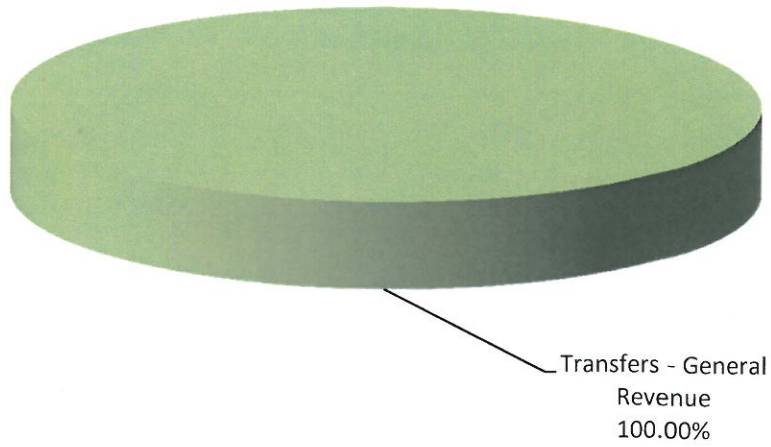


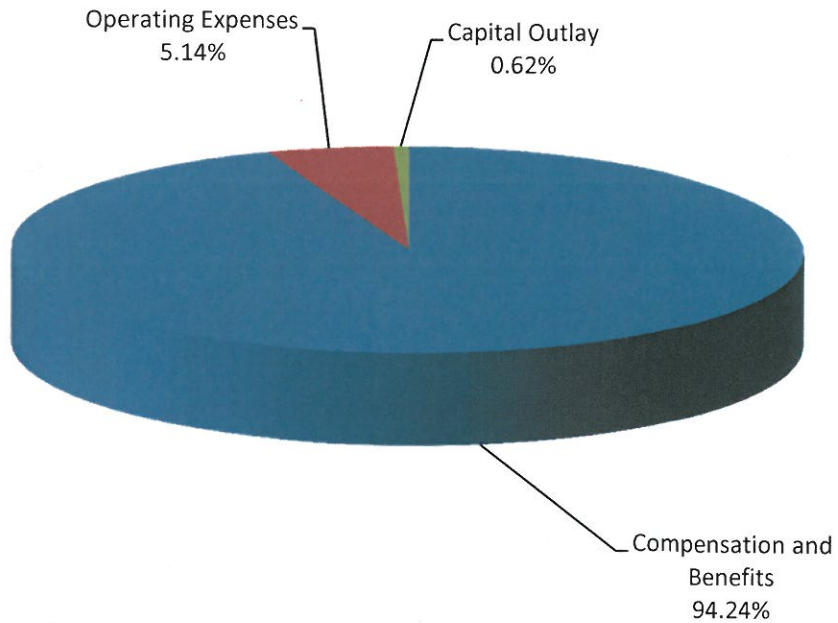
**COUNTY ATTORNEY**

**REVENUE (SOURCES)**



**ADOPTED BUDGET FY2017-2018  
\$1,601,492**

**EXPENDITURES (USES)**



## COUNTY ATTORNEY SUMMARY

### MISSION STATEMENT:

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To act as legal advisor to the Board of County Commissioners and Brevard County's Records Management Liaison Officer for the State of Florida Records

### PROGRAMS AND SERVICES:

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### ACCOMPLISHMENTS, INITIATIVES, TRENDS AND ISSUES AND SERVICE LEVEL IMPACTS:

#### OFFICE OF THE COUNTY ATTORNEY

The County Attorney's Office (CAO) provides legal advice to the Board of County Commissioners and over twenty County departments to ensure compliance with state and federal law and local ordinances responsibility.

- Provides legal advice to staff in interpreting ordinances, statutes and Board policy; negotiates, reviews, prepares interprets, edits and provides advice upon the administration of contracts as well as other legal documents used in County business
- Provides legal advice to minimize or limit exposure of the County to financial liability
- Represents the County in litigation in state and federal courts and administrative proceedings
- As the County's Records Management Liaison Officer for the State of Florida Records Management Program, the County Attorney provides advice on records management activities for all County Departments maintaining such activities
- In addition, the County Attorney's Office continues to experience large numbers of Public Records Requests involving many hours of researching, compiling reports and responding to the requests
- The County Attorney's Office also assists with litigation handled by outside counsel, when warranted

#### *Accomplishments:*

- Acquisition of St. John's Heritage Parkway right of way (southern segment) and starting the acquisition process for the northern segment
- Acquisition of Barnes Boulevard Phases 1, 2 and 3 including eminent domain proceedings, including expected jury trial in the current or upcoming year on Phase 1, and trial on outstanding issues in Phase 2
- Acquisition of intersection property at the corner of SR 3 and Hall Road through eminent domain (attorney's fees and cost issues remain, including appraisers fees)
- Advising on construction contract disputes involving Wickham /Stadium widening/intersection improvement project.
- Advising on St. John's Heritage Parkway leaking pipe issues
- USSSA/Nationals/Viera Stadium lease amendments, sales tax related issues and implementation
- Work with EDC and North Brevard Development Zone on Blue Origin, Northrup Grumman, Lockheed and Embraer in the implementation of economic incentive agreements, as well as other
- Recovered \$260,000 re: claim against FEMA arising out of 2004 hurricanes
- Researched, opined and drafted documents to implement Indian River Lagoon project

## COUNTY ATTORNEY SUMMARY

### *Initiatives:*

- Expanded year round internships to supplement summer externships with the University of Florida, to include general internship program for incoming and existing law students from numerous schools. In addition, paralegal programs have provided internship candidates on an intermittent basis
- Improved and updated monitoring of the County's public records request system as the coordinator of that system

### *Trends and Issues:*

The horizon issue for the upcoming year is the negotiation of CRA interlocal agreements with the numerous municipalities and their CRAs. The CAO will continue to work through its inventory eminent domain cases, which initially involved over 40 parcels, including parcels that are ready for jury trials in the upcoming year. The ongoing eminent domain work involves Barnes Blvd, the north Wickham widening, and the St. John's Heritage Parkway south, as well as the upcoming necessity for condemning Parkway parcels north of U.S. 192. The CAO also continues to see increases in personnel matters. Foreclosure activity remains steady and construction contract dispute resolution continues to occur. Economic development negotiation and contracting activity, likewise, continues. The CAO has also implemented changes in the management of the Public Records Request Tracking oversight.

### *Service Level Impacts:*

- The CAO provides legal services—including litigation; monitors public records requests; and operates the Central Cocoa Library public records retention program with a staff of 14 people, which is less than in past years; however, it is expected that the office will begin to experience some defections of attorneys to competing counties if attorney salaries are not increased

**COUNTY ATTORNEY: SUMMARY**

**PROGRAM REVENUES AND EXPENDITURES**

	<b>Actual FY2015-2016</b>	<b>Final Budget FY2016-2017</b>	<b>Adopted Budget FY2017-2018</b>	<b>Difference</b>	<b>% (Inc)/Dec</b>
<b>REVENUES:</b>					
Taxes	\$0	\$0	\$0	\$0	0.00%
Permits, Fees & Spec. Assess.	\$0	\$0	\$0	\$0	0.00%
Intergovernmental	\$0	\$0	\$0	\$0	0.00%
Charges for Services	\$1,315	\$0	\$0	\$0	0.00%
Fines and Forfeits	\$0	\$0	\$0	\$0	0.00%
Miscellaneous	\$2,100	\$0	\$0	\$0	0.00%
Statutory Reduction	\$0	\$0	\$0	\$0	0.00%
<i>Operating Revenues</i>	\$3,415	\$0	\$0	\$0	0.00%
Balance Forward	\$0	\$0	\$0	\$0	0.00%
Transfers - General Revenue	\$1,543,818	\$1,536,821	\$1,601,492	\$64,671	4.21%
Transfers - Other	\$0	\$0	\$0	\$0	0.00%
Other Finance Source	\$0	\$0	\$0	\$0	0.00%
<i>Non-Operating Revenues</i>	\$1,543,818	\$1,536,821	\$1,601,492	\$64,671	4.21%
<b>TOTAL REVENUES</b>	\$1,547,233	\$1,536,821	\$1,601,492	\$64,671	4.21%
<b>EXPENDITURES</b>					
Compensation and Benefits	\$1,401,309	\$1,442,294	\$1,509,171	\$66,877	4.64%
Operating Expenses	\$74,274	\$84,527	\$82,321	(\$2,206)	(2.61%)
Capital Outlay	\$9,945	\$10,000	\$10,000	\$0	0.00%
Grants and Aid	\$0	\$0	\$0	\$0	0.00%
<i>Operating Expenditures</i>	\$1,485,527	\$1,536,821	\$1,601,492	\$64,671	4.21%
CIP	\$0	\$0	\$0	\$0	0.00%
Debt Service	\$0	\$0	\$0	\$0	0.00%
Reserves-Operating	\$0	\$0	\$0	\$0	0.00%
Reserves - Capital	\$0	\$0	\$0	\$0	0.00%
Reserves - Restricted	\$0	\$0	\$0	\$0	0.00%
Transfers	\$0	\$0	\$0	\$0	0.00%
<i>Non-Operating Expenditures</i>	\$0	\$0	\$0	\$0	0.00%
<b>TOTAL EXPENDITURES</b>	\$1,485,527	\$1,536,821	\$1,601,492	\$64,671	4.21%
<b>PERSONNEL:</b>					
Full-time positions	14.00	14.00	14.00	0.00	0.00%
Part-time Positions	0.00	0.00	0.00	0.00	0.00%
Full-time Equivalent	14.00	14.00	14.00	0.00	0.00%
Temporary FTE	0.00	0.00	0.00	0.00	0.00%
Seasonal FTE	0.00	0.00	0.00	0.00	0.00%

**COUNTY ATTORNEY: BUDGET VARIANCES**

<b>REVENUES</b>	<b>VARIANCE</b>	<b>% VARIANCE</b>	<b>EXPLANATION</b>
Taxes	\$0	0.00%	
Permits, Fees & Spec. Assess.	\$0	0.00%	
Intergovernmental	\$0	0.00%	
Charges for Services	\$0	0.00%	
Fines and Forfeits	\$0	0.00%	
Miscellaneous	\$0	0.00%	
Statutory Reduction	\$0	0.00%	
Balance Forward	\$0	0.00%	
Transfers - General Revenue	\$64,671	4.21%	Primarily due to the upgrade of one position from an Attorney I to an Attorney III, Cost of Living Adjustments and FRS rate increases which are offset by an 8% decrease in Employer's Health Insurance premium and a small decrease in Operating Expenses
Transfers - Other	\$0	0.00%	
Other Finance Source	\$0	0.00%	

**COUNTY ATTORNEY: BUDGET VARIANCES**

<b>EXPENDITURES</b>	<b>VARIANCE</b>	<b>% VARIANCE</b>	<b>EXPLANATION</b>
Compensation and Benefits	\$66,877	4.64%	Attributable to the upgrade of one position from an Attorney I to an Attorney II and Cost of Living Adjustments which are offset by an 8% decrease in Employer's Health Insurance premium
Operating Expenses	(\$2,206)	(2.61%)	Due to a decrease in office supplies and copier rental charges which if offset by an increase in Insurance costs
Capital Outlay	\$0	0.00%	
Grants and Aid	\$0	0.00%	
CIP	\$0	0.00%	
Debt Service	\$0	0.00%	
Reserves-Operating	\$0	0.00%	
Reserves - Capital	\$0	0.00%	
Reserves - Restricted	\$0	0.00%	
Transfers	\$0	0.00%	

**COUNTY ATTORNEY  
TRAVEL A & B SUMMARY**

DESCRIPTION	POSITION	DESTINATION	FUNDING SOURCE	TOTAL COST
<b>COUNTY ATTORNEY</b>				
Continuing Legal Education, Litigation and County Legal Representation	County Attorney	TBD	General Fund	\$500
Continuing Legal Education, Litigation and County Legal Representation	Deputy County Attorney	TBD	General Fund	\$500
Continuing Legal Education, Litigation and County Legal Representation	Deputy County Attorney	TBD	General Fund	\$500
Continuing Legal Education, Litigation and County Legal Representation	Attorney III	TBD	General Fund	\$500
Continuing Legal Education, Litigation and County Legal Representation	Attorney III	TBD	General Fund	\$500
Continuing Legal Education, Litigation and County Legal Representation	Attorney II	TBD	General Fund	\$500
Continuing Legal Education, Litigation and County Legal Representation	Attorney II	TBD	General Fund	\$500
Continuing Legal Education, Litigation and County Legal Representation	Attorney II	TBD	General Fund	\$500
Continuing Legal Education, Litigation and County Legal Representation	Attorney I	TBD	General Fund	\$500
Continuing Legal Education, Litigation and County Legal Representation	Legal Office Administrator	TBD	General Fund	\$250
Continuing Legal Education, Litigation and County Legal Representation	Litigation Support Specialist	TBD	General Fund	\$250
<b>TOTAL FOR PROGRAM:</b>				<b>\$5,000</b>



**COUNTY ATTORNEY  
CAPITAL OUTLAY SUMMARY<sup>1</sup>**

<b>DESCRIPTION</b>	<b>QUANTITY</b>	<b>UNIT COST</b>	<b>FUNDING SOURCE</b>	<b>TOTAL COST</b>
<b>COUNTY ATTORNEY</b> Miscellaneous hardware and/or software under \$10,000	TBD	TBD	General Fund	\$10,000
<b>TOTAL FOR PROGRAM:</b>				<b>\$10,000</b>

1) Equipment with a value in excess of \$1,000 (computers \$750). Approved items may be purchased using existing Public Sector Purchasing Cooperative contracts awarded through full and open competition when in the best interest of the County.

