

**TOWN OF MALABAR
REGULAR TOWN COUNCIL MEETING
MONDAY, JULY 16, 2018, 7:30 PM
2725 MALABAR ROAD, MALABAR, FLORIDA
AGENDA**

- A. CALL TO ORDER, PRAYER AND PLEDGE**
- B. ROLL CALL**
- C. APPROVAL OF AGENDA - ADDITIONS/DELETIONS/CHANGES:**
- D. CONSENT AGENDA:**
- 1. Approve Regular Town Council Meeting Minutes 07/02/2018**
Exhibit: Agenda Report 1
Recommendation: Request Approval
- E. ATTORNEY REPORT:**
- F. STAFF REPORTS: ADMINISTRATOR; FIRE CHIEF, CLERK**
- G. 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) **Three (3) Minute Limit per Speaker.**
- H. PUBLIC HEARINGS/SPECIAL ORDERS: 1**
- 2. MSTU Question for 2018 Ballot (Ord 2018-06)**
AN ORDINANCE OF THE TOWN OF MALABAR, BREVARD COUNTY FLORIDA; REPEALING ORDINANCE 2016-01; CALLING AND SCHEDULING A PERIODIC ELECTION TO DETERMINE IF THE TOWN SHOULD CONTINUE TO PARTICIPATE IN THE BREVARD COUNTY MUNICIPAL SERVICE TAXING UNIT (MSTU) FOR LAW ENFORCEMENT; PROVIDING FOR THE MANNER IN WHICH SUCH ELECTION SHALL BE CONDUCTED; ESTABLISHING THE FORM OF THE BALLOT FOR SUCH ELECTION; PROVIDING AN EFFECTIVE DATE.
Exhibit: Agenda Report 2
Recommendation: Adopt Ord 2018-06
- I. UNFINISHED BUSINESS/GENERAL ORDERS
ORDINANCES FOR FIRST READING:
RESOLUTIONS:**
- MISCELLANEOUS: 2**
- 3. Form DR-420 – Tentative Maximum Millage and Public Hearing Date**
Exhibit: Agenda Report No. 2
Recommendation: Request Approval
- J. DISCUSSION/POSSIBLE ACTION:**
- K. PUBLIC COMMENTS: General Items (Speaker Card Required)**
- REPORTS – MAYOR AND COUNCIL MEMBERS**
- M. ANNOUNCEMENTS:** Vacancies: 2 on Bd of Adj; 3 on Pk & Rec Bd; 3 on T&G Com.
- N. ADJOURNMENT:**
- If a person decides to appeal any decision made by this board, agency or commission 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.

**TOWN OF MALABAR
AGENDA ITEM REPORT**

AGENDA ITEM NO: 1
Meeting Date: July 16, 2018

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

SUBJECT: Approval of Minutes

BACKGROUND/HISTORY:

Attached are the summary minutes for the following meeting(s):

- Regular Town Council Meeting – 07/02/2018

The minutes are the official record of the actions taken by the Council.

ATTACHMENTS:

Draft Minutes of 07/2/18

ACTION OPTIONS:

The Town Clerk requests approval of the minutes.

MALABAR TOWN COUNCIL REGULAR MEETING MINUTES

JULY 02, 2018

7:30 PM

This meeting of the Malabar Town Council was held at Town Hall at 2725 Malabar Road.

A. CALL TO ORDER:

Chair, Mayor Patrick Reilly called the meeting to order at 7:30 pm. CM Mahoney led P&P.

B. ROLL CALL:

CHAIR:

MAYOR PATRICK T. REILLY

VICE CHAIR:

STEVE RIVET

COUNCIL MEMBERS:

GRANT BALL

LAURA MAHONEY

DICK KORN, EXCUSED

DANNY WHITE

TOWN ADMINISTRATOR:

DOUGLAS HOYT

TOWN ATTORNEY:

KARL BOHNE

TOWN CLERK/TREASURER:

DEBBY FRANKLIN

C. APPROVAL OF AGENDA - ADDITIONS/DELETIONS/CHANGES: none.

D. CONSENT AGENDA:

1. Regular Town Council Meeting Minutes 6/41/18, WS 6/11/18 & 6/25/18

Exhibit: Agenda Report No. 1

Recommendation: Request Approval

MOTION: CM Rivet / CM Ball to approve the 6/4/18 minutes as presented. Discussion: None

Vote: Ayes, 4; Nay, 0.

MOTION: CM Ball / CM White to approve the 6/11/18 workshop minutes as presented.

Discussion: None. **Vote:** Ayes, 4; Nay, 0.

MOTION: CM Rivet / CM Ball to approve the 6/25/18 workshop minutes as presented.

Discussion: CM Mahoney said on pg. 2, soccer – TA said the fields were good; Pg. 3 – 4a – next on the list; 11b – improve drainage ditch on Marie to Glatter to RR to be done next week. Discussion – TA said they would like to put culvert headwalls in. It would be a priority project. The Chair said this was a review of the stormwater projects related to the CIP. The Mayor asked there was agreement on her comments – none heard. **Vote:** Ayes, 3; Nay, 1.

E. ATTORNEY REPORT:

Attorney advised Council about recent Supreme Court case on the narrow issue of restriction of free speech as court found there was basis of retaliation which did allow him to sue and directed a new trial.

F. BCSO REPORT:

Deputy gave stats for May. June stats should come out on the 10th. TA will send them out. TA asked Deputy about fireworks. Deputy knows about the concern with animals. Deputy explained they must see the fireworks lighted and that the person is not starting a race or scaring off wildlife. The fireworks lobby is very powerful. CM White asked if the stats break down the traffic counts by speeding stops. Deputy said the software does not perform that breakdown.

G. BOARD / COMMITTEE REPORTS:

Drew Thompson, Chair, T&G Com:

The decision of the "Trail Town" was pushed out to September. They want to make a personal visit and it will be sometime in late July or August. He will verify dates and encourage Council to be available when they tour the Town trails. CM White will be present. Agenda could be posted stating that two or more elected officials may be in attendance. They will show them around. Drew then spoke about the T&G plans to work on a new Eagles Nest Trailhead, explaining each trailhead should be named after an animal and there is an eagles nest in the area of Atz Road and Marie Street. They are proposing a plan to use the Town lot north of the PW yard a trailhead. It is 285' x 100' wooded area and they would like to get some clearing done in this year. Tag it on paper, pending Council approval and then do the initial carve out parking area similar to Sandhill Trailhead. He would like this plan to get on the Capital Improvement Plan.

Improving Jordan Blvd for emergency evacuation and put a parking lot with a gate similar to what they have a south end of Brook Hollow.

Eric Bienvenu, Chair Park & Rec Board: presented plan for memorial wall – then the trees and naming the playground after Huggins. CM Dick Korn attended their meeting and spoke about naming the playground at Malabar Community Park after Huggins. If Council approves tonight they will discuss and recommend type of signage. The memorial wall was depicted on overhead and construction was discussed. It is intended to be a permanent attraction and recognition of people that have served the Town.

Liz Ritter, Chair, P&Z Board: not present.

H. STAFF REPORTS:

PW DIRECTOR: Tom Miliore – the Gradall is working. Hired one employee, still need one. Culvert under Smith Lane was replaced and another had all five joints repaired. Smith lane ditches are being cleaned now. He went through a list of other projects recently completed.

ADMINISTRATOR: Wanted to add to what Drew said about the area at Atz and Marie street. That area clearing will be continued. Drainage work will also be continued. Not a high priority. Last two weeks we have had several compliments. Baseball team brought in a plaque. Also, the Rocky Pt owner called in and thanked the PW crew for a great job of trimming the overhanging limbs. A local business owner in Malabar stopped by to recognize the PW crew for their efforts even though they know how small they are staffed. Wants to keep that trend going. CM White asked TA to look at Eva Lane at Malabar Road. PW has filled in three times. No reason we haven't fixed it by now. TA said it is a high priority. CM White said in conjunction with whatever else they are doing this needs to be fixed before the road base is compromised.

FIRE CHIEF: no report

CLERK: Newsletter is on website and will be mailed out soon.

I. **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)

Three (3) Minute Limit per Speaker. Speaker card: none.

J. **PUBLIC HEARINGS/SPECIAL ORDERS: 0**

K. **UNFINISHED BUSINESS/GENERAL ORDERS**

ORDINANCES FOR FIRST READING: 1

2. MSTU Question for 2018 Ballot (Ord 2018-06)

AN ORDINANCE OF THE TOWN OF MALABAR, BREVARD COUNTY FLORIDA; REPEALING ORDINANCE 2016-01; CALLING AND SCHEDULING A PERIODIC ELECTION TO DETERMINE IF THE TOWN SHOULD CONTINUE TO PARTICIPATE IN THE BREVARD COUNTY MUNICIPAL SERVICE TAXING UNIT (MSTU) FOR LAW ENFORCEMENT; PROVIDING FOR THE MANNER IN WHICH SUCH ELECTION SHALL BE CONDUCTED; ESTABLISHING THE FORM OF THE BALLOT FOR SUCH ELECTION; PROVIDING AN EFFECTIVE DATE.

Exhibit:

Agenda Report 2

Recommendation:

Approve 1st Reading of Ord 2018-06

Ordinance read by title. Speaker Card: None.

MOTION: CM Mahoney / CM Rivet to approve 1st Reading of Ordinance 2018-06.

Discussion: CM Mahoney asked Atty Bohne if it looks ok. TA asked Council to consider putting this to voters every four years instead of every two years when we get such an overwhelming percentage in support of continuing with the MSTU. TA suggested they put the question to voters when the Sheriff changes. CM Ball like that the voters choose every two years. However, with the Sheriff we have now, we have a great relationship and they give us good support. He suggested it could be put to voters a year after a new sheriff is elected. CM Rivet asked about how much time and money is spent in putting this to voters every two years. TA said more than the cost of the legal ad is the Staff time. He and Deputy Clerk/Treasurer Matt Stinnett went and met with the Sheriff. TA suggested to tailor the question to coincide with the year after a new

Sheriff takes office. Mayor Reilly said if we do what CM Ball said is should be done after two years. Mayor said Sheriff Ivey has done a good job for Malabar. CM Rivet said they are Public Servants and should be accountable to voters. TA said it is a negotiated agreement. It will allow the limited office Staff to be more efficient. CM Mahoney asked about the money. She said Grant-Valkaria came to us and suggested we not vote it in because they would have preferred a contract. What does the MSTU pay for, how many MSTU vehicles? We still have a Sheriff paid for by County taxes. She supports keeping it going before the voters. Chair asked for clarification on ability to change frequency. Clerk Franklin explained that an ordinance was adopted in 2007 that stated Malabar would participate in the MSTU. A separate, subsequent ordinance was adopted to state that the question would go to the voters every two years. The Attorney stated then Council can repeal that ordinance and replace it with one that states a different term. This vote is on the wording for the 2018 ballot.

ROLLCALL Vote: CM Ball, Aye; CM Mahoney, Aye; CM Rivet, Aye; CM Korn, Excused; CM White, Aye. Motion Carried 4 to 0.

RESOLUTIONS: 1

3. Adopt Resolution 03-2018 Approving ILA for IRL Surtax (Reso 03-2018)

A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, APPROVING THE SAVE OUR INDIAN RIVER LAGOON LOCAL INFRASTRUCTURE SURTAX INTERLOCAL AGREEMENT; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit:

Agenda Report 3

Recommendation:

Adopt Resolution 03-2018

Resolution read by title. Speaker Card: None.

MOTION: CM White / CM Rivet to approve Reso 03-2018.

Discussion: Chair asked if anyone from County was present. No. Mayor asked Staff. TA said in looking at the FDEP statistics, Malabar doesn't discharge pollutants into the river. The Town should get part of that surtax that everyone is paying in order to fund stormwater projects that treat water before it reaches the lagoon. Attorney stated that the bigger polluters get more money. CM Rivet doesn't feel good about this without someone here to explain how the credits and the revenue are distributed. Neither did CM Ball.

ROLLCALL Vote: CM Ball, Nay; CM Mahoney, Nay; CM Rivet, Nay; CM Korn, Excused; CM White, Nay. Motion failed 4 to 0.

MISCELLANEOUS: 2

4. Naming Playground at Malabar Community Park after Huggins Family

Exhibit:

Agenda Report 4

Recommendation:

Approve Naming

MOTION: CM Rivet / CM Ball to name the playground at Malabar Community Park after Huggins. CM Ball recalled personal interactions he had experienced with Mr. Huggins; he had General Store and it served as the Post Office. He was a major part of the community. He was an essential part of the community during the pivotal period, along with S.B. Brown in getting the community incorporated. **Vote: All Ayes.**

5. Authorization to Purchase Gradall

Exhibit:

Agenda Report 5

Recommendation:

Approve Purchase

MOTION: CM Rivet / CM Ball to approve purchase of Gradall up to the cost listed of \$316,662.00. TA asked if there were any questions about the proposal. Based on Sheriff bid. Roughly 16K increase, based on the fact that we keep this equipment for 15 years, this model won't be running up to its maximum capacity every time it is used. This model will have the reach they currently don't have. Wants approval to spend up to this amount. He will try and get the price down. The contract price for this is 46K per year. TA said Deputy Clerk/Treasurer Matt Stinnett was able to

find us a significantly lower interest rate for the fire truck and is doing the same for this lease purchase.

CM Mahoney asked if we have looked at renting. TA said they spent \$6K a month for a small track that couldn't do the job. TA said this piece of equipment works very well in Malabar as the reach is out and then down instead of up and out so prevents encounters with power lines. The one cab eliminates a lot of the control equipment and reduces the maintenance costs. CM Mahoney appreciates PW Director Tom Miliore coming and reporting at meetings and giving information about the equipment and their projects. Rent a piece when you need to use it and then you don't need a new building. TA said PW has done a good job and we need to approve the equipment so they can do the work. If we can't provide PW with the equipment they need, they can't get the work done. CM White said as a separate discussion item, he wants to see a lot more effectiveness of PW with this new equipment.

VOTE: Ayes, 3; Nay, 1 (CM Mahoney). Motion carried 3 to 1. CM White asked about the ditcher demo so they can pursue that purchase. TA said he will call manufacturer.

L. DISCUSSION/POSSIBLE ACTION: Atty and TA leave at 8:50PM.

M. PUBLIC COMMENTS: General Items (Speaker Card Required) none

N. REPORTS – MAYOR AND COUNCIL MEMBERS

CM Ball: He has had an email and a complaint about damage tree roots are doing to paved roads and Council needs to discuss at some point how to fix the paving and save the trees. Asked TA to research with an arborist.

CM Mahoney: She said people are concerned about Towns preparations, ditch cleaning before a hurricane.

CM Rivet: He is still getting complaints about speeding on Corey and Weber.

CM Korn: Excused

CM White: Nothing

Mayor: Nothing

O. ADJOURNMENT:

There being no further business to discuss and without objection, the meeting was adjourned at 8:55PM.

BY: _____
Mayor Patrick Reilly, Council Chair

ATTEST:

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

Date Approved: 7/16/2018

**TOWN OF MALABAR
AGENDA ITEM REPORT**

**AGENDA ITEM NO: 2
Meeting Date: July 16, 2018**

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

SUBJECT: Referendum Question for November 6, 2018 Election: MSTU (Ord 2018-06)

BACKGROUND/HISTORY:

Council approve the first reading of this ordinance at the June 2, 2018 meeting.

Council adopted Ordinance 2007-05 joining the Brevard County Law Enforcement Municipal Services Taxing Unit (MSTU) in June 2007. MSTU taxes were levied for law enforcement services starting in November 2008. The Table below shows the millage rates for each of the years following.

Year	rate	Taxes*	ELECTION RESULTS	
			FOR	/ AGAINST
2008	.9097	\$ 76.90	1290 (84.31%)	/ 240 (15.69%)
2009	1.0013	\$ 85.11		
2010	1.1558	\$ 98.24	879 (82.92%)	/ 181 (17.08%)
2011	1.3574	\$115.38		
2012	1.3574	\$115.38	1178 (84.02%)	/ 224 (15.97%)
2013	1.3378	\$113.71		
2014	1.3000	\$110.50	1046 (78.53%)	/ 286 (21.47%)
2015	1.2691	\$107.87		
2016	1.1970	\$101.75	1528 (88.43%)	/ 200 (11.57%)
2017	1.1438	\$ 97.22		

Note: The taxes are determined using a Homesteaded Residence Assessed Value of \$85K

After voting to join the MSTU, Council adopted Ordinance 2007-06 that stated that the voters should decide if Malabar remain in the MSTU by putting it on the ballot every two years starting in November 2008. The agenda report from the last meeting explained what the county taxes pays for in law enforcement and what the MSTU tax dollars pay for.

The ordinance has been legally advertised.

FINANCIAL IMPACT: None for the Town – this is paid by property owners

ATTACHMENTS: All previously distributed
Ordinance 2018-05 for 2018 ballot language

ACTION OPTIONS: Council Adoption of Ordinance 2018-06.

ORDINANCE 2018-06

AN ORDINANCE OF THE TOWN OF MALABAR, BREVARD COUNTY FLORIDA; REPEALING ORDINANCE 2016-01; CALLING AND SCHEDULING A PERIODIC ELECTION TO DETERMINE IF THE TOWN SHOULD CONTINUE TO PARTICIPATE IN THE BREVARD COUNTY MUNICIPAL SERVICE TAXING UNIT (MSTU) FOR LAW ENFORCEMENT; PROVIDING FOR THE MANNER IN WHICH SUCH ELECTION SHALL BE CONDUCTED; ESTABLISHING THE FORM OF THE BALLOT FOR SUCH ELECTION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Florida Statutes, 101.161 provides for the procedures to submit a public measure to a vote of the electors of a municipality and Malabar has followed that procedure in the 2008, 2010, 2012, 2014 and 2016 elections with respect to participation in the Brevard County MSTU for Law Enforcement; and

WHEREAS, In 2014, the Town Council recommended that the question to electors related to continuing participation in the Brevard County Law Enforcement MSTU be amended before being submitted for a vote of the electors to include the financial impact information of the MSTU to the Town's residents; and,

WHEREAS, The Town Council in 2016 directed that the question relating to continued participation in the Brevard County MSTU for Law Enforcement be simplified as it was prior to 2014; and,

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. Ordinance 2016-01 is hereby repealed.

SECTION 2.

A referendum election is hereby called and scheduled to be held concurrent with the general election in November 2018, to determine whether the Town of Malabar shall continue participation in the Brevard County MSTU for Law Enforcement as more particularly described in Exhibit A, which shall be approved by a majority of the votes cast in such election in which the qualified electors residing in the Town shall participate. Such referendum election shall be held and conducted in a manner prescribed by law for all general elections. The place for voting in such referendum election shall be one of the two usual places, based on Precinct, for voting in the Town in the general election to be held in November 2018.

SECTION 3.

The ballot to be used at such referendum election shall contain a statement of the proposed subject matter of the question and shall provide facilities for qualified electors to vote for or against continued participation in the Brevard County Law Enforcement MSTU.

SECTION 4.

The Town Clerk is hereby authorized and directed to instruct the Supervisor of Elections of Brevard County to include the above-described question on the ballot for the general election to be held on the 6th day of November 2018.

SECTION 5.

Notice of the said referendum election in substantially the form showing in Exhibit B to this Ordinance shall be published two times in a newspaper of general circulation according to the laws of the State of Florida. The first publication shall be during the fifth week prior to the week

in which the referendum election is to be held and the second publication shall be during the third week prior to the week in which the referendum election is to be held. A minimum of five copies of this Ordinance shall be kept on file in the office of the Town Clerk for public inspection upon demand during normal business hours.

SECTION 6.

If continued participation in the Brevard County Law Enforcement MSTU is not approved by a majority of the votes cast in such referendum election the Town Council shall repeal Ordinance No. 2007-05.

SECTION 7.

This Ordinance shall become effective five business days after its adoption.

The foregoing Ordinance was moved for adoption by Council Member _____.
The motion was seconded by Council Member _____ and, upon being put to a vote, the vote was as follows:

- Council Member Grant Ball _____
- Council Member Laura Mahoney _____
- Council Member Steve Rivet _____
- Council Member Dick Korn _____
- Council Member Danny White _____

This Resolution was then declared duly passed and adopted this ____ day of _____, 2018.

TOWN OF MALABAR

Mayor Patrick T. Reilly, Council Chair

First Reading: 7/2/18
Second Reading: _____

ATTEST:

Debby K. Franklin
Town Clerk/Treasurer

(Seal)

Approved as to Form and Content

Karl W. Bohne, Jr., Town Attorney

Exhibit A

Ballot 2018
Town of Malabar, Florida

Question 1. Continued participation in the Brevard County Law Enforcement MSTU

Shall the Town continue to participate in the Brevard County Law Enforcement MSTU?

Yes
 No

Instruction to voters: If you are in favor of the continuing the MSTU with Brevard County for Law Enforcement Patrol Services, mark the space to the left of the word "YES". If you are not in favor of continuing the MSTU with Brevard County for Law Enforcement Patrol Services, mark the space to the left of the word "NO".

Exhibit B

**NOTICE OF REFERENDUM ELECTION
TOWN OF MALABAR, FLORIDA**

Public notice is hereby given that on November 6, 2018; the issue of whether the Town of Malabar shall continue participation in the Brevard County Law Enforcement MSTU will appear on the election ballot as a referendum question.

The Town Council of the Town of Malabar has adopted an ordinance calling the said election on the following questions:

Question 1. Shall the Town continue to participate in the Brevard County Law Enforcement MSTU?

The places of voting shall be the First Baptist Church of Malabar, 1665 Malabar Road for Precincts 301 and 328 and Elohim Christian Church, Inc., 2170 Malabar Road, for Precinct 325, 326 and 327 for voting in the Town of Malabar during the general election scheduled on November 6, 2018 and the polls shall be open from 7:00 a.m. to 7:00 p.m. on the said date. All duly qualified electors residing within the Town of Malabar shall be entitled to participate and vote in said referendum election.

The ballot containing the question to be so submitted to the electors shall be in substantially the following form:

**2018 Ballot
Town of Malabar, Florida**

Question 1. Continued participation in the Brevard County Law Enforcement MSTU

Shall the Town continue to participate in the Brevard County Law Enforcement MSTU?

Yes
 No

Instruction to voters: If you are in favor of the continuing the MSTU with Brevard County for Law Enforcement Patrol Services, mark the space to the left of the word "YES". If you are not in favor of continuing the MSTU with Brevard County for Law Enforcement Patrol Services, mark the space to the left of the word "NO".

For further information regarding this referendum election, contact the Town Clerk of the Town of Malabar. A minimum of five copies of this Ordinance are on file at the office of the said Town Clerk at Town Hall, 2725 Malabar Road, Malabar, Florida, 32950, and are available for inspection upon request during normal business hours.

TOWN OF MALABAR AGENDA ITEM REPORT

AGENDA ITEM NO: 3
Meeting Date: July 16, 2018

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

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

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 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 **2.1582.**

Our millage rate was 2.0906 in 2018, 2.0260 in 2017, 1.9256 in 2016, 1.800 in 2015, and 1.6630 for 2011-2014. In 1978 when we set the first millage rate for ad Valorum collection the millage was set at 1.5. So, in 41 years, we have only increased the tax rate by 30%

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

By August 4, 2018, we must tell the Property Appraiser the following:

- prior year's millage rate (2.0906)
- current years rolled-back rate (1.9620)
- current year's **proposed maximum millage** rate of 2.1582
- the date, time and meeting place of the first tentative budget hearing (9/5/18 at 7:30pm)

NOTE: The Mayor asked for the Council to consider Wednesday, September 5, 2018

FINANCIAL IMPACT: As listed

ATTACHMENTS:

Calendar of Meeting dated from April 12, 2018
Calendar for September

ACTION OPTIONS:

Staff seeks Motion to set the Maximum Tentative Millage for the first Public Hearing at 2.1582 and select September 5, 2018 as the date for that 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.

TOWN OF MALABAR

MEMORANDUM

Date: ~~January 8, 2018~~ April 12, 2018 2018-TC/T-001
To: Honorable Council, Mayor Reilly
From: Debby K. Franklin, C.M.C., Town Clerk/Treasurer
Ref: Calendar for 2018 Meetings & Holidays

For your planning purposes, the schedule of 28 Council meetings, proposed workshop dates and holidays are listed below.

The budget timeline is established by the State. We receive the Certification of Taxable Value on July 1 and must report to the Property Appraisers by August 4 what the tentative millage will be and when we will hold the 1st Public Hearing on the budget. The Budget workshop and PH dates proposed are just estimates at this time.

Jan 01, 2018 CLOSED for New Year's Day Holiday
Jan 03, 2018 – RTCM
Jan 15, 2018 – CLOSED for Martin Luther King Jr. Holiday
Jan 22, 2018 – Future Land Use (FLU) and Comp Plan Amendment Workshop
Feb 05, 2018 – RTCM
Feb 19, 2018 – CLOSED for Presidents Day Holiday
March 05 & 19, 2018 RTCM
April 02 & 16, 2018 RTCM
May 07 & 21, 2018 RTCM
May 28, 2018 – CLOSED for Memorial Day Holiday
June 04 & 18, 2018 RTCM
June 11 & 25, 2018 Budget workshops – ref questions, impact fees, CIP funding
July 02 & 16, 2018 RTCM
July 04, 2018 – CLOSED for Independence Day Holiday

July 23, 2018 - Special Mtg at 7pm for FY 17 Audit Report; followed by Budget Workshop # 1

Aug 06 & 20, 2018 RTCM

Aug 13 & 27, 2018 for Budget Workshops 2 and 3

Sept 03, 2018 - CLOSED for Labor Day Holiday

↘ Sept 04 & 17, 2018 RTCM – tentative proposed 1st & 2nd reading on Millage and Budget

Oct 01 & 15, 2018 RTCM

Nov 05 & 19, 2018 RTCM and Nov 8, 2018 for Special post-election mtg

Nov 12, 2018 – CLOSED for Veteran's Day Holiday of Nov 11, 2018

Nov 22 & 23, 2018 – CLOSED for Thanksgiving Holiday

Dec 03 & 17, 2018 RTCM

The Federal holidays for 2018 are as follows:

01/01/2018 – Monday, New Year's Day

01/15/2018 – MLK Jr.

02/19/2018 – Presidents Day

05/28/2018 – Memorial Day

07/04/2018 – Independence Day

09/03/2018 – Labor Day

11/12/2018 – for 11/11/18 Veterans Day

11/22/2018 - Thanksgiving

11/23/2018 day after T-day

12/24/2018- half day for Eve

12/25/2018 - Christmas Day

12/31/2018 – half day for Eve

01/01/2019 – New Year's Day

September 2018

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3 TH Closed Labor Day	4 RTCM 7:30 BUDGET PH #1	5 ↗	6 Brevard School Bd PH	7	8
9	10 T&G Comm 6:00pm	11 Brevard County Comm PH	12 P&Z Bd 7:30 pm	13	14	15
16	17 RTCM 7:30 BUDGET PH #2	18	19 Park Bd 6:00 pm	20	21	22
23	24	25 Brevard County Comm PH	26 P&Z Bd 7:30 pm	27	28	29
30						