

RESOLUTION NO.

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY FLORIDA, AMENDING RESOLUTION NO. ~~22-00813-229~~ INCREASING THE ~~SCHEDULE OF RATES, FEES AND CHARGES FOR WATER, SEWER AND RECLAIMED WATER, INCLUDING SYSTEMS LOCATED IN THE SOUTH BEACHES, MERRITT ISLAND, NORTH BREVARD, PORT ST. JOHN AND THE SOUTH CENTRAL MAINLAND SERVICE AREA; INCREASING WATER RATES FOR THE NORTH BREVARD WATER SYSTEM, INCREASING SEWER RATES FOR ALL OF THE ABOVE; AND PROVIDING FOR INDEXING OF THE RATES PURSUANT TO THE CONSUMER PRICE INDEX SEWER AND WATER MAINTENANCE INDEX (SWMI)(U); AND ESTABLISHING AN EFFECTIVE DATE.~~

WHEREAS, Section ~~153.64180-136~~ Florida Statutes, and Chapter 67-1145, Laws of Florida prescribe the procedure for the fixing of a schedule of rates, fees and charges for the use of the services provided by the water, sewer, septage, and reclaimed water system of Brevard County and for revising said schedule of rates, fees and charges; and

WHEREAS, on ~~February 8, 2022~~~~December 17, 2013~~, the Brevard County Board of County Commissioners adopted, in regular session, Resolution No. ~~13-229~~~~22-008~~; and

~~**WHEREAS**, on May 18, 2021, the Brevard County Board of County Commissioners adopted Resolution No. 21-072 amending Resolution No. 13-229; and~~

WHEREAS, the Brevard County Board of County Commissioners now desires to further amend the ~~schedule of rates, fees and charges for the use of the services provided by water, sewer, septic, and reclaimed water system, as contained in this Resolution and in the attached Exhibits A and B; and~~

WHEREAS, on ~~XXXXXX-XX~~ July 7, 2021~~6~~, the Board directed that notice be published setting forth the proposed rates, fees and charges, and such notice was published on ~~XXXXXX~~ ~~xx~~ July 15, 2021~~6~~, in the FLORIDA TODAY Newspaper, published in Brevard County, Florida; and

WHEREAS, a public hearing was held on _____, August 4, 2021~~6~~, at the Government Center Board Meeting Room, 2725 Judge Fran Jamieson Way, Melbourne, Florida, for the purpose of amending the ~~schedule of rates, fees, and charges;~~ charges.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, as follows:

1. Resolution No. ~~13-229~~ 22-008 is hereby amended as provided herein and as contained in the schedule attached as Exhibit "A" and Exhibit "B" hereto, and is hereby adopted as the schedule of rates, fees, and charges for the water, sewer, septage and reclaimed water systems maintained by Brevard County, including said systems located in the South Beaches, Merritt Island, North Brevard, Port St. John, and the South Central Mainland Service Area of Brevard County.
2. Said schedule of rates, fees, and charges shall be established for said water, sewer, septage, and reclaimed water systems and any additional water, sewer, and reclaimed water systems acquired by Brevard County and any future additions or extensions of any water, sewer, and reclaimed water systems owned by Brevard County.

3. Effective October 1, 2026, all water and sewer rates, fees and charges, as stated in Exhibit A, shall be implemented. The ~~rates,~~ fees and charges in Exhibit A shall be adjusted as shown with no index applied~~remain unchanged.~~

4. Effective October 1, 2026, all water and sewer rates, fees and charges, as stated in Exhibit B, shall be implemented. The rates, fees and charges in Exhibit B shall be indexed and shall change annually as contained in Exhibit B. ~~follows:~~

~~a. The water and sewer user rates will be indexed as follows effective January 1 of each year:~~

~~2022 — 9.5%~~

~~2023 — 8.5%~~

~~2024 — 8.5%~~

~~2025 — 8.5%~~

~~2026 — 7.5%~~

~~Beginning January 1, 2027, and in all subsequent years on January 1, the water and sewer user rates shall automatically increase based on the actual change in the Consumer Price Index Sewer and Water Maintenance Index (S-W-M-I)(U) based on the average of the index on November of the previous year of which the index is applied on the average of the index from the previous 12 months (November to November).~~

~~b. a. Effective January 1, 2027, and in subsequent years on January 1; all water and sewer and rates, fees and charges, excluding the water and sewer user~~

~~rates,~~The rates, fees and charges in Exhibit B shall be indexed and shall change annually as contained in Exhibit B.

b. Subsequent years, effective January 1, all Exhibit B water and sewer rates, fees and charges, shall be indexed automatically based on the actual change in Consumer Price Index Sewer and Water Maintenance Index (S-W-M-I)(U) -for the month of November reported for the current year compared to the index reported as of the month of November for the immediately preceding year.~~based on the average of the index on November of the previous year of which the index is applied from the previous 12 months (November to November).~~

ec. -When the indexing of Exhibit B utilizing the Consumer Price Index Sewer and Water Maintenance Index (SWMI)(U), is calculated, a Public Hearing and Board approval for an amendment to this Resolution shall only be required when the annual indexing amount exceed the Consumer Price Index Sewer and Water Maintenance Index (SWMI)(U) as calculated in 4(a) above.~~If in any year the Board of County Commissioners request to increase any of the rates Described in Exhibit B that are indexed utilizing the Consumer Price Index Sewer and Water Maintenance Index (S W M I)(U), requires a Public Hearing and Board approval for an amendment to this Resolution. and such the annual rate increase exceeds 3.4%, the proposed increase shall be brought before the Board of County Commissioners at the next available meeting for discussion.~~

5. A copy of said schedule of rates, fees, and charges shall be kept on file in the Office of the Clerk to the Board and shall be open for public inspection.

DONE, ORDERED AND ADOPTED, in regular session, this 4 day of August,
2026~~4~~.

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA

Rachel M. Sadoff, Clerk of the Court

BY: _____
~~Rita Pritchett, Chair~~ Thad Altman, Chair

As Approved by the Board on _____