



# Special Town Council Meeting

Monday, July 29, 2019 at 7:30 pm

1. **CALL TO ORDER, PRAYER AND PLEDGE**
2. **ROLL CALL**
3. **APPROVAL OF AGENDA - ADDITIONS/DELETIONS/CHANGES**
4. **PUBLIC COMMENTS**

Comments at this point may address items NOT on the Agenda. Comments related to subsequent Agenda Items may be made as those items come up. Public comments do not require a Council response. (Speaker Card is Required)

*Five (5) Minute Limit per Speaker*

5. **PUBLIC HEARINGS / SPECIAL ORDERS**
6. **UNFINISHED BUSINESS/GENERAL ORDERS**

MISCELLANEOUS: 1

RESOLUTIONS: 1

**a. MISCELLANEOUS**

Form DR-420 - Tentative Maximum Millage and Public Hearing Date

Exhibit: Agenda Report Number 1

Recommendation: Request Approval

**Attachments:**

- Agenda Report Number 1 (DR420.pdf)

**b. RESOLUTIONS**

Certification of Non-Ad valorem Stormwater Roll and Estimate (Reso 13-2019) A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, PROVIDING CERTIFICATION OF ANNUAL

STORMWATER UTILITY ASSESSMENT ROLL; ADOPTING AN ANNUAL BUDGET FOR THE TOWN'S  
STORMWATER UTILITY; PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report Number 1

Recommendation: Request Approval

**Attachments:**

- Agenda Report Number 2 (Reso\_13\_2019.pdf)

COUNCIL CHAIR MAY EXCUSE ATTORNEY AT THIS TIME

**7. DISCUSSION/POSSIBLE ACTION**

**8. PUBLIC COMMENTS**

General Items (Speaker Card Required)

**9. REPORTS - MAYOR AND COUNCIL MEMBERS**

**10. ADJOURNMENT**

If an individual decides to appeal any decision made by this board with respect to any matter considered at this meeting, a verbatim transcript may be required, and the individual may need to ensure that a verbatim transcript of the proceedings is made (Florida Statute 286.0105).

The Town does not provide this service. In compliance with F.S. 86.26 and the Americans with Disabilities Act (ADA), anyone who needs a special accommodation for this meeting should contact the Town's ADA Coordinator at 321-727-7764 at least 48 hours in advance of this meeting.

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Contact: Debby Franklin (townclerk@townofmalabar.org 321-727-7764)

# TOWN OF MALABAR AGENDA ITEM REPORT

AGENDA ITEM NO: 1  
Meeting Date: July 29, 2019

Prepared By: Debby K. Franklin, C.M.C., Town Clerk/Treasurer

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**SUBJECT: Form DR-420 – Tentative Maximum Millage and Public Hearing Date**

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## **BACKGROUND/HISTORY:**

This is the first step in the annual *Truth in Millage* process. Council must set the maximum proposed millage they wish to consider during their discussions and set the date for the first public hearing on the proposed millage and budget. This information is then sent to the Property Tax office and they include it on the TRIM Notice that is mailed to every Malabar property owner.

The ten percent ad valorem increase cap we are held to due to Special Law 74-430 is based on the **rolled-back rate**, not the millage rate. Based on this, the maximum millage rate we are permitted to set is 2.2680.

Our millage rate was 2.1582 in 2019, 2.0906 in 2018, 2.0260 in 2017, 1.9256 in 2016, 1.800 in 2015, and 1.6630 for 2011-2014.

To start the budget process, we should set the preliminary rate high and as you go through the budget workshops, if we set it low now and then decide we need to increase it, we must do so at a great expense.

By August 5, 2019, we must tell the Property Appraiser the following:

- prior year's millage rate (2.1582)
- current years rolled-back rate (2.0615)
- current year's **proposed maximum millage** rate of 2.2680
- the date, time and meeting place of the first tentative budget hearing (9/09/2019 at 7:30pm)

**FINANCIAL IMPACT:** As listed

## **ATTACHMENTS:**

DR-420

Calendar for September

Citizen's Budget Guide

Taxable Property Value information

Pie Charts showing revenue sources

Pie Chart showing tax to each taxing agency

Historical MSTU millage information for Law Enforcement

Draft Budget for 2019/2020 (possibly)

## **ACTION OPTIONS:**

Staff seeks Motion to set the Maximum Tentative Millage for the first Public Hearing at 2.2680 and select September 09, 2019 as the date for the first Public Hearing.

This is the information that will print on the Truth in Millage (TRIM) Notice that is mailed out by the Brevard County Property Appraisers Office in August.



# CERTIFICATION OF TAXABLE VALUE

Reset Form

Print Form

DR-420  
R. 5/12  
Rule 12D-16.002  
Florida Administrative Code  
Effective 11/12

Year: 2019	County: BREVARD
Principal Authority: TOWN OF MALABAR	Taxing Authority: TOWN OF MALABAR

## SECTION I: COMPLETED BY PROPERTY APPRAISER


1.	Current year taxable value of real property for operating purposes	\$	247,447,431	(1)
2.	Current year taxable value of personal property for operating purposes	\$	10,848,637	(2)
3.	Current year taxable value of centrally assessed property for operating purposes	\$	3,160,911	(3)
4.	Current year gross taxable value for operating purposes <i>(Line 1 plus Line 2 plus Line 3)</i>	\$	261,456,979	(4)
5.	Current year net new taxable value (Add new construction, additions, rehabilitative improvements increasing assessed value by at least 100%, annexations, and tangible personal property value over 115% of the previous year's value. Subtract deletions.)	\$	4,561,064	(5)
6.	Current year adjusted taxable value <i>(Line 4 minus Line 5)</i>	\$	256,895,915	(6)
7.	Prior year FINAL gross taxable value from prior year applicable Form DR-403 series	\$	245,389,077	(7)
8.	Does the taxing authority include tax increment financing areas? If yes, enter number of worksheets (DR-420TIF) attached. If none, enter 0	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Number 0 (8)
9.	Does the taxing authority levy a voted debt service millage or a millage voted for 2 years or less under s. 9(b), Article VII, State Constitution? If yes, enter the number of DR-420DEBT, Certification of Voted Debt Millage forms attached. If none, enter 0	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Number 0 (9)
<b>Property Appraiser Certification</b>		I certify the taxable values above are correct to the best of my knowledge.		
<b>SIGN HERE</b>	Signature of Property Appraiser:	Date:		
	Electronically Certified by Property Appraiser	6/24/2019 1:53 PM		

## SECTION II: COMPLETED BY TAXING AUTHORITY

If this portion of the form is not completed in FULL your taxing authority will be denied TRIM certification and possibly lose its millage levy privilege for the tax year. If any line is not applicable, enter -0-.

10.	Prior year operating millage levy <i>(If prior year millage was adjusted then use adjusted millage from Form DR-422)</i>		2.1582	per \$1,000 (10)
11.	Prior year ad valorem proceeds <i>(Line 7 multiplied by Line 10, divided by 1,000)</i>	\$	529,599	(11)
12.	Amount, if any, paid or applied in prior year as a consequence of an obligation measured by a dedicated increment value <i>(Sum of either Lines 6c or Line 7a for all DR-420TIF forms)</i>	\$	0	(12)
13.	Adjusted prior year ad valorem proceeds <i>(Line 11 minus Line 12)</i>	\$	529,599	(13)
14.	Dedicated increment value, if any <i>(Sum of either Line 6b or Line 7e for all DR-420TIF forms)</i>	\$	0	(14)
15.	Adjusted current year taxable value <i>(Line 6 minus Line 14)</i>	\$	256,895,915	(15)
16.	Current year rolled-back rate <i>(Line 13 divided by Line 15, multiplied by 1,000)</i>		2.0615	per \$1000 (16)
17.	Current year proposed operating millage rate		2.2680	per \$1000 (17)
18.	Total taxes to be levied at proposed millage rate <i>(Line 17 multiplied by Line 4, divided by 1,000)</i>	\$	592,984	(18)

# September 2019

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2 	3	4	5	6	7
8	9 RTCM 7:30pm 1st PH on Budget 7:30pm	10	11 P&Z Bd Mtg 7:00pm	12	13	14
15	16	17	18 Pk & Rec Bd Mtg 6:00pm	19	20	21
22	23 RTCM 7:30pm 2nd PH on Budget 7:30pm	24	25 P&Z Bd Mtg 7:00pm	26	27	28
29	30					

# TOWN OF MALABAR

## AGENDA ITEM REPORT

AGENDA ITEM NO: 2  
Meeting Date: July 29, 2019

Prepared By: Debby K. Franklin, C.M.C., Town Clerk/Treasurer

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**SUBJECT:** Certification of Assessment Roll and Approve Assessment (Reso 13-2019)

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**BACKGROUND/HISTORY:**

The certification of the assessment roll for stormwater and the estimated amount to be assessed must be approved by Council prior to the collection by the Tax Collector. The certification of the assessment roll and the estimated amount must be approved before Malabar holds the public hearings on the overall budget.

**FINANCIAL IMPACT:**

\$104,875.00 from 1685 parcels as provided by the Property Appraiser's Office

**ATTACHMENTS:**

Resolution 13-2019

**ACTION OPTIONS:**

Town Clerk requests approval of Resolution 13-2019 Certifying the Assessment Roll and amount.

**RESOLUTION 13-2019**

**A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA,  
PROVIDING CERTIFICATION OF ANNUAL STORMWATER UTILITY  
ASSESSMENT ROLL; ADOPTING AN ANNUAL BUDGET FOR THE TOWN'S  
STORMWATER UTILITY; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on July 29, 2019, the Town Council certified the annual stormwater utility assessment roll and adopted a budget for the operation and maintenance of the Town's Stormwater Management Program for the fiscal year beginning October 1, 2019; and

**WHEREAS**, an annual assessment roll has been prepared by Brevard County, a summary of which is attached to and made part of this Resolution by reference and labeled Exhibit "A"; and

**WHEREAS**, a copy of such Annual Stormwater Utility Assessment Roll has been sent to the Brevard County Tax Collector for collection in the same manner as ad valorem taxes are collected; and

**WHEREAS**, the Town Council is satisfied that the annual Stormwater Utility Assessment Roll has been prepared for fiscal year beginning October 1, 2019 in conformity with the Schedule of Rates adopted by the Town Council on August 7, 2000 and incorporating the rate increase in the per ERU from \$36.00 to \$52.00 per ERU (Equivalent Residential Unit).

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, that:**

**Section 1.** Findings: The above "WHEREAS" statements are true and correct.

**Section 2.** Those stormwater utility assessments imposed during fiscal year beginning October 1, 2019, shall be billed by the Town of Malabar or its authorized representative, pursuant to the provisions of Section 13.5-8 of the Code of Ordinances, Town of Malabar, and shall be due and payable on November 1<sup>st</sup> of each year, pursuant to law.

**Section 4.** That a certified copy of this Resolution shall be delivered to the Tax Collector of Brevard County, Florida.

**Section 5.** This Resolution shall take effect immediately upon its adoption. This Resolution was moved for adoption by Council Member \_\_\_\_\_ This motion was seconded by Council Member \_\_\_\_\_ and, upon being put to vote, the vote was as follows:

Council Member Grant Ball	_____
Council Member Brian Vail	_____
Council Member Steve Rivet	_____
Council Member Dick Korn	_____
Council Member Danny White	_____

This Resolution was then declared to be duly passed and adopted this 29<sup>th</sup> day of July, 2019.

**TOWN OF MALABAR**

By:

\_\_\_\_\_  
Mayor Patrick T. Reilly,  
Council Chair

Approved as to Form and Content:

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Karl Bohne, Jr., Town Attorney

(seal)

**ATTEST:**

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Debby K. Franklin, C.M.C.  
Town Clerk/Treasurer



Exhibit "A"

2019 Totals for Stormwater Billing of Non-Ad Valorum Collections



2019 Totals for Stormwater Billing

City Code	Count	District - City	Billing Amount
Z	1,685	Malabar	\$104,875.46
	<b>Total: 1,685</b>		<b>\$104,875.46</b>