



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

New Business - Miscellaneous

J.3.

7/12/2022

Subject:

Repealing Resolution 18-040, the Implementing Legislation for the Property Assessed Clean Energy (PACE) Program in Brevard County

Fiscal Impact:

N/A

Dept/Office:

District 3 Commission Office

Requested Action:

It is requested that the Board rescind Resolution 18-040 adopted on March 20th, 2018.

Summary Explanation and Background:

On March 20, 2018, the Board voted to adopt Resolution 18-040, which implemented the Property Assessed Clean Energy (PACE) program in Brevard County. It is requested to rescind the resolution.

Clerk to the Board Instructions:



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

Telephone: (321) 637-2001

Fax: (321) 264-6972

Kimberly.Powell@brevardclerk.us

July 13, 2022

MEMORANDUM

TO: John Tobia, Commissioner District 3

RE: Item J.3., Repealing Resolution 18-040, the Implementing Legislation for the Property Assessed Clean Energy (PACE) Program in Brevard County

The Board of County Commissioners, in regular session on July 12, 2022, tabled consideration of repealing Resolution 18-040, the implementing legislation for the Property Assessed Clean Energy (PACE) Program in Brevard County until the July 19, 2022, Regular/Tentative Millage meeting or the next meeting that Commissioner Pritchett will be present.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

Kimberly Powell
Kimberly Powell, Clerk to the Board

/sm

cc: Each Commissioner
Chief of Staff District 2

RESOLUTION 22-_____

A RESOLUTION OF THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS REPEALING RESOLUTION 18-040, TERMINATING THE PROPERTY ASSESSED CLEAN ENERGY (PACE) PROGRAM WITHIN BREVARD COUNTY AND TERMINATING BREVARD COUNTY'S PARTICIPATION IN THE PACE PROGRAMS OF THE FLORIDA GREEN FINANCE AUTHORITY, THE FLORIDA PACE FUNDING AGENCY, THE GREEN CORRIDOR PROPERTY ASSESSMENT CLEAN ENERGY (PACE) DISTRICT AND THE FLORIDA RESILIENCY AND ENERGY DISTRICT; AND PROVIDING FOR THE TERMINATION OF THE RELATED INTERLOCAL AGREEMENTS PURSUANT TO THE TERMS OF THE INTERLOCAL AGREEMENTS AND PROVIDING FOR SURVIVAL OF ASSESSMENTS; AND DIRECTING COUNTY OFFICIALS, OFFICERS AND EMPLOYEES TO TAKE SUCH ACTIONS AS MAY BE NECESSARY OR DESIRABLE IN FURTHERANCE OF THE PURPOSES OF THIS RESOLUTION; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, on March 20, 2018, the Brevard County Board of County Commissioners adopted Resolution 18-040; and

WHEREAS, Resolution 18-040 created a Property Assessed Clean Energy (PACE) program in Brevard County pursuant to Fla. Stat. Sec. 163.08; and

WHEREAS, the County entered into interlocal agreements with four different agencies to effectuate the PACE program; and

WHEREAS, it has since become clear that the implementation of this program is not in the best interests of the citizens of Brevard County due to lack of consumer protections and oversight; and

WHEREAS, it is the determination of the Brevard County Board of County Commissioners that Resolution 18-040 shall be rescinded and the PACE program in Brevard County shall be terminated.

NOW, THEREFORE, BE IT RESOLVED THAT THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, does hereby RESCIND Resolution 18-040 and provides for the termination of the PACE program as follows:

Section 1. Recitals. The recitals set forth above are adopted by the Board as the findings of the County and are incorporated herein.

Vanguard Cir., Cocoa, FL 32926

Owner:	Elderly Widow
Scope of Project:	HVAC Replacement
Annual PACE Assessment:	\$765.81
Overall Project and Assessment Cost:	\$15,316.20
Value of the Home:	\$34,740.00
Project Cost to Home Value Ratio:	44% of home value
Tax Bill Increase %:	\$505.70 to \$1,290.81 = 155.25%

Lien Process	
Step 1	Assessment Added
Step 2	Becomes Delinquent
Step 3	Issuing of a Tax Certificate
Step 4	Owner can lose within 12 months
Step 5	Owner loses home to pay liens

¹Information gathered from the Brevard Clerk of Courts

³Information calculated from the Brevard County Clerk of Courts & Brevard County Tax Collector

²Information gathered from the Brevard County Tax Collector

⁴Information gathered from the Brevard County Property Appraiser

Toledo Ave. SW, Palm Bay, FL 32908



Owner:	Disabled Veteran
Scope of Project:	Solar PV System ¹
Annual PACE Assessment:	\$1720.23 ²
Overall Project and Assessment Cost:	\$51,606.90 ³
Value of the Home:	\$201,000 ⁴
Project Cost to Home Value Ratio:	26% of home value
Tax Bill Increase %:	\$1,696.63 to \$3,288.88 = 93.85% ²

Lien Process	
Step 1	Assessment Added
Step 2	Becomes Delinquent
Step 3	Issuing of a Tax Certificate
Step 4	Owner can lose within 12 months
Step 5	Owner loses home to pay liens

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Weldon St. SE, Palm Bay, FL 32909

Owner:	Disabled Citizen
Scope of Project:	Attic, Insulation & Duct System ¹
Annual PACE Assessment:	\$2,360.52 ²
Overall Project and Assessment Cost:	\$23,605.20 ³
Value of the Home:	\$128,140 ⁴
Project Cost to Home Value Ratio:	18% of home value
Tax Bill Increase %:	\$2,538.13 to \$4,425.90 = 74.38% ²

Lien Process	
Step 1	Assessment Added
Step 2	Becomes Delinquent
Step 3	Issuing of a Tax Certificate
Step 4	Owner can lose within 12 months
Step 5	Owner loses home to pay liens

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Fountain Palm Rd., Cocoa, FL 32926

Owner:	D1 Citizen
Scope of Project:	Energy Efficient Shingles (15 year)
Annual PACE Assessment:	\$1,015.62 (30 year)
Overall Project and Assessment Cost:	\$30,468.60
Value of the Home:	\$84,060.00
Project Cost to Home Value Ratio:	36% of home value
Tax Bill Increase %:	\$1,212.38 to \$2,540.93 = 109.58%
Annual Savings:	\$70-\$150
Total Savings:	Maximum \$2,250

Lien Process	
Step 1	Assessment Added
Step 2	Becomes Delinquent
Step 3	Issuing of a Tax Certificate
Step 4	Owner can lose within 12 months
Step 5	Owner loses home to pay liens

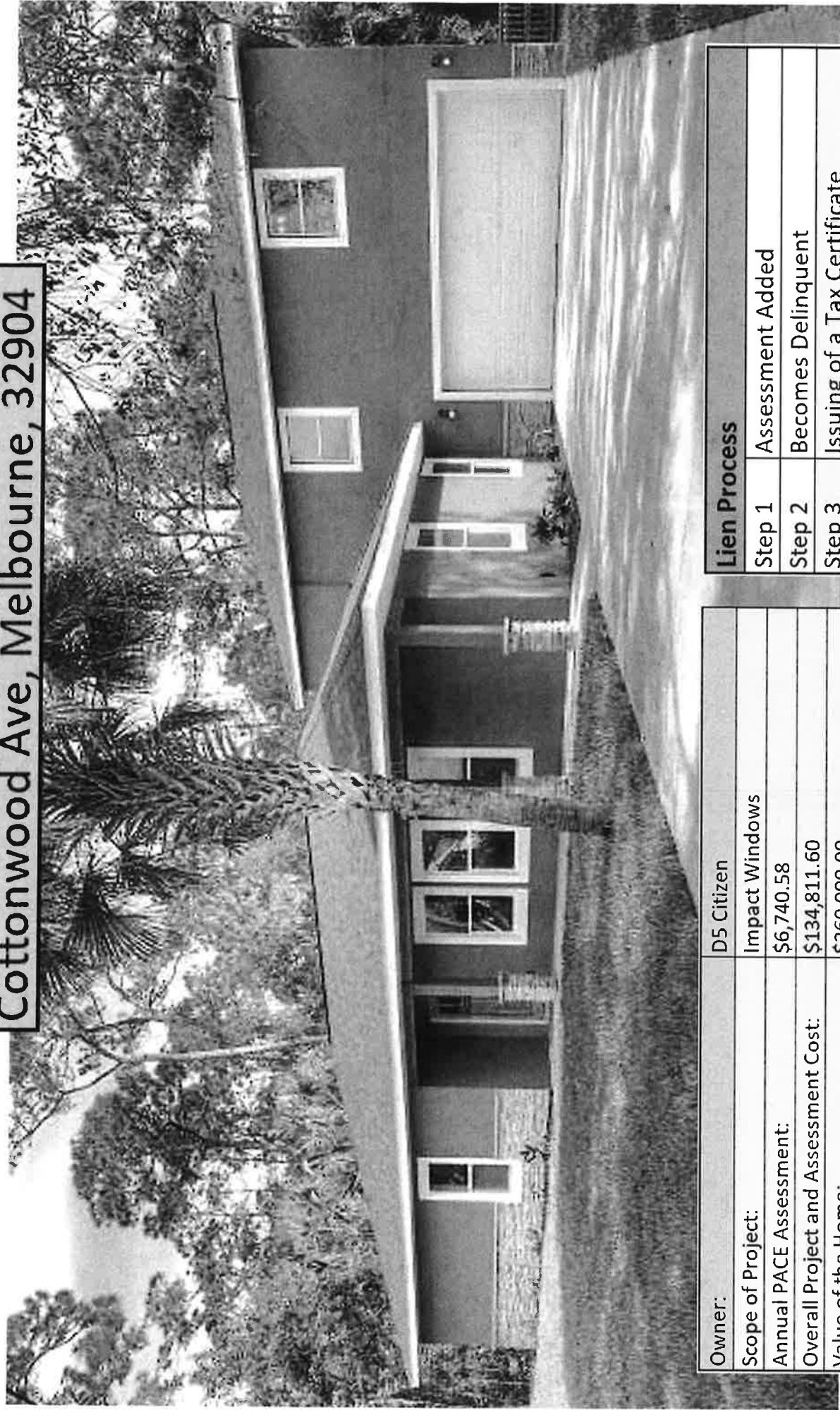
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Cottonwood Ave, Melbourne, 32904



Owner:	D5 Citizen
Scope of Project:	Impact Windows
Annual PACE Assessment:	\$6,740.58
Overall Project and Assessment Cost:	\$134,811.60
Value of the Home:	\$360,000.00
Project Cost to Home Value Ratio:	38% of home value
Tax Bill Increase %:	\$4,401.79 to \$14,167.82 = 221.87%

Lien Process	
Step 1	Assessment Added
Step 2	Becomes Delinquent
Step 3	Issuing of a Tax Certificate
Step 4	Owner can lose within 12 months
Step 5	Owner loses home to pay liens

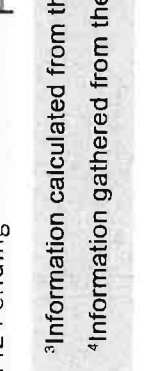
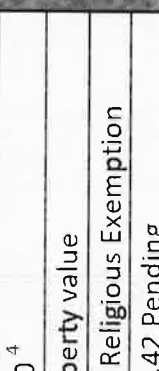
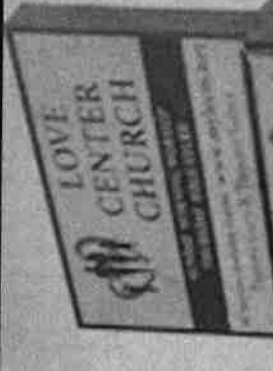
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Aurora Rd., Melbourne, FL 32935



Owner:	D4 Non-profit Christian Church
Scope of Project:	HVAC and Duct Replacement ¹
Annual PACE Assessment:	\$2,487.03 ²
Overall Project and Assessment Cost:	\$64,648.20 ³
Value of the Home:	\$125,590.00 ⁴
Project Cost to Home Value Ratio:	52% of property value
Tax Bill Increase %:	N/A Due to Religious Exemption

* A Second PACE Assessment of \$1,665.42 Pending

Lien Process

Step 1	Assessment Added
Step 2	Becomes Delinquent
Step 3	Issuing of a Tax Certificate
Step 4	Owner can lose within 12 months
Step 5	Owner loses home to pay liens

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Garden Ter. NE, Palm Bay, FL 32905

Owner:	D3 Citizen
Scope of Project:	Solar PV System ¹
Annual PACE Assessment:	\$1,698.72 ²
Overall Project and Assessment Cost:	\$53,149.50 ³
Value of the Home:	\$111,310.00 ⁴
Project Cost to Home Value Ratio:	48% of property value
Tax Bill Increase %:	N/A Due to Deed Status

Lien Process	
Step 1	Assessment Added
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Step 5	Owner loses home to pay liens

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