




Brevard County Budget Office
2725 Judge Fran Jamieson Way
Building C, Room 303
Viera, Florida 32940

BOARD OF COUNTY COMMISSIONERS

Inter-Office Memo

TO: Frank Abbate, County Manager
FROM: Jill Hayes, Budget Director 
SUBJECT: Citizen Efficiency and Effectiveness Recommendation #2024021
DATE: April 1, 2024

CEER #2024021 was received by the County from Robert Klimkowski

Citizen Statement:

"Speak Up Brevard is an unfunded mandate that puts a time and burden and associated cost on County Manager and staff."

Citizen Recommendation:

"Ordinance and Resolution Addressing Unfunded Mandates, County Manager Recognition, and Essential Funding

Ordinance No. [Insert Number]

An Ordinance and Resolution Addressing Unfunded Mandates, Recognizing County Manager Achievements, and Establishing Essential Funding for Compliance

Whereas, mandates often come without allocated funding, imposing financial challenges for compliance; and

Whereas, recognizing County Manager achievements in implementing mandates is crucial despite the lack of funding; and

Whereas, essential funding plays a pivotal role in supporting these initiatives, especially within Brevard County.

Section 1. Addressing the Unfunded Nature

1.1. Recognizing Challenges: Acknowledges the financial challenges posed by unfunded mandates, particularly within the "Speak Up Brevard" initiative, demanding fiscal responsibility without designated funding.

1.2. Financial Implications: Emphasizes the financial burden imposed by unfunded mandates, hindering the county's ability to effectively implement crucial initiatives and mandates.

Section 2. Recognizing County Manager Achievements

2.1. Managerial Recognition: Acknowledges the accomplishments of County Managers in successfully implementing mandates despite funding limitations, emphasizing their pivotal role in achieving substantial savings or profits.

2.2. Departure Fund: Establishes a departure fund equivalent to one percent (1%) of total revenue from Illegal Arcade Gambling AKA the unamusement regulation forfeitures for the first successful County Manager after one year of implementing the ordinances, ensuring administrative continuity which will equate no less than the 120% of the County Manager's salary or 1% of revenue from above regulation, whichever is more, to be sunset no more than five years after departure and effective date of final dispersal.

Section 3. Essential Funding for Compliance

3.1. Allocation for Compliance: Allocates five percent (5%) of total revenue from fees, liens, and asset forfeiture to address the unfunded nature of the "Speak Up Brevard" mandate, supporting effective implementation.

Section 4. Resolution for Comprehensive Integration of Funding Provisions

Resolution No. [Insert Number]

A Resolution Focusing on the Essential Need for Funding, County Manager Recognition, and Integration into the County Code

4.1. Critical Need for Funding: Highlights the indispensable role funding plays in mitigating the challenges posed by unfunded mandates, ensuring successful compliance without burdening the county's resources.

4.2. Integration and Legal Framework: Directs the County Clerk to comprehensively integrate the funding provisions into the relevant sections of the Brevard County Code, solidifying their role in the county's legal framework.

4.3. Immediate Effectiveness and Compliance: Ensures the immediate effectiveness of these funding provisions upon passing the resolution, emphasizing adherence to legal standards.

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"

Staff Analysis:

The County Manager and Budget Director are committed to funding CEERs recommendations approved by the Board as part of the budget process, without managerial recognition or a departure fund.

Section 932.7055, Florida Statutes, "Disposition of liens and forfeited property" provides that funds related to proceeds from forfeitures shall be used for school resource officer, crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes.

Funds related to forfeitures are currently accounted for in a special revenue fund with the Brevard County Sheriff's Office budget and are not eligible to be used for purposes not authorized by Florida Statute.

Staff Recommendation Action:

It is recommended that CEER # 2024021 be rejected by the Board of County Commissioners.

Recommendation Details

Contact Information

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

Group/Organization

Launchpad Solutions LLC

Recommendation Information

Recommendation Title: Ordinance and Resolution Addressing Unfunded Charter Mandate "Speak Up Brevard"

Areas Affected: Unfunded mandate Speak Up Brevard

Department:

COUNTY MANAGERS OFFICE

Speak Up Brevard is an unfunded mandate that puts a time burden and associated cost on County Manager and staff.

**Problem
Description:**

Ordinance and Resolution Addressing Unfunded Mandates, County Manager Recognition, and Essential Funding

Recommendation
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ATTEST:
BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA

/s/ [Insert Clerk's Name]
[Insert Clerk's Name], Clerk

Attachments

There are no attachments for this recommendation.

Administrative Action

Evaluation

Recommendation Timeline

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

Awaiting action from department director