



# Brevard County Board of County Commissioners

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Legislation Text

---

**File #:** 6482, **Version:** 1

---

### **Subject:**

Approval Re: Interlocal Agreement with the City of Cocoa Incorporating a Specified Area into District 1's Road and Bridge MSTU - District 1

### **Fiscal Impact:**

None

### **Dept/Office:**

Public Works Department/ Engineering

### **Requested Action:**

It is requested the Board of County Commissioners approve and authorize the Chair to execute the Interlocal Agreement with the City of Cocoa. It is further requested the Board approve legislative intent and grant permission to advertise an ordinance to modify the boundaries of the District 1 Municipal Service Taxing Unit.

### **Summary Explanation and Background:**

Beginning in 2004, the County and the City of Cocoa were involved in litigation regarding the City's annexation of lands. On December 11, 2007, Brevard County entered into a Stipulated Settlement Agreement with the City of Cocoa, as well as Florida Space Needle, LLC, and Barrera Shores, LLC ("Developments") regarding the development of a 267 +/- acre parcel. As part of the Settlement Agreement, the County and City agreed to enter an interlocal agreement whereby municipal service taxing unit revenues ("MSTU revenues") derived from the Developments would be used on existing County-owned and County-maintained facilities in the immediate area impacted by the Developments.

By way of this Interlocal Agreement, within 60 days of the effective date, the City agrees to adopt an ordinance to include the areas identified in Exhibit A into the County's District 1 MSTU. The County will identify eligible projects along routes and associated infrastructure identified in Exhibit B to apply those MSTU funds to. The County will not be required to expend revenues annually and shall provide a memo to the City annually by December 31 reporting revenues collected and any unspent balances.

The terms and conditions of this partnership are further established in the Interlocal Agreement. In accordance with Administrative Order 29, the Agreement has been reviewed and approved by the County Attorney's Office, Risk Management, and Purchasing Services. The City approved the Interlocal Agreement at their December 12, 2023 Board meeting.

### **Clerk to the Board Instructions:**

Please return the fully executed Interlocal Agreement (original) to the Public Works Department for further recording in the public records of Brevard County.