



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Public Hearing

E.1.

8/9/2022

Subject:

Adoption of a Resolution establishing user fees for FY 2022-2023 for the Melbourne-Tillman Water Control District

Fiscal Impact:

Dept/Office:

Budget

Requested Action:

It is requested by the Melbourne Tillman Water Control District that the Board of County Commissioners adopt the attached Resolution approving user fees for the Melbourne-Tillman Water Control District for FY 2022-2023 and authorize the Chair to sign the Resolution.

Summary Explanation and Background:

The user fees requested and recommended by the Melbourne-Tillman Water Control District's Board of Directors represents a 1.05% increase in the FY 2022-2023 rates for Residential, a 4.69% increase for Commercial, and no increase in Agricultural due to the legislative cap on the agricultural classification. Proposed rates are as follows:

- Residential from \$24.74 per lot or acre to \$25.00
- Agriculture remains at \$8.50 per lot or acre
- Commercial from \$47.93 per lot or acre to \$50.18

Per Ch. 2001-336 Laws of Florida, the fee must be established by resolution of the Board of Directors and approved by a majority vote of the Board of County Commissioners, with each County Commissioner whose county commission residency area lies wholly or partially within the District (District 3 and District 5) voting in the affirmative.

Clerk to the Board Instructions:



August 10, 2022

Debbie Leclair, District Manager
Melbourne-Tillman Water Control District
5990 Minton Road NW
Palm Bay, FL 32907

Dear Ms. Leclair:

RE: Establish Proposed User Fees for the Melbourne-Tillman Water Control District
Fiscal Year 2022-2023

The Board of County Commissioners, in special session on August 9, 2022, conducted the public hearing and approved establishing the proposed user fees for the Melbourne-Tillman Water Control District for FY 2022-2023 as follows:

- (1) Residential from at \$24.74 per lot, acre or portion thereof to \$25.00
- (2) Agriculture remains at \$8.50 per lot, acre or portion thereof
- (3) Commercial from \$47.93 per lot, acre or portion thereof to \$50.18;

and authorized the Chair to sign the resolution at the second public hearing scheduled for August 16, 2022.

Your continued cooperation is greatly appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

A handwritten signature in cursive script, reading "Kimberly Powell".

Kimberly Powell, Clerk to the Board

/ds

cc: County Attorney
County Manager
Finance
Budget



Classified Ad Receipt
(For Info Only - NOT A BILL)

Customer: MELBOURNE-TILLMAN WATER

Address: 5990 MINTON RD NW
PALM BAY FL 32907
USA

Ad No.: 0005343005
Pymt Method Invoice
Net Amount 249.12

Run Times: 1

No. of Affidavits: 0

Run Dates: 08/02/22

Text of Ad:

Ad#5343005	8/02/2022						
MELBOURNE-TILLMAN WATER CONTROL DISTRICT Public Hearing							
THE BOARD OF DIRECTORS OF THE MELBOURNE-TILLMAN WATER CONTROL DISTRICT HAVE TENTATIVELY ADOPTED A BUDGET FOR THE FISCAL YEAR 2022/2023.							
THE PROPOSED BUDGET RECOMMENDS THE USER FEE RATES AS FOLLOWS:							
CATEGORY:	<table><tr><td>RESIDENTIAL</td><td>\$25.00 per acre or portion thereof</td></tr><tr><td>AGRICULTURAL</td><td>\$8.50 per acre or portion thereof</td></tr><tr><td>COMMERCIAL</td><td>\$50.18 per acre or portion thereof</td></tr></table>	RESIDENTIAL	\$25.00 per acre or portion thereof	AGRICULTURAL	\$8.50 per acre or portion thereof	COMMERCIAL	\$50.18 per acre or portion thereof
RESIDENTIAL	\$25.00 per acre or portion thereof						
AGRICULTURAL	\$8.50 per acre or portion thereof						
COMMERCIAL	\$50.18 per acre or portion thereof						
THESE FEES ARE LEVIED IN ACCORDANCE WITH FLORIDA LAWS CHAPTER 01-336, AS AMENDED BY CHAPTER 03-334.							
A PUBLIC HEARING ON THE PROPOSED USER FEES RATES WILL BE HELD BY THE BREVARD COUNTY BOARD OF COMMISSIONERS, ON TUESDAY, AUGUST 9, 2022 AT 5:30 PM, IN THE CITY OF PALM BAY COUNCIL CHAMBERS, 120 MALABAR ROAD NW, PALM BAY, FLORIDA 32907.							
PURSUANT TO SECTION 286.0105, FLORIDA STATUTES, THE DISTRICT HEREBY ADVISES THE PUBLIC THAT: If a person decides to appeal any decision made by the Board members with respect to any matter considered at this meeting, they will need a record of the proceedings and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the District for the introduction or admission into evidence of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.							
In accordance with the American with Disabilities Act and 286.26 Florida Statutes, persons with disabilities needing special accommodations to participate in this proceeding should contact the office of the Melbourne-Tillman Water Control District no later than 48 hours prior to the proceedings at 321/723-7233 for assistance.							

RESOLUTION NO.2022-_____

A RESOLUTION TO AUTHORIZE AND ADOPT USER FEES PURSUANT TO CHAPTER 2001-336, LAWS OF FLORIDA, AUTHORIZING THE BOARD OF THE MELBOURNE-TILLMAN WATER CONTROL DISTRICT TO LEVY USER FEES FOR FISCAL YEAR 2022-2023 AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 2001-336, Laws of Florida, provides the authority for the Melbourne-Tillman Water Control District to levy user fees; and

WHEREAS, the Melbourne-Tillman Water Control District is a dependent special district of the Brevard County Board of County Commissioners whose charges and budget are subject to the approval of the Brevard County Board of County Commissioners; and

WHEREAS, the user fees proposed by the Melbourne-Tillman Water Control District have been advertised and the subject of public hearings conducted by the Brevard County Board of County Commissioners on August 9, 2022; and August 16, 2022.

WHEREAS, the user fees to be levied represent a 1.05% increase over current rates for Residential, a 4.69% increase for Commercial and no increase in Agricultural due to the legislative cap on the agricultural classification, are stated in this resolution, and have been publicly read in full.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

1. The Board of Directors of the Melbourne-Tillman Water Control District has adopted the following classifications (categories of land use) to be assessed as follows:

CLASSIFICATION I, RESIDENTIAL -	\$25.00 per lot, acre or portion thereof
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CLASSIFICATION II, AGRICULTURAL - \$ 8.50 per lot, acre or
portion thereof

CLASSIFICATION III, COMMERCIAL - \$50.18 per lot, acre or
portion thereof

This levy has been adopted for the Budget of the District for the Fiscal Year beginning October 1, 2022, and ending September 30, 2023.

2. The aforementioned classifications and fees of the Melbourne-Tillman Water Control District are hereby ratified and affirmed for the Budget and Fiscal Year 2022-2023.

3. A certified copy of this Resolution shall be filed with the Tax Collector of Brevard County, Florida.

4. This Resolution shall take effect immediately upon its adoption.

DONE, ORDERED AND ADOPTED, THIS 16th DAY OF August, A.D., 2022.

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA

Rachel Sadoff, Clerk of the Court

By: _____
Kristine Zonka, Chair

As approved by the Board on August 16, 2022