

Not brought
up**Motion Waiving Potential Conflict of D2 TDC Nominee Anna Palermo**

I move, pursuant to § 112.313 (12), Fla. Stat., to waive subsections (3) and (7) of § 112.313, Fla. Stat., insofar as they might otherwise preclude District 2 TDC appointee Anna Palermo from serving on the TDC and, to the greatest extent permissible, any subcommittee thereof. This motion contemplates, pursuant to statute, Ms. Palermo timely disclosing, upon becoming aware, that a particular vote would inure to her special private gain or loss.

It also contemplates that, while Ms. Palermo will be free to participate in discussions of such votes following her timely disclosure, she will abstain from voting in any such matter and follow the provisions of section § 112.3143 (3) a and (4).

Ms. Palermo has extensive subject matter expertise in marketing, hence the reason I selected her for inclusion onto the TDC as well as the marketing subcommittee. It is also likely the reason TDC Chairman Tim Deratany appointed her to chair the marketing subcommittee. Ms. Palermo has been and remains an employee of Spectrum Reach (previously Brighthouse, previously Time Warner, etc.) for approximately 30 years. She has a preexisting business relationship with the Tourism Office in that she has been involved, for approximately 15 years, in handling the Tourism Office's account, with Spectrum. Upon information and belief, Ms. Palermo is paid on a commission basis. I have been additionally informed that her commission, on this account, has not exceeded \$5,000 during either of the preceding two years and it is not expected to exceed \$5,000 this year.

It would be wholly inappropriate for Ms. Palermo to vote on any matter which would inure to her special private gain or loss. However, it would be similarly inappropriate to punish the TDC and, by extension, Brevard County by depriving the TDC of Ms. Palermo's subject matter expertise given that she will not be voting on matters involving her employer.

The Tourist Development Tax statute requires representation, on the council, by individuals involved in various tourism related industries. Due to that requirement, conflicts are likely to occur in a county of this size. To avoid similar concerns arising, in the future, included with the instant motion, I am additionally moving that the County Attorney and County Manager be directed to implement any necessary procedural change(s) with respect to the appointment process such that appointees list potential business conflicts prior to appointment (e.g., upon nomination) so that conflicts may be more timely addressed and waived concurrent with appointments being made.

Though this is not a part of this motion, should this motion fail, I'd ask that TDC Chairman Tim Deratany appoint me to the Marketing Subcommittee and permit me to serve as Chair for the remainder of the year.

Sewer Rate Comparison

| 2019 | Sewer per 5000 | Increase from last year | | | |
|--------------|----------------|-------------------------|-----------|--|--|
| Barefoot Bay | 67.80 | 2.20% | | | |
| Titusville | 53.57 | *3.00% | *proposed | | |
| Cocoa | 53.56 | 5.00% | | | |
| Palm Bay | 49.13 | 1.76% | | | |
| Melbourne | 48.58 | 5.50% | | | |
| Brevard | 44.58 | 2.20% | | | |
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| 2018 | Sewer per 5000 | Increase from last year | | | |
| Barefoot Bay | 66.34 | 2.20% | | | |
| Titusville | 52.01 | 3.00% | | | |
| Cocoa | 51.01 | 4.00% | | | |
| Palm Bay | 48.28 | 2.83% | | | |
| Melbourne | 46.08 | 0.00% | | | |
| Brevard | 43.62 | 5.00% | | | |
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| 2017 | Sewer per 5000 | Increase from last year | | | |
| Barefoot Bay | 64.92 | 1.70% | | | |
| Titusville | 50.49 | 2.00% | | | |
| Cocoa | 49.05 | 5.00% | | | |
| Palm Bay | 46.95 | 2.78% | | | |
| Melbourne | 46.08 | 0.00% | | | |
| Brevard | 41.56 | 5.00% | | | |
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| 2016 | Sewer per 5000 | Increase from last year | | | |
| Barefoot Bay | 63.83 | 6.00% | | | |
| Titusville | 49.52 | 3.00% | | | |
| Cocoa | 46.71 | 3.00% | | | |
| Melbourne | 46.08 | 0.00% | | | |
| Palm Bay | 45.68 | 2.70% | | | |
| Brevard | 39.60 | 5.00% | | | |
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| 2015 | Sewer per 5000 | Increase from last year | | | |
| Barefoot Bay | 60.20 | 7.00% | | | |
| Titusville | 48.07 | 3.60% | | | |
| Melbourne | 46.08 | 5.50% | | | |
| Cocoa | 45.38 | 0.00% | | | |
| Palm Bay | 44.48 | 5.43% | | | |
| Brevard | 37.73 | 6.00% | | | |
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| 2014 | Sewer per 5000 | Increase from last year | | | |
| Barefoot Bay | 56.27 | 7.00% | | | |
| Titusville | 46.42 | 1.00% | | | |
| Cocoa | 45.38 | 5.00% | | | |
| Melbourne | 43.66 | no previous year data | | | |
| Palm Bay | 42.19 | no previous year data | | | |
| Brevard | 35.59 | 9.00% | | | |

Stormwater Rate Comparison

| 2019 | Stormwater | Increase from last year | | | |
|--------------|------------|-------------------------|--|--|--|
| Palm Bay | 153.00 | 0.00% | | | |
| Titusville | 89.89 | 2.50% | | | |
| Cocoa | 87.00 | 3.57% | | | |
| Brevard | 64.00 | 0.00% | | | |
| Barefoot Bay | 64.00 | 0.00% | | | |
| Melbourne | 44.00 | 0.00% | | | |
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| 2018 | Stormwater | Increase from last year | | | |
| Palm Bay | 153.00 | -8.60% | | | |
| Titusville | 87.70 | 2.50% | | | |
| Cocoa | 84.00 | 3.57% | | | |
| Brevard | 64.00 | 0.00% | | | |
| Barefoot Bay | 64.00 | 0.00% | | | |
| Melbourne | 44.00 | 0.00% | | | |
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| 2017 | Stormwater | Increase from last year | | | |
| Palm Bay | 177.00 | 69.70% | | | |
| Titusville | 85.56 | 2.50% | | | |
| Cocoa | 81.00 | 3.57% | | | |
| Brevard | 64.00 | 0.00% | | | |
| Barefoot Bay | 64.00 | 23.00% | | | |
| Melbourne | 44.00 | 0.00% | | | |
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| 2016 | Stormwater | Increase from last year | | | |
| Titusville | 83.47 | 2.50% | | | |
| Cocoa | 78.00 | 3.57% | | | |
| Brevard | 64.00 | 23.00% | | | |
| Palm Bay | 53.64 | 0.00% | | | |
| Barefoot Bay | 52.00 | 0.00% | | | |
| Melbourne | 44.00 | 0.00% | | | |
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| 2015 | Stormwater | Increase from last year | | | |
| Titusville | 81.43 | 2.50% | | | |
| Cocoa | 75.00 | 3.57% | | | |
| Palm Bay | 53.64 | 0.00% | | | |
| Brevard | 52.00 | 0.00% | | | |
| Barefoot Bay | 52.00 | 44.44% | | | |
| Melbourne | 44.00 | 22.22% | | | |
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| 2014 | Stormwater | Increase from last year | | | |
| Titusville | 79.44 | | | | |
| Cocoa | 72.00 | | | | |
| Palm Bay | 53.64 | | | | |
| Brevard | 52.00 | | | | |
| Melbourne | 36.00 | | | | |
| Barefoot Bay | 36.00 | | | | |

Water Rate Comparison

| 2019 | Water per 5000 | Increase from last year | | | |
|--------------|----------------|-------------------------|--------------------------|--|--|
| Cocoa | 33.54 | 5.00% | | | |
| Palm Bay | 33.11 | 1.85% | | | |
| Barefoot Bay | 32.61 | 2.20% | | | |
| Melbourne | 32.54 | 5.50% | | | |
| Titusville | 28.87 | *3.00% | *proposed | | |
| Brevard | 27.39 | 2.20% | | | |
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| 2018 | Water per 5000 | Increase from last year | | | |
| Palm Bay | 32.51 | 1.59% | | | |
| Cocoa | 31.94 | 4.00% | | | |
| Barefoot Bay | 31.91 | 2.20% | | | |
| Melbourne | 30.85 | 0.00% | | | |
| Titusville | 28.20 | 3.00% | | | |
| Brevard | 26.80 | 5.00% | | | |
| | | | | | |
| 2017 | Water per 5000 | Increase from last year | | | |
| Palm Bay | 32.00 | 1.36% | | | |
| Barefoot Bay | 31.22 | 1.70% | | | |
| Melbourne | 30.85 | 0.00% | | | |
| Cocoa | 30.71 | 5.00% | | | |
| Titusville | 27.39 | 2.00% | | | |
| Brevard | 25.52 | 5.00% | | | |
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| 2016 | Water per 5000 | Increase from last year | | | |
| Palm Bay | 31.57 | 1.45% | | | |
| Melbourne | 30.85 | 0.00% | | | |
| Barefoot Bay | 30.70 | 6.00% | | | |
| Cocoa | 29.24 | 3.00% | | | |
| Titusville | 26.85 | 3.00% | | | |
| Brevard | 24.31 | 5.00% | | | |
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| 2015 | Water per 5000 | Increase from last year | | | |
| Palm Bay | 31.06 | 1.44% | | | |
| Melbourne | 30.85 | 5.50% | | | |
| Barefoot Bay | 28.97 | 7.00% | | | |
| Cocoa | 28.41 | 0.00% | | | |
| Titusville | 26.06 | 3.60% | | | |
| Brevard | 23.16 | 6.00% | | | |
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| 2014 | Water per 5000 | Increase from last year | | | |
| Palm Bay | 30.62 | | | | |
| Melbourne | 29.23 | | | | |
| Cocoa | 28.41 | 5.00% | last rate increase 2008* | | |
| Barefoot Bay | 27.07 | 7.00% | last rate increase 2008* | | |
| Titusville | 25.17 | *1.00% | last rate increase 2012* | | |
| Brevard | 21.85 | *9.00% | last rate increase 2008* | | |