



Office of

Attorney's Matters 06/04/2024

**INDIAN RIVER COUNTY  
ATTORNEY**

William K. DeBaal, County Attorney  
Susan J. Prado, Deputy County Attorney

MEMORANDUM

TO: Indian River County Board of County Commissioners

THROUGH: John A. Titkanich, Jr., County Administrator

FROM: William K. DeBaal, County Attorney

DATE: May 22, 2024

SUBJECT: School District Request for Resolution Calling for Referendum on the General Election Ballot of November 5, 2024

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**BACKGROUND** On August 18, 2020, the voters of Indian River County approved a referendum for an Essential Operating Needs Millage of 0.50 mills for fiscal years 2021/22, 2022/23, 2023/24 and 2024/25 for additional funding for public schools in the County. While this funding will not expire until the end of fiscal year 2025, please recall the recent statutory requirement that tax increases must appear on the ballot of a General Election. After the General Election on November 5, 2024, the next General Election in Florida will not occur until 2026, so in order to avoid a gap in funding, this matter is being brought forward at this time.

On May 20, 2024, the School Board of Indian River County ("School Board") passed Resolution 2024-08, directing the Indian River County Board of County Commissioners (the "Board") to call an election, at which the electors within the School District may vote on the approval of an additional four years of ad valorem millage of 0.50 mills for essential operating needs for fiscal years 2025/26, 2026/27, 2027/28 and 2028/29. Resolution 2024-08 requested that the referendum be placed on the General Election ballot of November 5, 2024. In accordance with the School Board's Resolution, the County Attorney's Office has drafted the attached resolution instructing the Supervisor of Elections to place this matter on the upcoming General Election ballot.

**FUNDING.**

There is no funding associated with this item.

**RECOMMENDATION.**

The County Attorney's Office recommends that the Board approve the resolution and authorize the Chairman to execute the resolution on behalf of the Board.

**ATTACHMENTS.**

Proposed Indian River County Resolution  
School Board Resolution 2024-08