



TOWN OF MELBOURNE BEACH

REGULAR TOWN COMMISSION MEETING

September 16, 2020

AGENDA PACKET

TOWN COMMISSION MEETING PACKAGE

MEETING DATE: September 16, 2020

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Town of Melbourne Beach

REGULAR TOWN COMMISSION MEETING SEPTEMBER 16, 2020 at 6:30 p.m. COMMUNITY CENTER – 509 OCEAN AVENUE

AGENDA PUBLIC NOTICE

The Town Commission will conduct a Regular Town Commission Meeting on Wednesday September 16, 2020 in the Community Center to address the items below

Due to the effects of COVID-19, recognizing the Centers of Disease Control social distancing guidelines, and as authorized and in compliance with Governor Ron DeSantis Executive Orders, attendance in the Community Center will be limited to 28 people. Those in excess of that number will be accommodated outside the community center where the meeting will be broadcast live in an audible format. Should members of the public seated outside wish to be heard, comment cards will be available to fill out and those who do will be invited into the Community Center for the purpose of speaking at the appropriate time. Anyone who wishes to provide public input without personally appearing at the meeting may do so by sending an email to townclerk@melbournebeachfl.org. All emails must be received prior to 4:00 p.m. on Tuesday, September 15, 2020. All emails will be provided to the Mayor and each of the Town Commission Members. Should you wish to have your comment read aloud by Town staff at the meeting, please indicate that in your email. Your full name and address must be included and will be read aloud. The reading of public comments received by email will be limited to three (3) minutes.

Commission Members:

Mayor Jim Simmons
Vice Mayor Wyatt Hoover
Commissioner Steve Walters
Commissioner Sherrie Quarrie
Commissioner Corey Runte

Staff Members:

Town Manager Elizabeth Mascaro
Town Clerk Jennifer Torres
Town Attorney Clifford Repperger
Finance Manager Jennifer Kerr

Notice: Commission discussion and possible action may occur during any Commissioner Meeting. The following sections of the Agenda are always subject to such discussion and possible action without further motion by the Commission: Changes to the Agenda, Public Hearings, Old Business, and New Business.

The public is advised that members of the Town Commission may be in attendance and participate in proceedings of the board. Attorney General Opinions (AGO) AGO 91-95, AGO 98-14, AGO 2000-68.

PURSUANT TO SECTION 286.0105, FLORIDA STATUTES, THE TOWN HEREBY ADVISES THE PUBLIC THAT: In order to appeal any decision made at this meeting, you will need a verbatim transcript of the proceedings. It will be your responsibility to ensure such a record is made. Such person must provide a method for recording the proceedings verbatim as the Town does not do so.

In accordance with the Americans with Disability Act and Section 286.26, Florida Statutes, persons needing special accommodations for this meeting shall, at least 5 days prior to the meeting, contact the Office of the Town Clerk at (321) 724-5860 or Florida Relay System at 711.

I. Call to Order – Led by Mayor Simmons

II. Roll Call

III. Pledge of Allegiance and Moment of Silence

IV. Presentations

V. Boards and Committees

VI. Public Comments

After being acknowledged by the Mayor, members of the public should state their name and address for the record. The Commission encourages citizens to prepare their comments in advance. Each individual will have three (3) minutes to address the Commission on any topic(s) related to Town business not on the Agenda.

VII. Approval of the Agenda

VII. Consent Agenda

- A. Site Plan Review for 304 First Avenue, Melbourne Beach
- B. Site Plan Review for 309 Hibiscus Trail, Melbourne Beach
- C. Reappointment of Daniel Gonzalez to the Planning & Zoning Board for a term of 3 years
- D. Reappointment of Doug Hilmes to the Planning & Zoning Board for a term of 3 years
- E. Reappointment of Christina Keshishian to the Environmental Advisory Board for a term of 2 years
- F. Reappointment of Aaron Simonton to the History Preservation & Awareness Board for a term of 2 years

IX. Public Hearings

- A. Second Reading of Ordinance 2020-03, related to Boats and Recreational Vehicles, amending Section 7A-67, Appendix A, Town Code of Melbourne Beach, Florida (Land Development Code)
- B. Second Reading of Ordinance 2020-04, related to Binding Development Agreements, amending Section 7A-102, Appendix A, Town Code of Melbourne Beach, Florida (Land Development Code) – Town Attorney Repperger
- C. First Reading of Ordinance 2020-05, amending various sections of the Town Code of Melbourne Beach to establish a Special Magistrate to handle Code Enforcement in the Town of Melbourne Beach
- D. First Reading of Ordinance 2020-06, amending Section 11-54, Town Code of Ordinances, related to Police Officers Retirement System

X. Old Business**XI. New Business**

- A. Consideration of extending or ending Emergency Order 2020-08 and 2020-09 – Mayor Simmons
- B. Consideration and possible action to approve purchase of the Sollensys Blockchain Server to improve the Town's data security and replace our current cloud storage services – Vice Mayor Hoover
- C. Discussion and possible action related to Civility, Respectful Communication and Accountability for creating hostile environment – Commissioner Quarrie
- D. Discussion and possible action of request to install a swing in Ryckman Park – Public Works Supervisor Davis
- E. Discussion and possible action to renew lawn service contract – Public Works Supervisor Davis
- F. Discussion and possible action to commence a Storm Water Swale Program – Public Works Supervisor Davis
- G. Consideration of the June 24, 2020 and July 1, 2020 Town Commission Workshop draft minutes – Town Clerk Torres
- H. Consideration of Proclaiming September 17-23 as Constitution Week – Janine Jordan, Daughters of the American Revolution.

- I. Consideration of proclaiming August 2020 as Florida Water Professionals Month - Florida Water & Pollution Control Operators Association

XII. Staff Reports

- A. Town Attorney Report
- B. Town Manager Report
- C. Town Clerk Report
- D. Departmental Reports:
 - 1. Building Department
 - 2. Public Works Department
 - 3. Code Enforcement
 - 4. Police Department
 - 5. Fire Department
 - 6. Finance Department

XIII. Town Commission Comments

- A. General Comments
- B. Review of Commission Action List

XIV. Adjournment

Attachments:	<ul style="list-style-type: none"> • Site Plan Review for 304 First Avenue, Melbourne Beach • Site Plan Review for 309 Hibiscus Trail, Melbourne Beach • Reappointment of Daniel Gonzalez to the Planning & Zoning Board for a term of 3 years • Reappointment of Doug Hilmes to the Planning & Zoning Board for a term of 3 years • Reappointment of Christina Keshishian to the Environmental Advisory Board for a term of 2 years • Reappointment of Aaron Simonton to the History Preservation & Awareness Board for a term of 2 years
Date Prepared:	09/10/2020
Prepared By:	Town Clerk Torres
Meeting Date:	09/16/2020 RTCM

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input type="checkbox"/>	New Business
<input checked="" type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	Site Plan Reviews (2) & Board Reappointments (4)
Recommended Action:	<ul style="list-style-type: none"> • Approve site plans as submitted. Planning & Zoning approved each of the (2) site plans during the Sept. 1, 2020 Board Meeting. • Reappoint (4) Board Members
Background Information:	See attachments.



TOWN OF MELBOURNE BEACH

BREVARD COUNTY'S OLDEST BEACH COMMUNITY ESTABLISHED 1883

Site Plan Review

Applicable Codes

Town of Melbourne Beach Land Development Code
2017 Florida Building Code

Date: August 14, 2020
Owner: Mayer, Cynthia A Trustee
Owner Address: 10224 Millport Dr Tampa FL
Site Address: 304 First Ave Melbourne Beach FL
Parcel ID: 28-38-08-FY-3-14
Zoning: 3RS

Proposed Project: New Single Family Dwelling. Drainage will be reviewed by Town Engineer.

References: Town of Melbourne Beach Code of Ordinances: 7A-33,
Ordinance 2019-06

Request: Approved by Planning and Zoning Board, Town Commission for construction of a new single family dwelling.

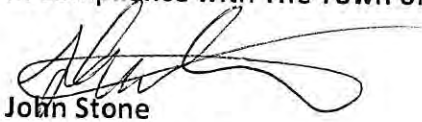
Staff Review: The property lies in Zoning District 3RS

- 1). Project is a new single family home as a principle use.
- 2). The Building Lot Zoning District requirements of min. lot area, width and depth.
 - Lot area is 15,000 sq. ft. min. 10,000
 - Lot width is 100 ft. min. 90 ft.
 - Lot depth is 150 ft. min. 100 ft.
- 3). Lot coverage has a maximum of 30% for principle structure .
 - Lot coverage per plan is 28 % Footprint of Primary Structure is 4,197 sq. ft.
 - Max allowed for Primary Structure is 4,500 sq. ft. for Lot Area of 15,000 sq. ft.
 - Minimum pervious area per lot is 30%. Pervious area is 63%
- 4). Structure maximum height for zoning district is 28 ft.
 - The proposed height provided is 27'10". Height survey will be required when trusses are set.
 - Flood Zone X
- 5). Zoning District Setback requirements
 - Proposed Primary Structure Front Setback 25.5 ft. (min. 25 ft.)
 - Proposed Primary Structure West Side Setback 15 ft. (min. 15 ft.)
 - Proposed Primary Structure East Side Setback 15 ft. (min. 15 ft.)
 - Proposed Primary Structure Rear Setback 36.2 ft. (min. 25 ft.)

6). Sediment and Erosion control measures shall be met and approved by the Building Official in accordance with the Town of Melbourne Beach Code of Ordinances (27-28) and Florida Building Code (3307.1).

7). On-site Storm water Retention Control measures shall be met and approved by the Building Official in accordance with the Town of Melbourne Beach Code of Ordinances (27-28) and the Florida Building Code (3307.1). Town Engineer will submit a review of drainage per Ordinance 2019-06. Town Engineer will be required for final inspection before a Certificate of Occupancy may be issued as per Ordinance 2019-06. Minimum Landscaping Standards shall be met.

Based on the above review, I find the proposed site plan for the referenced property is in compliance with The Town of Melbourne Beach Code of Ordinances.



John Stone
Building Official

Melbourne Beach Building Department

From: Scott Glaubitz <SGlaubitz@bseconsult.com>
Sent: Monday, August 24, 2020 7:26 AM
To: Melbourne Beach Building Department; Jeanette Morenski; Alicia Mateo
Cc: Melbourne Beach Town Manager
Subject: RE: 304 First Ave

We have reviewed the responses and they are satisfactory. We recommend approval for our portion of the review.

Scott Glaubitz PE; PLS
 BSE Consultants, Inc.
 312 So. Harbor City Blvd.
 Melbourne, FL 32901
 Cell 321-403-1436
 Office 321-725-3674
 sglaubitz@bseconsult.com

From: Melbourne Beach Building Department <building@melbournebeachfl.org>
Sent: Monday, August 17, 2020 1:57 PM
To: Scott Glaubitz <SGlaubitz@bseconsult.com>
Cc: Melbourne Beach Town Manager <TownManager@melbournebeachfl.org>
Subject: FW: 304 First Ave

Scott,
 Please find the attached corrections to 304 First per your letter. If possible please provide a report by 08/21/2020 or a note that this cannot be completed in that time frame.
 Thanks
 Beth

BETH CROWELL

Town of Melbourne Beach
 507 Ocean Avenue
 Melbourne Beach, Florida 32951
 (321)724-5860



Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.



B.S.E. CONSULTANTS, INC.
Consulting ~ Engineering ~ Land Surveying

Scott M. Glaubitz, P.E., P.L.S.
President

Hassan Kamal, P.E.
Vice President

August 14, 2020

Via E-mail

Ms. Beth Crowell
Town of Melbourne Beach
507 Ocean Avenue
Melbourne Beach, FL 32951
E-mail address: building@melbournebeachfl.org

**Re: 304 First Avenue ~ Grading and Drainage Plan Review
B.S.E. File #11440.16**

Dear Beth:

The drainage calculations appear to be acceptable however to sign off on the review the following items are missing and should be supplied:

1. The referenced KSM geotechnical report.
2. Calculations supporting the open pervious area utilized to calculate soil storage.
3. Source of the sand porosity.

Other:

1. Provide overall lot dimensions on the grading and drainage plan.
2. Under "Surveyors Notes" #4: state the type of survey not "Type".

Should you have any questions, feel free to contact me.

Very truly yours,

Scott M. Glaubitz, P.E., P.L.S.

Scott M. Glaubitz, P.E., P.L.S.
President
B.S.E. Consultants, Inc.

SMG/jhm
11440.16.town.corr.20-s4737.aug

Headquarters
11345 U.S. Highway 1
Sebastian, FL. 32958
Orlando
723 Progress Way
Sanford, FL. 32771

KSM ENGINEERING AND TESTING

Mailing
P.O. Box 78-1377
Sebastian, FL. 32978
Phone: 772-589-0712
C.A. # 5693
KSMengineering.net

August 17, 2020

Cynthia Mayer
10224 Millport Drive
Tampa, Florida 33626

Re: **Mayer Residence**
304 First Avenue
Melbourne Beach, Florida
KSM #: 203496-porosity ltr

Dear Ms. Mayer:

We estimate the porosity of the surface soils at the above referenced address will be between 0.40 and 0.30 with the 0.30 being the conservative value. The material we encountered in the field was fine grained sand which was medium dense.

This estimate is based upon our interpretation of existing site conditions and our experience with the porosity of similar materials.

We are pleased to be of assistance to you on this phase of your project. When we may be of further service to you or should you have any questions, please feel free to contact us.

Respectfully,

Digitally signed
by Julie Keller

Date:

2020.08.17

10:04:55 -04'00'



This item has been electronically signed and sealed by Julie Keller, P.E. FL. Lic. 68366 on the date stated directly to the right using a digital signature. Printed copies of this document are not considered signed and sealed and the signature must be verified on any electronic copies.

Julie E. Keller, P.E.
President
P.E. #68366

JEK:jt

E-mail to: mayercontract@gmail.com, erin.trauger@gmail.com



August 17, 2020

Beth Crowell
 Town of Melbourne Beach
 507 Ocean Avenue
 Melbourne Beach, FL 32951
 Dear Ms. Crowell,

On behalf of my client for the 304 First Avenue Grading and Drainage Plan Review, I respectfully request your review and approval of the following comment response for construction. Thank you in advance for your time and efforts in reviewing the provided responses and enclosed plans.

1. The drainage calculations appear to be acceptable, however to sign off on the review the following items are missing and should be supplied.
 - a. The referenced KSM Geotechnical Report.
Response: Please find referenced KSM report attached to this communication.
 - b. Calculations supporting the open pervious area utilized to calculate soils storage.
Response: General calculations were previously included in the table on the Grading and Drainage Plan but a summary memo has been attached to this communication for ease in review. Also the Drainage Calculations on C-1 have been clouded for label updates for consistency with memo.
 - c. Source of the sand porosity.
Response: Please see attached memo from KSM dated August 17, 2020 discussing the anticipated site porosity. As can be seen in the attached calculations a conservative value of 0.3 was utilized in order to allow for fluctuations and unknowns within undiscovered soils columns.
2. Other comments include:
 - a. Provide overall lot dimensions on the grading and drainage plan.
Response: Please see enclosed grading and drainage plan. Dimensions were previously identified but have been clouded and darkened for ease of reference.
 - b. Under "Surveyors Notes" #4: state the type of survey not "Type".
Response: Please see enclosed grading and drainage plan for updated survey reference.

Thank you for your time and help in navigating us through the development process for this project. If you have any questions, please don't hesitate to contact me at (321) 652-5316.

Sincerely,

Erin Trauger, P.E.
 Principal Civil Engineer

p.o. box 360253, melbourne, fl 32936 • direct (321) 652-5316 • erin.trauger@gmail.com



STORMWATER CALCULATIONS

SUBMITTED TO:
Town of Melbourne Beach

REVISION DATE: 8-16-20

Erin Trauger, P.E.
FL License No. 66576

A 3D architectural rendering of a building, likely a residence. It shows a large, light-colored rectangular volume with a dark gray vertical section on the right side. The building is shown from a low angle, emphasizing its height. The text "Mayer Residence" is overlaid on the right side of the building.

Mayer
Residence

I. Introduction

The goal of this report is to detail requirements of compliance of the stormwater treatment system for the proposed improvements. The proposed Mayer Residence improvements include a new single family house located at 304 1st Avenue in the Town of Melbourne Beach, Florida. The Brevard County Property Appraiser Aerial and Details have been included for reference.

II. Existing Conditions

The majority of the site has existed as an undeveloped lot of open grass void of trees. In reviewing the existing drainage patterns of the property, the property currently drains toward 1st Avenue for collection.

III. Proposed Conditions

The proposed site improvements involve the construction a single family house and three drainage swales to provide for treatment volume required on the lot. Stormwater runoff created by the new impervious surface for this project will be collected on-site via overland flow and directed through a cascading series of three dry swales to treat the stormwater runoff. The swales are proposed to continue to discharge to 1st Avenue for collection as in the predevelopment condition. An additional component to the treatment volume provided is the void space available within the existing soil area under the stormwater swales above the season high water table. This volume is calculated based on the area of the swales, the depth to the season high water table and the porosity as estimated for the site.

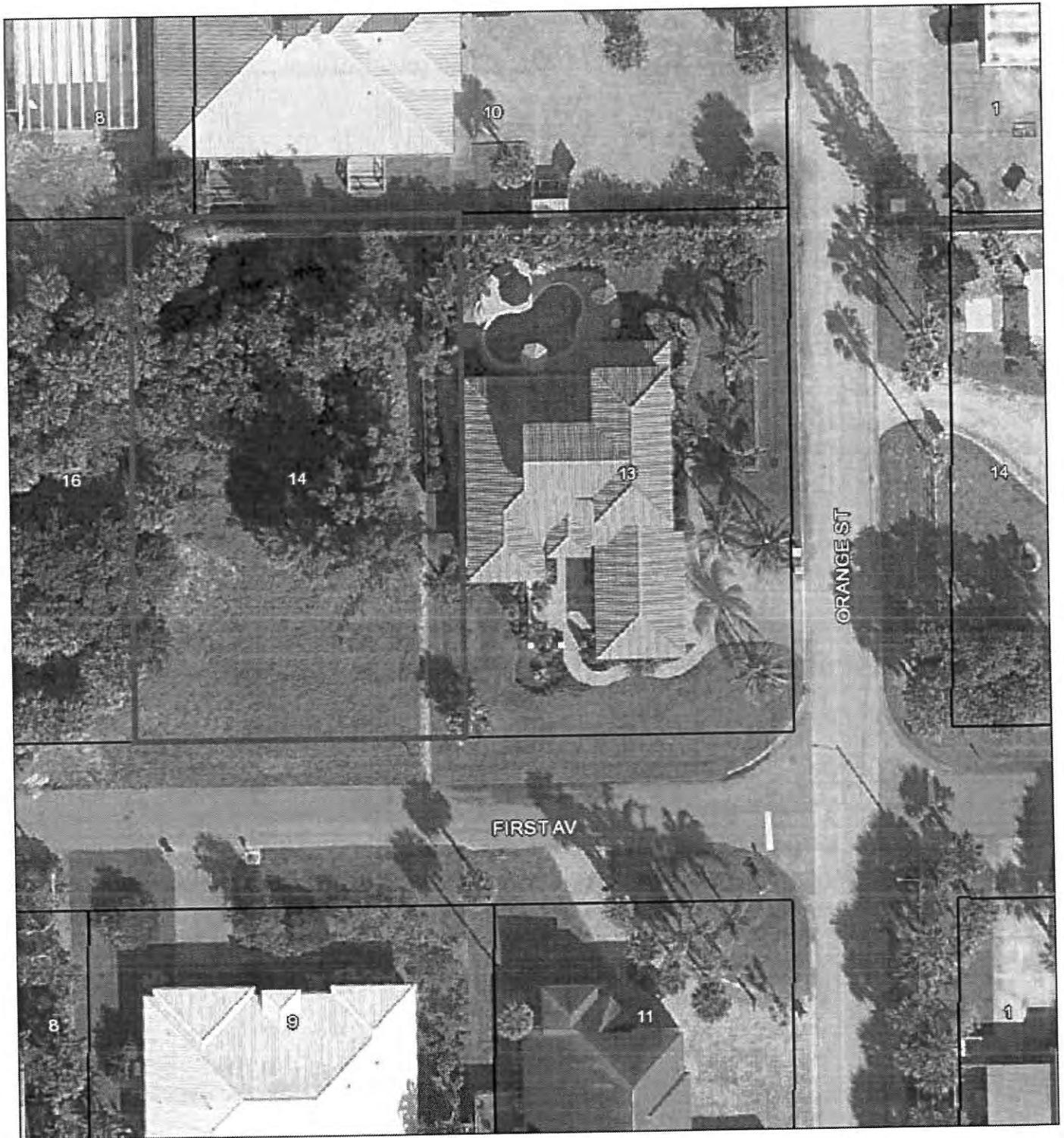
IV. Required Treatment Volume Calculations

A complete summary report has been provided in the attachments to include volume calculations for each swale provided to ensure the Town of Melbourne Beach requirements are met for required treatment volume. Also included in those calculations is the value for soils storage onsite. The following considerations were included in the evaluation.

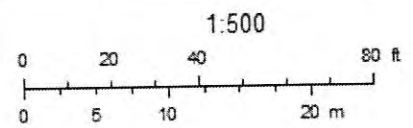
- 8" of runoff from a 10-yr/24 hour storm event has been provided over the lot area through a combination of surface and soils storage volume.
- Canaveral-Palm Beach-Urban Land Complex has been determined to be the soils mapped according to the Soils Survey Map of Brevard County.
- A Season High Water Table of 84" below ground surface has been utilized to determine the soil storage capacity beneath the stormwater swale areas.
- A conservative value for porosity of 0.3 has been utilized to calculate the soil storage capacity beneath the stormwater swale areas.

LOCATION INFORMATION

Brevard County Property Appraiser



August 17, 2020



2846850



Brevard County Property Appraiser

Titusville • Viera • Melbourne • Palm Bay

PROPERTY DETAILS

Phone: (321) 264-6700

<https://www.bcpao.us>

Account	2861957
Owners	Mayer, Cynthia A Trustee
Mailing Address	10224 Millport Dr Tampa FL 33626
Site Address	304 First Ave Melbourne Beach FL 32951
Parcel ID	28-38-08-FY-3-14
Property Use	0010 - Vacant Residential Land (Single Family, Platted)
Exemptions	None
Taxing District	34X0 - Melbourne Beach
Total Acres	0.34
Subdivision	Wilcox Melbourne Beach
Site Code	0001 - No Other Code Appl.
Plat Book/Page	0001/0058
Land Description	Wilcox Melbourne Beach W 20 Ft Of Lot 14, All Lot 15 & E 20 Ft Of Lot 16 Blk 3

VALUE SUMMARY

Category	2020	2019	2018
Market Value	\$240,000	\$203,300	\$203,300
Agricultural Land Value	\$0	\$0	\$0
Assessed Value Non-School	\$166,780	\$151,620	\$137,840
Assessed Value School	\$240,000	\$203,300	\$203,300
Homestead Exemption	\$0	\$0	\$0
Additional Homestead	\$0	\$0	\$0
Other Exemptions	\$0	\$0	\$0
Taxable Value Non-School	\$166,780	\$151,620	\$137,840
Taxable Value School	\$240,000	\$203,300	\$203,300

SALES/TRANSFERS

Date	Price	Type	Parcel	Deed
08/30/2011	--	QC	Vacant	6447/0687
08/05/2011	\$82,500	WD	Vacant	6434/0510
09/14/2009	\$165,000	WD	Vacant	6029/2045

No Data Found

DATA AND CALCULATIONS

Stormwater Treatment Volume Storage Calculations

Overall Lot Area = (150' x 100') = 15000 sq.ft.
 Required Treatment Volume = 8 inches over Lot Area = 10000 cu.ft.

Soil Storage of Lot Volume: = porosity x soils column above SHWT x area of storage ponds
 = 0.3 x 7' above SHWT x ($A_{p1} + A_{p2} + A_{p3}$)
 = 7,844 cu.ft.
 Swale Treatment Volume : = 2,534 cu.ft.

Total Treatment Volume Provided = 10,377 cu.ft.

Stage/Storage Volume of North Swale:

Elevation (Feet)	Area (Sq. Ft.)	Avg. Area (Sq. Ft.)	Volume (Cu. Ft.)	Sum. Volume (Cu. Ft.)
13.00	2,220		950	1,461
		1,900		
12.50	1,580		511	511
		1,021		
12.00	462		0	

TOB Area of Pond Used for Soils Storage Basin (sq.ft.) 2,220

Stage/Storage Volume of Southeast Swale:

Elevation (Feet)	Area (Sq. Ft.)	Avg. Area (Sq. Ft.)	Volume (Cu. Ft.)	Sum. Volume (Cu. Ft.)
13.00	345		141	201
		283		
12.50	220		60	60
		120		
12.00	20		0	

TOB Area of Pond Used for Soils Storage Basin (sq.ft.) 345

Stage/Storage Volume of Southwest Swale:

Elevation (Feet)	Area (Sq. Ft.)	Avg. Area (Sq. Ft.)	Volume (Cu. Ft.)	Sum. Volume (Cu. Ft.)
12.00	1,170		529	872
		1,057		
11.50	944		344	344
		687		
11.00	430		0	

TOB Area of Pond Used for Soils Storage Basin (sq.ft.) 1,170

Headquarters
11345 U.S. Highway 1
Sebastian, FL. 32958
Orlando
723 Progress Way
Sanford, FL. 32771

KSM ENGINEERING AND TESTING

Mailing
P.O. Box 78-1377
Sebastian, FL. 32978
Phone: 772-589-0712
C.A. # 5693
KSMengineering.net

July 29, 2020

Cynthia Mayer
10224 Millport Drive
Tampa, Florida 33626

Re: **Mayer Residence**
304 First Avenue
Melbourne Beach, Florida
KSM #: 203496-hswt ltr

Dear Ms. Mayer:

As requested, KSM Engineering & Testing performed a subsurface investigation at the above referenced site in order to estimate the High Season Water Table (HSWT) level on the site. The following table shows the encountered water level during the investigation, along with the estimated HSWT at the test location. The test location was at approximately the center of the lot. Please note that the water table was not encountered to 7 feet during the hand auger boring.

Location	Measured Water Table*	Estimated High Season Water Table*
Center of Lot	> 84"	84"

* Below Existing Grade

This estimate is based upon our interpretation of existing site conditions and a review of the USDA Soil Survey for Brevard County, Florida. The majority of the site soils are mapped as Canaveral-Palm Beach-Urban Land Complex (25) according to the Soil Survey Map of Brevard County, Florida.

Headquarters
11345 U.S. Highway 1
Sebastian, FL. 32958
Orlando
723 Progress Way
Sanford, FL. 32771

KSM ENGINEERING AND TESTING

Mailing
P.O. Box 78-1377
Sebastian, FL. 32978
Phone: 772-589-0712
C.A. # 5693
KSMengineering.net

304 First Avenue
Melbourne Beach, FL

-2-

July 29, 2020

We are pleased to be of assistance to you on this phase of your project. When we may be of further service to you or should you have any questions, please feel free to contact us.

Respectfully,



JEK:jt

E-mail to: mayercontract@gmail.com, erin.trauger@gmail.com

Mayer Residence

304 First Avenue, Melbourne Beach, FL 32951

Client Information:

Cynthia Mayer

813.920.5061

Project Information:

304 First Avenue, Melbourne Beach, FL 32951

Lot: West 20' of Lot 14, Lot 5, East 20' of Lot 16



Architect:

MelD Studio Architecture, LLC

Lois Torvik, Architect

1542 Guava Ave. Unit A

Melbourne, FL 32935

321.428.3869

1542 GUAVA AVE., UNIT A., MELBOURNE, FL 32935

321.428.3869



Project Narrative:

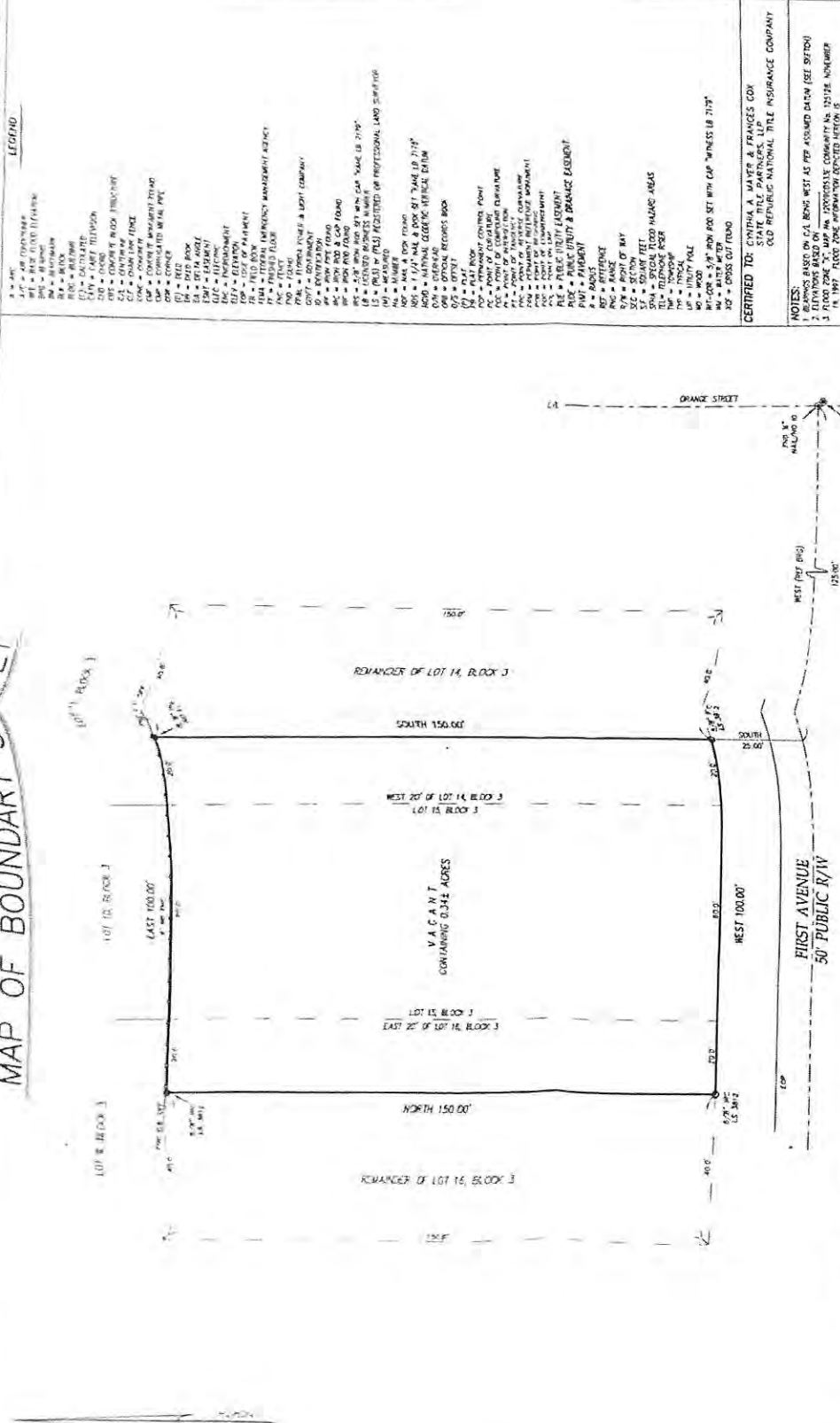
The planned residence is two-story beach cottage. The 2,905 square foot residence features a wrap-around front porch. The second story was designed so that the bulk of the volume was buried in the first story roof. The stair serves as a tower element the West side. As a beach cottage, elements like lap siding, shingles, metal roof, and decorative exterior railings are in keeping with the aesthetics of Melbourne Beach. The residence includes a three-car garage, but two of the spots are stacked, therefore from the road, it gives all appearances of a two-car garage.

General Lot Information:

Area (in acreage):	0.34
Area (in square feet):	15,000
Set Back Lines:	
Front:	25'-0"
Side:	15'-0"
Rear:	25'-0"
Zoning Classification:	3 R-S Residential
Lot Dimension:	150' x 100' x 150' x 100'

General Project Information:

Proposed Use:	2-story residence
Number of Stories:	2 stories
Garage Spaces:	3-car
Max Building Height:	27'-9"
Lot Dimension:	150' x 100' x 150' x 100'
Building Square Footage:	
Under Air:	2,905 sq. ft.
Unconditioned:	2,042 sq. ft.
Total Area:	4,947 sq. ft.
Building Lot Coverage:	4,345 sq. ft.
Add'l Pervious Coverage (Driveway/Walkway/Pool Deck):	2,094 sq. ft.
Percent Lot Coverage (Structure):	28.9%
Percent Pervious:	58%



GRAPHIC SCALE

(IN FEET)

1 inch = 20 ft.

LEGAL DESCRIPTION:

THE WEST 20 FEET OF LOT 14, ALL OF LOT 15 AND THE EAST 20 FEET OF LOT 16, BLOCK 3, WILCOX PLAT OF WELBOURNE BEACH, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1 PAGE 58 PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA

CERTIFICATION: I HEREBY CERTIFY THAT THE ATTACHED SURVEY WAS DONE UNDER MY PERSONAL SUPERVISION AND MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL LAND SURVEYORS IN SECTION 410.07-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 410.07, FLORIDA STATUTES.

DATE 9/11/09

JOEL A. SEMINOW PROFESSIONAL LAND SURVEYOR AND MAPPER
STATE OF FLORIDA No. 6133

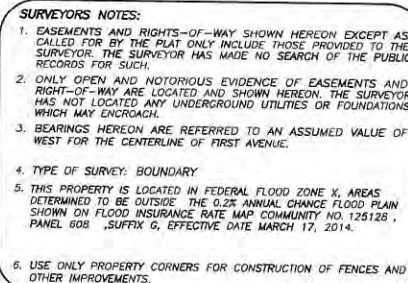
DRAWN BY: JAS

SCALE 1 INCH = 20 FEET

CERTIFIED TO: CYNTHIA A. WAYER & FRANCES COX
STATE TITLE PARTNERS, LLP

[illegible]

BOUNDARY	DATE: 5/10/08	JOB NO. 24519 FD 5-80	WILCOX/1583
<p>KANE SURVEYING FLORIDA LICENSED BUSINESS NO. LB 7179 505 DISTRIBUTION DRIVE WELLSBORO, FLORIDA 32904 (321) 676-0427 FAX (321) 584-1446 WWW.KANESURVEYING.FLINC.COM</p>			



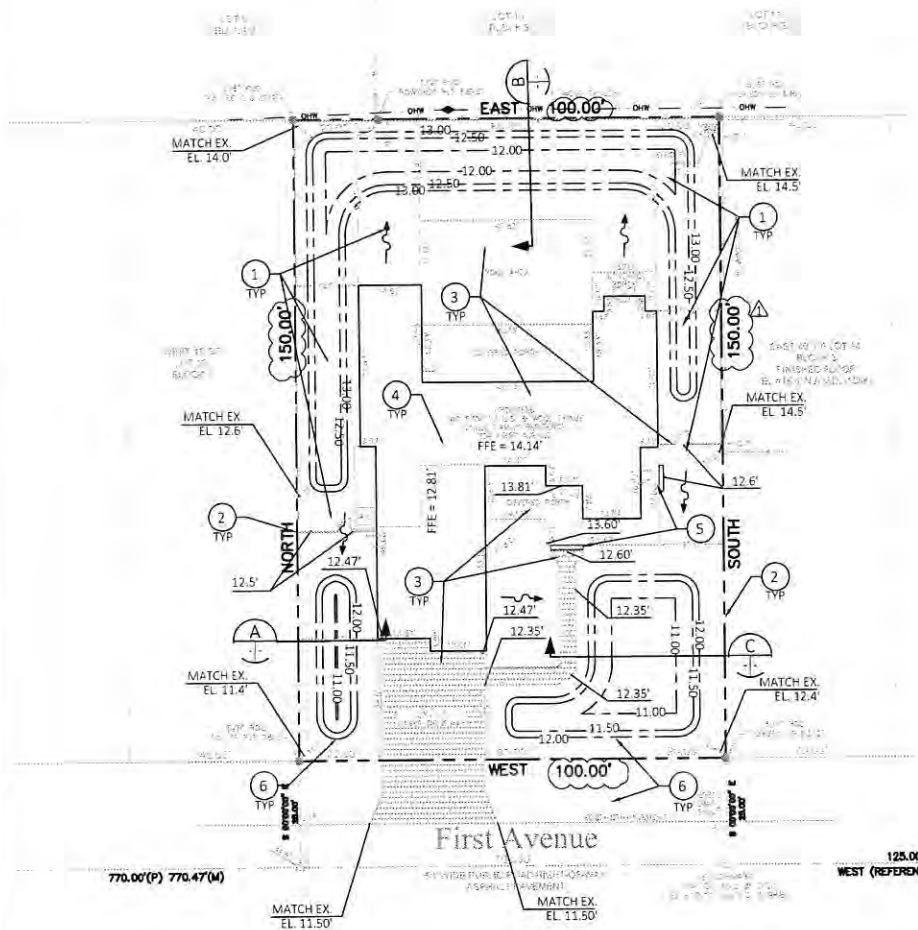
LEGEND:	CONV. COVERED	(3)	ATK HAND HOLE
A/C	A/C AIR CONDITIONER	N.A.V.D.(1985)	NORTH AMERICAN VERTICAL DATUM (1985)
PC	POINT OF CURVATURE	N.A.D.(1927)	NORTH AMERICAN DATUM (1927) ADJUSTMENT IN 1990
PT	POINT OF TANGENCY	N.A.D.(1927)	NORTH AMERICAN DATUM (1927)
INT	POINT OF INTERSECTION	N.C.V.D.(1929)	NORTH CAROLINA VERTICAL DATUM (1929)
PRC	POINT OF REVERSE CURVATURE		GEODETIC VERTICAL DATUM (1929)
R/W	RADIUS POINT		CONCRETE
POB	POINT-OF-BEGINNING		PROPERTY LINE
POE	POINT-OF-ENDMENT		1/2" IRON ROD WITH PLASTIC CAP
EL	ELEVATION		MARKED "WITNESS LB 3608" SET
ST	STREET ELEVATION		IRON MARKED FOUND
FURD	PUBLIC UTILITY AND DRAINAGE EASEMENT		1/2" IRON ROD WITH PLASTIC CAP
ES	EASEMENT		"LB 3608"
N/S	NOT TO SCALE		"4"x4" CONCRETE MONUMENT FOUND
TYP	TYPICAL		"LB 3608"
PLT	PLAT		"4"x4" CONCRETE MONUMENT MARKED "LB 3608"
MEAS	MEASURED		"4"x4" DISK FOUND
UNCAL	UNCALCULATED		"NAIL & DISK MARKED "LB 3608" SET
PCP	PERMANENT CONTROL POINT		IRON ROD PREVIOUSLY SET
CON	CONCRETE CONCRETE FOUNDATION MONUMENT		CONCRETE DISK PREVIOUSLY SET
DELTA	DELTA		"NAIL & DISK PREVIOUSLY SET"
APC	APPROX		POWER POLE
TARG	TARGET		OUT WIRE
OW	OVERHEAD WIRE		DUT ANCHOR
CB	CONCRETE BLOCK & STUCCO		WATER METER
CHD	CHORD		REUSE METER
FRG	FENCE		FIRE HYDRANT WITH VALVE ASSEMBLY
O.R.B.	OFFICIAL RECORD BOOK		"WATER VALVE"
SS	SERIAL SINKER HANDLE		UNDERGROUND CABLE ACCESS
SC	SINKER CLEAN-OUT		UNDERGROUND ELECTRIC SERVICE

THE CLIENT IS ADVISED THAT THE TERM "FINISH" AS IT APPLIES TO FLOOR ELEVATIONS PERTAINS TO THE MAIN LIVING FLOOR OF THE STRUCTURE AND IS NOT INTENDED TO BE CONSTRUED AS THE GARAGE OR ANY OTHER SECONDARY FLOOR.

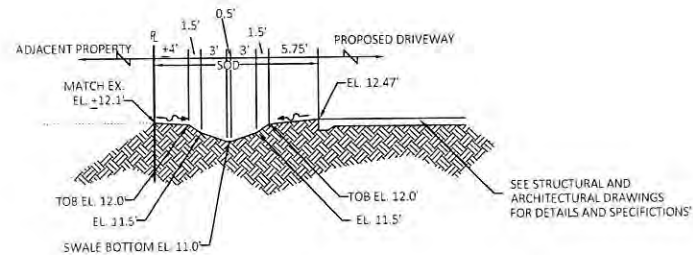
THIS MAP IS INTENDED TO BE DISPLAYED AT A SCALE OF 1"=20' OR SMALLER

The West 20 feet of Lot 14, all of Lot 15, and the East 20 feet of Lot 16, Block 3, WILCOX PLAT OF MELBOURNE BEACH, according to the plat thereof as recorded in Plat Book 1, Page 58, Public Records of Brevard County, Florida.

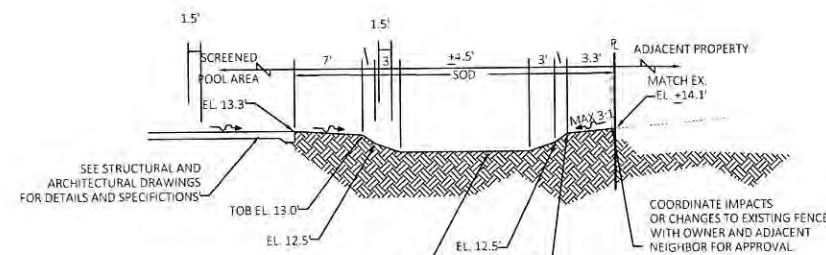
SCALE: 1 INCH = 20 FEET
PROPERTY ID NUMBER 10764
WORK ORDER NUMBER: 917061
CLIENT NAME: MAYER CONTRACTING CO.
DRAWING NAME: 20-280.DWG
COMPUTED BY: JONATHAN M. MOTT
DRAWN BY: JONATHAN M. MOTT
CHECKED BY: WILLIAM A. MOTT
SEC. 8 TWP. 28 S. RNG. 38 E.



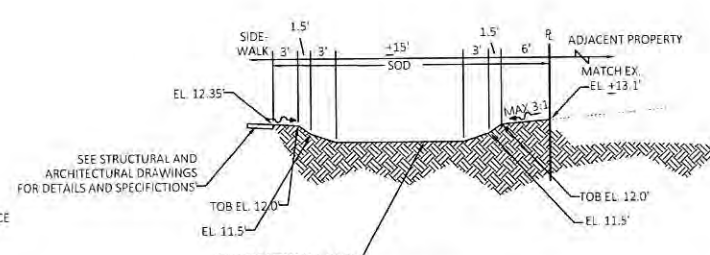
GRADING AND DRAINAGE PLAN

$$\overline{1''=20'}$$


SECTION
NTS



SECTION
NTS



SECTION
NTS.

CIVIL SITE GRADING NOTES:

- | | |
|---|--|
| 1 | CONTRACTOR TO ENSURE POSITIVE DRAINAGE PATH TO STORMWATER TREATMENT AREA. |
| 2 | CONTRACTOR TO COORDINATE GRADING ALONG COMMON LOT LINE WITH ADJACENT NEIGHBORS TO ENSURE CONTINUED POSITIVE DRAINAGE. CARE TO BE TAKEN DURING GRADING EFFORTS TO MAINTAIN EXISTING DRAINAGE PATHS OF ADJACENT NEIGHBORS WHICH SHALL NOT BE BLOCKED. |
| 3 | DRIVEWAY, SIDEWALK, POOL, PORCH, RESIDENCE AND FENCE DESIGN INCLUDING DETAILS WITH SPECIFICATIONS BY OTHERS. |
| 4 | FOOTPRINT PROVIDED BY ARCHITECT AND BUILDER. DIMENSIONS ON GRADING PLAN FOR REFERENCE. CONTRACTOR TO ENSURE CORRECT DIMENSIONS INCLUDED PRIOR TO CONSTRUCTION. |
| 5 | PROVIDE STAIRS PER ARCHITECTURAL PLANS AND CURRENT FLORIDA BUILDING CODE REQUIREMENTS. ELEVATION PROVIDED AT BOTTOM OF STAIRS BASED ON INFORMATION PROVIDED. ELEVATION TO BE CONFIRMED BY ARCHITECT AND STRUCTURAL ENGINEER PRIOR TO CONSTRUCTION AN MATERIAL ORDER. |
| 6 | PROVIDE DRAINAGE COLLECTION SWALE WITH POSITIVE DISCHARGE TO RIGHT OF WAY, NO POINT SHALL BE HIGHER THAN TOP OF BANK ELEVATION BETWEEN TOP OF BANK AND RIGHT OF WAY SWALE. |

GENERAL INFORMATION:

CONTACT INFORMATION

OWNER
CYNTHIA MAYER
304 FIRST AVENUE
MELBOURNE BEACH, FL 32951
EMAIL: MAYERCONTRACT@GMAIL.COM

SURVEYOR:
WILLIAM MOTT LAND SURVEYING, INC.
3159 ALZANTE CIRCLE, STE 103
MELBOURNE, FL 32940
TEL: 321-751-4444

CIVIL ENGINEER:
TRAUGER CONSULTING ENGINEERS, INC.
ERIN TRAUGER, P.E.
P.O. BOX 360253
MELBOURNE, FL 32936
TEL: 321-652-5316
E-MAIL: ERIN.TRAUGER@GMAIL.COM

ARCHITECT:
MELD STUDIO ARCHITECTURE, LLC
LOIS TORVIK, AIA, LEED AP
1542 GUAVA AVE.
MELBOURNE, FL 32935
TEL: 321-428-3869
EMAIL: LOIS@MELDARCH.COM

LEGAL DESCRIPTION: (Per O.R. Book 6447, Page 687)

The West 20 feet of Lot 14, all of Lot 15, and the East 20 feet of Lot 16, Block 3, WILCOX PLAT OF MELBOURNE BEACH, according to the plat thereof as recorded in Plat Book 1, Page 58, Public Records of Brevard County, Florida.

DRAINAGE CALCULATIONS: Δ

TOTAL LOT AREA: 15,000 S.F.
REQUIRED TREATMENT VOLUME:
A TREATMENT VOLUME OF 8" OVER THE LOT AREA TO BE PROVIDED.
TREATMENT VOLUME REQUIRED = 8 INCH/12 FT X 15,000 S.F. = 10,000 CU.FT.

PROVIDED TREATMENT VOLUME:

- SEASON HIGH WATER TABLE (SHWT) DETERMINED TO BE A MINIMUM OF 84" BELOW GROUND SURFACE.
- CANAVERAL PALM BEACH- URBAN LAND COMPLEX DETERMINED TO BE SOILS TYPE PER SOILS REPORT PROVIDED BY KSM ENGINEERING AND TESTING REPORT DATED JULY 29, 2020.


TREATMENT VOLUME PROVIDED = 2,534 CU.FT OF SWALE VOLUME + 7,844 CU.FT. OF SOILS STORAGE = 10,377 CU.FT.	
SWALE TREATMENT VOLUME PROVIDED	=1,461 CU. FT. IN NORTH SWALE AT 1' DEPTH =201 CU. FT. IN SOUTHEAST SWALE AT 1' DEPTH =872 CU. FT. IN SOUTHWEST SWALE AT 1' DEPTH
	<u>2,534 CU.FT. SWALE STORAGE</u>

SOIL STORAGE VOLUME PROVIDED = AREA SOILS X DEPTH SOILS X POROSITY OF SAND
= (2220 S.F. + 345 S.F. + 1170 S.F.) X 7' BETWEEN GROUND AND SHWT X 0.3
7.844 CU. FL. SOILS STORAGE

GENERAL NOTES:

1. CONTRACTOR SHALL BECOME FAMILIAR AND COMPLY WITH ALL PERMITS AND PERMIT CONDITIONS. CONTRACTOR SHALL OBTAIN PERMISSION FROM ALL NECESSARY PERMIT AGENCIES PRIOR TO COMMENCING SITE WORK.
2. ALL AREAS DISTURBED ON SITE SHALL BE RESTORED TO EQUAL OR BETTER CONDITION THAN PRE-CONSTRUCTION.
3. SLOPE ALL SIDEWALKS TO FLOW AWAY FROM BUILDING WITH MAXIMUM 2% CROSS SLOPE.
4. PROVIDE CONSTANT SLOPE BETWEEN ALL SPOT ELEVATIONS.
5. CONTRACTOR SHALL PROVIDE SILT FENCE AROUND PROJECT AREA AS REQUIRED BY FDEP AND BREVARD COUNTY.
6. ALL WASTE SHALL BE DISPOSED OF OFF-SITE IN A SAFE AND LEGAL MANNER UNLESS OWNER SPECIFICALLY REQUESTS OTHERWISE.
7. ALL SLOPES 4H:1V OR STEEPER SHALL BE SODDED, ALL SLOPES STEEPER THEN 3H:1V SHALL BE SODDED AND STAKED.
8. CONTRACTOR SHALL BE RESPONSIBLE FOR ANY DAMAGE TO PUBLIC ROADSWAYS, EASEMENTS, CURBS, SIDEWALKS, DRAINAGE SYSTEM, BENCHMARKS, OR UTILITIES AS A DIRECT RESULT OF CONSTRUCTION. CONTRACTOR SHALL BE RESPONSIBLE FOR HAVING ALL BOUNDARY CORNERS AND BENCHMARKS DISTURBED OR DESTROYED DURING CONSTRUCTION REPLACED BY A FLORIDA LICENSED LAND SURVEYOR.
9. EXCEPT AT DOORWAYS, FINISHED GRADE ADJACENT TO HOUSE SHALL BE 6" BELOW FINISHED FLOOR UNLESS IDENTIFIED OTHERWISE BY ARCHITECT/HOME BUILDER OR ON GRADING PLAN. ALL LOT GRADING SHALL COMPLY WITH APPLICABLE FLORIDA BUILDING CODES.
10. THIS PLAN HAS BEEN PREPARED WITH A BASE SURVEY. FOOT PRINT AND LAYOUT PROVIDED BY MELD ARCHITECTS. CIVIL ENGINEER DOES NOT WARRANT THE ACCURACY OF THE RECORD SURVEY NOR HAVE THEY COMPLETED THE DESIGN FOR THE SITE LAYOUT.
11. SEE ARCHITECTURAL/HOME BUILDER DRAWINGS FOR BUILDING DIMENSIONS AND LAYOUT. SEE PLUMBING, MECHANICAL, ELECTRICAL, AND LANDSCAPING DRAWINGS FOR UTILITY CONNECTION LOCATIONS, HEATING/AC, ELECTRICAL AND LANDSCAPING INFORMATION.
12. SWPPP IS NOT INCLUDED. CIVIL ENGINEER IS NOT RESPONSIBLE FOR THE DESIGN OF EROSION AND SEDIMENT CONTROLS OR OTHER POLLUTION PREVENTION PRACTICES FOR THIS PROJECT.
13. CLEARING SPECIFICATIONS, UTILITY DESIGN, PAVING AND OTHER SITE MATERIALS AND SPECIFICATIONS ARE NOT INCLUDED. CIVIL ENGINEER NOT RESPONSIBLE FOR THE DESIGN SPECIFICATIONS RELATED TO THESE ITEMS. CONTRACTOR TO CONSULT GEOTECHNICAL ENGINEER PRIOR TO CONSTRUCTION TO ENSURE SOILS AS ANTICIPATED FOR DESIGN.
14. BOUNDARY, TOPOGRAPHIC AND EXISTING INFORMATION INDICATED ON THESE DRAWINGS ARE PER FIELD DATA SUPPLIED BY WILLIAM MOTT LAND SURVEYING, INC. IT IS SOLELY THE CONTRACTOR'S RESPONSIBILITY TO VERIFY THE INFORMATION AND PROTECT SAME FROM DAMAGE DURING THE CONSTRUCTION PHASE. DAMAGE TO EXISTING UTILITIES SHALL BE REPAIRED TO THE OWNER'S SATISFACTION AT THE CONTRACTOR'S EXPENSE.
15. A SPECIFIC PURPOSE DRAWING SET, FOR THE PERMITTING AND THE CONSTRUCTION OF A STORMWATER TREATMENT AREA THE ENGINEER CERTIFIES THESE DRAWINGS ONLY FOR THE CONSTRUCTION OF THAT INFORMATION AND NO OTHER PERMITTING AND CONSTRUCTION USES.
16. CONTRACTOR SHALL VERIFY ALL DIMENSIONS AND SETBACKS PRIOR TO STARTING CONSTRUCTION.

SURVEYORS NOTES:

1. EASEMENTS AND RIGHTS-OF-WAY SHOWN HEREON EXCEPT AS CALLED FOR BY THE PLAT ONLY INCLUDE THOSE PROVIDED TO THE SURVEYOR. THE SURVEYOR HAS MADE NO SEARCH OF THE PUBLIC RECORDS FOR SUCH.
2. ONLY OPEN AND NOTORIOUS EVIDENCE OF EASEMENTS AND RIGHT-OF-WAY ARE LOCATED AND SHOWN HEREON. THE SURVEYOR HAS NOT LOCATED ANY UNDERGROUND UTILITIES OR FOUNDATIONS THEREON.
3. BEARINGS HEREON ARE REFERRED TO AN ASSUMED VALUE OF WEST FOR THE CENTERLINE OF FIRST AVENUE.
4. TYPE OF SURVEY: BOUNDARY 
5. THIS PROPERTY IS LOCATED IN FEDERAL FLOOD ZONE X, AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOOD PLAIN SHOWN ON FLOOD INSURANCE RATE MAP COMMUNITY NO. 125128, PANEL 608, SUFFIX G, EFFECTIVE DATE MARCH 17, 2014.
6. USE ONLY PROPERTY CORNERS FOR CONSTRUCTION OF FENCES AND OTHER IMPROVEMENTS.

LEGEND: COND. = COVERED
A/C = AIR CONDIT

- [illegible]



TRAUGER CONSULTING ENGINEERS

P.O. BOX #360253, MELBOURNE FL 32936-0253
email - erin.trauger@gmail.com
direct - (321) 652-5316

MAYER RESIDENCE
3304 FIRST AVENUE
MELBOURNE BEACH, FL
GRADING AND DRAINAGE PLAN

DATE: 8-9-20

SECTION:

TOWNSHIP: 289

TOWNSHIP:	285
RANGE:	385

RANGE:	500
SCALE:	1"=2

DRAWING NO.

C1

C-1

PROJECT: 20-128

CUSTOM HOME FOR:

CYNTHIA MAYER

304 FIRST AVE., MELBOURNE BEACH, FL 32951



SOUTH ELEVATION
SCALE: 3/16" = 1'-0"

PROJECT SUMMARY		AREA CALCULATIONS	
PROJECT NAME / PROJECT ADDRESS :	MAYER RESIDENCE 304 FIRST AVENUE MELBOURNE BEACH, FL 32951	<u>CONDITIONED SPACE:</u> 1ST FL. CONDITIONED SPACE 2,280 SQ. FT. 2ND FL. CONDITIONED SPACE 625 SQ. FT. TOTAL AREA 2,905 SQ. FT.	
CONTRACTOR:	CARLO MAYER, MAYER CONTRACTING	<u>UNCONDITIONED SPACE:</u> 1ST FL. UNCONDITIONED SPACE 982 SQ. FT. 2ND FL. UNCONDITIONED SPACE 125 SQ. FT. GARAGE 935 SQ. FT. TOTAL AREA 2,042 SQ. FT.	
SCOPE OF WORK:	NEW CONSTRUCTION OF A TWO STORY, SINGLE FAMILY HOME	TOTAL CONDITIONED SPACE 2,905 SQ. FT. TOTAL UNCONDITIONED SPACE 2,042 SQ. FT. TOTAL SQUARE FOOTAGE: 4,947 SQ. FT.	
PROPOSED USE:	SINGLE FAMILY RESIDENTIAL		
BUILDING TYPE :	N/A		
ZONING CLASSIFICATION:	SR5 - RESIDENTIAL		
APPLICABLE CODES:	2017 FLORIDA BUILDING CODE 2017 FBC MECHANICAL 2017 FBC PLUMBING NEC 2014 FLORIDA FIRE PREVENTION CODE, 6TH EDITION NFPA #101 LIFE SAFETY, 2016 EDITION		
AUTHORITY / JURISDICTION:	TOWN OF MELBOURNE BEACH, FL		
SCHEDULE OF DRAWINGS		LOT COVERAGE CALCULATIONS	
SHEET	DESCRIPTION	LOT DIMENSION: 150.00' X 100.00' X 150.00' X 100.00'	
A0.1	COVER SHEET	LOT SIZE 15,000 SQ. FT.	
C1.0	CIVIL SITE PLAN	BUILDING LOT COVERAGE 4,345 SQ. FT.	
A0.2	ARCHITECTURAL SITE PLAN	ADD'L. PERVIOUS COVERAGE 2,094 SQ. FT.	
A0.3	LANDSCAPE PLAN	TOTAL LOT COVERAGE 28.9%	
A1.0	FIRST FLOOR PLAN	TOTAL PERVIOUS LOT AREA 58%	
A1.1	SECOND FLOOR PLAN		
A2.0	NORTH AND SOUTH ELEVATIONS		
A2.1	EAST AND WEST ELEVATIONS		
A3.0	BUILDING SECTIONS		
A3.1	WALL SECTIONS AND DETAILS		
A4.0	WINDOW SCHEDULE AND DETAILS		
A4.1	DOOR SCHEDULE AND DETAILS		
A5.0	ROOF PLAN AND DETAILS		
A6.0	FIRST FLOOR REFLECTED CEILING PLAN		
A6.1	SECOND FLOOR REFLECTED CEILING PLAN		
E1.0	FIRST FLOOR ELECTRICAL PLAN		
E1.1	SECOND FLOOR ELECTRICAL PLAN, ELECTRICAL DEMAND CALCULATIONS, ELECTRICAL RISER AND PLUMBING RISER		
S1	STRUCTURAL NOTES		
S2	FOUNDATION PLAN AND DETAILS		
S3	SECOND FLOOR FRAMING PLAN AND DETAILS		
S4	ROOF FRAMING PLAN AND DETAILS		
S5	DETAILS		
S6	DETAILS		
GENERAL NOTES		BUILDING INFORMATION	
1. OWNER/CLIENT RESPONSIBILITIES. REFERENCE IS MADE THROUGHOUT THESE GENERAL NOTES TO RESPONSIBILITIES AND STANDARDS OF CARE TO BE FULFILLED BY THOSE PROVIDING SERVICES IN THE DEVELOPMENT AND CONSTRUCTION OF THIS PROJECT. OWNER/CLIENT SHALL BE RESPONSIBLE FOR ADHERENCE TO THOSE REQUIREMENTS BY THE OWNER, BUILDER, GENERAL CONTRACTOR, SUBCONTRACTORS AND OTHER PROFESSIONAL CONSULTANTS NOT RETAINED BY THE ARCHITECT.		GARAGE SPACES: 3 CAR	
2. PERMIT ARCHITECTURAL DRAWINGS. THIS SET IS SUFFICIENT TO BE PART OF THE PERMIT SET TO OBTAIN A BUILDING PERMIT. THIS SET DOES NOT INCLUDE THE REQUIRED SHOP DRAWINGS/NOA REQUIRED FOR PERMITTING. THE CONTRACTOR SHOULD CHECK WITH THE OWNER TO DETERMINE THE SCOPE OF WORK OF THE ARCHITECT. THE GENERAL CONTRACTOR IS RESPONSIBLE FOR OBTAIN THE BUILDING PERMIT.		SET BACK LINES: FRONT 25'-0" SIDE 15'-0" REAR 25'-0"	
3. BUILDING MAINTENANCE. THE EXPOSED MATERIAL USED IN THE CONSTRUCTION OF THIS PROJECT WILL DETERIORATE AS THE COMPLETED PROJECT AGES UNLESS PROPERLY AND ROUTINELY MAINTAINED. OWNER/CLIENT SHALL WORK WITH THE CONTRACTOR TO DEVELOP A PLAN TO KEEP THESE EXPOSED MATERIALS PROTECTED AND MAINTAINED.		NUMBER OF STORIES: 2	
4. ALL CONSTRUCTION SHALL COMPLY WITH THE MOST STRINGENT REQUIREMENTS OF ALL CURRENT APPLICABLE CITY, COUNTY, STATE, AND FEDERAL LAWS, RULES, CODES, ORDINANCES AND REGULATIONS. IF THE GENERAL CONTRACTOR OR ANY SUBCONTRACTOR PERFORMS ANY WORK IN CONFLICT WITH THE ABOVE MENTIONED LAWS, RULES, CODES, ORDINANCES AND REGULATIONS, THEN THE CONTRACTOR IS IN VIOLATION AND SHALL BEAR ALL COST OF REPAIR ARISING OUT OF THE NON-COMFORMING WORK.		MAX HEIGHT OF STRUCTURE: 28'-0" (EL. 41.64')	
5. THE GENERAL CONTRACTOR MUST THOROUGHLY EXAMINE THE JOB SITE AND FINAL CONSTRUCTION DRAWINGS PRIOR TO STARTING CONSTRUCTION. IF ANY CONFLICTS ARISE, THE GENERAL CONTRACTOR MUST NOTIFY THE ARCHITECT AND ALLOW FOR SUFFICIENT TIME FOR RESOLUTION WITHOUT DELAYING WORK.		CROWN OF THE ROAD: EL. 12.14'	
6. SUBSTITUTIONS /CHANGES. NO SUBSTITUTIONS/CHANGES CAN BE MADE WITHOUT WRITTEN AUTHORIZATION BY THE OWNER/CLIENT. THE ARCHITECT DOES NOT TAKE ANY LIABILITY FOR ANY SUBSTITUTIONS/CHANGES WITHOUT THE ARCHITECTS WRITTEN AUTHORIZATION. ANY APPROVAL REQUIRED BY THE BUILDING OFFICIAL FOR SUBSTITUTIONS/CHANGES SHALL BE THE RESPONSIBILITY OF THE GENERAL CONTRACTOR.			
7. DO NOT SCALE FROM PLANS. PLEASE CALL THE ARCHITECT IF YOU REQUIRE ANY DIMENSIONS.			
		LOCATION MAP	
		PROJECT TEAM	
		CONTRACTOR: MAYER CONTRACTING CO. CARLO MAYER	
		ARCHITECT: MELO STUDIO ARCHITECTURE, LLC LOIS TORVIK, ARCHITECT 1542 GUAVA AVE. UNIT A MELBOURNE, FL 32935 321-428-3869	
		STRUCTURAL ENGINEER: XXXX	

meD
studio
ARCHITECTURE

1542 GUAVA AVE.
MELBOURNE, FL 32935
321-428-3869
design@melostudioarchitecture.com

JOB #: R-2020-004
DRAWN: LAT
CHECKED: JB

DATE
☐ SD
☐ DD
☒ P&Z Submittal 08.11.20
☐ PERMIT
☐ CD

REVISIONS
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Custom Residence for
Cynthia Mayer
304 First Ave.
Melbourne Beach, FL. 32951

08.11.20

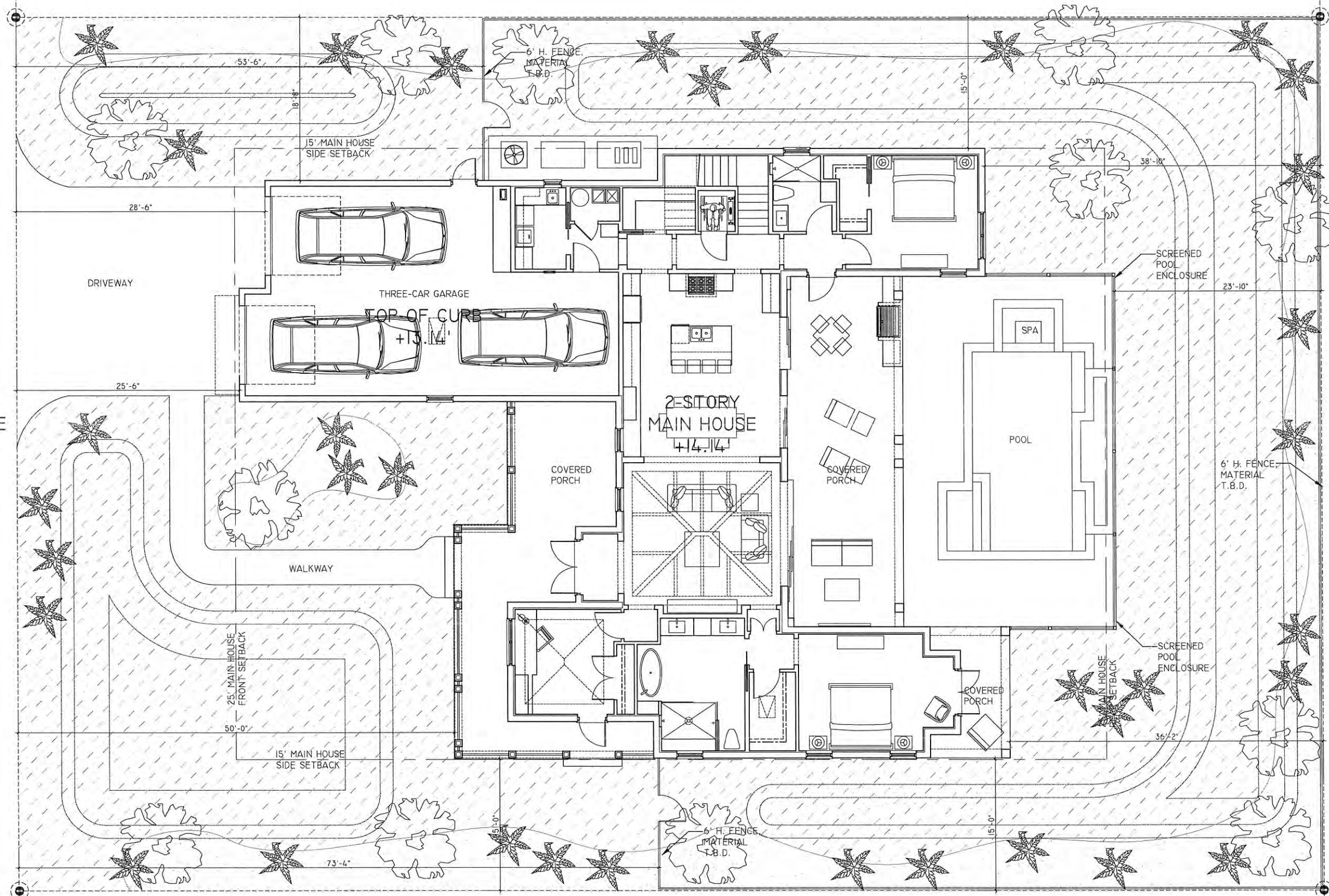
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COVER
SHEET

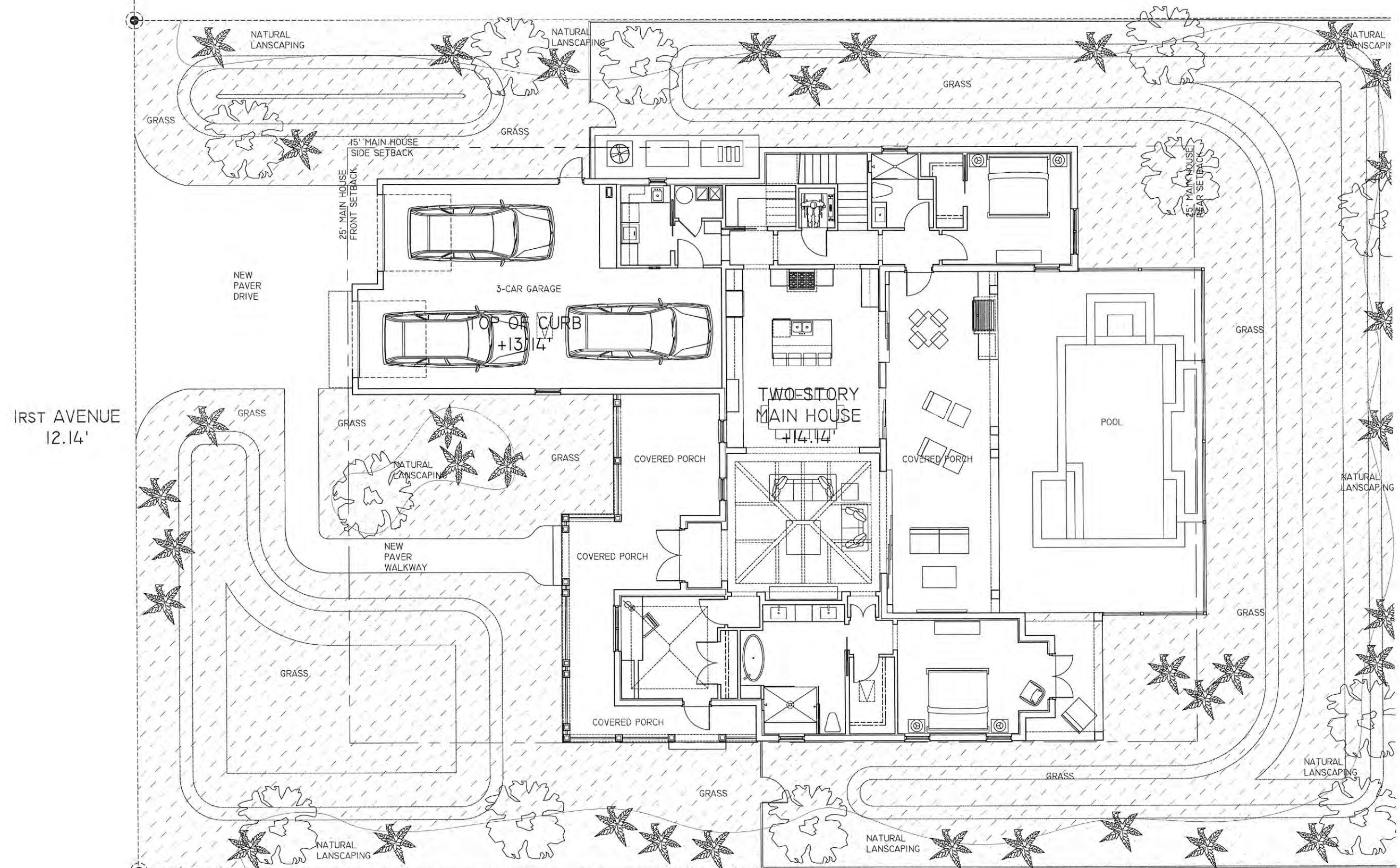
SHEET NUMBER

A0.1

DATE:	8-9-20
SECTION:	8
TOWNSHIP:	28S
RANGE:	38E
SCALE:	1"=20'
DRAWING NO.	C-1
PROJECT:	20-128



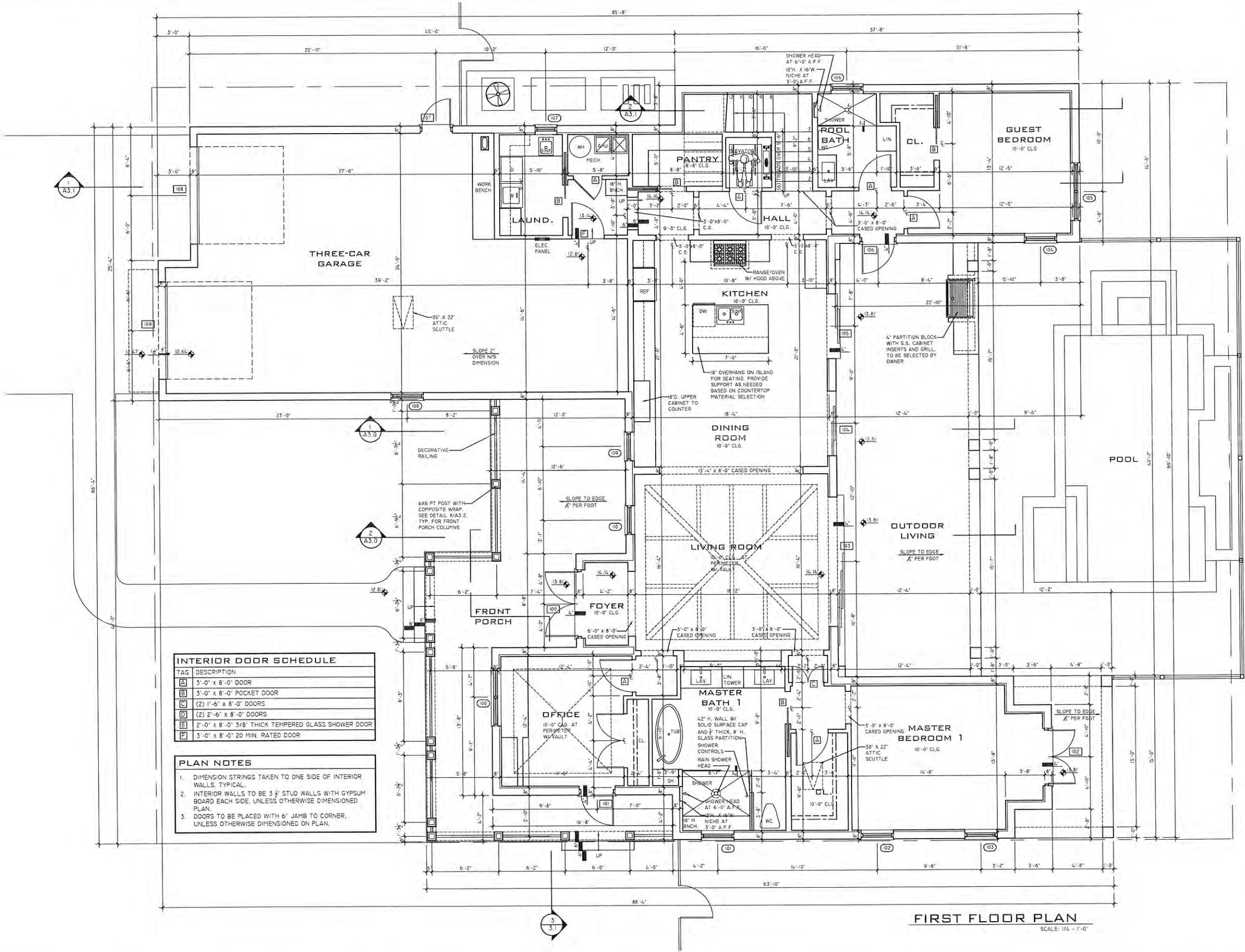
ARCHITECTURAL SITE PLAN
SCALE 3/16" = 1'-0"



NOTE: STANDARD WELL-FED IRRIGATION TO BE PROVIDED. SPRINKLER HEADS SPACED PER BEST PRACTICES FOR COMPLETE COVERAGE

LANDSCAPE PLAN

SCALE: 3/16" = 1'-0"



INTERIOR DOOR SCHEDULE	
TAG	DESCRIPTION
A	3'-0" x 8'-0" DOOR
B	3'-0" x 8'-0" POCKET DOOR
C	(2) 1'-6" x 8'-0" DOORS
D	(2) 2'-6" x 8'-0" DOORS
E	2'-0" x 8'-0" 3/8" THICK TEMPERED GLASS SHOWER DOOR
F	3'-0" x 8'-0" 20 MIN. RATED DOOR

- PLAN NOTES**
1. DIMENSION STRINGS TAKEN TO ONE SIDE OF INTERIOR WALLS, TYPICAL.
 2. INTERIOR WALLS TO BE 3/4" STUD WALLS WITH GYPSUM BOARD EACH SIDE, UNLESS OTHERWISE DIMENSIONED PLAN.
 3. DOORS TO BE PLACED WITH 6" JAMB TO CORNER, UNLESS OTHERWISE DIMENSIONED ON PLAN.

FIRST FLOOR PLAN
SCALE: 1/4" = 1'-0"

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321-422-8389
design@medstudioarchitecture.com

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DRAWN: LAT
CHECKED: JB

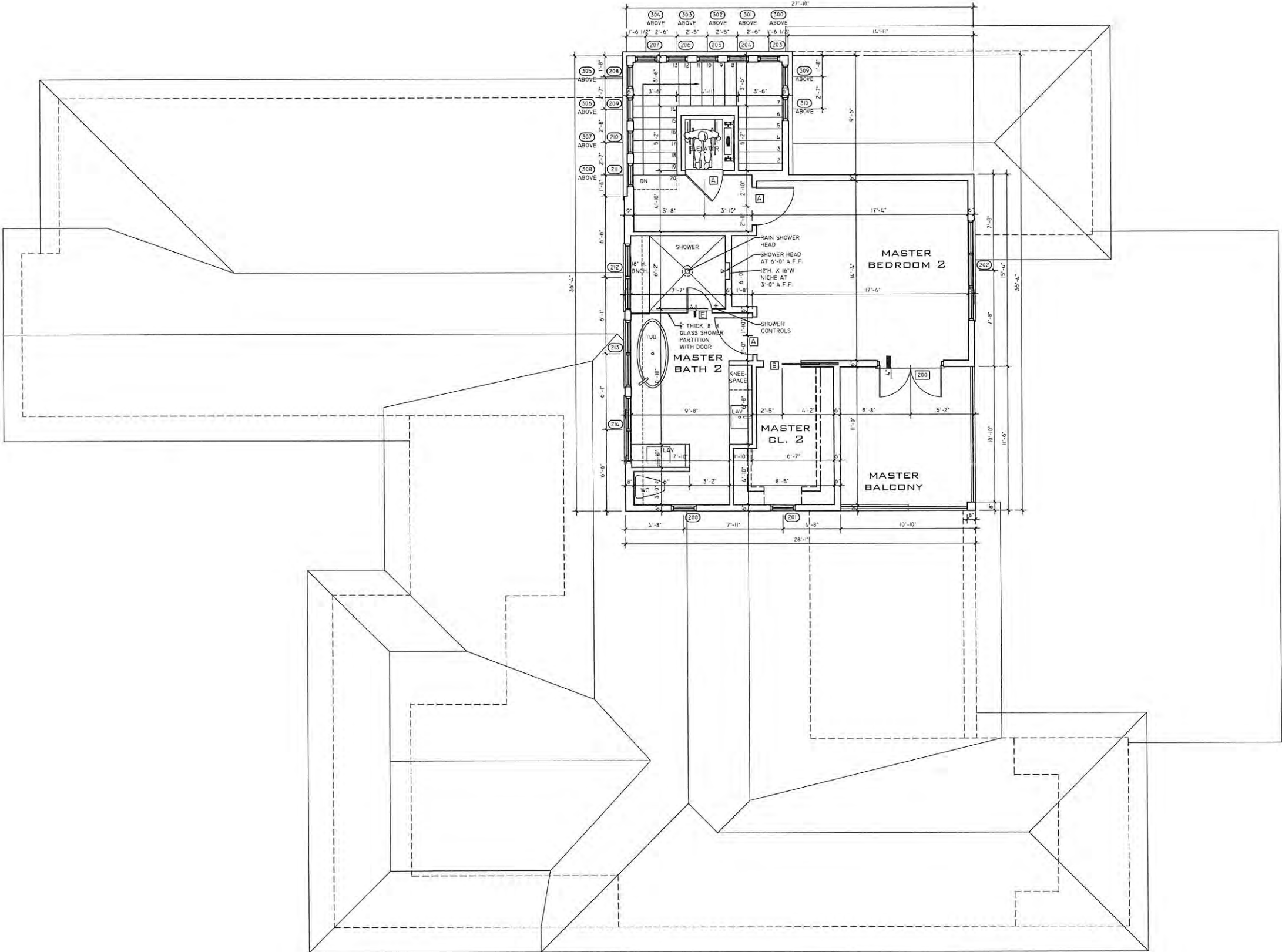
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REVISIONS:
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B
C
D
E
F

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Melbourne Beach, FL 32951

08.11.20
SHEET TITLE
FIRST
FLOOR
PLAN

SHEET NUMBER
A1.0



SECOND FLOOR PLAN
SCALE: 1/4" = 1'-0"

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ARCHITECTURE

1542 GUAVA AVE
MELBOURNE, FL 32925
321.428.3869
design@melstudiodesign.com

JOB #: R-2020-004
DRAWN: LAT
CHECKED: JB

☐ SD
☐ DD
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☐ PERMIT
☐ CD

DATE

08.11.20

REVISIONS:
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304 First Ave.
Melbourne Beach, FL 32951

08.11.20

SHEET TITLE
SECOND
FLOOR
PLAN

SHEET NUMBER

A1.1



SOUTH ELEVATION
SCALE: 1/4" = 1'-0"



NORTH ELEVATION
SCALE: 1/4" = 1'-0"

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ARCHITECTURE

1542 GUAYA AVE
MELBOURNE, FL 32935
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JOB #: R-2020-004
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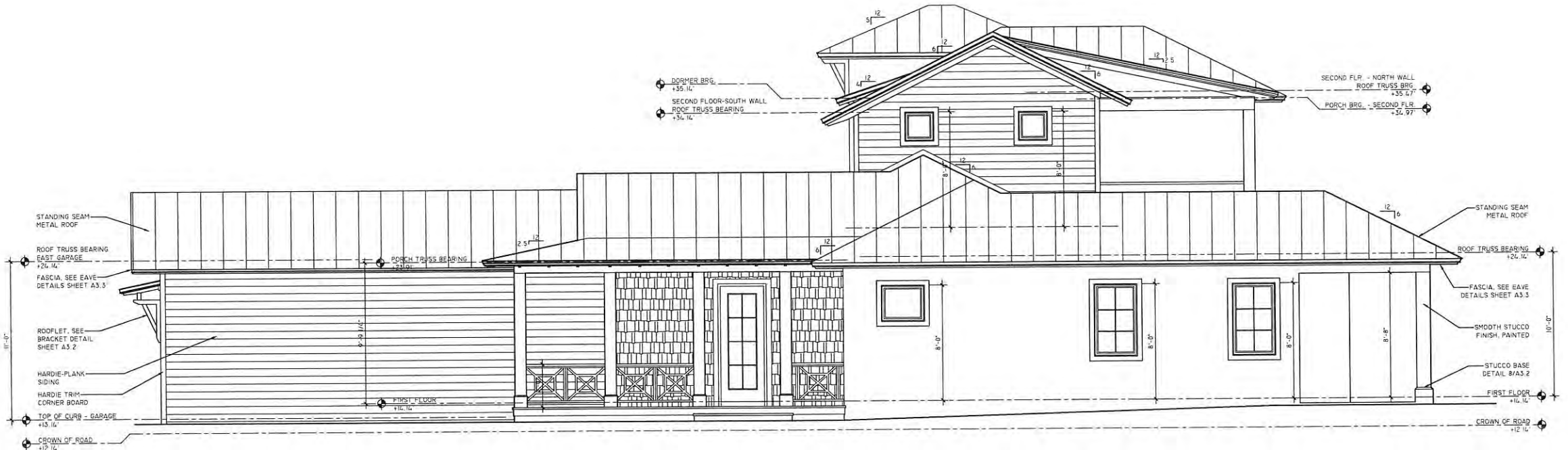
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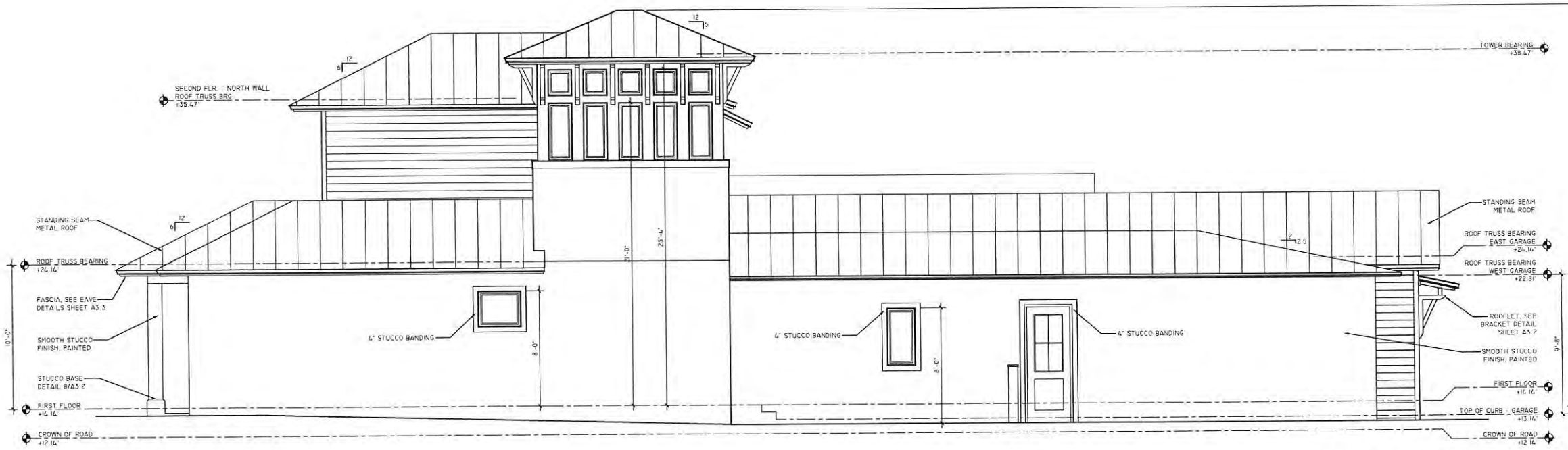
Custom Residence for
Cynthia Mayer
304 First Ave.
Melbourne Beach, FL 32951

08.11.20
SHEET TITLE
**NORTH
AND
SOUTH
ELEVATIONS**
SHEET NUMBER

A2.0



EAST ELEVATION
SCALE: 1/4" = 1'-0"



WEST ELEVATION
SCALE: 1/4" = 1'-0"

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studio
ARCHITECTURE

1342 GUAYA AVE.
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321-428-3869
design@medstudioarchitecture.com

JOB #: R-2020-004
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☐ SD
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☐ PERMIT
☐ CD

REVISIONS:
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Custom Residence for
Cynthia Mayer
304 First Ave.
Melbourne Beach, FL. 32951

08.11.20
SHEET TITLE

EAST AND
WEST
ELEVATIONS

SHEET NUMBER

A2.1



TOWN OF MELBOURNE BEACH

BREVARD COUNTY'S OLDEST BEACH COMMUNITY ESTABLISHED 1883

Site Plan Review

Applicable Codes

Town of Melbourne Beach Land Development Code
2017 Florida Building Code

Date: August 14, 2020
Owner: Smith, J Bentley; Smith, Carolyn S
Owner Address: 309 Hibiscus Trail Melbourne Bch FL
Site Address: 309 Hibiscus Trail Melbourne Bch FL
Parcel ID: 28-38-06-75-13-5
Zoning: 2RS

Proposed Project: Entry Porch Addition to a single-family dwelling. This addition will not require any changes to any outbuildings or removal of trees.

References: Town of Melbourne Beach Code of Ordinances: 7A-32

Request: Approval by Planning and Zoning Board, Town Commission for construction of an entry porch addition to a single-family dwelling.

Staff Review: The property lies in Zoning District 2RS

- 1). Project is an addition to a single family dwelling as a principle use.
- 2). The Building Lot Zoning District requirements of min. lot area, width and depth.
Lot area is 15,819.69 sq. ft. min. 11,250 sq. ft.
Lot width is 116.63 ft. min. 90 ft.
Lot depth is 135.64 ft. min. 100 ft.
- 3). Lot coverage has a maximum of 30% for principle structure .
Lot coverage per plan is 18.5 % Footprint of Primary Structure is 2,928 sq. ft.
Max allowed for Primary Structure is 4,745.91 sq.ft. for Lot Area of 15,819.69 sq. ft.
Minimum pervious area per lot is 30%. Pervious area is 59.28 %
- 4). Structure maximum height for zoning district is 28 ft.
The proposed height provided is the same as the current primary structure.
Flood Zone X
- 5). Zoning District Setback requirements
Proposed addition Front Setback less than the current setback of the primary structure at 39.9 ft. (min. 25 ft.)
Proposed addition all side and rear setbacks are contained within the current primary structure. This addition only affects the front setback.

6). Sediment and Erosion control measures shall be met and approved by the Building Official in accordance with the Town of Melbourne Beach Code of Ordinances (27-28) and Florida Building Code (3307.1).

7). On-site Storm water Retention Control measures shall be met and approved by the Building Official in accordance with the Town of Melbourne Beach Code of Ordinances (27-28) and the Florida Building Code (3307.1). Topographic maps may be required. This addition is not a modification greater than 50% of the appraised value as per Ordinance 2019-06.

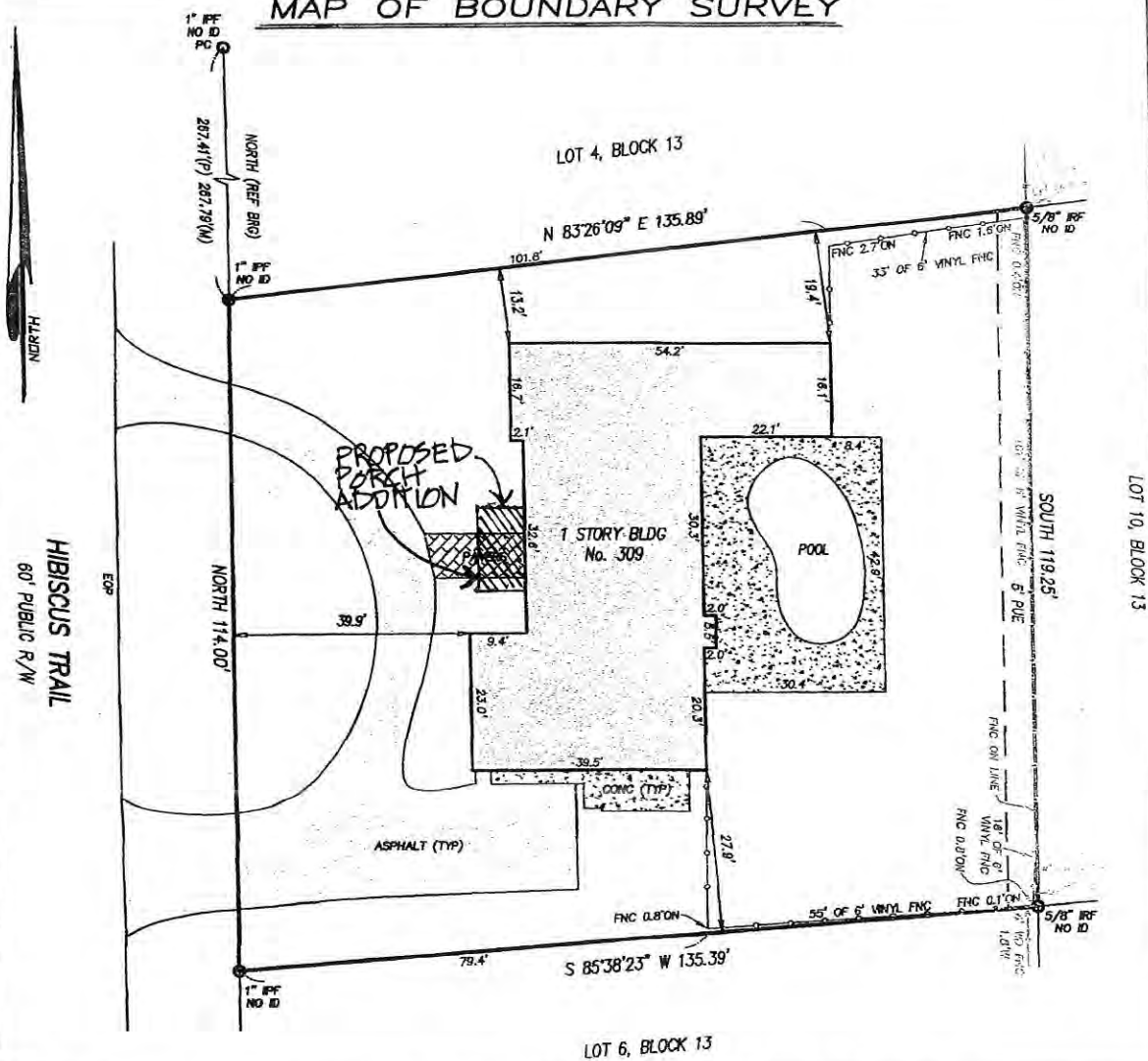
Minimum Landscaping Standards shall be met.

Based on the above review, I find the proposed site plan for the referenced property is in compliance with The Town of Melbourne Beach Code of Ordinances.

A handwritten signature in black ink, appearing to read 'John Stone', is written over a horizontal line.

John Stone
Building Official

MAP OF BOUNDARY SURVEY



LEGEND

A = AIR
A/C = AIR CONDITIONER
BFE = BASE FLOOD ELEVATION
BLDG = BUILDING
BLK = BLOCK
BM = BENCHMARK
BRG = BEARING
C = CALCULATED
CATV = CABLE TELEVISION
CHD = CONCRETE BLOCK STRUCTURE
CHD = CHORD
C/L = CENTERLINE
C/LF = FENCE LINE
CMF = CONCRETE MONUMENT
CMP = CORRUGATED METAL PIPE
CON = CONCRETE
COR = CORNER
D = DEED
DB = DEED BOOK
DA = DELTA ANGLE
ELEC = ELECTRIC
ELEV = ELEVATION
ENG = ENCROACHMENT
EOP = EDGE OF PAVEMENT
EPM = EASEMENT
FB = FIELD BOOK

FFMA = FEDERAL EMERGENCY MANAGEMENT AGENCY
FF = FINISHED FLOOR
FNC = FENCE
FND = FOUND
FPL = FLORIDA POWER & LIGHT COMPANY
ID = IDENTIFICATION
IP = IRON PIPE FOUND
IRC = IRON ROD & CAP FOUND
IRF = IRON ROD FOUND
IRS = 5/8" IRON ROD SET "LB 7838"
LS = LICENSED BUSINESS SURVEYOR
LS = (RLS) or (PLS) REGISTERED OR
PROFESSIONAL LAND SURVEYOR
(M) = MEASURED
MVD = METHOD AMERICAN VERTICAL DATUM
NDF = NAIL & DISK FOUND
NDS = 1 1/4" NAIL & DISK SET "LB 7838"
NMVD = NATIONAL GEOETIC VERTICAL DATUM
NB = NUMBER
O/H = OVERHEAD
ORB = OFFICIAL RECORDS BOOK
O/S = OFFSET
(P) = PLAT
PB = PLAT BOOK

PC = POINT OF CURVATURE
POC = POINT OF COMPOUND CURVATURE
PCP = PERMANENT CONTROL POINT
PI = POINT OF INTERSECTION
PLS = PROFESSIONAL LAND SURVEYOR
POB = POINT OF BEGINNING
POC = POINT OF COMMENCEMENT
PRC = POINT OF REVERSE CURVATURE
PRM = PERMANENT ERECTING MONUMENT
PSM = PROFESSIONAL SURVEYOR AND MAPPER
PT = POINT OF TANGENCY
PUE = PUBLIC UTILITY DRAINAGE EASEMENT
PUE = PUBLIC UTILITY EASEMENT
R = RADIUS
REF = REFERENCE
RNG = RANGE
R/W = RIGHT OF WAY
SEC = SECTION
SFHA = SPECIAL FLOOD HAZARD AREAS
TEL = TELEPHONE RISER
TWP = TOWNSHIP
TYP = TYPICAL
UP = UTILITY POLE
WOOD = WOOD
WIT-COR = 5/8" IRON ROD SET WITH GAP "WATER LB 7836"
WM = WATER METER
XC = CROSS CUT FOUN

LEGAL DESCRIPTION:

LOT 5, BLOCK 13, ISLAND SHORES OF MELBOURNE BEACH,
ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT
BOOK 10, PAGE 52, PUBLIC RECORDS OF BREVARD
COUNTY, FLORIDA

BOUNDARY	DATE: 8/29/19	JOB No. 39203
		ISLHMB/LSB13

CERTIFIED TO:

CAROLYN S. SMITH AND BENTLEY J. SMITH
HOME GROUP FUNDING, INC.
PRESTIGE TITLE OF BREVARD, LLC
STEWART TITLE GUARANTY COMPANY

CERTIFICATION:

I HEREBY CERTIFY THAT THE ATTACHED SURVEY WAS DONE UNDER MY DIRECTION AND MEETS THE STANDARDS OF PRACTICE SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL LAND SURVEYORS IN CHAPTER 5J-17 FLORIDA ADMINISTRATIVE CODE PURSUANT TO SECTION 472.027 FLORIDA STATUTES.

JOEL A. SEYMOUR PROFESSIONAL LAND SURVEYOR AND MAPPER
STATE OF FLORIDA No. LS 6133

DRAWN BY: JIL

DATE: 8/30/19

NOTES:

1. BEARINGS BASED ON THE E. R/W LINE BEING NORTH AS PER PLAT (SEE SKETCH)
2. ELEVATIONS BASED ON:
3. FLOOD ZONE "C", MAY NO. 12090-C06868 COMMUNITY NO. 12512B, MARCO VILLAGE FLOOD ZONE INFORMATION LOCATED HEREON
4. APPROXIMATE. FEMA RETAINS SOLE AUTHORITY REGARDING BOUNDARY AND EXTENT OF SFHA.
5. MEASUREMENTS MEETS OR EXCEEDS THE ACCURACY REQUIREMENTS FOR SUBSURFACE LAND AS PER FLORIDA STATUTE 5U-17-6.003
6. BEARINGS, DISTANCES OR ANGLES SHOWN ARE THE SAME AS PLAT, DEED OR RECORDS UNLESS OTHERWISE SHOWN
7. NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. ADDITIONS OR DELETIONS TO SURFACE MAPS BY OTHERS WITHOUT THE SIGNATURE OF THE SURVEYOR IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY.
8. THE SURVEYOR HAS NOT LOCATED NOR ATTEMPTED TO LOCATE ANY UNDERGROUND UTILITIES, FOUNDATIONS, OR STRUCTURES OTHER THAN THOSE THAT ARE SHOWN
9. ONLY BOUNDARY CORNER MONUMENTS AS SHOWN HEREON ARE TO BE USED FOR THE LOCATION AND CONSTRUCTION OF IMPROVEMENTS.
10. UNLESS OTHERWISE SPECIFIED, THIS PLAT IS ISSUED WITHOUT BENEFIT OF A TITLE SEARCH OR ATTORNEY'S TITLE OPINION.

Kane Surveying, Inc.
FLORIDA LICENSED BUSINESS No. LB 7838
505 DISTRIBUTION DRIVE
MELBOURNE, FLORIDA 32904
(321) 676-0427 FAX (321) 984-1448



TOWN BOARD VOLUNTEER APPLICATION

Town of Melbourne Beach

507 Ocean Avenue

Melbourne Beach, Florida 32951

Phone: (321) 724-5860 Fax: (321) 984-8994

1. Name: Daniel Gonzalez Home Phone: 315-790-3130
2. Home Address: 205 6th Ave.
3. Mobile Phone: 315-790-3130 E-mail address: dg2006@gmail.com
4. Business Name: _____ Business Phone: _____
5. Resume or Education & Experience: _____
(Use additional sheets if necessary or submit resume)
6. Date of birth: 01/30/68 (to verify voter registration)
(optional)
7. Are you a qualified elector of the town? ☒ YES ☐ NO
8. Are you a resident of the town? ☒ YES ☐ NO
9. Do you reside in the town for at least ten (10) months of each calendar year? ☒ YES ☐ NO
10. Do you hold a public office? ☐ YES ☒ NO
11. Do you currently serve on a Town board? ☒ YES ☐ NO
If yes, which board? Planning & Zoning
12. Please check the board(s) you are interested in serving on:

<input type="checkbox"/> Audit Committee	<input type="checkbox"/> History Center Board
<input type="checkbox"/> Board of Adjustment	<input type="checkbox"/> History Preservation and Awareness
<input type="checkbox"/> Civil Service Board	<input type="checkbox"/> Parks Board
<input type="checkbox"/> Code Enforcement Board	<input checked="" type="checkbox"/> Planning and Zoning Board
<input type="checkbox"/> Environmental Advisory Board	<input type="checkbox"/> Police Pension Fund Board of Trustees
13. Why do you think you are qualified to serve on this board? Current member

14. Would you consider serving on another board other than the one(s) you have selected above?
☐ YES ☒ NO

Note: Persons appointed to certain town boards must file a financial disclosure form with the Brevard County Supervisor of Elections and Florida Commission on Ethics. If you have any questions, please call the Town Clerk's office at 724-5860.

Signature: [Signature]

Date: 8/21/20



TOWN BOARD VOLUNTEER APPLICATION
Town of Melbourne Beach
507 Ocean Avenue
Melbourne Beach, Florida 32951
Phone: (321) 724-5860 Fax: (321) 984-8994

1. Name: Douglas Hilmes Home Phone: 321-506-9202
2. Home Address: 443 Riverview Lane, Melbourne Beach, FL 32951
3. Mobile Phone: 321-506-9202 E-mail address: dhilmes@bellsouth.net
4. Business Name: Enghouse Networks Business Phone: 321-506-9202
5. Resume or Education & Experience: Planning & Zoning board since 2017.
 (Use additional sheets if necessary or submit resume)
6. Date of birth: 11/25/1963 (to verify voter registration)
 (optional)
7. Are you a qualified elector of the town? ☒ YES ☐ NO
8. Are you a resident of the town? ☒ YES ☐ NO
9. Do you reside in the town for at least ten (10) months of each calendar year? ☒ YES ☐ NO
10. Do you hold a public office? ☐ YES ☒ NO
11. Do you currently serve on a Town board? ☒ YES ☐ NO
 If yes, which board? Planning & Zoning
12. Please check the board(s) you are interested in serving on:

<input type="checkbox"/> Audit Committee	<input type="checkbox"/> History Center Board
<input type="checkbox"/> Board of Adjustment	<input type="checkbox"/> History Preservation and Awareness
<input type="checkbox"/> Civil Service Board	<input type="checkbox"/> Parks Board
<input type="checkbox"/> Code Enforcement Board	<input checked="" type="checkbox"/> Planning and Zoning Board
<input type="checkbox"/> Environmental Advisory Board	<input type="checkbox"/> Police Pension Fund Board of Trustees
13. Why do you think you are qualified to serve on this board? I have been serving on the Planning & Zoning board since 2017.
14. Would you consider serving on another board other than the one(s) you have selected above?
☐ YES ☒ NO

Note: Persons appointed to certain town boards must file a financial disclosure form with the Brevard County Supervisor of Elections and Florida Commission on Ethics. If you have any questions, please call the Town Clerk's office at 724-5860.

Signature: 

Date: 8/17/20



TOWN BOARD VOLUNTEER APPLICATION
Town of Melbourne Beach
507 Ocean Avenue
Melbourne Beach, Florida 32951
Phone: (321) 724-5860 Fax: (321) 984-8994

1. Name: Christine Keshishian Home Phone: 321-917-6950
2. Home Address: 313 Hibiscus Trail
3. Mobile Phone: 321-917-6950 E-mail address: cmkeshishian@gmail.com
4. Business Name: _____ Business Phone: _____
5. Resume or Education & Experience: BS-Biology BS Zoology 5 yrs. raptor rehab,
 (Use additional sheets if necessary or submit resume) 14 yrs exp. sustainable
surgical equipment
transitioning
6. Date of birth: 06/23/73 (to verify voter registration)
 (optional)
7. Are you a qualified elector of the town? ☒ YES ☐ NO
8. Are you a resident of the town? ☒ YES ☐ NO
9. Do you reside in the town for at least ten (10) months of each calendar year? ☒ YES ☐ NO
10. Do you hold a public office? ☐ YES ☒ NO
11. Do you currently serve on a Town board? ☒ YES ☐ NO
 If yes, which board? Environmental Advisory Board since 2017
12. Please check the board(s) you are interested in serving on:

<input type="checkbox"/> Audit Committee	<input type="checkbox"/> History Center Board
<input type="checkbox"/> Board of Adjustment	<input type="checkbox"/> History Preservation and Awareness
<input type="checkbox"/> Civil Service Board	<input type="checkbox"/> Parks Board
<input type="checkbox"/> Code Enforcement Board	<input type="checkbox"/> Planning and Zoning Board
<input checked="" type="checkbox"/> Environmental Advisory Board	<input type="checkbox"/> Police Pension Fund Board of Trustees
13. Why do you think you are qualified to serve on this board? member since 2017
Helped create S.A.P. Active in EAB activities
14. Would you consider serving on another board other than the one(s) you have selected above?
☐ YES ☒ NO

Note: Persons appointed to certain town boards must file a financial disclosure form with the Brevard County Supervisor of Elections and Florida Commission on Ethics. If you have any questions, please call the Town Clerk's office at 724-5860.

Signature: _____

Date: 8/21/2020



TOWN BOARD VOLUNTEER APPLICATION

Town of Melbourne Beach

507 Ocean Avenue

Melbourne Beach, Florida 32951

Phone: (321) 724-5860 Fax: (321) 984-8994

1. Name: ARON P. SIMONTON Home Phone: (734) 770-1806
2. Home Address: 416 OCEAN AVE #7 MELBOURNE BEACH, FL 32951
3. Mobile Phone: _____ E-mail address: apsimonton@gmail.com
4. Business Name: _____ Business Phone: _____
5. Resume or Education & Experience: MASTER'S DEGREE GERONTOLOGY HEALTHCARE ADMINISTRATION
(Use additional sheets if necessary or submit resume)
6. Date of birth: SEPT. 14, 1946 (to verify voter registration)
(optional)
7. Are you a qualified elector of the town? ☒ YES ☐ NO
8. Are you a resident of the town? ☒ YES ☐ NO
9. Do you reside in the town for at least ten (10) months of each calendar year? ☒ YES ☐ NO
10. Do you hold a public office? ☐ YES ☒ NO
11. Do you currently serve on a Town board? ☐ YES ☒ NO
If yes, which board? TERM EXPIRED HISTORIC PRESERVATION / AWARENESS BOARD
12. Please check the board(s) you are interested in serving on:

<input type="checkbox"/> Audit Committee	<input type="checkbox"/> History Center Board
<input type="checkbox"/> Board of Adjustment	<input checked="" type="checkbox"/> History Preservation and Awareness
<input type="checkbox"/> Civil Service Board	<input type="checkbox"/> Parks Board
<input type="checkbox"/> Code Enforcement Board	<input type="checkbox"/> Planning and Zoning Board
<input type="checkbox"/> Environmental Advisory Board	<input type="checkbox"/> Police Pension Fund Board of Trustees
13. Why do you think you are qualified to serve on this board? ICARE ABOUT HISTORIC PRESERVATION
14. Would you consider serving on another board other than the one(s) you have selected above?
☒ YES ☐ NO

Note: Persons appointed to certain town boards must file a financial disclosure form with the Brevard County Supervisor of Elections and Florida Commission on Ethics. If you have any questions, please call the Town Clerk's office at 724-5860.

Signature: Aron P. Simonton

Date: Aug 2020

Attachments:	Ordinance 2020-03
Date Prepared:	09/10/2020
Prepared By:	TA Repperger
Meeting Date:	09/16/2020 RTCM

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input checked="" type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	Second Reading of Ordinance 2020-03, related to Boats/Recreational Vehicles
Recommended Action:	Consider Approval of Ordinance 2020-03.
Background Information:	Amending section 7A-67, Appendix A, Land Development Code

ORDINANCE NO. 2020-03

AN ORDINANCE OF THE TOWN OF MELBOURNE BEACH, BREVARD COUNTY, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE OF THE TOWN OF MELBOURNE BEACH REGARDING TRAILERS, BOATS AND RECREATIONAL VEHICLES; AMENDING SECTION 7A-67; AMENDING THE MAXIMUM LENGTH OF TRAILERS, BOATS, AND RECREATIONAL VEHICLES STORED ON ANY LOT WITHIN THE TOWN TO FORTY-FIVE (45) FEET; PROVIDING THAT TRAILERS, BOATS, AND RECREATIONAL VEHICLES MAY BE CONNECTED TO ELECTRICAL POWER SOURCES FOR MAINTENANCE PURPOSES; AMENDING THE CONDITIONS FOR STORAGE OF TRAILERS, BOATS, AND RECREATIONAL VEHICLES ON CORNER LOTS TO REQUIRE SAID TRAILERS, BOATS, AND RECREATIONAL VEHICLES TO BE SUBSTANTIALLY SCREENED BUT NOT COMPLETELY SHIELDED FROM VIEW; PROVIDING THAT EXTERNAL SIDE-ROOM EXTENSIONS ON RECREATIONAL VEHICLES CAN ONLY BE EXTENDED FOR LOADING AND UNLOADING; AMENDING THE ALLOWABLE PERIOD OF ACTIVE LOADING AND UNLOADING OF TRAILERS, BOATS, AND RECREATIONAL VEHICLES TO FORTY-EIGHT (48) HOURS IN ANY SEVEN (7) DAY PERIOD; PROVIDING A SERVERABILITY/INTERPRETATION CLAUSE; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING AN ADOPTION SCHEDULE.

WHEREAS, the Town of Melbourne Beach desires to amend the Land Development Code of the Town of Melbourne Beach regarding the parking, placement, storage, and screening of trailers, boats, and recreational vehicles within the Town of Melbourne Beach; and,

WHEREAS, the Town Commission of the Town of Melbourne Beach, after duly noticed public hearings, has determined that the amendments to Section 7A-67 of the Land Development Code proposed in this Ordinance will provide for the improved regulation of the parking,

placement, storage, and screening of trailers, boats, and recreational vehicles in the Town of Melbourne Beach, consistent with currently acceptable community standards for the same; and,

WHEREAS, the Town Commission of the Town of Melbourne Beach, after duly noticed public hearings, has determined that the amendments to Section 7A-67 of the Land Development Code provided for in this Ordinance are consistent with the Comprehensive Plan and are in the best interests of its citizens and promote the general health, safety, and welfare of the residents of the Town of Melbourne Beach;

NOW, THEREFORE, BE IT ENACTED BY THE TOWN OF MELBOURNE BEACH, FLORIDA:

SECTION 1. That Section 7A-67, Appendix “A,” of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§7A-67. TRAILERS, BOATS AND RECREATIONAL VEHICLES.

(a) General parking restrictions. Trailers, boats and recreational vehicles which do not exceed 26 forty-five (45) feet in overall length may be parked, stored or stopped on any lot in the Town provided the following provisions are complied with:

- (1) Such trailers, boats, and recreational vehicles, or any combinations thereof, shall not be used for residential, office or commercial purposes.
- (2) Such trailers, boats and recreational vehicles, or any combinations thereof, shall not be connected in any manner to utilities, except for the purpose of charging batteries thereon connection to electric service for the purpose of charging batteries or maintenance only. The use of trailers and recreational vehicles for sleeping, housekeeping or living quarters while so parked shall not be permitted.
- (3) Such trailers, boats and recreational vehicles shall be located to the rear of the front building line and in no event, less than twenty-five (25) feet from the front lot line, except for purposes of loading and unloading for reasonable periods of time as provided for in Section 7A-67(c)(1). Additionally, on any corner lot, no trailer, boat or recreational vehicle shall be located in front of the building line of any side of the structure which abuts a street, unless the boat, trailer or recreational vehicle is sheltered substantially screened, but not completely shielded from view, by a vegetative barrier or fence.

- (4) Such trailers, boats, and recreational vehicles shall not be parked on any part of the road right-of-way.
- (5) Such trailers, if collapsible, shall be parked or stored in a collapsed condition only.
- (6) The sites upon which such trailers, boats, and recreational vehicles are parked shall be well-kept and free from weeds and other growth.
- (7) Any deviations from the provisions of this subsection (a) shall be by special permit issued by the Town Commission setting forth the specific use to be made and the term of such use.

(8) Recreational vehicle side-room extensions may only be extended for the purposes of loading and unloading.

(b) Parking cargo trailers restricted. Cargo trailers shall not be parked in the Town, except for purposes of loading and unloading for no more than forty-eight (48) hours in any seven (7) consecutive day period ~~reasonable periods of time~~, unless stored fully within a garage, carport or fenced yard.

(c) Temporary parking; placement, storage, or parking on vacant lots.

(1) Parking trailers, boats, and recreational vehicles on residential lots prohibited, with exceptions. Trailers, boats, and recreational vehicles which exceed 26 forty-five (45) feet in overall length, whether powered or unpowered, shall not be parked, stored, or placed on any residential lot located within the Town except for purposes of active loading and delivery. Said period of active loading and unloading of any trailer, boat, recreational vehicle or combination thereof exceeding forty-five (45) feet in overall length or not parked in compliance of with subsection (a) of this Section shall not exceed two six-hour periods forty-eight (48) hours in any seven (7) consecutive day period.

(2) No trailer, boat, recreational vehicle, or camper, regardless of size, may be parked, placed, or stored on any vacant lot. No trailer, boat, recreational vehicle, or camper, regardless of size, may be used as a place to live, temporarily or permanently, on any vacant lot. For the purposes of this paragraph, a VACANT LOT is a lot without a structure used as a principal permitted use or use for which a special exception has been issued.

SECTION 2. Severability/Interpretation Clause.

(a) In the event that any term, provision, clause, sentence or section of this Ordinance shall be held by a court of competent jurisdiction to be partially or wholly unenforceable or invalid for any reason whatsoever, any such invalidity, illegality, or unenforceability shall not affect any of the other or remaining terms, provisions, clauses, sentences, or sections of this Ordinance, and this Ordinance shall be read and/or applied as if the invalid, illegal, or unenforceable term, provision, clause, sentence, or section did not exist.

(b) In interpreting the provisions of this Ordinance, the following rules and symbols shall apply:

(1) Words underlined are additions to existing text.

(2) Words ~~stricken through~~ are deletions from existing text.

(3) Asterisks (* * *) indicates a deletion from the Ordinance of text existing in the Code of Ordinances. It is intended that the text in the Code of Ordinance denoted by the asterisks and not set forth in this Ordinance shall remain unchanged from the language existing prior to adoption of this Ordinance.

SECTION 3. Codification. The provisions of this Ordinance shall be codified as, and become and be made a part of, the Town of Melbourne Beach Code of Ordinances. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intention.

SECTION 4. Ordinances and Resolutions in Conflict. All ordinances or resolutions or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 5. Effective Date. This Ordinance shall become effective upon adoption.

SECTION 6. Adoption Schedule.

PASSED by the Town Commission of the Town of Melbourne Beach on first reading on the 19th day of August, 2020, and ADOPTED by the Town Commission of the Town of Melbourne Beach, Florida, on final reading on the 16th day of September, 2020.

TOWN OF MELBOURNE BEACH, FLORIDA

By: _____
JAMES D. SIMMONS, Mayor

ATTEST:

(TOWN SEAL)

Jennifer Torres,
Town Clerk

Attachments:	Ordinance 2020-04
Date Prepared:	09/10/2020
Prepared By:	TA Repperger
Meeting Date:	09/16/2020 RTCM

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input checked="" type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	Second Reading of Ordinance 2020-04
Recommended Action:	Consider Approval of Ordinance 2020-04 related to Binding Development Agreements. Planning & Zoning unanimously recommended approval at their 08/04/2020 meeting.
Background Information:	Amending section 7A-102, Appendix A, Land Development Code

ORDINANCE NO. 2020-04

AN ORDINANCE OF THE TOWN OF MELBOURNE BEACH, BREVARD COUNTY, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE OF THE TOWN OF MELBOURNE BEACH, AMENDING SECTION 7A-102 TO AUTHORIZE THE CONSIDERATION OF CONDITIONS, LIMITATIONS, OR REQUIREMENTS IN A PROPOSAL FOR ZONING CHANGE OR AMENDMENT VOLUNTARILY PROFFERED AS PART OF A BINDING DEVELOPMENT AGREEMENT; CREATING SECTION 7A-103 AUTHORIZING BINDING DEVELOPMENT AGREEMENTS; PROVIDING A SERVERABILITY /INTERPRETATION CLAUSE; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING AN ADOPTION SCHEDULE.

WHEREAS, Section 7A-102, of Appendix A of the Code of Ordinances of Melbourne Beach (“Land Development Code”) provides that “[n]o proposal for a zoning change or amendment affecting particular property or properties shall contain conditions, limitations, or requirements not applicable to all other property in the district to which the particular property is proposed to be rezoned;” and,

WHEREAS, the limitations of Section 7A-102, Land Development Code, operate to prohibit the Town from considering Binding Development Agreements voluntarily proffered by applicants proposing zoning changes or amendments; and,

WHEREAS, the Town Commission has determined that the prohibition of its ability to consider Binding Development Agreements voluntarily proffered by applicants proposing zoning changes or amendments limits its authority to agree to conditions, limitations, or requirements that would otherwise ensure that a property rezoned is compatible with the property’s surrounding zoning and uses; and,

WHEREAS, the Town Commission has determined that Binding Development Agreements are useful tools in ensuring managed and controlled growth, development, and location of properly sited compatible uses within the Town of Melbourne Beach; and,

WHEREAS, the Town Commission has determined that authorizing the use of Binding Development Agreements in proposals for zoning changes or amendments will serve to better ensure that properties are developed consistent with the historic character of development within the Town of Melbourne Beach; and,

WHEREAS, the Town Commission acknowledges that various courts in Florida have upheld the use of voluntary proffered conditions by applicants proposing zoning changes or amendments; and,

WHEREAS, the Town Commission acknowledges that the Florida Legislature has authorized the use of statutory Development Agreements in the Florida Local Government Development Agreement Act; currently Fla. Stat. Sec. 163.3220 through Fla. Stat. Sec. 163.3243; and,

WHEREAS, the Town Commission recognizes that non-statutory Development Agreements may be entered into under the authority of home rule powers of the Town of Melbourne Beach pursuant to Article VIII, Section 2 of the Constitution of the State of Florida and Chapter 166, Florida Statutes,

WHEREAS, the Town Commission desires to amend Section 7A-102, Land Development Code, to authorize the Town Commission to consider conditions, limitations, or requirements not applicable to all other properties in a district to which a particular property is proposed to be rezoned that are voluntarily proffered by an applicant for a rezoning by way of a statutory or non-statutory Binding Development Agreement,

WHEREAS, the Town Commission desires to create Section 7A-103, Land Development Code to authorize the use of statutory and non-statutory Binding Development Agreements in rezoning proposals;

WHEREAS, the Town Planning & Zoning Board, sitting as the Local Planning Agency, has found that this Ordinance is consistent with the Comprehensive Plan and will promote the public health, safety, and welfare of the Community; and,

WHEREAS, the Town Commission of the Town of Melbourne Beach, after duly noticed public hearings, has determined that the amendments to the Land Development Code, provided for in this Ordinance are in the best interests of its citizens and promote the general health, safety, and welfare of the residents of the Town of Melbourne Beach;

NOW, THEREFORE, BE IT ENACTED BY THE TOWN OF MELBOURNE BEACH, FLORIDA:

SECTION 1. That, Article VI, Section 7A-102, Appendix “A,” of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§ 7A-102. LIMITATIONS.

No proposal for a zoning change or amendment affecting particular property or properties shall contain conditions, limitations, or requirements not applicable to all other property in the district to which the particular property is proposed to be rezoned, except where such conditions, limitations, or requirements are voluntarily proffered by an applicant proposing a zoning change or amendment as part of a statutory or non-statutory Binding Development Agreement.

SECTION 2. That, Article VI, Section 7A-103, Appendix “A,” of the Town Code of the Town of Melbourne Beach, Florida, is hereby created to read as follows:

§ 7A-103. ~~RESERVED~~BINDING DEVELOPMENT AGREEMENTS.

(a) For purposes of this article, *Binding Development Agreements* are defined as agreements voluntarily proffered by applicants proposing a zoning change on a particular property or properties that propose conditions, limitations, or requirements not applicable to all

other property in the district to which the particular property or properties is proposed to be rezoned. Binding Development Agreements may only be utilized in proposals for zoning amendments and may only propose conditions, limitations, or requirements that are more restrictive than those found in the zoning district to which a property or properties is proposed to be rezoned. A Binding Development Agreement may provide for specific conditions of site development or dedications, such as those reflected on site or subdivision plans, but only to the extent that such plans are proposed as part of a proposal for rezoning. Binding Development Agreements may be either statutory or non-statutory.

(1) *Statutory Binding Development Agreements.* Statutory Binding Development Agreements are those adopted in accordance with the Florida Local Government Development Agreement Act, Fla. Stat. Sec. 163.3220 through Fla. Stat. Sec. 163.3243 or as may be amended.

(2) *Non-statutory Binding Development Agreements.* Non-statutory Binding Development Agreements are those adopted under the authority of the home rule powers of the Town under Article VIII, Section 2 of the Constitution of the State of Florida and F.S. ch. 166.

(b) An applicant proposing a zoning change or amendment affecting a particular property or properties may voluntarily proffer conditions, limitations, or requirements not applicable to all other properties in the district to which the particular property or properties is proposed to be rezoned by way of a statutory or non-statutory Binding Development Agreement.

(c) Statutory and non-statutory Binding Development Agreements may be considered by the Planning and Zoning Board and the Town Commission as part of any proposal for zoning change or amendment affecting particular a property or properties.

(d) An approved statutory or non-statutory Binding Development Agreement shall be recorded in the Public Records of Brevard County, Florida and shall act as a restrictive covenant which runs with the particular property or properties subject to the Binding Development Agreement.

(e) Unless otherwise provided by law, the initial term of a statutory or non-statutory Binding Development Agreement may not exceed thirty (30) years, but may be automatically extended for an unlimited number of successive defined renewal periods upon the mutual consent of the Town and the applicant for rezoning at the time of adoption of the Binding Development Agreement after an initial public hearing. A public hearing for the consideration of a Binding Development Agreement may be noticed and held in conjunction with a public hearing for a proposal for rezoning.

(f) Nothing in this section shall obligate the Planning and Zoning Board or Town Commission to consider or approve any proposed Binding Development Agreement, nor shall this section be interpreted to create any independent cause of action against the Town of Melbourne Beach arising from the denial of a proposed Binding Development Agreement by the Town Commission.

SECTION 3. Severability/Interpretation.

(a) In the event that any term, provision, clause, sentence or section of this Ordinance shall be held by a court of competent jurisdiction to be partially or wholly unenforceable or invalid for any reason whatsoever, any such invalidity, illegality, or unenforceability shall not affect any of the other or remaining terms, provisions, clauses, sentences, or sections of this Ordinance, and this Ordinance shall be read and/or applied as if the invalid, illegal, or unenforceable term, provision, clause, sentence, or section did not exist.

(b) In interpreting the provisions of this Ordinance, the following rules and symbols shall apply:

(1) Words underlined are additions to existing text.

(2) Words ~~stricken through~~ are deletions from existing text.

(3) Asterisks (* * *) indicates a deletion from the Ordinance of text existing in the Code of Ordinances. It is intended that the text in the Code of Ordinance denoted by the asterisks and not set forth in this Ordinance shall remain unchanged from the language existing prior to adoption of this Ordinance.

SECTION 4. Codification. The provisions of this Ordinance shall be codified as, and become and be made a part of, the Town of Melbourne Beach Code of Ordinances. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intention.

SECTION 5. Ordinances and Resolutions in Conflict. All ordinances or resolutions or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 6. Effective Date. This Ordinance shall become effective upon adoption.

SECTION 7. Adoption Schedule.

PASSED by the Town Commission of the Town of Melbourne Beach on first reading on the 19th day of August, 2020, and ADOPTED by the Town Commission of the Town of Melbourne Beach, Florida, on final reading on the 16th day of September, 2020.

TOWN OF MELBOURNE BEACH, FLORIDA

By: _____
JAMES D. SIMMONS, Mayor

ATTEST:

(TOWN SEAL)

Jennifer Torres,
Town Clerk

Attachments:	Draft Ordinance 2020-05; Amendments to Article II, Chapter 11 of the Town Code and various other sections to establish a code enforcement special magistrate and hearing process.
Date Prepared:	September 11, 2020
Prepared By:	Clifford R. Repperger, Jr., Town Attorney
Meeting Date:	September 16, 2020

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input checked="" type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	First Reading of Ordinance 2020-05.
Recommended Action:	Pass or Amend Proposed Ordinance 2020-05.
Background Information:	<p>On September 18, 2019, the Town Commission consented to the Town Attorney drafting an Ordinance to replace the Town Code Enforcement Board with a Special Magistrate and to develop appropriate hearing process.</p> <p>The attached draft Ordinance:</p> <ul style="list-style-type: none"> • Replaces the Town Code Enforcement Board with a Special Magistrate; • Provides additional definitions related to the Town code enforcement process; • Establishes powers and hearing procedures for use by the Town code enforcement special magistrate; • Authorizes the imposition of orders, fines, and liens by the Town code enforcement special magistrate and provides for the process of reconsideration of the same;

	<ul style="list-style-type: none">• Provides for appeals of orders of the Town code enforcement special magistrate; and• Amends references to the “Code Enforcement Board” in various sections of the Town Code to “special magistrate.”
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ORDINANCE NO. 2020-05

AN ORDINANCE OF THE TOWN OF MELBOURNE BEACH, BREVARD COUNTY, FLORIDA, AMENDING VARIOUS SECTIONS OF THE CODE OF MELBOURNE BEACH TO ESTABLISH A SPECIAL MAGISTRATE TO HANDLE CODE ENFORCEMENT CASES IN THE TOWN OF MELBOURNE BEACH; SPECIFICALLY AMENDING SECTION 11-15, AUTHORITY TO ESTABLISH; PURPOSE; AMENDING SECTION 11-16 DEFINITIONS; AMENDING AND RENAMING SECTION 11-17, ORGANIZATION; AMENDING SECTION 11-18, POWERS; AMENDING AND RENAMING SECTION 11-19, ENFORCEMENT PROCEDURES; HEARINGS; AMENDING AND RENAMING SECTION 11-20, FAILURE TO COMPLY WITH ORDER OF BOARD; AMENDING AND RENAMING SECTION 11-21, APPEALS; AMENDING AND RENAMING SECTION 11-22, NOTICE REQUIREMENTS; AMENDING THE FOLLOWING CODE OF MELBOURNE BEACH SECTIONS TO CHANGE REFERENCES FROM “CODE ENFORCEMENT BOARD” TO “SPECIAL MAGISTRATE:” SECTION 1-26, MINUTES; SECTION 27-34, VIOLATIONS; ENFORCEMENT; PENALTIES; SECTION 46-20, ENFORCEMENT BY CODE ENFORCEMENT BOARD; PENALTIES FOR VIOLATION; SECTION 49-3, DISCHARGE OF CERTAIN WATER INTO PUBLIC SEWER SYSTEM AND STREETS PROHIBITED; ENFORCEMENT; SECTION 49-54, PENALTIES; SECTION 49-55, REGISTRATION OF REAL PROPERTY MORTGAGEES HOLDING MORTGAGES IN DEFAULT; SECTION 49-56, MAINTENANCE REQUIREMENTS; SECTION 49-57, SECURITY REQUIREMENTS; AND SECTION 65-6, DUE DATE FOR ANNUAL BUSINESS TAX; DELINQUENT PAYMENTS; PENALTY FOR FAILURE TO PAY ANNUAL BUSINESS TAX; PROVIDING A SERVERABILITY/INTERPRETATION CLAUSE; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING AN ADOPTION SCHEDULE.

WHEREAS, Article II of Chapter 11 of the Code of Melbourne Beach governs the Town’s code enforcement process and provides for the establishment of a Code Enforcement Board to conduct code enforcement proceedings, including the hearing of code enforcement cases; and,

WHEREAS, Article II of Chapter 11 of the Code of Melbourne Beach has been adopted based upon the authority of Chapter 162, Florida Statutes; and,

WHEREAS, Chapter 162, Florida Statutes, authorizes municipalities to establish a Code Enforcement Special Magistrate which shall have the same enforcement powers and authority of a Code Enforcement Board; and,

WHEREAS, the Town Commission of the Town of Melbourne Beach has determined that establishment of a Code Enforcement Special Magistrate is in the best interests of the Town of Melbourne Beach in that a Code Enforcement Special Magistrate will better protect the health, safety, and welfare of the public by providing a more effective and efficient code enforcement process as authorized by Chapter 162, Florida Statutes,

NOW, THEREFORE, BE IT ENACTED BY THE TOWN OF MELBOURNE BEACH, FLORIDA:

SECTION 1. That Section 11-15, of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§11-15. AUTHORITY TO ESTABLISH; PURPOSE.

(a) This article is adopted by the Town Commission to establish a code enforcement special magistrate and hearing process pursuant to the authority granted municipalities in Ch. 162, Fla. Stat.

(b) It is the intent of this article to promote, protect and improve the health, safety and welfare of the citizens of the town by authorizing the creation of an ~~administrative board or boards~~ code enforcement special magistrate with authority to impose administrative fines and other noncriminal penalties to provide an equitable, expeditious, effective and inexpensive method of enforcing the codes and ordinances in force in the town where a pending or repeated violation of any provision of this Code continues to exist.

(c) To the extent that any provision of the Town Code, or Appendix hereto, references a Code Enforcement Board or to the extent that any Town of Melbourne Beach administrative policy, rule, or procedure, references a Code Enforcement Board, the term “Code Enforcement Board” shall be read and interpreted to be synonymous with the term “special magistrate” as

defined in this article, and the special magistrate is hereby authorized to exercise any power vested in the Town Code Enforcement Board.

SECTION 2. That Section 11-16, of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§11-16. DEFINITIONS.

For the purpose of this article, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CODE INSPECTOR. Any agent or employee of the town whose duty it is to assure code compliance. Said agent or employee shall be designated by the Town Manager.

ENFORCEMENT BOARD. ~~The Town Code Enforcement Board or boards.~~

LOCAL GOVERNING BODY. The Town Commission.

LOCAL GOVERNING BODY ATTORNEY. The Town Attorney.

PERSON. Any natural person, individual, public or private corporation, firm, association, joint venture, partnership, municipality, government agency, public subdivision, public officer, or any other entity whatsoever, or any combination of such, jointly or severally.

RECURRING VIOLATION. A violation previously cited with a Notice of Violation and then cured before being presented to the special magistrate for a hearing within five years prior to the current violation.

REPEAT VIOLATION. A violation of a provision of a code or ordinance by a person the special magistrate has previously found to have violated or who has admitted violating the same provision within five (5) years prior to the current violation, notwithstanding the violations occur at different locations.

RESPONDENT OR VIOLATOR. A person responsible for the code violation, which includes the perpetrator and/or the owner of the real property upon which the violation occurred, who has been issued a notice of violation and/or has been ordered to correct a violation consistent with this article.

SPECIAL MAGISTRATE. A person authorized to hold hearings and assess fines for the violation of Town codes and ordinances in accordance with Florida Statutes Chapter 162.

TOWN. The Town of Melbourne Beach.

SECTION 3. That Section 11-17, of the Town Code of the Town of Melbourne Beach, Florida, is hereby renamed and amended to read as follows:

§11-17. ORGANIZATION ESTABLISHMENT OF CODE ENFORCEMENT SPECIAL MAGISTRATE.

~~(a) The Town Commission shall appoint a five member Code Enforcement Board and legal counsel for the Enforcement Board. Members of the Enforcement Board shall be residents of the Town of Melbourne Beach at the time of appointment and throughout their entire terms. Appointments shall be made in accordance with applicable law and ordinances on the basis of experience or interest in the fields of zoning and building control. The membership of each Enforcement Board shall, whenever possible, include an architect, a business person, an engineer, a general contractor, a subcontractor and a realtor. The Town Commission may also provide for alternate members to the Enforcement Board.~~

~~(b) The initial appointments to an Enforcement Board shall be as follows: one member appointed for a term of one year; two members appointed for a term of two years each and two members appointed for a term of three years each. Thereafter, any appointment shall be made for a term of three years. A member may be reappointed upon approval of the Town Commission. An appointment to fill any vacancy on an Enforcement Board shall be for the remainder of the unexpired term of office. If any member fails to attend two of three successive meetings without cause and without prior approval of the Chairperson, the Enforcement Board shall declare the member's office vacant, and the Town Commission shall promptly fill such vacancy. The members shall serve in accordance with ordinances of the town and may be suspended and removed for cause as provided in such ordinances for removal of members of boards.~~

~~(c) Each year at its first meeting in January or as soon thereafter as may be reasonably possible, the members of an Enforcement Board shall elect a Chairperson, who shall be a voting member, from among the members of the board. The presence of three or more members shall constitute a quorum of any Enforcement Board. Members shall serve without compensation, but may be reimbursed for such travel, mileage, and per diem expenses as may be authorized by the Town Commission or as are otherwise provided by law.~~

~~(d) The Town Attorney shall be counsel to the town. In no event shall the Town Attorney prosecute cases before the Code Enforcement Board as a representative of an alleged violator.~~

(a) There is hereby established a code enforcement special magistrate of the Town under authority of Ch.162, Fla. Stat. The special magistrate shall act as the hearing officer for violations of the codes and ordinances of the Town as provided in this article when violations of the codes and ordinances are not corrected following initial action by the Code Inspector.

(b) The Town Commission shall select and appoint the special magistrate to such office. The special magistrate may be a licensed Florida attorney or retired judge of the State of Florida.

(c) The special magistrate may be replaced when the Town Commission, at its sole discretion, so desires.

SECTION 4. That Section 11-18, of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§11-18. POWERS.

~~(a) Each Enforcement Board~~ The code enforcement special magistrate shall have the power to:

- (1) Adopt rules for the conduct of ~~its~~ code enforcement violation hearings;
- (2) Subpoena alleged violators and witnesses to ~~its~~ code enforcement violation hearings. Subpoenas may be served by the County Sheriff or the town's Police Department;
- (3) Subpoena evidence to code enforcement violation hearings;
- (4) Take testimony under oath; and
- (5) Issue orders having the force of law to command whatever steps are necessary to bring a violation into compliance.

~~(b) The Secretary of the Code Enforcement Board, or said Secretary's designee, is hereby empowered to act for the Board to issue subpoenas, and the Board shall have the power to quash any subpoena or issue protective orders.~~

SECTION 5. That Section 11-19, of the Town Code of the Town of Melbourne Beach, Florida, is hereby renamed and amended to read as follows:

§11-19. ENFORCEMENT PROCEDURES; HEARINGS~~NOTICE~~.

(a) It shall be the duty of the Code Inspector to initiate enforcement proceedings of ~~the various codes described in § 11-15~~ violations of the Town codes and ordinances; ~~however, no member of an Enforcement Board~~ The special magistrate shall not have the power to initiate such enforcement proceedings.

(b) Except as provided in divisions (c) and (d) of this section, if a violation of a particular code is found, the Code Inspector shall notify the violator and give a reasonable time to correct the violation. Should the violation continue beyond the time specified for correction, the Code Inspector shall ~~notify an Enforcement Board and request a hearing~~ shall set a hearing before the special magistrate and notify the respondent of the hearing pursuant to § 162.12, Fla. Stat., or as such section may be amended. ~~The Code Enforcement Board, through its clerical staff, shall schedule a hearing and written notice of such hearing shall be hand delivered or mailed as provided by § 11-22 to the violator. At the option of the Code Enforcement Board, notice may additionally be served by publication or posting as provided in § 11-22.~~ If the violation is corrected and then recurs or if the violation is not corrected by the time specified for correction by the Code Inspector, the case may be presented to the ~~Enforcement Board~~ special magistrate even if the violation has been corrected prior to the ~~Board~~ hearing and the notice shall so state.

(c) If a repeat violation is found, the Code Inspector shall notify the violator but is not required to give the violator a reasonable time to correct the violation. The Code Inspector, upon notifying the violator of a repeat violation, shall ~~notify the Enforcement Board and request a hearing~~ set a hearing before the special magistrate and notify the respondent of the hearing pursuant to § 162.12, Fla. Stat., or as such section may be amended. ~~The Enforcement Board, through its clerical staff, shall schedule a hearing and shall provide notice pursuant to § 11-22.~~ The case may be presented to the ~~Enforcement Board~~ special magistrate even if the violation has been corrected prior to the Board hearing and the notice shall so state.

(d) If the Code Inspector has reason to believe a violation presents a serious threat to the public health, safety and welfare, or if the violation is irreparable or irreversible in nature, the Code Inspector shall make a reasonable effort to notify the violator and may immediately ~~notify the Enforcement Board and request a hearing~~ set a hearing before the special magistrate.

~~(e) Upon request of the Code Inspector, or at such other times as may be necessary, the chairperson of the Enforcement Board may call a hearing of the Enforcement Board; a hearing also may be called by written notice signed by at least three members of an Enforcement Board. Minutes shall be kept of all hearings by the Enforcement Board, and all hearings and proceedings shall be open to the public. The Town Commission shall provide clerical and administrative personnel as may be reasonably required by each Enforcement Board for the proper performance of its duties.~~

~~—(1) Each case before the Enforcement Board shall be presented by the prosecuting attorney or by a member of the administrative staff of the Town Commission.~~

~~—(2) The Enforcement Board shall proceed to hear the cases on the agenda for that day. All testimony shall be under oath and shall be recorded. The Enforcement Board shall take testimony from the Code Inspector and the alleged violator. Formal rules of evidence shall not apply but fundamental due process shall be observed and shall govern the proceedings.~~

~~—(3) At the conclusion of the hearing, the Enforcement Board shall issue findings of fact based on evidence of record and conclusions of law, and shall issue an order affording the proper relief consistent with powers granted herein. The finding shall be by motion approved by a majority of those members present and voting. At least three members of the Code Enforcement Board must vote in order for the finding to be official. The order may include a notice that it must be complied with by a specified date and that a fine may be imposed if the order is not complied with by that date. A certified copy of such order may be recorded in the public records of the county and shall constitute notice to any subsequent purchasers, successors in interest or assigns if the violation concerns real property, and the findings therein shall be binding upon the violator and, if the violation concerns real property, any subsequent purchasers, successors in interest or assigns. If an order is recorded in the public records pursuant to this division and the order is complied with by the date specified in the order, the Enforcement Board shall issue an order acknowledging compliance which shall be recorded in the public records. A hearing is not required to issue such an order acknowledging compliance.~~

If the owner of property that is subject to an enforcement proceeding before the special magistrate, or court transfers ownership of such property between the time the initial pleading was served and the time of the hearing, such owner shall:

(1) Disclose, in writing, the existence and the nature of the proceeding to the prospective transferee.

(2) Deliver to the prospective transferee a copy of the pleadings, notices, and other materials relating to the code enforcement proceeding received by the transferor.

(3) Disclose, in writing, to the prospective transferee that the new owner will be responsible for compliance with the applicable code and with orders issued in the code enforcement proceeding.

(4) File a notice with the Code Inspector of the transfer of the property, with the identity and address of the new owner and copies of the disclosures made to the new owner, within five (5) days after the date of the transfer.

(5) If the property is transferred before the hearing, the proceeding shall not be dismissed, but the new owner shall be provided a reasonable period of time to correct the violation before the hearing is held. Nothing herein shall prevent the Town from continuing to prosecute the pending code enforcement proceeding to its conclusion against either the previous owner and/or the new owner.

(f) All notices required to be made as part of the Town's code enforcement process shall be made as provided in § 162.12, Fla. Stat., or as such section may be amended.

SECTION 6. That Section 11-20, of the Town Code of the Town of Melbourne Beach, Florida, is hereby renamed and amended to read as follows:

§11-20. FAILURE TO COMPLY WITH ORDER OF BOARD CONDUCT OF HEARING.

~~(a) The Enforcement Board, upon notification by the Code Inspector that an order of the Enforcement Board has not been complied with by the set time, or upon finding that a repeat violation has been committed, may order the violator to pay a fine in an amount specified in this section for each day the violation continues past the date set for compliance or, in the case of a repeat violation, for each day the repeat violation continues past the date of notice to the violator of the repeat violation. If a finding of a violation or a repeat violation has been made as provided in this chapter, a hearing shall not be necessary for issuance of the order imposing the fine.~~

~~—(b) A fine imposed pursuant to this section shall not exceed \$250 per day for a first violation and shall not exceed \$500 per day for a repeat violation. In determining the amount of the fine, if any, the Enforcement Board shall consider the following factors: the gravity of the violation, any~~

actions taken by the violator to correct the violation and any previous violations committed by the violator.

~~—(c) The Enforcement Board may reduce a fine imposed pursuant to this section.~~

~~—(d) A certified copy of an order imposing a fine may be recorded in the public records and thereafter shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the violator. Upon petition to the circuit court, such order may be enforced in the same manner as a court judgment by the sheriffs of this state, including levy against the personal property. Such order shall not be deemed to be a court judgment except for enforcement purposes. A fine imposed pursuant to this part shall continue to accrue until the violator comes into compliance or until judgment is rendered in a suit to foreclosure on a lien filed pursuant to this section, whichever occurs first. After three months from the filing of any such lien which remains unpaid, the Enforcement Board may authorize the Town Attorney to foreclose on the lien. No lien created pursuant to the provisions of this division may be foreclosed on real property which is a homestead under Section 4, Article X of the State Constitution.~~

~~—(e) No lien provided for under Chapter 162, Florida Statutes, or this article shall continue for a period longer than 20 years after the certified copy of an order imposing a fine has been recorded unless within that time an action to foreclose on the lien is commenced in a court of competent jurisdiction. In an action to foreclose on a lien, the prevailing party is entitled to recover all costs, including a reasonable attorney's fee, that the prevailing party incurs in foreclosure of the lien. The continuation of the lien effected by the commencement of the action shall not be good against creditors or subsequent purchasers for valuable consideration without notice, unless a notice of lis pendens is recorded.~~

(a) Administrative procedures. Upon request of the Code Inspector, or at such other time as may be necessary, the special magistrate or Town manager, through clerical staff, may call a hearing. The special magistrate shall cause minutes to be kept of all hearings and all hearings and records shall be open to the public. The Town Commission shall provide clerical and administrative personnel as may be reasonably required by the special magistrate for the proper performance of designated duties. The special magistrate may, at any hearing, set future hearing dates and may postpone or continue any matter before the special magistrate to a future date.

(b) Representation. Each case before the special magistrate shall be presented either by the Town attorney, by the Code Inspector or by the Town Manager or designee. If the Town prevails in prosecuting a case it shall be entitled to recover all costs incurred in prosecuting the case before the special magistrate and such costs may be included in the lien authorized by § 162.07(2), Fla. Stat. Any person accused of a violation may be represented by counsel at the hearing.

(c) Order of procedure and rules of evidence. At any given hearing, the special magistrate shall first take testimony and receive evidence from the Town, and the Town shall have the burden of proving the existence of the alleged violation by the preponderance of the evidence. At the conclusion of the presentation of the evidence of the Town, the alleged violator may present a case and submit evidence. Formal rules of evidence shall not apply, but fundamental procedural due

process shall be observed and shall govern the said proceedings. All testimony shall be under oath and recorded.

(d) Findings and orders. At the conclusion of the hearing, the special magistrate shall make a finding of fact, based on the evidence of record, and conclusions of law, and shall issue an order affording such relief as may be consistent with the powers granted herein. The findings and order shall be presented in written form and shall be served personally or by certified mail/return receipt requested upon the violator. The order may include a notice that the order must be complied with by a specific date and that a fine may be imposed if the order is not complied with by said date as provided in § 162.09(1), Fla. Stat. The order may specify the amount of the fine to be imposed and the date on which the fine will commence if the violation is not corrected. If the Town prevails then the cost of prosecution shall be included in the lien authorized under section 11-21. The cost of repairs may be included along with the fine if the order is not complied with by said date. A certified copy of such order may be recorded in the public records of the county and shall constitute notice to all subsequent purchases, successors in interest, or as assigned, if the violation concerns with real property and the findings therein shall be binding upon the violator and, if the violation concerns real property, any subsequent purchases, successors in interests, or assigns. If an order is recorded in the public records pursuant to this subsection and the order is complied with by the date specified in the order, the special magistrate shall issue an order acknowledging compliance that shall be recorded in the public records. A hearing is not required to issue such an order acknowledging compliance provided by the general laws of Florida applicable to code enforcement.

SECTION 7. That Section 11-21, of the Town Code of the Town of Melbourne Beach, Florida, is hereby renamed and amended to read as follows:

§11-21. APPEALS ADMINISTRATIVE FINES; COST OF REPAIRS; LIENS.

~~An aggrieved party, including the Town Commission, may appeal a final administrative order of the Enforcement Board to the local circuit court. Such an appeal shall not be a hearing de novo but shall be limited to appellate review of the record created before the Enforcement Board. An appeal shall be filed within 30 days of the rendition of the order to be appealed.~~

(a) The special magistrate, may either in the initial order or upon notification by the Code Inspector that an order has not been complied with or finding that a repeat violation has been committed, order the violator to pay a fine in an amount specified in this section for each day the violation continues past the date set by the special magistrate for compliance or, in the case of a repeat violation, for each day the repeat violation continues, beginning with the date the repeat violation is found to have occurred by the Code Inspector. In addition, if the special magistrate finds that the violation is a violation described in section 11-19 (d), the special magistrate shall notify the Town of such findings. The Town shall then have the right and power to make all reasonable repairs which are required to bring the property into compliance and charge the violator with the reasonable cost of the repairs along with the fine imposed pursuant to this section. Making such repairs does not create a continuing obligation on the part of the Town to make further repairs or to maintain the property and does not create any liability against the Town for any damages to

the property if such repairs were completed in good faith. If a finding of a violation or repeat violation has been made as provided by this part, a hearing shall not be necessary for issuance of the order imposing the fine. If, after due notice and hearing, the special magistrate finds a violation to be irreparable or irreversible in nature, the special magistrate may order the violator to pay a fine as specified in subsection (b) of this section.

(b) Fines.

(1) A fine imposed pursuant to this section shall not exceed two hundred fifty dollars (\$250.00) per day for a first violation and shall not exceed five hundred dollars (\$500.00) per day for a repeat violation, and in addition, may include all cost of repairs pursuant to this subsection and cost of prosecution provided in section 11-20 (d). However, if the special magistrate finds the violation to be irreparable or irreversible in nature, it may impose a fine not to exceed five thousand dollars (\$5,000.00) per violation.

(2) In determining the amount of the fine, if any, the special magistrate shall consider the following factors:

- a. The gravity of the violation;
- b. Any actions taken by the violator to correct the violation; and
- c. Any previous violations committed by the violator.

(3) The special magistrate shall be authorized to consider aggravating and mitigating factors when determining the amount of fines and administrative costs associated with code violations. Such factors include, but are in no way limited to, the following:

a. Mitigating factors.

1. The violation was caused by circumstances beyond the control of the violator, such as a weather event;
2. The violation has a limited impact on the surrounding community due to its nature or location;
3. The amount the fine has accrued to in comparison to the nature of the violation and the value of the property in which the violation has occurred;
4. The violator has violated the Code, at most, only once in the last five years and said violation did not pose a threat to the community;
5. The violator does not have the ability to address the violations due to health issues; inability to enter the property; lack of legal authority; and/or financial reasons;

6. The length of time it took for the violator to bring the property into compliance; or
7. The property has a homestead exemption.

b. *Aggravating factors.*

1. The violator is a repeat offender of the same provision of the Code;
2. The violator has created an unsafe condition that threatens public health, safety, and/or welfare;
3. The violation has a high impact on the surrounding community;
4. The length of time it took for the violator to bring the property into compliance; or
5. The subsequent purchaser had or should have had actual and/or constructive knowledge of the fine(s) and/or lien(s).

(c) The special magistrate may reconsider and reduce a fine imposed pursuant to this section. If a violator desires to request reconsideration of a fine, the following procedures must be followed:

1. Any code violation for which an order has been rendered, must be in compliance.
2. A written request must be made to the Code Inspector for an inspection to verify compliance of the violation subject to the order.
3. After the Code Inspector has certified in writing that the violation for which an order has been rendered is in compliance, the violator must, within twenty (20) days of such certification by the Code Inspector, request in writing to the Code Inspector a reconsideration of the fine imposed by the special magistrate.
4. The special magistrate may refer to the factors outlined in subsections (b)(2) and (3) of this section in reconsidering whether a fine previously imposed should be reduced. If any fine imposed pursuant to this article has not been recorded as a lien, the special magistrate's decision on a request for reconsideration shall be deemed final. If any fine imposed pursuant to this article has been recorded as a lien in the public records of Brevard County, the special magistrate shall issue a recommendation to the Town Commission as to whether the fine imposed should be reduced. The Town Commission is not bound by the recommendation of the special magistrate and shall have the sole authority to determine for itself whether a fine imposed as lien should be reduced.

(d) A certified copy of an order imposing a fine, or a fine plus repair cost may be recorded in the public records and thereafter shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by the violator. Upon petition to the circuit court, such order shall be enforceable in the same manner as a court judgement by the sheriffs of this state, including execution and levy against the personal property of the violator, but such order shall not be deemed to be a court judgement except for enforcement purposes. A fine imposed pursuant to this part shall continue to accrue until the violator comes into compliance or until

judgement is rendered in a suit to foreclose on a lien filed pursuant to this section, whichever occurs first. A lien arising from a fine imposed pursuant to this section runs in favor of the Town, and the Town may execute a satisfaction or release of lien entered pursuant to this section. After three (3) months from the filing of any such lien which remains unpaid, the special magistrate may authorize the Town attorney to foreclose on the lien. No lien created pursuant to the provisions of this part may be foreclosed on real property which is a homestead.

SECTION 8. That Section 11-22, of the Town Code of the Town of Melbourne Beach, Florida, is hereby renamed and amended to read as follows:

§11-22. NOTICE REQUIREMENTS APPEALS.

~~—(a) All notices required by this article shall be provided to the alleged violator by certified mail, return receipt requested, or by hand delivery by the County Sheriff, a town police officer or other law enforcement officer, the Code Inspector, some other person designated by the Town Commission or by leaving notice at the violator's usual place of residence with any person residing therein who is above 15 years of age and informing such person of the contents of the notice.~~

~~—(b) In addition to providing notice as set forth in division (a) above, at the option of the Code Enforcement Board, notice may also be served by publication or posting, as follows:~~

~~—(1) Such notice shall be published once during each week of four consecutive weeks (four publications being sufficient) in a newspaper of general circulation in the county where the Code Enforcement Board is located. The newspaper shall meet such requirements as are prescribed under Chapter 50, Florida Statutes, for legal and official advertisements. Proof of publication shall be made as provided in Sections 50.041 and 50.051, Florida Statutes.~~

~~—(2) Notice by publication or posting may run concurrently with, or may follow, an attempt or attempts to provide notice by hand delivery or by mail as required under division (a) of this section.~~

~~—(c) Evidence that an attempt has been made to hand deliver or mail notice as provided in division (a) of this section, together with proof of publication or posting as provided in division (b) of this section, shall be sufficient to show that the notice requirements of this article have been met, without regard to whether or not the alleged violator actually received such notice.~~

An aggrieved party, including the Town Commission, may appeal any final administrative order of the special magistrate to the circuit court. Such an appeal shall not be a hearing de novo but shall be limited to appellate review of the record created before the special magistrate. An appeal shall be filed within 30 days of the rendition of the order to be appealed.

SECTION 9. That Section 1-26, of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§1-26. MINUTES

* * *

(e) *Audio or video recordings of town commission or board meetings.*

(1) Video recordings of town commission or board meetings shall not be required to be made by the town.

(2) Audio recordings of town commission, planning and zoning, board of adjustment, or code enforcement ~~board~~ special magistrate meetings should be made, unless:

(A) the meeting is closed to the public and exempt from the government-in-the-sunshine act, § 286.011(2), Fla. Stat.;

(B) technical difficulties make it infeasible or impractical to have an audio recording; or

(C) the town commission votes affirmatively to excuse the audio recording of a meeting, if permitted by the public records law, Ch. 119, Fla. Stat.

(3) *Posting of audio recordings on town website* . The audio recording of town commission, planning and zoning board, and board of adjustment meetings should be posted on the town web-site on the world wide web within 48 hours after the date of the meeting, Saturdays, Sundays and town holidays excluded. Audio recordings of code enforcement ~~board~~ special magistrate meetings are not required to be posted on the town web-site.

* * *

SECTION 10. That Section 27-34, of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§27-34. VIOLATIONS; ENFORCEMENT; PENALTIES.

* * *

(b) Appeal of notice of violation. Any person receiving a notice of violation may appeal the determination of the authorized enforcement agency. The notice of appeal must be received within ten days from the date of the notice of violation. Hearing on the appeal shall be before the town Code Enforcement ~~Board~~ special magistrate and shall take the date of receipt of the notice of appeal. The decision of the town shall be final.

* * *

(e) Any person found in violation and/or who fails to comply with the requirements of any provision of the article shall, without limitation on the town's legal recourse, be subject to prosecution before the town's Code Enforcement ~~Board~~ special magistrate. Each day of violation shall constitute a separate violation.

* * *

SECTION 11. That Section 46-20, of the Town Code of the Town of Melbourne Beach, Florida, is hereby renamed and amended to read as follows:

§46-20. ENFORCEMENT BY CODE ENFORCEMENT ~~BOARD~~SPECIAL MAGISTRATE; PENALTIES FOR VIOLATIONS.

The provisions of this chapter may be enforced by the Town Code Enforcement ~~Board~~ special magistrate with the penalties as provided in § 11-201, except that the provisions of § 46-21 regarding the removal and destruction of certain personal property shall be the responsibility of the Police Department.

SECTION 12. That Section 49-3, of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§49-3. DISCHARGE OF CERTAIN WATER INTO PUBLIC SEWER SYSTEM AND STREETS PROHIBITED; ENFORCEMENT.

* * *

(c) The Code Enforcement ~~Board~~ special magistrate shall have the power to enforce the provisions of Articles I and II of this chapter.

SECTION 13. That Section 49-54, of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§49-54. PENALTIES.

Violations of this article shall be subject to enforcement by the ~~Code Enforcement Board of the Town of Melbourne Beach, or a~~ town code enforcement special magistrate.

SECTION 14. That Section 49-55, of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§49-55. REGISTRATION OF REAL PROPERTY MORTGAGEES HOLDING MORTGAGES IN DEFAULT.

* * *

(h) Failure of the mortgagee and/or property owner of record to properly register or to revise from time to time the registration to reflect a change of circumstances as required by this article is a violation of the Town Code and may result in a citation by the town's code compliance division. Pursuant to a finding and determination by the town's Code Enforcement ~~Board or~~ special magistrate, the town may take the necessary action to ensure compliance with this section.

SECTION 15. That Section 49-56, of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§49-56. MAINTENANCE REQUIREMENTS.

* * *

(e) Failure of the mortgagee and/or property owner of record to properly maintain the property is in violation of the town Code and may result in citation by the town's code compliance division. Pursuant to a finding and determination by the town's Code Enforcement ~~Board or~~ special magistrate, the town may take the necessary action to ensure compliance with this section.

SECTION 16. That Section 49-57, of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§49-57. SECURITY REQUIREMENTS.

* * *

(f) Failure of the mortgagee and/or property owner of record to properly inspect and secure the property, and post and maintain the signage noted in this section, is a violation of this Code and may result in a citation by the town's code compliance division. Pursuant to a finding and determination by the town's Code Enforcement ~~Board or~~ special magistrate, the town may take the necessary action to ensure compliance with this section.

SECTION 17. That Section 65-6, of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended to read as follows:

§65-6. DUE DATE FOR ANNUAL BUSINESS TAX; DELINQUENT PAYMENTS; PENALTY FOR FAILURE TO PAY ANNUAL BUSINESS TAX.

* * *

(c) All violations shall be referred to the Code Enforcement ~~Board~~ special magistrate for disposition in accordance with the penalties provided herein.

SECTION 18. Severability/Interpretation Clause.

(a) In the event that any term, provision, clause, sentence or section of this Ordinance shall be held by a court of competent jurisdiction to be partially or wholly unenforceable or invalid for any reason whatsoever, any such invalidity, illegality, or unenforceability shall not affect any of the other or remaining terms, provisions, clauses, sentences, or sections of this Ordinance, and this Ordinance shall be read and/or applied as if the invalid, illegal, or unenforceable term, provision, clause, sentence, or section did not exist.

(b) In interpreting the provisions of this Ordinance, the following rules and symbols shall apply:

(1) Words underlined are additions to existing text.

(2) Words ~~stricken through~~ are deletions from existing text.

(3) Asterisks (* * *) indicates a deletion from the Ordinance of text existing in the Code of Ordinances. It is intended that the text in the Code of Ordinance denoted by the asterisks and not set forth in this Ordinance shall remain unchanged from the language existing prior to adoption of this Ordinance.

SECTION 19. Codification. The provisions of this Ordinance shall be codified as, and become and be made a part of, the Town of Melbourne Beach Code of Ordinances. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intention.

SECTION 20. Ordinances and Resolutions in Conflict. All ordinances or resolutions or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 21. Effective Date. This Ordinance shall become effective upon adoption.

SECTION 22. Adoption Schedule.

PASSED by the Town Commission of the Town of Melbourne Beach on first reading on the 16th day of September, 2020, and ADOPTED by the Town Commission of the Town of Melbourne Beach, Florida, on final reading on the 21st day of October, 2020.

TOWN OF MELBOURNE BEACH, FLORIDA

By: _____
JAMES D. SIMMONS, Mayor

ATTEST:

(TOWN SEAL)

Jennifer Torres,
Town Clerk

Attachments:	Ordinance 2020-06
Date Prepared:	09/10/2020
Prepared By:	TA Repperger
Meeting Date:	09/16/2020 RTCM

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input checked="" type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	First Reading of Ordinance 2020-05 related to Police Officer's Retirement System
Recommended Action:	Consider Approval of Ordinance 2020-05.
Background Information:	<p>First Reading of Ordinance 2020-06, amending Section 11-54, Town Code of Ordinances, related to Police Officers Retirement System</p> <p>Attorney Bonni Jensen advised the Police Pension Board of the updates: "The amendment implements the federal SECURE Act that was signed into law by President Trump in December. The law, as it relates to Public Pension Plans, changes the age for the required minimum distributions from 70 ½ to age 72 effective January 1, 2020. Additionally, I am recommending that the Board's request that the Town Commission give the Board the authority to adopt required tax compliance changes (like the SECURE Act) by policy and then request the Town Commission to add by Ordinance at a later date. This will help to keep the plan in compliance. The SECURE Act change is mandatory. The adoption of Tax changes by policy is discretionary, but recommended as a best practice."</p>

ORDINANCE NO. 2020-06

AN ORDINANCE OF THE TOWN OF MELBOURNE BEACH, BREVARD COUNTY, FLORIDA, RELATING TO THE POLICE OFFICERS' RETIREMENT SYSTEM; AMENDING SECTION 11-54, TOWN CODE, RETIREMENT; AMENDING SECTION 11-54 (k)(2), TOWN CODE, REQUIRED DISTRIBUTIONS, TO AMEND THE REQUIRED MINIMUM DISTRIBUTION AGE; AMENDING SECTION 11-54 (l)(4), TOWN CODE, MISCELLANEOUS PROVISIONS, TO ADD A NEW SUBSECTION ENTITLED QUALIFICATION OF SYSTEM; PROVIDING FOR SEVERABILITY AND INTERPRETATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, changes to the Internal Revenue Code may happen quickly and frequently. There is a benefit in authorizing the Board to make appropriate changes to the Plan in order to maintain the Plan's tax qualified status;

WHEREAS, effective January 1, 2020, the Internal Revenue Code was amended by increasing the required minimum distribution age from 70½ to 72;

WHEREAS, to implement the change, it is necessary to amend the Plan; and

WHEREAS, the Town Commission desires to make such changes to the Retirement Plan.

BE IT ENACTED by the Town of Melbourne Beach, Florida:

Section 1. That section 11-54(k)(2)(B) of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended as follows:

§ 11-54. RETIREMENT.

* * *

(k) Required distributions.

* * *

(2) Any and all benefit payments shall begin by the later of:

- (A) April 1 of the calendar year following the calendar year of the member's retirement date; or
- (B) April 1 of the calendar year following the calendar year in which the member attains age 72-70½, **provided the member had not attained age 70½ by December 31, 2019.**

* * *

Section 2. That section 11-54(l) of the Town Code of the Town of Melbourne Beach, Florida, is hereby amended by adding new subsection (4) as follows:

- (l) Miscellaneous provisions.

* * *

(4) Qualification of system:

- (A) **It is intended that the Plan be administered at all times in accordance with the provisions of the Internal Revenue Code and the corresponding Treasury Regulations applicable to a governmental defined benefit retirement plan.**
- (B) **In recognition of the changing requirements of Plan qualification, the Board shall adopt an administrative policy setting forth the required provisions for tax qualification. Such a policy shall be amended by the Board as required to maintain continuing compliance with the Internal Revenue Code and that policy and any amendments shall have the force of law as if adopted by the Town Commission.**

Section 3. Severability and Interpretation

(a) In the event that any term, provision, clause, sentence or section of this Ordinance shall be held by a court of competent jurisdiction to be partially or wholly unenforceable or invalid for any reason whatsoever, any such invalidity, illegality, or unenforceability shall not affect any of the other or remaining terms, provisions, clauses, sentences, or sections of this Ordinance, and this Ordinance shall be read and/or applied as if the invalid, illegal, or unenforceable term, provision, clause, sentence, or section did not exist.

(b) In interpreting the provisions of this Ordinance, the following rules and symbols shall apply:

- (1) Words underlined are additions to existing text.
- (2) Words stricken through are deletions from existing text.
- (3) Asterisks (* * *) indicates an omission from the Ordinance of text existing in the Code of Ordinances. It is intended that the text in the Code of Ordinances denoted by the asterisks and not set forth in this Ordinance shall remain unchanged from the language existing prior to adoption of this Ordinance.

Section 4. Effective Date. This Ordinance shall become effective immediately upon adoption, unless another effective date is indicated by in the amendment.

PASSED by the Town Commission of the Town of Melbourne Beach on first reading on the _____ day of _____, 2020, and ADOPTED by the Town Commission of the Town of Melbourne Beach, Brevard County, Florida, on second/final reading the _____ day of _____, 2020.

TOWN OF MELBOURNE BEACH,
FLORIDA

By: _____

Jim Simmons, Mayor

ATTEST:

Jennifer Torres, Town Clerk (TOWN SEAL)

Attachments:	Emergency Order 2020-08 Emergency Order 2020-09 Draft of EO 2020-10 Draft of EO 2020-11
Date Prepared:	09/10/2020
Prepared By:	Mayor Simmons
Meeting Date:	09/16/2020

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input checked="" type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	Emergency Orders related to Face Masks
Recommended Action:	Consideration of extending Emergency Order 2020-08 and 2020-09 – Mayor Simmons
Background Information:	Current EO's expire 09/17/2020



Town of Melbourne Beach
EMERGENCY ORDER NO. 2020-08

AN EMERGENCY ORDER OF THE TOWN OF MELBOURNE BEACH, BREVARD COUNTY, FLORIDA, REQUIRING FACE COVERINGS AT ALL INDOOR TOWN FACILITIES TO MINIMIZE THE SPREAD OF COVID-19; MAKING LEGISLATIVE FINDINGS OF EMERGENCY AND SUPPORTING THE WEARING OF FACE COVERINGS AS AN EFFECTIVE MEASURE AGAINST THE SPREAD OF COVID-19; PROVIDING FOR FACE COVERING REQUIREMENTS; PROVIDING FOR EXCEPTIONS; PROVIDING FOR PENALTIES; PROVIDING FOR SUNSET; PROVIDING FOR SEVERABILITY, CONFLICTS AND EFFECTIVE DATE.

WHEREAS, Governor DeSantis issued Executive Order No. 20-51 on March 1, 2020 directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, the State of Florida Surgeon General and State Health Officer declared on March 1, 2020 that a public health emergency exists in the State of Florida as a result of COVID-19; and

WHEREAS, Governor DeSantis issued Executive Order No. 20-52 on March 9, 2020 declaring a state of emergency for the entire State of Florida as a result of COVID-19; as extended by Executive Order No. 20-113 and Executive Order No. 20-166; and

WHEREAS, President Donald J. Trump and the Centers for Disease Control and Prevention ("CDC") issued the 15 Days to Slow the Spread guidance on March 16, 2020 advising individuals to adopt far-reaching social distancing measures, and avoiding gatherings of more than 10 people; and

WHEREAS, Governor DeSantis issued Executive Order No. 20-68 on March 17, 2020, in partial response to information reflecting individuals were not adhering to the CDC's social distancing measures and gathering limitations; and

WHEREAS, between March 17, 2020 and the date hereof, Governor DeSantis issued several Executive Orders placing numerous restrictions on individuals and businesses in response to the Statewide level and threat of the COVID-19 virus; and

WHEREAS, President Donald J. Trump updated and extended the previously issued 15 Days to Slow the Spread guidance on March 31, 2020, renamed it 30 Days to Slow the Spread, and along with the White House Coronavirus Task Force urged Americans to continue to adhere to the guidelines and expand community mitigation efforts; and

WHEREAS, the Town of Melbourne Beach ("the Town") adopted a Proclamation declaring a Civil Emergency/State of Local Emergency ("the Proclamation") on March 18, 2020 declaring a local state of emergency for the Town regarding the COVID-19 emergency; and

WHEREAS, as part of the Proclamation, the Town authorized the exercise of its authority and powers regarding the COVID-19 emergency to be exercised under the direction of the Mayor to the extent necessary to protect the public health, safety and welfare and the best interests of the Town, and

WHEREAS, on April 29, 2020, Governor DeSantis issued Executive Order #20-112 as modified by Executive Order #20-120 on May 9, 2020, and Executive Order #20-123 on May 14, 2020, in response to the recommendations set forth in Phase One of the Plan issued by the Task Force to Re-Open Florida, and adopted a phased approach to remove or decrease certain restrictions imposed pursuant to the Executive Order #20-91, Safer-At-Home Order; and

WHEREAS, on June 3, 2020, Governor DeSantis issued Executive Order #20-139, moving all counties in Florida, other than Miami-Dade, Broward, and Palm Beach counties, into Phase Two issued by the Task Force to Re-Open Florida, which order supersedes Executive Order #20-91, the Safer-At-Home Order, and supersedes in part, and extends and modified, other provisions of Executive Order 20-112; and

WHEREAS, guidance released by the CDC on June 15, 2020 states that (i) the COVID-19 virus is mostly spread by respiratory droplets released when people cough, sneeze and talk and (ii) that a person can get COVID-19 by touching a surface or object that has the virus on it and then by touching their mouth, nose or possibly their eyes. This guidance goes on to state that "personal prevention practices (such as staying home when sick, social distancing, wearing a cloth face covering, and handwashing) and environmental prevention practices (such as cleaning and disinfection) are important are important ways to prevent the spread of COVID-19; and

WHEREAS, the CDC has expressly found that "COVID-19 spreads mainly from person to person through respiratory droplets produced when a person coughs, sneezes

or talks. These droplets can land on the mouths or noses of people nearby and possibly inhaled into the lungs. Studies and evidence on infection control report that these droplets usually travel around 6 feet (about "2 arms' length"); and

WHEREAS, the CDC therefore specifically recommends that as businesses and communities reopen, and people resume their daily activities, people should wear face coverings to slow the spread of COVID-19 particularly in "public settings where other social distancing measures are difficult to maintain"; and

WHEREAS, on June 20, 2020, the State of Florida Surgeon General, Scott A. Rivkees, M.D., issued a Public Health Advisory recommending the wearing of face coverings in any setting where social distancing is not possible, except under certain circumstances; and

WHEREAS, Sections 876.12 through 876.15 of the Florida Statutes, make it unlawful to wear a mask, however, pursuant to Section 876.155, Florida Statutes, this prohibition of mask wearing only applies when there is also evidence that there is an intent to intimidate other people, deprive them equal protection under the law, or engage in criminal conduct; and

WHEREAS, based on the information provided by the Florida Department of Health in Brevard County, and updated daily, the COVID-19 cases in the Town of Melbourne Beach has been rising substantially since the re-opening of the State of Florida; and

WHEREAS, based on the advice of medical professionals, the number of COVID-19 cases will continue to rise unless measures are instituted to stop the spread of the COVID-19 virus; and

WHEREAS, the Town Commission resolves that it is in the best interest of the residents of the Town of Melbourne Beach and it is the furtherance of the public health, safety, and welfare, to formally adopt this Order to require face coverings in indoor Town owned and operated facilities as specified herein on an emergency basis in accordance with Chapter 16 of the Town of Melbourne Beach Ordinances.

NOW THEREFORE BE IT ENACTED BY AN EMERGENCY ORDER BY THE TOWN COMMISSION OF THE TOWN OF MELBOURNE BEACH, FLORIDA, as follows:

Section 1. The above recitals are adopted by the Town Commission as legislative findings.

Section 2. Definitions.

"Face Covering" shall mean a uniform piece of material that securely covers a persons' nose and mouth and remains affixed in place without the use of one's hands, whether store-bought or homemade, concurrent with CDC guidelines.

"Social Distancing" shall mean keeping space between yourself and other people by staying at least 6 feet (or approximately 2 arms' length) from other people.

Section 3. Face Coverings Required.

(a). Every Person living, working, or visiting the Town of Melbourne Beach shall wear a face covering in every indoor Town owned and operated facility.

Section 4. Exceptions.

- (a) Persons under the age of 6 years old; or
- (b) Persons observing social distancing under the CDC guidelines; or
- (c) Persons for whom a face covering would cause impairment due to an existing health condition; or
- (d) Persons working in a business or profession who do not have contact with other people; or
- (e) Persons working in a business or profession who maintain continuous social distancing from another person; or
- (f) Persons working in a business or profession where working with a face covering would prevent them from performing the duties of the business or profession; or
- (g) Persons exercising while maintaining social distancing; and
- (h) Persons eating or drinking; or
- (i) Public safety, fire, and other life safety and public health personnel, as their personal protection equipment will be governed by their respective agencies; or
- (j) This requirement shall not apply when a person who is hearing impaired needs to see the mouth of someone wearing a face covering in order to communicate.

Section 5. Penalties.

(a). Civil Citation. Any person violating the terms of this Emergency Order and found in violation may be punished and fined up to \$100.00 by the Police Department. A warning and a complimentary mask will be provided for a first offense; the fine for a

second offense shall be \$50.00, and the fine for a third or more offense shall be \$100.00 for each of the third and successive offense(s).

Section 6. Severability. In the event a court of competent jurisdiction shall hold or determine that any part of this Order is invalid or unconstitutional, the remainder of Order not be affected and it will be presumed that the Town Commission for the Town of Melbourne Beach did not intend to enact such invalid or unconstitutional provision. It shall further be assumed that the Town Commission would have enacted the remainder of this Order without said invalid and unconstitutional provision thereby causing said remainder to remain in full force and effect.

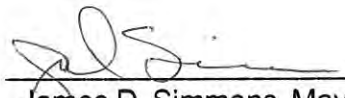
Section 7. Conflicts. All ordinances or parts of ordinances or orders or parts of orders in conflict herewith are hereby repealed.

Section 8. Effective Date and Sunset. This Emergency Order shall become effective on Friday, August 21 at 12:01 am., and shall sunset at 12:00 midnight on Thursday, September 17, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the Town to be affixed in Melbourne Beach, Florida on this 19th Day of August, 2020.

ATTEST


Jennifer Torres, Town Clerk


James D. Simmons, Mayor





Town of Melbourne Beach
EMERGENCY ORDER NO. 2020-09

AN EMERGENCY ORDER OF THE TOWN OF MELBOURNE BEACH, BREVARD COUNTY, FLORIDA, REQUIRING ALL BUSINESSES TO POST THEIR MASK POLICY AT THE ENTRY OF THE BUSINESS TO ADVISE CUSTOMERS, PATRONS, EMPLOYEES AND BUSINESS INVITEES OF SAME PRIOR TO ENTERING THE BUSINESSES; REQUIRING CUSTOMERS, PATRONS, EMPLOYEES AND BUSINESS INVITEES OF ESSENTIAL BUSINESSES, AS DEFINED HEREIN, TO WEAR MASKS; MAKING LEGISLATIVE FINDINGS OF EMERGENCY AND SUPPORTING THE WEARING OF FACE COVERINGS AS AN EFFECTIVE MEASURE AGAINST THE SPREAD OF COVID-19; PROVIDING FOR EXCEPTIONS; PROVIDING FOR PENALTIES; PROVIDING FOR SUNSET; PROVIDING FOR SEVERABILITY, CONFLICTS AND EFFECTIVE DATE.

WHEREAS, Governor DeSantis issued Executive Order No. 20-51 on March 1, 2020 directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, the State of Florida Surgeon General and State Health Officer declared on March 1, 2020 that a public health emergency exists in the State of Florida as a result of COVID-19; and

WHEREAS, Governor DeSantis issued Executive Order No. 20-52 on March 9, 2020 declaring a state of emergency for the entire State of Florida as a result of COVID-19; as extended by Executive Order No. 20-113 and Executive Order No. 20-166; and

WHEREAS, President Donald J. Trump and the Centers for Disease Control and Prevention ("CDC") issued the 15 Days to Slow the Spread guidance on March 16, 2020 advising individuals to adopt far-reaching social distancing measures, and avoiding gatherings of more than 10 people; and

WHEREAS, Governor DeSantis issued Executive Order No. 20-68 on March 17, 2020, in partial response to information reflecting individuals were not adhering to the CDC's social distancing measures and gathering limitations; and

WHEREAS, between March 17, 2020 and the date hereof, Governor DeSantis issued several Executive Orders placing numerous restrictions on individuals and businesses in response to the Statewide level and threat of the COVID-19 virus; and

WHEREAS, President Donald J. Trump updated and extended the previously issued 15 Days to Slow the Spread guidance on March 31, 2020, renamed it 30 Days to Slow the Spread, and along with the White House Coronavirus Task Force urged Americans to continue to adhere to the guidelines and expand community mitigation efforts; and

WHEREAS, the Town of Melbourne Beach ("the Town") adopted a Proclamation declaring a Civil Emergency/State of Local Emergency ("the Proclamation") on March 18, 2020 declaring a local state of emergency for the Town regarding the COVID-19 emergency; and

WHEREAS, as part of the Proclamation, the Town authorized the exercise of its authority and powers regarding the COVID-19 emergency to be exercised under the direction of the Mayor to the extent necessary to protect the public health, safety and welfare and the best interests of the Town, and

WHEREAS, on April 29, 2020, Governor DeSantis issued Executive Order #20-112 as modified by Executive Order #20-120 on May 9, 2020, and Executive Order #20-123 on May 14, 2020, in response to the recommendations set forth in Phase One of the Plan issued by the Task Force to Re-Open Florida, and adopted a phased approach to remove or decrease certain restrictions imposed pursuant to the Executive Order #20-91, Safer-At-Home Order; and

WHEREAS, on June 3, 2020, Governor DeSantis issued Executive Order #20-139, moving all counties in Florida, other than Miami-Dade, Broward, and Palm Beach counties, into Phase Two issued by the Task Force to Re-Open Florida, which order supersedes Executive Order #20-91, the Safer-At-Home Order, and supersedes in part, and extends and modified, other provisions of Executive Order 20-112; and

WHEREAS, guidance released by the CDC on June 15, 2020 states that (i) the COVID-19 virus is mostly spread by respiratory droplets released when people cough, sneeze and talk and (ii) that a person can get COVID-19 by touching a surface or object that has the virus on it and then by touching their mouth, nose or possibly their eyes. This guidance goes on to state that "personal prevention practices (such as staying home when sick, social distancing, wearing a cloth face covering, and handwashing) and environmental prevention practices (such as cleaning and disinfection) are important are important ways to prevent the spread of COVID-19; and

WHEREAS, the CDC has expressly found that "COVID-19 spreads mainly from person to person through respiratory droplets produced when a person coughs, sneezes or talks. These droplets can land on the mouths or noses of people nearby and possibly inhaled into the lungs. Studies and evidence on infection control report that these droplets usually travel around 6 feet (about "2 arms' length"); and

WHEREAS, the CDC therefore specifically recommends that as businesses and communities reopen, and people resume their daily activities, people should wear face coverings to slow the spread of COVID-19 particularly in "public settings where other social distancing measures are difficult to maintain"; and

WHEREAS, on June 20, 2020, the State of Florida Surgeon General, Scott A. Rivkees, M.D., issued a Public Health Advisory recommending the wearing of face coverings in any setting where social distancing is not possible, except under certain circumstances; and

WHEREAS, Sections 876.12 through 876.15 of the Florida Statutes, make it unlawful to wear a mask, however, pursuant to Section 876.155, Florida Statutes, this prohibition of mask wearing only applies when there is also evidence that there is an intent to intimidate other people, deprive them equal protection under the law, or engage in criminal conduct; and

WHEREAS, based on the information provided by the Florida Department of Health in Brevard County, and updated daily, the COVID-19 cases in the Town of Melbourne Beach has been rising substantially since the re-opening of the State of Florida; and

WHEREAS, based on the advice of medical professionals, the number of COVID-19 cases will continue to rise unless measures are instituted to stop the spread of the COVID-19 virus; and

WHEREAS, the State of Florida has the highest percentage of population in the United States 65 years of age and older, as well as the second largest population of that demographic; and

WHEREAS, based upon recent updated census estimates, the demographic of residents 65 years of age and older living in the Town of Melbourne Beach is 18.7%; and

WHEREAS, according to the CDC, the vast majority of persons that test positive for the COVID-19 virus that are hospitalized or die from the virus are persons over the age of 65 years and/or have underlying health conditions; and

WHEREAS, according the CDC, overall, 31% of cases, 45% of hospitalizations, 53% of ICU admissions, and 80% of deaths associated with COVID-19 were among

adults aged 65 years of age and older with the highest percentage of severe outcomes among persons aged 85 years of age and older; and

WHEREAS, the Town Commission has determined that it is in the best interest of the residents of the Town of Melbourne Beach and it is the furtherance of the public health, safety, and welfare, to formally adopt this Order to require all businesses to post their face covering policy to alert older persons and persons with underlying conditions whether or not all other persons within a business will have face coverings as a way to make informed decisions to enter a business; as specified herein on an emergency basis in accordance with Chapter 16 of the Town of Melbourne Beach Ordinances and require businesses that are deemed essential to the needs of all residents to require face coverings for all patrons.

NOW, THEREFORE, BE IT ENACTED BY AN EMERGENCY ORDER BY THE TOWN COMMISSION OF THE TOWN OF MELBOURNE BEACH, FLORIDA, as follows:

Section 1. The above recitals are adopted by the Town Commission as legislative findings.

Section 2. *Definitions.*

"Face Covering" shall mean a uniform piece of material that securely covers a person's nose and mouth and remains affixed in place without the use of one's hands, whether store-bought or homemade, concurrent with CDC guidelines.

Section 3. *Businesses Required to Post Face Coverings Policy on their Doorway.*

(a). Every business in the Town of Melbourne Beach with a storefront that allows customers into their building for the purpose of purchasing goods and services are required to post their Policy requirements for Face Coverings for their customers, patrons and employees.

(b). The Policy shall be posted on the entry doorway in a clearly visible manner for all customers to read prior to entering the business.

(c). All businesses are encouraged to prohibit entry of any person who is not wearing a face covering with the exception of the below listed persons:

1. Persons under the age of 6 years old; or
2. Persons for whom a face covering would cause impairment due to an existing health condition; or
3. Persons exercising while maintaining social distancing; or
4. Persons eating or drinking; or

5. When a person who is hearing impaired needs to see the mouth of someone wearing a face covering in order to communicate.

Section 4. "Essential" businesses required to mandate Face Coverings for all customers and employees.

(a). Every business in the Town of Melbourne Beach with a storefront that allows customers in their building for the purpose of purchasing goods and services that are deemed to be essential to all residents (gas stations, convenience stores, grocery stores, and drug stores) are required to mandate face coverings for their customers, patrons, employees and business invitees.

(b). The mandate shall be posted on the entry doorway in a clearly visible manner for all customers to read prior to entering the business.

(c). Essential businesses are required to prohibit entry of any person who is not wearing a face covering with the exception of the below listed persons:

1. Persons under the age of 6 years old; or
2. Persons for whom a face covering would cause impairment due to an existing health condition; or
3. Persons eating or drinking; or
4. When a person who is hearing impaired needs to see the mouth of someone wearing a face covering in order to communicate.

Section 5. Penalties.

(a). Civil Citation. Any person violating the terms of this Emergency Order and found in violation may be punished and fined up to \$100.00 by the Police Department. A warning and a complimentary mask will be provided for a first offense; the fine for a second offense shall be \$50.00, and the fine for a third or more offense shall be \$100.00 for each of the third and successive offense(s).

Section 6. Severability. In the event a court of competent jurisdiction shall hold or determine that any part of this Order is invalid or unconstitutional, the remainder of the Order shall not be affected and it will be presumed that the Town Commission for the Town of Melbourne Beach did not intend to enact such invalid or unconstitutional provision. It shall further be assumed that the Town Commission would have enacted the remainder of this Order without said invalid and unconstitutional provision thereby causing said remainder to remain in full force and effect.

Section 7. Conflicts. All ordinances or parts of ordinances or orders or parts of orders in conflict herewith are hereby repealed.

EMERGENCY ORDER 2020-09


PAGE 6

Section 8. Effective Date and Sunset. This Emergency Order shall become effective on Friday, August 21 at 12:01 am., and shall sunset at 12:00 midnight on Thursday, September 17, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the Town to be affixed in Melbourne Beach, Florida on this 19th Day of August, 2020.

ATTEST


Jennifer Torres, Town Clerk


James D. Simmons, Mayor





Town of Melbourne Beach
EMERGENCY ORDER NO. 2020-10

AN EMERGENCY ORDER OF THE TOWN OF MELBOURNE BEACH, BREVARD COUNTY, FLORIDA, REQUIRING FACE COVERINGS AT ALL INDOOR TOWN FACILITIES TO MINIMIZE THE SPREAD OF COVID-19; MAKING LEGISLATIVE FINDINGS OF EMERGENCY AND SUPPORTING THE WEARING OF FACE COVERINGS AS AN EFFECTIVE MEASURE AGAINST THE SPREAD OF COVID-19; PROVIDING FOR FACE COVERING REQUIREMENTS; PROVIDING FOR EXCEPTIONS; PROVIDING FOR PENALTIES; PROVIDING FOR SUNSET; PROVIDING FOR SEVERABILITY, CONFLICTS AND EFFECTIVE DATE.

WHEREAS, Governor DeSantis issued Executive Order No. 20-51 on March 1, 2020 directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, the State of Florida Surgeon General and State Health Officer declared on March 1, 2020 that a public health emergency exists in the State of Florida as a result of COVID-19; and

WHEREAS, Governor DeSantis issued Executive Order No. 20-52 on March 9, 2020 declaring a state of emergency for the entire State of Florida as a result of COVID-19; as extended by Executive Order No. 20-113 and Executive Order No. 20-166; and

WHEREAS, President Donald J. Trump and the Centers for Disease Control and Prevention ("CDC") issued the 15 Days to Slow the Spread guidance on March 16, 2020 advising individuals to adopt far-reaching social distancing measures, and avoiding gatherings of more than 10 people; and

WHEREAS, Governor DeSantis issued Executive Order No. 20-68 on March 17, 2020, in partial response to information reflecting individuals were not adhering to the CDC's social distancing measures and gathering limitations; and

EMERGENCY ORDER 2020-10

PAGE 2

WHEREAS, between March 17, 2020 and the date hereof, Governor DeSantis issued several Executive Orders placing numerous restrictions on individuals and businesses in response to the Statewide level and threat of the COVID-19 virus; and

WHEREAS, President Donald J. Trump updated and extended the previously issued 15 Days to Slow the Spread guidance on March 31, 2020, renamed it 30 Days to Slow the Spread, and along with the White House Coronavirus Task Force urged Americans to continue to adhere to the guidelines and expand community mitigation efforts; and

WHEREAS, the Town of Melbourne Beach ("the Town") adopted a Proclamation declaring a Civil Emergency/State of Local Emergency ("the Proclamation") on March 18, 2020 declaring a local state of emergency for the Town regarding the COVID-19 emergency; and

WHEREAS, as part of the Proclamation, the Town authorized the exercise of its authority and powers regarding the COVID-19 emergency to be exercised under the direction of the Mayor to the extent necessary to protect the public health, safety and welfare and the best interests of the Town, and

WHEREAS, on April 29, 2020, Governor DeSantis issued Executive Order #20-112 as modified by Executive Order #20-120 on May 9, 2020, and Executive Order #20-123 on May 14, 2020, in response to the recommendations set forth in Phase One of the Plan issued by the Task Force to Re-Open Florida, and adopted a phased approach to remove or decrease certain restrictions imposed pursuant to the Executive Order #20-91, Safer-At-Home Order; and

WHEREAS, on June 3, 2020, Governor DeSantis issued Executive Order #20-139, moving all counties in Florida, other than Miami-Dade, Broward, and Palm Beach counties, into Phase Two issued by the Task Force to Re-Open Florida, which order supersedes Executive Order #20-91, the Safer-At-Home Order, and supersedes in part, and extends and modified, other provisions of Executive Order 20-112; and

WHEREAS, guidance released by the CDC on June 15, 2020 states that (i) the COVID-19 virus is mostly spread by respiratory droplets released when people cough, sneeze and talk and (ii) that a person can get COVID-19 by touching a surface or object that has the virus on it and then by touching their mouth, nose or possibly their eyes. This guidance goes on to state that "personal prevention practices (such as staying home when sick, social distancing, wearing a cloth face covering, and handwashing) and environmental prevention practices (such as cleaning and disinfection) are important are important ways to prevent the spread of COVID-19; and

WHEREAS, the CDC has expressly found that "COVID-19 spreads mainly from person to person through respiratory droplets produced when a person coughs, sneezes

or talks. These droplets can land on the mouths or noses of people nearby and possibly inhaled into the lungs. Studies and evidence on infection control report that these droplets usually travel around 6 feet (about "2 arms' length"); and

WHEREAS, the CDC therefore specifically recommends that as businesses and communities reopen, and people resume their daily activities, people should wear face coverings to slow the spread of COVID-19 particularly in "public settings where other social distancing measures are difficult to maintain"; and

WHEREAS, on June 20, 2020, the State of Florida Surgeon General, Scott A. Rivkees, M.D., issued a Public Health Advisory recommending the wearing of face coverings in any setting where social distancing is not possible, except under certain circumstances; and

WHEREAS, Sections 876.12 through 876.15 of the Florida Statutes, make it unlawful to wear a mask, however, pursuant to Section 876.155, Florida Statutes, this prohibition of mask wearing only applies when there is also evidence that there is an intent to intimidate other people, deprive them equal protection under the law, or engage in criminal conduct; and

WHEREAS, based on the information provided by the Florida Department of Health in Brevard County, and updated daily, the COVID-19 cases in the Town of Melbourne Beach has been rising substantially since the re-opening of the State of Florida; and

WHEREAS, based on the advice of medical professionals, the number of COVID-19 cases will continue to rise unless measures are instituted to stop the spread of the COVID-19 virus; and

WHEREAS, the Town Commission resolves that it is in the best interest of the residents of the Town of Melbourne Beach and it is the furtherance of the public health, safety, and welfare, to formally adopt this Order to require face coverings in indoor Town owned and operated facilities as specified herein on an emergency basis in accordance with Chapter 16 of the Town of Melbourne Beach Ordinances.

NOW THEREFORE BE IT ENACTED BY AN EMERGENCY ORDER BY THE TOWN COMMISSION OF THE TOWN OF MELBOURNE BEACH, FLORIDA, as follows:

Section 1. The above recitals are adopted by the Town Commission as legislative findings.

Section 2. Definitions.

"Face Covering" shall mean a uniform piece of material that securely covers a persons' nose and mouth and remains affixed in place without the use of one's hands, whether store-bought or homemade, concurrent with CDC guidelines.

"Social Distancing" shall mean keeping space between yourself and other people by staying at least 6 feet (or approximately 2 arms' length) from other people.

Section 3. Face Coverings Required.

(a). Every Person living, working, or visiting the Town of Melbourne Beach shall wear a face covering in every indoor Town owned and operated facility.

Section 4. Exceptions.

- (a) Persons under the age of 6 years old; or
- (b) Persons observing social distancing under the CDC guidelines; or
- (c) Persons for whom a face covering would cause impairment due to an existing health condition; or
- (d) Persons working in a business or profession who do not have contact with other people; or
- (e) Persons working in a business or profession who maintain continuous social distancing from another person; or
- (f) Persons working in a business or profession where working with a face covering would prevent them from performing the duties of the business or profession; or
- (g) Persons exercising while maintaining social distancing; and
- (h) Persons eating or drinking; or
- (i) Public safety, fire, and other life safety and public health personnel, as their personal protection equipment will be governed by their respective agencies; or
- (j) This requirement shall not apply when a person who is hearing impaired needs to see the mouth of someone wearing a face covering in order to communicate.

Section 5. Penalties.

(a). Civil Citation. Any person violating the terms of this Emergency Order and found in violation may be punished and fined up to \$100.00 by the Police Department. A warning and a complimentary mask will be provided for a first offense; the fine for a

second offense shall be \$50.00, and the fine for a third or more offense shall be \$100.00 for each of the third and successive offense(s).

Section 6. Severability. In the event a court of competent jurisdiction shall hold or determine that any part of this Order is invalid or unconstitutional, the remainder of Order not be affected and it will be presumed that the Town Commission for the Town of Melbourne Beach did not intend to enact such invalid or unconstitutional provision. It shall further be assumed that the Town Commission would have enacted the remainder of this Order without said invalid and unconstitutional provision thereby causing said remainder to remain in full force and effect.

Section 7. Conflicts. All ordinances or parts of ordinances or orders or parts of orders in conflict herewith are hereby repealed.

Section 8. Effective Date and Sunset. This Emergency Order shall become effective on Friday, September 18, 2020 at 12:01 am., and shall sunset at 12:00 midnight on Thursday, October 22, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the Town to be affixed in Melbourne Beach, Florida on this 16h Day of September 2020.

ATTEST

Jennifer Torres, Town Clerk

James D. Simmons, Mayor



Town of Melbourne Beach
EMERGENCY ORDER NO. 2020-11

AN EMERGENCY ORDER OF THE TOWN OF MELBOURNE BEACH, BREVARD COUNTY, FLORIDA, REQUIRING ALL BUSINESSES TO POST THEIR MASK POLICY AT THE ENTRY OF THE BUSINESS TO ADVISE CUSTOMERS, PATRONS, EMPLOYEES AND BUSINESS INVITEES OF SAME PRIOR TO ENTERING THE BUSINESSES; REQUIRING CUSTOMERS, PATRONS, EMPLOYEES AND BUSINESS INVITEES OF ESSENTIAL BUSINESSES, AS DEFINED HEREIN, TO WEAR MASKS; MAKING LEGISLATIVE FINDINGS OF EMERGENCY AND SUPPORTING THE WEARING OF FACE COVERINGS AS AN EFFECTIVE MEASURE AGAINST THE SPREAD OF COVID-19; PROVIDING FOR EXCEPTIONS; PROVIDING FOR PENALTIES; PROVIDING FOR SUNSET; PROVIDING FOR SEVERABILITY, CONFLICTS AND EFFECTIVE DATE.

WHEREAS, Governor DeSantis issued Executive Order No. 20-51 on March 1, 2020 directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, the State of Florida Surgeon General and State Health Officer declared on March 1, 2020 that a public health emergency exists in the State of Florida as a result of COVID-19; and

WHEREAS, Governor DeSantis issued Executive Order No. 20-52 on March 9, 2020 declaring a state of emergency for the entire State of Florida as a result of COVID-19; as extended by Executive Order No. 20-113 and Executive Order No. 20-166; and

WHEREAS, President Donald J. Trump and the Centers for Disease Control and Prevention ("CDC") issued the 15 Days to Slow the Spread guidance on March 16, 2020 advising individuals to adopt far-reaching social distancing measures, and avoiding gatherings of more than 10 people; and

EMERGENCY ORDER 2020-11

PAGE 2

WHEREAS, Governor DeSantis issued Executive Order No. 20-68 on March 17, 2020, in partial response to information reflecting individuals were not adhering to the CDC's social distancing measures and gathering limitations; and

WHEREAS, between March 17, 2020 and the date hereof, Governor DeSantis issued several Executive Orders placing numerous restrictions on individuals and businesses in response to the Statewide level and threat of the COVID-19 virus; and

WHEREAS, President Donald J. Trump updated and extended the previously issued 15 Days to Slow the Spread guidance on March 31, 2020, renamed it 30 Days to Slow the Spread, and along with the White House Coronavirus Task Force urged Americans to continue to adhere to the guidelines and expand community mitigation efforts; and

WHEREAS, the Town of Melbourne Beach ("the Town") adopted a Proclamation declaring a Civil Emergency/State of Local Emergency ("the Proclamation") on March 18, 2020 declaring a local state of emergency for the Town regarding the COVID-19 emergency; and

WHEREAS, as part of the Proclamation, the Town authorized the exercise of its authority and powers regarding the COVID-19 emergency to be exercised under the direction of the Mayor to the extent necessary to protect the public health, safety and welfare and the best interests of the Town, and

WHEREAS, on April 29, 2020, Governor DeSantis issued Executive Order #20-112 as modified by Executive Order #20-120 on May 9, 2020, and Executive Order #20-123 on May 14, 2020, in response to the recommendations set forth in Phase One of the Plan issued by the Task Force to Re-Open Florida, and adopted a phased approach to remove or decrease certain restrictions imposed pursuant to the Executive Order #20-91, Safer-At-Home Order; and

WHEREAS, on June 3, 2020, Governor DeSantis issued Executive Order #20-139, moving all counties in Florida, other than Miami-Dade, Broward, and Palm Beach counties, into Phase Two issued by the Task Force to Re-Open Florida, which order supersedes Executive Order #20-91, the Safer-At-Home Order, and supersedes in part, and extends and modified, other provisions of Executive Order 20-112; and

WHEREAS, guidance released by the CDC on June 15, 2020 states that (i) the COVID-19 virus is mostly spread by respiratory droplets released when people cough, sneeze and talk and (ii) that a person can get COVID-19 by touching a surface or object that has the virus on it and then by touching their mouth, nose or possibly their eyes. This guidance goes on to state that "personal prevention practices (such as staying home when sick, social distancing, wearing a cloth face covering, and handwashing) and environmental prevention practices (such as cleaning and disinfection) are important are important ways to prevent the spread of COVID-19; and

WHEREAS, the CDC has expressly found that "COVID-19 spreads mainly from person to person through respiratory droplets produced when a person coughs, sneezes or talks. These droplets can land on the mouths or noses of people nearby and possibly inhaled into the lungs. Studies and evidence on infection control report that these droplets usually travel around 6 feet (about "2 arms' length"); and

WHEREAS, the CDC therefore specifically recommends that as businesses and communities reopen, and people resume their daily activities, people should wear face coverings to slow the spread of COVID-19 particularly in "public settings where other social distancing measures are difficult to maintain"; and

WHEREAS, on June 20, 2020, the State of Florida Surgeon General, Scott A. Rivkees, M.D., issued a Public Health Advisory recommending the wearing of face coverings in any setting where social distancing is not possible, except under certain circumstances; and

WHEREAS, Sections 876.12 through 876.15 of the Florida Statutes, make it unlawful to wear a mask, however, pursuant to Section 876.155, Florida Statutes, this prohibition of mask wearing only applies when there is also evidence that there is an intent to intimidate other people, deprive them equal protection under the law, or engage in criminal conduct; and

WHEREAS, based on the information provided by the Florida Department of Health in Brevard County, and updated daily, the COVID-19 cases in the Town of Melbourne Beach has been rising substantially since the re-opening of the State of Florida; and

WHEREAS, based on the advice of medical professionals, the number of COVID-19 cases will continue to rise unless measures are instituted to stop the spread of the COVID-19 virus; and

WHEREAS, the State of Florida has the highest percentage of population in the United States 65 years of age and older, as well as the second largest population of that demographic; and

WHEREAS, based upon recent updated census estimates, the demographic of residents 65 years of age and older living in the Town of Melbourne Beach is 18.7%; and

WHEREAS, according to the CDC, the vast majority of persons that test positive for the COVID-19 virus that are hospitalized or die from the virus are persons over the age of 65 years and/or have underlying health conditions; and

WHEREAS, according the CDC, overall, 31% of cases, 45% of hospitalizations, 53% of ICU admissions, and 80% of deaths associated with COVID-19 were among

adults aged 65 years of age and older with the highest percentage of severe outcomes among persons aged 85 years of age and older; and

WHEREAS, the Town Commission has determined that it is in the best interest of the residents of the Town of Melbourne Beach and it is the furtherance of the public health, safety, and welfare, to formally adopt this Order to require all businesses to post their face covering policy to alert older persons and persons with underlying conditions whether or not all other persons within a business will have face coverings as a way to make informed decisions to enter a business; as specified herein on an emergency basis in accordance with Chapter 16 of the Town of Melbourne Beach Ordinances and require businesses that are deemed essential to the needs of all residents to require face coverings for all patrons.

NOW, THEREFORE, BE IT ENACTED BY AN EMERGENCY ORDER BY THE TOWN COMMISSION OF THE TOWN OF MELBOURNE BEACH, FLORIDA, as follows:

Section 1. The above recitals are adopted by the Town Commission as legislative findings.

Section 2. *Definitions.*

"Face Covering" shall mean a uniform piece of material that securely covers a person's nose and mouth and remains affixed in place without the use of one's hands, whether store-bought or homemade, concurrent with CDC guidelines.

Section 3. *Businesses Required to Post Face Coverings Policy on their Doorway.*

(a). Every business in the Town of Melbourne Beach with a storefront that allows customers into their building for the purpose of purchasing goods and services are required to post their Policy requirements for Face Coverings for their customers, patrons and employees.

(b). The Policy shall be posted on the entry doorway in a clearly visible manner for all customers to read prior to entering the business.

(c). All businesses are encouraged to prohibit entry of any person who is not wearing a face covering with the exception of the below listed persons:

1. Persons under the age of 6 years old; or
2. Persons for whom a face covering would cause impairment due to an existing health condition; or
3. Persons exercising while maintaining social distancing; or
4. Persons eating or drinking; or

5. When a person who is hearing impaired needs to see the mouth of someone wearing a face covering in order to communicate.

Section 4. "Essential" businesses required to mandate Face Coverings for all customers and employees.

(a). Every business in the Town of Melbourne Beach with a storefront that allows customers in their building for the purpose of purchasing goods and services that are deemed to be essential to all residents (gas stations, convenience stores, grocery stores, and drug stores) are required to mandate face coverings for their customers, patrons, employees and business invitees.

(b). The mandate shall be posted on the entry doorway in a clearly visible manner for all customers to read prior to entering the business.

(c). Essential businesses are required to prohibit entry of any person who is not wearing a face covering with the exception of the below listed persons:

1. Persons under the age of 6 years old; or
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Section 5. Penalties.

(a). Civil Citation. Any person violating the terms of this Emergency Order and found in violation may be punished and fined up to \$100.00 by the Police Department. A warning and a complimentary mask will be provided for a first offense; the fine for a second offense shall be \$50.00, and the fine for a third or more offense shall be \$100.00 for each of the third and successive offense(s).

Section 6. Severability. In the event a court of competent jurisdiction shall hold or determine that any part of this Order is invalid or unconstitutional, the remainder of the Order shall not be affected and it will be presumed that the Town Commission for the Town of Melbourne Beach did not intend to enact such invalid or unconstitutional provision. It shall further be assumed that the Town Commission would have enacted the remainder of this Order without said invalid and unconstitutional provision thereby causing said remainder to remain in full force and effect.

Section 7. Conflicts. All ordinances or parts of ordinances or orders or parts of orders in conflict herewith are hereby repealed.

Section 8. Effective Date and Sunset. This Emergency Order shall become effective on Friday, September 18, 2020 at 12:01 am., and shall sunset at 12:00 midnight on Thursday, October 22, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the Town to be affixed in Melbourne Beach, Florida on this 16th Day of September, 2020.

ATTEST

Jennifer Torres, Town Clerk

James D. Simmons, Mayor

Attachments:	Sollensys Blockchain Archive Server & Municipality Ransomware Attacks Article
Date Prepared:	9/9/20
Prepared By:	Vice Mayor Hoover
Meeting Date:	9/16/20

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input checked="" type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	Sollensys Blockchain Archive Server
Recommended Action:	Approve purchase of the Sollensys Blockchain Server to improve the Town's data security and to replace our current cloud storage services
Background Information:	<p>Sollensys CEO, Don Beavers, will be in attendance to present details on the product and to answer any questions.</p> <p>At least 174 municipal institutions suffered ransomware attacks in 2019, according to research from antivirus software provider Kaspersky. This represents a 60 percent year-over-year increase. In addition, cybercriminals demanded an average ransom amount of approximately \$1 million and requested ransoms up to \$5.3 million from municipalities this year, Kaspersky reported. They also frequently used the Ryuk, Purga and Stop malware families during their municipality ransomware attacks.</p>

Municipality Ransomware Attacks Up 60% in 2019, Kaspersky Research Finds

At least 174 municipal institutions suffered ransomware attacks in 2019, a 60% year-over-year increase, antivirus software provider Kaspersky says.

by Dan Kobialka • Dec 31, 2019

At least 174 municipal institutions suffered ransomware attacks in 2019, according to research from antivirus software provider [Kaspersky](#). This represents a 60 percent year-over-year increase.

In addition, cybercriminals demanded an average ransom amount of approximately \$1 million and requested ransoms up to \$5.3 million from municipalities this year, Kaspersky reported. They also frequently used the Ryuk, Purga and Stop malware families during their municipality ransomware attacks.



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Notable Municipality Ransomware Attacks in 2019

Cybercriminals launched many ransomware attacks against cities, towns and government organizations in 2019, including:

- **December 2019:** The town of East Greenwich, Rhode Island [battled and mitigated a ransomware attack](#).
- **Dec. 7, 2019:** The city of Pensacola, Florida [suffers a cyberattack](#) that impacts its phones, email and various e-commerce services.
- **Nov. 18, 2019:** A ransomware attack [shuts down Louisiana state websites and many online government services](#).
- **July 25, 2019:** City Power, the electric utility for Johannesburg, South Africa, [discloses a ransomware attack](#).
- **June 26, 2019:** [Lake City, Florida agrees to pay the ransom associated with a ransomware attack](#).
- **June 20, 2019:** [Riviera Beach, Florida, discloses ransomware attack and payment](#).
- **May 7, 2019:** [City of Baltimore](#) hit with a ransomware attack.
- **April 2019:** [Cleveland Hopkins International Airport](#) suffered a ransomware attack.
- **April 2019:** [Augusta, Maine](#), suffered a malware attack that froze the city's network and forced the city center to close.
- **April 2019:** Hackers stole roughly \$498,000 from the [city of Tallahassee, Florida](#).
- **March 2019:** [Albany, New York](#), suffered a ransomware attack.
- **March 2019:** [Jackson County, Georgia](#) officials paid cybercriminals \$400,000 after a cyberattack shut down the county's computer systems.
- **March 2018:** [Atlanta, Georgia](#) suffered a ransomware attack.
- **February 2018:** [Colorado Department of Transportation](#) (CDOT) employee computers were temporarily shut down due to a SamSam ransomware virus cyberattack.

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Simple. Flexible. Reliable.
ONE Powerful Partnership



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There are [many things that municipalities can do to combat ransomware attacks](#), such as:

- Implement data backup software and services.
- Deploy endpoint, network and cloud security solutions.
- Provide employees with cybersecurity awareness training.
- Perform regular software updates and patching.
- Use two-factor authentication (2FA).

Also, partnering with an MSSP can help a municipality prepare for cyberattacks. MSSPs can offer security services and insights that enable municipalities to optimize their security posture and limit the risk of data breaches.

Related Content

- [Top 200 Managed Security Services Providers \(MSSP\) Company List](#)
- [Top 20 Managed Detection and Response \(MDR\) Company List](#)
- [SOCaaS Company List](#)
- [Guest Bloggers on MSSP Alert](#)
- [Subscribe to MSSP Alert's Newsletter](#)

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FORTINET

Why Fortinet for my MSSP?

How Fortinet can help you grow
your service revenue and margins

No Comments

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Your email address will not be published. Required fields are marked *



The Blockchain Archive Server™

Eliminate ransomware disruptions.

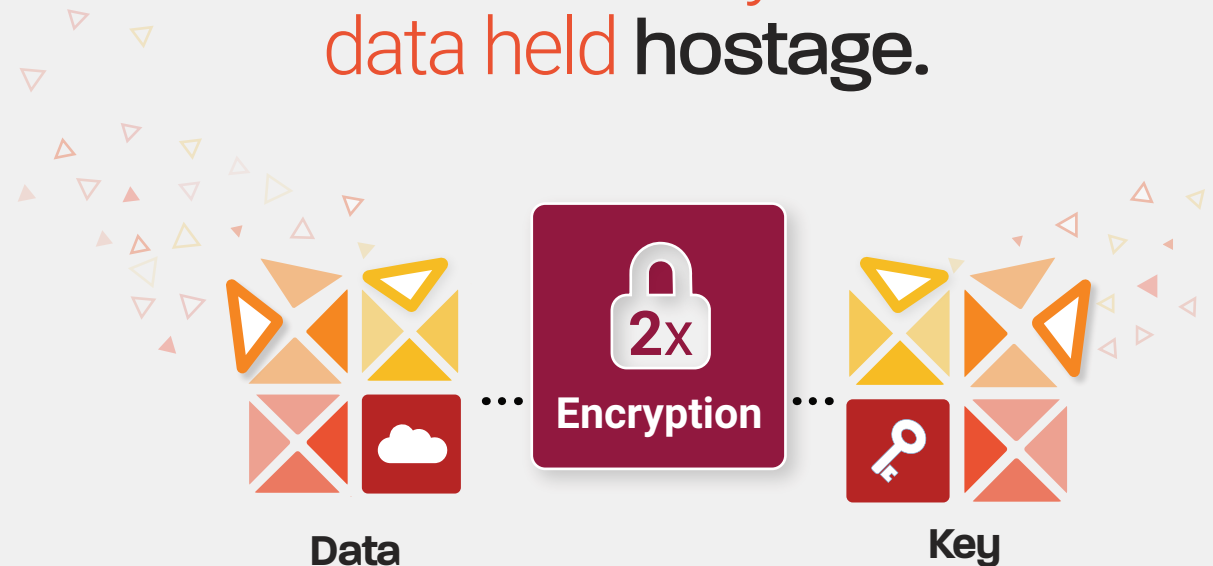
A turn-key solution that can stand alone or seamlessly integrate into an existing data infrastructure to quickly recover from a cyber attack.

THE DISTRIBUTIVE ADVANTAGE

The Blockchain Archive Server encrypts, fragments & distributes data across hundreds of secure nodes everyday, which makes it virtually impossible for hackers to compromise.

Sollensys

Never have your
data held hostage.



Encrypted

Unlike other systems both data & keys are encrypted.

Fragmented

Your information is then fragmented into millions of encrypted bits.

Distributed

Across hundreds of nodes & two separate networks.

www.sollensys.com



Sollensys[®]
DISTRIBUTIVE DATA



About Sollensys

Sollensys Corp is a U.S. based team of academics, PhDs & industry experts with decades of data security management experience.

SOLLENSYS CORP.

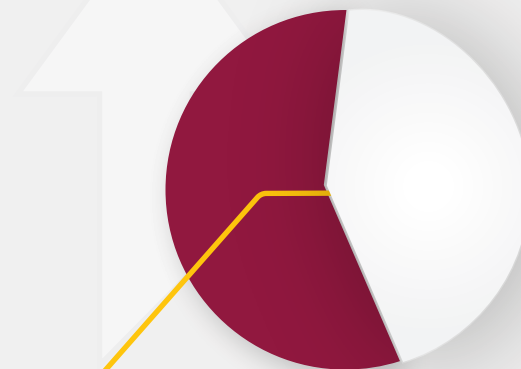
4275 Palm Bay Road NE,
Suite 120 Palm Bay, FL 33905

1 (866) GET-SOLS
info@sollensys.com

US OTC PINK: SOLS

www.sollensys.com

Ransomware is a
growing threat.



2019 ▲

56%

increase
this year

42% of companies

Suffered ransomware attacks
with in the last twelve months.

\$84k average direct cost

Indirect cost from downtime &
reputational harm average \$713K.

Attachments:	Hostile Work Environment definition Res. 2011-06 12-23-2005 FL Today Article 2004 FL Today Article Social Media Posts, Emails against Staff & Officials Documents proving statements know to be false
Date Prepared:	Aug 29, 2020
Prepared By:	Commissioner Quarrie
Meeting Date:	Sept 16, 2020

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input checked="" type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	Civility, Respectful Communication and Accountability for creating hostile environment
Recommended Action:	Stop the behavior towards our Town Hall and promote the productive governing.
Background Information:	<ul style="list-style-type: none"> • A history of hostile statements and actions towards Town Staff and Commissioners over a period of many years. • Opinion stated as facts. • Minimizing qualifications and credentials. • Untrue scenario's stated as truth against others. • Personal Interpretation of policies pushed as correct when proven wrong by Attorney's. • Untrue statements against Staff under guise of amendment rights to do so. • Continuous attacks and claims of conspiracy. • Failure to stop this behavior may make the entire Commission appear complicit in or party to violating workplace rights. We need to take any action available as a Commission.

Resolution 2011-06 regarding Civility and Respect states We will avoid rhetoric intended to humiliate, Choose our words carefully avoid distortion, speak out against violence, prejudice, and incivility in all forms. This Resolution was directed towards Commissioners.

There are Human Resource laws which assure the workplace of the same and more measures that employees are guaranteed. If these workplace rules are violated and leadership does not press for change, we may all face possible violation determinations. We need accountability.

This history is provided with excerpts from newspapers articles, documents available from social media posts such as <http://straighttalkmelbeach32951.blogspot.com/>.

The reason for my agenda item is to try to stop this unnecessary behavior towards our Town and promote the productive governing and positive unity currently in the Town Hall. The Town does not need a repeat of chaos or legal issues that some attributed to mis- treatment of residents and staff going back to the 1980's.

This is part of a longer list of instances I believe show the need for change.

Town employees deserve an environment to be productive and thrive. Change needs to happen to protect our Town from possible legal fees in the future. It is unfortunate this behavior has continued in our small community for so many years. In closing, please see the article from 2005 from Commissioner Price advising the commission of the same behavior we are experiencing now.

Email and Social Media Posts:

- Oct 2019: and there is no "chain of command" policy as demonstrated by the department head(s) conspiracy to oust Town Manager Bob Daniels as articulated by Commissioner Runte in his naming of the department heads that had contacted him and confirmed by Vice Mayor Hoover and Mayor Simmons at the March 2019 special called meeting where Bob Daniels was terminated. Past Manager relieved of duty by majority vote. Attorney advised Town to hold a Special Meeting for the process to be done to protect the Town. When you're approached by different staff members and seeing negative behavior trends yourself the longer someone is employed, you are going to pay attention. Personally, when I felt a time sensitive item that I was concerned with couldn't be left in the Town managers hands because I didn't have confidence in him, I knew it was time.
- Post again in July 2020: The finance clerk who wasn't even remotely qualified for the position of Town manager was appointed Town Manager after having the department heads at the time

(police chief, public works director, finance clerk, town clerk) secretly call certain town commissioners to complain and have him fired. See above statement. Also Mr. Walters is intentionally degrading Finance Managers position to “clerk” when he knows very well what the position title is.

- **Post 2020:** Commission required to publicly advertise for Town Manager position prior to appointing. Town attorney memorandum stated; NO, The Town Commission is not required to publicly advertise or solicit applicant candidates for the Town Manager position prior to appointing an individual to serve as Town Manager.
- **Email 2019:** I received a complaint reference your hiring of the and I quote you, “experienced Finance Manager”. I will be investigating and inquiring into these most recent complaints. Town Manager is in charge of staff. Manager’s duty is to research a complaint when produced by anyone. Sec 3.03 states “Town Commission” not singular. He is not allowed to create a threatening environment using “Conspiracy” in the email. Mr. Walter’s should have produced any complaint including< complainant name, received to Manager.
- **Post 2019:** the Town Manager in violation hired two people and set their salaries. A little put out with your boss for once again setting salaries without Town Commission approval.: The Department staff needs due to turn over were discussed between Town Manager and Commission during budget meetings and Commission meeting staff reports. Again budget accepted with salary amounts per department and everyone voted to bring it forward for public comment and acceptance.
- **Post;** I had no idea a Lieutenant was being hired.
- Commission consensus 5 to 0 approving hiring of Lieutenant due to 2 officers leaving the department. July meeting minutes **You voted for it!!** Salary for police department already approved. Lieutenant salary does not exceed that amount. Officer increases will not be released due to negotiations as stated by Town Manager.
- **Post:** published budget message was false in part with the town manager saying salary increases this coming fiscal year would be 2 to 3% when in fact they are 2% to 20%.

June Budget meeting:

All salary increases and reasons a few were getting higher than 2 to 3 % increases disclosed and discussed. Email stating salary increases prior and during budget meeting.

- Personnel shown in Budget backup:
- Finance Manager \$62,979.
- Deputy Town Clerk \$20,800.
- Building Clerk new position \$33,280.
- Police Department salary total \$550,261.

Commission decided and voted to forward this Budget with all back up material to public hearings July 17th. At budget workshop.

Sept budget:

- Finance Manager \$58,000. (\$4,979 reduction in salary)
- Deputy Town Clerk \$20,800. (Same as June budget hearings)
- Building Clerk new position \$33,280. (Same as June budget hearings)
- Police Department salary total \$542,401. (\$7,860. Reduction in salary costs)
-

June public budget workshop staffing needs statement . See page 3 for salaries. 2.5 to 3% Staff Salary increases presented based on employee performance to reduce turn over. Staff that has the most responsibility and /or do not receive overtime, received larger increases. 2 department heads received higher increases based on performance. One public works position needed to be brought up to same pay scale since job requirements are equal. Building Dept. employees had pay increases of 10.93% and 10%. Permit fees pay all costs of the department employees and contracted Inspection Company. Permit fee income can only be used for this department. All commissioners know this. These salaries aren't paid by tax payer income.

- July public Commission meeting millage rate discussion from 9% increase to 10% in case commission wanted to increase storm water fund. Voted by Commission 5 in favor to 0 opposed. Current proposed is 9% change.

- Post: I don't know, he actually got a promotion so I assume a large raise as well.

July public commission meeting presentation by Building Dept. Beth Crowell shows significant increased workloads to satisfy resident needs. Staffing needs discussed with Commission agreeing the department needs to increase personnel based on report. Position filled by Lateral

Movement of a current employee. His pay scale went from \$15.6250 to \$16.00 per hour. Again Building Dept. permit fees pay all costs of the department employees and contracted Inspection Company. All commissioners know this.

- Post: The drone: Public safety was the reason given once I discovered the purchase. Not budgeted. Not approve. Purchased by terminated Town Manager Daniels that one commissioner thought should stay on. Same commissioner “helped” Manager Daniels with contract suggestions after terms were already agreed to. These suggestions increased Manager’s contract to the Town. The increases in the contract were not communicated to the Town prior to meeting. A Commissioner said during a public meeting he had “one on one” conversations even after termination. Daniels continued demands for more after leaving office.
- Post: Commission required to publicly advertise for Town Manager position prior to appointing. Town attorney memorandum stated; NO, The Town Commission is not required to publicly advertise or solicit applicant candidates for the Town Manager position prior to appointing an individual to serve as Town Manager
- Post 2019 regarding sandbags provided by Commissioner Runte. Mr. Walters stated in the long post: 1.What a joke Corey Runte is. 2. He votes 100% of the time as told and now running for re-election suddenly decides to stay for a storm and help out. 3.“ He lied about his residency last year when he ran for office. 4.He voted to change Town Manager job description so his Pal could get the job. 4. Here is my summary of this snowflake: Snowflake meaning plain and simple; He has an inflated sense of uniqueness and unwarranted sense of entitlement, overly-emotional, easily offended, and unable to deal with opposing opinions. Corey Runte made sand bags available to Town residents at his expense. He also filled the bags with his brother and loaded them or delivered them if resident was unable to manage. No additional response needed!!
- Post 2019: Unqualified acting Town Manager did not send out boil water notice: Melbourne Water Utilities required to notice residents in all affected areas. Town and Police Dept. had their notice posted on website and Facebook. Also Nixle site directions for email alerts during hurricane’s..

Police Department : Untrue narrative towards department’s current leadership on line. Here is the Truth.

Police Department Facts:

- Post: New Town Manager was given a push to appoint her. : Police Chief was promoted by Town Manager Daniels because he wanted to promote from within in all departments when opportunities presented. Officer was promoted to Police Chief after serving multiple years with the department.
- Post: The position required a college degree so she got one on the internet from a non-accredited college. Degree earned from Columbia Southern University. University complies with standards of accreditation until Jan 2021.
- Post: Police Chief pushed officer into cooler. Officer Accusations investigated by CPS HR Consulting with opinion that they did not find sufficient and conclusive evidence to support complaint.
- Post: This exodus must stop. Harassment, revenge motivated witch hunt. 1. Officer accepted conditional offer of employment while on sick leave. Officer stated since resignation would not cause manpower issues it is effective immediately. 2. Resignation received by Officer due to his schedule. Schedule discussed during interview process. 3. Officer resigned due to family medical concerns that need his immediate attention and expenses. Chief said for him to take his 2 week notice and stay home to take care of his family. This exchange was witnessed by another officer and a union representative.

Closing Statement: Failure to stop these types of behavior towards our Staff may make the entire Commission appear complicit in or party to it. Staff have workplace rights that supersede a Commissioner perceived Amendment Right to exhibit such behavior as a position of Town authority.

We need to take any action available as a Commission.

What constitutes a hostile work environment in Florida?

To be considered a hostile work environment, continual pervasive behavior and policies must be in place that limits an employee from effectively doing their job.

Examples of behavior include the following:

- **Sufficiently intense hostile behavior.** When behavior is continuous and hostile, it is sufficient to label an environment hostile.
This type of behavior tends to elicit the following:
 - physical harm
 - physical discomfort
 - negative effect on work performance
 - disruption to work performance
 - racial epithets, curses, slurs, or distasteful language suggestive of racial specificity
- **Intimidating or offensive behavior.** In Florida, a behavior is considered offensive in the following manners:
 - intimidation
 - ridicule
 - mockery
 - insults
 - offensive jokes
 - name calling
 - slurs
 - epithets
 - physical assaults
 - threats
 - offensive objects/pictures
 - interference with work performance.
- **Discriminatory hostile behavior.** The derogatory behavior is specifically discriminatory toward a group that is protected by the Equal Employment Opportunity Commission (EEOC). Targeted group qualities include sex, race, age, pregnancy, genetics, race, and disability.

RESOLUTION NO.-2011-06**A RESOLUTION OF THE TOWN OF MELBOURNE BEACH,
BREVARD COUNTY, FLORIDA, RELATING TO CIVILITY IN
PUBLIC AND POLITICAL DISCOURSE; CONSISTING OF A
RECOMMITMENT TO CIVILITY; PROVIDING AN EFFECTIVE
DATE; AND PROVIDING FOR ADOPTION.**

WHEREAS, our Town elected officials are the elected leaders closest to the people;

WHEREAS, our elected officials are thus in a unique position to have a positive impact on behavior, both individually and collectively, and to lead by example;

WHEREAS, the Town Commission hereby finds that public and political discourse often results in a confrontational atmosphere that often prevents the development of solid solutions to the problems facing our communities;

WHEREAS, the Town Commission further finds that only civil and public discourse can help us face up to the challenges facing our community;

WHEREAS, the Town Commissioners therefore recommit themselves to building an atmosphere in which each person's opinion is respected, and public and political discourse are aimed at confronting the problems facing our community and not at those with whom we disagree;

WHEREAS, approval of this Resolution is made pursuant to powers in the Town's Charter, and the home rule powers set forth in Article VIII, Section 2, Florida Constitution of 1968 and Section 166.021, Florida Statutes; and

WHEREAS, on April 20th, 2011, the Town Commission of the Town of Melbourne Beach considered this Resolution and approved the same in public session.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF MELBOURNE BEACH, FLORIDA, that:

SECTION 1. We, the Town Commissioners of the Town of Melbourne Beach hereby

Res. #2011-06

recommit ourselves to maintaining civility in our public and political discourse, and we hereby pledge our commitment to the following principles:

- (a) We will respect the right of all citizens in our community to hold different opinions;
- (b) We will avoid rhetoric intended to humiliate or question the wisdom of those whose opinions are different from ours;
- (c) We will strive to understand differing perspectives;
- (d) We will choose our words carefully;
- (e) We will speak truthfully without accusation, and we will avoid distortion; and
- (f) We will speak out against violence, prejudice and incivility in all forms, whenever and wherever violence, prejudice and incivility may occur.

SECTION 2. We hereby further pledge to exhibit and encourage the kinds of personal qualities that are emblematic of and predominate our community and society in general, including gratitude, humility, openness, passion for service to others, propriety, kindness, honesty, caring, faith, sense of duty, and a commitment to doing what is right.

SECTION 3. This Resolution shall become effective immediately upon its adoption.

SECTION 4. This Resolution was duly adopted at a regular meeting of the Town Commission on the 20th day of April, 2011.



April Evans, Commissioner

ATTEST:



Rhonda Danielle, Town Clerk

(TOWN SEAL)

THURSDAY, DECEMBER 29, 2005

Florida Today December 23, 2005

December 23, 2005

Tempers likely to re-emerge Officials in beach town tackle issues BY R. NORMAN MOODY FLORIDA TODAY

A contentious barrage of words is likely to re-emerge with the town commission's first meetings of the new year.

That's how it ended its last one of 2005 Wednesday night -- with more than half of the four-hour meeting time spent arguing over whether one commissioner interferes too much in the day-to-day running of the town.

"Hopefully things are going to change," Commissioner Donnie Price said. "If it doesn't change, you're going to hear about it again."

The first meeting, scheduled for Jan. 4, is a special meeting about the height of buildings and the settlement of a lawsuit over the height of one home, a contentious issue the town has grappled with for about two years. The issue will likely re-ignite the bickering.

Commissioner Steve Walters said a fallout over the height issue fueled the accusations against him, including his being a topic at Wednesday night's meeting.

"Discussion and possible action regarding Commissioner Steve Walter's vow to destroy the town of Melbourne Beach," was listed as an agenda topic under new business for the meeting.

The argument began as soon as the gavel dropped.

"A personal attack has no business on the agenda," Walters argued.

"Of course, I think you're out of order because these items have to do with you," Price responded as they began a rapid exchange of words.

Several times town residents interrupted as council members argued and Mayor William Stacey tried to gain control of the meeting. On other occasions, the gavel was almost drowned out by the arguing between council members.

Price argued that Walters has interfered too much with the town hall staff, including the city manager, and created a climate that likely contributed to W.D. Higginbotham's decision to leave after less than two years.

Higginbotham, who leaves Jan. 13, said in his resignation letter it was time to move on to another chapter in his life. He stepped into the town manager's position May 2004, after Bill Hoskovec was forced to resign. He gave no indication of a conflict and said he was leaving on good terms.

"We didn't provide a climate for him to stay and help us stabilize our town," Price said.

The turnover of senior staff has to stop, he said. There have been three managers in less than four years.

"Unless we do something about it, this town will be in chaos." Price said.

Walter denied the accusations of interference and said he had seldom went to the town hall, but acknowledged that he sent about five e-mails a week to the town manager.

"I've never had a cross word with the chief and I've never had a cross word with the manager," Walters said. "There is absolutely no truth to what Mr. Price has brought up. There is no evidence."

Commissioner Paul Guglietta read a letter written by Walters. The letter written to a police pension board member is critical of Higginbotham and questioned the manager's job qualifications, Guglietta said.

Walters said the accusations against him started after a story in FLORIDA TODAY about the town problems. However, some have long blamed him for what they said is his "micromanaging" of the town hall staff.

The problems became pronounced about two years ago when several senior town staff, including the city manager, resigned. Walter was accused of trying to control day-to-day operations of the town management.

"It seems to be that history is repeating itself," said town historian Frank Thomas.

Residents said they want to see the problems resolved and the arguing end.

"Stop the bickering and do the work of the town," Gail Gowdy said.

A commission meeting is not the place to get into personality conflicts, resident Alice Graham said.

"This whole half of the meeting is of personal attacks," Graham said. "Our town really isn't that way."

Contact Moody at 242-3651 or nmoody@flatoday.net

POSTED BY BE RIGHT OR BE RICH AT 5:40 AM 3 COMMENTS

MONDAY, DECEMBER 26, 2005

Citizens say Walters wants to destroy their town

Chaos erupts at Melbourne Beach town meeting

By G.W. POMICHTER
Staff writer

effective Jan. 13, 2006.

Some of the town's citizens believe the loss of their latest public administrator is part of a series of problems with their town council.

In particular, some citizens charge that councilman Steve Walters is responsible for the loss of many town employees and leaders in the past two years.

Turnout broke out during the Dec. 22 meeting of the Council, when residents gathered into the

packed council chambers to make their complaints public.

Town historian and long time resident Frank Thomas said the loss of Mr. Higginbotham was just another in a series of problems.

"It's history repeating itself," he said holding up news articles about several of the departures for the council. "All of these town employees say they couldn't work with Mr. Walters."

Mr. Thomas read an excerpt from one 2004 arti-

cle to members of the council and to the 50 residents attending last week's meeting. "All contended that (then) Mayor Walters wouldn't let them do their jobs."

Mr. Higginbotham's resignation did not cite the councilman as having anything to do with his decision. "It is just time to move on," he said.

The Dec. 21 meeting of the council was Mr. Higginbotham's last.

"It should have been a time to bid our manager a

farewell, instead they turned it into a fiasco," Mr. Walters said.

He responded to the accusations by saying that in each case, he was doing his job. He cited specific cause for each decision or action that citizens say resulted in the loss of a town official. He also commented on Mr. Higginbotham's resignation, saying that the two had good relations, and he gave his town manager a very good

See WALTERS, A3

Waves of change in Melbourne Beach

House cleaning helping town

By Gail L. Gowdy
Melbourne Beach

The situation in Melbourne Beach town politics isn't "Beach erosion," as the headline of *Florida Today's* recent editorial claimed. It's beach renourishment.

I think new mayor Steve Walters is doing a good job for our town. Town commissioners were just about to fire town manager Bill Hoskovec before he worked out a deal for his resignation and some benefits.

From remarks in recent articles, it seems there are still some sour grapes on his part and he needs to get over it, as the town has moved on.

Hoskovec's replacement, Connie Smith, fired the finance manager and one of the other resignations was in sympathy of Hoskovec.

I was sorry to hear Smith resigned due to health reasons, though she has since blamed Walters, according to reports in *Florida Today*.

Our town will survive and we might just be better off with the entire housecleaning. Who knows? There may be more to come.

It is unfair for the editors of *Florida Today* to make assumptions without all the facts. The townspeople of Melbourne Beach, together with the commission, will decide what's best for our town.

We love our small town with its height restrictions and all the other quirks that make us Melbourne Beach.

Turmoil is name of game

By F.L. Remark
Melbourne Beach

Steve Walters, the ex-police chief of Melbourne Beach and current mayor, along with his posse has bagged another city manager.

Melbourne Beach has had yet another resignation to add four other scalps on the belts of Walters and commissioners Sandy Wilson and Paul Guglietta. We've had two town manager resignations in two months.

Connie Smith, a respected former commissioner and interim town manager appointed by this commission, resigned due to the micromanagement, harassment and bullying of Walters and his allies on the com-



File photo

The recent exodus of Melbourne Beach town officials is nothing new. Former town manager Nancy Ciummo prepared to leave her job in August 2001 after the Town Commission terminated her contract during a special meeting that also saw Police Chief Steven Walters resign under pressure. Walters is now mayor.

mission.

Wilson is known for demanding that the town sue citizens of our community, making them tear down homes, even though these citizens have valid building permits, issued by Melbourne Beach, and have passed all their inspections.

If this idea gets Wilson sued, he should take care of his own legal fees.

Guglietta has some notoriety for having lied to the citizens of Melbourne Beach in print about his education and military experience.

And Walters will be remembered for his harassment of the town commission, his disruptive behavior and bullying of employees at Town Hall, prior to his forced retirement as police chief, a choice he took rather than face termination.

Walters and his posse have harassed and bullied good people into ending their service to our town. Perhaps Walters also can be forced to resign as mayor.

Not happy with paper's coverage

By Jean Marshall
Melbourne Beach

I have lived in Melbourne Beach for 24 years and have read all of the recent articles concerning the town.

Many were well-written and professional, while I thought others were misleading.

I found the Jan. 8 article one-sided. The reporter should have attended the Jan. 7 Town Commission workshop meeting, where the item "discussion of the police chief selection process and eligibility list" would have provided her with more facts.

The Town Commission voted unanimously to let the new permanent town manager select the police chief. That made sense, because he or she would be working with the new chief.

Another reason it made sense is that outgoing town manager Connie Smith's son is currently serving on the town's police force. Waiting would eliminate any conflict of interest she might have felt during the new police chief selection.

Yes, we had five people resign in Melbourne Beach during a very short time. Some left because they did not like the results of our recent election. If five people weren't satisfied with the decision of the majority of our residents, that's fine — resign and move on.

The residents voted for two commissioners, not a couple of town employees.

Another recent article citing Smith's reasons for resigning and blaming Walters did not make any sense to me.

Smith is a competent person and has served as town clerk, town commissioner and interim town manager. She knows very well that the mayor, by the town charter, has just one vote and has no authority as an individual.

¹³⁰
steve walters, Melbourne Beach · Edited 15 min ago

What a joke Cory Runte is,. He votes 100% of the time as told and now running for re-election suddenly decides he will stay for a storm and help out. HaHA. Don't let this 28 year old boy fool you. He lied about his residency last year when he ran for office. He fired our Town Manager Bob Daniels after the manager had received all good or better evaluations less than three months before. . He voted to change Town Manager job descriptions so an unqualified pal could get the job. He recently Refused to commit to allow residents to vote on additional tax increases next year. After spending a year on the Commission with him here is my summary of this snowflake:.

Snowflake meaning plain and simple: He has an inflated sense of uniqueness, an unwarranted sense of entitlement, overly-emotional, easily offended, and unable to deal with opposing opinions.

😊 1

OCT 23 '19 AM 10:37

Management Complaints

Town Manager

Tue 10/15/2019 1:54 PM

To: Jim Simmons; Wyatt Hoover; Sherri Quarrie; Corey Runte;

Please see the email below from Commissioner Walters.

Town Manager

I imagine this will be mentioned in the Wednesday meeting.

Please do not respond to all, if you care to respond.

Thanks,

Elizabeth Mascaro

*Conspiracy
Sunshine Law
Violation*

From: Steve Walters

Sent: Tuesday, October 15, 2019 1:38 PM

To: Town Manager

Cc: Town Clerk

Subject: Management Complaints

Good afternoon Elizabeth

For your information:

I have received a complaint reference your hiring of the, and I quote you, "experienced" Finance Manager. I have received a complaint concerning your process for and the hiring of the Lieutenant. Pursuant to the Melbourne Beach Town Charter I will be investigating and inquiring into these most recent complaints. I don't anticipate a problem with the investigation and inquires as there is no "grievance policy" and there is no "chain of command" policy as demonstrated by the department head(s) conspiracy to oust Town Manager Bob Daniels as articulated by Commissioner Runte in his naming of the department heads that had contacted him and confirmed by Vice Mayor Hoover and Mayor Simmons at the March 2019 special called meeting where Bob Daniels was terminated. I know the word "conspiracy" seems over the top but if the information I have received is true it is appropriate in this situation.

Town Charter


BookmarkSec. 3.03. OFFICE OF THE TOWN MANAGER.

(b) Except for the purpose of inquiries and investigations, the Town Commission or its members shall not give orders or directions to any officer or employee of the Town who is under the direction and

supervision of the Town Manager, and shall deal with such officers and employees only through the Town Manager.

(Amendment adopted by electorate 9-2-86)

Regards Steve



steve waiters¹⁸³, Melbourne Beach · Just now

Thank you Jean Marshall. We need new management at Town Hall. We can start with the Town Commission this November. To make matters worse the current majority Town Commission is about to hire a person as Town Manager who doesn't meet a single MINIMUM qualification as indicated by the Town Manager Job description for the position. This person is currently acting TM. Hence no boil water alert. The same job description you worked so hard to put in place while in office so that the Town could hire experienced municipal managers. It never ceases to amaze me how each new Town Commission think they are smarter than the 5 Town Commissions elected before them. How bad is it: we had two police officers resigned recently and another was demoted. For the first time in 25 years we now have a police union which will cost tens of thousands of dollars.

08/17/19 AM 10:38

134

 steve walters, Melbourne Beach

MELBOURNE BEACH BUDGET PASSES 4-1

The final public budget hearing was held last night. As Town Commissioner I voted NO for the following reasons.

1. Repeated violations of our Town Ordinances by the majority Town Commission and Town Manager. These are intentional violations, not by mistake, and even after the Town attorney advised them. One of which requires the Town Commission to set police salaries by resolution and approve other employee salaries. Instead the Town Manager in violation hired two people and set their salaries. Another Town Ordinance (Law) requires the Town Manager to obtain approval by resolution when adjusting department line items and prior to over spending department budgets.
2. The Town is required by law to hold two public budget hearings. This provides residents a chance to voice their concerns and opinions. This year there were mistakes in the advertisements by staff that required us to re- advertise at a cost of about \$5000 of your tax dollars (totally wasted). It also required repeatedly changing the dates of the public hearings. Eventually, on the 5th try, they got it right. The hearings were held on a Saturday morning at 10 am and Monday evening at 6pm as opposed to having a hearing on a regular town commission meeting date.
3. I voted no because the published budget message was false in part with the town manager saying salary increases this coming fiscal year would be 2 to 3% when in fact they are 2% to 20%.
4. The Towns budget was not posted on our web site two days prior to the first hearing in violation of Florida Statute

Only Two residents attended last night Kim Adkinson Cowles and a gentleman from B avenue. The hearing lasted about 15 minutes

I don't feel taxpayers were treated fairly

1 day ago · Melbourne Beach in General



Thank



Reply

10

32

Deborah Marchese, Melbourne Beach

I thought the meeting was on Wednesday!!! I'm tired on no notices being posted for meetings like they used to do, notices on the road so people knew a meeting was happening! This budget is filled with fluff! Like we need a full time fire dept! Work shoes, uniforms! Most employees cover this themselves! The town snuck these meetings in so no one would attend! Our taxes are already too high!! How does the public appeal this BS!!

1 day ago Thank Reply

4

OCT 23 '19 AM 10:38

135 Deborah Marchese, Melbourne Beach

38k for a street sweeper! Are you kidding me! My street has never been swept and surely doesn't need to be! What's this really for! Most communities with the increase in property values haven't had to increase mileage rates, some have even decreased it since they are collecting more money! New positions, really!, the ones we have don't even show up at the office, work from home, I guess that's why we need more people. Health insurance doubles this year for employees! Something is wrong people! I've done many budgets in my time and have a lot of questions!

1 day ago Thank Reply

4

steve walters, Melbourne Beach

Deborah: If I told you one current Town Commissioner scammed the Town by providing false information that it would not cost the Town anything and then voting twice for an educational cohort that benefited him personally and only him beachside. Would that surprise you? It wound up costing you the taxpayer \$583.00 in attorney fees but saved him \$7,854 in tuition cost.

How about if I told you he then had the Town Finance Manager (now town manager) and Town Clerk doing his school homework for him while they were being paid by the Town.

When I reported this to the Town attorney the commissioner tried to justify this scam because he said it would help the town if he received a master degree in public administration. He called it totally logical. Funny, I haven't seen the difference yet but a couple of months after graduating he got a job teaching and is now working for Brevard County.

1 day ago Thank Reply

5

steve walters, Melbourne Beach

For the people that called me and for others who may have questions. Feel free to copy and forward any post I make to all of your friends and neighbors. Let them know all of this information is public record and available at Town hall. If you have a question post it here and I will do my best to answer it.

1 day ago Thank Reply

4

Jean Marshall, Melbourne Beach

steve walters

1 day ago Thank Reply

Jean Marshall, Melbourne Beach

It is so hard to believe that this is going on in our wonderful town of Melbourne Beach. Thanks Steve for keeping us informed.

1 day ago Thank Reply

2



Margo Nyman, Melbourne Beach

steve walters what happened to the kids response? He realize that he got a huge raise, and decide not to engage?

1 day ago Thank Reply

steve walters, Melbourne Beach

I dont know he actually got a promotion so I assume a large raise as well.

22 hr ago Thank Reply

1



136 Biddy Lamb, Melbourne Beach

I just don't understand how this gets done without approval! Why doesn't the attorney get involved?

Edited 1 hr ago Thank Reply



Joe Bailey, Melbourne Beach

Why would we need a drone?

1 hr ago Thank Reply 😊 2



steve walters, Melbourne Beach

I repeatedly advised the Town Commission of the Ordinance being violated but Simmons and his cronies just ignored it so he could be the "Boss." Finally, after years of compliance by several different Town Commissions but Simmons refusal to comply the Commission asked the Town attorney to review it. It cost a couple of hundred dollars for his review and he came back with Steve is right.

Obviously, right if you can read! But still Simmons ignores it. It was approved and followed for 15 years until Simmons was elected. Generally a once a year adjustment. A resolution is prepared and staff provides an explanation to the Town Commission for the requested changes. It also helps with the following year budget and keeps the Town auditor and Florida Auditor general happy.

50 min ago Thank Reply



Biddy Lamb, Melbourne Beach

And so there are no repercussions when this is ignored?

43 min ago Thank Reply



Margo Nyman, Melbourne Beach

Yeah not sure why the town has this drone. Nor why they have to fly it over my backyard every time they "play with it"

43 min ago Thank Reply



Margo Nyman, Melbourne Beach

Steve anyone running in the next election that hasn't been hand picked

42 min ago Thank Reply



Margo Nyman, Melbourne Beach

Biddy Lamb the problem is that it was a 4-1 vote. There needs to be more people who care about the community more than the dollars in their pockets. More than making Melbourne Beach a check point on their resume.

40 min ago Thank Reply



steve walters, Melbourne Beach

While police chief , long before this ordinance, I asked my Town Manager what would happen if I exceeded the approved department budget. I was concerned as it was near the end of the year and it was going to be tight. He looked at me and said just two words BYE BYE.

Now they give everyone a raise and pat on the back.

Edited 11 min ago Thank Reply

OCT 23 '19 AM 10:38

137 steve walters, Melbourne Beach

Margo what did I miss with the schaffer comments. Did he delete them?

15 min ago Thank Reply



Margo Nyman, Melbourne Beach

steve walters i don't really remember his first post, he deleted it lol. Think he was asking about proof.

12 min ago Thank Reply

steve walters, Melbourne Beach

Biddy Lamb It is a clear violation of a town ordinance but they just smile and do it anyway. Any resident that violates an ordinance is subject to a \$500 fine arrest and up to 90 days in jail. Simmons just mucks it up by saying the Ordinance isn't clear and can be read more than one way. IE: You are right steve but I'm running the meeting" so I say you aren't and I'm the boss backed up by my minions Hoover and Runte

Just now Thank Reply

steve walters, Melbourne Beach

Maybe I will file with the State Attorney and see what he thinks

Just now

2020 Town of Melbourne Beach Budget

REPLY

REPLY ALL

FORWARD

Finance

Mark as read

Sat 6/1/2019 8:44 AM

June

To: Jim Simmons; Wyatt Hoover; Sherri Quarrie;
Corey Runte; Steve Walters;

Cc: Town Clerk;

Good morning!

Last night I was finished the first draft of the FY2020 budget. I sent the documents electronically to the Town Clerk at about 9:45 PM and gave packets to the PD to deliver to the Mayor and Commissioner Quarrie. Commission Walter's your budget book is in your mailbox.

Just a few things I would like to point out-

1. The budget is not balanced. I have not made any edits to the requests as submitted by the department heads, as I have in years past. All of the requests have validity.
2. The largest change from last year is the fire department budget. It has increased over 100%. As Chief Micka stated in the fire department workshop, the volunteerism of days past is waning. The department wants to add 2 paid fire fighters in addition to the current fire manager Gavin Brown. Chief Micka has also increased the annual stipend for volunteers from \$7500. To \$100,000. The Chief feels it is necessary to increase the stipend to attract and retain volunteer firefighters.
3. The tax assessment I am using comes from a tentative property value assessment provided by the County. I have include the millage document for continuity. Please understand that this number will change. I am hopeful that the change will be minimal and in our favor.
4. I have done the salary distribution differently this year. Having a line by line publishing of the salaries has created discord among the employees in the past. I have the document used in the past for clarification by I would prefer not to have that published. I have increased hourly salaries by 2.5% and salaried employees by 3%. These are the exceptions:

Town Manager salary remains the same as last year. The Commission will select the salary.

The Chief of Police has requested a specific salary of \$75k

The finance position could potentially have a new person. I have adjusted that salary to 58k

The building clerk's position has a new employee as of 5/2019

I have increased the Building Administrative Assistants position, not by a percentage, but by a straight salary increase. This position is filled by Beth Crowell, who's roll in the building department is invaluable. Beth has been with the Town for nearly 7 years in various capacities. It is important the Town to recognize and reward Beth for her strong contributions to all departments in Town Hall.

The deputy town clerk's position, I have adjusted to 5 days per week for 5 hours to provide necessary office coverage. The building department continues to increase its permitting, inspections and phone calls. The building clerk has no time to assist anyone else in the office, as that position had in years past. The increase in coverage from 21 hours to 25 hours will allow us to attract a qualified individual to work in Town Hall daily.

I am requesting an increase for the Tom Davis, Public Works Supervisor, from \$44k to \$55k. I hope you agree with me, on the exceptional job Tom has done as PW Supervisor. Tom has outperformed any prior pw supervisors I have worked with in the past, by practically an immeasurable amount. I strongly urge you to support this increase. (thank you)

The crossing guard position has been eliminated. The officers will man the position at Gemini

There is no increase slated for the hourly police officers-all ranks, as the Town has not been contacted by the union representatives to begin the bargaining processes. During the bargaining process, salaries, benefits, and pension contributions will be on the table for negotiation. As a result, I have frozen all benefits in place until such time as the Commission decides on the Union demands.

5. I have moved items out of the public works budget(41) that belong in general government (19) since these items impact all departments and/or the Town.
6. I have not used any FEMA income for the FY2020 budget in the Stormwater Construction Funds (141) and (341). I am hopeful but not certain that the Town will receive these funds in 2020. Without the FEMA reimbursement, there are very few dollars remaining in the 341 Fund. There is approximately \$100,000 available in the 141 Fund for construction.
7. I have included \$30,000 in the contingency line item. This year I have only used \$10,000 of contingency to pay the Planner for the Comprehensive Plan, which was not allowed for the in FY19 budget. In years past, I feel we used contingency more, as there fewer planned project and no actual emergencies.

Please let me know if you have any questions. I apologize in advance for any typos in the budget. I did not spell check all of the pages before it was printed. I will provide you with corrected pages where necessary. I have placed hard copies in vinyl binders this year. If you prefer the hard binder, I will be happy to change it.

Thank you,
Elizabeth

CHAPTER 24

TOWN OF MELBOURNE BEACH

BUDGETED FUND TRANSFERS

24.01 Intent.

It is the intent of this Chapter to establish procedures for implementing Intradepartmental Transfers, Interdepartmental Transfers, and Interfund Transfers.

24.02 Intradepartmental Transfers.

An Intradepartmental Transfer is the transfer of funds from one budgeted expenditure line item to another budgeted expenditure line item within a single department. Intradepartmental Transfers are permitted, if approved by the Town Manager, as long as the total budgeted department expenditures for that department are not exceeded. A formal budget amendment is not required for an Intradepartmental Transfer that doesn't cause total budgeted expenditures for that department to be exceeded. Intradepartmental Transfers shall be reflected on a general ledger report prepared by the department head or Town Manager.

24.03 Interdepartmental Transfers.

An Interdepartmental Transfer is the transfer of funds budgeted for expenditure from one department to another department within the same Fund. Interdepartmental Transfers require Town Commission approval by a Resolution amending the budget (Section 15-6, Town Code of Ordinances).

24.04 Interfund Transfers.

An Interfund Transfer is the unbudgeted transfer of funds from one established Town Fund (i.e. General Fund) to another established Town Fund (i.e. Long-Term Capital). Interfund Transfers require Town Commission approval and budget amendment via Resolution.

§ 15-6. BUDGET AMENDMENTS AUTHORIZED.

At any time in any budget year, the Town Commission may amend the adopted budget or transfer any ~~unencumbered appropriation balance~~ funds budgeted for expenditure, or portion thereof, from one established fund ~~to another established fund, office, or between departments or agency to another~~ by approval of a resolution providing for same. Such resolution shall detail the budget changes proposed and shall set forth amounts and reasons for such changes. The provisions of this section shall apply when changes are proposed to the total amounts appropriated for any established fund, ~~or~~ department ~~budget or agency~~. This section shall not apply to any transfer of any funds from one budgeted expenditure line item to another budgeted expenditure line item within any single department.

(Ord. 92-08, passed 11-18-92)

~~§ 15-7. TRANSFERS OF APPROPRIATIONS.~~

~~The Town Manager may, with the approval of the Town Commission, transfer any unencumbered appropriation balance or portion thereof between general classifications of expenditures within any office, department or agency.~~

142

 **Sherri Quarrie**

Melbourne Beach • 1 day ago

Posts regarding Town of Melbourne Beach budget and taxes. There are posts regarding Town of Melbourne Beach budget and taxes. I want to show an example of actual Town tax amounts paid for information:

2700 SQ FT home purchased in 2000 for \$151,000. for example in our Town.

2014 Assessed value \$177,260. Town taxes paid on taxable value \$523.

2019 Assessed value \$203,360. Town taxes paid on taxable value was \$695.

IN 5 YEARS:

Taxable value increased \$26,100.

Town taxes increased \$172.

Town Storm water taxes increased \$26.

Look at your personal tax bill on the property appraisers website and review your Taxable value then see Town taxes paid. The Town of Melbourne Beach is listed on the first page under Taxing Authority. Taxable value is after exemptions.

Current 2020 Millage rate is 4.5340

Proposed 2021 Millage rate is 4.4985.

To check how the 2021 proposed millage rate of 4.4985 would impact you, multiply your taxable value (NOT Accessed Value) on your property tax statement times the rate. The example home Town taxes would be \$690.

I hope this comparison helps when hearing the statements regarding the 2021 proposed budget.

Posted in **General** to Melbourne Beach



Thank



11 Comments

**Elena Altevogt** • Melbourne Beach

What about the extra taxes not under the millage rate?

Edited 14 hr ago

Thank

Reply

2

**Sherri Quarrie** • Melbourne Beach

That would be the County and the other entities that tax. We only work on the Town budget millage rate.

County Commission budget and meetings are on their website. Everyone should be aware of how those tax dollars are spent.

23 hr ago

Thank

Reply

1

M

Marcia Walters • Melbourne Beach

Marcia Walters • Melbourne Beach

Elena: what a great example of why you need to be careful who you vote for. This is a realtor and can't even get the facts straight when the information is right in her face. The example she is using is our home and she left out the \$150.00 in other property taxes for storm water and some other taxes. She didn't go back ten years and add it all up. More to the point this isn't about Steve or me. My husband represents the residents. The residents she has forgotten. Those residents who have lost their jobs and the ones that are barely able to keep their homes because people like her are running up \$1200 attorney bills so she can get the law changed so her family can park their luxury toys.

Edited 22 hr ago [Thank](#) [Reply](#)



4



Add a reply...



Elena Altevogt • Melbourne Beach

I feel some on the commission don't care about seniors keeping their homes, and are trying to drive them out.

Edited 13 hr ago [Thank](#) [Reply](#)



1



Marcia Walters • Melbourne Beach

One even said as much at a get together when running for office. Can't afford it then they should move or something similar.

19 hr ago [Thank](#) [Reply](#)



1



Travis Hunsucker • Melbourne Beach

Thanks for the information. I feel we as a town are short on information and resort to mudslinging too quickly.

18 hr ago [Thank](#) [Reply](#)



Travis Hunsucker • Melbourne Beach

I went to tax collector site to examine the millage rates. I only looked back to 2012. 2013 was our lowest mileage rate during this time. There was a 3% increase in millage 2014, 2018, and 2019. 2016 increased 4%. Other years did not change. MLB Beach storm water millage and flat fee did not change. There was a one year storm water millage reduction in 2017. In summary our millage has increased 13% in comparison with an 8-yr low. Town taxes have changed from .4% to .45% of your taxable property assessment.

18 hr ago [Thank](#) [Reply](#)



Marcia Walters • Melbourne Beach

Travis You are looking at the wrong information

17 hr ago [Thank](#) [Reply](#)



Travis Hunsucker • Melbourne Beach

Marcia Walters, I was using the data from Brevard County Tax Collector that shows my taxes, millage, and assed value for each year. I called their office and asked them. This is the information they told me to use. Happy to use another data source. Is there a better place to get tax information? The information seemed fairly complete.

<https://brevard.county-taxes.com/public>

17 hr ago [Thank](#) [Reply](#)



144

Travis Hunsucker • Melbourne Beach

In dollar amounts- town's taxes have increased \$53 per \$100 k taxable property assessment since 2013. If your house has a taxable assessment of \$100 k, town has increased your taxes \$53 since 2013. If your home has a taxable assessment of 1 million, town has increased your taxes \$530.

17 hr ago [Thank](#) [Reply](#)**Travis Hunsucker** • Melbourne Beach

steve walters thank you for the response. Those tax changes you mentioned are not shown on my property taxes. Are they being taxed somewhere else? I only looked back to 2012. There were no increase in town taxes 2015 and 2017. Dollar amounts changed due to increase in assessments, but millage rates did not. There were no increases in the non ad valorem taxes those years either. I focus on the change in millage rates to remove the change in assessment values from the results. The taxes that do not have millage rates did not change since 2012.

16 hr ago



7/14/2020

Re: Posts regarding Town of Melbourne Beach budget and taxes

From: "Nextdoor Melbourne Beach" <reply@rs.email.nextdoor.com>
To: squarrie [REDACTED]
Cc:
Bcc:
Priority: Normal
Date: Tuesday July 14 2020 8:23:48AM
Re: Posts regarding Town of Melbourne Beach budget and taxes

S

steve walters, Melbourne Beach

What about the special tax on that home of \$149.00 more and how about adding up the all the other taxes paid on that home in one form or another. Get a grip, if you can't do it right don't do it at all.



Thank

Private message

View or reply



Turn off notifications for this post

This message is intended for squarrie [REDACTED].com. [Unsubscribe here](#). Nextdoor, 875 Stevenson Street, Suite 700, San Francisco, CA 94103



146

From: squarrie([REDACTED])@com
To: "Cliff Repperger" <cliff@whitebirdlaw.com>
Cc:
Bcc:
Priority: Normal
Date: Saturday July 18 2020 10:57:04AM
RE: Next Door Post

Monday is good. Around 11:00 ??
Thanks
Sherri

From: "Cliff Repperger"
To: "squarrie([REDACTED])@com"
Cc:
Sent: Friday July 17 2020 6:07:34PM
Subject: RE: Next Door Post

Sherri,

I was able to speak to Assistant State Attorney Michael Hunt about this issue today. Let me know if there is a good time to call you this weekend or Monday.

Thanks,

Cliff

Clifford R. Repperger, Jr., Esq.
Partner

p. 321.327.5580 | f. 321.327.5655

730 E. Strawbridge Avenue, Suite 209
Melbourne, FL 32901
cliff@whitebirdlaw.com
whitebirdlaw.com



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8/6/2020

RE: Next Door Post

147

From: squarrie@[REDACTED] <squarrie@[REDACTED]>

Sent: Wednesday, July 15, 2020 11:22 AM

To: Cliff Repperger <cliff@whitebirdlaw.com>

Subject: Next Door Post

Please see attached.

[REDACTED]

LISA CULLEN, CFC**BREVARD COUNTY TAX COLLECTOR****NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS****2019 REAL ESTATE**

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522		34X0

Pay your taxes online at www.brevardtc.com

~~WALTERS, STEVEN O~~
~~WALTERS, MARIAL~~

SIXTH AVE
 MELBOURNE BCH, FL 32951-0000

SIXTH AVE

WILCOX MELBOURNE BEACH W 11 FT
 OF LOT 20, ALL OF LOT 21 & E 19 FT OF
 LOT 22 BLK 29

AD VALOREM TAXES					
TAXING AUTHORITY	MILLAGE RATE	ASSESSED VALUE	EXEMPTION	TAXABLE VALUE	TAXES LEVIED
COUNTY GENERAL FUND	3.8196	203,360	50,000	153,360	585.77
BREVARD LIBRARY DISTRICT	0.4463	203,360	50,000	153,360	68.44
BREVARD MOSQUITO CONTROL	0.1809	203,360	50,000	153,360	27.74
S BREVARD REC DIST 2001-2020	0.2938	203,360	50,000	153,360	45.06
SCHOOL - BY STATE LAW	3.8380	203,360	25,000	178,360	684.55
SCHOOL - BY LOCAL BOARD	0.7480	203,360	25,000	178,360	133.41
SCHOOL - CAPITAL OUTLAY	1.5000	203,360	25,000	178,360	267.54
TOWN OF MELBOURNE BCH	4.5340	203,360	50,000	153,360	695.33
ST JOHNS RIVER WATER MGMT DST	0.2414	203,360	50,000	153,360	37.02
FLA INLAND NAVIGATION DIST	0.0320	203,360	50,000	153,360	4.91
SEBASTIAN INLET DISTRICT	0.0831	203,360	50,000	153,360	12.74
ENV END LD/WTR LTD 05-24	0.0619	203,360	50,000	153,360	9.49
ENV END LD/WTR LTD(DBTP) 05-24	0.0804	203,360	50,000	153,360	12.33
MELB BCH STMWTR (DBTP) 09-28	0.9999	203,360	50,000	153,360	153.34
TOWN OF MELB BCH LIB 99-2018	0.0000	203,360	50,000	153,360	0.00
S BREVARD REC DIST (DBTP)01-20	0.3062	203,360	50,000	153,360	46.96
TOTAL MILLAGE					17.1655
AD VALOREM TAXES					\$2,784.63
NON-AD VALOREM ASSESSMENTS					
LEVYING AUTHORITY					AMOUNT
110 STORMWATER MELB BCH					36.00
158 SOLID WASTE DISPOSAL					57.00
PAY ONLY ONE AMOUNT IN BOXES BELOW					NON-AD VALOREM ASSESSMENTS
					\$93.00
If Paid By	Nov 30, 2019				
Please Pay	\$2,762.52				

LISA CULLEN, CFC**BREVARD COUNTY TAX COLLECTOR****NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS****2019 REAL ESTATE**

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522		34X0

Pay your taxes online at www.brevardtc.com

RETURN
WITH
PAYMENT

~~WALTERS, STEVEN O~~
~~WALTERS, MARIAL~~

SIXTH AVE
 MELBOURNE BCH, FL 32951-0000

PAYING ONLINE VIA
 E-CHECK IS FREE



"PAY ONLINE. NOT IN LINE"

PLEASE PAY IN U.S. FUNDS THROUGH U.S. BANK TO BREVARD COUNTY TAX COLLECTOR, PO BOX 2500, TITUSVILLE, FL 32781-2500

If Paid By	Nov 30, 2019				
Please Pay	\$2,762.52				

11/02/2019
 Paid

Receipt # 000-20-00020310

\$2,762.52 Paid By steven o. walters

LISA CULLEN, CFC

BREVARD COUNTY TAX COLLECTOR

NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS

2018 REAL ESTATE

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522		34X0

Pay your taxes online at www.brevardtc.com

~~WILCOX STEVEN O~~
~~WILCOX MARGARET L~~
 SIXTH AVE
 MELBOURNE BCH, FL 32951-0000

SIXTH AVE

WILCOX MELBOURNE BEACH W 11 FT
 OF LOT 20, ALL OF LOT 21 & E 19 FT OF
 LOT 22 BLK 29

AD VALOREM TAXES					
TAXING AUTHORITY	MILLAGE RATE	ASSESSED VALUE	EXEMPTION	TAXABLE VALUE	TAXES LEVIED
COUNTY GENERAL FUND	3.9456	199,570	50,000	149,570	590.14
BREVARD LIBRARY DISTRICT	0.4731	199,570	50,000	149,570	70.76
BREVARD MOSQUITO CONTROL	0.1869	199,570	50,000	149,570	27.95
S BREVARD REC DIST 2001-2020	0.3116	199,570	50,000	149,570	46.61
SCHOOL - BY STATE LAW	4.0510	199,570	25,000	174,570	707.18
SCHOOL - BY LOCAL BOARD	0.7480	199,570	25,000	174,570	130.58
SCHOOL - CAPITAL OUTLAY	1.5000	199,570	25,000	174,570	261.86
TOWN OF MELBOURNE BCH	4.3885	199,570	50,000	149,570	656.39
ST JOHNS RIVER WATER MGMT DST	0.2562	199,570	50,000	149,570	38.32
FLA INLAND NAVIGATION DIST	0.0320	199,570	50,000	149,570	4.79
SEBASTIAN INLET DISTRICT	0.0877	199,570	50,000	149,570	13.12
ENV END LD/WTR LTD 05-24	0.0641	199,570	50,000	149,570	9.59
ENV END LD/WTR LTD(DBTP) 05-24	0.0843	199,570	50,000	149,570	12.61
MELB BCH STMWTR (DBTP) 09-28	0.9999	199,570	50,000	149,570	149.56
TOWN OF MELB BCH LIB 99-2018	0.0000	199,570	50,000	149,570	0.00
S BREVARD REC DIST (DBTP)01-20	0.2884	199,570	50,000	149,570	43.14
TOTAL MILLAGE					17.4173
AD VALOREM TAXES					\$2,762.60
NON-AD VALOREM ASSESSMENTS					
LEVYING AUTHORITY	AMOUNT				
110 STORMWATER MELB BCH	36.00				
158 SOLID WASTE DISPOSAL	57.00				
PAY ONLY ONE AMOUNT IN BOXES BELOW					
NON-AD VALOREM ASSESSMENTS					\$93.00
If Paid By	Nov 30, 2018				
Please Pay	\$2,741.38				

LISA CULLEN, CFC

BREVARD COUNTY TAX COLLECTOR

NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS

2018 REAL ESTATE

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522		34X0

Pay your taxes online at www.brevardtc.comRETURN
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~~WILCOX STEVEN O~~
~~WILCOX MARGARET L~~
 SIXTH AVE
 MELBOURNE BCH, FL 32951-0000

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PLEASE PAY IN U.S. FUNDS THROUGH U.S. BANK TO BREVARD COUNTY TAX COLLECTOR, PO BOX 2500, TITUSVILLE, FL 32781-2500

If Paid By	Nov 30, 2018				
Please Pay	\$2,741.38				

11/14/2018
Paid

Receipt # 001-19-00021933

\$2,741.38 Paid By On File

LISA CULLEN, CFC**NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS****BREVARD COUNTY TAX COLLECTOR****2017 REAL ESTATE**

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522	CL-0088880	34X0

Pay your taxes online at www.brevardtc.com

~~WILCOX MELBOURNE BEACH~~
~~WILCOX MELBOURNE BEACH~~

SIXTH AVE
 MELBOURNE BCH, FL 32951-0000

SIXTH AVE

WILCOX MELBOURNE BEACH W 11 FT
 OF LOT 20, ALL OF LOT 21 & E 19 FT OF
 LOT 22 BLK 29

AD VALOREM TAXES					
TAXING AUTHORITY	MILLAGE RATE	ASSESSED VALUE	EXEMPTION	TAXABLE VALUE	TAXES LEVIED
COUNTY GENERAL FUND	4.1550	195,470	50,000	145,470	604.43
BREVARD LIBRARY DISTRICT	0.4982	195,470	50,000	145,470	72.47
BREVARD MOSQUITO CONTROL	0.1968	195,470	50,000	145,470	28.63
S BREVARD REC DIST 2001-2020	0.2956	195,470	50,000	145,470	43.00
SCHOOL - BY STATE LAW	4.3200	195,470	25,000	170,470	736.43
SCHOOL - BY LOCAL BOARD	0.7480	195,470	25,000	170,470	127.51
SCHOOL - CAPITAL OUTLAY	1.5000	195,470	25,000	170,470	255.71
TOWN OF MELBOURNE BCH	4.2766	195,470	50,000	145,470	622.12
ST JOHNS RIVER WATER MGMT DST	0.2724	195,470	50,000	145,470	39.63
FLA INLAND NAVIGATION DIST	0.0320	195,470	50,000	145,470	4.66
SEBASTIAN INLET DISTRICT	0.0937	195,470	50,000	145,470	13.63
ENV END LD/WTR LTD 05-24	0.0617	195,470	50,000	145,470	8.98
ENV END LD/WTR LTD(DBTP) 05-24	0.0908	195,470	50,000	145,470	13.21
MELB BCH STMWTR (DBTP) 09-28	0.7426	195,470	50,000	145,470	108.03
TOWN OF MELB BCH LIB 99-2018	0.0000	195,470	50,000	145,470	0.00
S BREVARD REC DIST (DBTP)01-20	0.3044	195,470	50,000	145,470	44.28
TOTAL MILLAGE					17.5878
AD VALOREM TAXES					\$2,722.72
NON-AD VALOREM ASSESSMENTS					
LEVYING AUTHORITY					AMOUNT
110 STORMWATER MELB BCH					36.00
158 SOLID WASTE DISPOSAL					57.00
PAY ONLY ONE AMOUNT IN BOXES BELOW					NON-AD VALOREM ASSESSMENTS
					\$93.00
If Paid By	Nov 30, 2017				
Please Pay	\$2,703.09				

LISA CULLEN, CFC**NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS****BREVARD COUNTY TAX COLLECTOR****2017 REAL ESTATE**

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522	CL-0088880	34X0

Pay your taxes online at www.brevardtc.com

RETURN
WITH
PAYMENT

~~WILCOX MELBOURNE BEACH~~
~~WILCOX MELBOURNE BEACH~~

SIXTH AVE
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If Paid By	Nov 30, 2017				
Please Pay	\$2,703.09				

11/29/2017

Receipt # 000-18-00041702

\$2,703.09 Paid By CHASE

Paid

LISA CULLEN, CFC**BREVARD COUNTY TAX COLLECTOR****NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS****2016 REAL ESTATE**

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522	000063	34X0

Pay your taxes online at www.brevardtc.com~~WALTERS & SONS~~
~~WALTERS & SONS~~SIXTH AVE
MELBOURNE BCH, FL 32951-0000

SIXTH AVE

WILCOX MELBOURNE BEACH W 11 FT
OF LOT 20, ALL OF LOT 21 & E 19 FT OF
LOT 22 BLK 29

AD VALOREM TAXES					
TAXING AUTHORITY	MILLAGE RATE	ASSESSED VALUE	EXEMPTION	TAXABLE VALUE	TAXES LEVIED
COUNTY GENERAL FUND	4.3631	191,450	50,000	141,450	617.16
BREVARD LIBRARY DISTRICT	0.5232	191,450	50,000	141,450	74.01
BREVARD MOSQUITO CONTROL	0.2067	191,450	50,000	141,450	29.24
S BREVARD REC DIST 2001-2020	0.2456	191,450	50,000	141,450	34.74
SCHOOL - BY STATE LAW	4.6680	191,450	25,000	166,450	776.99
SCHOOL - BY LOCAL BOARD	0.7480	191,450	25,000	166,450	124.50
SCHOOL - CAPITAL OUTLAY	1.5000	191,450	25,000	166,450	249.68
TOWN OF MELBOURNE BCH	4.2750	191,450	50,000	141,450	604.70
ST JOHNS RIVER WATER MGMT DST	0.2885	191,450	50,000	141,450	40.81
FLA INLAND NAVIGATION DIST	0.0320	191,450	50,000	141,450	4.53
SEBASTIAN INLET DISTRICT	0.1007	191,450	50,000	141,450	14.24
ENV END LD/WTR LTD 05-24	0.0582	191,450	50,000	141,450	8.23
ENV END LD/WTR LTD(DBTP) 05-24	0.1036	191,450	50,000	141,450	14.65
MELB BCH STMWTR (DBTP) 09-28	0.9999	191,450	50,000	141,450	141.44
TOWN OF MELB BCH LIB 99-2018	0.0000	191,450	50,000	141,450	0.00
S BREVARD REC DIST (DBTP)01-20	0.3544	191,450	50,000	141,450	50.13
TOTAL MILLAGE 18.4669 AD VALOREM TAXES					\$2,785.05
NON-AD VALOREM ASSESSMENTS					
LEVYING AUTHORITY	AMOUNT				
110 STORMWATER MELB BCH	36.00				
156 SOLID WASTE COLLECTION	0.00				
158 SOLID WASTE DISPOSAL	57.00				
PAY ONLY ONE AMOUNT IN BOXES BELOW NON-AD VALOREM ASSESSMENTS					\$93.00
If Paid By	Nov 30, 2016				
Please Pay	\$2,762.93				

LISA CULLEN, CFC**BREVARD COUNTY TAX COLLECTOR****NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS****2016 REAL ESTATE**

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522	000063	34X0

Pay your taxes online at www.brevardtc.comRETURN
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PAYMENT~~WALTERS & SONS~~~~WALTERS & SONS~~SIXTH AVE
MELBOURNE BCH, FL 32951-0000PAYING ONLINE VIA
E-CHECK IS FREE

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PLEASE PAY IN U.S. FUNDS THROUGH U.S. BANK TO BREVARD COUNTY TAX COLLECTOR, PO BOX 2500, TITUSVILLE, FL 32781-2500

If Paid By	Nov 30, 2016				
Please Pay	\$2,762.93				

11/23/2016
Paid

Receipt # 000-17-00026625

\$2,762.93 Paid By CHASE

LISA CULLEN, CFC**BREVARD COUNTY TAX COLLECTOR****NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS****2015 REAL ESTATE**

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522	000063	34X0

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~~WILCOX MELBOURNE BEACH~~
 416 SIXTH AVE
 MELBOURNE BCH, FL 32951

~~416 SIXTH AVE~~
 28 3807FY 29 20
~~416 SIXTH AVE~~
 WILCOX MELBOURNE BEACH
 MELBOURNE BEACH
 W 11 FT OF LO
 See Additional Legal on Tax Roll

AD VALOREM TAXES					
TAXING AUTHORITY	MILLAGE RATE	ASSESSED VALUE	EXEMPTION	TAXABLE VALUE	TAXES LEVIED
COUNTY GENERAL FUND	4.5497	190,120	50,000	140,120	637.50
BREVARD LIBRARY DISTRICT	0.5555	190,120	50,000	140,120	77.84
BREVARD MOSQUITO CONTROL	0.1995	190,120	50,000	140,120	27.95
S BREVARD REC DIST 2001-2020	0.1841	190,120	50,000	140,120	25.80
SCHOOL - BY STATE LAW	5.0270	190,120	25,000	165,120	830.06
SCHOOL - BY LOCAL BOARD	0.7480	190,120	25,000	165,120	123.51
SCHOOL - CAPITAL OUTLAY	1.5000	190,120	25,000	165,120	247.68
TOWN OF MELBOURNE BCH	4.1105	190,120	50,000	140,120	575.96
ST JOHNS RIVER WATER MGMT DST	0.3023	190,120	50,000	140,120	42.36
FLA INLAND NAVIGATION DIST	0.0320	190,120	50,000	140,120	4.48
SEBASTIAN INLET DISTRICT	0.1069	190,120	50,000	140,120	14.98
ENV END LD/WTR LTD 05-24	0.0543	190,120	50,000	140,120	7.61
ENV END LD/WTR LTD(DBTP) 05-24	0.1102	190,120	50,000	140,120	15.44
MELB BCH STMWTR (DBTP) 09-28	0.9999	190,120	50,000	140,120	140.11
TOWN OF MELB BCH LIB 99-2018	0.0000	190,120	50,000	140,120	0.00
S BREVARD REC DIST (DBTP)01-20	0.4159	190,120	50,000	140,120	58.28
TOTAL MILLAGE					18.8958
AD VALOREM TAXES					\$2,829.56
NON-AD VALOREM ASSESSMENTS					
LEVYING AUTHORITY	AMOUNT				
110 STORMWATER MELB BCH	36.00				
158 SOLID WASTE DISPOSAL	57.00				
PAY ONLY ONE AMOUNT IN BOXES BELOW					
NON-AD VALOREM ASSESSMENTS					\$93.00
If Paid By	Nov 30, 2015				
Please Pay	\$2,805.66				

LISA CULLEN, CFC**BREVARD COUNTY TAX COLLECTOR****NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS****2015 REAL ESTATE**

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522	000063	34X0

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 416 SIXTH AVE
 MELBOURNE BCH, FL 32951

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If Paid By	Nov 30, 2015				
Please Pay	\$2,805.66				

11/19/2015
Paid

Receipt # 000-16-00019189

\$2,805.66 Paid By CHASE

LISA CULLEN, CFC

153

BREVARD COUNTY TAX COLLECTOR**NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS****2014 REAL ESTATE**

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522	000063	34X0

Pay your taxes online at www.brevardtc.com

~~WALTERS, STEVEN O & WALTERS, MARCIA~~
L H/W
416 SIXTH AVE
MELBOURNE BCH, FL 32951

416 SIXTH AVE

28 3807FY 29 20
416 SIXTH AVE
WILCOX MELBOURNE BEACH
MELBOURNE BEACH
W 11 FT O
See Additional Legal on Tax Roll

AD VALOREM TAXES					
TAXING AUTHORITY	MILLAGE RATE	ASSESSED VALUE	EXEMPTION	TAXABLE VALUE	TAXES LEVIED
COUNTY GENERAL FUND	4.6814	177,260	50,000	127,260	595.75
BREVARD LIBRARY DISTRICT	0.5720	177,260	50,000	127,260	72.79
BREVARD MOSQUITO CONTROL	0.2055	177,260	50,000	127,260	26.15
S BREVARD REC DIST 2001-2020	0.1570	177,260	50,000	127,260	19.98
SCHOOL - BY STATE LAW	5.0910	177,260	25,000	152,260	775.16
SCHOOL - BY LOCAL BOARD	0.7480	177,260	25,000	152,260	113.89
SCHOOL - CAPITAL OUTLAY	1.5000	177,260	25,000	152,260	228.39
TOWN OF MELBOURNE BCH	4.1105	177,260	50,000	127,260	523.10
ST JOHNS RIVER WATER MGMT DST	0.3164	177,260	50,000	127,260	40.27
FLA INLAND NAVIGATION DIST	0.0345	177,260	50,000	127,260	4.39
SEBASTIAN INLET DISTRICT	0.1124	177,260	50,000	127,260	14.30
ENV END LD/WTR LTD 05-24	0.0558	177,260	50,000	127,260	7.10
ENV END LD/WTR LTD(DBTP) 05-24	0.1163	177,260	50,000	127,260	14.80
MELB BCH STMWTR (DBTP) 09-28	0.9999	177,260	50,000	127,260	127.25
TOWN OF MELB BCH LIB 99-2018	0.0000	177,260	50,000	127,260	0.00
S BREVARD REC DIST (DBTP)01-20	0.4430	177,260	50,000	127,260	56.38
TOTAL MILLAGE					19.1437
AD VALOREM TAXES					\$2,619.70
NON-AD VALOREM ASSESSMENTS					
LEVYING AUTHORITY	AMOUNT				
110 STORMWATER MELB BCH	36.00				
158 SOLID WASTE DISPOSAL	57.00				
PAY ONLY ONE AMOUNT IN BOXES BELOW					
NON-AD VALOREM ASSESSMENTS					\$93.00
If Paid By	Nov 30, 2014				
Please Pay	\$2,604.19				

LISA CULLEN, CFC**NOTICE OF AD VALOREM TAXES AND NON-AD VALOREM ASSESSMENTS****BREVARD COUNTY TAX COLLECTOR****2014 REAL ESTATE**

TAX ACCOUNT NUMBER	ESCROW CD	MILLAGE CODE
2847522	000063	34X0

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MELBOURNE BCH, FL 32951

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PLEASE PAY IN U.S. FUNDS THROUGH U.S. BANK TO BREVARD COUNTY TAX COLLECTOR, PO BOX 2500, TITUSVILLE, FL 32781-2500

If Paid By	Nov 30, 2014				
Please Pay	\$2,604.19				

11/24/2014
Paid

Receipt # 000-15-00015997

\$2,604.19 Paid By CHASE

1 new comment added by your neighbor



Sherri Quarrie

Melbourne Beach • 3 hr ago

I'm Very Proud of our Melbourne Beach Police Chief, Manager and Staff. I am very proud of ALL our Town Department Heads and the Team they have put together. A professional, productive environment is finally happening in Town Hall. The Police Chief received a resignation in person from one of her officers. He stated family medical concerns requiring his immediate attention as the reason. He accepted a position
See more...

Posted in **General** to 13 neighborhoods



Thank



3 Comments



4



Tina Conner • Melbourne Beach

I agree Sherri. Sorry we lost John, but I love all of our Melb. Beach Police, including the chief.

2 hr ago

Thank

Reply



1



SP Collins • Melbourne Beach

Marcia Walters Physically assaulted? What happened?

2 hr ago

Thank

Reply



steve walters • Melbourne Beach

She physically pushed him into a water cooler while making her way through the squad room in front of other officers. Then the police chief stole his "not Melbourne Beach" courtesy badge that he paid for and was his private property and wouldn't give it back. The new expensive Lieutenant the police Chief asked the Town Commission to approve saying in a public meeting she had problems in the police department and needed help soon after hiring wound up admittedly slapping a subordinate police officer, Starting salary \$60,000, .He was the one running around in his personal home made police car responding to serious calls and no one knew if he had liability insurance enough to cover a major accident or serious injuries or worse. That one resigned because he said the Town Manager failed to keep her promises to him. Does that sound like a great management team to you?

3 min ago

steve walters

Melbourne Beach • 26 Jul

TWO MORE MELBOURNE BEACH OFFICERS RESIGN! Sadly, two more of our experienced police officers have resigned. Officer John Tilesio with a stellar record and 6 years with the Town police force as well as many years of exemplary service in another department. Also, Officer Vila was school resource officer and has now resigned as well. Two fine officers no longer employed.

This exodus must stop! Your majority Town Commissioners need to get their heads out of the sand and stop this revenge motivated witch hunt. The choice given is either resign or be terminated for absolute nonsense. Harassment, ruining lives and careers doesn't seem to matter. Wasting tens of thousands of tax dollars on investigations, attorneys, and advance training doesn't matter.

How many have resigned or been terminated in the last year? More to follow.

Posted in [Safety](#) to Melbourne Beach



Thank



17 Comments

**Leonard Reinhart** • Melbourne Beach

What exactly have the officers done to warrant such treatment?

26 Jul

Thank

Reply

**steve walters** • Melbourne Beach

It is a long sad story but started when a police officer who failed the Sergeant's exam was appointed Police Chief after the new town manager at the time was given a little push by the finance clerk to appoint her. The position required a college degree to be Chief so she got one on the internet from a non accredited college.

The finance clerk who wasn't even remotely qualified for the position of Town manager was appointed Town Manager after having the department heads at the time (police chief, public works director, finance clerk, town clerk) secretly call certain town commissioners to complain and have him fired.

Mr. Daniels was terminated without cause and paid three months severance after just renewing his contract. Mayor Simmons then pushed for the finance clerk to be appointed TM after 4 of 5 Commissioners wanted to advertise the position and hire the best qualified person. Never happened. The final vote was 4-1 with me voting NO. It has been down hill from there

Edited 27 Jul

Thank

Reply

😊 3

**Donna Fazzio** • Melbourne Beach

steve walters I want to thank you for informing us on what goes on in the meetings and behind closed doors. Your votes are for the people not the town counsel... [See more](#)

27 Jul

Thank

Reply

😊 2



Add a reply...

156

Jo Hansen • Melbourne Beach

What is going on with this?

26 Jul [Thank](#) [Reply](#)Steve Walters • Melbourne Beach

No leadership, no management, no concern, and Town Commissioners who drink the kool aid every day.

27 Jul [Thank](#) [Reply](#)Christopher Gowen • Melbourne BeachSteve as a Commissioner, I lump you into the above. Where is your leadership? How are you as an elected "leader" handing this besides posting it on social media?

We don't elect commissioners to post complaints on social media. I appreciate the awareness, but please tell me what you are doing about this?

6 days ago [Thank](#) [Reply](#)Steve Walters • Melbourne BeachChristopher Gowen Well in this system it takes three members of the Town Commission to agree and vote yes. I have been complaining and have been ignored for... [See more](#)6 days ago [Thank](#) [Reply](#)Lynn Terres-Cavin • Melbourne BeachSteve Walters4 days ago [Thank](#) [Reply](#)

😊 1



Add a reply...

Jennifer Gordon • Melbourne Beach

Why??!!

26 Jul [Thank](#) [Reply](#)Connie Bryant • Melbourne Beach

Why?

26 Jul [Thank](#) [Reply](#)Susan Mattucci • Melbourne Beach

Well we deserve answers as to why but no one is answering the question!!!!!!

27 Jul [Thank](#) [Reply](#)

❤️ 1

Steve Walters • Melbourne Beach

The stated reason with Officer Tilesio was failure to act and make contact with a patron of a restaurant/bar who apparently had a gun stuck in his belt. The officers were on general patrol (no complaint) and just stopped in the restaurant/bar to check compliance. The officer stated he did not see the gun but didn't have his body cam on. Now the real reason is this same officer filed criminal charges of assault after the police chief pushed him into a water cooler some months before calling him a punk. At her hearing she didn't remember the incident.

Edited 3 days ago [Thank](#) [Reply](#)

😬😬 3

157

**Joe Pavlock** • Melbourne Beach

IF, the above story is true then the Chief needs to be suspended or terminated. At NO TIME is it acceptable to do those alleged things to a subordinate. IF, it's true that the Chief said that they did not remember the incident....that would be a lie. Either it happened or it didn't.

27 Jul [Thank](#) [Reply](#)**Steve Walters** • Melbourne Beach

Exactly the problem. Witnesses present but who wants to be fired? Chief doesn't deny it. States she can't remember. Also accused the officer of harassing her by flying over her home. You can't make this stuff up Joe.

27 Jul [Thank](#) [Reply](#)**Meredith Gowen** • Melbourne Beach

Steve have you launched an internal investigation through the proper channel for this? If not, can this be done ASAP? I would assume as a current commissioner you are in a better position of immediate power to ask for a dedicated investigation to hopefully get to the bottom of this mess.

27 Jul [Thank](#) [Reply](#)**Steve Walters** • Melbourne Beach

Meredith: Great suggestion. I believe we need an investigation to determine why we have lost so many police officers and other employees including our Town clerk, Next meeting is on August 5th. I have already placed on the agenda discussion of leadership. That would include the Town Commission and our responsibility to oversee the management of the Town.

Edited 6 days ago [Thank](#) [Reply](#)**Dan Cranberry** • Melbourne Beach

4 new comments added by your neighbors



steve walters

Melbourne Beach • 7 hr ago

WHERE ARE OUR POLICE CHIEF'S EMPLOYMENT RECORDS? Due to the efficiency of our recently employed Town Clerk Jennifer (Nancy resigned a few months ago after suddenly not being a "good fit" after years of service) if you request a public record it is ready in a day or two. Sometimes emailed to you within hours. There are specific Florida laws about public records request from the public and how they are to be provided. All of those laws protect your right to KNOW without unnecessary delay.

I was astounded to learn that a public records request was made weeks ago for a copy of the Police Chief's personnel file. However, only part of the records were provided and now the requestor has made two additional requests for the records not provided. Specifically, the Chief's employment application and disciplinary records to include any internal investigations for violations of Department rules over her 18 years of employment with the Town. She was promoted a couple of years ago to Chief. The police chief controls police records in Melbourne Beach because there is confidential information such as home addresses, phone numbers, medical records. That information is redacted and then the redacted copies are provided to the Town Clerk so she can fill the request.

What is taking so long? No one knows. The Town Clerk has not been provided those records. The Town Clerk received a statement from the Police Chief stating the records request has been fulfilled. It clearly has not! So the question now is why?

Posted in **General** to Melbourne Beach



Thank



4 Comments

😊 1



Cathy Immordino • Melbourne Beach

What are you truly trying to accomplish with this post?

6 hr ago Thank Reply



steve walters • Melbourne Beach

To inform the public they have a right to public records. They have a right to expect compliance with the law. To let the public know they have a right to complain when they are not treated with respect. To inform the residents of this community who may not know but are paying the outrageous attorney bills that there are huge problems in our police department and town staff. We just had two more experienced officers resign (one forced) for no good reason other than harassment in my opinion. To let the resident's know how the majority Town Commission does nothing to stop this exodus of Town staff.. To let the taxpayers who are paying tens of thousands of dollars in internal investigations, sick time pay, and other absurdities because the mantra is "The public doesn't need to know why their hard earned money is wasted," Because I just won't shut up and go along to get along when I hear complaints from more than half of our police officers

5 hr ago Thank Reply

👍 1



Cathy Wyatt • Melbourne Beach

We lost our school officer recently, I truly hope it was not over something you mentioned in this post, as he was wonderful with our kids and well respected by the parents and... [See more](#)

1 hr ago Thank Reply

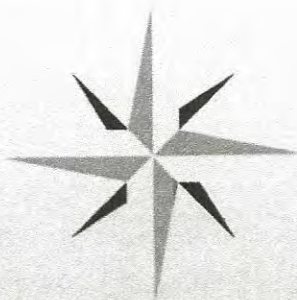
159

Steve walters • Melbourne Beach

S

He was one of the really good police officers. He was suspended without pay for three days. For, in my opinion, nonsense. Unfortunately for us, the Sheriff must have agreed because even with the horrible blemish on his then perfect Town record they offered him employment right away. We paid for his training. We had a good officer, now gone. The second officer was forced to resign . Officer Vila will be missed and I am so upset that management could care less. After four years of exemplary service to this community please read the police chief farewell. Don't come back for those two weeks, stay home





Distance Education Accrediting Commission

CERTIFICATE OF ACCREDITATION

This is to affirm that

COLUMBIA SOUTHERN UNIVERSITY

of

ORANGE BEACH, ALABAMA

has demonstrated it complies with the standards for accreditation that are established by the Distance Education Accrediting Commission and is therefore granted accreditation for the period of

January 2016 to January 2021

subject to the terms of quality improvement and continuous compliance that DEAC upholds for maintaining accreditation status.

Patrick O'Malley
Chair, Accrediting Commission

Leah K. Matthews, PhD
Executive Director



Investigation Report

Town of Melbourne Beach Police Department

Investigate complaints against Police Chief and review complaint against Lieutenant

January 12, 2020

Conclusion: There is sufficient contradiction in the various descriptions of the alleged incident including even the complainant's own identification of the date of the occurrence to cast serious doubt on Officer Tilesio's complaint. The difference in interpretation shown in the complaint against Lt. Epling coupled with the widely different description of this incident strongly suggests that there is a mistrust among, at least, some members of the Department causing individuals to over or under-interpret events. The Lieutenant's and the Chief's physical contact may be "more enthusiastic" than they intended while the recipient may have interpreted the contact as being

harsher or more demeaning than intended as would be interpreted in a more neutral environment.

I do not find sufficient and conclusive evidence to support Officer Tilesio's complaint. I would recommend, however, that physical contact among employees, especially between supervisors and employees be limited to ensure such misinterpretations do not occur in the future.



MELBOURNE BEACH POLICE DEPARTMENT
FTO Sadler

507 Ocean Ave, Melbourne Beach, FL 32951
Phone: (321) 723-4343 Fax: (321) 725-3253



MEMORANDUM

TO: Chief Melanie Griswold

FROM: FTO Sadler

RE: Ofc. Vila's resignation

DATE: 07/27/2020

On 07/24/2020, I stood by and witnessed Officer Vila, accompanied by Coastal Florida PBA representative Al Boettjer, provide you with a 2 weeks notice due to obtaining a conditional with the Brevard County Sheriff's Office. Ofc. Vila explained that his reason for his resignation was due to financial and personal reasons. Ofc. Vila stated his wife went down to a few days of work a week and in order to provide for his family and his new born, he needs to do what was best for him and his family by going to another agency for more money. Ofc. Vila stated his decision to leave was difficult because he enjoyed working here with everyone but the pay offered by BCSO was needed for his family. You advised Ofc. Vila that the town unfortunately can't do anything about the current pay and he stated he understood and reiterated that this decision to leave was difficult but had to do what was best for his family. Ofc. Vila discussed some issues his family were having regarding their new born son and said that things have been stressful. You offered Ofc. Vila the ability to stay with his family and use time instead of returning to work within the two weeks and Ofc. Vila agreed that he would like to do so. This agreement was then written down on his 2 week notice form and signed by you. I made copies of the form and provided them to both Ofc. Vila and Al Boettjer.

Melanie Griswold

From: Michael Fitzgerald
Sent: Tuesday, July 16, 2019 9:42 AM
To: Melanie Griswold; Steven Kino; Jason Hinchman
Cc: ~~XXXXXXXXXX~~
Subject: Resignation

Dear Chief Griswold,

As you are aware, I accepted a conditional offer of employment with another Police Department. You advised me leaving would not cause any manpower issues for the agency, therefore I am resigning my position as a Police Officer with the Melbourne Beach Police Department effective Monday July 15, 2019.

I would once again like to thank you for the opportunity to serve with this department. Having been able to work with the profession officers of Melbourne Beach has been a rewarding experience and I'm sure will help me in my future endeavors.

I wish you and all the members of the Police Department continued success, and Let's be careful out there!

Respectfully

Michael Fitzgerald

Officer
Melbourne Beach Police Department
~~XXXXXXXXXX~~

Please note: Florida has a broad public records law. As a result, any written communication created or received by the Town of Melbourne Beach officials and employees will be made available to the public and media, upon request, unless otherwise exempt. Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail. Instead, you may contact me by phone or in writing

164
Lieutenant J Epling

Melanie Griswold

Fri 12/13/2019 10:26 AM

To: Jim Simmons <jsimmons@melbournebeachfl.org>; Wyatt Hoover <whoover@melbournebeachfl.org>; Sherri Quarrie <squarrie@melbournebeachfl.org>; Corey Runte <crunte@melbournebeachfl.org>; Steve Walters <swalters@melbournebeachfl.org>;
Cc: Town Manager <TownManager@melbournebeachfl.org>; Town Clerk <TownClerk@melbournebeachfl.org>; Finance <Finance@melbournebeachfl.org>;

Dear Mayor Simmons and Commissioners

I regretfully announce that Lt. Jason Epling has turned in his resignation. His last day will be 12/16/2019. I have had several conversations with him regarding his schedule, and my expectation was that his position would not only be an Administrative position but also a working Patrol position. Unfortunately, he was not able to grasp the operations of a small agency even though this was discussed during his interview. I extended our best wishes to him and his future endeavors.

Currently, there are no plans for replacing this Lieutenant position, so his tasks will be divided amongst the supervisors.

I have offered Christopher Smith a Conditional Offer of Employment (fulltime), and his start date is on January 6, 2020. Mr. Smith had initially accepted a per diem position but has since accepted the fulltime.

Thank you, Chief Griswold

Melanie Griswold

Chief of Police

Melbourne Beach Police Dept.

507 Ocean Avenue

Melbourne Beach, Fl. 32909

Office (321) 723-4343

Cell (321) 723-4343

"In matters of style, swim with the current; in matters of principle, stand like a rock." —Thomas Jefferson,

"Under Florida Law, email addresses are Public Records. If you do not want your e-mail address released in response to public record requests, do not send electronic mail to this entity. Instead, contact this office by phone or in writing."

LT EPLING RESIGNATION/HIRING TWO POLICE OFFICERS/HIRING A CONSULTANT

Steve Walters

Mon 12/16/2019 10:08 AM

To: Town Manager <TownManager@melbournebeachfl.org>;

Cc: Wyatt Hoover <whoover@melbournebeachfl.org>; Sherri Quarrie <squarrie@melbournebeachfl.org>; Corey Runte <crunte@melbournebeachfl.org>; Town Clerk <TownClerk@melbournebeachfl.org>;

Good morning

I have information that Lt. Epling has resigned and that you are in the process of hiring or have hired , two additional police officers. I would remind you that the Town Commission voted unanimously to approve hiring of a Lieutenant. NOT two additional officers. In fact, the decision to hire the lieutenant was based on eliminating one police position. Therefore, you have no authority to reverse a Town Commission decision.

Second, you have no authority to hire a consultant for negotiations with the police PBA. As far as I know there has been no Town Commission decision to add a new employee or to hire a part time consultant, nor is the position budgeted. Please explain ? Is Mr. Claire working for free?

If my information is incorrect please advise what is correct.

Town Commissioners please do not respond to this email to preserve Sunshine Law.

Regards

FW: Police Staffing Considerations¹⁶⁶

Town Manager

Tue 12/17/2019 5:39 PM

To: Jim Simmons <jsimmons@melbournebeachfl.org>; Wyatt Hoover <whoover@melbournebeachfl.org>; Sherri Quarrie <squarrie@melbournebeachfl.org>; Corey Runte <crunte@melbournebeachfl.org>; Steve Walters <swalters@melbournebeachfl.org>;
Cc: Town Clerk <TownClerk@melbournebeachfl.org>; crepperger@rosswayswan.com <crepperger@rosswayswan.com>;

Good evening,

Below please find a request from Chief Griswold to me regarding staffing. The Chief is requesting the elimination of the Lieutenants position in favor of reinstating the two officer's position. The cost of the new officer's will be covered from the Lieutenants position and the reserve officer's position.

I believe as Town Manager I have the authority to authorize the change to personnel in the Police Department, without any impact to the current budget.

The Charter does indicate Sec. 3.02 Administrative Units of Town Government, that

- (a) The Commission BY ORDINANCE may establish, abolish or reorganize, and prescribe the composition, duties and functions of any Town departments, agencies and offices.
- (b) The Town Manager, as provided under Section 3.03, with the approval of the Commission, may be the head of any department. The Town Commission may be ordinance authorize the Town Manager to create, abolish or reorganize any departments or positions, and further to delegate any of the duties and authorities of the Town Manager to said departments or positions.

The intent of this paragraph is directed at a major change to the internal structure of Town Hall. Changing the Fire Department to a paid department would fall under an Ordinance, not reinstating two Police Officer's positions that were open in the last fiscal year.

As Town Manager it is my responsibility to manage the day to day operations of the Town and to ensure that each department is working to provide quality service, safety and security and fiscally responsibility to each and every resident.

I acknowledge that the Lieutenants position was just approved by the Commission. I brought that position to the Commission for consideration since there had not been a Lieutenants position in many years. Had the Lieutenant not resigned, the staffing would have remained the same. With his resignation came an opportunity to re-evaluate what was best for the department and the residents; two officers is the best resolution.

Best regards,

Elizabeth Mascaro

Town Manager

townmanager@melbournebeachfl.org

507 Ocean Ave., Melbourne Beach, FL 32951-2523

(321) 724-5860 Fax (321) 984-8994

www.melbournebeachfl.org



TOWN OF MELBOURNE BEACH, FLORIDA							
WORKFORCE (HR) CALCULATIONS WORKSHEET							
FY20 PROPOSED SALARY INCREASES							
dept.	Town Budgeted Positions	FY20 Base	FY19 Base	3.00%	2.00%	Other %	Current Hourly rate
TC Legislative	Commissioner	\$3,100	\$3,100			0.00%	
TC Legislative	Commissioner	\$3,100	\$3,100			0.00%	
TC Legislative	Commissioner	\$3,100	\$3,100			0.00%	
TC Legislative	Vice Mayor	\$3,100	\$3,100			0.00%	
TC Legislative	Mayor	\$3,800	\$3,800			0.00%	
	Total Town Commission	\$16,200	\$16,200				
Executive	Town Manager	\$96,500	\$96,500				Contract
Finance	Finance Manager	\$58,000	\$61,145	\$1,834			\$ 27.8846
Legislative	Town Clerk	\$57,680	\$56,000	\$1,680			\$ 27.7308
Legislative	Deputy Town Clerk (63%)	\$20,800	\$20,800				\$ 16.0000
Building	Building Official						Contract
Building	Building Clerk	\$33,280	\$30,000			10.93%	\$ 16.0000
Building	Administrative Assistant	\$40,004	\$36,368			10.00%	\$ 19.2327
Code Officer	Code Compliance (40%)	\$13,312	\$13,312				\$ 16.0000
Fire Dept.	Fire Department Manager	\$38,422	\$37,669		\$753		\$ 18.4723
Fire Dept.	Fire Inspector						Contract
Police Dept.	Police Chief 1 NEW	\$75,000	\$70,000			7.143%	\$ 36.0577
Police Dept.	Lieutenant	\$60,000					
Police Dept.	Police Sergeant 1	\$56,298	\$54,658	\$1,640			\$ 25.7774
Police Dept.	Police Sergeant 2	\$49,266	\$47,831	\$1,435			\$ 22.5577
Police Dept.	Police Corporal 1 (FTO)	\$47,695	\$46,760		\$935		\$ 21.8385
Police Dept.	Police Officer 1	\$42,387	\$41,556		\$831		\$ 19.4080
Police Dept.	Police Officer 2	\$39,972	\$39,188		\$784		\$ 18.3021
Police Dept.	Police Officer 3 SRO	\$39,190	\$38,422		\$768		\$ 17.9443
Police Dept.	Police Officer 4	\$37,740	\$37,000		\$740		\$ 17.2802
Police Dept.	Police Officer 5	\$52,833	\$51,797		\$1,036		\$ 24.1909
Police Dept.	Reserve/Per Diem Officer	\$8,640					\$ 20.0000
Police Dept.	Police Administrative	\$33,380	\$32,725		\$655		\$ 16.0478
Police Dept.	Crossing Guard (vacant)	police officer's will cover					
Public Works	Public Works Supervisor2	\$54,000	\$44,000			22.727%	\$ 25.9615
Public Works	Maintenance Worker II1	\$36,000	\$35,358			1.816%	\$ 17.3077
Public Works	Maintenance Worker II1	\$32,500	\$30,995			4.856%	\$ 15.6250
Public Works	Maintenance Worker II	\$32,500	\$32,500				\$ 15.8250
Executive	Intern (sustainability) P/T		\$2,000				
	Total Town Employees FY19	\$1,055,399	\$956,584				
	Total Town Commission FY19	\$16,200	\$16,200				
	All Salaries FY19	\$1,071,599	\$972,784	\$6,589	\$6,502		

FRS: Town 8.47%
 SUTA: 0.32%
 Social Sec 6.20%
 Medicare 1.45%

1,068,238 Prior Amount Before Employee Changes
\$12,838.99 Savings

Health Care 100% paid by Town for Town Employees
 Health Care 50% paid by Town for spouse and children
 Life Ins \$30,000 paid by Town for Police Officers
 Life Ins \$15,000 paid by Town for all other employees
 FRS State dictated rate all eligible employees
 Police Pension 5% Employee salary contribution
 Police Pension 45.20% Town Contribution of employee salary
 Dental Paid by Employee
 Supplemental Ins Paid by Employee

1-2 of the Maintenance workers are being brought in line with the 3 Maintenance Worker.
 2-Public Works Supervisor salary adjustment based on performance.
 Allowance for a 2% increase for police officers
 Allowance for a 3% increase for Sergeants
 Building Dept adjustments for Building Administrative Assistant and Building Clerk to bring in line.

Kerr 9/16/19 start
 Wilson
 Ray New Employee
 Schaefer New Position
 Crowell
 O'Byrne 9/23/19 start
 Brown
 Griswold
 Epling New Position
 Smith
 Kino
 Hinchman
 Sadler
 JT
 Villa
 Martin
 Dovale
 Vacant 3-12 hours shifts monthly, maximum
 Garrity
 Davis
 Vickers
 Hasner
 Mathews 6/10/19 New Employee

Attachments:	Photo of swing
Date Prepared:	09-10-2020
Prepared By:	PWS Tom Davis
Meeting Date:	09-16-2020

Agenda Category:

	Proclamations & Awards		Public Hearings
	Presentations		Old Business
	Boards & Committees	x	New Business
	Consent		Other:

Subject:	Swing in Ryckman Park
Recommended Action:	Discussion / possible action
Background Information:	<p>A longtime resident has requested that we install a porch type swing in Ryckman Park near the river. The resident expressed that this type of swing would likely get considerable use.</p> <p>Research revealed a swing of that style is available in a very heavy wooden frame rated for up to 800 lbs.</p> <p>The cost for the swing with shipping would be approximately \$400. Material for the heavy frame on which the swing would hang is estimated to cost approximately \$100.</p>

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Amazon Home Shop by Room Discover Shop by Style Home Décor Furniture Kitchen & Dining Bed & Bath Garden & Outdoor Home Improvement

Back to results



Click image to open expanded view



Porchgate Amish Heavy Duty 800 Lb Roll Comfort Treated Porch Swing W/Chain Walnut Stain

Porchgate 36 ratings

\$104.99 + \$39.00 shipping
Add to cart

4 Foot 5 Foot
Warm Walnut Stain
Porchgate
Warm Walnut Stain
Pine
Weight 55 Pounds



About this item

- Made from #1 kiln-dried pressure treated pine. Seat fully rolls at seat bottom and top of backrest for ultimate comfort. Unique design keeps chain outside the armrest for complete use of the entire armrest. Included cupholders can hold beverages up to 3 inches in diameter.
- Thick slats attached by screws. Our slats are routed (no sharp edges) and all sides and ends are sanded for your safety and comfort. Yellow zinc plated hardware is rust and corrosion resistant.
- Authentic Amish handmade craftsmanship. Proudly Made in the USA. Ships partially assembled. Detailed instructions included. Swing comes with hanging chains.
- Available unfinished or in a warm walnut eco-friendly soy based stain finish option. Advanced Bio-Based Technology, Penetrating & Non Film Forming, Rejuvenates, Preserves & Protects, Long Lasting UV Protection, No Stripping For Recoats, Green Building Compliant, Virtually Odorless, and Eco-Friendly.
- 4 Ft. Outside Dimensions: 52W x 28D x 20H inches. 4 Ft. Seat Dimensions: 45W x 17D x 17H inches. 4 Ft. Weight Capacity: 800 lbs. 5 Ft. Outside Dimensions: 62W x 28D x 20H inches. 5 Ft. Seat Dimensions: 55W x 17D x 17H inches. 5 Ft. Weight Capacity: 800 lbs. 5 Ft. Weight: 65 lbs. *Swing comes with enough chain to hang from a standard 8 foot ceiling. Need extra chain? You can order it here: <http://www.amazon.com/dp/B0184F5U20>

Select delivery location

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OT QOMOTOP Porch Swing, 2 to 3 Person Outdoor Patio...
\$279.00

Sponsored



OT QOMOTOP Poly Lumber Swing, Fade-Resistant Patio Swing with 600lbs Duty Rating, 304 SS Chains, All-Weather Garden Swing...
\$279.00

Sponsored

Attachments:	None
Date Prepared:	9-10-2020
Prepared By:	Public Works Supervisor Tom Davis
Meeting Date:	09-16-2020

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input checked="" type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	Lawn Maintenance Contract
Recommended Action:	Discussion and possible action
Background Information:	<p>The lawn maintenance agreement between the Town and Fertig's Sharper Cuts will expire in December 2020.</p> <p>We are very satisfied with the service provided by this company. We have found Mr. Fertig very obliging and will to work with Public Works in scheduling and any other issues that have arisen. This good working relationship has made dealing with the company very favorable.</p> <p>Because of this PW has approached Mr. Fertig as to his interest in continuing his services to our Town. He expressed a desire to continue his services. The current annual cost is \$29,813. Because we would be adding additional new areas to be mowed and edged in Ryckman Park, a small area in front of the Post Office and the newly reclaimed area along Oak Street that cost would be \$32,613. (\$2800 a year increase).</p> <p>Because of this very amenable working relationship I would like the Commission to waive RFP and allow us to renew a contract with Fertig Sharper Cuts.</p>

Attachments:	None
Date Prepared:	09-10-2020
Prepared By:	Tom Davis
Meeting Date:	09-16-2020 RTCM

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input checked="" type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	Storm Water Swale Program
Recommended Action:	Discussion / Possible Action
Background Information:	<p>As we have reported to the Commission previously we have been very pleased with the results our having constructed swales in various areas of Town. We have previously spoken of how it is our belief that constructing swales along our streets would eliminate and/or reduce the velocity of stormwater rushing down our streets and into the Lagoon via the stormwater infrastructure.</p> <p>How to implement this type of program along our streets has been given considerable thought. We realize in all likelihood we would encounter considerable pushback from residence if we began digging swales in their perceived lawn. I use the term perceived due to the fact that even though the digging would be in our right of way most residents perceive that as their lawn.</p> <p>What we are proposing is to initiate a program titled "Swale People Live Here". We would use a marketing and educational program via our website and printed material. This would describe how we can reduce our impact on the Lagoon by reducing the sediment and other pollutant material dumping into the Lagoon.</p> <p>We would offer to dig a 3' X 4" swale near the street in front of a residence. If the resident desired sod in the swale we would place it. If they would like a blank slate we would dig the swale and they could choose and place their own plants. We would place a small sign at the swale that stated " Swale People Live Here". A graphic logo with perhaps a smiling swale or smiling member of the Lagoon marine life.</p>

Attachments:	<ul style="list-style-type: none"> • June 24, 2020 TCW Draft Minutes • July 1, 2020 TCW Draft Minutes
Date Prepared:	09/10/2020
Prepared By:	Town Clerk Torres
Meeting Date:	09/16/2020

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input checked="" type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	June 24, 2020 and July 1, 2020 TCW Draft Minutes
Recommended Action:	Consideration of the 06/24/2020 and 07/01/2020 Town Commission Workshop draft minutes – Town Clerk Torres
Background Information:	With minor edits from Mayor Simmons

Town of Melbourne Beach

TOWN COMMISSION BUDGET WORKSHOP

WEDNESDAY JUNE 24, 2020 @ 5:00 pm
MASNY ROOM – 507 OCEAN AVENUE

DRAFT MINUTES

Commission Members:

Mayor Jim Simmons
Vice Mayor Wyatt Hoover
Commissioner Steve Walters
Commissioner Sherrie Quarrie
Commissioner Corey Runte

Staff Members:

Town Manager Elizabeth Mascaro
Town Clerk Jennifer Torres
Finance Manager Jennifer Kerr

I. Call to Order

Mayor Simmons called the meeting to order at 5:02 p.m.

II. Roll Call

Town Clerk Torres conducted roll call.

Commissioners Present

Mayor Jim Simmons
Commissioner Steve Walters
Commissioner Sherrie Quarrie
Commissioner Corey Runte

Commissioners Absent

Vice Mayor Wyatt Hoover

Staff Members Present:

Town Clerk Jennifer Torres

Staff Members Absent

Town Manager Elizabeth Mascaro
Finance Manager Jennifer Kerr

III. Pledge of Allegiance and Moment of Silence

Led by Mayor Simmons

IV. Public Comment

None

Mayor Simmons announced a pause to wait for the Town Manager who would join the meeting momentarily with a draft of the FY-21 budget package.

Town Manager Elizabeth Mascaro and Finance Manager Jennifer Kerr joined the meeting at 5:05 p.m.

Commissioner Walters asked Town Manager Mascaro where the budget message was - and she said that will be part of the final package.

Commissioner Walters said he was not feeling well, excused himself and left the meeting at 5:06 p.m.

Mayor Simmons said he wanted to clarify that the budget message is not typically included as part of the package at this stage.

VI. New Business

A. Discussion Regarding the FY 2020/2021 Budget

Town Manager Mascaro handed out some edited, updated pages for the package and indicated that additional changes to the budget were made this morning during a meeting with the Mayor. Updated pages and books would be given out at the next budget meeting.

Town Manager Mascaro proceeded to share a few highlights.

- Health insurance has gone up by 8-percent and the Town pays 100 percent for employees and 50 percent for spouse and 50 percent for children.
- Insurance though Florida League of Cities has gone up about 5-percent that includes property and liability, workers comp and
- FRS (retirement) – has gone up 2 –percent to 10-percent.
- The contribution to the police pension has gone down.

Town Manager Mascaro said she has calculated increases at 2.5 percent across the board but would like to give the Police Department and Public Works a pool of money for them to incentivize those employees going above and beyond based on reviews etc. She believes we have some higher performers that are not being compensated so this gives the department room to incentivize those working harder.

Mayor Simmons asked if employees and performance reviews would be clear about the policy so they are not surprised – and the Town Manager said they would.

In regard to the Police Department, Commission Quarrie asked if the increases would have to wait until the union issue is figured out. The Town Manager said yes – because we are still in police negotiations, if they continue with the union – we can't do this for them – noting they have presented them with a contract in its entirety back in March and are waiting to hear what they say.

Town Manager Mascaro said when she calculated increases for the Police Department, she allowed for an increase this fiscal year and next. However, she explained it would depend on the decision they reach because the increase won't be on the table for too much longer.

Commissioner Quarrie Asked if Fire department stipend would go up 2.5 percent and Town Manager said no.

After discussing the budget, The Commission decided to have the following modifications made before the next budget meeting.

The pages that received edits/additions/changes include:

P. 9

- \$1400 will be budgeted to allow two Commission members to attend the Institute for Elected Officials given the fact that there will be a new Mayor and a new Commission member.
- Reduced attendance to FLC Annual Conference from 3 attendees at \$2100 to one attendee for \$700.
- Reduced FLC Annual training & expenses from 4 attendees at \$1800 to one at \$450.
- Reduced total legislative expense from \$39,488 to \$36,738

P. 17A – some adjustments were made to the figures on P. 17a – that will be provided at the next meeting

P. 22 Law Enforcement

Commissioner Quarrie asked if a parking enforcement position was being added.

Town Manager Mascaro said she did not add this position because after discussions with Chief Griswold they concluded there is no increased cost with parking enforcement with current officers and they want to have a presence to serve as a deterrent.

Mayor Simmons asked the Town Manager to find out how many body cams the Police Department currently has and see if they can add enough to the budget so that everyone can have their own.

P. 23

- Electric bike @\$1500 for FY21 will be removed – along with \$300 each subsequent year.
- Reduce cost of new floor covering from \$12,000 to \$9,000 and remove \$300 each subsequent year.

P. 25 Fire Control

Town Manager Mascaro explained that Gavin Brown would like to be considered the Fire Chief.

Right now, she explained, Brown gets a \$1,000/month stipend – he would like to be considered the paid Fire Chief for Town @ \$55,000 salary with \$12,000 coming from the stipend. Currently he gets \$38,000 plus the \$12,000 stipend. He wants it all to go through his staff salary – the increase would be \$4,500.

Town Manager Mascaro said his current title is Fire Manager and she asked the Commission how they felt about making his title Fire Chief (and a paid Fire Chief through the Town).

Mayor Simmons said as long as he is qualified and meets all the criteria, he would agree. The Town Manager said he does. The Commission agreed to make the change and a special recognition will be planned in October.

P. 27

- Wrong page was printed – the numbers will be updated at next meeting. Capital Outlay total will change from \$85,234 to \$35,000. Total Fire Control Expenses will be adjusted as well.

P. 29 – Building Department

Town Manager Mascaro said the current SafeBuilt Building Official, Rob Perry, has been moved to the Tampa area to become their regional representative. She said there was some discussion to have the Town's building inspector -Ken – become the new Building Official to cover all three days – however he is based out of the County – and his supervisor – John Stone from Satellite Beach - indicated he would like to take on the role two days a week – with Ken remaining for one day each week as inspector.

Commissioner Runte noted that Mr. Stone is a great choice with an impressive background that would be a great fit. He went on to say that Mr. Stone promotes the whole city, is black and white with the rules, but pro responsible development.

Mayor Simmons agreed.

Town Manager Mascaro said she just wanted to bring the Commission up to date on the change.

P. 33 – Public Works Expenses

- After some discussion, \$10,000 allotted for a Stop Bar Striper was removed and \$4,250 was added to the \$5,750 previously allotted for a street sweeper, for a total of \$11,500 to purchase a street sweeper in FY21 instead of waiting until FY22.

VII. Adjournment

Commissioner Quarrie motioned to adjourn; Commissioner Runte seconded; Motion carried 3-0.

Meeting adjourned at 7:42 p.m.

Town of Melbourne Beach

TOWN COMMISSION BUDGET WORKSHOP

WEDNESDAY JULY 1, 2020 @ 5:00 pm
MASNY ROOM – 507 OCEAN AVENUE

DRAFT MINUTES

Commission Members:

Mayor Jim Simmons
Vice Mayor Wyatt Hoover
Commissioner Steve Walters
Commissioner Sherrie Quarrie
Commissioner Corey Runte

Staff Members:

Town Manager Elizabeth Mascaro
Town Clerk Jennifer Torres
Finance Manager Jennifer Kerr

I. Call to Order

Mayor Simmons called the meeting to order at 5:00 p.m.

II. Roll Call

Town Clerk Torres led the Roll Call.

Commission Members Present:

Mayor Jim Simmons
Vice Mayor Wyatt Hoover
Commissioner Steve Walters
Commissioner Sherrie Quarrie
Commissioner Corey Runte

Staff Members Present:

Town Manager Elizabeth Mascaro
Town Clerk Jennifer Torres
Finance Manager Jennifer Kerr

III. Pledge of Allegiance and Moment of Silence

Mayor Simmons led the Pledge of Allegiance and Moment of Silence

IV. Public Comment

VI. New Business

A. Continued discussion regarding the FY 2020/2021 Budget

Town Manager Mascaro reviewed updates to the budget book since the last meeting that included:

- P. 6 Statement of Revenue and Expenditures: FY21 Budget number reflects updated figures from Brevard County TRIM.
- P. 12 Training and Schools: Removed from #1 quantity.
- P. 22 Vehicle Maintenance: Increased quantity from \$9,000 to \$10,000.
- Fire Department: Decreased its short-term capital to \$8,000 and increased long-term capital to \$27,000. The overall budget decreased due to a duplicate calculation for the \$12,000 allocated to Chief Brown's salary.
- P. 24 Professional Services: Reduced \$12,000 from stipend was counted in the salary section.
- P. 25 Equipment Maintenance: Annual maintenance breathing compressor increased to \$900 from \$521 and removed from page 27 under licenses for \$900 as duplicate entry.

- P. 25 Annual Fire Extinguishers: Increased number of units from 29 to 30.
- P. 25 Annual Co2 Maintenance: Increased number of units from 1 to 6.
- P. 25 Hose Testing and Maintenance: New line from \$2,400.
- P. 27 Short-Term Capital: Reduced from \$24,000 to \$8,000.
- P. 27 Long-Term Capital: Increased from \$11,000 to \$27,000.
- P. 27 Licenses and Fees: Increased 800 MHZ number of units from 27 to 28.
- P. 48 Stormwater Bond Grants Fund: Increase transfer in by %51,841 amount of overage in general fund.

Commissioner Walters, who had to leave the previous workshop early, said he has a few questions.

First he asked how much the Town was looking to receive from the Federal Relief Bill/CARES funding.

Finance Manager Kerr responded that the proposal was about \$7,000 – and they projected there might be \$7,000 more.

He then asked what deductible the employees are playing on health insurance and Town Manager Mascaro said it depends on the service, but usually \$50 for a doctor visit copay and about \$5,000 to \$7,800 for an individual or family plan.

Commissioner Walters said he noted that police officers are paying 5-percent into their pension and asked why the staff doesn't also do this.

Town Manager Mascaro said they do – at 3-percent.

Mayor Simmons asked if the amount police officers pay is determined by the state and Town Manager Mascaro said the state represents us and the Pension Board regulates the police.

Commissioner Quarrie asked if 5-percent is too high and Town Manager Mascaro responded by saying that it's a very well-funded pension plan and they're paid a substantial amount from it when they retire, adding that we are one of few municipalities that use a good gap.

Commissioner Walters then asked about the police vehicles, noting that last year we had eight cars and this year there are six.

Town Manager Mascaro said we now have six cars. They didn't anticipate the loss of two vehicles – so they were replaced. They had discussed providing a new replacement vehicle every year. This year they would replace a 2012 Caprice used by the SRO. Then the oldest car in the fleet of four would be replaced.

Commissioner Walters asked about the promotion of Gavin Brown to Fire Chief and the Town Manager explained that he has served as the volunteer Fire Chief and the Town

would like to make him a paid Town Fire Chief with an increase in salary to \$55,000, with \$12,000 of that coming from the stipend.

Public Comments

*Neil Tompkins
204 Neptune Drive*

Mr. Tompkins asked if there were any grant opportunities the Town could pursue to resolve issues with the Indian River Lagoon. He suggested grant money could be used for swales on Oak and anything the Town can put in the budget for long term improvement with two general areas to focus on; limiting runoff into the lagoon and potential remediation. He asked the Town to help with anything they can to accumulate funding and reduce the load in the Indian River. He said the homeowners have spent a total of a half-million dollars having dredging work done. He understands the Town does not have the resources to do the work itself, but he would like assistance in reducing the load into the Indian River. Currently the canals are brown and filled with grass clippings. When people hire lawn service companies they don't pay attention. He said perhaps some additional signage indicating this activity goes against a Town Ordinance, would help.

Mayor Simmons responded by saying they do have an Ordinance against this, but he continues to see people doing it anyway. He said the Town is in the process of planning the Orange Street repaving with new Miami guttering and swales and breaks in the guttering. He also pointed out that Mr. Tompkins does not have 100-percent participation with the neighborhood dredging. The Mayor reminded him that he invited the homeowners association to come to a meeting so they could set up a special tax district.

Mr. Tompkins said they have one neighbor in disagreement which prevents this.

Commissioner Walters asked if Harbor East Dredging Inc. collects money from homeowners into a fund to use for dredging.

Mr. Tompkins said they formed a special LLC to raise money and this time they had to pay the state for a 25-year submerged land lease and needed an LLC to hold a land lease – he added that they don't annually try to raise money; instead they do it when a dredging need arises.

Commissioner Runte asked if they are a couple years away from dredging again.

Mr. Tompkins said yes and they are probably looking at 10-20,000 cubic yards of muck for the next dredging. He said anything the Town can do to help them would be great.

With no further public comments, Mayor Simmons brought the meeting back to the subject of the budget.

Referencing P. 6 of the proposed budget, Commissioner Walters commented that Town Attorney fees are up 20-percent. He said he knew some of that was from the Labor Attorney but he thought the Town Commission had decided they didn't need the Town Attorney to attend Planning & Zoning meetings.

Mayor Simmons said that wasn't the case. The Town Attorney attends Planning & Zoning, Board of Adjustment, Special Meetings and Regular Town Commission Meetings.

Town Manager Mascaro said they still have work to do with the labor attorney.

Commissioner Walters asked how many officers are left in the union and Town Manager Mascaro said she believed there were two.

Mayor Simmons said that last year they did not budget a labor attorney (\$15,000) or a magistrate so the real increase is that they needed to have a labor attorney.

Referencing the tape of the last meeting on 6/24/2020, Commissioner Walters said he listened to the tape and heard they reduced ~~Ryckman-Ocean~~ Park revenue but he didn't catch what the reason was for this.

Mayor Simmons said they did not want to make a change resulting in a huge budget shortfall so they thought, let's be more conservative, and if we get more than that – great.

The Mayor asked if there were any other comments or questions from the Commission and there were not, so he addressed the Town Manager and asked what she needed from them to proceed.

Town Manager Mascaro said that if everyone is content with the budget as discussed; she would set up two meetings in September – unless they wanted to meet sooner.

She pointed out that the millage rate is less than the millage rate last year. She said that she planned to put out a message on social media to help residents better understand their tax bill because she thinks a lot of people misunderstand that only a small portion comes to the Town. This would serve as an educational tool to help people understand that taxes from gas, communications, etc. are all revenue generated through the state that we get a percentage of. So for example, out of a \$2,000 bill a resident may only be paying \$700 to the Town.

Town Manager Mascaro said she had to take a pretty conservative approach. Our revenues are down, but still up over last year.

Also, she noted with the Building Department, even though permitting continues to rise – there are not as many big jobs (over \$50,000) and people have pulled back.

Mayor Simmons asked if \$35,000 is going into contingency fund and Town Manager Mascaro clarified it was \$30,000.

Town Manager Mascaro said that when they finish the audit they can transfer reserves and will move in \$51,500.

Mayor Simmons said that should give us about \$2 million in reserves and Florida League of Cities recommends that coastal communities have at least six months in reserve.

Mayor Simmons then asked if everybody was happy with the budget at the 9-percent over rollback rate. Commissioner Runte, Commission Quarrie indicated they were happy with it – Commissioner Walters said no.

Commissioner Quarrie asked Commissioner Walters what changes he would propose.

Commissioner Walters suggested they don't hire two police officers because the Town doesn't need as many as it has.

Commissioner Runte asked Commissioner Walters, as former police chief, what kind of staffing did he think was needed?

He responded; One chief, nine officers (two Sergeants and the rest patrol.)

But he added – that all changed when the former Commission decided to promote so they could give them more money.

Commissioner Runte said we should all leave here satisfied – or offer concrete solutions.

Commissioner Walters said he felt the other Commissioners were trying to start an argument and said he's not voting for this budget because we have a pandemic and people are out of work. When prompted for more suggestions, Commissioner Walters declined.

Discussion ensued about police department staffing.

Vice Mayor Hoover said he liked the capital investment worksheet and noticed that over ten years the capital investments are decreasing and gave credit to Mayor Simmons.

Vice Mayor Hoover also said he liked how the Town Manager broke out the parks and the pier and said good job.

Commissioner Runte also gave credit to Finance Manager Jennifer Kerr for a good job.

Moving on from the budget discussion, Mayors Simmons said he had a couple of items to discuss.

First, he wanted to know if the Commission wanted to try and close the Town's beaches for the July 4th weekend (to lessen crowding on the holiday weekend during the pandemic).

Some discussion on the issue ensued.

Mayor Simmons said the other issue he wanted to discuss was a mandatory mask policy. Residents have been asked him about it and it is something the Commission needs to make a decision on.

Some discussion on the issue ensued. A suggestion to create a resolution to encourage the use of masks was discussed.

The Town Commission agreed by unanimous consent to create a Resolution that says the Town strongly encourages residents to wear masks in local businesses and public buildings and observe social distancing

Commissioner Walters said he wanted it noted that the Town Commission spent a total of three hours and 45 minutes on the budget.

Vice Mayor Hoover moved to adjourn; Commissioner Runte seconded; Motion carried 5-0.

Meeting adjourned at 6:05 p.m.

Attachments:	Request from Daughters of the American Revolution
Date Prepared:	09/10/2020
Prepared By:	Janine Jordan – DAR Chair
Meeting Date:	09/16/2020

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input checked="" type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	Request for Town Proclamation of Constitution Week September 17-23, 2020
Recommended Action:	Consideration and possible action of request
Background Information:	N/A

August 30, 2020

Dear Mayor Simmons,

September 17, 2020, marks the two hundred and thirty-third anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and it is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate it.

Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week.

Please proclaim the week of September 17 through 23 as CONSTITUTION WEEK and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

NOW, THEREFORE I, Mayor Simmons by virtue of the authority vested in me as Mayor of the City of Melbourne Beach do hereby proclaim the week of September 17 through 23 as

CONSTITUTION WEEK

And ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of Town of Melbourne Beach to be affixed this _____ day of _____ of the year of our Lord two thousand and nineteen.

Signed _____ SEAL Attest _____

Thank you!



Janine Jordan

Constitution Week Chair

Commodore John Barry Chapter

Daughters of the American Revolution

Attachments:	Request from Florida Water & Pollution Control Operators Assoc.
Date Prepared:	09/10/2020
Prepared By:	Kevin Shropshire, Director
Meeting Date:	09/16/2020

Agenda Category:

<input type="checkbox"/>	Proclamations & Awards	<input type="checkbox"/>	Public Hearings
<input type="checkbox"/>	Presentations	<input type="checkbox"/>	Old Business
<input type="checkbox"/>	Boards & Committees	<input checked="" type="checkbox"/>	New Business
<input type="checkbox"/>	Consent	<input type="checkbox"/>	Other:

Subject:	Request for Town to Proclaim August 2020 as Florida Water Professionals Month
Recommended Action:	Consideration and possible action of request
Background Information:	N/A



Florida Water & Pollution Control Operators Association

A Non-Profit Association Serving Water and Wastewater Professionals in the State of Florida

August 20, 2020

The Honorable Jim Simmons, Mayor
Town of Melbourne Beach
507 Ocean Ave
Melbourne Beach FL 32951-2523

RE: Proclamation request for *Florida Water Professionals Month*

Dear Mayor:

The Florida Water & Pollution Control Operators Association, organized in 1941, is a non-profit trade organization that promotes the sustainability of Florida's water utility industry through workforce development, to protect the health of Florida's citizens and to preserve the state's water resources. The association offers water and wastewater treatment plant operator and water distribution system operator training courses required for the state of Florida's operator licenses, multiple voluntary certification programs, and continuing education programs for license renewal.

Like other states, Florida is dependent on a network of aging underground pipes. The Florida Section of the American Society of Civil Engineers' most recent report card graded our Drinking Water Infrastructure a C+ and our Wastewater Infrastructure a C. This assessment highlights the importance of recognizing and supporting Florida's water professionals more than ever—out of sight need not be out of mind.

The FW&PCOA embarked on a program in 2007 to recognize all water industry employees for their dedication and hard work in providing safe drinking water to Florida's citizens as well as protecting Florida's environment and natural resources. We did this by proclaiming a week during the month of April as "*Florida Water Professionals Week*."

This year again, the FW&PCOA has expanded the celebration to include the whole month of August, renaming the event, "*Florida Water Professionals Month*." We would like to invite you and Town of Melbourne Beach to join us in honoring the efforts of water professionals in your community. You can do this by executing a proclamation recognizing the event.

I am enclosing a sample proclamation for your reference, as well as the signed Proclamation from Florida Governor Ron DeSantis. Please send your executed proclamation to my address, stated below, so we can recognize the Town of Melbourne Beach's participation in this year's celebration. If you would like an officer from our association to accept the proclamation at your commission meeting, or to present at one of your facilities for display, please contact regional Director Kevin G. Shropshire at 321-626-2507, email 03-director@fwpcoa.org. Thank you in advance for your anticipated participation!

Sincerely,

Kevin G. Shropshire
Director, Region III, FW&PCOA
4975 Carter St., Cocoa, Florida 32927

RON DeSANTIS
GOVERNOR

FLORIDA WATER PROFESSIONALS MONTH

WHEREAS, it is critical that as Floridians, we create a clean, healthy, and stable environmental foundation for our children and future generations; and

WHEREAS, a sustainable source of clean water is necessary to protect our natural resources, growing economy and the needs of local communities; and

WHEREAS, water professionals work to ensure that Floridians have access to safe drinking water and that our environment and natural resources are protected; and

WHEREAS, laboratory analysis and design, operating and maintaining water and wastewater treatment plants, water distributing and wastewater collection systems, and storm water drainage systems are some of what water professionals are trained to perform; and

WHEREAS, Florida continues to take bold and historic action in the fight to protect water quality and conserve our natural resources; and

WHEREAS, Senate Bill 712, the Clean Waterways Act, passed the 2020 Florida Legislature with bipartisan support and carries a wide range of water quality protection provisions aimed at minimizing the impact of known sources of nutrient pollution, realigning the State's resources to enhance the protection of Florida's environment, and strengthening regulatory requirements; and

WHEREAS, while there is plenty of work to be done, Florida will continue to build upon our successes in the fight to protect and conserve our waterways and natural resources; and

WHEREAS, Florida Water Professionals Month is an opportunity to show appreciation for the water professionals in our state for all they do to protect our resources, economy, and communities.

NOW, THEREFORE, I, Ron DeSantis, Governor of the State of Florida, do hereby extend greetings and best wishes to all observing August 2020, as *Florida Water Professionals Month*.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capital, this 1st day of August, in the year two thousand twenty.


Governor



Florida Water & Pollution Control Operators Association

A Non-Profit Association Serving Water and Wastewater Professionals in the State of Florida

Florida Water Professionals Month

WHEREAS, The Florida Water & Pollution Control Operators Association, organized in 1941, is a non-profit trade organization that promotes the sustainability of Florida's water utility industry through workforce development, to protect the health of Florida's citizens and to preserve the state's water resources; and

WHEREAS, this organization offers water and wastewater treatment plant operator and water distribution system operator training courses required for the state of Florida's operator licenses, multiple voluntary certification programs, and continuing education programs for operator license renewal; and

WHEREAS, this organization, in recognizing the importance of the Florida Statutes and Administrative Code that regulate the water industry, acts as liaison between the Florida Department of Environmental Protection and industry personnel; and

WHEREAS, the Florida Water & Pollution Control Operators Association recognizes all those who have played a significant part in operating and maintaining drinking water, wastewater, and stormwater systems in Florida by celebrating *Florida Water Professionals Month*, which applauds their constant efforts to protect our health and environment, three-hundred, sixty-five days per year, through sunshine or catastrophic storm.

NOW, THEREFORE, I, Robert E. Hoog, Mayor of the City of Cape Canaveral, do hereby extend greetings and best wishes to all observing August 2019 as *Florida Water Professionals Month*.

IN WITNESS WHEREOF, I have hereunder set my hand this _____ day of _____, 2019.

Mayor



Town Manager Report for August 2020

1. Received notification from Jim Stroz at FDOT, that lowering the speed limit on A1A to 35 mph looks favorable. The final review should be sent to me any day as Jim thought he would have a final by @July 7th.
2. The two dates for the Budget Workshop are: Wednesday, September 9th at 6:00 pm and Monday, September 21st at 6:00pm. The Millage rate was changed to 4.5151 (4% change over rollback) due to the increase in the roll back rate provided by the Florida Department of Revenue.
3. The Comprehensive Plan sent to me on 8/13/2020 for a final review after our meeting in July to make final edits. Once the edits are finalized the document will be brought before the Commission and must be adopted by Ordinance per the Florida State Statue.
4. Attended the BOA meeting. BOA voted to grant a variance to the property located at 394 Riverview to allow for a buildable lot.
5. As of Friday, August 14th, the Town has issued 816 parking permits.
6. Indian Harbour Beach and the City of Melbourne are currently waiving Business Tax Receipts for businesses for the upcoming year to help support local businesses. Our fee is \$75.00 per business, which brings in revenue to the Town of @13,500 annually.
7. Submitting grants to the Indian River Lagoon Water Quality Improvement Project and Protecting Florida Together (water quality improvement) Grant.

Building Department Report

August 2020

- 66 permits issued
- 154 inspections completed
- 71 plans reviewed
- 3 Site Plan reviews for P&Z
- 2 BTR reviews
- 0 new homes

Permit	Description	Issue	Company	Construction	Fee	Address
<i>MB20_113</i>	HVAC, REPLACE	8/21/2020	American Residential Services	\$6,459.00	\$71.00	601 JASMINE DR
<i>MB20_177</i>	HVAC, REPLACE	8/21/2020	American Residential Services	\$13,189.00	\$142.00	1611 Atlantic St
<i>MB20_290</i>	SCREEN ENCLOSURE	8/19/2020	Space Coast Screens Inc	\$3,425.00	\$83.50	408 FIFTH AVE
<i>MB20_369</i>	GENERATOR	8/14/2020	STINGRAY ELECTRIC & CONTROL	\$12,029.00	\$231.98	602 CITRUS CT
<i>MB20_383</i>	HVAC, REPLACE NO DUCT	8/24/2020	EXTREME AIR & ELECTRIC, INC.	\$9,342.00	\$71.00	318 FOURTH AVE
<i>MB20_402</i>	SHED, BUILD/INSTALL	8/31/2020	Sun Quality Builders LLC	\$15,000.00	\$71.00	222 SURF RD
<i>MB20_411</i>	HVAC, REPLACE 2 UNITS	8/11/2020	GULF BREEZE REFRIGERATION II	\$10,000.00	\$142.00	1905 ATLANTIC ST 324
<i>MB20_422</i>	PROPANE TANK, INSTALL	8/20/2020	COMO OIL & PROPANE	\$1,466.00	\$71.00	602 CITRUS CT
<i>MB20_435</i>	HVAC, REPLACE	8/25/2020	Brevard Cooling and Heating Inc	\$6,181.00	\$71.00	500 HIBISCUS TRL
<i>MB20_439</i>	PROPANE TANK, INSTALL	8/3/2020	FERRELLGAS	\$4,700.00	\$71.00	417 HIBISCUS TRL
<i>MB20_441</i>	SCREEN ENCLOSURE	8/19/2020	SUMMERTIME OUTDOOR BUILDEI	\$6,000.00	\$133.50	607 CITRUS CT
<i>MB20_444</i>	ACCESSORY STRUCTURE, NEW	8/5/2020	TVR CONSTRUCTION INC	\$50,000.00	\$602.44	422 SUNSET BLVD
<i>MB20_445</i>	PROPANE, INSTALL	8/25/2020	SAMS LP GAS COMPANY INC	\$1,995.00	\$71.00	1806 PINE ST
<i>MB20_448</i>	RE ROOF					

		8/12/2020 Jason Duff Construction Inc	\$0.00	\$303.90 216 FOURTH AVE
MB20_452	NEW, INGROUND POOL			
		8/7/2020 Plan It Pools, Inc.	\$45,000.00	\$553.66 503 POINSETTIA RD
MB20_453	GARAGE DOOR, INSTALL			
		8/10/2020 PARADISE GARAGE DOOR SERVI	\$1,495.00	\$71.00 512 MAGNOLIA AVE
MB20_458	FENCE AND GATE, INSTALL			
		8/6/2020 Carrie's Fence of Palm Bay	\$5,128.00	\$71.00 1601 ORANGE ST
MB20_460	WINDOWS AND DOOR, REPLACE			
		8/25/2020 A Better View	\$26,710.00	\$375.22 538 SUNSET BLVD
MB20_462	HVAC, REPLACE			
		8/5/2020 American Residential Services	\$10,596.00	\$71.00 205 FOURTH AVE
MB20_463	INTERIOR DEMOLITION			
		8/10/2020 Sun Quality Builders LLC	\$3,500.00	\$71.00 222 SURF RD
MB20_464	POOL RESURFACE			
		8/3/2020	\$1,950.00	\$71.00 1202 OAK ST
MB20_465	SCREEN ENCLOSURE			
		8/5/2020 ACTION ALUMINUM	\$11,350.00	\$238.53 321 FIRST AVE
MB20_468	RE ROOF W/FLAT			
		8/10/2020 KUZAK ROOF MAINTENANCE, LLC	\$7,500.00	\$163.41 1606 ATLANTIC ST 5
MB20_470	WINDOWS AND DOORS, INSTALL			
		8/5/2020 SUNSET VIEW CONSTRUCTION	\$38,016.00	\$485.52 314 SUNSET BLVD
MB20_471	RE ROOF			
		8/5/2020 ROOF CARE OF CENTRAL FLORID	\$8,000.00	\$173.17 306 BANYAN WAY
MB20_472	PROPANE, INSTALL			
		8/5/2020 AMERIGAS PROPANE LP (2)	\$5,021.00	\$71.00 217 SURF RD
MB20_473	GENERATOR INSTALL/ ELECTRIC			
		8/24/2020 Space Age Electric	\$2,100.00	\$71.00 217 SURF RD
MB20_475	HVAC, REPLACE			

		8/10/2020 EXTREME AIR & ELECTRIC, INC.	\$3,769.00	\$71.00 1203 ATLANTIC ST
MB20_476	PROPANE, INSTALL			
		8/6/2020 COMO OIL & PROPANE	\$3,035.00	\$71.00 1003 PINE ST
MB20_477	RE ROOF			
		8/13/2020 KUZAK ROOF MAINTENANCE, LLC	\$14,000.00	\$251.22 301 FIRST AVE
MB20_479	CONCRETE DRIVEWAY, REPLACE			
		8/7/2020	\$5,000.00	\$71.00 411 MAGNOLIA AVE
MB20_480	WATER HEATER, REPLACE			
		8/6/2020 Broward Factory Services	\$275.00	\$71.00 220 DOGWOOD AVE
MB20_481	DUCTWORK, REPLACE			
		8/10/2020 Freedom Air & Heat Inc	\$6,900.00	\$151.70 1702 ATLANTIC ST 1D
MB20_482	ELECTRICAL			
		8/10/2020 Grand Electric DBA Bob's Electric	\$536.00	\$71.00 1905 ROSEWOOD DR
MB20_483	DEMOLITION OF TOWER/STAIRS, BUILD STAIRS			
		8/12/2020 Excel Construction Corp	\$10,000.00	\$212.20 315 ATLANTIC ST
MB20_484	SHED, INSTALL			
		8/12/2020 TUFF SHED, INC	\$2,400.00	\$71.00 804 OAK ST
MB20_486	RE ROOF W/FLAT			
		8/7/2020 ORLANDO RESTORATION SERVIC	\$13,500.00	\$246.34 411 SIXTH AVE
MB20_487	WINDOWS, INSTALL			
		8/13/2020 SUNSET VIEW CONSTRUCTION	\$11,642.00	\$244.23 512 BANYAN WAY
MB20_488	REMODEL, KITCHEN AND BATH			
		8/24/2020 Nobili Brothers Contractors, Inc.	\$64,100.00	\$740.00 211 BIRCH AVE
MB20_489	SEAWALL, REPLACE			
		8/12/2020 Dock Masters Inc	\$43,000.00	\$534.15 426 RIVER VIEW LN
MB20_492	RE ROOF W/FLAT			

		8/18/2020 VALLEY RIDGE ROOFING LLC	\$3,850.00	\$91.75 1902 CEDAR LN
MB20_493	ELECTRIC/ FPL			
		8/11/2020 Gladiator Electric Inc	\$2,100.00	\$71.00 411 OAK ST
MB20_494	GARAGE DOOR, REPLACE			
		8/13/2020 MM ENTERPRISES OF BREVARD I	\$4,020.00	\$71.00 316 BANYAN WAY
MB20_495	SHED, INSTALL			
		8/12/2020	\$500.00	\$71.00 703 PINE ST
MB20_496	PAVERS, INSTALL			
		8/19/2020 Surfside Pavers Inc.	\$4,211.00	\$71.00 209 FOURTH AVE
MB20_498	SEWER AND WATER, CONNECT			
		8/18/2020 Sun Plumbing	\$7,080.00	\$71.00 308 OAK ST
MB20_499	HVAC, REPLACE			
		8/13/2020 ABLE AIR, INC	\$4,980.00	\$142.00 300 OCEAN AVE
MB20_500	FENCE, INSTALL			
		8/14/2020 A & B FENCE CO LLC	\$5,266.00	\$71.00 405 SUNSET BLVD
MB20_501	FLAT ROOF, REPLACE			
		8/17/2020 Property Renovations and Constructi	\$23,970.00	\$348.49 501 BANYAN WAY
MB20_503	FENCE AND GATE, INSTALL			
		8/26/2020 American Fence of Brevard	\$5,000.00	\$71.00 418 AVENUE B
MB20_504	ELECTRIC, FPL			
		8/31/2020 WIGMEN ENTERPRISES INC	\$1,200.00	\$71.00 309 HIBISCUS TRL
MB20_505	WINDOWS, REPLACE			
		8/20/2020 Property Renovations and Constructi	\$9,785.00	\$208.00 308 SURF RD
MB20_506	FRONT DOOR, REPLACE			
		8/20/2020 Lowe's Home Centers	\$1,304.00	\$71.00 1601 ORANGE ST
MB20_507	HVAC, REPLACE			
		8/19/2020 Complete Air & Heat Inc	\$8,354.00	\$71.00 208 ELM AVE

MB20_508	RE ROOF	NO FLAT	8/20/2020 R & R Roofing of Brevard Inc	\$31,100.00	\$418.05	517 AVENUE A
MB20_510	RE ROOF		8/31/2020 Florida Native Roofing Inc	\$48,600.00	\$588.78	309 HIBISCUS TRL
MB20_511	RE ROOF		8/21/2020 DIRECT METAL ROOFING	\$66,000.00	\$758.54	314 SUNSET BLVD
MB20_512	HVAC, REPLACE		8/20/2020 Coastal Climate Experts	\$3,500.00	\$71.00	1350 ATLANTIC ST 5N
MB20_513	ELECTRICAL		8/25/2020 Gladiator Electric Inc	\$2,000.00	\$71.00	1350 ATLANTIC ST 5N
MB20_514	ADDITION, REMODEL		8/31/2020 Sun Quality Builders LLC	\$50,000.00	\$602.44	222 SURF RD
MB20_516	HVAC, REPLACE		8/25/2020 Masters Air and Heat	\$5,470.00	\$71.00	413 DRIFTWOOD AVE
MB20_517	2 PIER, INSTALL/FOUNDATION REPAIR		8/27/2020 Groundworks Florida LLC	\$4,800.00	\$110.20	416 AVENUE A
MB20_519	POOL RESURFACE		8/27/2020 Brevard Pools Inc	\$6,150.00	\$71.00	208 BIRCH AVE
MB20_520	INGROUND POOL		8/27/2020 INTERCOASTAL POOL AND SPA	\$28,000.00	\$387.80	509 ANDREWS DR
MB20_521	RE ROOF		8/27/2020 OAK CREST ROOFING	\$20,920.00	\$318.73	403 HIBISCUS TRL
MB20_526	HURRICAN SHUTTERS, INSTALL		8/28/2020 Mark Farnham Construction LLC	\$2,000.00	\$71.00	2010 OAK ST
				\$834,469.00	\$12,468.45	

Public Works Activities Overview

August 2020

We addressed some issues on the pier this month. One ongoing problem of course is the lights on the railings being broken. In an attempt to limit this type of problem we are now installing LED lights on poles along the pier. As the railing lights are broken we have been removing them. The pole lights installed to date are on the south side of the pier. We will be installing the pole lights on the north side in the future.

One other problem area of the pier has been the stainless wire and turnbuckles breaking. It appears any many cases people are standing on the wires and they break. We have not figured a method to prevent this from happening.

Fenders were installed on the pier pilings which are designed for a vessel to pull alongside of. By using old fire hose provided by the FD we had no cost.

LED bulbs are being placed in the pathway lights of Ryckman Park. We have identified after market LED fixtures that can be installed in the existing light arms. This will be costed out and explore if this may be a viable option. Solar options are being explored but we have concerns over the cost and how much light they yield.

Trimming of the vegetation at the crossovers continued. This is an ongoing process both there and at Ocean Park. Particularly time consuming is the ongoing cutting and controlling the area of Ocean Park where the huge Vitek trees were removed. We must keep those cut and sprayed to prevent them spreading and killing the Sea Grapes and any other friendly vegetation.

Our stormwater swale efforts continue. We employed swales at First and Atlantic where for years water had collected and flooded out onto Atlantic. Crushed concrete was employed to harden the entrance to the crossover lot. The combination has proven very successful to this point. After several significant rain falls the water has entered the swales and dissipates in short order.

To date every location of our swales have proven successful. Orange and First Ave. no longer holds water out into the street. The northwest corner of Ocean Park parking area does not hold standing water for days like in the past. Our Pine St. swale reduces the amount of stormwater going south on Pine St..

Our swale/rain garden in front of the Post Office also captures west bound stormwater. This project has generated a great deal of positive comments for beautifying Ocean Avenue.

A street sweeper broom was rented and used to clean several street curbs. This was done to make sure this would be effective before we actually purchased a unit. The results were very impressive. We were amazed at the large amount of sand we moved back into the grass. What we really know is that sand and leaves will not show up in our stormwater boxes or in the Lagoon. Once we do obtain a sweeper and have an ongoing cleaning schedule it is our belief that the amount of sand and debris we have to Ditch Witch will be greatly reduced.

The unsightly condition behind our pavilions has been addressed. The area was cleaned. By using the free fill dirt we have on hand we were able to level that area and install sod. This cleaning effort also extended west behind the old post office structure. These efforts not only beautified the areas but gave us several hundred square feet of usable space.

Again we had a good month.

Public Works Activities

August 2020

- Secured trash cans crossovers ref. storm
- Repaired boardwalk shower Ocean Park
- Repaired turnbuckles on pier
- Cleaned large amount of fallen branches post storm
- Added two more pole lights to pier
- Removed all broken lights from pier (5)
- Mowed trimmed area of swale Oak and Ocean
- Replaced all burned out walkway lights Ryckman (led bulbs)
- Installed fenders on pier using old fire hose
- Trimmed around Town Hall
- Trimmed more crossovers
- Mowed and cleaned up storage yard
- Installed more crushed concrete completed swales 1st and Atlantic
- Installed section of PVC pipe over wires on Ocean Ave. school crossing pole
- Trimmed some foliage at various intersections
- Coordinated remove of bees in water meter box by Old Town Hall
- Replaced screws in single entry gate behind public works
- Repaired damage north end of Ocean Park parking lot – replaced with poles
- Set up for election Community Center
- Trimmed around bocce ball courts
- Re-striped bike lane on Ocean Ave.
- Installed camera on pier entrance
- Re-tightened hydraulic part on tractor stopped a leak
- Trimmed landscaping PO right of way
- Trimmed Ocean Park areas
- Used street sweeping broom cleaned numerous streets and curbs
- Used fill dirt we had filled in behind pavilions and sodded
- Removed over grown mess behind pavilions
- Replaced irrigation timer one section of Ryckman Park
- Relocated gazebo from Circle Park to 5th Ave. river park
- Cleaned swale area at Ocean Park
- Repaired AC duct seam upstairs work out area

MONTHLY REPORT: August 2020

New Cases for the Month of August

June

<u>CASE NUMBER</u>	<u>DATE</u>	<u>ADDRESS</u>	<u>CODE VIOLATION</u>	<u>DATE CLOSED</u>	<u>ACTIVE</u>	
2020-CE-122	8/5/2020	404 Ocean Avenue	Coc. Palm plant.inROW		X	Told to Remove sent NOV
2020-CE-123	8/5/2020	406 Ocean Avenue	Coc. Palm plant.inROW		X	Told to Remove sent NOV
2020-CE-124	8/5/2020	408 Ocean avenue	Coc. Palm plant.inROW		X	Told to Remove sent NOV
2020-CE-125	8/5/2020	410 Ocean Avenue	Coc. Palm plant.inROW		X	Told to Remove sent NOV
2020-CE-126	8/6/2020	711 Atlantic Street	Turtle Lighting	8/9/2020		No lights on Case closed
2020-CE-127	8/6/2020	1005 Atlantic Street	Turtle Lighting	8/19/2020		Lights turned off Case Closed
2020-CE-128	8/6/2020	2051 Atlantic Street	Turtle Lighting	8/29/2020		Called FPL they turned out the Lights Case Closed
2020-CE-129	8/8/2020	315 Sunset Blvd.	trailer on Vacant lot	8/30/2020		Trailer Removed, Case closed
2020-CE-130	8/10/2020	407 Riverside Drive	Motor hame in Drive	8/24/2020		Motor Removed Case closed
2020-CE-131	8/12/2020	411 Fifth Avenue	Grass overgrown, Boat	8/14/2020		Grass has been cut, Boat in garage Case closed
2020-CE-132	8/15/2020	210 Cherry Dr.	PRKS. Boat in 208 drive	8/30/2020		No boat I will monitor
2020-CE-133	8/15/2020	206 Flamigo Lane	refrigerater in Row Doors ON			Case Closed 8/17/2020
2020-CE-134	8/16/2020	423 River View	Motor hame in Drive	*/22/2020		Motor Removed Case closed
2020-CE-135	8/16/2020	707 Atlantic Street	Turtle Lighting		X	NOV Issued
2020-CE-136	8/19/2020	409 Anchor Key	trailer in driveway	8/24/2020		trailer moved case closed
2020-CE-137	8/19/2020	413 Anchor Key	Tree cutting on st.	8/19/2020		Cuttings Removed Case Closed
2020-CE-138	8/21/2020	611 Mango Drive	Bus on front lawn	8/22/2020		removed 08/22/2020
2020-CE-139	8/16/2020	2207 Atlantic Street	Turtle Lighting		X	will monitor
2020-CE-140	8/16/2020	2203 Atlantic Street	Turtle Lighting		X	will monitor
2020-CE-141	8/23/2020	423 Sixth Ave	Bush needs trimming	8/29/2020		Bush trimed Case Closed
2020-CE=142	8/23/2020	202 Surfe Road	Palm frons hang. Over Sreet			Palm fron Trimed Case Closed
2020-CE-143	8/24/2020	211 Fifth ave	Grass overgrown	8/29/2020		Grass has Been Cut Case Closed
2020-CE-144	8/26/2020	1501 Oak Street	bush hanging over SW	8/29/2020		Tree trimed Case closed
2020-CE-145	8/30/2020	318 Avenue B	Car carrier in Drive	9/4/2020		Trailo Moved Case bclosed
2020-CE-146	8/31/2020	314 Hibiscus Trail	Car being worked on	9/4/2020		Car Repaired Case Closed

OPEN/ACTIVE CASES FROM PRIOR MONTHS

<u>CASE NUMBER</u>	<u>DATE</u>	<u>ADDRESS</u>	<u>CODE VIOLATION</u>	<u>ACTION</u>	
2020-CE-101	7/17/2020	410 Second Ave	Pool not maintained		X New Pump on order Due in nexed week
	7/17/2020	1905 Atlantic Street	Turtle Lighting		X
	7/24/2020	1202 Oak Street	Bush opstructing Traf.		X Sched. For trim
2020-CE-116	7/25/2020	1805 Atlantic Street	Turtle Lighting		X NOV Issued
2020-CE-038	3/16/2020	305 fourth Ave	Boat in DW		X

2020-CE-041	3/22/2020	401 fourth Ave.	Buisness from home	X	NOV 05/04/2020
2020-CE-043	3/25/2020	415 Sixth Ave	Pool not maintained	X	House in forclosure
2020-CE-069	5/23/2020	404 Colony Street	Boat in Driveway	X	NOV 07/05/2020

PRIOR CASES CLOSED IN August 2020

2020-CE-094	7/13/2020	1905 Atlantic Street	Turtle Lighting	8/16/2020	Lights out Case Closed	
2020-CE-103	7/22/2020	218 Fifth Avenue	Motor hame in Drive	8/9/2020	Motor Removed Case closed	
2020-CE-110	7/17/2020	1905 Atlantic Street	Turtle Lighting	8/16/2020	Lights out Case Closed	
2020-CE-113	7/24/2020	1202 Oak Street	Bush opstructing Traf.	8/17/2020	Case Closed	
2020-CE=115	7/25/2020	1905 Atlantic Street	Turtle Lighting	8/16/2020	lights were out	Case Closed
2020-CE-117	7/25/2020	1805 Atlantic Street	Turtle Lighting	8/16/2020	lights were out	Case Closed
2020-CE-118	7/25/2020	1805 Atlantic Street	Turtle Lighting	8/16/2020	lights were out	Case Closed
2020-CE-119	7/25/2020	2207 Atlantic Street	Turtle Lighting	8/16/2020	lights were out	Case Closed
2020-CE-120	7/25/2020	2203 Atlantic Street	Turtle Lighting	8/16/2020	lights were out	Case Closed
2020-CE-121	7/29/2020	230 Fifth Avenue	Tree hang. Over St.	8/17/2020	Case Closed	

NUMBER OF CASES OPEN THIS MONTH	24
NUMBER OF CASES CLOSED THIS MONTH	23
NUMBER OF CASES OPEN AND CLOSED SAME MONTH	15
TOTAL NUMBER OF CASES STILL OPEN	12
NUMBER OF CASES THAT WENT TO BOARD	0

PREPARED BY Robert Schaefer, CODE ENFORCEMENT OFFICER,



Melbourne Beach Police Department

Monthly Report

August 2020



In August, we had a total of 2 traffic arrests and other arrests that ranged from Battery domestic, DUI, Theft, and Violation of Probation.

House checks/residential and business checks are continued daily. The officers and I continue to be proactive as they conducted several "directed traffic enforcement details" throughout the town. Our radar trailers are also placed in various locations throughout the city to assist in deterring speeders.

We did have 1 animal complaint/call this month for a loose dog.

One of our areas of high volume calls consists of Injured/Ill persons. These calls are unpredictable, and each of the officers is First Responder/CPR/AED certified and is first on the scene to provide medical treatment as necessary. Each of the officer patrol vehicles is now equipped with "stop the bleed kits." We also received two "lockout" kits to be used on vehicles in cases of emergencies only.

All reports and calls for service are checked each day by either myself or a supervisor. Depending on the type of crime we have, procedures are in place to take the appropriate action to resolve the issue.

Ofc's Martin and Chris Smith attended Eastern Florida State College this month for Field Training and Laser/Radar schools. Congratulations FTO. Zachary Martin and Ofc. Chris Smith!

School is back in session! SRO Dovale has settled in at Gemini Elementry, and has introduced himself to all staff and students. Crossing Guard Amber is back at Ocean and Pine crossing our little ones. Our Facebook page has been updated to remind drivers to be mindful of school zones, pedestrians, and bicyclists.

In August, we started a new interaction with the community on our Facebook page. We are asking residents to send us photographs of sunrises/sunsets. Every Wednesday, we will pick a photo (credit given) to display on our FB cover. We have so far seen some stunning colors.

The Melbourne Beach Police Officers and I are committed to community policing and keeping our town safe, which is our #1 priority.

Attached you will see a brief overview of the Sergeants monthly report that highlights some of our calls for service.

Stay Safe, Chief Melanie Griswold



MELBOURNE BEACH POLICE DEPARTMENT
Matthew Smith
Sergeant

507 Ocean Ave, Melbourne Beach, FL 32951
Phone: (321) 723-4343 Fax: (321)725-3253



Monthly Report August 2020

- 08/08- Vehicle crash between (2) vehicles in the 1000 block of Atlantic Street. No injuries were reported and both vehicles had minor damage.
- 08/15- Domestic, verbal dispute, between boyfriend and girlfriend in the 200 block of Third Avenue. Parties separated
- 08/24- Domestic, verbal dispute, between adult child and father in the 1800 block of Pine Street. Parties separated
- 08/24- Domestic, verbal dispute, between brother in-laws in the 500 block of Colony Drive. Parties separated
- 08/29- Vehicle crash between (2) vehicles in the 200 block of Ocean Avenue. No injuries were reported and both vehicles had minor damage
- 08/30- Arrested a female for battery, domestic violence and violation of felony probation. Female physically attacked the father of their child, causing minor injuries. She was also on felony probation for conspiracy to commit drug trafficking.

**MELBOURNE BEACH POLICE DEPARTMENT****Steven Kino****Detective/Sergeant****507 Ocean Ave, Melbourne Beach, FL 32951****Phone: (321) 723-4343****Fax: (321)725-3253****MEMORANDUM****TO: Chief Griswold****FROM: Sgt. Kino****RE: August Monthly Call Report****DATE: 09/01/2020**

08/03- A traffic stop was conducted in the 1800 block of Oak St. The driver was doing 67 in a 30. Once the vehicle stopped, drug paraphernalia was observed in plain view. The driver then completed SFE's and was placed under arrest for DUI and possession of drug paraphernalia.

08/04- A fire call in the 200 block of Elm Ave. A palm tree had flames at the base of the palm fronds. The fire was extinguished without incident.

08/10- Traffic arrest in the area of Second Ave and Atlantic St. The vehicle was stopped for doing 96 in a posted 40. The driver was issued a civil and a criminal traffic citation and was released on scene with a court date.

08/10- An assault occurred in the 300 block of Sixth Ave. A lawn maintenance worker advised a resident that he wanted to fight him and threatened to harm his grass. The victim completed and signed a decline to prosecute.

08/10- A petit theft occurred in the 200 block of Birch Ave. The r/p stated that his daughter's friend stole a pair of Apple AirPods from the house. The victim completed and signed a decline to prosecute.

08/11- A petit theft occurred in the 500 block of Ocean Ave. A patron stayed the night and when checkout came the following day, she left prior to paying for the night. She also took the room keys with her. The victim completed and signed a decline to

prosecute.

08/12- A vehicle burglary occurred in the 1000 block of Atlantic St. The r/p's purse was taken out of her unlocked vehicle. The contents were 2 debit cards and her id card. She did not want to pursue charges. She completed and signed a decline to prosecute.

08/17- A traffic crash in the area of Pine St and Third Ave. Both vehicles entered the intersection at the same time and the bicyclist dropped his bicycle striking the front fender of the SUV. No injuries or roadblocks.

08/17- Traffic crash in the area of Ocean Ave and Atlantic St. Both vehicles were entering the turn going opposite directions and one of them ran through a puddle, causing the vehicle to hydroplane and strike the other vehicle. There was minimal damage and both vehicles were able to drive away. No injuries or roadblocks. The driver of the at-fault vehicle was issued a criminal citation and 2 civil citations on scene.

08/20- A petit theft occurred in the area of Atlantic St and Avenue B. An unknown person scraped a Melbourne Beach Parking Permit off of the back window of a parked car. The victim was given a new sticker and completed and signed a decline to prosecute.

08/27- A traffic crash occurred at the intersection of Oak St. and Ocean Ave. No injuries or roadblocks. Driver of vehicle 1 was cited. Both drivers removed their vehicles from the scene.

08/27- A trespass warning was issued to a male that was parked on a private property located in the 300 block of Riverside Dr. The Trespass Warning was completed without incident.

08/28- A domestic disturbance verbal in nature in the 300 block of Third Ave. The girlfriend was upset that her boyfriend went out the night before and "ignored" her. Both parties advised that they would calm down for the rest of the evening.



Melbourne Beach Police Department



	AUG	JULY	JUNE	MAY	APRIL	MAR	FEB	JAN					YTD
Total Calls for Service	1195	1137	1490	1651	1330	1263	1081	1162					10309
Total Felonies	1	5	9	10	4	6	1	14					50
Total Misdemeanors	9	24	19	17	12	10	8	19					118
Total Capias Requests	0	0	0	0	2	2	2	1					7
Total Traffic Arrests	2	3	5	6	2	8	3	3					32
Total Other Arrests	2	2	3	1	3	6	3	8					28
911 Investigation	37	31	40	34	23	30	20	11					226
Alarm Business	2	3	6	3	0	7	1	2					24
Alarm Residence	3	7	7	5	2	1	2	6					33
Animal Complaint	1	0	5	4	13	7	5	12					47
AOA LEO	15	24	30	24	6	23	22	21					165
Assault	1	0	0	0	0	0	0	0					1
Assist Citizen	7	5	10	7	11	6	9	9					64
Assist DCF	1	1	0	0	2	4	2	1					11
Assist Motorist	2	3	2	0	1	1	1	1					11
Attempt to Contact	2	2	3	1	3	4	4	6					25
Baker Act	0	0	2	1	0	1	2	1					7
Battery	0	0	2	0	2	0	0	0					4
Burglary Residence	0	1	0	0	0	0	0	4					5
Burglary Vehicle	1	2	0	5	0	0	0	1					9
Civil Matter	3	4	7	3	1	5	2	5					30
Crash	5	5	6	4	1	4	5	4					34
Criminal Mischief	0	0	2	4	0	0	1	3					10
Death Investigation	0	0	0	0	0	1	1	1					3
Disturbance Domestic	4	1	2	5	8	3	2	2					27
Disturbance Domestic Battery	1	1	1	0	0	2	2	1					8
Disturbance Fight	0	0	0	0	1	0	0	0					1
Disturbance Noise	6	7	3	2	4	3	2	3					30
Disturbance Verbal	0	0	0	5	2	3	0	1					11
Fire	4	5	6	6	7	2	5	3					38
Fraud	0	0	0	1	0	1	0	0					2
Harassment	1	0	0	0	0	0	0	2					3
House Checks	310	404	218	142	99	47	59	62					1341
Illegal Parking	48	108	25	47	17	18	13	11					287
Information	22	16	14	17	34	16	12	12					143



Melbourne Beach Police Department



	AUG	JULY	JUNE	MAY	APRIL	MAR	FEB	JAN					YTD
Injured/Ill Person	14	18	17	13	22	14	29	21					148
Intoxicated Driver	1	0	2	1	0	3	2	1					10
Intoxicated Person	0	0	1	0	3	1	0	0					5
Investigation	4	9	3	3	4	3	3	5					34
Loitering & Prowling	0	0	0	0	0	0	0	1					1
Missing Person	0	0	1	0	0	0	1	0					2
Narcotics	0	1	1	1	3	2	2	5					15
Open Door	0	1	2	1	4	2	2	12					24
Ordinance	2	5	0	3	1	0	0	2					13
Parking Citations	37	85	17	34	15	15	10	3					216
Patrol Area	159	115	135	143	124	90	85	95					946
Patrol Area Business	234	239	390	486	305	212	196	202					2264
Patrol Area Residential	368	322	433	470	455	282	247	330					2907
Patrol Area School	34	23	32	36	45	31	48	29					278
Prisoner Transport	0	0	0	0	0	0	0	2					2
Property Confiscated	3	0	2	5	0	0	0	1					11
Property Found	4	4	4	5	4	5	5	9					40
Property Lost	2	0	0	1	0	0	1	1					5
Reckless Driving	4	5	4	4	5	4	4	3					33
Special Detail	0	3	1	1	1	1	3	1					11
Standby-Keep the Peace	1	3	4	1	0	2	3	0					14
Suspicious Incident	8	12	8	8	3	10	7	8					64
Suspicious Person	13	13	2	11	6	15	11	10					81
Suspicious Vehicle	23	20	20	13	8	14	17	13					128
Theft	3	0	0	3	0	2	1	8					17
Traffic Citations	21	17	63	47	11	121	63	38					381
Traffic Complaint	2	3	3	3	5	4	1	1					22
Traffic Enforcement	73	58	145	171	142	193	129	139					1050
Traffic Obstruction	0	2	0	0	0	1	1	2					6
Traffic Stop	74	81	172	109	43	243	166	137					1025
Trespassing	1	4	2	2	2	1	2	1					15
Vehcile Abandoned	0	0	0	0	0	1	0	0					1
Vehicle Inspection	1	3	3	1	3	3	1	2					17
Vehicle Repo/Tow	1	1	0	0	0	2	0	0					4
Vehicle Stolen or Recovered	0	1	0	0	0	0	0	1					2
Wanted Person	0	0	0	0	0	1	2	0					3



Melbourne Beach Police Department



Vehicle Mileage	AUG	JULY	JUNE	MAY	APRIL	MAR	FEB	JAN					YTD
Car 359	48	0	1	1	72	29	256	162					569
Car 360	1156	201	1004	1488	1222	1196	949	931					8147
Car 361	771	986	1292	1046	984	1735	1155	1022					8991
Car 363	631	859	668	790	956	818	620	1505					6847
Car 364	753	1224	1197	1218	1373	1210	1108	1850					9933
Car 366	788	1059	935	630	668	683	477	728					5968



**Melbourne Beach
Vol. Fire Department**
507 Ocean Avenue
Melbourne Beach, FL 32951
(321)724-1736
FireStation@MelbourneBeachFL.org

FIRE DEPARTMENT MONTHLY REPORT

August 2020

Incident Response

For the month of August 2020, the Melbourne Beach Volunteer Fire Department responded to 13 calls for service. The average number of responding volunteer personnel per paged out call for the month was 11.

Breakdown:

- 8 Fire/Rescue Calls (paged out)
- 2 Assist Other Agency
- 1 Public Assist
- 1 Walk-in Medical
- 1 EMS Assist

Department Membership

- Certified Firefighters: 18
- Support Services Personnel: 12
- Administrative Personnel: 2
- Probationary Personnel: 3

Fire Department Garage Floor Update

The Fire Department has completed the bid process and has selected a vendor for the garage floor refinishing project. The Garage Enhancement Company is now under contract and will be installing a dual layer flake system with 2 layers of polyaspartic top coating and silica sand. This coating should provide a long lasting, aggressive non slip, and professional looking surface. The project will start on Monday, September 14th and is projected to take a full week to complete.

In addition, and with approval from the Commission, the Fire Department interior garage walls were also repainted. All labor was donated by the Department's volunteers. At this point the project is scheduled to be completed before October 1st and will come in under budget, even with the additional cost approved to repaint the walls.

COVID-19 Update

The MBVFD continues to work closely with both the Police Department and Town Hall to ensure we are prepared to respond to the COVID-19 health crisis. This includes participation in conference calls, emails, situation reports submitted to Brevard County Emergency Management, updating policies to address response guidelines, and educating citizens and visitors. We continue to monitor the situation and update our response as needed. At this time all active MBVFD personnel continue to be healthy and are able to respond to incidents under the Department's COVID-19 response guidelines.

Radio Replacement (Capitol Item) Update

As part of the multi-year radio replacement project, the Fire Department has ordered 11 new radios. These radios are mission critical and will replace the Department's current radios which are outdated and no longer supported. The new radios will be in-service before October 1st. The Fire Department has also submitted a FEMA Assistance to Firefighters Grant to hopefully assist with the purchase of the remainder of the needed radios.

Extractor Washer & Dryer (Capitol Item) Update

The Fire Department has partnered with 3 other local municipal fire departments to purchase an extractor style washer and rack dryer. This equipment is necessary to wash a firefighter's structural gear after a fire to prevent the spread of cancer causing carcinogens. To assist with the cost of the project, the Department submitted a regional FEMA Assistance to Firefighters Grant and we were recently notified that we have been awarded a partial grant for \$22,272. While this is not the full amount requested, it will certainly help offset the cost to the Town and to the other fire departments partnering in this project.

Notable Events

The Department was recently awarded a regional FEMA Assistance to Firefighters Grant for \$22,272 to assist with the purchase of an Extractor washing machine and gear dryer. This was a partial award, and while it was not the full amount requested, it will certainly help offset the cost. Big thanks to Safety Chief Micka for spearheading this effort.

The Department was notified that it was not awarded the AAA traffic safety grant for the purpose of obtaining new traffic cones and incident warning signs.

Engine 58 returned back its annual maintenance and repairs.

Ski-58 was also taken in for it's annual maintenance and repairs, and is already back in-service.

Chief Brown met with the First Responders Task Force to discuss a free life insurance benefit for the Department's volunteers.

The Firefighters Association will be meeting next month to decide if they are going to proceed with their annual haunted house, fire prevention week activities at the schools, and Christmas Events.

The Firefighters Association has also been very active in making improvements to the facilities. The back deck has been completely redone to provide a safer, more functional, and nicer looking area. A storage shed was built to house the Department's larger event supplies such as grills, picnic tables, and coolers. A new dishwasher, sink, and garbage disposal was purchased and installed in the Masny Room. New (used) equipment was purchased for the upstairs gym. They are also purchasing the Fire Department's water rescue team members new boots, gloves, swim fins, and bathing suits. All of this is done at no cost to the tax-payer and is funded through donation dollars.

Due to the COVID health crisis and social distancing recommendations, the MBVFD was able to support 1 local birthday party "drive-by" events in Melbourne Beach this month to help make local resident's birthdays special since they could not have full parties.

Melbourne Beach VFD

Melbourne Beach, FL

This report was generated on 9/9/2020 6:41:10 PM



Incident Address and Type for Date Range (Landscape)

Incident Status(s): All Incident Statuses | Start Date: 08/01/2020 | End Date: 08/31/2020

INCIDENT #	DATE	LOCATION TYPE	ADDRESS	INCIDENT TYPE	ALARM	CLEARED SCENE
2020-108	08/02/2020		301 Riverside DR , Melbourne Beach, FL, 32951	Arcing, shorted electrical equipment	08/02/2020 01:50	08/02/2020 02:08
2020-109	08/04/2020		205 Elm AVE , Melbourne Beach, FL, 32951	Natural vegetation fire, other	08/04/2020 14:02	08/04/2020 14:31
2020-110	08/09/2020		412 2nd AVE , Melbourne Beach, FL, 32951	Assist police or other governmental agency	08/09/2020 15:40	08/09/2020 15:48
2020-111	08/10/2020		3085 S Hwy A1A , Brevard (County), FL, 32951	Dispatched & cancelled en route	08/10/2020 12:06	08/10/2020 12:14
2020-112	08/14/2020	Intersection	Ocean AVE / Riverside Dr, Melbourne Beach, FL, 32951	Watercraft rescue	08/14/2020 18:43	08/14/2020 20:17
2020-113	08/15/2020		507 Ocean AVE , Melbourne Beach, FL, 32951	EMS call, excluding vehicle accident with injury	08/15/2020 10:26	08/15/2020 11:16
2020-114	08/19/2020		502 Colony ST , Melbourne Beach, FL, 32951	Medical assist, assist EMS crew	08/19/2020 04:26	08/19/2020 04:55
2020-115	08/21/2020		100 Ocean AVE , Melbourne Beach, FL, 32951	Search for person in water	08/21/2020 20:42	08/21/2020 21:29
2020-116	08/24/2020		1350 Atlantic ST , Melbourne Beach, FL, 32951	Assist police or other governmental agency	08/24/2020 14:30	08/24/2020 14:37
2020-117	08/25/2020		505 S. Miranar AVE , Indialantic, FL, 32903	Dispatched & cancelled en route	08/25/2020 11:19	08/25/2020 11:28
2020-118	08/26/2020		2100 Oak ST , Melbourne Beach, FL, 329513295	Public service	08/26/2020 13:10	08/26/2020 14:04
2020-119	08/27/2020		50 Eleventh AVE , Indialantic, FL, 32903	Dispatched & cancelled en route	08/27/2020 21:32	08/27/2020 21:41
2020-120	08/28/2020		201 3rd AVE , Melbourne Beach, FL, 32951	Public service	08/28/2020 04:05	08/28/2020 04:41

Location Type is only filled in when it is marked Intersection, Directions, or National Grid on Basic Info 3.



Melbourne Beach VFD

Melbourne Beach, FL

This report was generated on 9/9/2020 6:42:12 PM



Personnel Count per Incident for Date Range

Start Date: 08/01/2020 | End Date: 08/31/2020

INCIDENT				NUMBER OF PEOPLE		
NUMBER	DATE	INCIDENT TYPE	FDID	ON APPARATUS	NOT ON APPARATUS	TOTAL
** 2020-108	8/2/2020 01:50:07	445 - Arcing, shorted electrical equipment	19112	7	3	10
** 2020-109	8/4/2020 14:02:52	140 - Natural vegetation fire, other	19112	4	5	9
2020-110	8/9/2020 15:40:55	551 - Assist police or other governmental agency	19112	1	0	1
** 2020-111	8/10/2020 12:06:28	611 - Dispatched & cancelled en route	19112	4	8	12
** 2020-112	8/14/2020 18:43:49	365 - Watercraft rescue	19112	7	7	14
2020-113	8/15/2020 10:26:07	321 - EMS call, excluding vehicle accident with injury	19112	1	1	2
2020-114	8/19/2020 04:26:23	311 - Medical assist, assist EMS crew	19112	1	0	1
** 2020-115	8/21/2020 20:42:06	342 - Search for person in water	19112	6	7	13
2020-116	8/24/2020 14:30:29	551 - Assist police or other governmental agency	19112	1	0	1
** 2020-117	8/25/2020 11:19:00	611 - Dispatched & cancelled en route	19112	2	4	6
2020-118	8/26/2020 13:10:31	553 - Public service	19112	1	0	1
** 2020-119	8/27/2020 21:32:40	611 - Dispatched & cancelled en route	19112	1	13	14
** 2020-120	8/28/2020 04:05:24	553 - Public service	19112	7	2	9

AVERAGES:

3.3

3.8

7.2

** Without EMS Assist or Service Calls:
(Paged out calls only)

4.8

6.1

10.9

Only REVIEWED incidents included



Memo

To: Mayor, Vice Mayor and Commissioners
From: Jennifer Kerr, Finance Manager
Date: September 10, 2020
Re: August 2020

We are in the eleventh reporting month of our fiscal year 2020. The target expenditure rate for August 2020 is 91.7%. All departments are managing their expenditures even though several budget lines are over the targeted expenditure rate. All budget items highlighted in green are over the target rate but within the anticipated spending of that budget line. Some budget lines are fully expended early in the budget year while other lines like salaries and health insurance are paid on a monthly basis. All budget items highlighted in yellow are being monitored. All budget items highlighted in red are over expended. The total General Fund expenditure rate, year to date is 83.4%. The Departmental expenditure rate breakdown is as follows:

Legislative:	67.0%
Executive:	122.0%
Finance:	91.3%
Legal:	105.8%
Comp & Plan:	82.6%
General Services:	68.1%
Law Enforcement:	89.6%
Fire:	69.9%
Code:	71.3%
Public Works:	88.3%
Parks:	48.1%

Discussion Items:

Executive expenditure rate is high due to the severance pay out of previous Town Manager Robert Daniels.

Online classes with FMIT have been set up and all employees are in the process of setting up their accounts and completing the required sexual harassment class.

Direction has been given to all departments to monitor their expenses closely in anticipation of the close of the fiscal year.

For the Period: 10/1/2019 to 8/31/2020

Target Rate 291.7%

Expenditures

Original Bud. YTD Actual UnencBal % Bud

Dept: 11 Legislative

500.11.00	Executive Salaries	16,200.00	13,208.28	2,991.72	81.5
500.12.00	Regular Salaries	78,480.00	55,019.56	23,460.44	70.1
500.21.00	FICA Taxes - Employer Portion	7,243.00	5,177.03	2,065.97	71.5
500.22.20	Retirement Town Employees	6,647.00	4,378.76	2,268.24	65.9
500.23.01	Health Insurance	21,657.00	9,189.90	12,467.10	42.4
500.23.02	Life Insurance	136.00	123.86	12.14	91.1
500.25.00	Unemployment Compensation	251.00	56.47	194.53	22.5
510.31.00	Professional Services	160.00	204.81	-44.81	128.0
510.40.00	Travel & Meetings	2,660.00	833.19	1,826.81	31.3
510.40.10	Travel & Meetings - Staff	300.00	24.00	276.00	8.0
510.47.00	Printing	5,735.00	2,562.13	3,172.87	44.7
510.48.00	Promotional Activities	533.00	410.99	122.01	77.1
510.48.40	Legal Notices	14,000.00	10,642.22	3,357.78	76.0
510.49.50	Election Expense	6,000.00	5,796.68	203.32	96.6
510.54.00	Dues & Subscriptions	785.00	729.00	56.00	92.9
510.54.10	Training & Schools	1,580.00	150.00	1,430.00	9.5
510.64.00	Machinery & Equipment	0.00	124.77	-124.77	0.0
510.64.01	Capital Outlay	2,000.00	0.00	2,000.00	0.0
543.00.00	Licenses & Fees	7,257.00	6,370.00	887.00	87.8
					67.0

Dept: 12 Executive

500.12.00	Regular Salaries	90,000.00	98,514.30	-8,514.30	109.5
500.12.05	SEVERANCE PAYMENT	0.00	16,140.54	-16,140.54	0.0
500.21.00	FICA Taxes - Employer Portion	6,885.00	8,220.30	-1,335.30	119.4
500.22.01	Retirement - ICMA	7,623.00	7,214.43	408.57	94.6
500.22.20	Retirement Town Employees	0.00	2,458.87	-2,458.87	0.0
500.23.01	Health Insurance	10,734.00	9,937.56	796.44	92.6
500.23.02	Life Insurance	1,200.00	686.62	513.38	57.2
500.25.00	Unemployment Compensation	288.00	98.75	189.25	34.3
510.40.00	Travel & Meetings	2,400.00	149.75	2,250.25	6.2
510.51.00	Office Supplies	0.00	129.00	-129.00	0.0
510.52.50	Gas & Oil	0.00	2,200.00	-2,200.00	0.0
510.54.00	Dues & Subscriptions	858.00	595.00	263.00	69.3
					122.0

Dept: 13 Finance

500.12.00	Regular Salaries	58,000.00	51,217.71	6,782.29	88.3
500.21.00	FICA Taxes - Employer Portion	4,437.00	3,899.77	537.23	87.9
500.22.20	Retirement Town Employees	4,913.00	4,259.29	653.71	86.7
500.23.01	Health Insurance	7,716.00	6,747.00	969.00	87.4
500.23.02	Life Insurance	68.00	67.56	0.44	99.4
500.25.00	Unemployment Compensation	186.00	32.41	153.59	17.4
510.31.00	Professional Services	4,900.00	5,894.53	-994.53	120.3
510.32.00	Auditing Services	21,900.00	21,900.00	0.00	100.0
510.32.90	Banking Fees	3,300.00	3,288.16	11.84	99.6
510.40.00	Travel & Meetings	1,000.00	0.00	1,000.00	0.0
510.47.00	Printing	180.00	0.00	180.00	0.0
510.49.99	Miscellaneous	0.00	29.00	-29.00	0.0
510.51.00	Office Supplies	0.00	329.99	-329.99	0.0
510.54.00	Dues & Subscriptions	60.00	50.00	10.00	83.3
510.54.10	Training & Schools	350.00	0.00	350.00	0.0
					91.3

Dept: 14 Legal Counsel

510.31.00	Professional Services	80,000.00	85,328.00	-5,328.00	106.7
510.31.01	Code Enforcement Attorney	1,500.00	931.25	568.75	62.1
					105.8

Dept: 15 Comprehensive Planning

510.31.00 Professional Services	28,000.00	16,280.00	11,720.00	58.1
510.31.95 Grants Services	39,500.00	39,500.00	0.00	100.0
				82.6

Dept: 19 General Services

500.24.00 Workers Compensation	2,177.00	2,177.00	0.00	100.0
510.31.00 Professional Services	4,000.00	3,410.00	590.00	85.3
510.31.02 Lifeguard Contract	19,600.00	15,342.24	4,257.76	78.3
510.31.11 Security	1,998.00	969.88	1,028.12	48.5
510.34.10 Janitorial Services	14,108.00	10,924.00	3,184.00	77.4
510.35.00 Pre-Employment Exp	135.00	157.00	-22.00	116.3
510.41.00 Telephone	10,728.00	6,034.54	4,693.46	56.3
510.41.10 Communication Services	41,004.00	41,330.65	-326.65	100.8
510.43.00 STREET LIGHTS	45,000.00	36,907.81	8,092.19	82.0
510.43.10 Electricity	32,500.00	23,136.92	9,363.08	71.2
510.43.20 Water & Sewer	6,600.00	5,762.88	837.12	87.3
510.43.50 WASTE SERVICE TAX	2,964.00	2,964.34	-0.34	100.0
510.45.00 General Liability Insurance	53,700.00	53,602.00	98.00	99.8
510.45.01 Flood Insurance	3,400.00	3,402.00	-2.00	100.1
510.45.02 Property Insurance	41,500.00	41,497.00	3.00	100.0
510.45.03 Auto Insurance	7,500.00	7,141.00	359.00	95.2
510.46.10 Office Equipment Maintenance	4,904.00	3,821.10	1,082.90	77.9
510.46.15 Equipment Maintenance	13,800.00	6,694.25	7,105.75	48.5
510.46.36 Pest Control	3,000.00	2,591.38	408.62	86.4
510.46.41 Mowing Contract	29,820.00	27,335.00	2,485.00	91.7
510.46.60 SIGNAL MAINTENANCE	2,500.00	0.00	2,500.00	0.0
510.47.00 Printing	200.00	378.45	-178.45	189.2
510.49.48 Env. Boards Expense	960.00	600.22	359.78	62.5
510.49.98 Contingency	30,000.00	6,655.65	23,344.35	22.2
510.49.99 Miscellaneous	300.00	35.00	265.00	11.7
510.51.00 Office Supplies	9,100.00	7,504.96	1,595.04	82.5
510.51.10 Postage	1,800.00	1,630.27	169.73	90.6
510.52.10 Janitorial Supplies	5,000.00	3,314.44	1,685.56	66.3
510.54.00 Dues & Subscriptions	252.00	268.82	-16.82	106.7
510.64.01 Capital Outlay	149,749.00	50,178.59	99,570.41	33.5
543.00.00 Licenses & Fees	11,117.00	8,165.24	2,951.76	73.4
				68.1

Dept: 21 Law Enforcement

500.12.00 Regular Salaries	542,401.00	478,824.06	63,576.94	88.3
500.12.50 Holiday Pay	19,000.00	17,576.88	1,423.12	92.5
500.14.00 Salaries Overtime	30,300.00	24,853.82	5,446.18	82.0
500.15.00 Education Incentive Pay	6,600.00	6,055.00	545.00	91.7
500.15.01 First Responder	7,920.00	5,387.50	2,532.50	68.0
500.21.00 FICA Taxes - Employer Portion	46,376.00	39,699.84	6,676.16	85.6
500.22.02 Police Pension	292,640.00	275,798.78	16,841.22	94.2
500.22.20 Retirement Town Employees	2,828.00	2,453.34	374.66	86.8
500.23.01 Health Insurance	55,227.00	64,077.63	-8,850.63	116.0
500.23.02 Life Insurance	2,255.00	2,434.82	-179.82	108.0
500.23.10 Statutory AD&D	1,000.00	594.00	406.00	59.4
500.24.00 Workers Compensation	12,500.00	12,500.00	0.00	100.0
500.25.00 Unemployment Compensation	600.00	533.05	66.95	88.8
520.31.00 Professional Services	680.00	550.00	130.00	80.9
520.34.40 Dispatching Services	17,756.00	16,938.09	817.91	95.4
520.40.00 Travel & Meetings	540.00	1,056.67	-516.67	195.7
520.41.10 Communication Services	1,020.00	1,201.24	-181.24	117.8
520.46.10 Office Equipment Maintenance	3,000.00	2,067.63	932.37	68.9
520.46.15 Equipment Maintenance	2,000.00	1,991.70	8.30	99.6
520.46.16 Radar Calibration	1,000.00	419.50	580.50	42.0
520.46.20 Vehicle Maintenance	13,000.00	5,514.72	7,485.28	42.4
520.48.00 PROMOTIONAL ACTIVITIES	1,800.00	523.40	1,276.60	29.1
520.48.50 Crime Prevention	1,100.00	1,044.18	55.82	94.9
520.49.99 Miscellaneous	100.00	0.00	100.00	0.0

520.52.00	Uniforms	7,350.00	3,944.55	3,405.45	53.7
520.52.05	Protective Gear	8,100.00	6,201.92	1,898.08	76.6
520.52.50	Gas & Oil	13,000.00	10,545.01	2,454.99	81.1
520.52.70	Medical	500.00	561.24	-61.24	112.2
520.52.90	Operating Supplies	3,420.00	2,793.92	626.08	81.7
520.54.00	Dues & Subscriptions	450.00	492.37	-42.37	109.4
520.54.10	Training & Schools	3,500.00	2,953.29	546.71	84.4
520.64.01	Capital Outlay	45,700.00	36,159.85	9,540.15	79.1
520.71.00	Principal Retired	22,543.00	22,543.00	0.00	100.0
520.72.00	Interest Expense	1,719.00	1,716.83	2.17	99.9
543.00.00	Licenses & Fees	12,762.00	8,454.00	4,308.00	66.2

89.6

Dept: 22 Fire Control

500.12.00	Regular Salaries	38,422.00	33,988.98	4,433.02	88.5
500.14.00	Salaries Overtime	0.00	110.83	-110.83	0.0
500.21.00	FICA Taxes - Employer Portion	2,939.00	3,397.29	-458.29	115.6
500.22.20	Retirement Town Employees	3,254.00	2,833.42	420.58	87.1
500.23.01	Health Insurance	4,489.00	4,146.49	342.51	92.4
500.23.02	Life Insurance	162.00	67.56	94.44	41.7
500.23.10	Statutory AD&D	165.00	165.00	0.00	100.0
500.24.00	Workers Compensation	6,000.00	5,276.75	723.25	87.9
500.25.00	Unemployment Compensation	123.00	45.22	77.78	36.8
520.31.00	Professional Services	104,000.00	38,979.64	65,020.36	37.5
520.34.40	Dispatching Services	5,000.00	3,750.00	1,250.00	75.0
520.35.00	PRE-EMPLOYMENT EXPENSE	3,380.00	1,332.00	2,048.00	39.4
520.40.00	Travel & Meetings	500.00	203.08	296.92	40.6
520.41.10	Communication Services	1,200.00	1,225.00	-25.00	102.1
520.46.15	Equipment Maintenance	4,077.00	3,578.97	498.03	87.8
520.46.20	Vehicle Maintenance	23,050.00	23,846.51	-796.51	103.5
520.48.55	Fire Prevention	2,820.00	3,832.00	-1,012.00	135.9
520.51.00	Office Supplies	300.00	625.12	-325.12	208.4
520.52.00	Uniforms	5,150.00	5,146.50	3.50	99.9
520.52.02	S.C.B.A.	1,750.00	1,034.45	715.55	59.1
520.52.05	Protective Gear	3,780.00	3,777.58	2.42	99.9
520.52.10	Janitorial Supplies	750.00	420.47	329.53	56.1
520.52.20	Tools & Hardware	1,500.00	734.48	765.52	49.0
520.52.50	Gas & Oil	2,100.00	1,599.17	500.83	76.2
520.52.70	Medical	700.00	791.07	-91.07	113.0
520.54.00	Dues & Subscriptions	360.00	72.00	288.00	20.0
520.54.10	Training & Schools	6,750.00	2,552.81	4,197.19	37.8
520.54.12	Training Materials	800.00	264.20	535.80	33.0
520.64.01	Capital Outlay	86,500.00	54,800.00	31,700.00	63.4
520.71.00	Principal Retired	42,152.00	42,151.42	0.58	100.0
520.72.00	Interest Expense	6,311.00	6,309.64	1.36	100.0
543.00.00	Licenses & Fees	12,366.00	12,190.65	175.35	98.6

69.9

Dept: 29 Code Enforcement

500.12.00	Regular Salaries	13,312.00	10,048.00	3,264.00	75.5
500.21.00	FICA Taxes - Employer Portion	1,018.00	768.64	249.36	75.5
500.22.20	Retirement Town Employees	1,128.00	851.43	276.57	75.5
500.23.10	Statutory AD&D	53.00	0.00	53.00	0.0
500.24.00	Workers Compensation	166.00	0.00	166.00	0.0
500.25.00	Unemployment Compensation	43.00	10.02	32.98	23.3
520.40.00	Travel & Meetings	35.00	0.00	35.00	0.0
520.45.03	Auto Insurance	124.00	0.00	124.00	0.0
520.46.20	Vehicle Maintenance	250.00	0.00	250.00	0.0
520.51.00	Office Supplies	100.00	0.00	100.00	0.0
520.51.10	Postage	350.00	124.51	225.49	35.6
520.51.20	RECORDING COSTS	120.00	45.50	74.50	37.9
520.52.00	Uniforms	75.00	69.00	6.00	92.0
520.52.50	Gas & Oil	150.00	218.98	-68.98	
520.54.10	Training & Schools	100.00	0.00	100.00	0.0

Dept: 41 Public Works

500.12.00	Regular Salaries	155,000.00	134,490.44	20,509.56	86.8
500.14.00	Salaries Overtime	2,000.00	1,993.09	6.91	99.7
500.21.00	FICA Taxes - Employer Portion	11,858.00	10,899.19	958.81	91.9
500.22.20	Retirement Town Employees	13,129.00	11,399.38	1,729.62	86.8
500.23.01	Health Insurance	16,115.00	14,539.53	1,575.47	90.2
500.23.02	Life Insurance	180.00	216.70	-36.70	120.4
500.23.10	Statutory AD&D	159.00	159.00	0.00	100.0
500.24.00	Workers Compensation	2,000.00	1,153.25	846.75	57.7
500.25.00	Unemployment Compensation	496.00	142.76	353.24	28.8
530.34.91	Landscaping	5,000.00	4,409.77	590.23	88.2
530.40.00	Travel & Meetings	200.00	0.00	200.00	0.0
530.43.50	Dump Service	2,000.00	500.00	1,500.00	25.0
530.46.12	Maintenance Supplies	7,000.00	369.06	6,630.94	5.3
530.46.15	Equipment Maintenance	4,000.00	4,573.57	-573.57	114.3
530.46.20	Vehicle Maintenance	3,438.00	7,233.44	-3,795.44	210.4
530.46.30	Building Maintenance	5,000.00	3,266.27	1,733.73	65.3
530.46.31	Maintenance Old Town Hall	1,000.00	947.48	52.52	94.7
530.46.32	Ryckman House	2,000.00	221.00	1,779.00	11.1
530.46.34	Maintenance Ryckman Park	0.00	4,107.89	-4,107.89	0.0
530.46.35	Pier Maintenance	2,000.00	842.01	1,157.99	42.1
530.46.37	Maintenance Ocean Park	0.00	1,835.55	-1,835.55	0.0
530.46.40	Grounds Maintenance	15,000.00	9,207.70	5,792.30	61.4
530.52.00	Uniforms	1,300.00	746.36	553.64	57.4
530.52.05	Protective Gear	600.00	1,850.67	-1,250.67	308.4
530.52.20	Tools & Hardware	2,600.00	2,343.13	256.87	90.1
530.52.25	TOOL RENTALS	3,000.00	611.10	2,388.90	20.4
530.52.50	Gas & Oil	2,900.00	2,931.68	-31.68	101.1
530.53.10	Street Repair	3,000.00	4,007.16	-1,007.16	
530.53.20	Street Signs	3,000.00	5,279.88	-2,279.88	
530.54.10	Training & Schools	1,500.00	224.80	1,275.20	15.0
530.57.25	Welding	0.00	765.05	-765.05	0.0
530.64.01	Capital Outlay	44,500.00	40,952.26	3,547.74	92.0
530.71.00	PRINCIPAL RETIRED	11,592.00	11,592.00	0.00	100.0
530.72.00	Interest Expense	864.00	862.77	1.23	99.9

88.3**Dept: 72 Parks & Recreation**

570.46.42	Park Beautification	1,600.00	1,667.30	-67.30	104.2
570.46.43	Tree Expense	0.00	400.00	-400.00	0.0
570.48.10	Founder's Day	5,000.00	782.14	4,217.86	15.6
570.48.50	Movies In The Park	1,400.00	830.00	570.00	59.3
570.48.52	Fourth of July	500.00	0.00	500.00	0.0
570.48.53	Christmas Decorations Park	250.00	1,368.10	-1,118.10	547.2
570.48.60	Easter Egg Hunt	50.00	0.00	50.00	0.0
570.63.01	Tennis Court Expenditures	500.00	0.00	500.00	0.0
570.63.02	BBall & VBall Courts	2,000.00	633.92	1,366.08	31.7
570.63.05	Bocce Court Expenditures	500.00	0.00	500.00	0.0

48.1

Total Expenditure Rate:

For the Period: 10/1/2019 to 8/31/2020

Target Rate 291.7%

Fund: 125 - Building Dept

Expenditures

Dept: 24 Protective Inspections

	Original Bud.	YTD Actual	UnencBal	% Bud
500.12.00 Regular Salaries	73,284.00	59,736.65	13,547.35	81.5
500.14.00 Salaries Overtime	0.00	297.94	-297.94	0.0
500.21.00 FICA Taxes - Employer Portion	5,606.00	4,396.87	1,209.13	78.4
500.22.20 Retirement Town Employees	6,207.00	5,195.23	1,011.77	83.7
500.23.01 Health Insurance	16,301.00	16,859.93	-558.93	103.4
500.23.02 Life Insurance	136.00	129.49	6.51	95.2
500.25.00 Unemployment Compensation	235.00	60.05	174.95	25.6
520.31.00 Professional Services	107,679.00	73,929.84	33,749.16	68.7
520.40.00 Travel & Meetings	0.00	78.88	-78.88	0.0
520.51.00 Office Supplies	400.00	265.37	134.63	66.3
520.51.10 Postage	30.00	0.00	30.00	0.0
520.52.00 Uniforms	50.00	183.00	-133.00	366.0
520.52.20 Tools & Hardware	60.00	0.00	60.00	0.0
520.54.00 Dues & Subscriptions	125.00	0.00	125.00	0.0
520.64.01 Capital Outlay	6,000.00	0.00	6,000.00	0.0
581.00.00 TRANSFER OUT	18,000.00	13,500.00	4,500.00	75.0

74.6

SEPTEMBER ACTION ITEMS

ITEM	OPENED				
Comprehensive plan for safe pedestrian and bike routes	9/27/2017	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
DATE	DIRECTION/NOTES		8/19/2020	Vice Mayor Hoover	Town Manager
8/19/2020	Item closed				
6/17/2020	Study didn't find any new walkways/bike paths. TM asked to investigate other option like stenciling/painting roads. Update August RTCM				
3/18/2020	Study will be completed in June.				
7/17/2019	The awarded grant funds a study that will be completed by June 2020. To be revisited at the March RTCM.				
7/1/2019	The Opportunity for Green Infrastructure Adaptation Planning grant was awarded in the amount of \$39,500				
4/18/2019	Waiting for grant award notification				
4/11/2019	Paperwork was submitted for this grant on 1/31/2019. If granted, funds (\$39,500) will be used to develop a plan as to how MB could improve stormwater management, improve water quality and provide recreational/aesthetic amenities in light of future climate conditions such as sea level rise. Work would begin on July 1, 2019 if we are awarded the grant.				
3/20/2019	TM will research to determine if previous TM submitted paperwork for this grant.				
2/12/2019	Town applied for a Florida DEP resiliency planning grant on January 31, 2019 in partnership with the Eastern Central Florida Planning Council and are awaiting word as to our acceptance.				
1/11/2019	There is a planning grant on the January RTCM agenda.				
8/9/2018	This will be a long-term project as funding and development of a trail way must be completed. Request review in January, 2019.				
7/13/2019	TM Daniels is attending a meeting on Bike trails on July 18, 2018.				
9/27/2018	In lieu of moving forward with the Safe Routes to School grant program, Commissioner Hoover recommended that the Town focus their energy on a more comprehensive plan with emphasis placed on stormwater management. The Commission agreed by consensus to his suggestion and to add this item to the Action List.				
5/7/2018	Currently there are no grant programs for this project. Some possibilities are to install sidewalks in conjunction with some stormwater replacement in some areas like Andrews Drive.				
3/30/2018	Bicycle safety was addressed as it relates to safe routes to school and A-1-A at a meeting with FDOT and SCTPO. Unfortunately without funding from DOT, the money necessary for sidewalks puts this project in the future. Hearing that FDOT does not expect any grant opportunities in the future, one option is to include sidewalks/bicycle paths in any stormwater sewer project.				
2/21/2018	2/21/2018: Commissioner Hoover and TM Daniels have been told a meeting with FDOT will be scheduled towards the end of				

	this week.				
1/17/2018	Town Manager Daniels is meeting with FDOT during the week of January 21.				
12/20/2017	Town Manager Daniels will meet with DOT after the holiday.				
ITEM	OPENED	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
Social Media Policy	6/3/2020		8/19/2020	Commission	Town Staff
DATE	DIRECTION/NOTES				
8/19/2020	Item closed				
6/3/2020	Commission directed Town staff to create a social media policy for the Town.				
ITEM	OPENED	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
Establish Facebook Pages	6/3/2020		8/19/2020	Commission	Town Staff
DATE	DIRECTION/NOTES				
8/19/2020	Item closed				
6/3/2020	Commission directed Town staff to establish a plan for Facebook page management				
ITEM	OPENED	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
Collaborate w/Indialantic to make joint request to FDOT for reduction in speed limit on A1A to 35mph	5/20/2020	9/16/2020		Commission	Town Manager
DATE	DIRECTION/NOTES				
8/19/2020	TM waiting on FDOT response. Push update to September RTCM.				
7/15/2020	TM attended workshop with Indialantic TM. Waiting on FDOT to make a decision. Will update in August if any developments.				
6/17/2020	Indialantic is in agreement. TM contacted FDOT and was asked to attend speed management workshop. Update at July RTCM.				
ITEM	OPENED	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
Street Paving/Repaving Plan	5/6/2020	9/16/2020		Commission	Town Manager
DATE	DIRECTION/NOTES				
8/19/2020	TM has not received costs from Scott Glaubit. Will update at September RTCM.				
7/15/2020	Commission asked TM and PWS to create a color coded master plan map indicating projected dates/timeline of future projects.				
6/20/2020	RFP Bids will be presented at July RTCM				
6/3/2020	Commission asked for long term plan. TM will present findings at June RTCM.				
4/15/2020	RTCM Cancelled. 5/2020: TM said she received ballpark estimates from Commissioner Runte and BSE.				
02/26/2020	The TM and PWS toured the streets that were slated for pavement. Scott Glaubit advised that several of the streets did not				

	need to be paved just patched. Mr. Glaubitz was not concerned about the road depression on Cherry and Rosewood. The TM was advised to save the money set aside for paving this year and patch. The larger much more expensive project will be the major curb replacement and repaving of Orange.				
2/19/2020	The TM said she talked to Scott Glaubitz about the roads but hasn't heard back from him. Item being moved out to March RTCM.				
1/15/2020	The PWS and TM are meeting with B.S.E. in February; they don't want to spend money on paving until the road is evaluated.				
7/17/2019	PW Supervisor showed on a map where the next block of paving will take place. It's on the north end of Town and spans 2.84 miles, is contiguous and is in an area where there are no upcoming stormwater projects. More preventive maintenance should be performed such as sealing cracks to stop water intrusion and sealing the roads. Mayor Simmons suggested working with Indialantic when repaving contiguous areas.				
6/26/2019	The PW Supervisor developed a map for the north, central and south sections of Town and is working on giving the roads grades determined by their condition. The budget has enough for 3 miles of paving and the areas paved should be contiguous. PW Supervisor to report back in July.				
5/15/2019	Interim Town Manager and the PW Supervisor are breaking the roads into contiguous zones and putting those zones in order of condition. Looking to pave 3-5 miles of roads during FY 19/20.				
4/18/2019	TM said cost for one mile of paving will be approximately \$66,000 but it will depend on depth and if millings will be needed.				
4/10/2019	BSE to review past paving plan. They will see if we can piggyback onto Brevard County's contract with VA Paving.				
2/13/2019	Request delay until April 2019.				
1/16/2019	Town Manager is working with BSE to determine the order in which the roads should be paved based on condition.				
1/11/2019	BSE is scheduled to meet with the TM the week of 1/14/2019.				
10/17/2018	TM suggested working with our other approved engineering firm, Bowman Consulting, since they have expertise on this topic.				
10/11/2018	10/11/2018: Research is starting on replacement and preservation of our roadways.				
7/18/2018	Decide on one mile of paving or two miles of paving in FY 19/20				
6/20/2018	RFP bids to be presented at 7/18/2018 meeting				
ITEM	OPENED	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
Charging Stations	11/20/2020	9/16/2020		Mayor Simmons	EAB/TM
DATE	DIRECTION/NOTES				
8/19/2020	PWS said breaker box must be replaced at cost of \$3,000-\$4,000. Commission asked TM to find install/generic cost for Sept RTCM.				
7/15/2020	TM shared that the offer from Tesla no longer available, meaning the charging stations are no longer free. They cost \$500. TM is looking at other options and will come back in August with information. Commission asked TM to look for similar offers and/or grants as Tesla was offering.				
6/17/2020	TM scheduled electricians Wednesday. First parking spot for bikes and two for charging stations. Update July RTCM				

6/3/2020	Commission asked TM to contact Tesla to see what they have to offer and share information at June RTCM.				
5/6/2020	May TCW Cancelled.				
3/18/2020	Commission suggested TM get with Tesla to see what they may offer - including getting one at no cost. To be discussed again at May TCW.				
3/13/2020	TM should receive recommendations from EAB on charging stations after the 3/25/2020 meeting.				
11/20/2019	Because of the holidays, the EAB won't be meeting until the end of January at which time they will be notified of the request for them to look into charging stations. They will hopefully have some input for the March 2020 RTCM.				
ITEM	OPENED	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
Employee 6-month Evaluations	3/18/2020	9/16/2020		Commission	Town Manager
DATE	DIRECTION/NOTES				
8/19/2020	TM said evaluations are almost all in and asked if timing could be changed to September instead of April in 2021 to tie in with merit increases. Commission agreed. Update at September RTCM.				
7/15/2020	TM has not received all evaluations. Will update in August.				
4/15/2020	RTCM cancelled.				
5/14/2020	TM said she had received only about half of the evaluations.				
6/3/2020	Commission moved this item to the July RTCM.				
ITEM	OPENED	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
Code Enforcement Magistrate	8/21/2019	9/19/2020		Mayor Simmons	Town Manager & Town Attorney
DATE	DIRECTION/NOTES				
8/19/2020	TA Repperger said first reading will be at September RTCM and it is on the agenda.				
7/15/2020	TA Repperger said first reading will be at August RTCM.				
6/3/2020	TA said first reading will be at July RTCM.				
3/18/2020	TA moved this item to May RTCM. Attorney plans on First Read June 2020.				
2/19/2020	The Town Attorney said he will have a draft Ordinance at the March RTCM.				
1/15/2020	The Town Attorney asked that this be moved out another month.				
11/20/2019	This item relates to the ordinance change and not the Special Magistrate agreement that will be revisited by the Commission at the December RTCM. The Town Attorney asked that this be moved out to January 2020.				
9/18/2019	TA Repperger said a code change will be required to change from Code Board to Special Magistrate enforcement. The Commission consented to having the TA move forward with writing an ordinance. The Mayor asked the TM to get in touch with the Code Board members, as a courtesy, to let them know the Commission is thinking about a Special Magistrate.				

8/21/2019	Town Attorney Repperger and Town Manager Mascaro weighed in on the efficiency of having a Special Magistrate instead of a Code Board; a Magistrate would streamline the process. The cost could be assessed to the resident and the Code would have to be changed. The cost runs between \$125 and \$150 per hour. The Town Manager was tasked with presenting options to the Commission about the handling of code hearings.				
ITEM	OPENED				
Establish Salary Ranges	7/17/2019	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
DATE	DIRECTION /NOTES	9/16/2020		Commission	Town Manager
8/19/2020	Item pushed to September RTCM				
6/17/2020	Commission pushed this item to the August RTCM				
3/18/2020	TM presented Salary Survey to Commission. Further discussion pushed to June RTCM.				
3/4/2020	Town Manager presented salary survey (all positions) at workshop. Suggestions made to eliminate some towns used for comparison purposes. The updated data will be used to present to the Commission at the RTCM on 3/18/2020.				
2/19/2020	The Town Manager gave the Commission a copy of salary ranges from neighboring communities to be used as guidelines. Salary ranges still need to be created for MB employees and will be discussed further at the March Workshop.				
1/5/2020	The Town Manager asked that this be moved out another month.				
7/17/2019	Town Manager to conduct research and provide a salary range for each job in the Town.				
ITEM	OPENED				
FDOT traffic light stanchion maintenance	2/19/2020	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
DATE	DIRECTION /NOTES	10/21/2020		Commissioner Walters	PW Supervisor
8/19/2020	PW S asked to push this item to October RTCM.				
6/3/2020	PW Supervisor said Town is on the wait list. Commission pushed item to August RTCM.				
4/15/2020	April RTCM cancelled. PWS submitted request to FDOT.				
2/19/2020	Commissioner Walters said the traffic light stanchions on Ocean Avenue are in need of serious maintenance. The PWS will contact DOT and will have an update at the March RTCM. The project is likely to take a long time to complete.				
ITEM	OPENED				
Sheds on Corner Lots	11/20/2019	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
DATE	DIRECTION /NOTES	10/21/2020		Commission	Town Attorney
8/19/2020	Commission asked that this item be sent to P & Z in October for review. TA agreed.				
6/3/2020	April P&Z cancelled. TA will send to July P & Z and bring back to August RTCM.				

3/18/2020	Commission moved to send to P & Z and revisit at June RTCM.				
3/4/2020	Presented at workshop. Commission moved 4/1/2020 workshop.				
2/19/2020	The Town Manager is contacting the Town Planner about this matter in order to address it further at the Planning & Zoning meeting on February 3rd, prior to the Workshop.				
12/18/2019	The Town Planner and staff have some options to address this issue that will be presented to the Planning & Zoning Board in January at which point the matter will be brought back to the Commission.				
11/20/2019	A resident asked about the Code restriction related to the placement of sheds on corner lots. After Commission discussion, the issue was placed on the Action List to discuss and perhaps address at a later date.				
ITEM	OPENED				
Research availability & compensation for Bld. Off.	1/15/2020	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
DATE	DIRECTION/NOTES	9/16/2020		Commission	Town Staff
3/18/2020	TM presented salary data and starting search. Mayor said salary can't exceed \$95,000. Further discussion September RTCM				
3/4/2020	Town Manager presented salary survey at workshop. Some towns eliminated for comparison purposes. The data for Building Officials will be used to present to the Commission at the RTCM on 3/18/2020.				
2/19/2020	The Town Manager talked to somebody who was interested in the job but in a matter of days, accepted a job in Rockledge. Compensation is less than they all thought. A former employee, Rob Perry, is now working for Safebuilt and will be working for us on Wednesdays until Ken (the building inspector) returns				
1/15/2020	The Commission approved the Safebuilt contract for one more year (5-0). Because Marc Meyers is retiring soon and their rates will be raised next renewal period, the Commission tasked the Town Manager with doing a salary survey for Building Officials and to determine availability.				
ITEM	OPENED	DUE DATE	CLOSED	REQUESTER	ASSIGNED TO
ADA Compliance	3/20/2019	09/16/2020		Commission	Town Clerk
Date	Direction/Notes				
7/15/2020	TC uploaded ADA compliant minutes for 2020 to Town website. Will update progress again in September.				
6/3/2020	The TC (who is new) reported that ADA compliance cannot be achieved in a short-time frame – but rather – is part of a long-term goal that could take between 6 – 12 months to implement. The TC will give updates to the Commission on the progress made. Next update scheduled for July RTCM.				
4/15/2020	RTCM Cancelled. TC and AA received training and TC implemented new Agenda platform. TC and AA received ADA training and continue to work on ADA compliance.				
2/19/2020	Software installation/training isn't happening until April so with luck, our April RTCM packet will be generated utilizing the				

	new Granicus Peak software. This isn't going to solve our ADA issues but it will allow for the cover page and compliant memo's, etc., to be available online.
12/18/2019	The Town Clerk reported that nothing has really changed regarding solutions to the ADA issue. Having a notice on the website saying we are updating our site to be compliant is now sufficient to fend off lawsuits. After our new agenda software is up and running, the TC will see how feasible it is to upload agenda packets (or partial packets). Currently, agendas and minutes are on the website and she'll be working on modifying the last 2 to 3 years of resolutions and ordinances for placement on the Town's website.
6/26/2019	Estimates received for closed captioning would cost about \$16,000/year. Commission meeting audio is available at Soundcloud.com. The problem still lies with the uncertainty involved in being 100% compliant; nobody quite knows how to determine compliance.
4/18/2019	Town Clerk is working with other municipalities to determine the best way to deal with compliance. There isn't a clear understanding of a protocol to follow and many entities that thought they are compliant are not. If the information is available to non-disabled people on a website but not available to disabled people, a lawsuit can be filed. If the information is not posted at all, we stand a better chance of not being targeted.
3/20/2019	The TC reported that many counties and municipalities have been sued because their sites aren't ADA compliant. She disabled a lot of the files on our website and is researching what will be needed for us to be 100% compliant as we add content and as we republish older content.
12/19/2018	Commission decided to move this out until April 2019
12/10/2018	The master plan will be worked on at a later date after current projects have been completed.
11/9/2018	Meeting moved to December 5, 2018
10/17/2018	BSE to discuss at November 7th Workshop
10/11/2018	BSE will start on the updates to the master plan once the current projects are completed and Cherry at Rosewood is analyzed.
9/12/2018	A new roadway collapse happened at Rosewood and Elm which will start repairs on Monday 9/17/2018.
8/9/2018	The original project at Rosewood and Dogwood is complete. Three underground drains are being installed because of the high water table at the location.
7/18/2018	Town Manager was tasked with getting a Master Stormwater Plan from B.S.E. with associated cost.
7/13/2018	The project started this week on Rosewood at Dogwood and the project on Oak south of Cherry will start on July 19, 2018.
6/14/2018	Two project bids are on the agenda for the June RTCM as well as the approval for Andrews.
5/10/2018	Public Works crew completed surface trench work on Third Ave at the River for the storm water sewer.
5/9/2018	RFP was advertised for two projects, Oak south of Cherry and Rosewood at Dogwood with scheduled bid opening for May 24th.
4/25/2018	Video equipment could not be utilized due to severe blockage in pipe on Andrews Drive. The Vacuum truck worked for six

	hours and was not able to remove the entire blockage. BSE will meet with the Town during week of May 14th to discuss options.				
4/12/2018	Received communication on Andrews Drive project that the surface drainage solution would not work due to the amount of water that needed draining. The existing pipe will be videotaped and forwarded to BSE. The remaining Tier one projects are progressing and we should have some answers week of 4/16. The baffle boxes are scheduled for cleaning on April 25 and 26. Public Works will be repairing a surface outflow on Third Avenue at the River.				
2/22/2018	Communication to BSE relaying the approval and requesting a time-line.				
2/21/2018	Commission approved \$28,800 for engineering services to BSE for the 5 priority locations. The Commission also authorized up to 18 hours of engineering fees to BSE to review new material and documents from the former engineer.				
1/17/2018	Vote granted B.S.E. up to 10 hours to evaluate the spots located at Rosewood/Dogwood, Oak/Cherry and Andrews in order for them to develop remediation plan.				
1/10/2018	B.S.E. reviewed boxes of new material and requested material from our last engineering firm. It was to be voted on at the 1/17/18 meeting how many hours we would grant B.S.E. to work on the three hotspots in Town				
12/20/2017	B.S.E. is modifying the quote presented at the 12/6/17 meeting based on new material received from the Town that needs to be reviewed. Will present new findings at 1/10/18 Workshop.				
11/15/2017	At the December 6th Workshop, our engineering consultant, B.S.E., will be present to discuss the Town's stormwater issues.				
10/18/2017	The Commission agreed by consensus to discuss stormwater management at the November 1, 2017 Workshop.				
9/27/2017	In tandem with Commissioner Hoover's comprehensive plan for safe pedestrian and bike routes, a stormwater plan needs to be implemented. The Commission agreed by consensus to place this on the Action List.				
ITEM	OPENED	DUE DATE	CLOSED	REQUESTOR	ASSIGNED TO
Fire Tax Brie	6/26/2019	2/3/2021		Commission	Town Manager
DATE	DIRECTION/NOTES				
2/5/2020	The Commission push out item until they can determine effectiveness of stipend plan				
12/18/2020	The Commission decided this should be discussed at the February 2020 Workshop.				
10/21/2019	Survey regarding fire services and a referendum on ballot to be discussed at workshop.				
8/21/2019	FD present options at Workshop. Comm discuss fire tax/dedicated department fund.				
6/26/2019	TM to get information regarding fire taxes so Commission to make an educated decision				