



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Unfinished Business

H.3.

7/11/2023

Subject:

Resolution Directing the County Manager to Schedule Meetings to Consider Future Elected County Officer Budget Request Increases that Exceed Three Percent

Fiscal Impact:

None

Dept/Office:

Board Chair

Requested Action:

It is requested that the Board of County Commissioners adopt a resolution directing that whenever an elected county officer submits an annual budget request that exceeds a three percent increase from the then-current fiscal year, the County Manager shall schedule a public meeting before the Board of County Commissioners within thirty days of such submittal for such county officers to explain the basis and need for such an increase.

Summary Explanation and Background:

The Brevard County Home Rule Charter (the "Charter") identifies the Sheriff, Property Appraiser, Tax Collector, Clerk of the Court, and Supervisor of Elections as elected county officers. Brevard County funds, in whole or in substantial part, the budgets of these elected county officers.

The County levies ad valorem taxes, adopts a budget, and sets its millage rates pursuant to the statutory framework and requirements of Chapter 129 and Chapter 200, Florida Statutes, except that the County is subject to an additional cap on the growth of ad valorem tax revenues specifically provided in a special act, Chapter 2007-31, Laws of Florida, and implemented in section 2.9.3.1 of the Charter. Section 2.9.3.1 of the Charter restricts annual ad valorem tax revenue growth to the lesser of three percent or the percentage change in the consumer price index for the previous year.

To adopt a budget within the constraints of the Charter cap, it is crucial that the Board of County Commissioners have access to detailed information regarding the budgets of the offices headed by the elected county officers. Section 129.021, Florida Statutes, provides that, notwithstanding other provisions of law, the budgets of all county officers must be in sufficient detail and contain such information as the Board of County Commissioners may require in furtherance of its budgetary powers and responsibilities.

The proposed resolution directs the County Manager to add to the agenda of a regularly schedule meeting whenever an elected county officer submits an annual budget request that exceeds a three percent (3%) increase over the then-current budget year. Scheduling elected county officers to appear at a public meeting before the Board of County Commissioners to explain the basis and need for such a budget increase will

further increase transparency and keep the public informed.

Clerk to the Board Instructions:

Return an executed copy of the Resolution to the County Manager's Office.



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July 12, 2023

M E M O R A N D U M

TO: Frank Abbate, County Manager

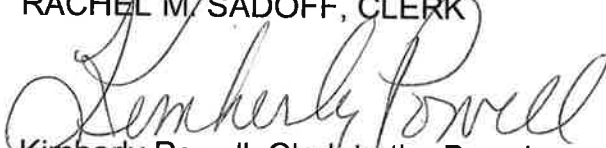
RE: Item H.3., Resolution Directing the County Manager to Schedule Meetings to Consider Future Elected County Officer Budget Request Increases that Exceed Three Percent

The Board of County Commissioners, in regular session on July 11, 2023, adopted Resolution No. 23-061, directing that whenever an elected County Officer submits an annual budget request that exceeds a three percent increase from the then-current Fiscal Year, the County Manager shall schedule a public meeting before the Board of County Commissioners within 30 days of such submittal for such County Officers to explain the basis and need for such an increase. Enclosed is a fully-executed Resolution.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK


Kimberly Powell, Clerk to the Board

/ds

Encl. (1)

cc: Each Commissioner
Finance
Budget

RESOLUTION NO. 2023 .061

A RESOLUTION DIRECTING THAT, TO FURTHER INCREASE TRANSPARENCY AND KEEP THE PUBLIC INFORMED, WHENEVER AN ELECTED COUNTY OFFICER SUBMITS AN ANNUAL BUDGET REQUEST THAT EXCEEDS A THREE PERCENT INCREASE FROM THE THEN-CURRENT FISCAL YEAR, THE COUNTY MANAGER SHALL SCHEDULE A PUBLIC MEETING BEFORE THE BOARD OF COUNTY COMMISSIONERS WITHIN THIRTY DAYS OF SUCH SUBMITTAL FOR SUCH COUNTY OFFICER TO EXPLAIN THE BASIS AND NEED FOR SUCH AN INCREASE.

WHEREAS, the Brevard County Home Rule Charter (the "Charter") identifies the Sheriff, Property Appraiser, Tax Collector, Clerk of the Court, and Supervisor of Elections as elected county officers;

WHEREAS, Brevard County, Florida, a political subdivision of the State of Florida, funds in whole or in substantial part the budgets of the offices of these elected county officers; and,

WHEREAS, the County levies ad valorem taxes, adopts a budget, and sets its millage rates pursuant to the statutory framework and requirements of Chapter 129 and Chapter 200, Florida Statutes, except that the County is subject to an additional cap on the growth of ad valorem tax revenues specifically provided in a special act, Chapter 2007-31, Laws of Florida, and implemented in section 2.9.3.1 of the Charter; and,

WHEREAS, section 2.9.3.1 of the Charter restricts annual ad valorem tax revenue growth to the lesser of three percent or the percentage change in the consumer price index for the previous year; and,

WHEREAS, to adopt a budget within the constraints of the Charter's cap on ad valorem tax revenue growth, it is crucial that the Board of County Commissioners have access to detailed information regarding the budgets of the offices headed by the elected county officers; and

WHEREAS, scheduling elected county officers to appear at a public meeting before the Board of County Commissioners to explain the basis and need for any requested budget increase in excess of three percent (3%) over the preceding fiscal year will further increase transparency and keep the public informed; and

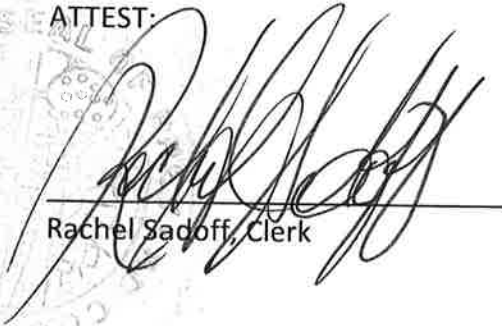
WHEREAS, section 129.021, Florida Statutes, provides that, notwithstanding other provisions of law, the budgets of all county officers must be in sufficient detail and contain such information as the Board of County Commissioners may require in furtherance of its budgetary powers and responsibilities.

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

1. The foregoing recitations are true and correct and by this reference incorporated.
2. Beginning in fiscal year 2024-2025, whenever an elected county officer submits an annual budget request that exceeds a three percent (3%) increase from the then-current fiscal year, the County Manager shall add to the agenda of a regularly scheduled public meeting before the Board of County Commissioners an item for such elected county officer to explain the basis and need for such an increase.
3. This resolution shall be effective immediately upon adoption, and its directive shall remain in effect until such time as the Board of County Commissioners directs otherwise.
4. This resolution is supplemental to Board Policy BCC-97's provisions regarding the calling of meetings, and the County Manager is hereby authorized to call a meeting as directed in paragraph 2 herein without further action of the Board Chair or two or more Commissioners.

DONE, ORDERED, and ADOPTED, in regular session, this 11th day of July, 2023.

ATTEST:



Rachel Sadoff, Clerk

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA



Rita Pritchett, Chair

JUL 11 2023

As approved by the Board on _____