



# Agenda Report

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Consent

230-234

F.5.

11/19/2019

### Subject:

Advisory Board Resolutions rescinding repetitive language and amending Resolutions changing the term of advisory committees/board membership terms from 1 year to 2 years

### Fiscal Impact:

There is no fiscal impact to the County by increasing the term of advisory committees/board member appointments from 1 year to 2 years.

### Dept/Office:

County Manager

### Requested Action:

It is requested that the Board of County Commissioners consider adopting the attached seven Resolutions relating to specific advisory committees/boards changing the term of the appointees from a 1 year term to a 2 year term as well as rescinding Resolutions that contain repetitive language.

### Summary Explanation and Background:

On September 5, 2019, the Board of County Commissioners identified several advisory committees/boards created by a County Resolutions where advisory board member appointments term length was 1 year. Due to the administrative burden on the County, the Board approved changing these advisory committees/board member term lengths from 1 year to 2 years. The seven Resolutions attached reflected the advisory committees/boards identified on September 5, 2019 agenda. Staff is working on Ordinances that will similarly amend other advisory committees/board member terms created by Ordinance for the Board's consideration at the upcoming December 10, 2019 meeting.

### Clerk to the Board Instructions:



Tammy Rowe, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001  
Fax: (321) 264-6972  
Tammy.Rowe@brevardclerk.us

November 20, 2019

MEMORANDUM

TO: Frank Abbate, County Manager

RE: Item F.5., Advisory Board Resolutions Rescinding Repetitive Language and Amendment Resolutions Changing the Term of Advisory Committees/Board Membership from One Year to Two Years

The Board of County Commissioners, in regular session on November 19, 2019, adopted Resolution Nos. 19-230, 19-231, 19-232, 19-233, 19-234, 19-235, and 19-236, relating to specific advisory committees/boards changing the term of the appointees from a one-year to a two-year term, as well as rescinding Resolutions that contain repetitive language. Enclosed are fully-executed copies of each Resolution.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS  
SCOTT ELLIS, CLERK

*Tammy Rowe*

Tammy Rowe, Deputy Clerk

Encls. (7)

cc: County Attorney

RESOLUTION 2019-230

A RESOLUTION BY THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS RELATING TO THE BREVARD COUNTY MARINE ADVISORY COUNCIL ESTABLISHED FOR THE PURPOSE TO ADVISE THE BOARD COUNTY BOARD OF COUNTY COMMISSIONERS ON ISSUES RELATING TO MARINE AND BOATING RELATED MATTERS, BOATING IMPROVEMENTS PROJECTS, ENHANCED MARINE SAFETY AND EDUCATION PROJECTS, AND WATER; AMENDING RESOLUTION No. 99-258 TO ADDRESS TERM LENGTH AND TERM LIMITS.

**WHEREAS**, on November 9, 1999, the Board of County Commissioners adopted Resolution No. 99-258 establishing the Brevard County Marine Advisory Council. The Council consists of ten members, with each County Commissioner appointing two members to the Council with member terms expiring after one year and established the first tasks of the Council; and

**WHEREAS**, on May 8, 2001, the Board of County Commissioners adopted Resolution No. 01-216 established the Brevard County Marine Advisory Council mission statement and scope of work; and

**WHEREAS**, on April 25, 2006, the Board of County Commissioners adopted Resolution No. 06-115 established to support the work of the Brevard County Marine Advisory Council through the Natural Resources Management Office, Boating and Waterways Section and provided the Extension Services Office Director shall administer the Brevard County Marine Advisory Council; and

**WHEREAS**, the Board of County Commissioners wishes to extend the term for Brevard County Marine Advisory Council appointees from 1 year to 2 years; and

**WHEREAS**, this Resolution amends Resolution No. 99-258 changing the term of the appointees by the County Commission appointee from 1 year to 2 years and stating the intent to apply term limits as provided by Code of Ordinances of Brevard County, Florida.

**NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA**, does hereby amend Resolution No. 99-258 regarding the Brevard County Marine Advisory Council as follows:

(1) Resolution 99-258, paragraph 1 (starting with the word "Now"), 3<sup>rd</sup> sentence, is hereby amended as follows: The term for all appointees made by an individual district commissioner shall

expire after two years, or with the term of the commissioner making the appointment, whichever occurs first. A district commissioner's appointee may continue to serve after the expiration of the district commissioner's term until he or she is reappointed or until a new appointment is made. Should the original appointee resign or otherwise be removed from the position as a member of the Committee an interim appointee may be appointed for the remainder of the original appointee's term. A commissioner has the authority to revoke appointment of his/her individual appointee at any time. Term limits shall be as provided in Section 2-213, Code of Ordinances of Brevard County, Florida.

(2) This Resolution shall take effect immediately upon its adopting and filing pursuant to law.

**DONE, ORDERED, AND ADOPTED** in regular session by the Brevard County Board of County Commissioners, this 19 day of Nov., 2019.

ATTEST:

BY:

  
Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONERS  
OF BREVARD COUNTY, FLORIDA

BY:

  
BRYAN ANDREW LOBER, Chair

As approved by the Board on: 11/19/19

Reviewed for legal form and content:

  
Shannon L. Nelson, 11/14/19

RESOLUTION 2019-231

A RESOLUTION BY THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS RELATING TO THE CITIZEN BUDGET REVIEW COMMITTEE ESTABLISHED FOR THE PURPOSE OF ASSISTING THE BOARD OF COUNTY COMMISSIONERS IN REVIEWING THE PROPOSED BREVARD COUNTY BUDGET; RESCINDING RESOLUTIONS NOS. 90-164, 04-315, 05-120 AND AMENDING RESOLUTION 15-121 TO ADDRESS TERM LENGTH AND TERM LIMITS.

**WHEREAS**, the Board of County Commissioners believes that citizen involvement in the budget process is important for transparent government; and

**WHEREAS**, the Board of County Commissioners finds that citizens who possess a broad range of expertise and experience, and are representative of the entire community will provide the most balanced perspective and overview of the County's budget; and

**WHEREAS**, the Board of County Commissioners established the Citizen Budget Review Committee to obtain input and guidance; and

**WHEREAS**, the Board of County Commissioners wishes to extend the term for Citizen Budget Review Committee appointees from 1 year to 2 years; and

**WHEREAS**, this Resolution rescinds Resolution Nos. 05-120, 04-315, and 90-164 as redundant and/or repetitive and amend Resolution No. 15-121 changing the term of the appointees by a District Commissioner from a 1 year term to a 2 year term and stating the intent to apply term limits as provided by Code of Ordinances of Brevard County, Florida .

**NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA**, does hereby amend Resolution 15-121 regarding the Citizens Budget Review Committee as follows:

(1) Resolution 15-121, paragraph 1, is hereby replaced as follows: The Citizen Budget Review Committee (CBRC) shall be comprised of one appointee from each County Commissioner and shall expire after two years, or with the term of the Commissioner making the appointment, whichever occurs first. A County Commissioner's appointee may continue to serve after the expiration of the County Commissioner's term until he or she is reappointed or until a new appointment is made. Should the original appointee resign or otherwise be removed from the position as a member of the Committee an interim appointee may be appointed for the remainder of the original appointee's term. A commissioner has the

authority to revoke appointment of his/her individual appointee at any time. Term limits shall be as provided in Section 2-213, Code of Ordinances of Brevard County, Florida.

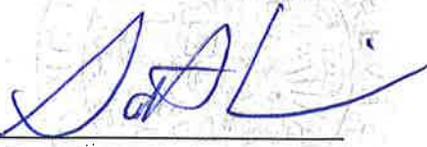
(2) Resolution 90-164, 04-315, and 05-120 are hereby rescinded as redundant and/or repetitive.

(3) This Resolution shall take effect immediately upon its adoption and filing pursuant to law.

**DONE, ORDERED, AND ADOPTED** in regular session by the Brevard County Board of County Commissioners, this 19 day of Nov., 2019.

ATTEST:

BY:

  
Scott Ellis, Clerk

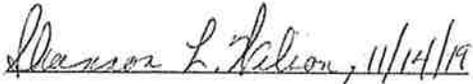
BOARD OF COUNTY COMMISSIONERS  
OF BREVARD COUNTY, FLORIDA

BY:

  
BRYAN ANDREW LOBER, Chair

As approved by the Board on: 11/19/19

Reviewed for legal form and content:

  
Hanson L. Nelson, 11/14/19

RESOLUTION 2019-232

A RESOLUTION BY THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS RELATING TO THE COUNTY'S INVESTMENT COMMITTEE ESTABLISHED FOR THE PURPOSE FOR MONITORING THE INVESTMENT TRANSACTIONS TO ENSURE THAT PROPER CONTROLS ARE IN PLACE TO MAINTAIN THE INTEGRITY AND SECURITY OF THE INVESTMENT PORTFOLIO; AMENDING RESOLUTION 2014-216 TO ADDRESS TERM LENGTH AND TERM LIMITS.

**WHEREAS**, the Board of County Commissioners on December 18, 2001 amended the County's Investment Policy (BCC-49) and created the County Investment Committee; and

**WHEREAS**, the County Investment Committee by Board Policy is responsible for monitoring the investment transactions to ensure that the proper controls are in place to maintain the integrity and security of the investment portfolio and has other duties and responsibilities as outlined in Section XV.C., BCC-49; and

**WHEREAS**, the Board of County Commissioners established an appointment process for the County Investment Committee through 2014-216; and

**WHEREAS**, the Board of County Commissioners wishes to extend the term for the County Investment Committee appointees from 1 year to 2 years and stating the intent to apply term limits as provided by Code of Ordinances of Brevard County, Florida; and

**WHEREAS**, the Board of County Commissioners rescinds Resolution No. 2005-029 as redundant and/or repetitive and amends Resolution 2014-216 changing the term of the appointee by the County Commissioners from a 1 year term to a 2 year term.

**NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA**, does hereby amend Resolution 2014-216 establishing the County Investment Committee as follows:

(1) Resolution 2014-216, paragraph 2 is hereby replaced as follows: The members of the County Investment Committee are at-large appointees made by the County Commission shall expire after two years. An at-large appointment may continue to serve after the expiration of his or her term or until a new appointment is made. Should the original appointee resign or otherwise be removed from the position as a member of the Committee an interim appointee may be appointed for the remainder of the original appointee's term. The appointment of any appointee whose appointment is subject to approval by the entire Board of County Commissioners may only be revoked by a majority vote of the

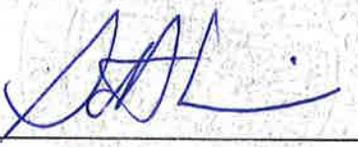
entire Board. Term limits shall be provided in Section 2-213, Code of Ordinances of Brevard County, Florida.

(2) This Resolution shall take effect immediately upon its adoption and filing pursuant to law.

**DONE, ORDERED, AND ADOPTED** in regular session by the Brevard County Board of County Commissioners, the 19 day of Nov., 2019.

ATTEST:

BY:

  
Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONERS  
OF BREVARD COUNTY, FLORIDA

BY:

  
BRYAN ANDREW LOBER, Chair

As approved by the Board on: 11/19/19

Reviewed for legal form and content:

  
Marissa R. Hilson, 11/14/19

RESOLUTION 2019-233

A RESOLUTION BY THE BREVARD COUNTY BOARD  
OF COUNTY COMMISSIONERS RELATING TO THE MIMS/  
SCOTTSMOOR PUBLIC LIBRARY ADVISORY BOARD, AN  
ADVISORY BOARD TO THE BOARD OF COUNTY COMMISSIONERS  
FOR THE PURPOSE ON THE ESTABLISHMENT, OPERATION AND  
MAINTENANCE OF THE MIMS/SCOTTSMOOR; AMENDING  
RESOLUTION NO. 97-249 TO ADDRESS TERM LENGTH AND  
TERM LIMITS.

**WHEREAS**, the Board of County Commissioners has established a countywide free public library system; and

**WHEREAS**, the Board of County Commissioners wishes to extend the term for the Mims/Scottsmeer Public Library Advisory Board appointees from 1 year to 2 years; and

**WHEREAS**, this Resolution amends Resolution No. 97-249 changing the term of the appointees by the Board of County Commissioners from a 1 year term to a 2 year term and stating the intent to apply term limits as provided by Code of Ordinances of Brevard County, Florida.

**NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA**, does hereby amend Resolution 97-249 regarding the Mims/Scottsmeer Public Library Advisory Board as follows:

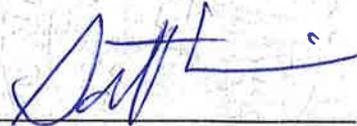
(1) Resolution 97-249, Section 2, is hereby replaced as follows: The Advisory Board shall be composed of five (5) members nominated by the District 1 County Commissioner from the Mims/Scottsmeer area and approved by the Board of County Commissioners. An appointee's term shall expire after two years, or with the term of the District 1 Commissioners making the nomination, whichever occurs first. An appointee may continue to serve after the expiration of the District 1 County Commissioner term until he or she is reappointed or until a new appointment is made. Should the original appointee resign or otherwise be removed from the position as a member of the Committee an interim appointee may be appointed for the remainder of the original appointee's term. The appointment of any appointee whose appointment is subject to approval by the entire Board of County Commissioners may only be revoked by a majority vote of the entire Board. Term limits shall be provided in Section 2-213, Code of Ordinances of Brevard County, Florida.

(2) This Resolution shall take effect immediately upon its adoption and filing pursuant to law.

**DONE, ORDERED, AND ADOPTED** in regular session by the Brevard County Board of County Commissioners, this 19 day of Nov., 2019.

ATTEST:

BOARD OF COUNTY COMMISSIONERS  
OF BREVARD COUNTY, FLORIDA

BY: 

Scott Ellis, Clerk

BY: 

BRYAN ANDREW LOBER, Chair

As approved by the Board on: 11/19/19

Reviewed for legal form and content:

 Shannon L. Felton, 11/14/19

RESOLUTION 2019- 234

A RESOLUTION BY THE BREVARD COUNTY BOARD  
OF COUNTY COMMISSIONERS RELATING TO THE SUNTREE/VIERA  
PUBLIC LIBRARY ADVISORY BOARD WHICH IS AN ADVISORY  
BOARD TO THE BOARD OF COUNTY COMMISSIONERS FOR THE  
PURPOSE OF THE ESTABLISHMENT, OPERATION AND MAINTENANCE  
OF THE SUNTREE/VIERA LIBRARY; AMENDING RESOLUTION NO. 97-250  
TO ADDRESS TERM LENGTH AND TERM LIMITS.

**WHEREAS**, the Board of County Commissioners has established a countywide free public library system; and

**WHEREAS**, the Board of County Commissioners wishes to extend the term for the Suntree/Viera Public Library Advisory Board appointees from 1 year to 2 years; and

**WHEREAS**, this Resolution amends Resolution No. 97-250 changing the term of the appointees by the Board of County Commissioners from a 1 year term to a 2 year term and stating the intent to apply term limits as provided by Code of Ordinances of Brevard County, Florida.

**NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA**, does hereby amend Resolution No. 97-250 regarding the Suntree/Viera Public Library Advisory Board as follows:

(1) Resolution 97-250, Section 3, is hereby replaced as follows: The Advisory Board shall be composed of five (5) members from the various communities in the Suntree/Viera Public Library service area. The members shall be nominated by the District 4 County Commissioner and approved by the Board of County Commissioners. An appointee's term shall expire after two years, or with the term of the District 4 County Commissioner making the nomination, whichever occurs first. An appointee may continue to serve after the expiration of the District 4 County Commissioner term until he or she is reappointed or until a new appointment is made. Should the original appointee resign or otherwise be removed from the position as a member of the Committee an interim appointee may be appointed for the remainder of the original appointee's term. The appointment of any appointee whose appointment is subject to approval by the entire Board of County Commissioners may only be revoked by a majority vote of the entire Board. Term limits shall be as provided in Section 2-213, Code of Ordinances of Brevard County, Florida.

(2) This Resolution shall take effect immediately upon its adoption and filing pursuant to law.

**DONE, ORDERED, AND ADOPTED** in regular session by the Brevard County Board of County Commissioners, this 19 day of Nov., 2019.

ATTEST:

BY:   
Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONERS  
OF BREVARD COUNTY, FLORIDA

BY:   
BRYAN ANDREW LOBER, Chair

As approved by the Board on: 11/19/19

Reviewed for legal form and content:

  
Shannon L. Wilson, 11/14/19

RESOLUTION 2019-235

A RESOLUTION BY THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS RELATING TO THE BUILDING AND CONSTRUCTION ADVISORY COMMITTEE, ESTABLISHED FOR THE PURPOSE TO REVIEW AND MAKE RECOMMENDATIONS TO THE BOARD OF COUNTY COMMISSIONERS CONCERNING CODES, ORDINANCES AND RESOLUTIONS WHICH MAY POTENTIALLY IMPACT THE BUILDING AND CONSTRUCTION INDUSTRY; RESCINDING RESOLUTIONS ADOPTED ON THE FOLLOWING DATES (NO NUMBERS WERE ASSIGNED) JUNE 5, 1980, APRIL 5, 1984, JUNE 21, 1984, AND JULY 9, 1984 AND AMENDING RESOLUTION 03-057 TO ADDRESS TERM LENGTH AND TERM LIMITS.

**WHEREAS**, on June 5, 1980, April 5, 1984, June 21, 1984, and July 9, 1985 the Board of County Commissioners adopted various Resolutions establishing and otherwise amending the requirements for the "Building and Construction Advisory Committee" for the purpose of assisting the Board of County Commissioners by reviewing various land development regulations prior to adoption; and

**WHEREAS**, on February 18, 2003, the Board of County Commissioners passed Resolution 03-057, which provided that the Building and Construction Advisory Committee continue in its current active status with changes to its membership requirements and amendments to the establishing criteria which reflect current Brevard County Code sections and County management structure; and

**WHEREAS**, the Board of County Commissioners wishes to extend the term for the Building and Construction Advisory Committee appointees from 1 year to 2 years; and

**WHEREAS**, the Board of County Commissioners wishes to rescind Resolutions adopted on the following dates (no numbers were assigned) June 5, 1980, April 5, 1984, June 21, 1984, and July 9, 1984 as redundant and/or repetitive, amend Resolution No. 03-57 changing the term of the appointees by the Board of County Commissioners from 1 year term to a 2 year term and state the intent to apply term limits as provided by Code of Ordinances of Brevard County, Florida.

**NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA**, does hereby amend Resolution 03-057 regarding the Building and Construction Advisory Committee as follows:

(1) Resolution 03-057, paragraph 2, is hereby replaced as follows:

2. The Committee shall consist of seven (7) individuals appointed by the Board of County Commissioners of Brevard County, Florida. Six (6) of the members of the Committee shall have been residents of Brevard County for a period of at least two (2) years prior to their appointment to the Committee and must have extensive experience in land development, contracting, architecture, engineering or related fields and one (1) member shall be from the general public. All appointed members of the Committee shall serve at the pleasure of the Board of County Commissioners (at-large appointees). The term for all at-large appointees made by the Board of County Commissioners shall expire after two years. An at-large appointee may continue to serve after the expiration of his or her term until he or she is reappointed or until a new appointment is made. Should the original appointee resign or otherwise be removed from the position as a member of the Committee an interim appointee may be appointed for the remainder of the original appointee's term. The appointment of any appointee whose appointment is subject to approval by the entire Board of County Commissioners may only be revoked by a majority vote of the entire Board. Term limits shall be as provided in Section 2-213, Code of Ordinances of Brevard County, Florida.

(2) Resolutions adopted on the following dates (no numbers assigned) June 5, 1980, April 5, 1984, June 21, 1984, and July 9, 1985 are hereby rescinded as redundant and/or repetitive.

(3) This Resolution shall take effect immediately upon its adoption and filing pursuant to law.

**DONE, ORDERED, AND ADOPTED** in regular session by the Brevard County Board of County Commissioners, this 19 day of Nov., 2019.

ATTEST:

BY:

  
Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONERS  
OF BREVARD COUNTY, FLORIDA

BY:

  
BRYAN ANDREW LOBER, Chair

As approved by the Board on: 11/19/19

Reviewed for legal form and content:

  
Shannon L. Nelson, 11/19/19

RESOLUTION 2019-236

A RESOLUTION BY THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS RELATING TO THE COCOA WEST RECREATION COMPLEX ADVISORY COMMITTEE ESTABLISHED FOR THE PURPOSE OF PROVIDING CITIZEN INPUT AND COMMUNITY PARTICIPATION IN THE DEVELOPMENT AND PROGRAMMING OF THE COCOA WEST RECREATION COMPLEX; RESCINDING RESOLUTIONS NOS. 06-006, 02-37, AND 90-383 AND AMENDING RESOLUTION NO. 19-071 TO ADDRESS TERM LENGTH AND TERM LIMITS.

**WHEREAS**, the Board of County Commissioners is authorized to provide recreational facilities and programs for the citizens of Brevard County, Florida, under Section 125.01(f), Florida Statutes; and

**WHEREAS**, the Board of County Commissioners created a Cocoa West Recreational Complex Advisory Committee, to provide citizen input and community participation in the development and programming of the Cocoa West Recreational Complex; and

**WHEREAS**, the Board of County Commissioners wishes to extend the term for the Cocoa West Recreational Complex Advisory Committee appointees from 1 year to 2 year; and

**WHEREAS**, this Resolution rescinds Resolution Nos. 06-006, 02-37, and 90-383 as redundant and/or repetitive and amends Resolution No. 19-071 changing the term of the appointees by a District Commissioner from a 1 year term to a 2 year term and stating the intent to apply term limits as provided by Code of Ordinances of Brevard County, Florida.

**NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA**, does hereby amend Resolution 19-071 regarding the Cocoa West Recreational Complex Advisory Committee as follows:

(1) Resolution No. 19-071, Section 4, is hereby replaced as follows: The Committee shall consist of five (5) members and shall be selected by the District 1 County Commissioner, and appointed by the Board of County Commissioners of Brevard County. Each such Committee member shall be eligible for reappointment in the same manner. Members shall serve at the pleasure of the Board of County Commissioners. The term for all appointees selected by the District 1 Commissioner shall expire after two years, or with the term of the District 1 County Commissioner making the appointment, whichever occurs first. Should the original appointee

resign or otherwise be removed from the position as a member of the Committee an interim appointee may be appointed for the remainder of the original appointee's term. The appointment of any appointee whose appointment is subject to approval by the entire Board of County Commissioners may only be revoked by a majority vote of the entire Board of County Commissioners. A representative of the District 1 County Commissioner Office shall serve as an ex officio member of the Committee. Term limits shall be as provided in Section 2-213, Code of Ordinances of Brevard County, Florida.

(2) Resolutions Nos. 06-006, 02-37, and 90-383 are hereby rescinded as redundant and/or repetitive.

(3) This Resolution shall take effect immediately upon its adoption and filing pursuant to law.

**DONE, ORDERED, AND ADOPTED** in regular session by the Brevard County Board of County Commissioners, this 19 day of Nov, 2019.

ATTEST:

BOARD OF COUNTY COMMISSIONERS  
OF BREVARD COUNTY, FLORIDA

By:



Scott Ellis, Clerk

BY:



BRYAN ANDREW LOBER

, Chair

As Approved by the Board on: 11/19/19

Reviewed for legal form and content:

