



BOARD OF COUNTY COMMISSIONERS

Communications/SCGTV Office

2725 Judge Fran Jamieson Way
Building C, Room 301
Viera, Florida 32940

Inter-Office Memo

TO: Frank B. Abbate, County Manager

FROM: Don Walker, Communications/SCGTV Director 

SUBJ: Citizen Efficiency and Effectiveness Recommendation #2024017

DATE: 04/01/2024

CEER #2024017 was received by the County from Robert Klimkowski.

Citizen Statement:

Lack of Citizen Involvement with regards to Speak Up Brevard cost saving amendments

Citizen Recommendation:

\$\$.\$ Citizen Involvement with regards to Speak Up Brevard cost saving amendments

Staff Analysis:

The citizen recommendation indicates the County should consider a cash incentive or payment for citizen involvement regarding recommended cost-saving measures. The Board in August 2019 considered a similar proposal to create a mechanism by which individuals or businesses could receive a percentage of savings realized as a result of the County implementing cost-saving ideas. An agenda item seeking Board direction for the County Attorney's Office to draft a resolution or ordinance creating such a program was considered, but the Board declined to implement such a program.

Staff Recommended Action:

Staff recommends CEER #20024017 be rejected in light of the Board's previous decision to take no action on a similar proposal, and since the Board already has formal procedures in place for the submission and consideration of citizen efficiency and cost-saving recommendations in the form of the Citizen Budget Review Committee and the Citizens Efficiency and Effectiveness Recommendation (CEER) program.

Recommendation Details

Contact Information

Full Name: Robert L. Klimkowski Jr **Email Address:** Rklimjr92@gmail.com
Mailing Address: 329 RHEINE RD NW **Alt Email Address:** Rklimjr92@gmail.com
PALM BAY FL 32907 **Phone Number:** 321-468-7128

Group/Organization

N/A

Recommendation Information

Recommendation Title:

Ordinance Acknowledging Cost-Saving Contributions

Areas Affected:Community Involvement & Government
Transparency**Department:**

BOARD OF COUNTY COMMISSIONERS

Lack of Citizen Involvement with regards to Speak Up Brevard cost saving amendments

**Problem
Description:**

\$\$\$ Citizen Involvement with regards to Speak Up Brevard cost saving amendments

**Recommendation
Description**

Attachments

No. Type Name

1  Ordinance Acknowledging Cost-Saving Contributions.pdf

Administrative Action

Evaluation

Recommendation Timeline

User	Status	Date	Remarks
CEER WebUser	Citizen Submitted	Dec 17, 2023	
Karen Conde	Department Assigned	Dec 20, 2023	SCGTV/COMMUNICATIONS OFFICE Assigned

Awaiting action from department director

Ordinance Acknowledging Cost-Saving Contributions

Section 1: Recognition of Exceptional Cost-Saving Contributions

1.1 Recognition Criteria: Any proposed amendment leading to independently verified cost savings surpassing \$1 million for Brevard County shall be acknowledged as a significant cost-saving contribution.

Section 2: Innovation and Cost-Saving Acknowledgment Fund (ICAF)

2.1 Establishment of Fund: The "Innovation and Cost-Saving Acknowledgment Fund (ICAF)" is created to recognize and incentivize outstanding contributions to cost-saving amendments.

Section 3: Allocation and Oversight

3.1 Allocation: Upon confirmation of a qualifying cost-saving amendment, the Board of County Commissioners may allocate 2.5 percent from the ICAF to the individual or entity responsible for the amendment's proposal.

3.2 County Engagement: If required under Brevard County lobbying ordinances, individuals or entities receiving an allocation from the ICAF shall register as lobbyists, complying with all applicable lobbying regulations.

Section 4: Duration and Ethical Compliance

4.1 Duration: Allocations from the ICAF shall extend for a period of five years or until the sunset or termination of the respective cost-saving amendment, whichever occurs first.

4.2 Ethical Oversight: Stringent ethical guidelines and oversight mechanisms shall be established to ensure transparency, adherence to ethical standards, and regular audits of fund disbursement.

Section 5: Reporting, Review, and Sunset Clause

5.1 Reporting and Review: Annual reports detailing fund allocations, the impact of qualifying amendments, and program

effectiveness shall be prepared by the County Auditor or an oversight committee.

5.2 Sunset Clause: Allocation from the ICAF shall cease upon the termination, expiration, or sunset of the qualifying amendment, aligning incentives with the active contribution and impact of the amendment.

Section 6: Implementation and Amendments

6.1 Implementation Guidelines: The Board shall develop comprehensive guidelines for implementation, reviewable periodically for enhancements in fairness, effectiveness, and transparency, complying with Brevard County lobbying ordinances.

Comprehensive Legislation Establishing the Recognition and Incentivization Program for Cost-Saving Amendments in Brevard County

I. Introduction

1.1 Background and Rationale

- Overview of the need for incentivizing cost-saving amendments
- Summary of the proposed program's objectives and structure

II. Resolution

2.1 Purpose and Objectives

- Detailed objectives of the Recognition and Incentivization Program
- Explanation of how it aligns with Brevard County's goals and codes

2.2 Program Components

- Establishment of the Innovation and Cost-Saving Acknowledgment Fund (ICAF)
- Criteria and process for recognizing qualifying cost-saving amendments

- Allocation mechanisms and oversight procedures

2.3 Legal Rationale and Compliance

- Citations of relevant legal precedents, county codes, and state laws
- Compliance measures ensuring adherence to lobbying and county regulatory ordinances

III. Ordinance

3.1 Ordinance Establishing the Recognition Program

- Detailed provisions for the creation and functioning of the ICAF
- Allocation criteria, duration, and termination conditions
- Compliance and oversight mechanisms

IV. Analysis and Rationale

4.1 Dual Nexus Rationale

- Detailed rationale showcasing how the program benefits both revenue generation and community welfare
- Factors considered in determining qualifying cost-saving amendments

4.2 Legal Analysis and Precedent

- In-depth legal analysis supporting the program's establishment
- Reference to relevant case law and county ordinances

V. Impact Studies

5.1 Impact Studies

- Analysis of ten instances where similar recognition programs led to substantial cost savings
- Detailed documentation of their impact on revenue and community welfare

VI. Identification and Severability

6.1 Identification Clause

- Requirements and identification of individuals or entities qualifying for ICAF allocations
- Compliance with identification standards in lobbying ordinances

6.2 Severability Clause

- Assurance that the invalidation of any part of the ordinance doesn't affect the validity of the remainder

Title: Comprehensive Legislation Establishing the Recognition and Incentivization Program for Cost-Saving Amendments in Brevard County

I. Introduction

1.1 Background and Rationale

- Overview: Brevard County aims to encourage and reward initiatives leading to substantial cost savings within county operations.
- Rationale: Recognizing and incentivizing such cost-saving amendments aligns with fiscal responsibility and promotes innovative solutions within the county.

II. Resolution

2.1 Purpose and Objectives

- Objectives: The Recognition and Incentivization Program aim to acknowledge, reward, and stimulate cost-saving initiatives benefiting the county.
- Alignment: The program aligns with Brevard County's commitment to effective governance and fiscal efficiency.

2.2 Program Components

- Innovation and Cost-Saving Acknowledgment Fund (ICAF): Establishment and structuring of the fund to allocate incentives.
- Criteria: Clear criteria delineating qualifying cost-saving amendments for recognition and rewards.
- Oversight: Robust oversight measures ensuring transparency and fairness in the allocation process.

2.3 Legal Rationale and Compliance

- Legal Basis: Citing relevant laws, county codes, and legal precedents supporting the establishment of the program.
- Compliance Measures: Outlining strict adherence to county lobbying regulations and ethical standards in recognizing contributions.

III. Ordinance

3.1 Ordinance Establishing the Recognition Program

- Fund Creation: Specific provisions outlining the structure, funding mechanisms, and administration of the ICAF.
- Allocation Guidelines: Detailed guidelines on how qualifying cost-saving initiatives will be assessed, recognized, and rewarded.
- Oversight Framework: Clear regulations regarding oversight, reporting, and periodic reviews to ensure compliance.

IV. Analysis and Rationale

4.1 Dual Nexus Rationale

- Revenue and Community Impact: Explaining how recognized cost-saving initiatives benefit both the county's revenue and community welfare.
- Qualification Factors: Criteria and factors considered in determining which amendments qualify for incentives.

4.2 Legal Analysis and Precedent

- Legal Justification: Detailed legal analysis supporting the program's establishment, referencing relevant case law and ordinances.

V. Impact Studies

5.1 Impact Studies (Examples)

- **Comparative Studies:** Analyzing instances where similar recognition programs led to substantial cost savings.
- **Impact Assessment:** Demonstrating the direct impact of such programs on revenue streams and community development in various contexts.

VI. Identification and Severability

6.1 Identification Clause

- **Eligibility Requirements:** Defining eligibility criteria and documentation necessary for individuals or entities to qualify for incentives.
- **Compliance Measures:** Incorporating compliance measures aligning with Brevard County's lobbying and identification ordinances.

6.2 Severability Clause

- **Protection of Validity:** Assurance that the invalidation of any section won't affect the overall validity of the legislation.

Draft # 2

Ordinance Establishing the Innovation and Cost-Saving Acknowledgment Fund (ICAF) in Brevard County

- Ordinance No. [Insert Number]
- An Ordinance Adopting and Enacting the "Innovation and Cost-Saving Acknowledgment Fund (ICAF) Ordinance" as a Mechanism to Acknowledge, Incentivize, and Monitor Cost-Saving Contributions in Brevard County; Providing for the Repeal of Inconsistent Provisions; Imposing Penalties for Violations; and Specifying Effective Dates.
- Whereas, Brevard County aims to encourage and reward innovative cost-saving initiatives; and
- Whereas, the establishment of an Innovation and Cost-Saving Acknowledgment Fund (ICAF) is deemed essential for this purpose.

- Now, Therefore, Be It Ordained by the Board of County Commissioners of Brevard County, Florida:
- Section 1. Establishment and Purpose
- The "Innovation and Cost-Saving Acknowledgment Fund (ICAF)" is hereby established to recognize and incentivize outstanding contributions to cost-saving amendments within Brevard County operations.
- Section 2. Fund Components
- 2.1. Criteria: Clear and stringent criteria are set to identify and acknowledge qualifying cost-saving amendments surpassing \$1 million independently verified savings for Brevard County.
- 2.2. Allocation Mechanisms: Upon confirmation of a qualifying cost-saving amendment, the Board of County Commissioners may allocate 2.5 percent from the ICAF to the individual or entity responsible for the proposal.
- 2.3. Oversight and Compliance: Stringent ethical guidelines, oversight mechanisms, and compliance with Brevard County lobbying ordinances shall be established to ensure transparency and adherence to ethical standards in fund disbursement.
- Section 3. Duration and Reporting
- 3.1. Duration: Allocations from the ICAF shall extend for a period of five years or until the sunset or termination of the respective cost-saving amendment, whichever occurs first.
- 3.2. Reporting and Review: Annual reports detailing fund allocations, the impact of qualifying amendments, and program effectiveness shall be prepared by the County Auditor or an oversight committee.
- Section 4. Implementation and Amendments
- 4.1. Implementation Guidelines: The Board shall develop comprehensive guidelines for implementation, reviewable periodically for enhancements in fairness, effectiveness, and transparency, complying with Brevard County lobbying ordinances.
- Section 5. Penalties and Legal Continuity
- 5.1. Violation Penalties: Any violation of the provisions of the ICAF Ordinance shall result in penalties not exceeding \$500 or imprisonment not exceeding 60 days, or both, as determined by law.

- 5.2. Continuity of Legal Provisions: The enactment of the ICAF Ordinance shall not affect the validity or enforceability of any existing ordinances or legal obligations.
- Section 6. Effective Date
- This ordinance shall become effective as provided by law.
- Done and adopted in regular session this [Insert Date] day of [Insert Month], [Insert Year].
- ATTEST:
- BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA
- /s/ [Insert Clerk's Name]
- [Insert Clerk's Name], Clerk

"Disclaimer: 'Speak Up Brevard' is an interactive communication platform provided for residents to engage, express opinions, and provide feedback to the Brevard County government. While efforts are made to ensure the platform's integrity, the opinions, comments, or viewpoints expressed on 'Speak Up Brevard' are those of the individual users and do not necessarily reflect the views or policies of the Brevard County government. Users acknowledge that information shared on 'Speak Up Brevard' is public and may be subject to moderation for compliance with community guidelines. The County does not guarantee the accuracy or reliability of information posted by users. The County reserves the right to remove, edit, or moderate content that violates the platform's terms of use or community standards."

"Identification and Non-Lobbying Clause: Participants utilizing 'Speak Up Brevard' shall provide accurate identification information upon registration or engagement. However, participation in 'Speak Up Brevard' for the purpose of sharing opinions, feedback, or engaging in discussions shall not be construed as lobbying activities. Users acknowledge that their engagement is for the purpose of civic dialogue, and any viewpoints shared are not intended to influence or promote lobbying efforts. The platform is designed for residents to express opinions and contribute constructively to discussions pertinent to Brevard County without engaging in lobbying activities."