rate is 6.9438; and the percentage change is 2.12 percent, including voted millages.

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ITEM I.A.2., PUBLIC HEARING, RE: PUBLIC COMMENT: REVISED TENTATIVE COUNTY BUDGET FOR FY 2014-2015

Chairman Bolin Lewis called for the public hearing to listen to public comment on the revised tentative County budget for FY 2014-2015.

Tom Rosenberg, Budget Director, stated the revised tentative County budget for FY 2014-2015 is \$1,036,245,182; the budget represents a decrease of 3.1 percent, or \$32,951,840 from the FY 2013-2014 amended budget of \$1,069,197,022.

Dennis Clements, Rockledge Tennis Association, stated he is present to talk about the tennis facility of the Recreation Special District #4 Operations and Maintenance; currently the McKnight Family Sports Complex is a heavily used facility; he is thrilled about the proposed budget having some capital improvements for the facility; the lighting, screening, and clay court at the facility are not in good condition; the Space Coast Tennis Association is a Countywide Association; and he recommend for the Board to try and maintain the tentative millage rate proposed at .55, so the capital improvements can be funded.

Bob Wille, Transportation Blue Ribbon Committee Vice Chairman and Sub-Committee Chairman, provided the Board with a handout of a comparison between expenditures of General Revenue, different Departments, and how much is available in percentages; he stated recommendations made to the Board did not come lightly from the Committee; he is present to speak about the budget, not the recommendations made by the Committee because the budget is a reflection of priorities by the Board; there is a maintenance issue; but when he saw the budget, it appeared to him that the Board was not within what it has ability to address regarding maintenance. He inquired why the Transportation Blue Ribbon Committee was instituted; he stated the 19-member Committee was convinced of the additional options for the Board to consider for revenue; the priority above anything else was to go towards maintenance; he sent a few emails to the County Manager to discuss maintenance during the budget workshop process; and now after seeing the budget, he is disappointed. He stated he does not know if anything can be done at this late juncture; the Committee is still a body that has not been released by the Board; and he asked the Board to disband the Transportation Blue Ribbon Committee, because it is bound by the Sunshine Law. He stated he has a passion for the benefits of good transportation; the Transportation Planning Organization has done a wonderful job; general citizens do not know how bad the maintenance end of it is because great things have been done by using State and federal funding; but this is County funding, there is a real need for maintenance, and it is not reflected in the budget as a priority.

Commissioner Infantini stated she has continually focused on reprioritizing the needs, which always takes her back to the Community Redevelopment Agencies (CRA) or the North Brevard Economic Development Zone (NBEDZ); the Board is going to be funneling about \$8 million to those next year; and she inquired if building a spec-building is necessary in North Brevard, or to concentrate on the roads. Mr. Wille responded there were conversations about what the Committee's charge was; he stated it was clear to all that getting into the budget and prioritizing was not the Committees purview; after six months of hearings, it was felt that the Committee's charge was to only look outside of the current budget; there were no recommendations made there; and he is present to raise future discussions of how Brevard County can begin address the maintenance issues of roads.

Commissioner Fisher inquired what the dollar value for maintenance is. Mr. Wille responded \$400 million was for capacity; and he stated the provided barrel-chart highlighted maintenance backlog at \$18 million a year.

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Commissioner Fisher expressed his thanks to Mr. Wille for his work done on the Committee; he stated this is one of those issues where funding for a couple of things could be stopped but it would still not solve the problem; there are some options that could help solve this, which is the way the gas and public service taxes are looked at; the real issue is at some point in time the Board will need to take the hard call and start doing what other counties are doing, like having that extra penny for roads; and he thinks when the Board gets serious about that, it could be a lot more serious about addressing the concerns the Committee had.

Mr. Wille advised the Committee offered the Board some suggestions; he understands one suggestion is going to happen without any action which is the Impact Fee Moratorium going to end at the end of this year, and will go back into place; but those dollars cannot be used for maintenance and that is the core responsibility of government, and it needs addressing.

There being no further comments, the Board accepted public comments concerning the proposed budget and tentative millages for the County's 2014-2015 Fiscal Year, including Charter Officers and Dependent Special Districts.

ITEM I.A.3., PUBLIC HEARING, RE: ADOPTION OF THE FY 2014-2015 TENTATIVE MILLAGES

Chairman Bolin Lewis called for a public hearing to adopt the FY 2014-2015 tentative millages.

Stockton Whitten, County Manager, recommended that the Board of County Commissioners discuss and tentatively adopt the FY 2014-2015 millages; and any changes to the millage rates under this item will be recomputed and announced under Item I.A.4.

The Board discussed and tentatively adopted FY 2014-2015 millages.

RESULT:	ADOPTED [4 TO 1]
MOVER:	Robin Fisher, Vice Chairman/Commissioner District 1
SECONDER:	Andy Anderson, Commissioner District 5
AYES:	Robin Fisher, Chuck Nelson, Mary Bolin Lewis, Andy Anderson
NAYS:	Trudie Infantini

ITEM I.A.4., PUBLIC HEARING, RE: ANNOUNCEMENT OF RECOMPUTED FY 2014-2015 AGGREGATE TENTATIVE MILLAGE

Chairman Bolin Lewis called for the public hearing of the announcement of the recomputed tentative aggregate millage

Tom Rosenberg, Budget Director, announced the recomputed FY 2014-2015 aggregate rolled back of 6.7996 mills; the aggregate tentative millage rate at 6.9438; and the tentative aggregate rate is 2.12 percent, more than the aggregate rolled back rate.

There being no further comments, the Board acknowledged announcement of the recomputed FY 2014-2015 aggregate rolled back rate.

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ITEM I.B.1., PUBLIC HEARING, RE: APPROVAL OF THE STORMWATER UTILITY RESOLUTION RATIFYING, CONFIRMING, AND CERTIFYING THE ANNUAL STORMWATER UTILITY SPECIAL ASSESSMENT

Chairman Bolin Lewis called for the public hearing to consider a Stormwater Utility resolution ratifying, confirming, and certifying the Annual Stormwater Utility Special Assessment.

There being no comments heard, the Board adopted Resolution No. 14-131, ratifying, confirming, and certifying the Annual Stormwater Utility Special Assessments Rolls

RESULT:	ADOPTED [4 TO 1]
MOVER:	Chuck Nelson, Commissioner District 2
SECONDER:	Robin Fisher, Vice Chairman/Commissioner District 1
AYES:	Robin Fisher, Chuck Nelson, Mary Bolin Lewis, Andy Anderson
NAYS:	Trudie Infantini

ITEM I.B.2., PUBLIC HEARING, RE: ADOPTION OF RESOLUTION CERTIFYING MUNICIPAL SERVICE BENEFIT UNIT ASSESSMENT ROLLS TO TAX COLLECTOR

Chairman Bolin Lewis called for the public hearing to consider a resolution certifying Municipal Service Benefit Unit Assessment Rolls to the Tax Collector.

There being no comments or objections hear, the Board adopted Resolution No. 14-132, adopting, ratifying, and certifying the Municipal Service Benefit Unit Assessment Rolls for FY 2014-2015.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Chuck Nelson, Commissioner District 2
SECONDER:	Andy Anderson, Commissioner District 5
AYES:	Fisher, Nelson, Infantini, Bolin Lewis, Anderson

ITEM I.B.3., PUBLIC HEARING, RE: ADOPTION OF SCHEDULE OF RATES, ASSESSMENTS AND CHARGES FOR FIRE SERVICES OPERATIONS, HAZARDOUS MATERIALS SPECIAL OPERATIONS TEAM, FIRE PREVENTION AND INSPECTION FEES, AND RATIFICATION, CONFIRMATION, AND CERTIFICATION OF THE ANNUAL FIRE SERVICES NON AD VALOREM ASSESSMENT ROLL

Chairman Bolin Lewis called for a public hearing to consider schedule of rates, assessments and charges for Fire Service Operations, Hazardous Materials Special Operations Team, Fire Prevention and Inspection Fees; and ratification, confirmation, and certification of the Annual Fire Services Non Ad Valorem Assessment Roll.

There being no objections heard, the Board adopted Resolution No. 14-133, for the Annual Fire Services Special Assessment Rate, the Fire Prevention and Inspection Special Rates, and the Hazardous Materials Special Operations Team Schedule of Rates for the Fiscal Year beginning October 1, 2014; and adopted Resolution No. 14-134, ratifying, confirming, and certifying the Annual Fire Services Non Ad Valorem Special Assessment Roll for the Fiscal Year beginning October 1, 2014, and forwarding same to the Tax Collector's Office for collection in the same manner as Ad Valorem taxes are collected.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Robin Fisher, Vice Chairman/Commissioner District 1
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Fisher, Nelson, Infantini, Bolin Lewis, Anderson

ITEM I.B.4., PUBLIC HEARING, RE: ADOPTION OF A RESOLUTION ESTABLISHING USER FEES FOR FY 2014-2015 FOR THE MELBOURNE-TILLMAN WATER CONTROL DISTRICT

Commissioner Bolin Lewis called for the public hearing to consider a resolution establishing user fees for FY 2014-2015 for the Melbourne-Tillman Water Control District.

There being no comments or objections heard, the Board adopted Resolution No. 14-135, establishing user fees for the Melbourne-Tillman Water Control District for FY 2014-2015.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Andy Anderson, Commissioner District 5
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Fisher, Nelson, Infantini, Bolin Lewis, Anderson

ITEM I.B.5., PUBLIC HEARING, RE: ADOPTION OF SOLID WASTE SPECIAL ASSESSMENTS, FEES AND CHARGES, AND RATIFICATION, CONFIRMATION, AND CERTIFICATION OF THE SOLID WASTE SPECIAL ASSESSMENT ROLLS

Chairman Bolin Lewis called for the public hearing to consider adoption of resolutions adopting the Solid Waste special assessments, fees and charges, and ratification, confirmation, and certification of the Solid Waste special assessment rolls.

There being no comments heard, the Board adopted Resolution Nos. 14-136, 14-137, 14-138, 14-139, 14-140, 14-141, and 14-142, for the Annual Solid Waste Disposal Special Assessment Rate; the Annual Solid Waste Collection and Recycling Special Assessment Rate; the Solid Waste Impact Fee Rate; Schedule of Special Rates and Gate Charges; Special Rates and Charges for Improved Non-Residential Property and Compensation Rates to be paid by Collector; and other Resolutions Ratifying, Confirming, and Certifying the Annual Disposal, Collection, and Recycling Special Assessment Rolls.

RESULT: ADOPTED [4 TO 1]
MOVER: Robin Fisher, Vice Chairman/Commissioner District 1
SECONDER: Chuck Nelson, Commissioner District 2
AYES: Robin Fisher, Chuck Nelson, Mary Bolin Lewis, Andy Anderson
NAYS: Trudie Infantini

ITEM I.B.6., PUBLIC HEARING, RE: ADOPTION FINAL FY 2014-2015 BUDGETS

Commissioner Bolin Lewis called for the public hearing to consider adoption of resolution the FY 2014-2014 final budgets for Solid Waste Management, Stormwater Utilities Department, Fire Rescue Operations Assessment, Municipal Service Benefit Units, and Melbourne-Tillman Water Control District.

There being no comments or objections heard, the Board adopted Resolution No. 14-143, adopting the final budget for the districts and programs such as Solid Waste Management at \$132,718,913; Stormwater Utility at \$11,964,056; Fire Rescue Operations Assessment at \$30,750,865; Municipal Service Benefit Units at \$23,916; and Melbourne-Tillman Water Control District at \$5,497,344.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Robin Fisher, Vice Chairman/Commissioner District 1
SECONDER:	Andy Anderson, Commissioner District 5
AYES:	Fisher, Nelson, Infantini, Bolin Lewis, Anderson

ITEM I.C.1., PUBLIC HEARING, RE: TENTATIVE APPROVAL OF A RESOLUTION ADOPTING THE FY 2014-2015 BREVARD COUNTY BUDGET

Chairman Bolin Lewis called for the public hearing to consider tentative approval of a resolution for the FY 2014-2015 Brevard County budget.

Tom Rosenberg, Budget Director, advised the revised tentative budget for FY 2014-2015 is \$1,036,245,182, which represents a decrease of 3.1 percent, or \$32,951,840 from the FY 2013-2014 amended budget \$1,069,197,022.

There being no comments heard, the Board adopted Resolution No. 14-144, adopting the County's total budget for FY 2014-2015, as indicated in Agenda Item II.A.2., at a total of \$1,036,245,182, which includes County Agencies of \$836,579,647, Charter Officers of \$139,604,465, and Dependent Special Districts of \$60,061,070.

RESULT:	ADOPTED [4 TO 1]
MOVER:	Andy Anderson, Commissioner District 5
SECONDER:	Robin Fisher, Vice Chairman/Commissioner District 1
AYES:	Robin Fisher, Chuck Nelson, Mary Bolin Lewis, Andy Anderson
NAYS:	Trudie Infantini

ITEM III.A., RESOLUTION, RE: AUTHORIZING THE ISSUANCE OF WATER AND WASTEWATER UTILITY REVENUE BONDS, SERIES 2014

The Board adopted Resolution No. 14-145, authorizing the issuance of not exceeding \$30,000,000 principal amount of Water and Wastewater Utility Revenue Bonds, Series 2014, to finance various capital improvements to the County's water and wastewater utility system; authorized the publication of a notice of sale and a competitive sale of said Series 2014 Bonds; appointed U.S. Bank National Association as the paying agent and registrar for the Bonds; authorized the distribution of a preliminary official statement and the execution of a final official statement; authorized the execution of a continuing disclosure certificate and other necessary

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documents; authorized the County Manager and other County officials and staff to take necessary action to effect the foregoing; and approved all budget changes.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Robin Fisher, Vice Chairman/Commissioner District 1
SECONDER:	Andy Anderson, Commissioner District 5
AYES:	Fisher, Nelson, Infantini, Bolin Lewis, Anderson

ITEM IV.A., RESOLUTION, RE: BAREFOOT BAY WATER AND SEWER DISTRICT FY 2014-2015 BUDGET

The Board acting as the Governing Body of Barefoot Bay Water and Sewer District, adopted Resolution No. 14-001, adopting the FY 2014-2015 budget for Barefoot Bay Water and Sewer District.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Trudie Infantini, Commissioner District 3
SECONDER:	Andy Anderson, Commissioner District 5
AYES:	Fisher, Nelson, Infantini, Bolin Lewis, Anderson

ITEM V.B., REPORT, RE: SCOTT KNOX, COUNTY ATTORNEY

Scott Knox, County Attorney, stated a phone call yesterday around 5:00 p.m. came in from Lori Scott, Supervisor of Elections, advising there is a typographical error in the ballot language, that was already printed for the AVT Referendum coming in November; and she is asking for permission to add the word 'to' to the ballot language where it is missing.

The Board authorized Lori Scott, Supervisor of Elections, to replace typographical error in the ballot language printed for AVT Referendum coming in November.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Chuck Nelson, Commissioner District 2
SECONDER:	Andy Anderson, Commissioner District 5
AYES:	Fisher, Nelson, Infantini, Bolin Lewis, Anderson

ITEM V.E., REPORT, RE: COMMISSIONER TRUDIE INFANTINI

Commissioner Infantini stated she has some budget suggestions that she would like to cover with Stockton Whitten, County Manager, in-between this budget meeting and the next budget meeting; and maybe some of her ideas would hold and be able to come back, and lower those tax rates.

Commissioner Nelson inquired if the Board could have copies of those budget suggestions after the meeting, for the rest of the Board to have an opportunity to review those; and he thinks that would be more appropriate than doing it real-time at a Commission meeting. Commissioner

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Infantini responded it is likely that the Board will be given a copy. Commissioner Nelson inquired likely. Commissioner Infantini responded affirmatively.

ITEM V.F., REPORT, RE: COMMISSIONER MARY BOLIN LEWIS

Chairman Bolin Lewis stated she and Commissioner Anderson attended the Embraer ribbon cutting yesterday for the new technology center; it was a glorious event; more and more businesses are coming around with them; and Brevard citizens are getting jobs.

By consensus of the Board, the meeting adjourned at 6:01 p.m.

ATTEST:

MARY BOLIN LEWIS, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA

SCOTT ELLIS, CLERK