

## **RESOLUTION 2022 -**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, CALLING A REFERENDUM ELECTION ON NOVEMBER 8, 2022, FOR THE PURPOSE OF DETERMINING WHETHER OR NOT THE ELECTORS OF THE SCHOOL DISTRICT AUTHORIZE AN AD VALOREM TAX MILLAGE INCREASE BY ONE (1.0) MILL FOR A PERIOD OF FOUR (4) YEARS, TO BE USED FOR SCHOOL OPERATIONS.**

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA:**

**SECTION 1: AUTHORITY FOR RESOLUTION.** This Resolution is adopted pursuant to the authority of the Board under Chapter 125, Florida Statutes and pursuant to the School Board's request to call a referendum on behalf of the District School Board.

**SECTION 2. FINDINGS.** It is hereby found and determined that:

A. See the findings adopted by the School Board of Brevard County, Florida in the attached Resolution 2022-01 dated April 26, 2022.

B. The general election to be held on November 8, 2022, is an appropriate and desirable date for the referendum election directed by the District School Board.

C. All requirements of the School Board for calling of the referendum election within the County for the purpose of determining whether or not the electors in the School District authorize an increase of the ad valorem tax millage by one (1.0) mill, limited to operating expenses of the School District in Brevard County, Florida, for four (4) years have been satisfied.

**SECTION 3. REFERENDUM ELECTION.** A referendum election is hereby called and ordered to be held concurrently with the general election to be held on November 8, 2022, to determine whether or not the ballot issue set forth in the attached Resolution 2022-01 adopted by the School Board of Brevard County, Florida on April 26, 2022, shall be approved.

**SECTION 4. NOTICE OF REFERENDUM ELECTION.** This Resolution shall be published by the School Board in the manner prescribed in the attached Resolution 2022-01 adopted by the School Board of Brevard County, Florida on April 26, 2022.

**SECTION 5. PLACES OF VOTING, INSPECTORS, CLERKS.** The polls will be open at the voting places on the date of such referendum election during the hours

prescribed by law. All qualified electors shall be entitled and permitted to vote as such referendum election on the proposition provided below. The places of voting and the inspectors and clerk for the referendum election shall be those designated by the Supervisor of Elections of Brevard County.

**SECTION 6. OFFICIAL BALLOT.** The ballot language shall be that set for in the attached Exhibit A, which language was adopted by the District School Board in Resolution 2022-01 adopted by the School Board of Brevard County on April 26, 2022.

**SECTION 7. PAYMENT OF REFERENDUM ELECTION ELECTIONS.** The County Manager is hereby authorized and directed to approve and seek reimbursement from the School Board of Brevard County, Florida, for the payment of lawful expenses associated with conducting the referendum election and the Clerk of the Board of County Commissioners is hereby authorized and directed to disburse funds necessary to pay such expenses.

**SECTION 8. VOTER REGISTRATION BOOKS.** The Supervisor of Elections for Brevard County is hereby authorized and requested to furnish to the inspectors and clerks at each place where the votes are to be cast in such referendum election, applicable portions of the registration books or certified copies there of showing the names of the qualified electors.

**SECTION 9. ELECTION ADMINISTRATION.** The referendum election shall be held and conducted in the manner prescribed by law and shall be as soon as practicable, be returned and canvassed in the manner prescribed by law. The result shall show the number of qualified electors who voted at such referendum election and the number of votes cast respectively for and against approval of the amendments. Upon certification in the manner prescribed by law, the results shall be recorded in the minutes of the Board of County Commissioners.

**SECTION 10. ELECTION RESULTS.** If the majority of the votes cast at such a referendum election shall be "Yes," the amendment shall pass.

**SECTION 11. SEVERABILITY.** In the event that any word, phrase, clause, sentence or paragraph hereof shall be held invalid by any court of competent jurisdiction, such holding shall not affect any other word, clause sentence or paragraph hereof.

**SECTION 12. REPEALING CLAUSE.** All resolutions or other actions of the County which are in conflict herewith are hereby repealed to the extent of such conflict or inconsistency.

**SECTION 13. EFFECTIVE DATE.** This Resolution shall take effect upon adoption by the Board.

**DONE AND ADOPTED** in Regular Session of the Board of County  
Commissioners of Brevard County, Florida, this \_\_\_\_ day of May, 2022.

**ATTEST:**

**Brevard County Board of County Commissioners**

\_\_\_\_\_  
Rachel M. Sadoff, Clerk

**BY:** \_\_\_\_\_  
Kristine Zonka, Chair  
(Approved by the Board on \_\_\_\_\_)

Reviewed for legal form and content:

\_\_\_\_\_

## **EXHIBIT "A"**

### **NOTICE OF REFERENDUM ELECTION**

Pursuant to the provisions of Resolution 2022-\_\_ adopted by the Brevard County Board of County Commissioners, at the direction of the School Board of Brevard County, Florida, as authorized by law, notice is hereby given that a referendum election shall be held for the purpose of determining whether or not the electors in the School District authorize an ad valorem tax millage increase by one (1.0) mill in Brevard County, Florida, for four (4) years.

The referendum election shall be held on November 8, 2022, at which the questions described in the Resolution 2022-01 adopted by the School Board of Brevard County, Florida, on April 26, 2022, set forth below as part of Resolution number 2022-\_\_ adopted at the direction of the School Board by the County Commission on the 26<sup>th</sup> day of May, 2022, shall be submitted to the electors.

[RECITE BOARD OF COUNTY COMMISSIONERS RESOLUTION AND SCHOOL BOARD RESOLUTION ATTACHED TO THE COUNTY COMMISSION RESOLUTION]