



BOARD OF COUNTY COMMISSIONERS

COMMISSIONER JOHN TOBIA, DISTRICT 3

2725 Judge Fran Jamieson Way
Building C, Suite 201
Viera, Florida 32940
John.Tobia@Brevardfl.gov

Denied

FROM THE DISTRICT 3 COMMISSION OFFICE
ADVISORY BOARD APPOINTMENT CANDIDATE

Name of Committee: ZONING BOARD OF ADJUSTMENT

Name of Appointee: RICHARD CHARBONNEAU

Home Address: 420 PORT ROYAL BLVD.
SATELLITE BEACH, FL 32937

Phone Number:

Cell Number: 321 848 2178

Business Number:

Business Fax Number:

Email Address: richard.charbonneau@yahoo.com

Reappointment: Yes () No (X)

Replacing: James Rosasco

Term of Appointment: 1/1/17-12/31/17

Office Contact: Christine Furru

Date of Request: 02/07/17



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

February 8, 2017

Mrs. Leartis H. Brothers
3715 Brophy Blvd.
Cocoa, FL 32926

Dear Mrs. Brothers:

Re: Reappointment to Community Development Block Grant Advisory Board

On the recommendation of Commissioner Rita Pritchett, the Board of County Commissioners, in regular session on February 7, 2017, acknowledged your reappointment to the Community Development Block Grant Advisory Board. Said term of appointment expires December 31, 2017.

Your continued willingness to serve the citizens of Brevard County in this capacity is appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe, Deputy Clerk

/dt

cc: Commissioner Pritchett
CDBG Supervisor



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

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February 8, 2017

Mr. Steve Henderson
5621 Rusak Drive
Viera, FL 32940

Dear Mr. Henderson:

Re: Appointment to EEL Program Recreation and Education Advisory Committee

On the recommendation of Commissioner John Tobia, the Board of County Commissioners, in regular session on February 7, 2017, acknowledged your appointment to the EEL Program Recreation and Education Advisory Committee, replacing Mark Nathan. Said term of appointment expires December 31, 2017. Enclosed are memorandums explaining the "Sunshine Law" and 2016 changes to Voting Conflict Law for your information.

Your willingness to serve the citizens of Brevard County in this capacity is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe, Deputy Clerk

Encls. (2)

/dt

cc: Commissioner Tobia
EEL Program Manager



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

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Tammy.Rowe@brevardclerk.us

February 8, 2017

Barbara Davis
3857 Long Leaf Drive
Melbourne, FL 32940

Dear Ms. Davis:

Re: Appointment to Library Board

On the recommendation of Commissioner Curt Smith, the Board of County Commissioners, in regular session on February 7, 2017, acknowledged your appointment to the Library Board, replacing Eden Cook. Said term of appointment expires December 31, 2017. Enclosed are memorandums explaining the "Sunshine Law" and the Voting Conflict Law for your information.

Your willingness to serve the citizens of Brevard County in this capacity is appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe

Tammy Rowe, Deputy Clerk

/dt

Encls. (2)

cc: Commissioner Smith
Library Services Director



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

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Tammy.Rowe@brevardclerk.us

February 8, 2017

Brian Hodgers
220 Coastal Hill Drive
Indian Harbour Beach, FL 32937

Dear Mr. Hodgers:

Re: Appointment to Marine Advisory Council

On the recommendation of Commissioner John Tobia, the Board of County Commissioners, in regular session on February 7, 2017, acknowledged your appointment to the Marine Advisory Council, replacing Ron Rincones. Said term of appointment expires December 31, 2017. Enclosed are memorandums explaining the "Sunshine Law" and 2016 changes to Voting Conflict Law for your information.

Your willingness to serve the citizens of Brevard County in this capacity is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe

Tammy Rowe, Deputy Clerk

Encls. (2)

/dt

cc: Commissioner Tobia
Natural Resources Management Department



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

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Tammy.Rowe@brevardclerk.us

February 8, 2017

Edwin (Pete) Poole
5350 Fruitport St
Cocoa, FL 32927

Dear Mr. Poole:

Re: Appointment to Port St. John Public Library Advisory Board

On the recommendation of Commissioner Rita Pritchett, the Board of County Commissioners, in regular session on February 7, 2017, acknowledged your appointment to the Port St. John Public Library Advisory Board, replacing Vaughn Kimberling. Said term of appointment expires December 31, 2017. Enclosed are memorandums explaining the Sunshine Law and 2016 changes to Voting Conflict Law for your information.

Your willingness to serve the citizens of Brevard County in this capacity is appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

✓ Tammy Rowe, Deputy Clerk

/dt

Encls. (2)

cc: Commissioner Pritchett
Library Service Director

Smith: Commissioner Pritchett, you have the floor.

Pritchett: Yes sir, on this candidate for this board, I've received some emails which caused me some concern. So, I wanted to pull it, and I'm guessing by a couple of pieces of paper handed out that you guys are aware of it also. So, I'm just going to move . . .

Smith: You want to make a, you want to identify this person because there's numerous people that were nominated in that section?

Pritchett: Yes sir, it's for the citizen's advisory board in District 3.

Smith: Okay, any particular individual that you object to?

Pritchett: Mr. Charbonneau . . . and I was just going to vote to deny.

Smith: Okay, so, before we go there, so if you want to pull him only . . .

Pritchett: Yes sir.

Smith: . . . then you need a motion first to approve all of the others. So you want to make that motion?

Pritchett: Make a motion to approve all the others.

Smith: Okay. We have a motion to approve all candidates . . .

Barfield: Second.

Smith: . . . by Commissioner Pritchett, second by Commissioner Barfield. All those in favor say Aye?

Pritchett, Barfield, Tobia, Smith, and Isnardi: Aye.

Smith: Anyone opposed? They pass 5:0. Okay, now on a particular candidate of candidacy of Mr. Charbonneau, you want to go on any depth on your objection?

Pritchett: I'd really rather no, just because I would rather not, I would just rather disapprove. You guys got the information, correct?

Smith: Okay, so you're going to make a motion to . . .

Pritchett: There's just been complications on other boards, and I think there was situations and problems. So, I just feel this is an important board and it might not be a good fit.

Smith: So, your motion is exactly what?

Pritchett: To not approve.

Smith: To not approve Mr. Barfield on this board?

Barfield: Excuse me, Mr. Charbonneau?

Smith: Mr. Charbonneau. I knew what I was saying. I was just trying to make light.

Pritchett: Yes, Mr. Charbonneau.

Smith: Mr. Charbonneau, okay, you wish to deny his being appointed to this board?

Pritchett: Yes sir.

Smith: Okay, do we have a second?

Barfield: Second.

Smith: Okay, we have a motion by Commissioner Pritchett and a second by Commissioner Barfield to restrict Mr. Charbonneau from this board. All those in favor say Aye?

Isnardi: I think we should offer to have discussion.

Smith: Okay, well yes, we can have absolute . . .

Isnardi: I'd like to hear from Commissioner Tobia, because it was his appointment and I, I think at the very least we should probably hear either more detail, because I get a little nervous denying somebody a board appointment without the opportunity to at least . . . because if, if, ideologically if four of us saw things differently than one, we could just disapprove of somebody because of their political beliefs if, you know, if we didn't like personalities or somebody was difficult. I'm not saying that this is the case of course, but I just think that this puts us down a path that we may not want to go on, because this isn't my appointment, and this isn't Commissioner Pritchett's appointment, or Commissioner Barfield's appointment, we should probably hear from Commissioner Tobia. Is that okay?

Smith: Chair recognizes Commissioner Tobia.

Tobia: Thank you, Mr. Chair. Mr. Charbonneau has a distinguished career in law enforcement in the private sector holding many certificates proferred by the State of Florida. I believe he would be an asset to the Zoning Board of Adjustment, and I was proud to nominate him. I understand that he like many of us are a little sharp around the edges, and I believe that descent many times offers a good view point when it comes to these types of citizen review boards. So, I went with people I believe strongly are, have a strong work ethic and bring personal skills and life experiences; and I believe he will do a good job.

Smith: Chair recognized Commissioner Barfield.

Barfield: Yes, I have, I mean, the Zoning Board of Adjustment's a very, very important board, and Mr. Charbonneau was on the Planning and Zoning Board and did not perform well there at all; and in fact, it was tough for him to stay awake in meetings. It's just very important because there's a lot at stake there. That's one thing, but there's another issue and it's based on an Ordinance 76-20 where it says, "The Board of Adjustment shall consist

of one member from each County Commissioners District." Already District 5 with Dale Young, District 2 Wayne Snyder, and the previous one was District 3, and Willie, another one's District 1. So the issue is you have to have one from each District and that will put us where we don't have one. We have another one in District 4. Mr. Charbonneau lives in District 4 so that is two in District 4 and not one from District 3, and that's according to the Ordinance. So, you know, that's, that's, that's the real, that's a real issue right here so.

Smith: Okay, so that takes personalities out of it, it takes options and opinions out of it. The Ordinance requires us to have one from each District then we need one from District 3?

Barfield: Yeah.

Tobia: Can, can we please get an opinion from the . . .

Smith: Sure.

Tobia: . . . Attorney on that whether or not it is . . .

Smith: Mr. Knox, would like to . . .

Tobia: . . . a person has to live there or a recommendation from, from . . .

Knox: I need a couple of minutes to look that up.

Smith: That's fine. Take all the time you need. I don't tap dance, so I can't help you. No entertainment.

Barfield: Please don't.

Charbonneau: Can I say something being that you're talking about me and I'm sitting right here?

Smith: No sir.

Charbonneau: No, I can't speak? Yes, that's a yes or no?

Smith: That's a no.

Barfield: (Unclear) from each County Commission District, they have to live there. (Unclear)

Smith: Mr. Charbonneau, would you like to approach the microphone please?

Charbonneau: I can speak then?

Smith: Absolutely.

Charbonneau: Okay.

Smith: Just, your name and your address please.

Charbonneau: Richard Charbonneau, actually in the County of Brevard, but on the line of Satellite Beach. Two things, Mrs. Pritchett, we don't even know each other. I'm not on any other board. You said that I was on a board and there was a conflict of me being on another board.

Pritchett: No sir.

Charbonneau: That's a non-truth.

Pritchett: That's not what I said, sir. I said . . .

Charbonneau: Fine, play it back and let's hear what you said again.

Pritchett: I had gotten information on another board you served on from people that had, had frustrations with the service so.

Smith: (Unclear)

Pritchett: Yes sir.

Charbonneau: Okay, and then you said that I fell asleep while I was on the board. That's not true at all. Matter of fact, you weren't at any one of those meetings whatsoever at all so you're only operating by assumption or what somebody told you, and you know what happens to people with assumptions. That's not true. Okay, and then also . . .

Barfield: It is.

Charbonneau: . . . I only served as the alternate to Curt, so I wasn't really on the board because as the alternate I only voted if John Stone wasn't there. John Stone was probably there 90 percent of the time. So, whether I came or whether I didn't come, or whether I fell asleep or didn't fall asleep, or if I scratched my rear end, it didn't make any difference, because John Stone was there and I didn't do anything. So, me not performing, John Stone would have to not be there for me to not perform, perform. That makes no sense whatsoever at all. This is a set up and you know it. Okay, and while I'm here, we have two conservatives on the bookends, and then we have one person that's on speed dial with Robin Fisher, the other person's that's on speed dial with EDC, and the other person's that's a swing vote.

Smith: Mr. Charbonneau, please, you're out of order. Thank you.

Charbonneau: Well, you know what? It's time somebody said it.

Knox: Okay, the Ordinance reads from, the member must be from the District, so you've got two from the same District, one of them could not be on the board.

Smith: Okay, so, Mr. Tobia you wish to pull the . . .

Tobia: I do, thank you, Mr. Chair.

Smith: Okay, the nomination has been pulled.