



120 Malabar Road, SE - Palm Bay, FL 32907 (321-952-3400)
www.palmbayflorida.org

Mayor
WILLIAM CAPOTE

Deputy Mayor
JEFF BAILEY

Councilmembers
MICHELE PACCIONE
HARRY SANTIAGO, JR.
TRES HOLTON

AGENDA

REGULAR COUNCIL MEETING NO. 2016-03

THURSDAY

February 4, 2016 - 7:00 P.M.
City Hall Council Chambers

CALL TO ORDER:

INVOCATION:

Pastor Ken Delgado – The House, Palm Bay

PLEDGE OF ALLEGIANCE:

ROLL CALL:

ANNOUNCEMENTS:

1. One (1) vacancy on the Community Development Advisory Board (represents 'employers within the city').++
2. Two (2) vacancies on the Building and Construction Advisory Committee (represents 'at-large' positions). Members shall be familiar with and involved in the building industry.++
3. Two (2) vacancies on the Code Enforcement Board (represents 'at-large' positions).++
4. Two (2) vacancies on the Planning and Zoning Board (represents 'at-large' positions).++
5. Two (2) vacancies on the Recreation Advisory Board (represents 'at-large' positions).++

AGENDA REVISIONS:

CONSENT AGENDA:

There will be no separate discussion on those items listed under Consent Agenda (indicated with asterisks(*)). They will be enacted by the City Council on one motion. If discussion is desired by the City Council, that item will be removed from the Consent Agenda by Council and will be considered in the order that it appears on the agenda.

PRESENTATIONS:

1. Students Working Against Tobacco - Brevard Tobacco Initiative program; Through with Chew Week proclamation, February 14-20, 2016.
2. Nancy Peltonen, President and CEO, Greater Palm Bay Chamber of Commerce – update.

ADOPTION OF MINUTES:

- * 1. Regular Council Meeting No. 2016-02; January 19, 2016.

THIS MEETING IS BROADCAST LIVE ON THE CITY'S WEBSITE AND
TELEVIEWED ON THE SPACE COAST GOVERNMENT TV CHANNEL.

PUBLIC COMMENTS/RESPONSES: (Non-agenda Items Only)

Public comments will be heard by the City Council on non-agenda issues. Speakers must complete 'Public Comment Cards' (orange) and are limited to 3 minutes each.

PUBLIC HEARINGS:

1. Ordinance No. 2015-53, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located at the northeast corner of Madden Avenue and Sidney Street, in the vicinity north of Osmosis Drive from Public/Semi-Public Use to Single Family Residential Use (15.77 acres)(Case No. CP-8-2015, Leeta Jordan), for final reading.
2. Ordinance No. 2015-54, amending the City's Comprehensive Plan Future Land Use Element to provide for a Bayfront Mixed Use land use category (Case No. CP-9-2015, City of Palm Bay), for final reading.
3. Ordinance No. 2015-56, amending all Comprehensive Plan Elements related to the City of Palm Bay's Evaluation and Appraisal Report, including new mandated policies addressing sea level rise (Case No. CP-10-2015, City of Palm Bay), for final reading.
4. Ordinance No. 2016-07, amending the Fiscal Year 2015-2016 budget by appropriating and allocating certain monies (first budget amendment), for final reading.
- ♣5. Ordinance No. 2016-06, rezoning property located east of and adjacent to Interstate 95, in the vicinity between Grant and Micco Roads from GU (General Use District) (Brevard County) to RAC (Regional Activity Center District) (723.06 acres)(Case No. PD-16-2015, Zons Development, LLC), for final reading.
6. Resolution No. 2016-07, approving a Regional Activity Center Planned Development Concept Plan on property located east of and adjacent to Interstate 95, in the vicinity between Grant and Micco Roads (723.06 acres)(Case No. PD-16-2015, Zons Development, LLC).
7. Ordinance No. 2016-04, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located southeast of and adjacent to Robert J. Conlan Boulevard, and west of and adjacent to the Florida East Coast Railway from Industrial Use to Bayfront Mixed Use (24.10 acres)(Case No. CP-12-2015, Citizens Bank & Trust), for final reading **(RESCHEDULED TO RCM – 04/07/16)**.
8. Ordinance No. 2016-05, rezoning property located southeast of and adjacent to Robert J. Conlan Boulevard, and west of and adjacent to the Florida East Coast Railway, from LI (Light Industrial and Warehousing District) and HI (Heavy Industrial District) to BMU (Bayfront Mixed Use District) (24.10 acres)(Case No. CPZ-12-2015, Citizens Bank & Trust), for final reading **(RESCHEDULED TO RCM – 04/07/16)**.

PROCUREMENTS:

Contracts:

- * 1. Design and permitting, North Regional Water Treatment Plant improvements, Phase 2 – TO 16-01 – Utilities Department (Wade Trim, Inc. - \$93,916).

THIS MEETING IS TELEVISED ON THE SPACE COAST GOVERNMENT TV CHANNEL AND IS BROADCAST LIVE ON THE CITY'S WEBSITE.

- * 2 Design, permitting and construction assistance, Troutman Lime Water Treatment Plant pipe replacement and trihalomethane reduction project, change order – Utilities Department (Wade Trim, Inc. - \$21,648).
- * 3. Above-ground pipe replacement and improvements, North Regional Water Plant – RFP No. 38-0-2015, change order – Utilities Department (Florida Design Drilling Corporation - \$66,215).
- * 4. Protection/maintenance plan, LifePak 12 defibrillation units, renewal – Fire Department (Physio-Control, Inc. - \$38,694).

Miscellaneous:

- * 1. Professional surveying services, St. Johns Heritage Parkway project, emergency purchase – Growth Management Department (Horizon Surveyors of Central Florida – \$30,310).
- * 2. Replacement vehicles (Florida Sheriff's Association contract) – Public Works and Utilities Departments (Alan Jay Chevrolet; Don Reid Ford – \$94,906); consideration of the disposal of surplus vehicles.

UNFINISHED AND OLD BUSINESS:

1. Appointment of two (2) members to the Enterprise Zone Development Agency.

COUNCIL REPORTS:

NEW BUSINESS: (Ordinance is for first reading.)

1. Ordinance No. 2016-08, amending the Code of Ordinances by creating Title XIII, Chapter 136, Protection of Human Rights (Councilwoman Paccione) **(CONTINUED FROM RCM – 01-19-16)**.
- * 2. Consideration of initiating foreclosure proceedings on property located at 1107 Sloan Street, NW.
- * 3. Consideration of expenditures from the Police Department's Law Enforcement Trust Fund (\$33,202).
- * 4. Consideration of reclassifying certain positions within the Utilities Department and the Economic Development and External Affairs Department.

ADMINISTRATIVE AND LEGAL REPORTS:

PUBLIC COMMENTS/RESPONSES: Speakers are limited to 3 minutes.

ADJOURNMENT:

♣Quasi-judicial proceeding.

Councilmembers who are members of the Space Coast Transportation Planning Organization (TPO) may discuss TPO issues which may subsequently be addressed by the TPO.

THIS MEETING IS TELEVISED ON THE SPACE COAST GOVERNMENT TV CHANNEL AND IS BROADCAST LIVE ON THE CITY'S WEBSITE.

If an individual decides to appeal any decision made by the City Council with respect to any matter considered at this meeting, a record of the proceedings will be required and the individual will need to ensure that a verbatim transcript of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based (FS 286.0105). Such person must provide a method for recording the proceedings verbatim.

Any aggrieved or adversely affected person desiring to become a party in the quasi-judicial proceeding shall provide written notice to the City Clerk which notice shall, at a minimum, set forth the aggrieved or affected person's name, address, and telephone number, indicate how the aggrieved or affected person qualifies as an aggrieved or affected person and indicate whether the aggrieved or affected person is in favor of or opposed to the requested quasi-judicial action. The required notice must be received by the Clerk no later than five (5) business days at the close of business, which is 5 p.m., before the hearing. (§ 59.03, Palm Bay Code of Ordinances).

In accordance with the Americans with Disabilities Act, persons needing special accommodations for this meeting shall, at least 48 hours prior to the meeting, contact the Office of the City Clerk at (321) 952-3414 or Florida Relay System at 711.

CITY OF PALM BAY, FLORIDA

REGULAR COUNCIL MEETING NO. 2016-02

Held on Tuesday, the 19th day of January 2016, at the City Hall Council Chambers, 120 Malabar Road, SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Office of the City Clerk, City Hall, Palm Bay, Florida.

The meeting was called to order at the hour of 7:03 P.M.

Councilman Santiago gave the invocation, which was followed by the Pledge of Allegiance to the Flag.

ROLL CALL:

MAYOR:	William Capote	Present
DEPUTY MAYOR:	Jeff Bailey	Present
COUNCILMEMBER:	Michele Paccione	Present
COUNCILMEMBER:	Harry Santiago, Jr.	Present
COUNCILMEMBER:	Tres Holton	Present
CITY MANAGER:	Gregg Lynk	Present
CITY ATTORNEY:	Andrew Lannon	Present
CITY CLERK:	Terese Jones	Present

CITY STAFF: Present was David Isnardi, Deputy City Manager; Stuart Buchanan, Growth Management Director; Bobbye Marsala, Purchasing Manager.

ANNOUNCEMENTS:

Deputy Mayor Bailey announced the following vacancies and terms expiring and solicited applications for same:

1. **One (1) vacancy on the Community Development Advisory Board (represents 'employers within the city').++**
2. **Two (2) vacancies on the Building and Construction Advisory Committee (represents 'at-large' positions). Members shall be familiar with and involved in the building industry.+**
3. **Two (2) vacancies on the Code Enforcement Board (represents 'at-large' positions).+**
4. **Two (2) vacancies on the Planning and Zoning Board (represents 'at-large' positions).+**
5. **Two (2) vacancies on the Recreation Advisory Board (represents 'at-large' positions).+**

AGENDA REVISIONS:

1. Mrs. Jones advised that Ordinance No. 2016-02 (Item No. 2, under Public Hearings) had been revised to incorporate all changes made and approved by City Council at the last meeting.

2. Motion by Mrs. Paccione, seconded by Deputy Mayor Bailey, to table Ordinance No. 2016-08 (Item No. 4, under New Business) to the February 4, 2016, regular Council meeting. Mr. Santiago asked that Council consider the item as scheduled on the agenda. Mayor Capote mentioned that councilmembers have placed items on the agenda and requested that said items be tabled. He felt that regardless of councilmembers' views on the issue, it should be tabled as requested and explained his reasons for same. Mr. Holton advised that as there was a motion to table the item, there should be no discussion. He said that if the public wanted to speak on the issue, they could do so under Public Comments.

Motion carried with members voting as follows:

Mayor Capote	Yea
Deputy Mayor Bailey	Yea
Councilwoman Paccione	Yea
Councilman Santiago	Nay
Councilman Holton	Yea

CONSENT AGENDA:

All items of business marked with an asterisk were considered under Consent Agenda and enacted by the following motion:

Motion by Deputy Mayor Bailey, seconded by Mr. Santiago, that the Consent Agenda be approved as presented with the removal of Item No. 2, Miscellaneous, under Procurements; and Item Nos. 1 and 3, under New Business, from consent. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Bailey, Yea; Councilwoman Paccione, Yea; Councilman Santiago, Yea; Councilman Holton, Yea.

ADOPTION OF MINUTES:

*** 1. Regular Council Meeting No. 2016-01; January 7, 2016.**

The minutes, considered under Consent Agenda, were approved as presented.

PUBLIC COMMENTS/RESPONSES: (Non-agenda Items Only)

Individuals commented on various issues and on Ordinance No. 2016-08 (Item No. 4, under New Business).

Mr. Santiago felt that Council and the public were unable to review the above ordinance in a timely fashion and that the ordinance was being pushed through too quickly. Mrs. Paccione said she was trying to be fair by tabling the item and it was not her intent to give no one time to review the ordinance. Deputy Mayor Bailey concurred with Mr. Santiago and explained his reasons for same.

A brief recess was taken after which time the meeting resumed.

☞ 1. Nancy Peltonen, President and CEO, Greater Palm Bay Chamber of Commerce, provided an update.

PUBLIC HEARINGS:

1. Ordinance No. 2016-01, vacating a portion of the rear ten (10) foot public utility and drainage easement located within Lot 133, Sandy Pines Preserve Subdivision, Phase 3 (Case No. VE-1-2016, Peter Abma), for final reading.

The City Attorney read the ordinance in caption only. The public hearing was opened and closed as there were no comments.

Motion by Deputy Mayor Bailey, seconded by Mrs. Paccione, to adopt Ordinance No. 2016-01. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Bailey, Yea; Councilwoman Paccione, Yea; Councilman Santiago, Yea; Councilman Holton, Yea.

2. Ordinance No. 2016-02, amending the Code of Ordinances, Chapter 185, Zoning Code, by updating the provisions of the PUD (Planned Unit Development) zoning district (Case No. T-2-2016, City of Palm Bay), for final reading.

The City Attorney read the ordinance in caption only. The public hearing was opened and closed as there were no comments.

Motion by Mr. Santiago, seconded by Mrs. Paccione, to adopt Ordinance No. 2016-02. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Bailey, Yea; Councilwoman Paccione, Yea; Councilman Santiago, Yea; Councilman Holton, Yea.

♣3. Ordinance No. 2016-03, rezoning property located south of and adjacent to Malabar Road, in the vicinity between Minton and Garvey Roads, from RM-15 (Single-, Two-, Multiple-Family Residential District) to PUD (Planned Unit Development) for a single family residential subdivision to be known as The Falls of Palm Bay PUD (22.66 acres)(Case No. PUD-19-2015, Falls of Palm Bay Builders, LLC), for final reading.

The City Attorney read the ordinance in caption only. The public hearing was opened. Mr. Buchanan advised that there would be a correction to a note on the plans, but it did not affect the engineering design. Public hearing was closed.

Motion by Deputy Mayor Bailey, seconded by Mr. Santiago, to adopt Ordinance No. 2016-03. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Bailey, Yea; Councilwoman Paccione, Yea; Councilman Santiago, Yea; Councilman Holton, Yea.

4. Ordinance No. 2016-04, amending the City's Comprehensive Plan Future Land Use Map to change the designated use of property located southeast of and adjacent to Robert J. Conlan Boulevard, and west of and adjacent to the Florida East Coast Railway from Industrial Use to Bayfront Mixed Use (24.10 acres)(Case No. CP-12-2015, Citizens Bank & Trust), for first reading.

The Planning and Zoning Board recommended that the request be approved.

The City Attorney read the ordinance in caption only. The public hearing was opened. Jason Steele, representative for the applicant, and Mr. Buchanan, presented the request to Council. A resident commented on the request. The public hearing was closed.

Motion by Mrs. Paccione, seconded by Mr. Holton, to adopt Ordinance No. 2016-04. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Bailey, Yea; Councilwoman Paccione, Yea; Councilman Santiago, Yea; Councilman Holton, Yea.

♣5. Ordinance No. 2016-05, rezoning property located southeast of and adjacent to Robert J. Conlan Boulevard, and west of and adjacent to the Florida East Coast Railway, from LI (Light Industrial and Warehousing District) and HI (Heavy Industrial District) to BMU (Bayfront Mixed Use District) (24.10 acres)(Case No. CPZ-12-2015, Citizens Bank & Trust), for first reading.

The Planning and Zoning Board recommended that the request be approved.

The City Attorney read the ordinance in caption only. The public hearing was opened. Jason Steele, representative for the applicant, presented the request to Council. Deputy Mayor Bailey asked if the BMU District allowed for light or heavy industrial uses. Mr. Buchanan said it would not be allowed as that would place industrial uses on the same parcel of land as residential. A resident commented on the request.

Motion by Deputy Mayor Bailey, seconded by Mr. Santiago, to adopt Ordinance No. 2016-05. Deputy Mayor Bailey hoped to see high-end apartments at the site. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Bailey, Yea; Councilwoman Paccione, Yea; Councilman Santiago, Yea; Councilman Holton, Yea.

♣6. Ordinance No. 2016-06, rezoning property located east of and adjacent to Interstate 95, in the vicinity between Grant and Micco Roads from GU (General Use District) (Brevard County) to RAC (Regional Activity Center District) (723.06 acres)(Case No. PD-16-2015, Zons Development, LLC), for first reading.

The Planning and Zoning Board recommended that the request be approved.

The City Attorney read the ordinance in caption only. The public hearing was opened. Paul Paluzzi, Zons Development, presented the request to Council.

Bill Battin, resident, asked for the differences between the GU and RAC districts and why there were two requests combined into one application. He said he did not like the idea of land mass expansion when the City could not handle its current infrastructure. Mr. Buchanan would provide Mr. Battin with information on the two districts. He stated that the second part to the application (request for a planned development) would not be considered by City Council until its next regular meeting. The public hearing was closed.

Motion by Deputy Mayor Bailey, seconded by Mrs. Paccione, to adopt Ordinance No. 2016-06. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Bailey, Yea; Councilwoman Paccione, Yea; Councilman Santiago, Yea; Councilman Holton, Yea.

7. Request by Palladio Development, LLC for a final subdivision to be known as Palladio Subdivision in RS-2 (Single Family Residential District) (1.38 acres)(Case No. FS-3-2015)(RESCHEDULED TO P&Z – 02/03/16).

8. Request by Roy Wayne Yates to amend the City's Comprehensive Plan Future Land Use Map to change the designated use of property located west of and adjacent to Babcock Street, in the vicinity north of Centerlane Road and south of Micco Road, from Residential 1:2.5 (Brevard County) to Rural Single Family Use (244.42 acres)(Case No. CP-1-2016) (RESCHEDULED TO P&Z - 02/03/16).

9. Request by Roy Wayne Yates to rezone property located west of and adjacent to Babcock Street, in the vicinity north of Centerlane Road and south of Micco Road, from AU (Agricultural Residential Classification) and AGR (Agricultural Classification) (Brevard County) to GU (General Use Holding District) (244.42 acres)(Case No. CPZ-1-2016) (RESCHEDULED TO P&Z – 02/03/16).

10. Request by Roy Wayne Yates for a conditional use to allow the expansion of an existing borrow pit in GU (General Use Holding District) zoning (244.42 acres)(Case No. CU-1-2016) (RESCHEDULED TO RCM – 02/18/16).

11. Request by Zons Development, LLC for a planned development for a proposed Regional Activity Center Planned Development Concept Plan on property located east of and adjacent to Interstate 95, in the vicinity between Grant and Micco Roads (723.06 acres)(Case No. PD-16-2015, Zons Development, LLC) (RESCHEDULED TO RCM – 02/04/16).

PROCUREMENTS:

Miscellaneous:

*** 1. “Other Agency” contracts, sports lighting equipment and installation (Clay County contract) – Parks and Recreation Department (Musco Sports Lighting - \$129,550).**

Staff Recommendation: Approve utilization of the Clay County contract for the purchase and installation of lighting projects at Veterans and Knecht Parks from Musco Sports Lighting, Clermont, in the amount of \$129,550.

The item, considered under Consent Agenda, was approved as recommended by City staff.

2. General civil, roadway and traffic engineering continuing consultant services, various citywide projects – RFQ No. 11-0-2016 (Infrastructure Engineers, Inc.; Metric Engineering, Inc.; and, B.S.E. Consultants, Inc.).

Staff Recommendation: Authorize the City staff to negotiate Master Consultant Agreements with the top three (3) ranked firms identified above to establish hourly rate schedules for each. Firms would be placed on a “rotation list” for individual project Scope of Work Task Orders to be assigned and negotiated “as needed” throughout the term. Agreement terms for each Master Consultant Agreement would be for one (1) year with the option to renew annually for up to four (4) additional one-year terms.

Mr. Holton stated the final rankings did not match the other rankings attached to staff's memorandum. He asked if an engineer was part of the evaluation committee. Mayor Capote asked if local preference applied to the procurement.

Mrs. Marsala advised that the item was prepared through a Request for Qualification process. A numerical ranking was done in order to create a shortlist and, after presentations by the companies, a simple ranking was performed in order of preference. She said that five (5) firms were shortlisted and the Committee selected the three (3) top-ranked firms for consideration by Council. There was no requirement to have an engineer on the evaluation committee. However, there were two engineer interns on the committee that represented the Utilities and Public Works Departments. The local preference applied to the Request for Proposal process. Mrs. Marsala further explained the requirements of local preference. There was discussion on the ranking of the firms. Deputy Mayor Bailey asked if the list could be expanded to include some of the other firms. Mr. Lannon advised that staff could negotiate with all five (5) firms.

Motion by Deputy Mayor Bailey, seconded by Mr. Santiago, to authorize staff to negotiate with all five (5) firms. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Bailey, Yea; Councilwoman Paccione, Yea; Councilman Santiago, Yea; Councilman Holton, Yea.

UNFINISHED AND OLD BUSINESS:

1. Appointment of three (3) members to the Enterprise Zone Development Agency.

Motion by Deputy Mayor Bailey, seconded by Mr. Santiago, to appoint Santa Wright to represent the 'local financial or insurance entity' position. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Bailey, Yea; Councilwoman Paccione, Yea; Councilman Santiago, Yea; Councilman Holton, Yea.

Motion by Deputy Mayor Bailey, seconded by Mrs. Paccione, to reappoint Aaron Pool to represent the 'Code Compliance Division' position. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Bailey, Yea; Councilwoman Paccione, Yea; Councilman Santiago, Yea; Councilman Holton, Yea.

Motion by Mr. Santiago, seconded by Deputy Mayor Bailey, to appoint Sara Bienvenu to represent the 'local business' position. Motion carried with members voting as follows: Mayor Capote, Yea; Deputy Mayor Bailey, Yea; Councilwoman Paccione, Yea; Councilman Santiago, Yea; Councilman Holton, Yea.

COMMITTEE AND COUNCIL REPORTS:

Councilmembers provided updates on activities of various agencies and boards on which they served as members.

1. Mr. Santiago said that the Brevard County Board of County Commissioners (Commission) proposed a resolution which would convey the Palm Bay Regional Park, the Greater Palm Bay Senior Center, and the Palm Bay Aquatic Center to the City. He said that the Commission requested a business plan and details as to how the City would spend the funds received from the County over the next five (5) years. Mr. Lynk said the City would receive funds over the five-year time period as part of the transitioning process.

NEW BUSINESS:

1. Resolution No. 2016-05, amending Resolution No. 2015-47, adopting Classification and Pay Plans and the Position Control Plan for employees of the City of Palm Bay.

The City Attorney read the resolution in caption only.

Motion by Deputy Mayor Bailey, seconded by Mr. Santiago, to adopt Resolution No. 2016-05.

Deputy Mayor Bailey commented on the creation of the Economic Development and External Affairs Department. He felt that certain positions created for that department would serve better under another department. He said there should have been a workshop or report describing the City Manager's plan in order to receive input from City Council prior to changes being made. The Palm Bay Code of Ordinances required that Council, through a resolution, approve personnel plans before changes were implemented. Deputy Mayor Bailey recommended that: a) proposed changes to personnel rules and regulations be brought before Council for approval prior to implementation; and b) have a dialogue continue through the form of an economic development workshop and/or quarterly reports from the City Manager and his staff presented at a Council meeting.

Motion carried with members voting as follows:

Mayor Capote	Yea
Deputy Mayor Bailey	Nay
Councilwoman Paccione	Yea
Councilman Santiago	Yea
Councilman Holton	Yea

There was further discussion on the recommendations made by Deputy Mayor Bailey. Mr. Santiago said that Council should follow the Code. Mr. Holton wanted accountability, but did not want Council to tie the hands of the City Manager in performing his duties. Mayor Capote agreed, but felt Council's approval was required first. Council concurred that proposed changes to personnel rules and regulations be approved by City Council prior to implementation.

Deputy Mayor Bailey said that with regard to his second recommendation, he understood that staff was in the process of planning a workshop. Mr. Lynk confirmed same.

*** 2. Resolution No. 2016-06, amending Resolution No. 2015-48, adopting the Five-Year Capital Improvements Program for Fiscal Years 2015-2016 through 2019-2020.**

The City Attorney read the resolution in caption only. The resolution was approved under Consent Agenda.

3. Ordinance No. 2016-07, amending the Fiscal Year 2015-2016 budget by appropriating and allocating certain monies (first budget amendment).

The City Attorney read the ordinance in caption only.

Motion by Deputy Mayor Bailey, seconded by Mr. Santiago, to adopt Ordinance No. 2016-07. Deputy Mayor Bailey would not support the ordinance pursuant to his comments on Item No. 1, under New Business.

Motion carried with members voting as follows:

Mayor Capote	Yea
Deputy Mayor Bailey	Nay
Councilwoman Paccione	Yea
Councilman Santiago	Yea
Councilman Holton	Yea

4. Ordinance No. 2016-08, amending the Code of Ordinances by creating Title XIII, Chapter 136, Protection of Human Rights (Councilwoman Paccione).

The item, considered under Agenda Revisions, was tabled to the February 4, 2016, regular Council meeting.

*** 5. Consideration of Legislative Intent to process a smoke corridor ordinance supporting the new Interstate 95 Interchange.**

Motion to approve Legislative Intent for City staff to process a Zoning Code textual amendment to be returned to the City Council for consideration with a recommendation from the Planning & Zoning Board.

The item, considered under Consent Agenda, was approved as recommended by City staff.

*** 6. Acknowledgement of the City's monthly financial reports for the periods ending October 31, 2015, and November 30, 2015.**

The item, considered under Consent Agenda, was acknowledged by City Council.

ADMINISTRATIVE AND LEGAL REPORTS:

1. Mr. Lynk advised that agreements were signed giving ownership of the properties for the new Southern Interchange to the City. Said properties would be conveyed to the Florida Department of Transportation in the near future.

PUBLIC COMMENTS/RESPONSES:

There were no public comments.

ADJOURNMENT:

There being no further business, the meeting adjourned at the hour of 9:57 P.M.

William Capote, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

* Identifies items considered under the heading of Consent Agenda.

♣ Indicates quasi-judicial proceeding.

☞ Indicates item was considered out of sequence or added to the agenda.



MEMO TO: Honorable Mayor and Members of City Council

FROM: Terese M. Jones, City Clerk

DATE: February 4, 2016

SUBJECT: Comprehensive Plan Amendments – Adoption Packet Response to ORC

On November 5, 2015, the City Council considered the following three (3) requests for amendments to the City's Comprehensive Plan and approved transmittal of the cases to the Florida Department of Economic Opportunity (DEO) for review and comment pursuant to Chapter 163, Florida Statutes.

The DEO has reviewed the requests and issued an Objections, Recommendations, and Comments (ORC) Report (attached). A synopsis of the report for each case is referenced below.

1) Ordinance No. 2015-53 (Case No. CP-8-2015, Leeta Jordan)

The DEO and commenting agencies had no objections to the proposed Future Land Use Map (FLUM) amendment but recommend that the City provided a map showing the subject properties location in relation to the City Boundaries. The additional reference map has been provided and attached to this memorandum.

2) Ordinance No. 2015-54 (Case No. CP-9-2015, City of Palm Bay)

The DEO objected to the amendment due to the update to the legend in the Future Land Use Map (FLUM) not being included. Please see amended FLUM as exhibit to the ordinance. It also objected to the two different ratios reflected in the policy, one being for Bayfront Mixed Use (BMU) category only (80%/20%), and the other being for the Bayfront Community Redevelopment Agency area as a whole (50%/50%). The DEO recommended we remove the 50%/50% citation as it is being internally inconsistent and lacking in a meaningful and predictable standard. Therefore, the verbiage has been amended to reflect DEO's request. Please see amended language as exhibit to the ordinance.

3) Ordinance No. 2015-56 (Case No. CP-10-2015, City of Palm Bay)

The DEO objected to the amendment due to: Lack of a short term and long term planning horizon; Lack of concurrency for Public Facilities; Lack of current Coastal High Hazard Area as defined by Florida Statute; Deferring of actions related to Coastal Element and Sea Rise Policies to the Land Development Regulations; Lack of maps depicting new Soil Survey, Urban Service Area, and Coastal High Hazed Area; Lack of Brownfield definition and assurances; and Lack of Coastal Management Element to include historic preservation and archeological resources.

The verbiage has been amended to reflect all of DEO's requests, including the removal of those policies related to Sea Level Rise and substituted with the requirement that the City adopt said policies not later than July 2016. Additionally, the map series has been updated as requested. Please see amended language and maps as exhibits to the ordinance.

The City has sixty (60) days to adopt, not adopt, or adopt with changes, all proposed amendments. The ordinances, scheduled for second and final reading under Public Hearings, are for the purpose of final adoption of the amendments. Once the adoption occurs, the amendments will be resubmitted to the Florida Department of Economic Opportunity for a final compliance ruling. The ruling should be completed within forty-five (45) days after receipt of the adopted amendments.

Staff Recommendation:

Growth Management staff recommends adopting the proposed ordinances for second and final reading, including the recommended changes as requested to the DEO staff.

If you should have any questions, please advise.

/tjl
Attachments

OBJECTIONS, RECOMMENDATIONS AND COMMENTS REPORT

CITY OF PALM BAY

PROPOSED COMPREHENSIVE PLAN AMENDMENT 15-2ER

I. The Department raises the following Objections to the Amendment:

The City provided an Evaluation and Appraisal Review (EAR) Notification letter to the Department of Economic Opportunity on March 7, 2014. The letter stated that the City intended to update its Comprehensive Plan to address changes to state law and changes in local conditions.

The City has proposed CP-10-2015, text amendments to goals, objectives, and policies of all Elements of the Comprehensive Plan related to the Evaluation and Appraisal Review (EAR) including new mandated policies addressing Sea Level Rise in the Coastal Management Element.

In addition to the required EAR amendments, the City has included three other amendments:

CP-8-2015: A Future Land Use Map (FLUM) amendment changing the Future Land Use designation of 15.77 acres from Public/Semi-Public to Single Family Residential;

CP-9-2015: A text amendment to the Future Land Use Element of the Comprehensive Plan creating a new Future Land Use Category - Bayfront Mixed Use - and associated text amendments removing conflicting language;

CP-11-2015: A text amendment to the Capital Improvements Element of the Comprehensive Plan adding new Parks & Recreation capital projects and text amendments removing conflicting language.

1) Objection: Lack of Short Term and Long Term Planning Horizons

The City identified the need to update its planning periods in their EAR notification assessment, however, the proposed amendment does not extend the planning horizon, and the plan, adopted in 2006, expired as of 2011. Section 163.3177(5)a, F.S., requires each local government comprehensive plan must include at least two planning periods, one covering at least the first 5-year period occurring after the plan's adoption and one covering at least a 10-year period.

Authority: Sections 163.3177(5)(a); 163.3191(2), (3), Florida Statutes (F.S.)

Recommendation: Revise the amendment to include planning horizons for the comprehensive plan as required by Section 163.3177(5)(a), F.S., of a minimum of 5 and 10 year planning periods. The updated horizons should be based on appropriate data and analysis including population projections for the long-range planning period.

2) Objection: Lack of Required Concurrency for Public Facilities

The proposed deletion of CIE Policy 1.51 removes the concurrency management system policies for sanitary sewer, solid waste, drainage and potable water facilities. Section 163.3180(1), F.S., states in part “sanitary sewer, solid waste, drainage, and potable water are the only public facilities and services subject to the concurrency requirement on a statewide basis”. Furthermore, the comprehensive plan must include principles, guidelines, standards, and strategies for the establishment of a concurrency management system. Therefore, the City must retain concurrency for these facilities.

Authority: Section 163.3177(3)(a)1., 3., 163.3180(1)(a), F.S.

Recommendation: The City should retain CIE Policy 1.51 to comply with the requirements of Section 163.3180(1)(a), F.S. Alternatively, the City may adopt new policies that ensure public facilities are in place and available to serve new development no later than the issuance by the local government of a certificate of occupancy or its functional equivalent. Prior to approval of a building permit or its functional equivalent, the City shall consult with the applicable water supplier to determine whether adequate water supplies to serve the new development will be available no later than the anticipated date of issuance by the local government of a certificate of occupancy or its functional equivalent.

3) Objection: Future Land Use Map Series/Coastal Management Element – Lack of Coastal High-Hazard Area Mapping and Definition

The City identified the need to update the definition of the Coastal High-Hazard Area in the Coastal Management Element pursuant to Section 163.3178, F.S., to depict the area on the FLUM; and to maintain or mitigate 12-hour hurricane evacuation requirements. However, the Future Land Use Map series does not depict the location of the Coastal High-Hazard Area, nor does the plan provide the current statutory definition of the Coastal-High Hazard area or address the maintenance or mitigation applicable to Section 163.3178, F.S.

Authority: Sections 163.3178(2)(h); 163.3178(8)(c); Sections 163.3177(6)(a)10.c.(VI)., 163.3191(2) and 163.3178(8)(a)3., F.S.

Recommendation: The City should revise the Coastal Management Element as follows:

- include a policy containing the statutory definition of Coastal High-Hazard Area as the area below the elevation of the Category 1 storm surge line as established by

- include a policy containing the statutory definition of Coastal High-Hazard Area as the area below the elevation of the Category 1 storm surge line as established by Sea, Lake, and Overland Surges from Hurricanes (SLOSH
-) computerized storm surge model;
- depict the Coastal High-Hazard Area on the Future Land Use Map; and
- include the ability and standards for mitigation. Mapping of the Coastal High-Hazard Area should be based upon the most recently available data established by the most recent Sea, Lake and Overland Surges from Hurricanes computerized storm surge model.

4) Objection: Proposed Policies Defer Actions to the Land Development Regulations

The City has proposed Coastal Element Objectives CZM 2.1 and 2.2 and implementing policies, intending to address new mandated policies that address the impacts of Sea Level Rise. However, the proposed policies defer action to the City's Land Development Code in future dates. The plan must establish meaningful and predictable standards for the use and development of land, provide meaningful guidelines for the content of more detailed land development and use regulations. Therefore, deferral to the Land Development Code for planning standards is unacceptable.

Authority: Sections 163.3177(1); 163.3178(2)(f)4.; 163.3178(2)(f)5. and, 163.3191(2), F.S.

Recommendation: Do not adopt the amendment as proposed. The City should revise the amendment, to adopt required components of Section 163.3178(2)(f)4., F.S. Specifically, the amendments should identify post-flood and sea level rise redevelopment strategies and activities that shall be consistent with, or more stringent than, the flood-resistant construction requirements in the Florida Building Code and applicable flood plain management regulations set forth in 44 C.F.R. part 60; and, to require that any construction activities seaward of the coastal construction control lines established pursuant to Section 161.053, F.S., be consistent with Section 161, F.S. Adopt requirements of Section 163.3178(2)(f)5., F.S., into the comprehensive plan, specifying that the redevelopment component of the Coastal Management Element require any construction activities seaward of the coastal construction control lines established pursuant to Section 161.053, F.S., be consistent with Section 161, F.S.

5) Objection: Bayfront Mixed Use and Bayfront Mixed Use Village Future Land Use Categories – Lack of Meaningful and Predictable Standards

The proposed Bayfront Mixed Use (BMU) Future Land Use category is internally inconsistent and lacks meaningful and predictable standards for guiding development. The BMU land use category allows for residential and commercial land uses. Included in the commercial land uses in the BMU category are hotel and motel uses. However, when identifying the percentage mix of uses the hotel and motel land

the BMU land use category percentage mix of uses is identified in one portion of the land use category as 20/80 Commercial/Residential (including hotel and motel uses) division of land and in another part of the text as a 50/50 division of land, therefore, rendering the land use category as internally inconsistent and lacking in meaningful and predictable standard. In addition, the FLUM showing the renamed category of Bayfront Mixed Use Village was not submitted. As it currently stands, retaining the old name of Bayfront Mixed Use (approximately 63 acres) on the FLUM would apply to the newly created category with a higher density. This change in density and mix of uses on the FLUM was not supported with data and analysis. Section 163.3177(1), Florida Statutes, (F.S.), specifies that *the comprehensive plan shall establish meaningful and predictable standards for the use and development of land*. The amendment is internally inconsistent and does not satisfy the requirements of Section 163.3177(2), F.S.

Authority: Sections 163.3177(1) and (2); 163.3177(6)(a)1., and 3.h.; 163.3184(4)(c)2., F.S.

Recommendation: Revise the amendment to reconcile this internal text inconsistency and clarify whether the City intends for the stated percentages to remain at 50% or to allow a broader range to facilitate the desired development. In addition, the Future Land Use Map showing the renamed land use category of Bayfront Mixed Use Village needs to be submitted.

6) Objection: Revised Soil Survey Maps Not Included

The soil survey maps in the FLUM series do not include the areas recently annexed into the City.

Authority: Sections 163.3177(6)(a)10.c.(V); 163.3177(6)(c); 163.3191(3) and 163.3177(6)(a)3.e., F.S.

Recommendation: Revise the Soil Survey Maps per Section 163.3177(6)(a)3.e., F.S., to include newly annexed portions of the City.

7) Objection: Lack of a Map Depicting the Proposed Urban Services Area

Policies FLU-1.4 and FLU-1.4A, propose to delete the Growth Management Area and establish an Urban Service. However, the Future Land Use Map series was not amended to include a map of the area, or alternatively, the Future Land Use map was not amended to depict the Urban Services Area.

Authority: Sections 163.3177(1); 163.3177(6)(a)1., F.S.

Recommendation: The City should update the Future Land Use Map to depict the Urban Service Area or include a separate map in the Future Land Use Map Series depicting the Urban Service Area.

8) Objection: Lack of Brownfield Definitions and Assurances

The EAR process identified the need for the City to incorporate definitions for brownfield area designations into their comprehensive plan, to provide assurances to developers that they may proceed with development upon receipt of a brownfield designation. However, the proposed EAR-based amendments did not address these requirements.

Authority: Sections 163.3177(6)(d)1.; 163.3191(2), and (3), F.S.

Recommendation: The City should revise the plan to include objectives and policies to adopt brownfield definitions into the comprehensive plan consistent with Section 163.3221, F.S., and assurances regarding development of brownfields per 163.3220(2)(b), F.S.

9) Objection: Lack of Coastal Management Element Historical and Archaeological Resources Protection Policies

As part of the EAR process, the City identified the need to modify the objectives of the Coastal Management Element to include a requirement for preservation of historic and archeological resources pursuant to Section 163.3177(6)(a)3.f., F.S. The proposed amendments do not include this objective and implementing policies.

Authority: Sections 163.3177(6)(a)3.f.; 163.3191(2), F.S.

Recommendation: Revise the amendment to Include the requirements for preserving historic and archeological resources into the Coastal Management Element consistent with the requirement of Section 163.3177(6)(a)3.f., F.S.

II. The following Comments are offered to assist the City of Palm Bay and will not be used as a basis for a compliance determination.

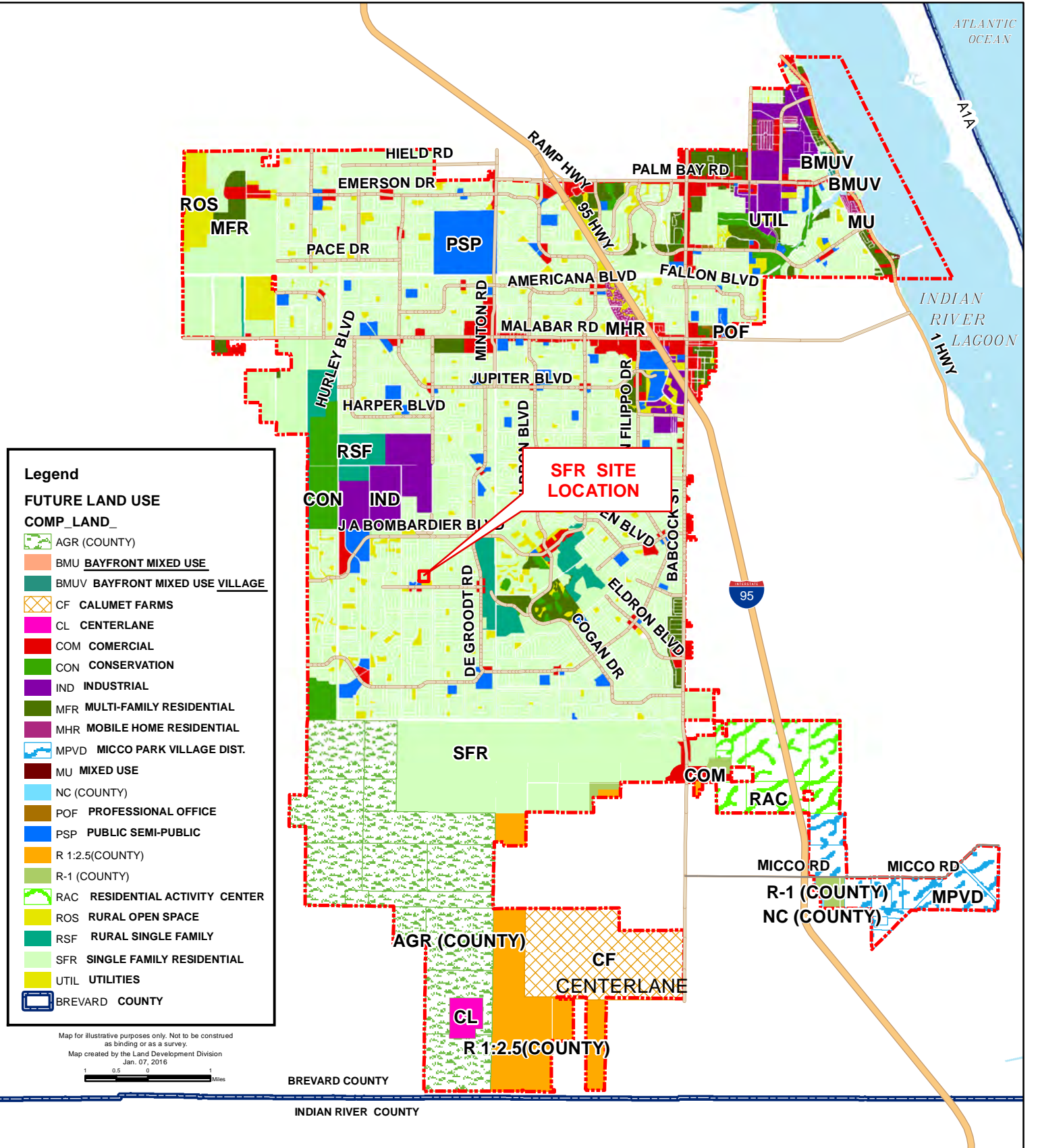
- 1. Comment:** The new Future Land Use categories, Bayfront Mixed Use and Bayfront Mixed Use Village, may not appropriately encourage the mix of uses and character of development the City is trying to achieve. To maintain the requirement in both these land use categories to maintain a specific rigid percentage mix of uses throughout buildout of the land use would hinder the development of the properties with these land use categories. Providing a reasonable, measurable range of the mix of uses that will maintain the character of the land use categories that the City is trying to achieve will assist in implementing the policy while allowing for some expected need to address the changes that occur in the market. If the City actually adheres to this standard, it will

only be allowed to simultaneously approve equal amounts of residential and commercial development, a significant impediment to any further development within the affected area.

2. **Comment:** The City should clearly identify the proposed 15.77-acre amendment converting Brevard County School Board property from Public/Semi-Public to Residential.
3. **Comment:** The City has not updated the Infrastructure Element and may wish to take this opportunity to consider the significant challenges of poor soil suitability coupled with the large number of septic tanks in densely developed areas of the City. The City should begin to identify strategies to prioritize areas on septic tanks that can be connected to central wastewater facilities in the near future, pursuing funding opportunities to accomplish this.
4. **Comment:** The City should take this opportunity to review the entire Future Land Use Map Series and revise the maps as necessary to reflect the current City boundary.

LOCATION MAP

CP-8-2015



ORDINANCE NO. 2015-53

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE XVII, LAND DEVELOPMENT CODE, CHAPTER 183, COMPREHENSIVE PLAN REGULATIONS, SECTION 183.01, COMPREHENSIVE PLAN, SUBSECTION (D), ADOPTION OF FUTURE LAND USE MAP, BY AMENDING FUTURE LAND USE MAP SERIES NO. 2; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Palm Bay has designated the Planning and Zoning Board as its Local Planning Agency and said Local Planning Agency held a public hearing on an amendment to the Comprehensive Plan on November 4, 2015, after public notice, and

WHEREAS, the City Council of the City of Palm Bay, pursuant to Chapter 163, Florida Statutes, held a public hearing on an amendment to the Comprehensive Plan on November 5, 2015, after public notice, and

WHEREAS, the City Council of the City of Palm Bay, pursuant to Chapter 163, Florida Statutes, submitted the amendment to the Florida Department of Economic Opportunity's Division of Community Development for review and comment, and

WHEREAS, the Florida Department of Economic Opportunity's Division of Community Development submitted an Objections, Recommendations and Comments Report regarding this amendment, and

WHEREAS, the City Council of the City of Palm Bay has considered the Objections, Recommendations and Comments provided and has addressed all objections, and

WHEREAS, the City Council of the City of Palm Bay, pursuant to Chapter 163, Florida Statutes, held an adoption public hearing on an amendment to the Comprehensive Plan on February 4, 2016, after public notice, and

WHEREAS, the City Council of the City of Palm Bay desires to adopt said amendment to the Comprehensive Plan of the City of Palm Bay.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The Comprehensive Plan of the City of Palm Bay, Brevard County, Florida, is hereby amended to provide for the change in land use of property from Public/Semi-Public Use to Single Family Residential Use, which property is legally described as follows:

Tract N, Port Malabar Unit 49, according to the plat thereof as recorded in Plat Book 22, Page 160, of the Public Records of Brevard County, Florida; Section 23, Township 29S, Range 36E; containing 15.77 acres, more or less.

SECTION 2. The Future Land Use Map Series Map No. 2 is hereby changed to reflect this amendment.

SECTION 3. All staff report conditions and limitations shall be met and those conditions and limitations shall be made a part of the Comprehensive Plan.

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

SECTION 5. This ordinance shall become effective when the state land planning agency issues a final order determining the adopted amendments to be in compliance in accordance with Section 163.3184(9), Florida Statutes, or when the Administrative Commission issues a final order determining the adopted amendments to be in compliance in accordance with Section 163.3184(10), Florida Statutes. If the Administration

Commission issues a final order determining the adopted amendment to not be in compliance in accordance with Section 163.3184(11), Florida Statutes, this ordinance may still be made effective by resolution at a public meeting after public notice, subject to any sanctions imposed by the Administrative Commission pursuant to Section 163.3184(11), Florida Statutes.

Read in title only at Meeting No. 2015-30, held on November 5, 2015; and read in title only and duly enacted at Meeting No. 2016- , held on , 2016.

William Capote, MAYOR

ATTEST:

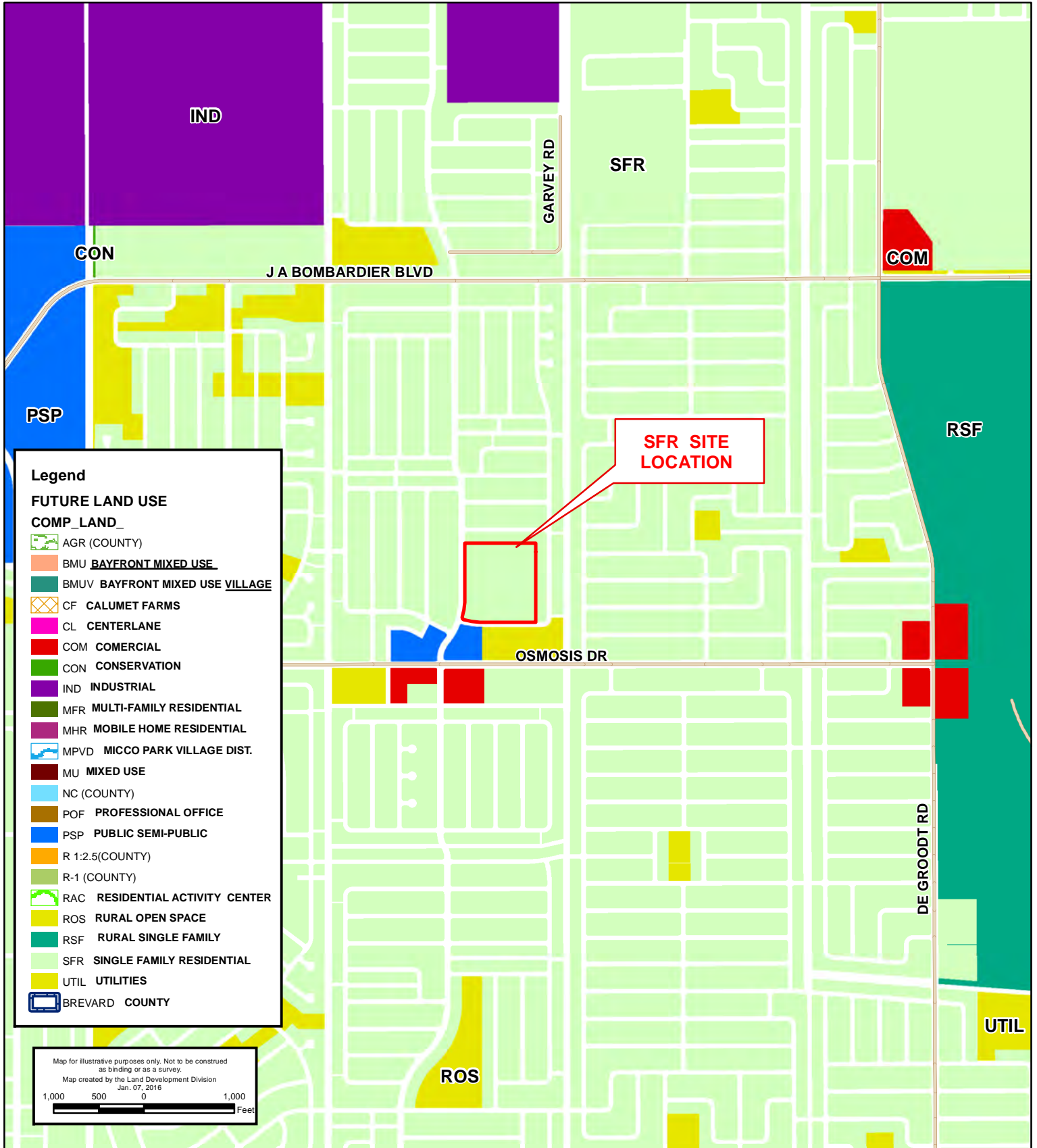
Terese M. Jones, CITY CLERK

Applicant: Leeta S. Jordan
Case No.: CP-8-2015

cc: (date) Applicant
Case File

EXHIBIT A

CP-8-2015



ORDINANCE NO. 2015-54

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE XVII, LAND DEVELOPMENT CODE, CHAPTER 183, COMPREHENSIVE PLAN REGULATIONS, SECTION 183.01, COMPREHENSIVE PLAN, SUBSECTION (C), ADOPTION OF COMPREHENSIVE PLAN; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Palm Bay has designated the Planning and Zoning Board as its Local Planning Agency and said Local Planning Agency held a public hearing on an amendment to the Comprehensive Plan on November 4, 2015, after public notice, and

WHEREAS, the City Council of the City of Palm Bay, pursuant to Chapter 163, Florida Statutes, held a public hearing on an amendment to the Comprehensive Plan on November 5, 2015, after public notice, and

WHEREAS, the City Council of the City of Palm Bay, pursuant to Chapter 163, Florida Statutes, submitted the amendment to the Florida Department of Economic Opportunity Division of Community Development for review and comment, and

WHEREAS, the Florida Department of Economic Opportunity Division of Community Development submitted an Objections, Recommendations, and Comments Report regarding the amendment, and

WHEREAS, the City Council of the City of Palm Bay has considered the Objections, Recommendations, and Comments provided and has addressed all objections, and

WHEREAS, the City Council of the City of Palm Bay, pursuant to Chapter 163, Florida Statutes, held an adoption public hearing on the amendment to the Comprehensive Plan on February 4, 2016, after public notice, and

WHEREAS, the City Council of the City of Palm Bay desires to adopt said amendment to the Future Land Use Element of the Comprehensive Plan of the City of Palm Bay.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The Comprehensive Plan of the City of Palm Bay, Brevard County, Florida, is hereby amended to provide for the changes to the Future Land Use Element as identified in Exhibit A, attached hereto and made an integral part hereof.

SECTION 2. All staff report conditions and limitations shall be met and those conditions and limitations shall be made a part of the Comprehensive Plan.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

SECTION 4. This ordinance shall become effective when the state land planning agency issues a final order determining the adopted amendments to be in compliance in accordance with Section 163.3184(9), Florida Statutes, or when the Administrative Commission issues a final order determining the adopted amendments to be in compliance in accordance with Section 163.3184(10), Florida Statutes. If the Administration Commission issues a final order determining the adopted amendment to not be in compliance in accordance with Section 163.3184(11), Florida Statutes, this ordinance may still be made effective by resolution at a public meeting after public notice, subject to any sanctions imposed by the Administrative Commission pursuant to Section 163.3184(11), Florida Statutes.

Read in title only at Meeting No. 2015-30, held on November 5, 2015, 2015; and
read in title only and duly enacted at Meeting No. 2016- , held on , 2016.

William Capote, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

Reviewed by CAO: _____

Applicant: City of Palm Bay
Case No.: CP-9-2015

II. GOALS, OBJECTIVES AND POLICIES

OBJECTIVE:

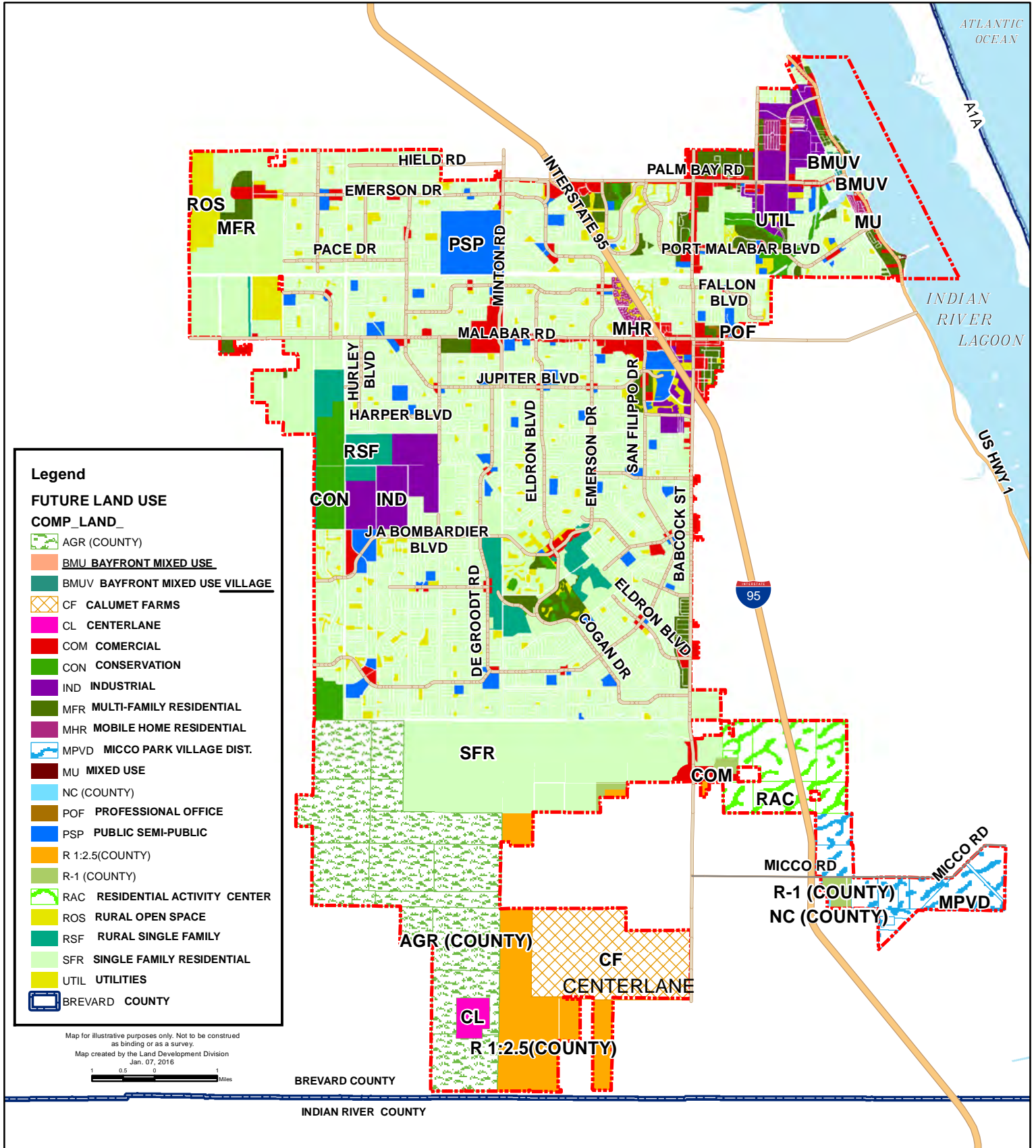
FLU-1.1 Adopt land development regulations to implement this Plan no later than one year following any amendment.

FLU-1.1I Intensity standards permitted by the Land Development Regulations shall not exceed the maximum intensity established for each Future Land Use Map category by this policy. Intensity standards include ranges since other factors may determine maximum intensity permitted on individual parcels such as level of service standards, zoning setbacks and lot sizes, presence of wetlands or water bodies, and similar factors. Individual future land use map amendments may establish stricter intensity standards as conditions of approval and shall be incorporated into a specific policy under Objective FLU-8.3.

BAYFRONT MIXED USE VILLAGE – Permits a mix of Commercial and Residential Uses. Commercial Uses shall not exceed 50% and Residential Uses shall not exceed 50% within the overall area. Commercial Uses shall have a maximum floor area ratio of 1.8 with a range of 0 to 1.8. Typical commercial uses permitted include offices, retail businesses, personal service establishments, day care centers, restaurants, financial institutions, hotels and motels, institutional uses and similar uses. Residential Uses have a maximum density of 10 units per acre with a range of 0 to 10 units per acre. Typical uses include single family homes, duplexes, multiple family units, recreational uses and institutional uses. Development standards shall follow the applicable policies within the Comprehensive Plan and the standards within the BMU, Bayfront Mixed Use Village District zoning category. This category may only be applied to the Bayfront Redevelopment District. ~~The mix of uses must be monitored by the City of Palm Bay to ensure that the maximum residential development of 50% of the area and the maximum commercial development of 50% of the area is maintained. Alteration of these criteria shall require amendment to this policy.~~

BAYFRONT MIXED USE – Permits a mix of Commercial and Residential Uses. Commercial Uses shall not exceed 20% and Residential Uses shall not exceed 80% within the overall area. Commercial Uses shall have a maximum floor area ratio of 1.0 with a range of 0 to 1.0. Typical commercial uses permitted include offices, retail businesses, personal service establishments, day care centers, restaurants, financial institutions, hotels and motels, institutional uses and similar uses. Residential Uses have a maximum density of 40 units per acre with a range of 8 to 40 units per acre. Typical uses include single family homes, duplexes, multiple family units, recreational uses and institutional uses. Development standards shall follow the applicable policies within the Comprehensive Plan and the standards within the BMU, Bayfront Mixed Use District zoning category. This category may only be applied to the Bayfront Redevelopment District.

FUTURE LAND USE MAP



ORDINANCE NO. 2015-56

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, ADOPTING THE CITY OF PALM BAY'S COMPREHENSIVE PLAN EVALUATION AND APPRAISAL REPORT BASED AMENDMENTS; AMENDING THE COMPREHENSIVE PLAN BASED UPON RECOMMENDATIONS CONTAINED IN THE REPORT; AUTHORIZING TRANSMITTAL OF THE REPORT TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY DIVISION OF COMMUNITY DEVELOPMENT IN ACCORDANCE WITH SECTION 163.3191, FLORIDA STATUTES; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature intends that local planning be a continuous and ongoing process, and

WHEREAS, the City Council adopted the Palm Bay Comprehensive Plan by Ordinance No. 88-28 on October 6, 1988, and subsequently amended said Plan, and

WHEREAS, Section 163.3191, Florida Statutes, directs local governments to periodically assess the success or failure of the adopted plan to adequately address changing conditions and state policies and rules, and

WHEREAS, Section 163.3191, Florida Statutes, directs local governments to adopt needed amendments to ensure that the plan provides appropriate policy guidance for growth and development, and

WHEREAS, this is an amended Evaluation and Appraisal Report based on the Sufficiency Review prepared by the Florida Department of Economic Opportunity Division of Community Development, and

WHEREAS, the Planning and Zoning Board, acting as the designated Local Planning Agency, has reviewed the Evaluation and Appraisal Report on February 2, 2014, held an advertised public hearing, provided for participation by the public in the process, and rendered its recommendations to the City Council, and

WHEREAS, the City Council has approved the Evaluation and Appraisal Report on February 20, 2014, held an advertised public hearing, and provided for comments and public participation in the process in accordance with the requirements of state law and the procedures adopted for public participation in the planning process.

WHEREAS, the Planning and Zoning Board, acting as the designated Local Planning Agency, has reviewed the Evaluation and Appraisal Report related amendments, held an advertised public hearing, provided for participation by the public in the process, and rendered its recommendations to the City Council, and

WHEREAS, the City Council has reviewed the Evaluation and Appraisal Report related amendments, held an advertised public hearing, and provided for comments and public participation in the process in accordance with the requirements of state law and the procedures adopted for public participation in the planning process.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City Council of the City of Palm Bay hereby adopts the City of Palm Bay's Comprehensive Plan Evaluation and Appraisal Report, prepared by the Growth Management Department, dated September 2010.

SECTION 2. The City Council hereby states its intention to amend the Palm Bay Comprehensive Plan in accordance with the recommendations contained in the Evaluation and Appraisal Report.

SECTION 3. The City Council hereby approves transmittal of the Evaluation and Appraisal Report to the Florida Department of Economic Opportunity Division of

Community Development for the purpose of sufficiency review in accordance with Section 163.3191, Florida Statutes.

SECTION 4. This ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting No. 2015-30, held on November 30, 2015; and read in title only and duly enacted at Meeting No. 2016- , held on , 2016.

ATTEST:

William Capote, MAYOR

Terese M. Jones, CITY CLERK

Reviewed by CAO: _____

Applicant: City of Palm Bay
Case No.: CP-10-2015

**EVALUATION AND APPRAISAL REPORT
TEXT AMENDMENTS**

NOVEMBER, 2015



CITY OF PALM BAY GROWTH MANAGEMENT DEPARTMENT

FUTURE LAND USE ELEMENT

FLU-1.1C The City of Palm Bay shall utilize the following mechanisms to coordinate requests for development approval with the City of Melbourne, Town of Grant-Valkaria, Town of Malabar, Brevard County, Melbourne Tillman Water Control District, East Central Florida Regional Planning Council, state agencies and federal agencies.

1. Written notice, requesting comments, shall be mailed to any local government abutting a proposed development.
2. City approval of a proposed project shall be conditioned on receiving applicable permits from special districts, state agencies, and federal agencies.
3. Staff development reports submitted to the Local Planning Agency and/or City Council shall contain all comments received from other local governments, special districts, state agencies, and federal agencies.

FLU-1.1F Ensure energy efficient development through enforcement of the “Energy Conservation Efficiency Code for Building Construction” section of the Florida Building Code.

FLU-1.4 Establish a Urban Service Area ~~Growth Management Area~~ to control urban sprawl.

FLU-1.4A The Urban Service Area map ~~Growth Management Area maps~~ shall be adopted for the ~~ten- each five-~~ year time frame of the Comprehensive Plan and shall be the municipal boundaries of the City.

~~FLU-1.4D Maximum allowable density for any density zone outside of but adjacent to the Growth Management Area shall not exceed 50 percent and maximum allowable density outside of and not adjacent to the Growth Management Area shall not exceed 30 percent.~~

~~FLU-1.4E The City shall develop a plan of incentives and disincentives to encourage growth within the Growth Management Area and to discourage growth outside of the Growth Management Area no later than October 2000. These incentives/disincentives shall be included in the 2000 fall amendment cycle and added as policies to this Plan.~~

FLU-5.1A Update the provisions in the land development regulations that provide development orders and permits for new development and redevelopment shall only be granted if all public facilities (which meet level of services standards of this Comprehensive Plan) will be available concurrent with the impacts of the development. The update shall modify existing provisions to be in conformance with Chapter 163, F.S. and ~~Chapter 9J-5, F.A.C.~~

FLU-5.1D Existing developed areas shall receive first priority for the extension of essential public services and improvements, in accordance with the Urban Service Area ~~Growth Management Area~~ identified by the Future Land Use Map Series.

FLU-6.1B

~~13. Pursuant to Resolution #90-34, the Turkey Creek Sanctuary Advisory Board shall participate in the early review of proposed development plans within the Turkey Creek Basin. The Board will provide written comments, recommendations and mechanisms to ensure the preservation and enhancement of Turkey Creek and the Turkey Creek Sanctuary.~~

~~14. The City shall amend the Plan to incorporate the findings of the St. Johns River Water Management District Land Use Mapping Project relating to wetlands. This amendment shall occur no later than one (1) year following publication of that study.~~

GOAL:

FLU-9 Ensure established planning horizons.

OBJECTIVE:

FLU-9.1 Adopt short and long term planning horizons.

POLICIES:

FLU-9.1A The City establishes a five year short term planning horizon from 2016 to 2021 and a ten year long term planning horizon from 2021 – 2031.

CAPITAL IMPROVEMENTS ELEMENT

CIE-1.5A The City shall utilize the following Level of Service Standards (LOS) in assessing the ability of the infrastructure to support development:

WASTEWATER TREATMENT:

City of Palm Bay Service Area

Capacity: The City of Palm Bay allocates and reserves 210 GPD per equivalent residential connection for the Palm Bay Service Area sanitary sewer system.

Collection and Transmission System: The City of Palm Bay's collection and transmission system will provide for safe and dependable conveyance of wastewater from customers to the master meter and then on to the treatment and disposal facilities. The future level of service for Palm Bay provided wastewater treatment and effluent disposal shall include secondary wastewater treatment through filtration adequate for public reuse through golf course irrigation and other public area irrigation within the City.

Compliance with Standards: The City's wastewater system generally complies with the Ten State Standards for wastewater and the Florida Administrative Code, Chapters 17-3, 17-4, 17-6, 17-16, and 17-19.

POTABLE WATER:

City of Palm Bay Service Area

Capacity: The City of Palm Bay allocates 225 ~~275~~ GPD per equivalent residential connection for the Palm Bay Service Area.

Pressure: The City of Palm Bay Service Area water system shall maintain a minimum fire flow pressure of 20 psi, a minimum domestic flow pressure during a peak hourly event of 35 psi, and a maximum system pressure of 75 psi.

Water Quality: To meet the primary and secondary drinking water standards and to provide aesthetic, clear and enjoyable water supplies.

DRAINAGE:

Capacity: Level of service shall be the 10-year return frequency, 24-hour duration storm event for all areas of the City.

Treatment: Stormwater shall be treated pursuant to the requirements of the Stormwater Management and Conservation Ordinance including but not limited to, detention of the first inch of runoff from impervious surfaces for a period of not less than seventy-two (72) hours.

RECREATION:

Neighborhood Parks:	2 acres/1000 population
Community Parks:	2 acres/1000 population
Urban District Parks:	1 acres/1000 population

TRANSPORTATION:

The LOS standards for all roadway segments shall be:

1. LOS C for State freeway segments:
 - a. Interstate 95.
2. LOS D for all State freeway and principal arterial segments:
 - a . U. S. Highway #1;
3. LOS E for all State minor arterial segments;

- a. Babcock Street from North City Limits to Malabar Road;
- b. Malabar Road from I-95 to the east City Limits;
- 4. LOS E for all County roadway segments;
 - a. Palm Bay Road from Minton Road to Robert J. Conlan Boulevard;
 - b. Minton Road from North City Limits to Malabar Road; and
 - c. Babcock Street from Malabar Road to South City Limits; and
 - d. ~~Malabar Road from Minton Road to I-95; and~~
- 5. LOS C for all City roadway segments.

These LOS standards shall be based on the “urban area” peak hour service volume tables contained in “2013 Quality/Level of Service Handbook Florida’s Level of Service Standards and Guidelines Manual for Planning: 2002 Edition” as adopted by the Florida Department of Transportation. Detailed analysis based on the “2010 2000 Highway Capacity Manual” is also acceptable.

CIE-1.5I The City shall continue to implement a Concurrency Management System and Proportionate Fair Share Ordinance as adopted in the Land Development Regulations to ensure that development permits are not issued until it is determined that all LOS criteria established by this Plan are maintained. The Concurrency Management System must be consistent with the requirements of Chapter 163, F.S. Chapter 9J-5.055, F.A.C. and shall utilize the following minimum criteria:

COASTAL MANAGEMENT ELEMENT

CZM-1.5 Provide for timely and safe evacuation, maintain current evaluation times, and provide adequate public sheltering in the event of a hurricane, consistent with the East Central Florida Region Statewide Regional Evacuation Study Program for Brevard, Lake, Orange, Osceola, Seminole and Volusia Counties prepared by the East Central Florida Regional Planning Council ~~ECFRPC Hurricane Evacuation Plan.~~

OBJECTIVE:

CZM 1.9 Preserve historical and archeological resources in the Coastal Management Area as required by Florida Statute.

POLICIES:

CZM 1.9A The City shall adopt into its Land Development Regulations no later than July 2016 which at a minimum shall meet the requirements of Florida Statute Section 163.3177(6)(a)3.f.

GOAL:

CZM-2 Recognize and address Sea Level Rise.

OBJECTIVE:

CZM 2.1 Recognize and address need for development and redevelopment in coastal areas to eliminate inappropriate and unsafe development in the Coastal Management Area.

POLICIES:

CZM 2.1A Adopt by July 31, 2016, Objectives and Policies Recognize and address Sea Level Rise as required by Florida Statute.

CZM 2.1B The City of Palm Bay shall designate coastal high hazard areas to be those areas below the elevation of the Category 1 storm surge elevation as established by a Sea, Lake and Overland Surges from Hurricanes (SLOSH) computerized storm surge model, as defined in Chapter 163, Florida Statute.

CONSERVATION ELEMENT

CON-1.1A Expand the educational use of the Turkey Creek Sanctuary through informational brochures, articles in local newspapers ~~the Palm Beyer~~, and similar methods.

CON-1.1C The City shall assist in coordinating local environmental education efforts between the Marine Resources Council, the Melbourne Tillman Water Control District, and the Brevard County Soil and Water Conservation District/U.S. Soil Conservation Service, ~~the Turkey Creek Sanctuary Management Committee and Environmental Advisory Board~~ by providing meeting facilities for and data to these groups when requested.

CON-1.2B Request that the Melbourne Tillman Water Control District ~~WCDSB~~ find long-term solutions to canal bank erosion.

OBJECTIVE:

CON-1.13 Recognize Brownfield area designations as defined by Florida Statute.

POLICIES:

CON-1.13A “Brownfield designation” means a resolution adopted by a local government pursuant to the Brownfields Redevelopment Act as defined by Florida Statute 163.3221.

CON-1.13B The City shall process and permit applications for development upon receipt of a Brownfield designation.

HOUSING ELEMENT

HSG-1.1A The City shall provide information and technical assistance to assist the private sector in meeting local housing demands. Such information will include data reports, pamphlets and other handouts provided in the Building and Land Development ~~Planning~~ Divisions.

HSG-1.1B Continue to aid very low-, low-, and moderate-income families and individuals through the Palm Bay Housing and Neighborhood Development ~~Community Development~~ Division.

HSG-1.2A The City shall continue to utilize the Building Department, Housing and Neighborhood Development ~~Community Development~~ Division, and the Code Enforcement Division personnel to conduct an informal, structural, windshield evaluation of housing in areas where deterioration is known or suspected.

HSG-1.7B Housing programs shall be administered through the City’s Housing and Neighborhood Development ~~Community Development~~ Division.

INFRASTRUCTURE ELEMENT

INF-4.2 The City of Palm Bay hereby adopts a LOS of 225 ~~275~~ gpd per ERC for the Palm Bay Service Area.

INTERGOVERNMENTAL COORDINATION ELEMENT

ICE-1.1A The Growth Management Department ~~City Planning Department~~ shall coordinate requests for development approval with appropriate adjacent jurisdictions, special districts, the East Central Florida Regional Planning Council, state agencies and federal agencies through written notification to affected jurisdictions soliciting comments/input. Request that this policy be reciprocated.

ICE-1.5B The City will help coordinate environmental education efforts between the Marine Resources Council, the Melbourne-Tillman Water Control District, the Brevard County Soil and Water Conservation District, ~~the Turkey Creek Sanctuary Committee~~ and other applicable entities through the Parks and Recreation Department's support of the Sanctuary's Nature Interpretation Center.

ICE-1.5C The City will coordinate planning and implementation activities with the Melbourne Tillman Water Control District ~~WCDSB~~ through appointment of City representatives on the Melbourne Tillman Water Control District ~~WCDSB~~ governing board.

ICE-1.8A The City shall request that Waste Management ~~Harris Sanitation~~ and Brevard County more clearly identify the kinds and amounts of solid waste generated by the City of Palm Bay.

ICE-1.12A Annually review the plans and programs of the following entities and update the Traffic Circulation Element and the Capital Improvements Element accordingly:

- A. Space Coast Transportation ~~Metropolitan~~ Planning Organization;
- B. FDOT; and
- C. Adjacent jurisdictions.

ICE-1.12B Continue active participation in the Space Coast Transportation ~~Metropolitan~~ Planning Organization.

RECREATION AND OPEN SPACE ELEMENT

REC-1.2B Continue to coordinate the use and development of the community center site with the abutting property of the Audubon Society and Brevard County through the Recreation Advisory Board ~~and the Turkey Creek Advisory Committee~~.

TRANSPORTATION ELEMENT

TCE-1.1B The LOS standards for all roadway segments shall be:

1. LOS C for State freeway segments:

- a. Interstate 95.
- 2. LOS D for all State freeway and principal arterial segments:
 - a . U. S. Highway #1;
- 3. LOS E for all State minor arterial segments;
 - a. Babcock Street from North City Limits to Malabar Road;
 - b. Malabar Road from I-95 to the east City Limits;
- 4. LOS E for all County roadway segments;
 - a. Palm Bay Road from Minton Road to Robert J. Conlan Boulevard;
 - b. Minton Road from North City Limits to Malabar Road; and
 - c. Babcock Street from Malabar Road to South City Limits; ;
 - d. ~~Malabar Road from Minton Road to I-95; and~~
- 5. LOS C for all City roadway segments.

These LOS standards shall be based on the “urban area” peak hour service volume tables contained in “2013 Quality/Level of Service Handbook Florida’s Level of Service Standards and Guidelines Manual for Planning: 2002 Edition” as adopted by the Florida Department of Transportation. Detailed analysis based on the “2010 2000 Highway Capacity Manual” is also acceptable.

TCE-1.1G The City shall utilize strategies developed by the Space Coast Transportation Brevard Metropolitan Planning Organization to facilitate local traffic use to preserve the operation and function of Interstate 95.

TCE-1.3A Continue active participation in the Space Coast Transportation Metropolitan Planning Organization.

TCE-1.3B Annually review the plans and programs of the following entities and update the Transportation Element and the Capital Improvements Element accordingly:

- A. Space Coast Transportation Metropolitan Planning Organization;
- B. Florida Department of Transportation;
- C. City of Melbourne;
- D City of West Melbourne;
- E. Town of Malabar; and

F. Town of Grant-Valkaria; and

G. Brevard County.

~~TCE-1.4E The land development regulations shall include a Transportation Corridor Management Ordinance for the Palm Bay Parkway consistent with the Recommended Alignment established by the Palm Bay Parkway Project Development and Environmental Study completed by the Brevard County Metropolitan Planning Organization. A consistent alignment shall be defined as a 200' right-of-way corridor extending from Malabar Road on the southern end to the city limits at the northern end and shall be identified by a legal description within the Ordinance. The Transportation Corridor Management Ordinance shall be adopted prior to the City granting any development permits for projects within the corridor identified on Future Transportation Map Series Map #7.~~

TCE-1.4F E The land development regulations shall include a Transportation Corridor Management Ordinance for the southern extension (south of Malabar Road) of the Palm Bay Parkway consistent with the Recommended Alignment established by the Palm Bay Parkway Extension Preferred Corridor map adopted in the Future Transportation Map Series. A consistent alignment shall be defined as a 200' right-of-way corridor extending from Malabar Road on the northern end Interstate 95 on the southeastern end and shall be identified by a legal description within the Ordinance. The Transportation Corridor Management Ordinance shall be adopted prior to the City granting any development permits for projects within the corridor identified on Future Transportation Map Series Map # 7 8.

TCE-1.5A Establish a staff person to monitor the plans ~~for~~ of the Florida High Speed and Intercity Rail Transportation Commission.

TCE-1.5B Prepare and make available, through distributing brochures ~~or by articles in the Palm Bay~~ newsletter, car/van pool information to all employees and citizens in Palm Bay.

TCE-1.5D Continue to work with the Space Coast Transportation ~~Metropolitan Planning~~ Organization, the Florida Department of Transportation, the Area Agency on Aging, the Space Coast Area Transit Authority and other appropriate agencies to provide public transit and/or paratransit service to Palm Bay.

TCE-1.5F Continue to coordinate with the Florida Department of Transportation and all proposals for High Speed and Intercity rail ~~the High Speed Rail Commission~~ to ensure that passenger rail routes through the City of Palm Bay include a passenger terminal serving Palm Bay.

TCE-1.8C All new bicycle facilities designed or approved by the City shall conform to Florida Department of Transportation design standards or other applicable engineering criteria ~~the Bicycle Facilities Planning and Design Handbook published by the Florida Department of Transportation.~~

MONITORING AND EVALUATION PROCEDURES

Chapter 163, Florida Statutes, requires that the City determine whether the need exists to amend the Comprehensive Plan to reflect changes in state requirements. This evaluation occurs pursuant to a schedule adopted by the Community Planning, Development and Services Division of the Florida Department of Economic Opportunity (Division) ~~Local Planning Agency of Palm Bay prepare an “Evaluation and Appraisal Report” at least once every five years in order to monitor the effectiveness of the Palm Bay Comprehensive Plan. Typically, this is required every seven years, at a minimum.~~ The purpose of this section of the Palm Bay Comprehensive Plan is to identify the monitoring, updating, and evaluation procedures the City will follow when preparing evaluation and appraisal reports.

1. Notify the state land planning agency by letter of this determination.
2. If the local government determines amendments to the comprehensive plan are necessary, the local government shall prepare and transmit the proposed amendments to the State Land Planning Agency within one year of such determination. See [Comprehensive Plan Amendment Submittal and Processing Guidelines - State Coordinated Review](#) for guidance and more information about these processes.
3. Any local government failing to timely submit a notification letter or proposed amendments within one year of notification may not amend its comprehensive plan until it complies with the requirements.
4. The evaluation and appraisal should address changes in state requirements since the last update of the comprehensive plan and update the plan based on changes to local conditions

The Growth Management Department (Department) ~~Palm Bay Planning Division~~ shall be responsible for actual preparation of any monitoring and evaluation reports. The Department ~~Division~~ shall forward such draft reports to the Local Planning Agency for action. The Department ~~Planning Division~~ shall prepare an Evaluation and Appraisal Report, pursuant to Chapter 163.3191, F.S., at least once every seven ~~five~~ years following Plan adoption or as specified by state rule adopted by the Division. ~~This Evaluation and Appraisal Report shall present an assessment and evaluation of the success or failure of the Comprehensive Plan, or element or portion thereof, and shall contain appropriate statements related to:~~

~~(a) The major problems of development, physical deterioration, and the location of land uses and the social and economic effects of such uses in the area.~~

~~(b) The condition of each element in the Comprehensive Plan at the time of adoption and at date of report.~~

~~(c) The Comprehensive Plan objectives and policies as compared with actual results at date of report.~~

~~(d) The extent to which unanticipated and unforeseen problems and opportunities occurred between date of adoption and date of report.~~

~~(e) The report shall also suggest changes needed to update the Comprehensive Plan, or elements or portions thereof, including reformulating objectives, policies, and standards.~~

The Evaluation and Appraisal report shall examine all changes to state law to determine if amendments are needed as well as whether local conditions require amendment of the Plan.

The Planning Division shall submit the draft Evaluation and Appraisal Report to the Local Planning Agency for public hearings pursuant to Chapter 163, F.S. and the adopted Citizen Participation Plan. Following the public hearings, the Local Planning Agency shall forward the recommended Evaluation and Appraisal Report to the Palm Bay City Council for adoption.

The Palm Bay City Council shall adopt or adopt with changes, the report or portions thereof within 90 days after receiving it from the Local Planning Agency. A letter shall be submitted to the Division identifying the Council's determination of whether amendments are necessary. The City Council shall amend the Plan based on the adopted recommendations of the Evaluation and Appraisal Report, pursuant to the procedures in Chapter 163.3184, Chapter 163.3187, and Chapter 163.3191, Florida Statutes .

All meetings of the Local Planning Agency and the City Council shall be public meetings. All meetings shall be advertised and held as required by State statutes and the locally adopted Citizen Participation Plan. Citizen input is encouraged.

The ~~Department Palm Bay Planning Division~~ shall be responsible for periodically reporting on requested or recommended changes to the plan ~~for submitting an annual report~~ to the Local Planning Agency regarding:

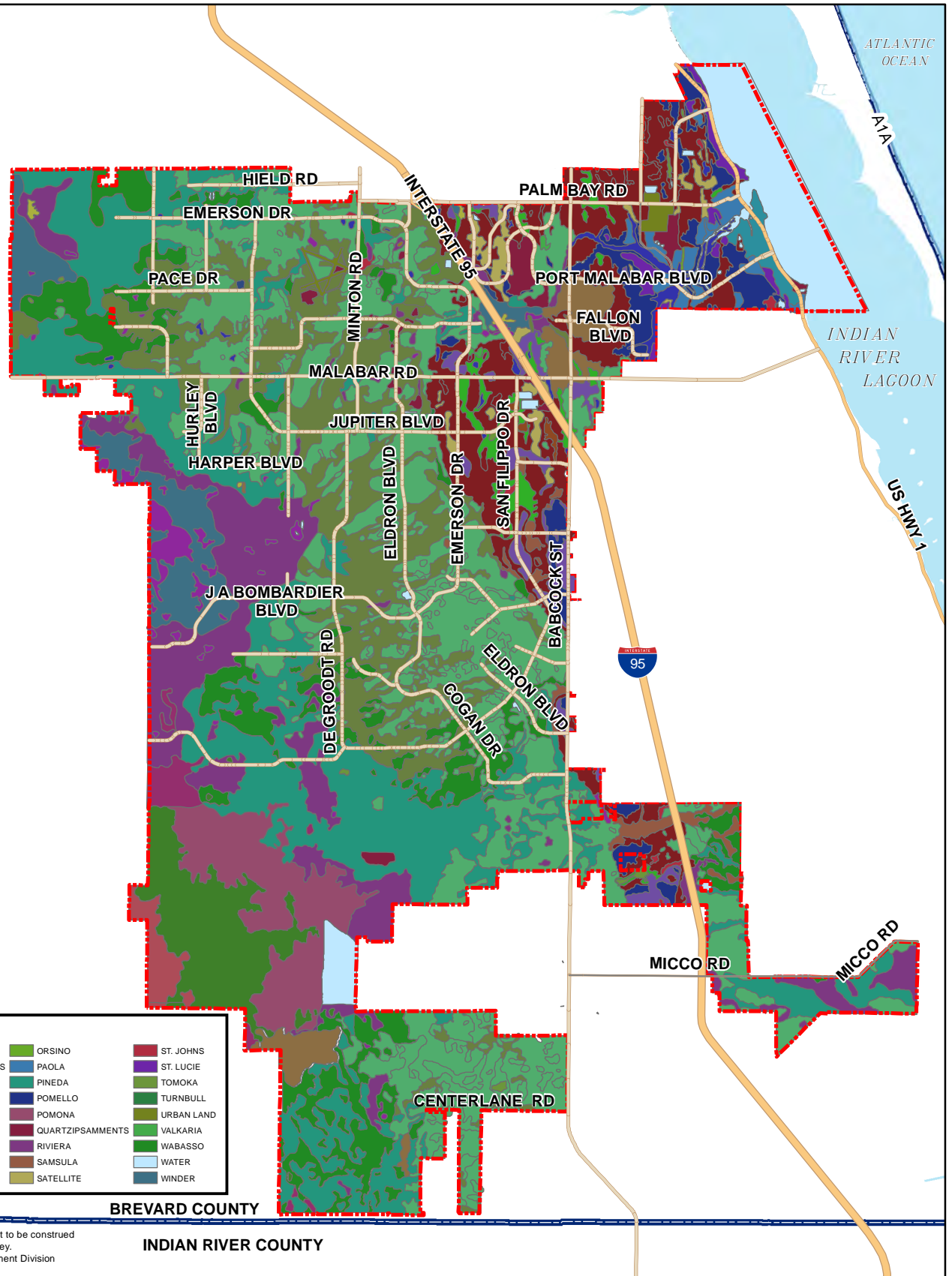
- (a) Updated background data;
- (b) Goals, Objectives, and/or Policies achieved during the previous year;
- (c) Problems noted with, and recommended changes to, the Comprehensive Plan if any are needed; and
- (d) Updates necessary for the 5-year Capital Improvements Program.

If the Local Planning Agency deems such recommended changes to require a Comprehensive Plan amendment, such amendment shall occur pursuant to Chapter 163, F.S.

The Land Development Regulations shall contain provisions for monitoring and evaluation of Level of Service Standards as identified in the Palm Bay Comprehensive Plan.



City of Palm Bay - Comprehensive Plan EAR Amendments 2016



Map for illustrative purposes only. Not to be construed as binding or as a survey.
Map created by the Land Development Division
Jan. 07, 2016

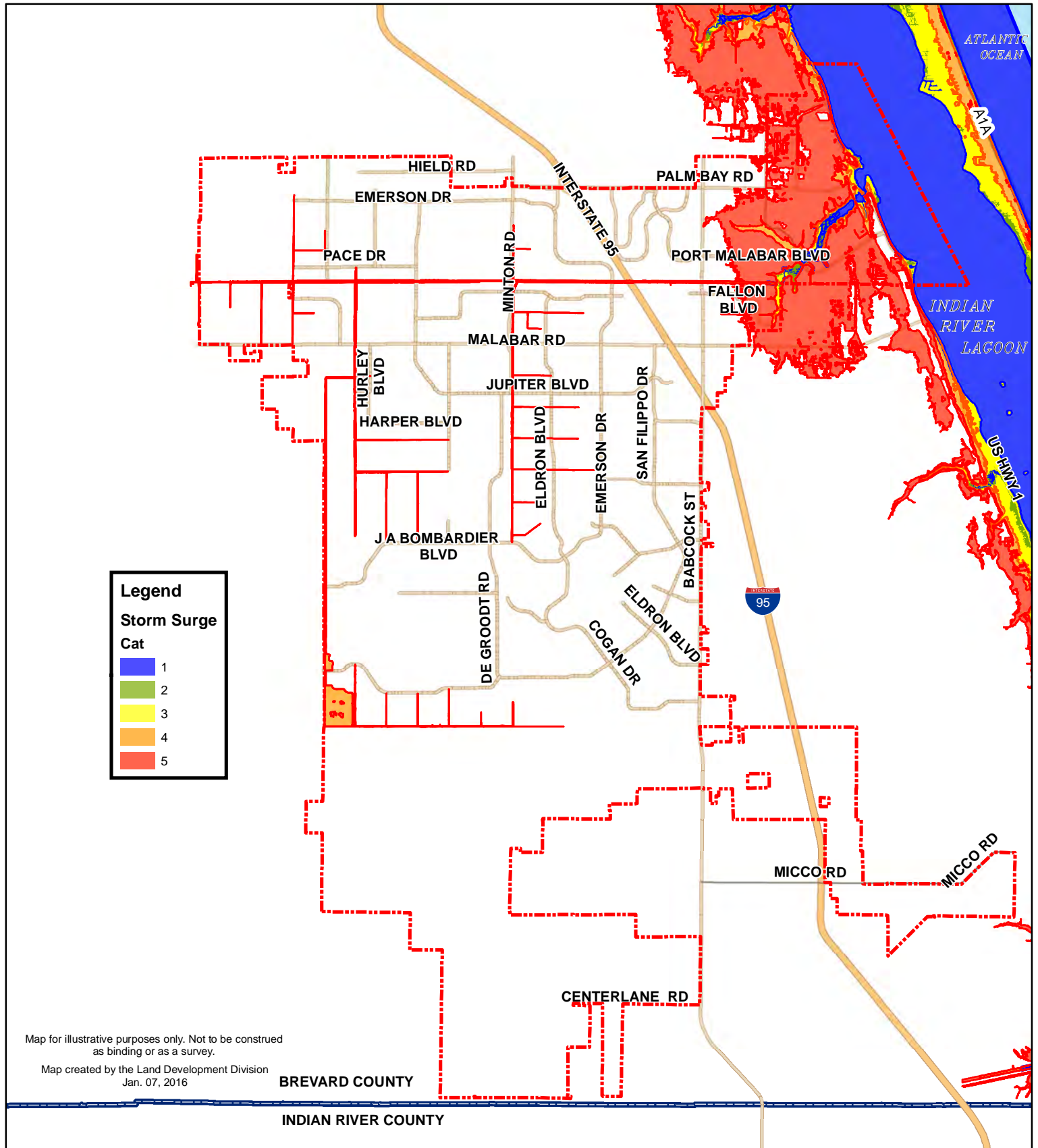
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Miles

General Soil Map





City of Palm Bay - Comprehensive Plan EAR Amendments 2016



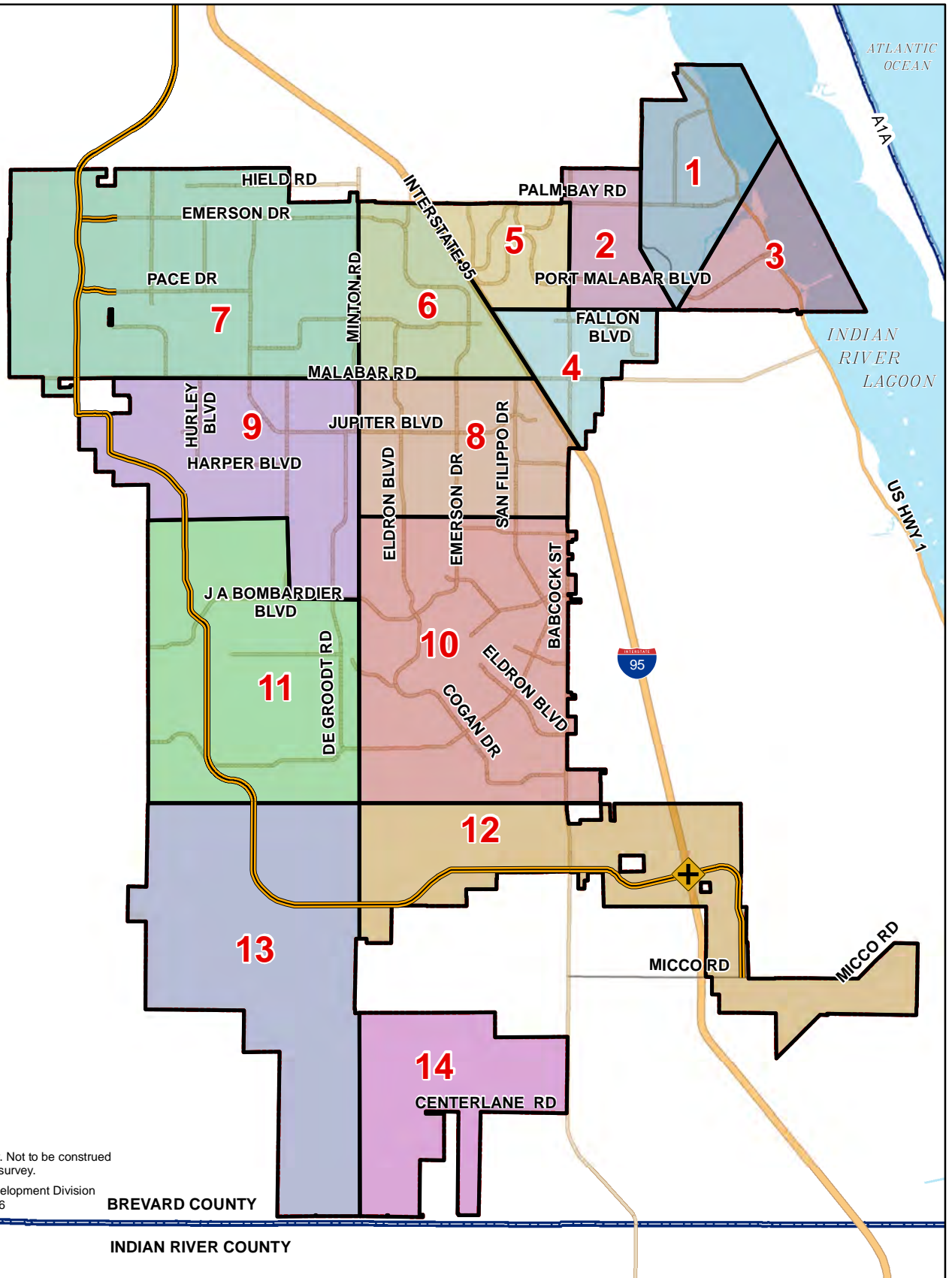
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Miles

STORM SURGE MAP





City of Palm Bay - Comprehensive Plan EAR Amendments 2016



Map for illustrative purposes only. Not to be construed
as binding or as a survey.

Map created by the Land Development Division
Jan. 07, 2016

BREVARD COUNTY

INDIAN RIVER COUNTY

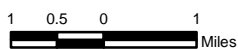
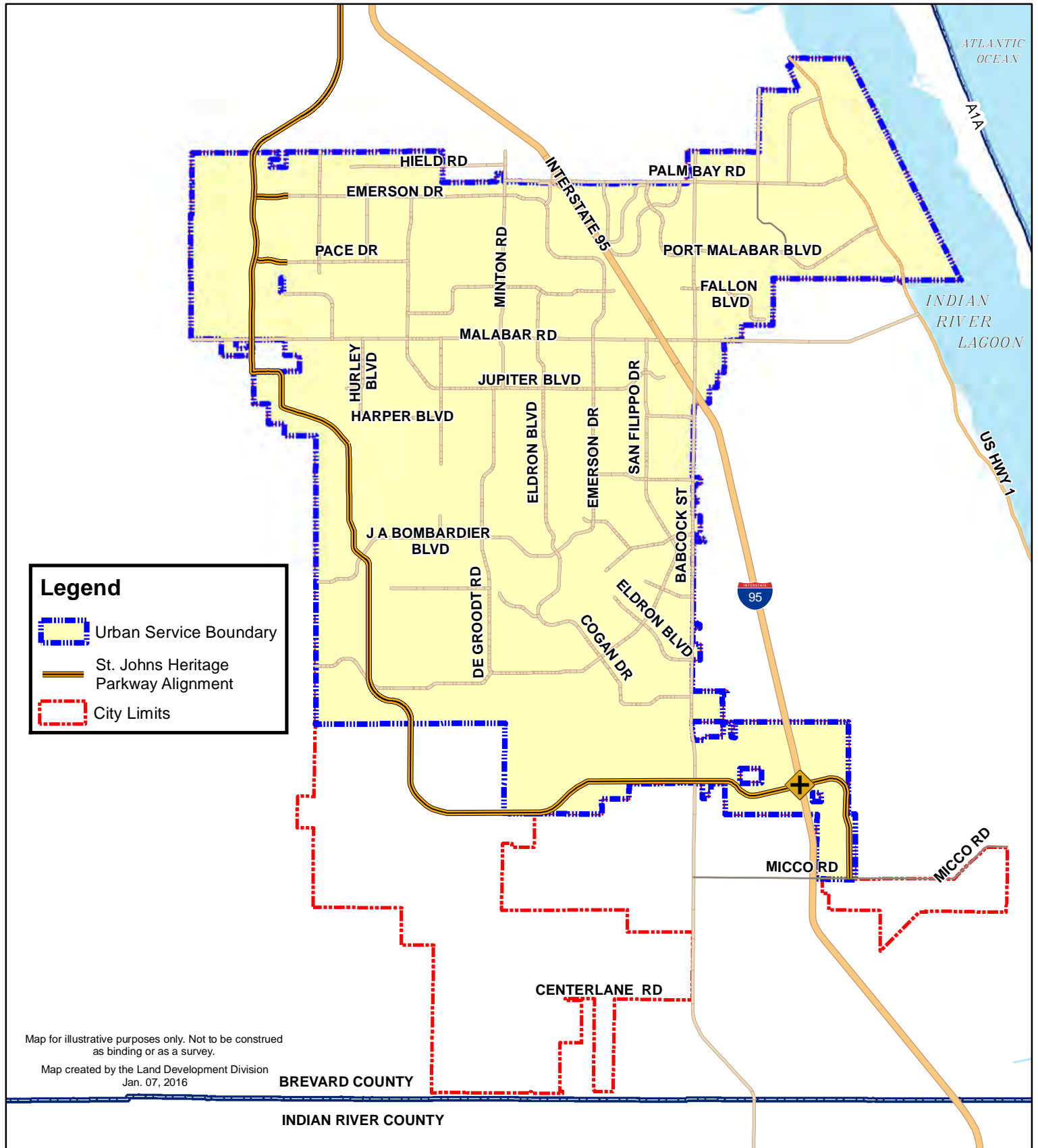
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STUDY AREA BOUNDARIES



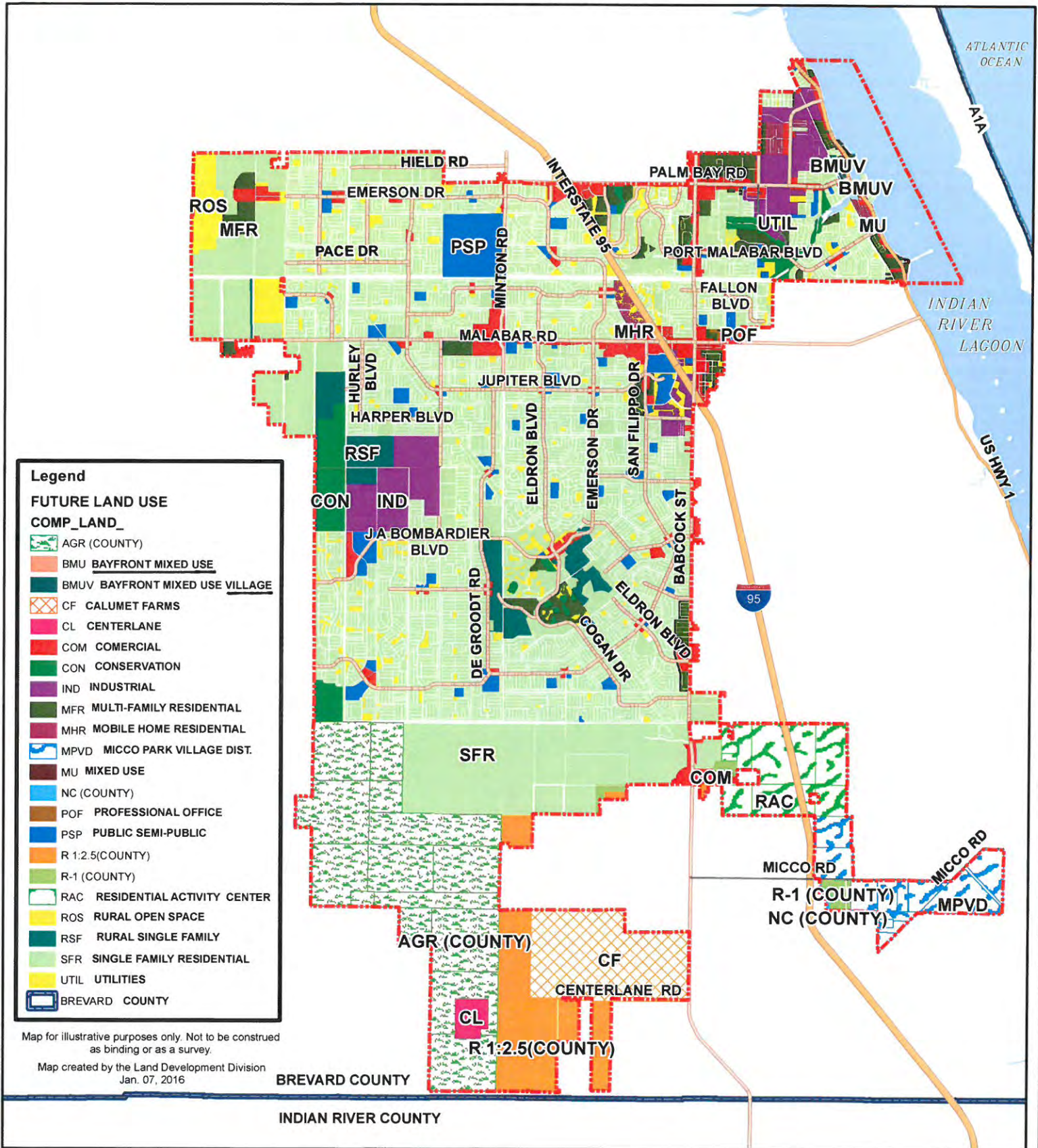


City of Palm Bay - Comprehensive Plan EAR Amendments 2016





City of Palm Bay - Comprehensive Plan EAR Amendments 2016



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Miles

FUTURE LAND USE MAP



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(Excerpt)

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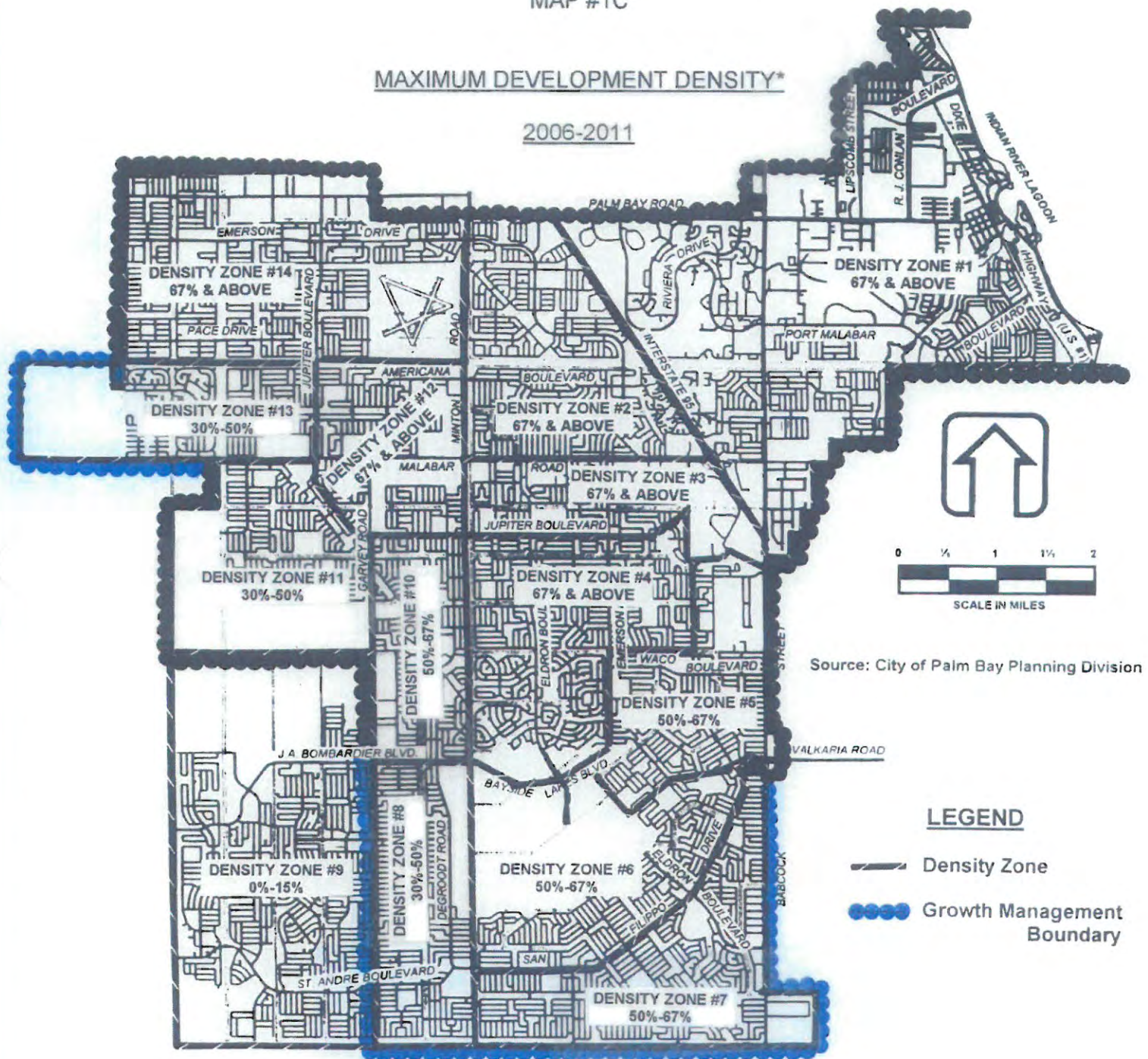
**Existing
Future Land Use Map Series
to be Struck**

FUTURE LAND USE MAP SERIES

MAP #1C

MAXIMUM DEVELOPMENT DENSITY*

2006-2011



***NOTE:** The upper limit of each density range represents the maximum percentage of lots that are permitted to be developed. These density zones apply to all land uses. Density is determined for density zones by dividing total developed lots by total available lots and multiplying by one-hundred.

2011

FUTURE LAND USE MAP SERIES

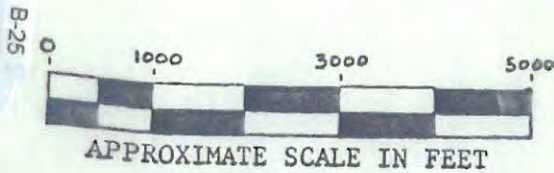
MAP #2

FUTURE LAND USE MAP

STUDY AREA 1

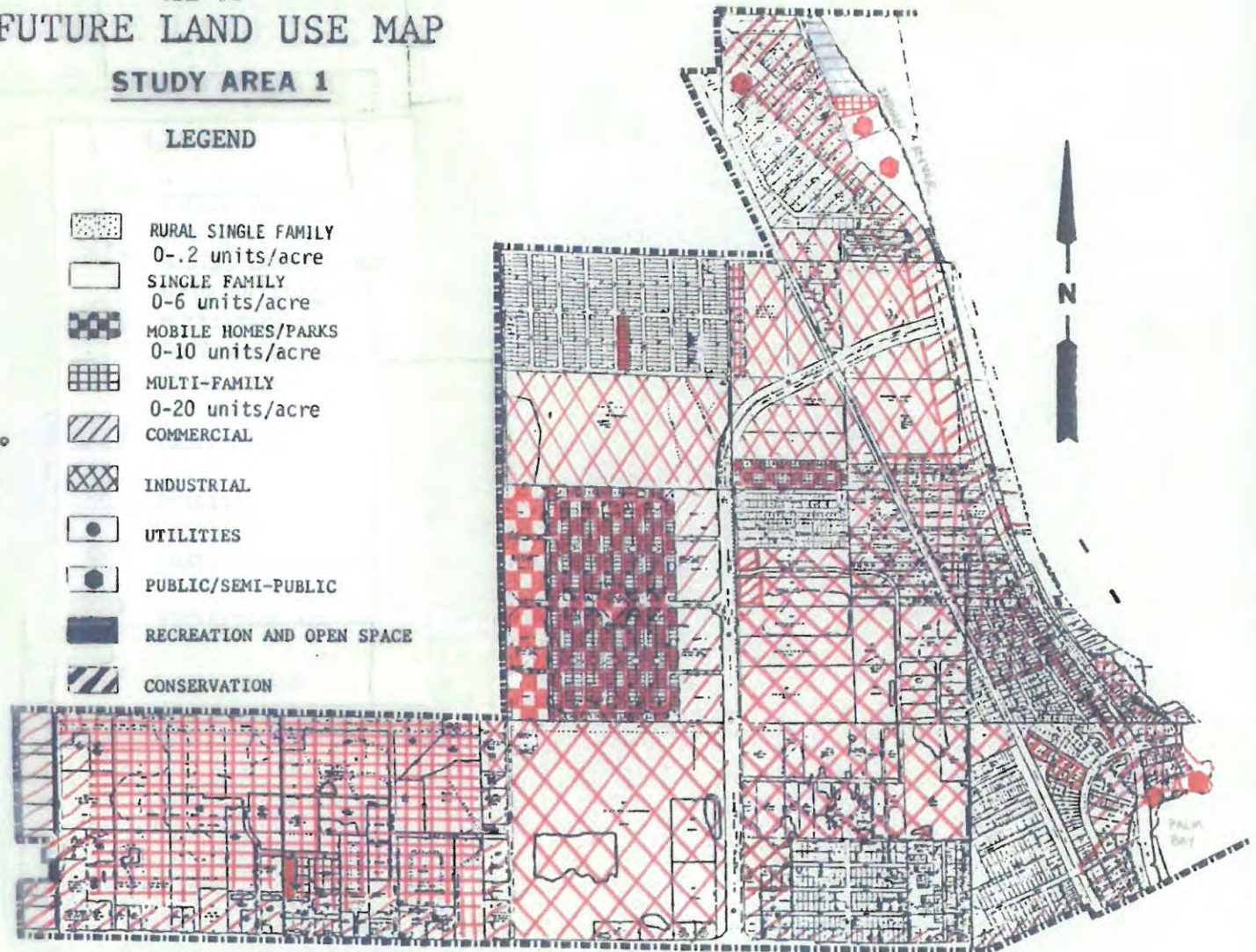
LEGEND

-  RURAL SINGLE FAMILY
0-.2 units/acre
-  SINGLE FAMILY
0-6 units/acre
-  MOBILE HOMES/PARKS
0-10 units/acre
-  MULTI-FAMILY
0-20 units/acre
-  COMMERCIAL
-  INDUSTRIAL
-  UTILITIES
-  PUBLIC/SEMI-PUBLIC
-  RECREATION AND OPEN SPACE
-  CONSERVATION



AMENDMENTS

- Ord. 91-03 (Multiple Family to Commercial)
- Ord. 91-21 (Multiple Family to Commercial)
- Ord. 91-23 (Commercial to Industrial)
- Ord. 94-46 (Commercial (County) to Commercial)
- Ord. 94-47 (Commercial to Mobile Home)
- Ord. 95-24 (Single Family to Commercial)
- Ord. 96-37 (Commercial (County) to Commercial)
- Ord. 96-38 (Commercial (County) to Commercial)
- Ord. 2000-45 (Single Family to Commercial)
- Ord. 2001-72 (Multiple Family to Public/SemiPublic)
- Ord. 2001-73 (Commercial to Public/SemiPublic)
- Ord. 2001-74 (Multiple Family to Public/SemiPublic)
- Ord. 2001-75 (Commercial to Public/SemiPublic)
- Ord. 2002-25 (Commercial to Multiple Family)



NOTE: See Maps #1B and #1C to determine the allowable development density for all land use categories.

FUTURE LAND USE MAP SERIES
 MAP #2A
 ORDINANCE NO. 2004-44 (8/26/04)

INDIAN

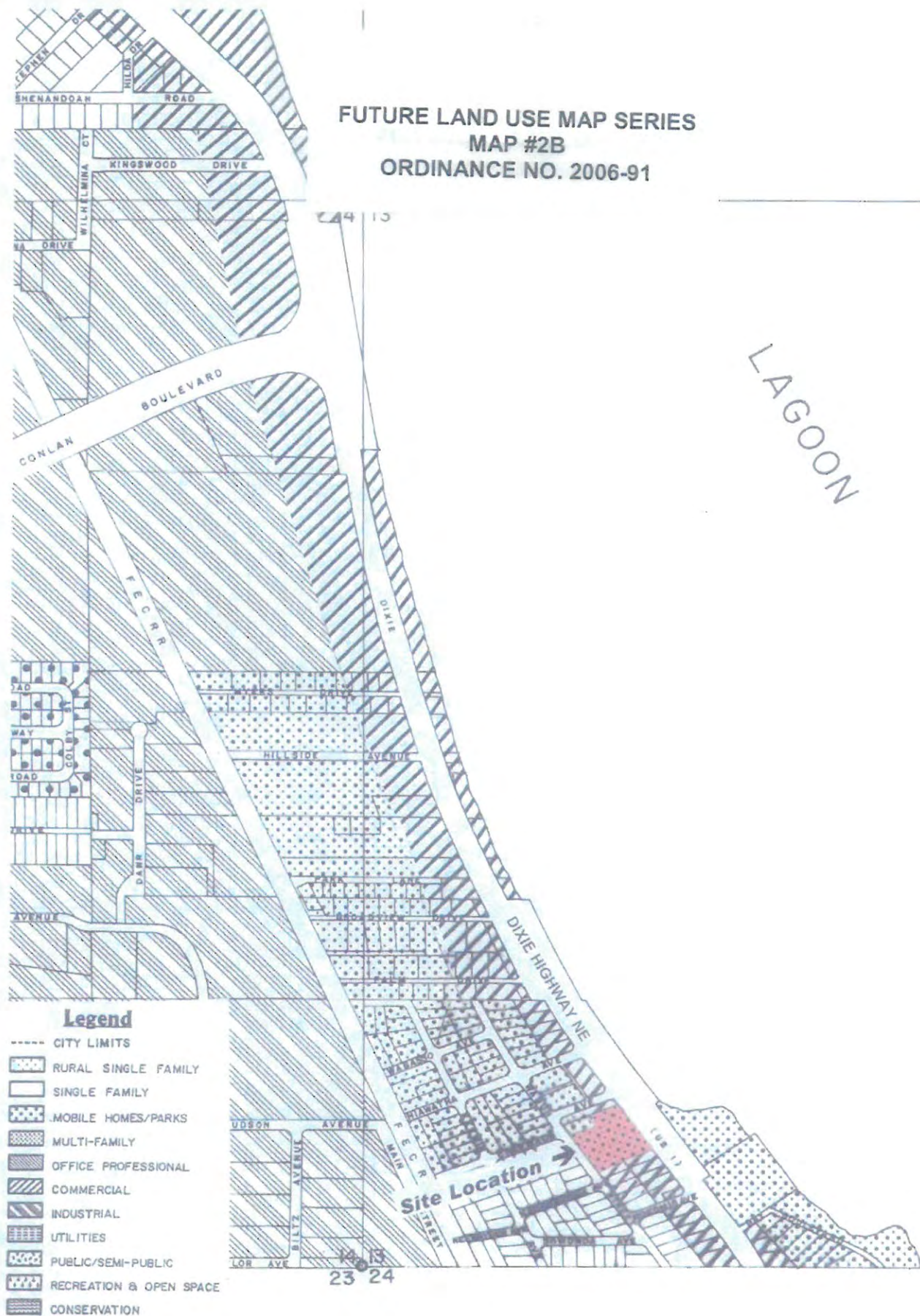


Legend

- CITY LIMITS
- RURAL SINGLE FAMILY
- SINGLE FAMILY
- MOBILE HOMES/PARKS
- MULTI-FAMILY
- OFFICE PROFESSIONAL
- COMMERCIAL
- INDUSTRIAL
- UTILITIES
- PUBLIC/SEMI-PUBLIC
- RECREATION & OPEN SPACE
- CONSERVATION
- BAYFRONT MIXED USE



FUTURE LAND USE MAP SERIES
MAP #2B
ORDINANCE NO. 2006-91



2011

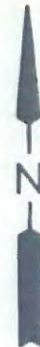
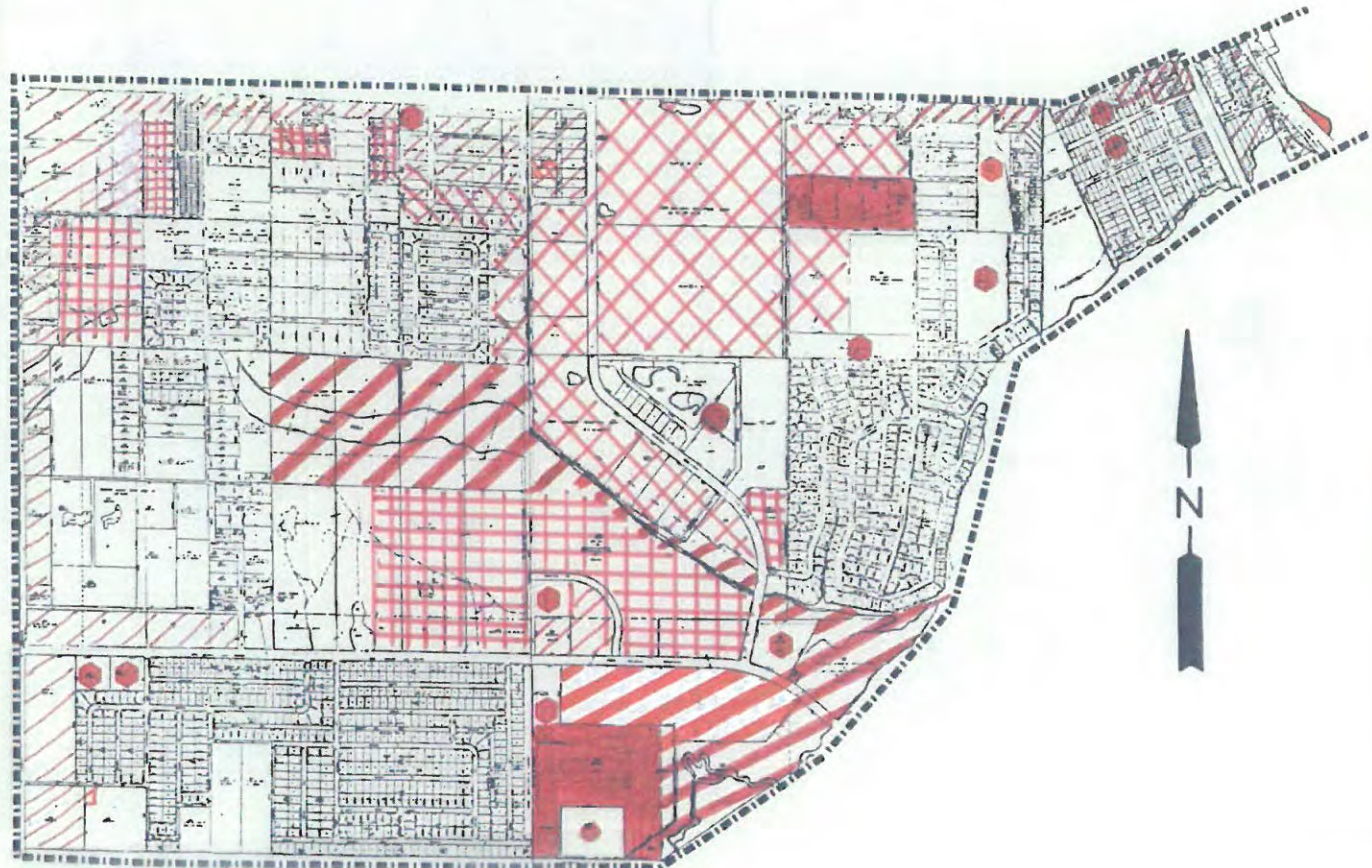
FUTURE LAND USE MAP SERIES
MAP #3

FUTURE LAND USE MAP STUDY AREA 2

LEGEND

-  RURAL SINGLE FAMILY
0-.2 units/acre
-  SINGLE FAMILY
0-6 units/acre
-  MOBILE HOMES/PARKS
0-10 units/acre
-  MULTI-FAMILY
0-20 units/acre
-  COMMERCIAL
-  INDUSTRIAL
-  UTILITIES
-  PUBLIC/SEMI-PUBLIC
-  RECREATION AND OPEN SPACE
-  CONSERVATION
-  PROFESSIONAL OFFICE

B-26



AMENDMENTS

- | | |
|--------------|--|
| Ord. 91-22 | (Single Family to Professional Office) |
| Ord. 2000-36 | (Commercial to Industrial) |
| Ord. 2001-69 | (Multiple Family to Conservation) |
| Ord. 2001-71 | (Multiple Family to Recreation/Open Space) |
| Ord. 2001-76 | (Single Family to Public/SemiPublic) |

NOTE: See Maps #1B and #1C to determine the allowable development density for all land use categories.

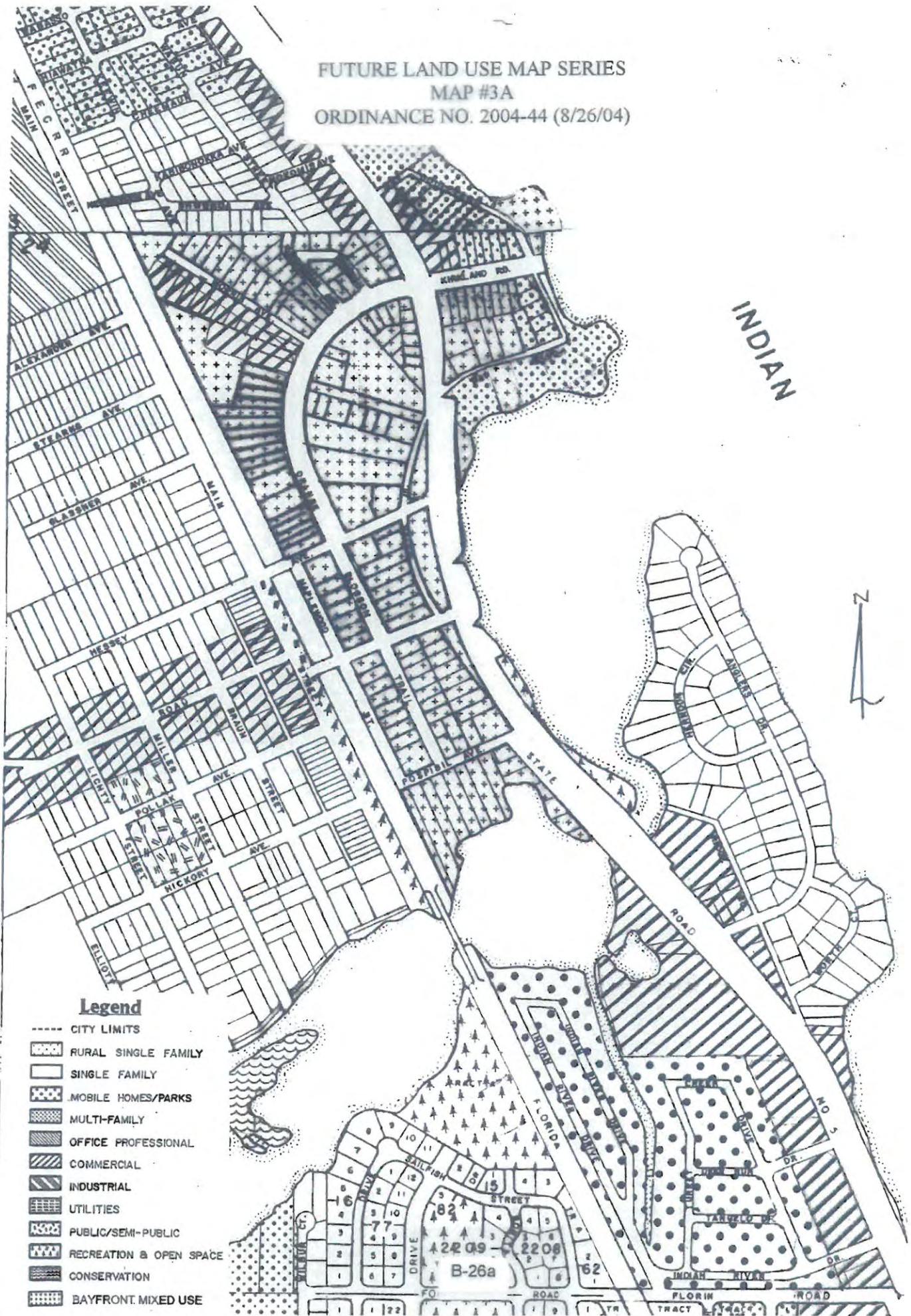
FUTURE LAND USE MAP SERIES
 MAP #3A
 ORDINANCE NO. 2004-44 (8/26/04)

INDIAN

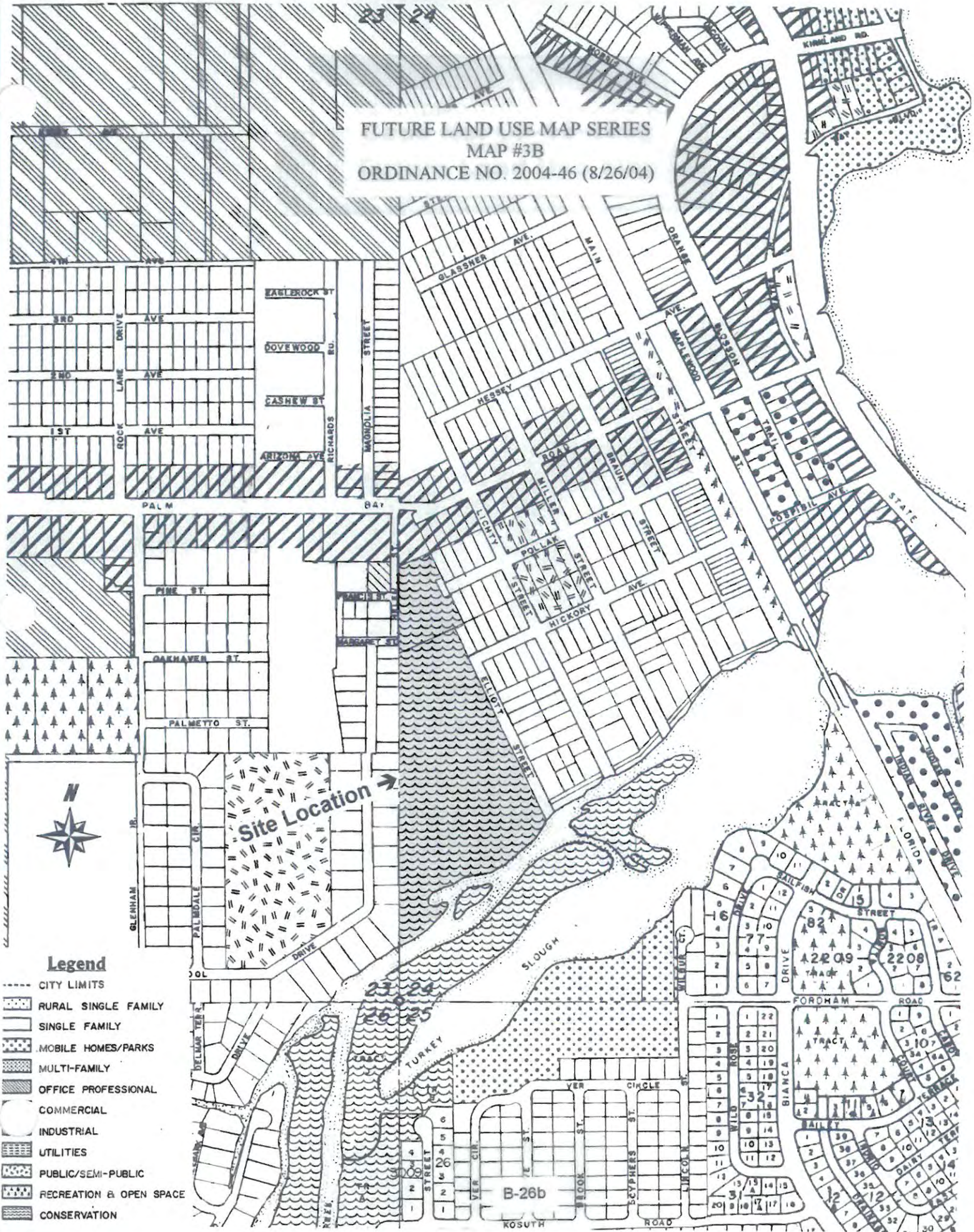


Legend

- CITY LIMITS
- RURAL SINGLE FAMILY
- SINGLE FAMILY
- MOBILE HOMES/PARKS
- MULTI-FAMILY
- OFFICE PROFESSIONAL
- COMMERCIAL
- INDUSTRIAL
- UTILITIES
- PUBLIC/SEMI-PUBLIC
- RECREATION & OPEN SPACE
- CONSERVATION
- BAYFRONT MIXED USE



FUTURE LAND USE MAP SERIES
MAP #3B
ORDINANCE NO. 2004-46 (8/26/04)



2011

FUTURE LAND USE MAP SERIES

MAP #4

FUTURE LAND USE MAP

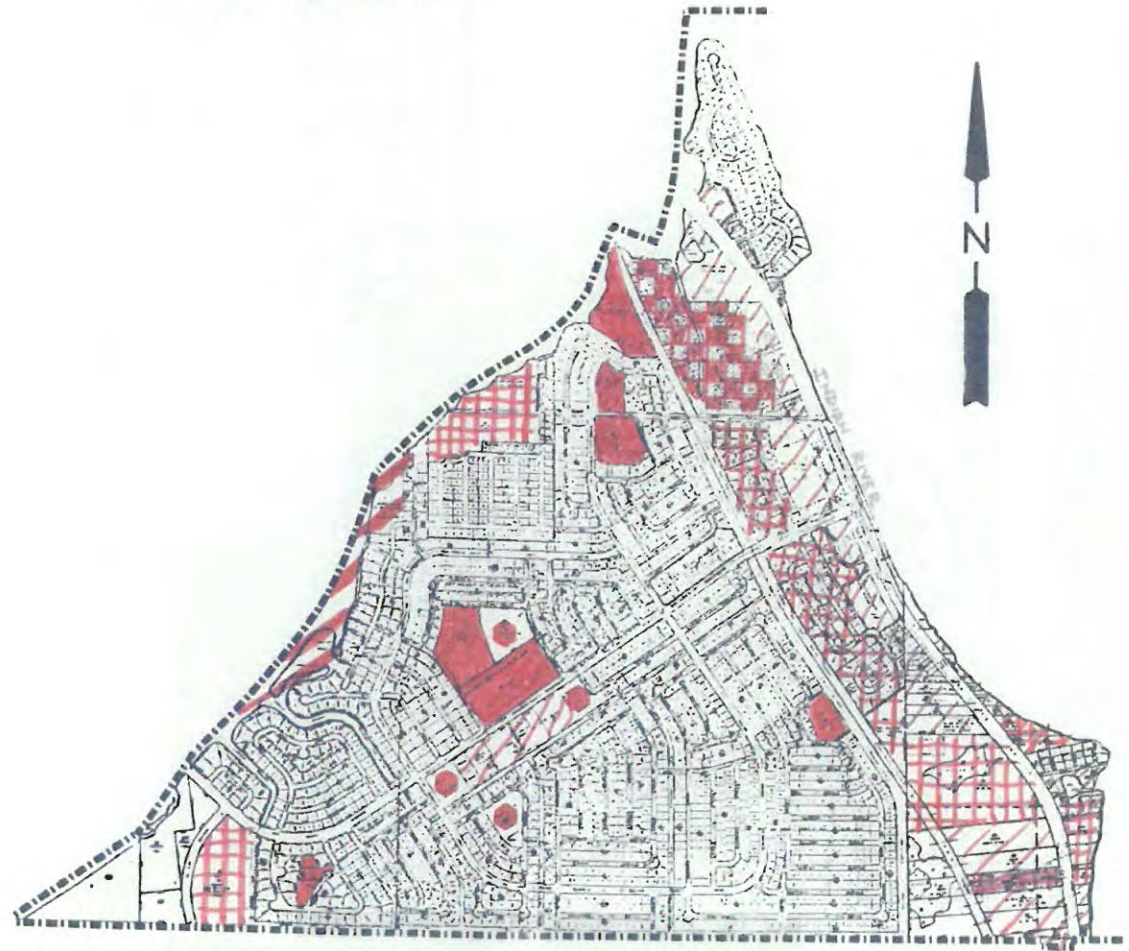
STUDY AREA 3

LEGEND

-  RURAL SINGLE FAMILY
0-.2 units/acre
-  SINGLE FAMILY
0-6 units/acre
-  MOBILE HOMES/PARKS
0-10 units/acre
-  MULTI-FAMILY
0-20 units/acre
-  COMMERCIAL
-  INDUSTRIAL
-  UTILITIES
-  PUBLIC/SEMI-PUBLIC
-  RECREATION AND OPEN SPACE
-  CONSERVATION



APPROXIMATE SCALE IN FEET

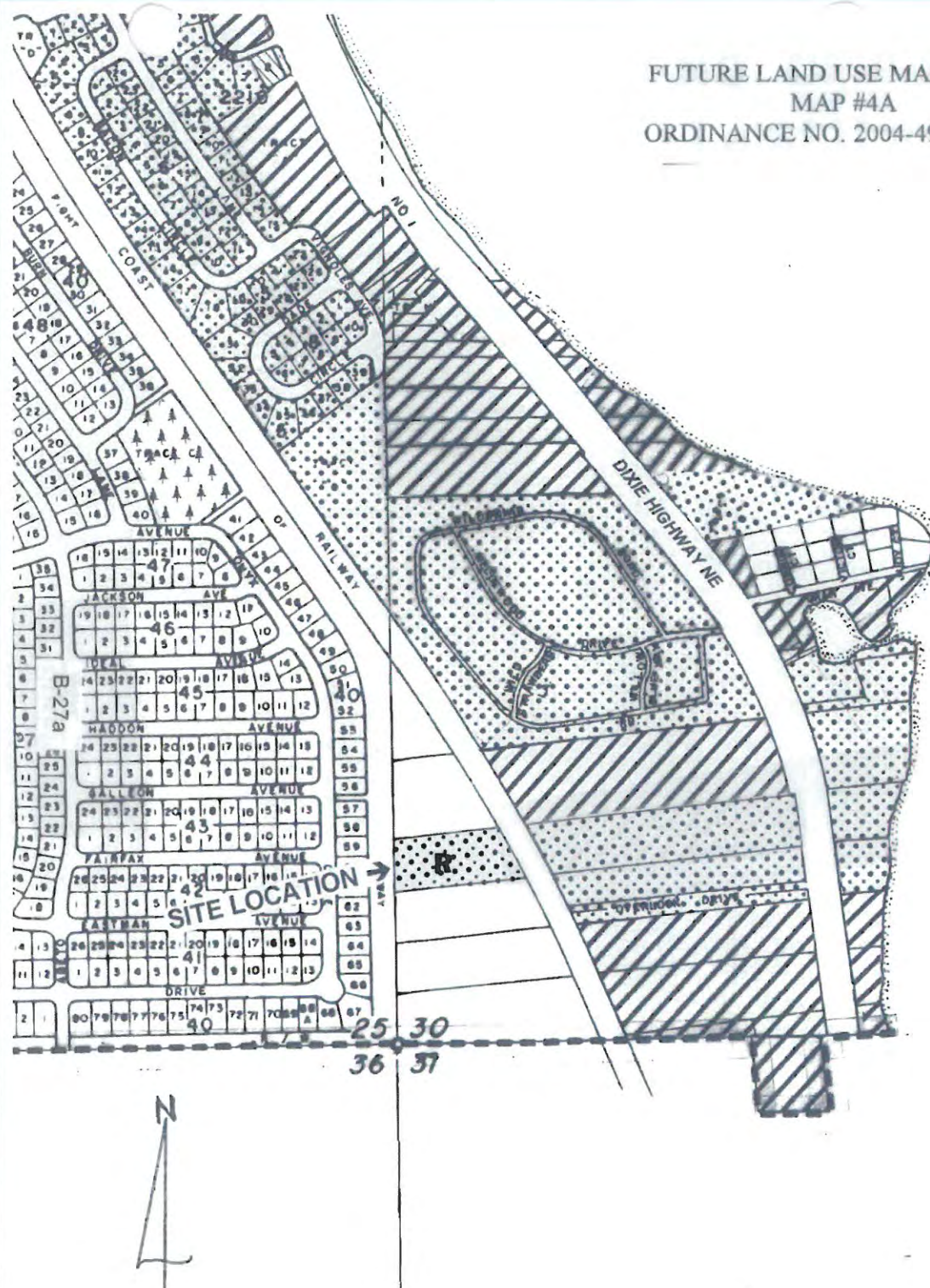


AMENDMENTS

- | | |
|--------------|---------------------------------|
| Ord. 95-52 | (Commercial to Multiple Family) |
| Ord. 2001-01 | (Commercial to Multiple Family) |
| Ord. 2001-62 | (Commercial to Multiple Family) |

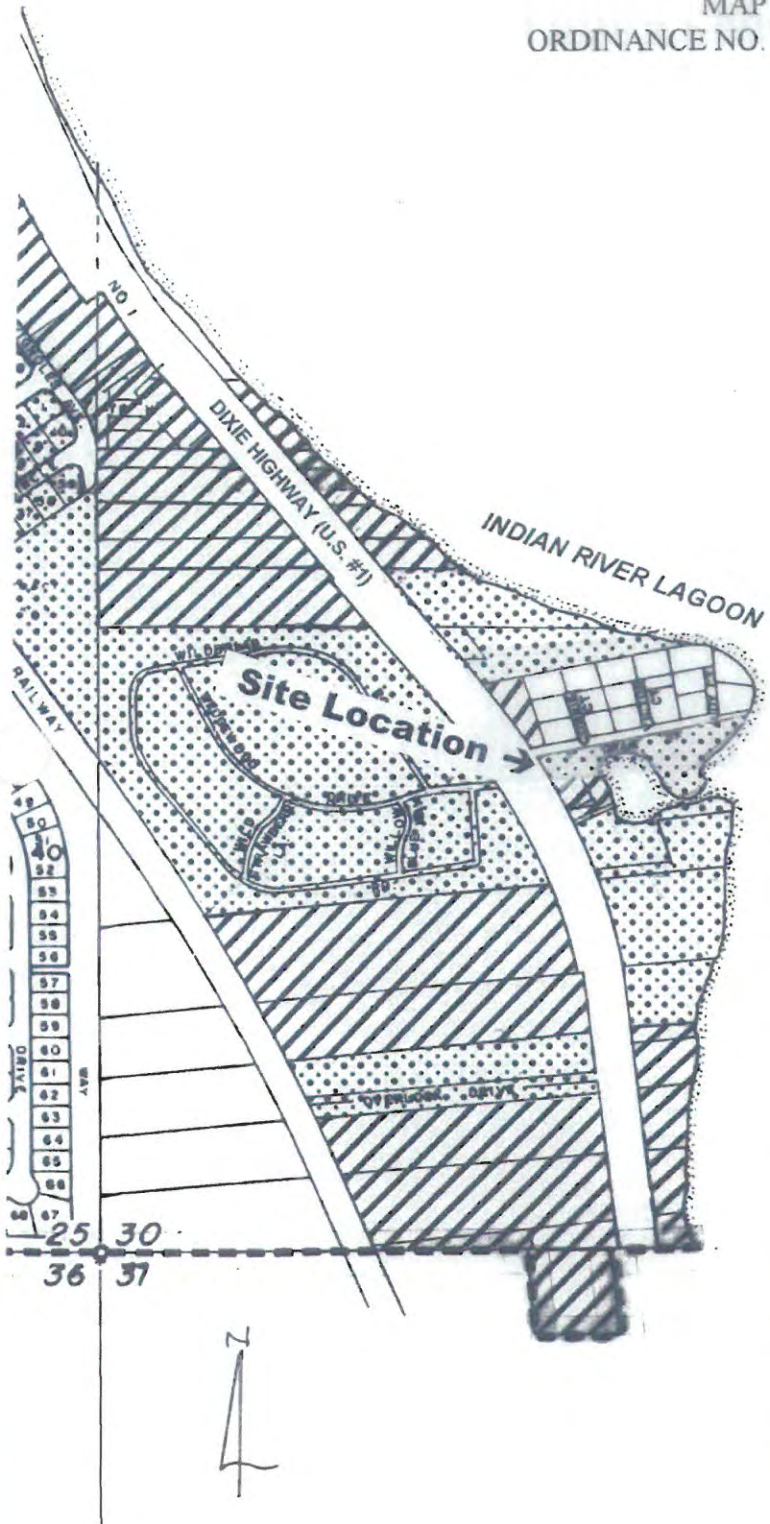
NOTE: See Maps #1B and #1C to determine the allowable development density for all land use categories.

FUTURE LAND USE MAP SERIES
 MAP #4A
 ORDINANCE NO. 2004-49 (8/26/04)



- CITY LIMITS
- RURAL SINGLE FAMILY
- SINGLE FAMILY
- MOBILE HOMES/PARKS
- MULTI-FAMILY
- OFFICE PROFESSIONAL
- COMMERCIAL
- INDUSTRIAL
- UTILITIES
- PUBLIC/SEMI-PUBLIC
- RECREATION & OPEN SPACE
- CONSERVATION

FUTURE LAND USE MAP SERIES
 MAP #4B
 ORDINANCE NO. 2004-50 (8/26/04)

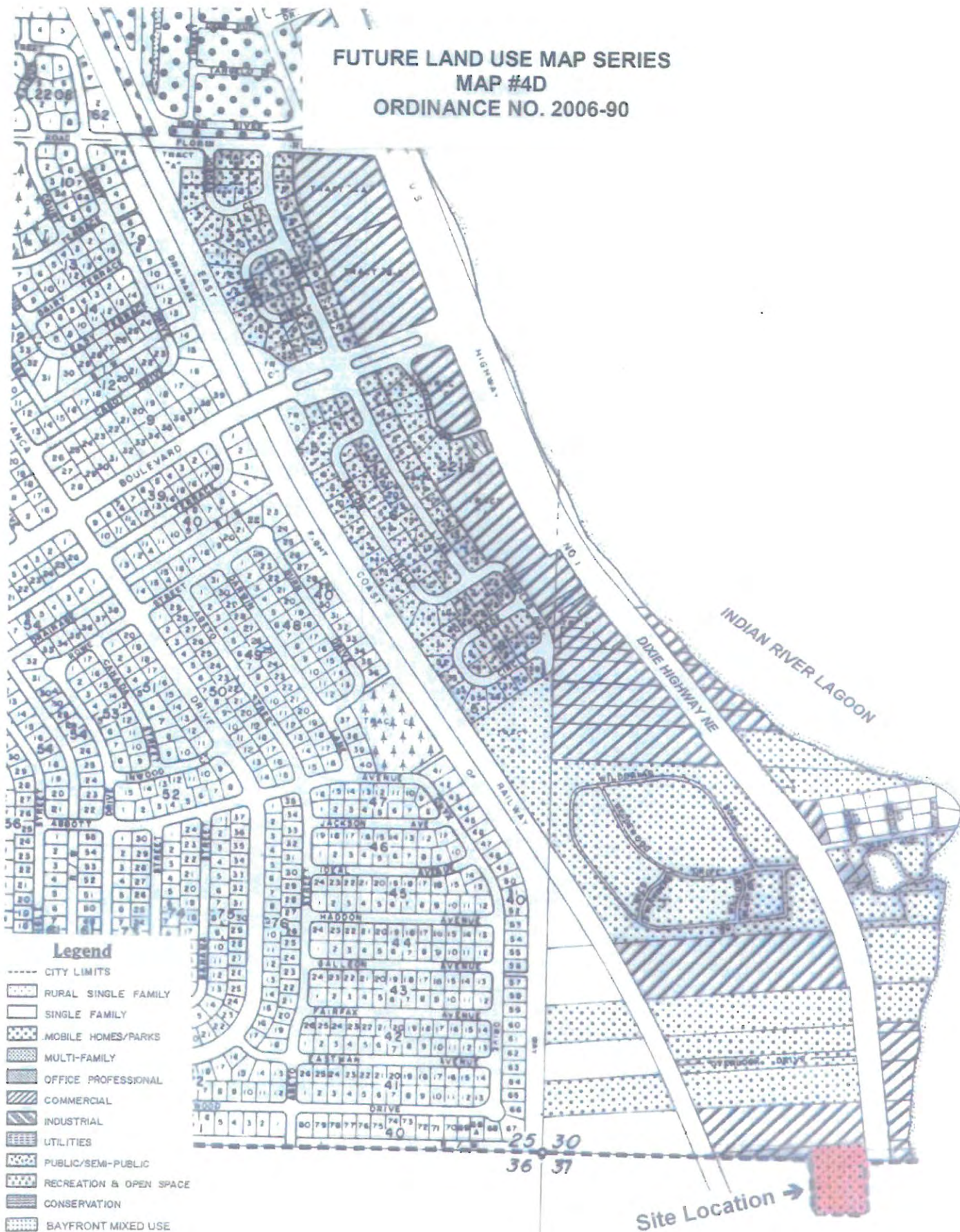


- CITY LIMITS
- RURAL SINGLE FAMILY
- SINGLE FAMILY
- MOBILE HOMES/PARKS
- MULTI-FAMILY
- OFFICE PROFESSIONAL
- COMMERCIAL
- INDUSTRIAL
- UTILITIES
- PUBLIC/SEMIPUBLIC
- RECREATION & OPEN SPACE
- CONSERVATION

FUTURE LAND USE MAP SERIES
 MAP #4C
 ORDINANCE NO. 2006-89



FUTURE LAND USE MAP SERIES
MAP #4D
ORDINANCE NO. 2006-90



**FUTURE LAND USE MAP SERIES
MAP #4E
ORDINANCE NO. 2006-97**

Legend

- CITY LIMITS
- RURAL SINGLE FAMILY
- SINGLE FAMILY
- MOBILE HOMES/PARKS
- MULTI-FAMILY
- OFFICE PROFESSIONAL
- COMMERCIAL
- INDUSTRIAL
- UTILITIES
- PUBLIC/SEMI-PUBLIC
- RECREATION & OPEN SPACE
- CONSERVATION
- BAYFRONT MIXED USE

AMENDMENTS

Ord. 92-35	(Multiple Family to Professional Office)
Ord. 99-25	(Commercial & Professional Office to Multiple Family)
Ord. 2001-55	(Professional Office to Multiple Family)
Ord. 2001-68	(Multiple Family to Commercial)

2011

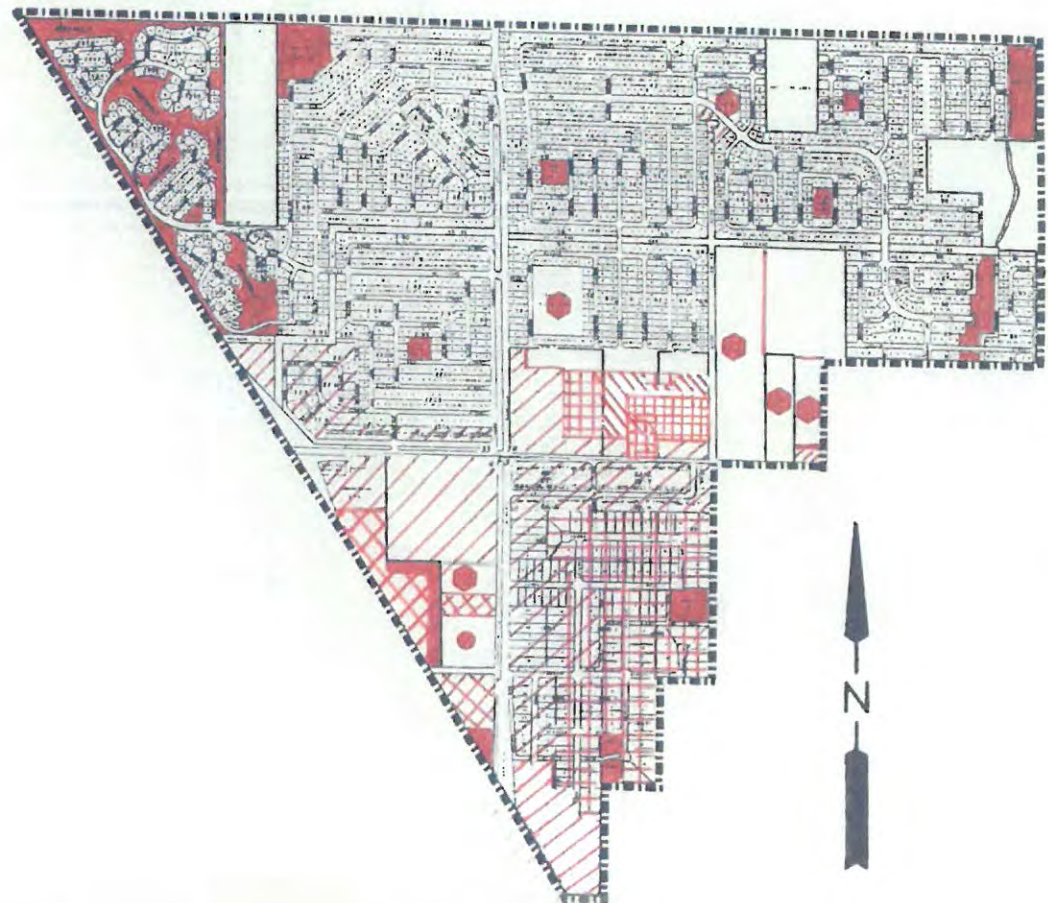
FUTURE LAND USE MAP SERIES

MAP #5

FUTURE LAND USE MAP STUDY AREA 4

LEGEND

	RURAL SINGLE FAMILY 0-.2 units/acre
	SINGLE FAMILY 0-6 units/acre
	MOBILE HOMES/PARKS 0-10 units/acre
	MULTI-FAMILY 0-20 units/acre
	COMMERCIAL
	INDUSTRIAL
	UTILITIES
	PUBLIC/SEMI-PUBLIC
	RECREATION AND OPEN SPACE
	CONSERVATION
	PROFESSIONAL OFFICE













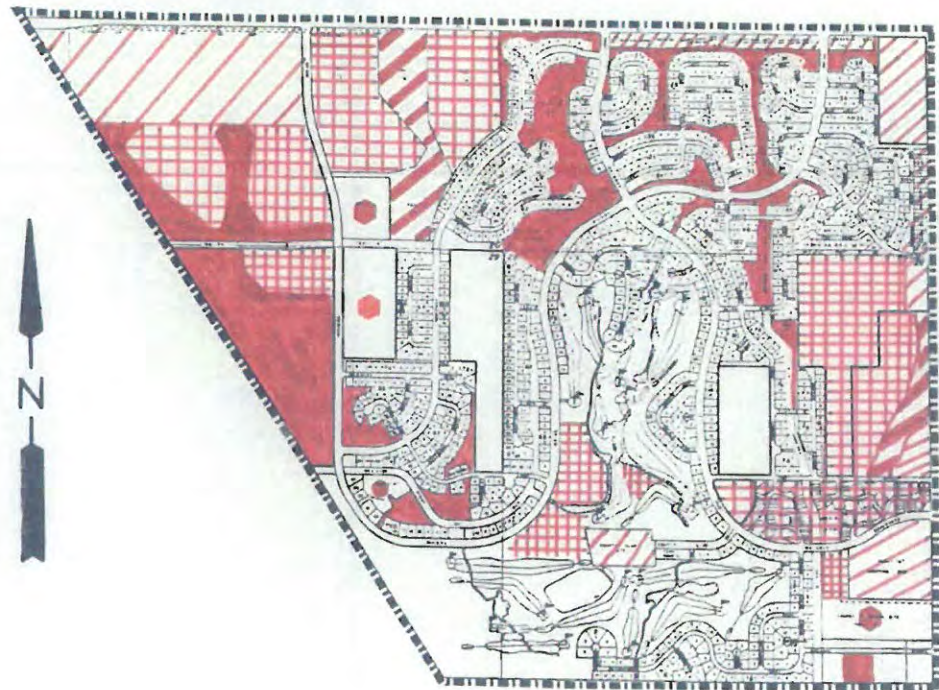
NOTE: See Maps #1B and #1C to determine the allowable development density for all land use categories.

AMENDMENTS
Ord. 2001-79 (Single Family to Public/SemiPublic)

2011
FUTURE LAND USE MAP SERIES
MAP #6
FUTURE LAND USE MAP
STUDY AREA 5

LEGEND

-  RURAL SINGLE FAMILY
0-.2 units/acre
-  SINGLE FAMILY
0-6 units/acre
-  MOBILE HOMES/PARKS
0-10 units/acre
-  MULTI-FAMILY
0-20 units/acre
-  COMMERCIAL
-  INDUSTRIAL
-  UTILITIES
-  PUBLIC/SEMI-PUBLIC
-  RECREATION AND OPEN SPACE
-  CONSERVATION



NOTE: See Maps #1B and #1C to determine the allowable development density for all land use categories.

AMENDMENTS






Ord. 97-22 (Commercial to Single Family)
Ord. 2002-40 (Single Family to Commercial)

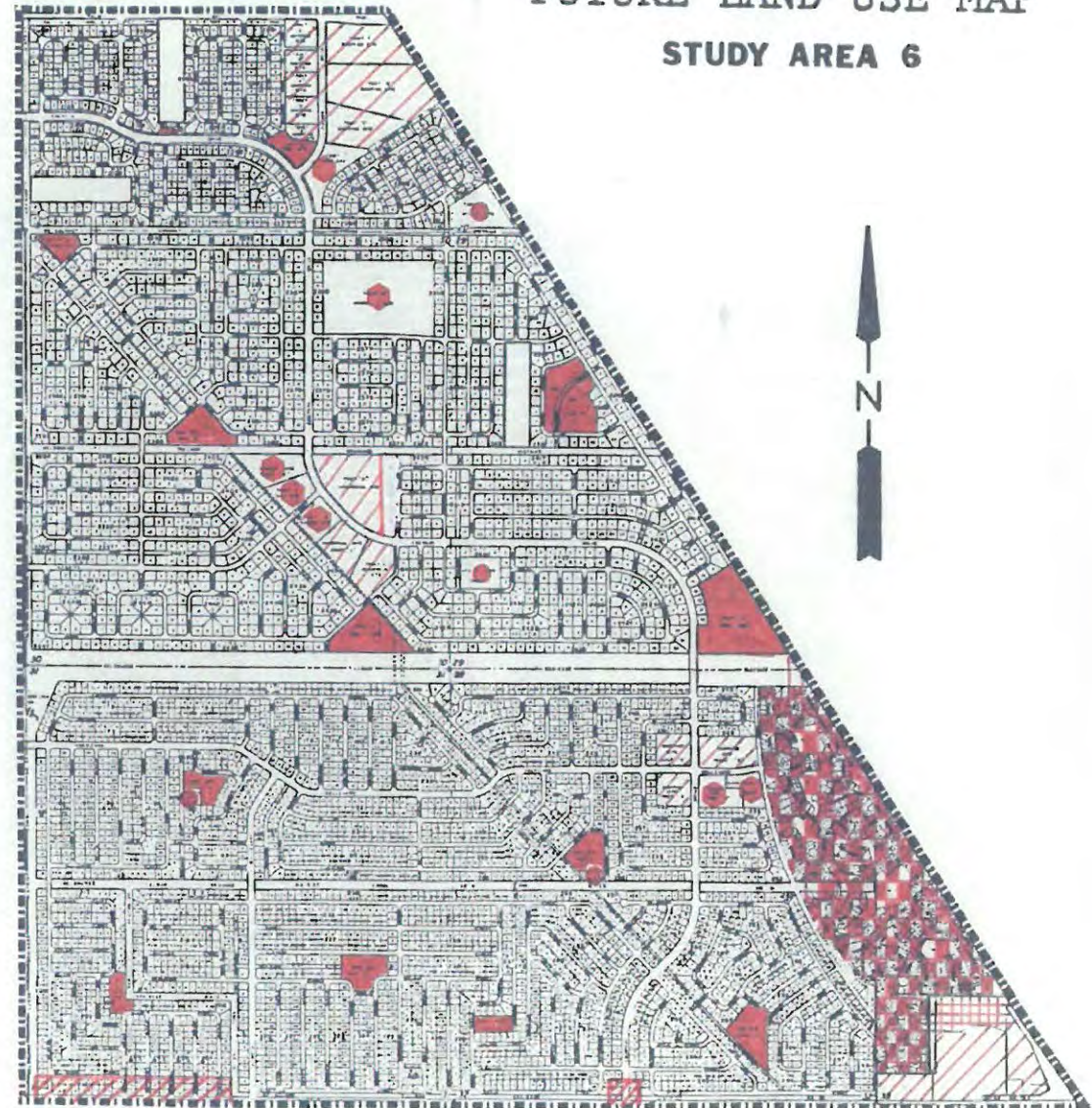
2011

FUTURE LAND USE MAP SERIES
MAP #7

FUTURE LAND USE MAP STUDY AREA 6

LEGEND

-  RURAL SINGLE FAMILY
0-.2 units/acre
-  SINGLE FAMILY
0-6 units/acre
-  MOBILE HOMES/PARKS
0-10 units/acre
-  MULTI-FAMILY
0-20 units/acre
-  COMMERCIAL
-  INDUSTRIAL
-  UTILITIES
-  PUBLIC/SEMI-PUBLIC
-  RECREATION AND OPEN SPACE
-  CONSERVATION



NOTE: See Maps #1B and #1C to determine the allowable development density for all land use categories.

AMENDMENTS

Ord. 95-25 (Single Family to Professional Office)
 Ord. 98-32 (Professional Office to Commercial)
 Ord. 2000-40 (Single Family to Commercial)
 Ord. 2000-42 (Single Family to Commercial)
 Ord. 2002-14 (Single Family to Commercial)

2011

FUTURE LAND USE MAP SERIES

MAP #8

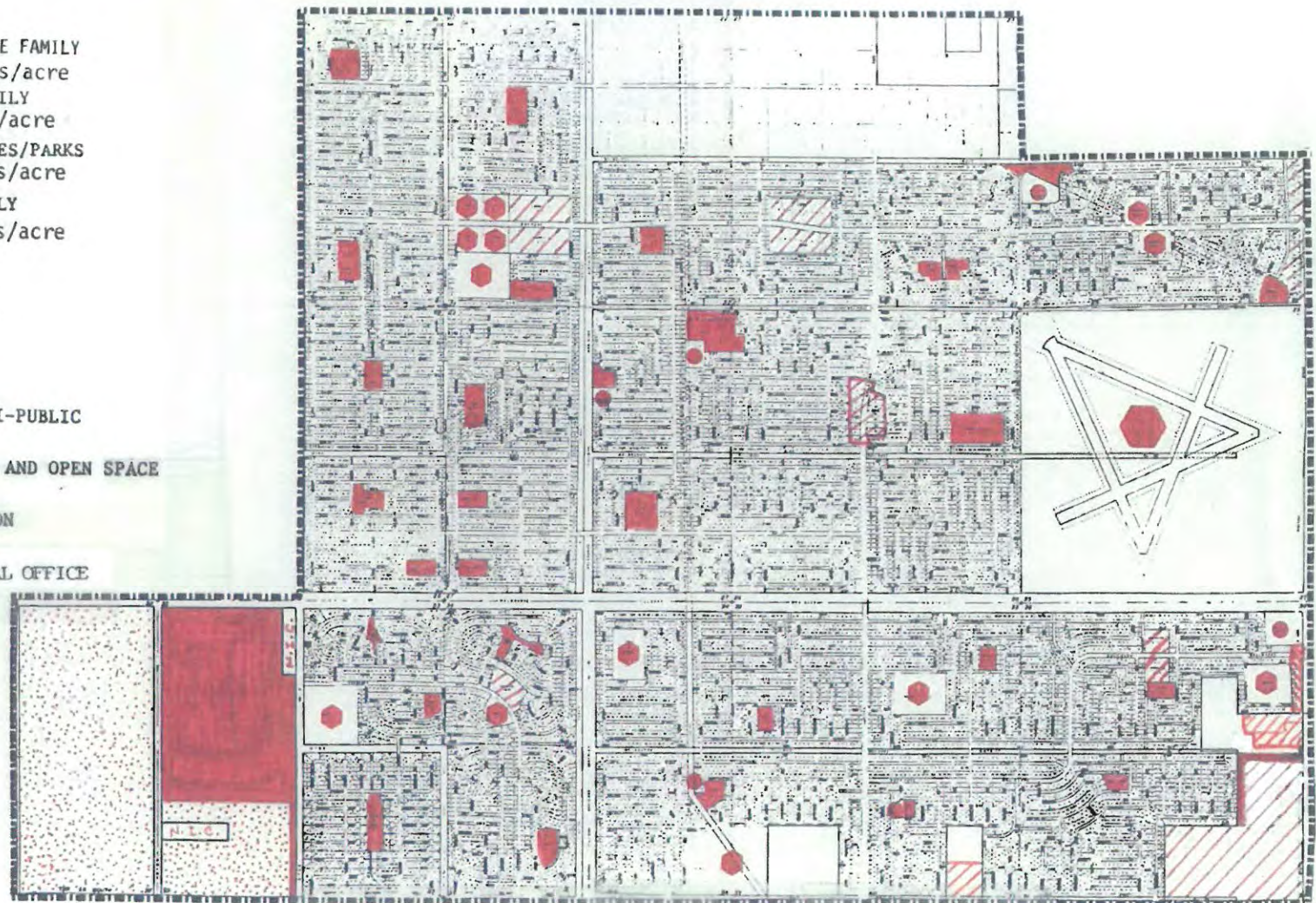
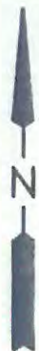
FUTURE LAND USE MAP STUDY AREA 7

LEGEND

-  RURAL SINGLE FAMILY
0-.2 units/acre
-  SINGLE FAMILY
0-6 units/acre
-  MOBILE HOMES/PARKS
0-10 units/acre
-  MULTI-FAMILY
0-20 units/acre
-  COMMERCIAL
-  INDUSTRIAL
-  UTILITIES
-  PUBLIC/SEMI-PUBLIC
-  RECREATION AND OPEN SPACE
-  CONSERVATION
-  PROFESSIONAL OFFICE

B-31

0 1000 3000 5000
 APPROXIMATE SCALE IN FEET



NOTE: See Maps #1B and #1C to determine the allowable development density for all land use categories.

FUTURE LAND USE MAP SERIES
 MAP #8A
 ORDINANCE NO. 2004-54 (8/26/04)

RESIDENTIAL (BREVARD COUNTY)

RESIDENTIAL
 (BREVARD COUNTY)

R

Site Location →

RESIDENTIAL (BREVARD COUNTY)

R

SEE SHEET NO. 3

Legend

- CITY LIMITS
- [Pattern] RURAL SINGLE FAMILY
- [Pattern] SINGLE FAMILY
- [Pattern] MOBILE HOMES/PARKS
- [Pattern] MULTI-FAMILY
- [Pattern] OFFICE PROFESSIONAL
- [Pattern] COMMERCIAL
- [Pattern] INDUSTRIAL
- [Pattern] UTILITIES
- [Pattern] PUBLIC/SEMI-PUBLIC
- [Pattern] RECREATION & OPEN SPACE
- [Pattern] CONSERVATION

BREVARD COUNTY

B-31a

B-31b

Site Location →

R

RESIDENTIAL (BREVARD COUNTY)

FUTURE LAND USE MAP SERIES
MAP #8B
ORDINANCE NO. 2004-55 (8/26/04)

Legend

- CITY LIMITS
- [Pattern] RURAL SINGLE FAMILY
- [Pattern] SINGLE FAMILY
- [Pattern] MOBILE HOMES/PARKS
- [Pattern] MULTI-FAMILY
- [Pattern] OFFICE PROFESSIONAL
- [Pattern] COMMERCIAL
- [Pattern] INDUSTRIAL
- [Pattern] UTILITIES
- [Pattern] PUBLIC/SEMI-PUBLIC
- [Pattern] RECREATION & OPEN SPACE
- [Pattern] CONSERVATION

B-31c

Site Location →

RESIDENTIAL (BREVARD COUNTY)

R

R

RESIDENTIAL (BREVARD COUNTY)

FUTURE LAND USE MAP SERIES
MAP #8C
ORDINANCE NO. 2004-56 (8/26/04)

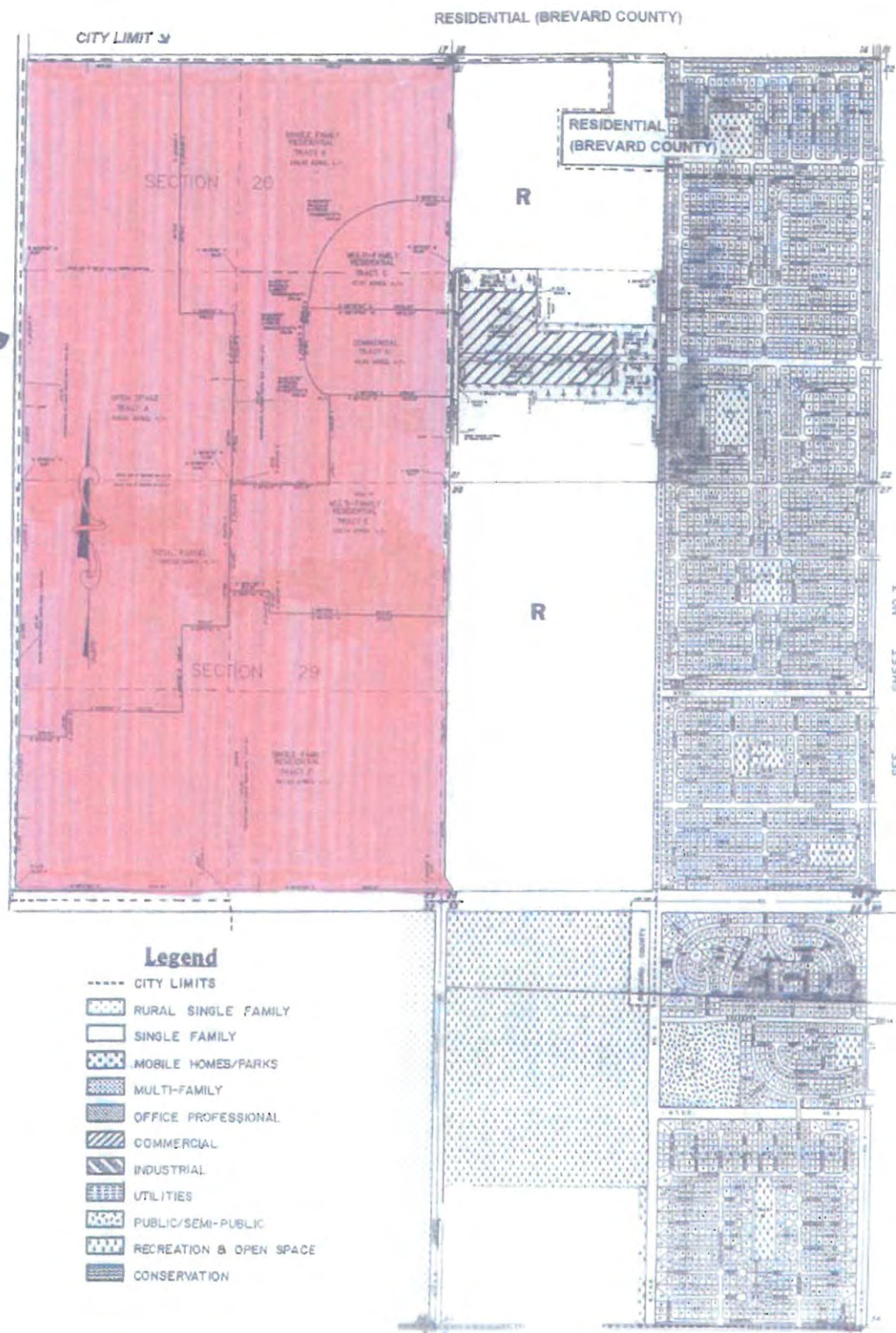
BREVARD COUNTY

Legend

- CITY LIMITS
- [Pattern] RURAL SINGLE FAMILY
- [Pattern] SINGLE FAMILY
- [Pattern] MOBILE HOMES/PARKS
- [Pattern] MULTI-FAMILY
- [Pattern] OFFICE PROFESSIONAL
- [Pattern] COMMERCIAL
- [Pattern] INDUSTRIAL
- [Pattern] UTILITIES
- [Pattern] PUBLIC/SEMI-PUBLIC
- [Pattern] RECREATION & OPEN SPACE
- [Pattern] CONSERVATION

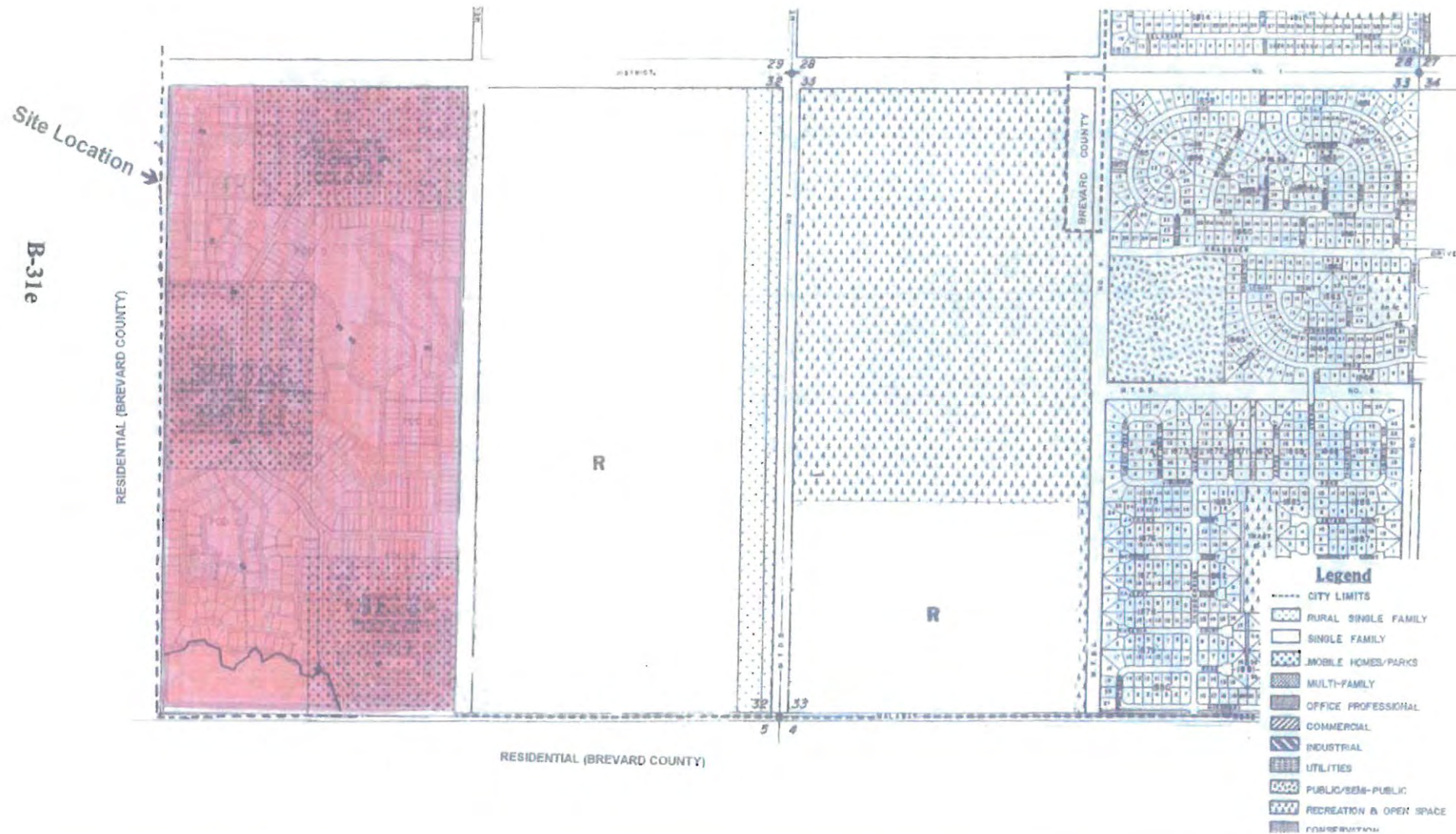
Site Location →

RESIDENTIAL (BREVARD COUNTY)



**FUTURE LAND USE MAP SERIES
MAP #8D
ORDINANCE NO. 2006-95**

FUTURE LAND USE MAP SERIES
 MAP #8E
 ORDINANCE NO. 2006-98













ENDMENTS

(Single Family to Multiple Family)
 (Industrial to Public/SemiPublic)
 (Multiple Family to Public/SemiPublic)
 (Industrial to Multiple Family)
 (Public/SemiPublic to Industrial)
 (Single Family to Commercial)
 (Single Family to Multiple Family)
 (Single Family to Public/SemiPublic)
 (Multiple Family to Public/SemiPublic)
 (Multiple Family to Industrial)
 (Public/SemiPublic to Industrial)
 (Single Family to Commercial)
 (Single Family to Commercial)
 (Recreation/Open Space to Industrial)
 (Multiple Family to Commercial)
 (Single Family to Public/SemiPublic)
 (Single Family to Industrial)
 (Single Family to Recreation/Open Space)
 (County Residential to Commercial)
 (Industrial to Commercial)
 (Single Family to Commercial)

Ord. 2000-01
 Ord. 2000-24
 Ord. 2000-34
 Ord. 2000-58
 Ord. 2001-52
 Ord. 2001-67
 Ord. 2001-70
 Ord. 2001-105
 Ord. 2002-03
 Ord. 2002-40

B-32

LEGEND

-  RURAL SINGLE FAMILY
0-.2 units/acre
-  SINGLE FAMILY
0-6 units/acre
-  MOBILE HOMES/PARKS
0-10 units/acre
-  MULTI-FAMILY
0-20 units/acre
-  COMMERCIAL
-  INDUSTRIAL
-  UTILITIES
-  PUBLIC/SEMI-PUBLIC
(INSTITUTIONAL)
-  RECREATION AND OPEN SPACE
-  CONSERVATION

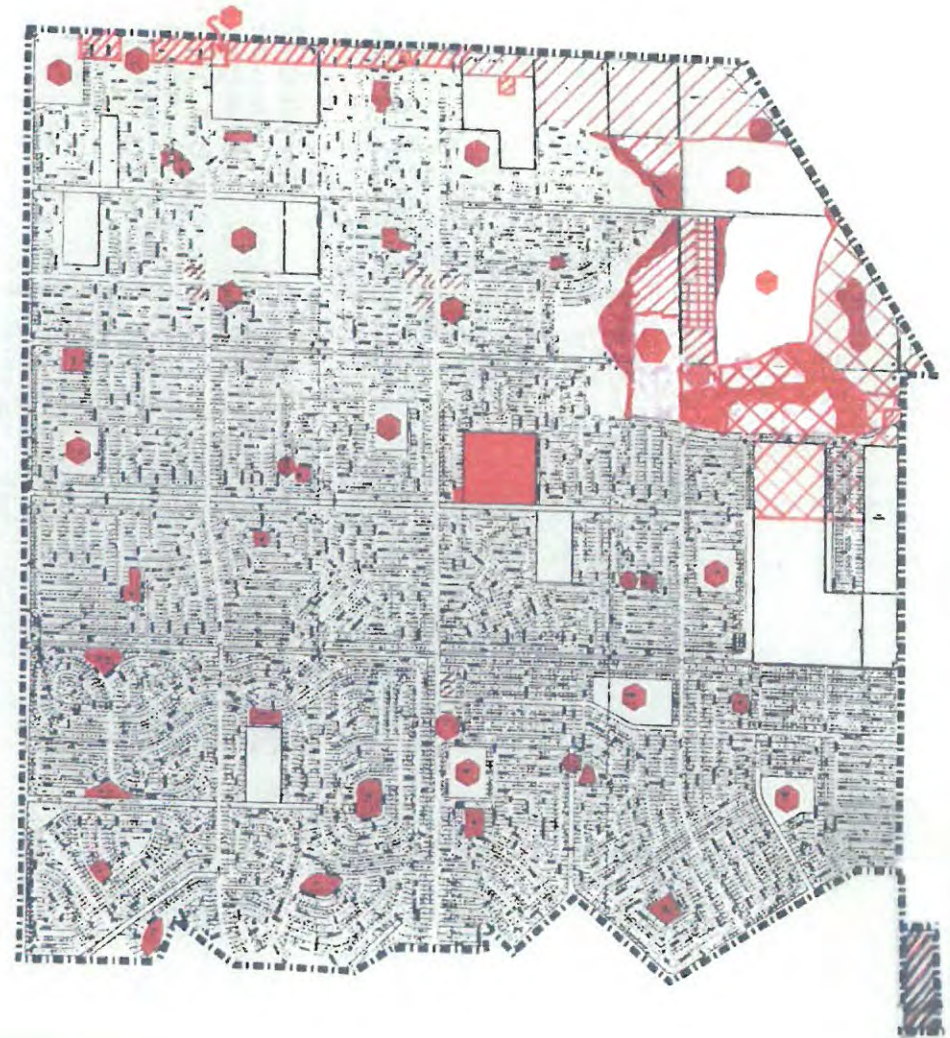
0 1000 5000 5000
 APPROXIMATE SCALE IN FEET



2011

FUTURE LAND USE MAP SERIES
 MAP #9

FUTURE LAND USE MAP STUDY AREA 8



NOTE: See Maps #1B and #1C to determine the allowable development density for all land use categories.

2011

FUTURE LAND USE MAP SERIES

MAP #10

FUTURE LAND USE MAP

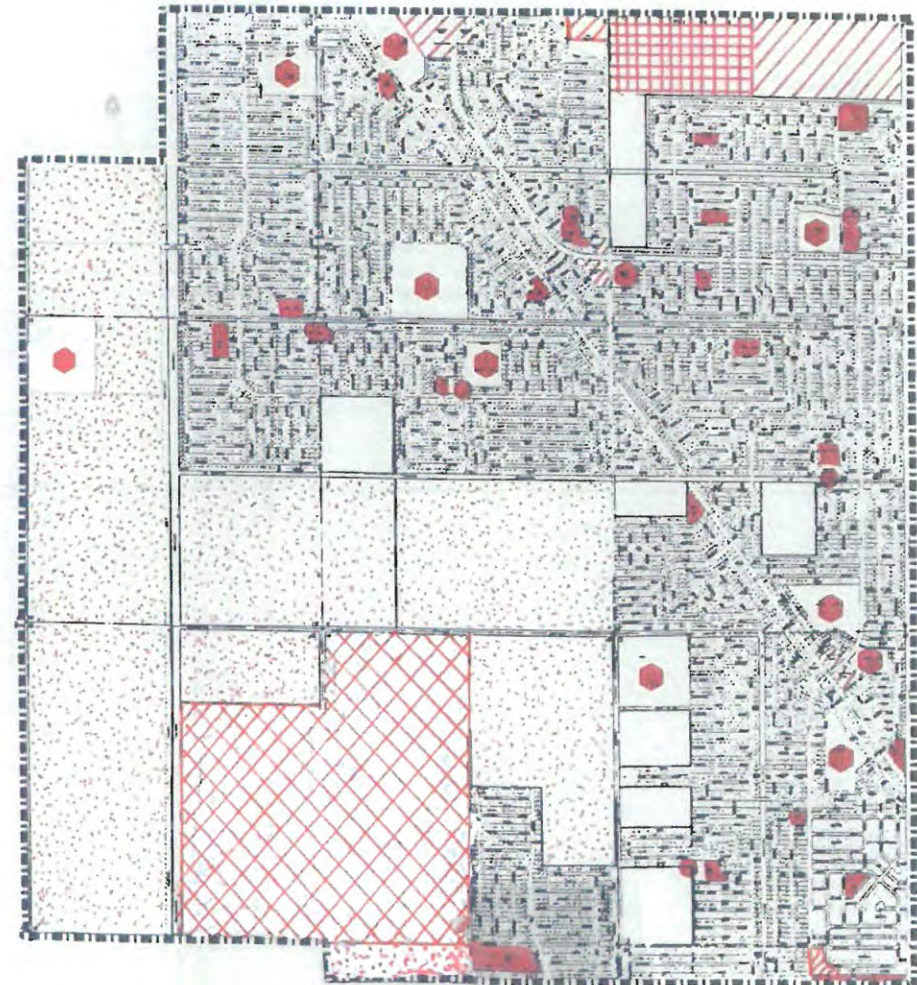
STUDY AREA 9

AMENDMENTS

Ord. 97-28	(Rural Single Family to Industrial) (Conservation to Industrial)
Ord. 2001-54	(Single Family to Commercial)
Ord. 2001-77	(Rural Single Family to Public/SemiPublic)
Ord. 2002-16	(Single Family to Commercial)

LEGEND

	RURAL SINGLE FAMILY 0-.2 units/acre
	SINGLE FAMILY 0-6 units/acre
	MOBILE HOMES/PARKS 0-10 units/acre
	MULTI-FAMILY 0-20 units/acre
	COMMERCIAL
	INDUSTRIAL
	UTILITIES
	PUBLIC/SEMI-PUBLIC
	RECREATION AND OPEN SPACE
	CONSERVATION



NOTE: See Maps #1B and #1C to determine the allowable development density for all land use categories.

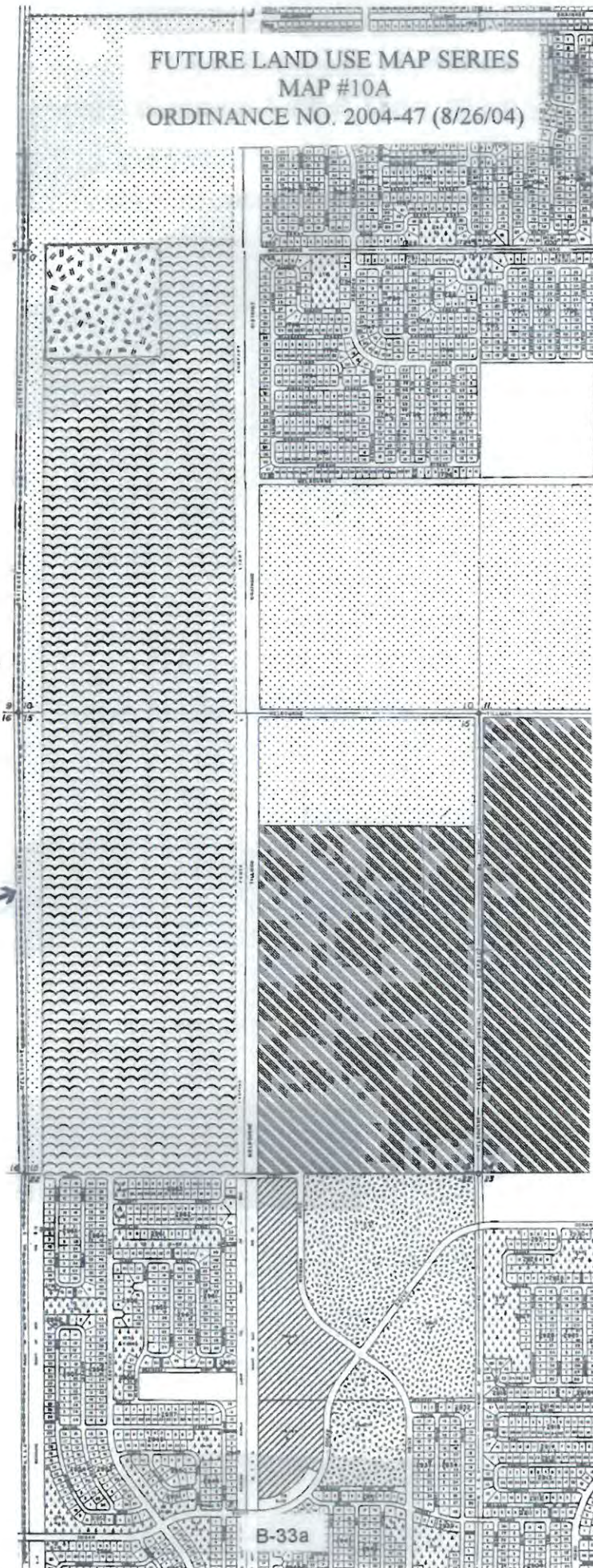
FUTURE LAND USE MAP SERIES
MAP #10A
ORDINANCE NO. 2004-47 (8/26/04)

RESIDENTIAL (BREVARD COUNTY)

Site Location →

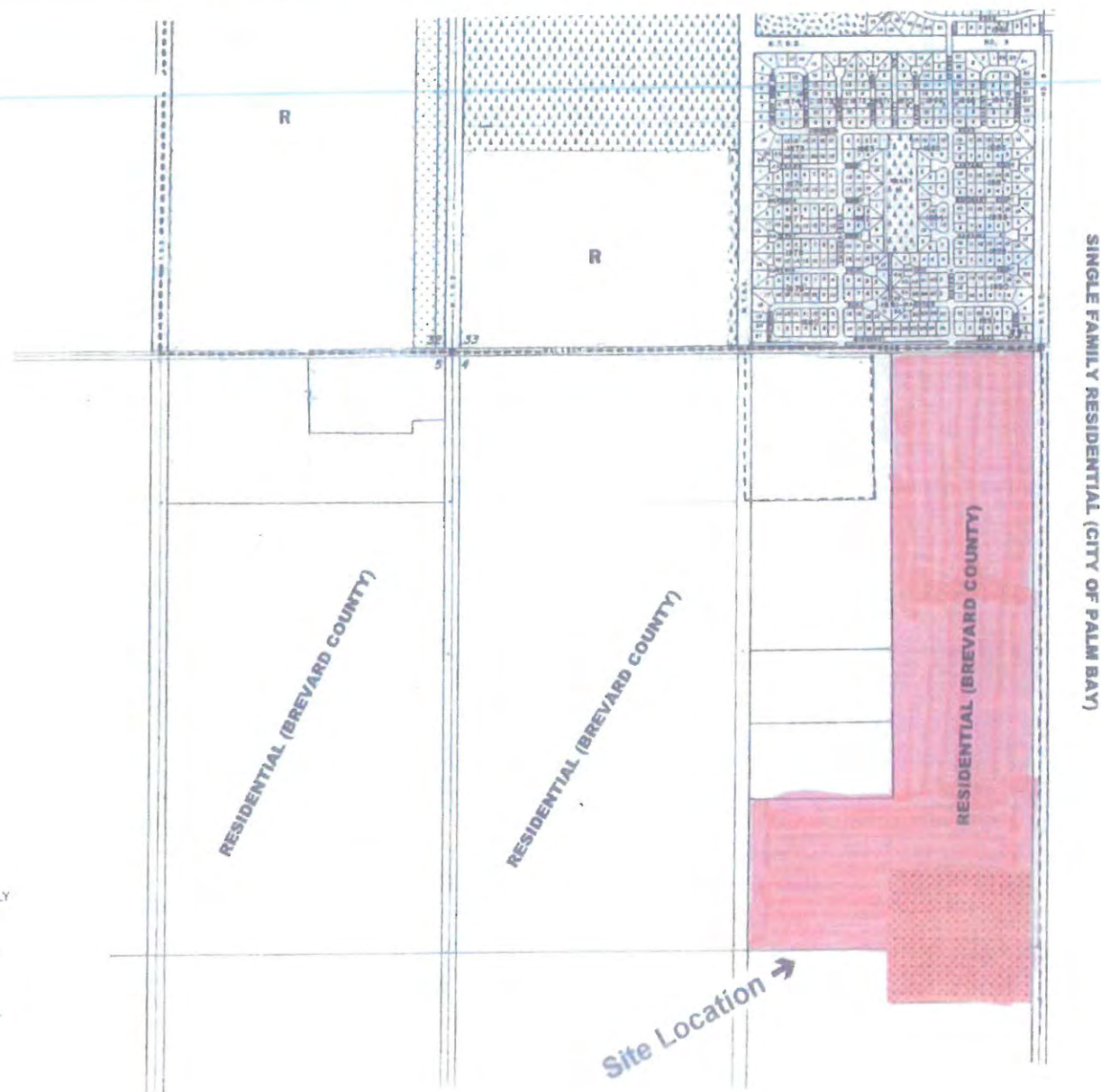
Legend

- CITY LIMITS
-  RURAL SINGLE FAMILY
-  SINGLE FAMILY
-  MOBILE HOMES/PARKS
-  MULTI-FAMILY
-  OFFICE PROFESSIONAL
-  COMMERCIAL
-  INDUSTRIAL
-  UTILITIES
-  PUBLIC/SEMI-PUBLIC
-  RECREATION & OPEN SPACE
-  CONSERVATION



ORDINANCE NO. 2004-53 (8/26/04)





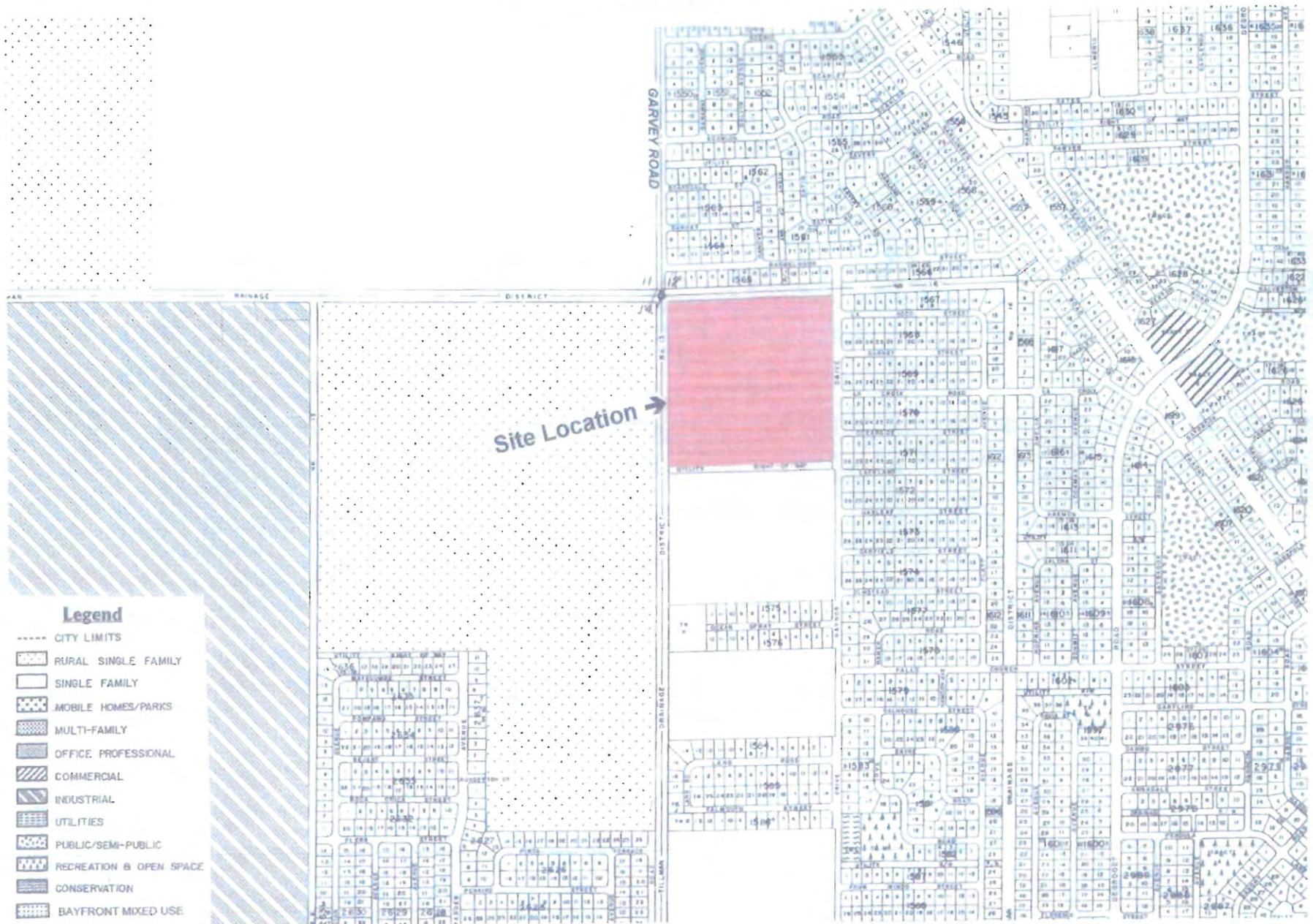
**UTURE LAND USE MAP SERIES
MAP #10D
ORDINANCE NO. 2006-94**

B-33d



**FUTURE LAND USE MAP SERIES
MAP #10E
ORDINANCE NO. 2006-96**

B-33e



B-33f

Legend

- CITY LIMITS
-  RURAL SINGLE FAMILY
-  SINGLE FAMILY
-  MOBILE HOMES/PARKS
-  MULTI-FAMILY
-  OFFICE PROFESSIONAL
-  COMMERCIAL
-  INDUSTRIAL
-  UTILITIES
-  PUBLIC/SEMI-PUBLIC
-  RECREATION & OPEN SPACE
-  CONSERVATION
-  BAYFRONT MIXED USE

Site Location →

RESIDENTIAL (BREVARD COUNTY)

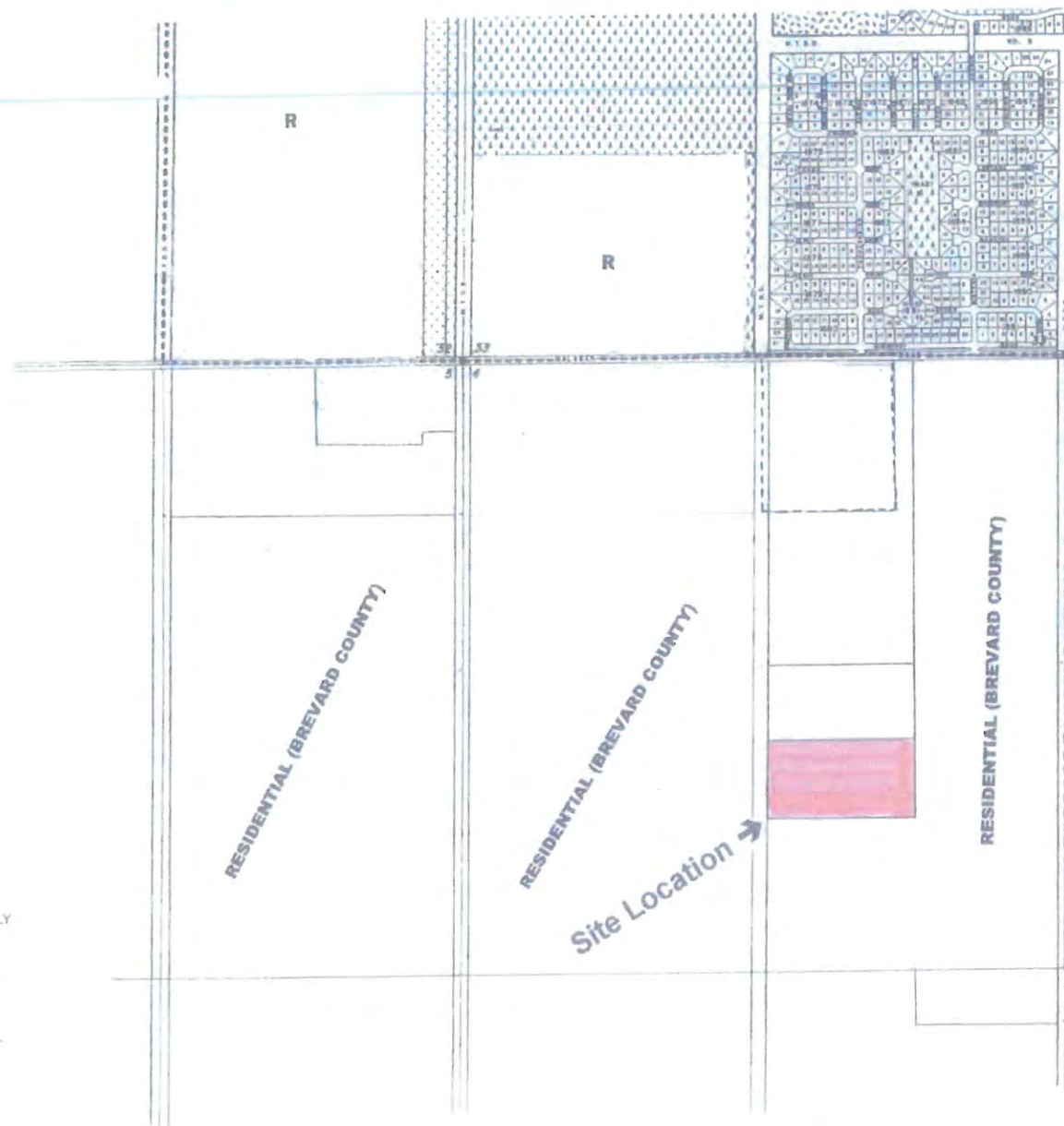
RESIDENTIAL (BREVARD COUNTY)

RESIDENTIAL (BREVARD COUNTY)

SINGLE FAMILY RESIDENTIAL (CITY OF PALM BAY)

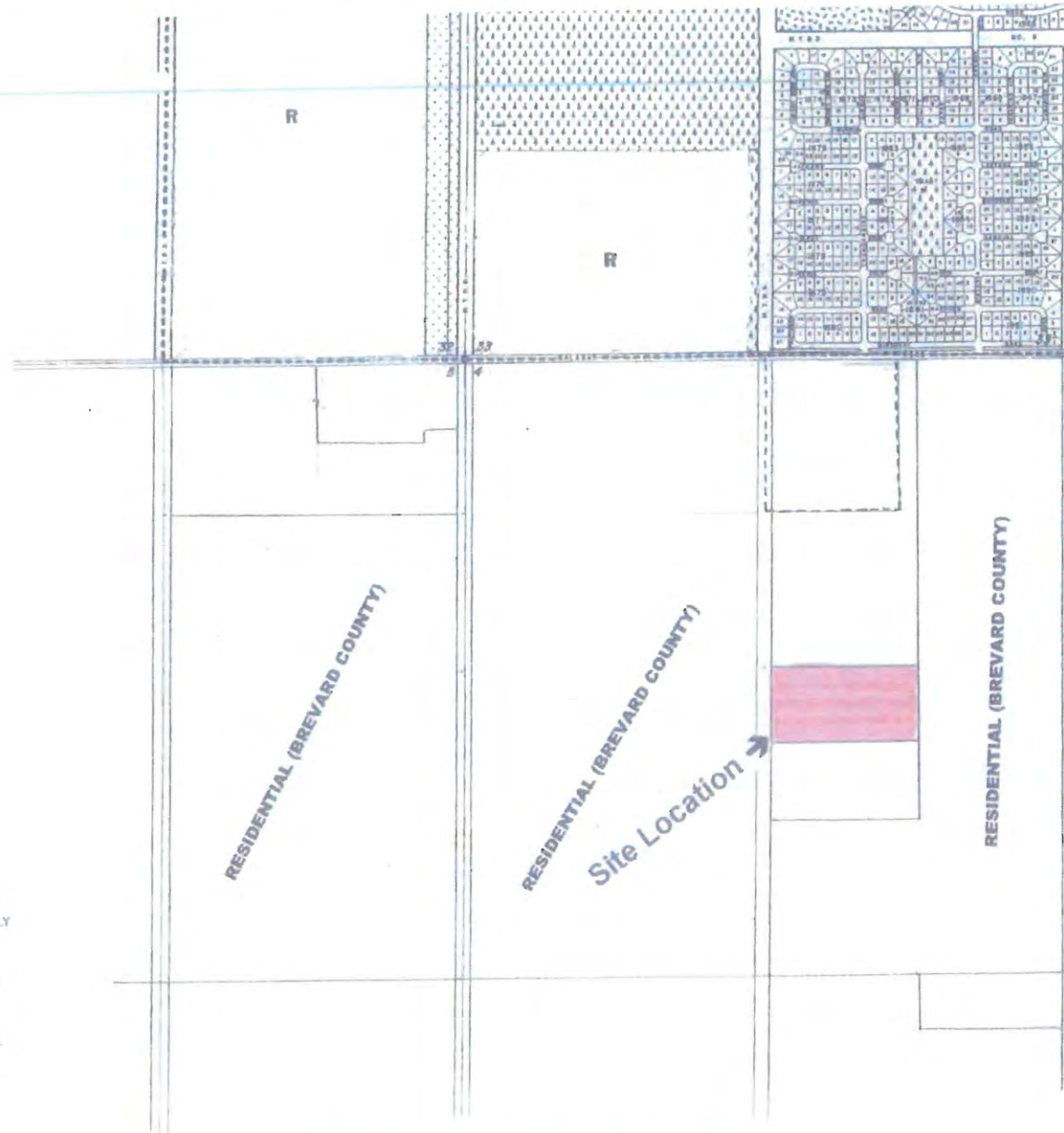
FUTURE LAND USE MAP SERIES
MAP #10F
ORDINANCE NO. 2006-99

- Legend**
- CITY LIMITS
 -  RURAL SINGLE FAMILY
 -  SINGLE FAMILY
 -  MOBILE HOMES/PARKS
 -  MULTI-FAMILY
 -  OFFICE PROFESSIONAL
 -  COMMERCIAL
 -  INDUSTRIAL
 -  UTILITIES
 -  PUBLIC/SEMI-PUBLIC
 -  RECREATION & OPEN SPACE
 -  CONSERVATION
 -  BAYFRONT MIXED USE



**FUTURE LAND USE MAP SERIES
MAP #10G
ORDINANCE NO. 2006-100**

- Legend**
- CITY LIMITS
 - [Pattern: Small squares] RURAL SINGLE FAMILY
 - [Pattern: White] SINGLE FAMILY
 - [Pattern: Cross-hatch] MOBILE HOMES/PARKS
 - [Pattern: Stippled] MULTI-FAMILY
 - [Pattern: Horizontal lines] OFFICE PROFESSIONAL
 - [Pattern: Diagonal lines] COMMERCIAL
 - [Pattern: Diagonal lines] INDUSTRIAL
 - [Pattern: Grid] UTILITIES
 - [Pattern: Dotted] PUBLIC/SEMI-PUBLIC
 - [Pattern: Stippled] RECREATION & OPEN SPACE
 - [Pattern: Horizontal lines] CONSERVATION
 - [Pattern: Stippled] BAYFRONT MIXED USE



**FUTURE LAND USE MAP SERIES
MAP #10H
ORDINANCE NO. 2006-101**

AMENDMENTS

Ord. 97-08	(Rural Single Family to Single Family)
Ord. 97-09	(Rural Single Family to Single Family)
Ord. 98-40	(Rural Single Family to Single Family - 1du/acre)
Ord. 98-41	(Rural Single Family to Single Family - 1du/acre)
Ord. 99-29	(See Detail Sheet Map 11A)
Ord. 2000-26	(Public/SemiPublic to Single Family)
Ord. 2000-79	(County Residential to Commercial)
Ord. 2001-80	(See Detail Sheet Map 11A)
Ord. 2001-105	(County Residential to Commercial)
Ord. 2002-13	(See Detail Sheet Map 11A)
Ord. 2002-33	(See Detail Sheet Map 11A)
Ord. 2002-34	(See Detail Sheet Map 11A)
Ord. 2002-35	(See Detail Sheet Map 11A)

LEGEND

	RURAL SINGLE FAMILY 0-.2 units/acre
	SINGLE FAMILY 0-6 units/acre
	MOBILE HOMES/PARKS 0-10 units/acre
	MULTI-FAMILY 0-20 units/acre
	COMMERCIAL
	INDUSTRIAL
	UTILITIES
	PUBLIC/SEMI-PUBLIC
	RECREATION AND OPEN SPACE
	CONSERVATION



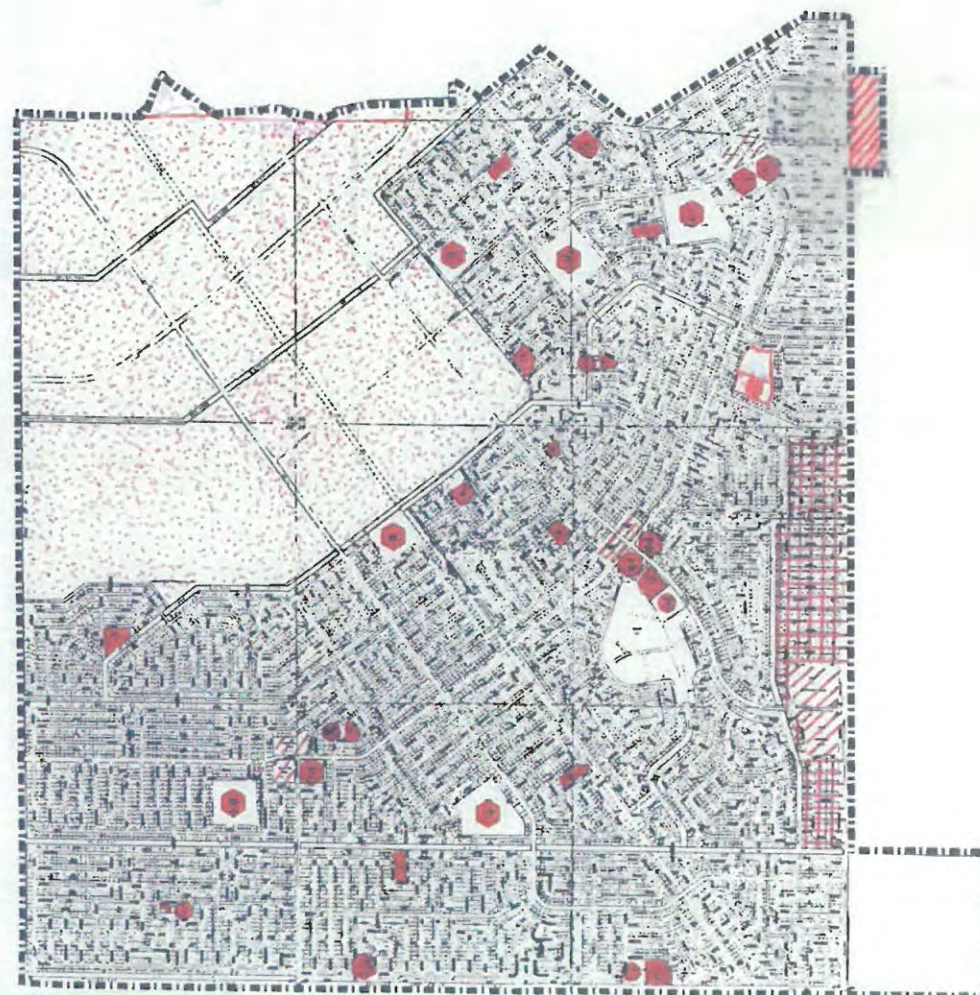
2011

FUTURE LAND USE MAP SERIES

MAP #11

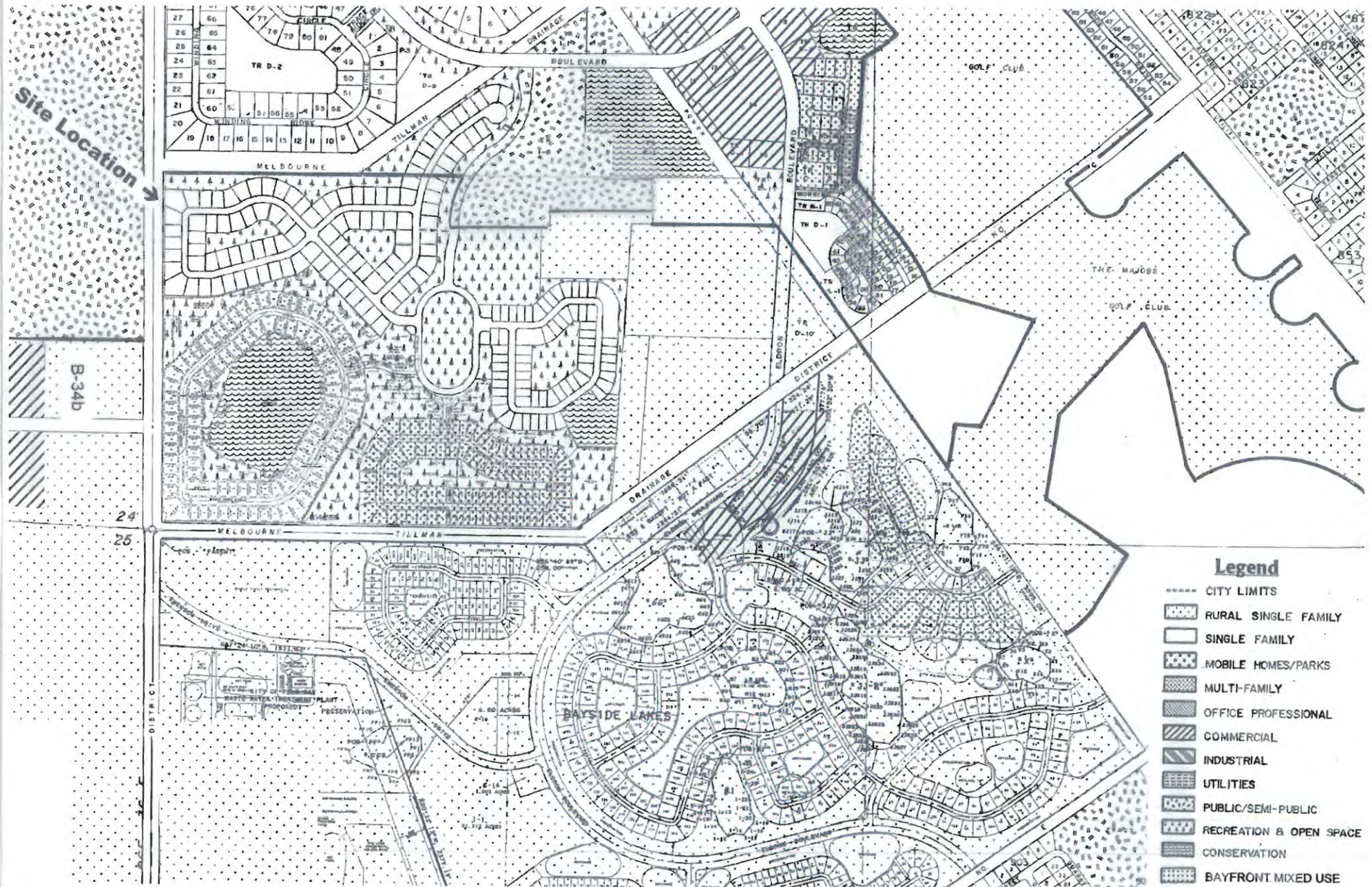
FUTURE LAND USE MAP

STUDY AREA 10

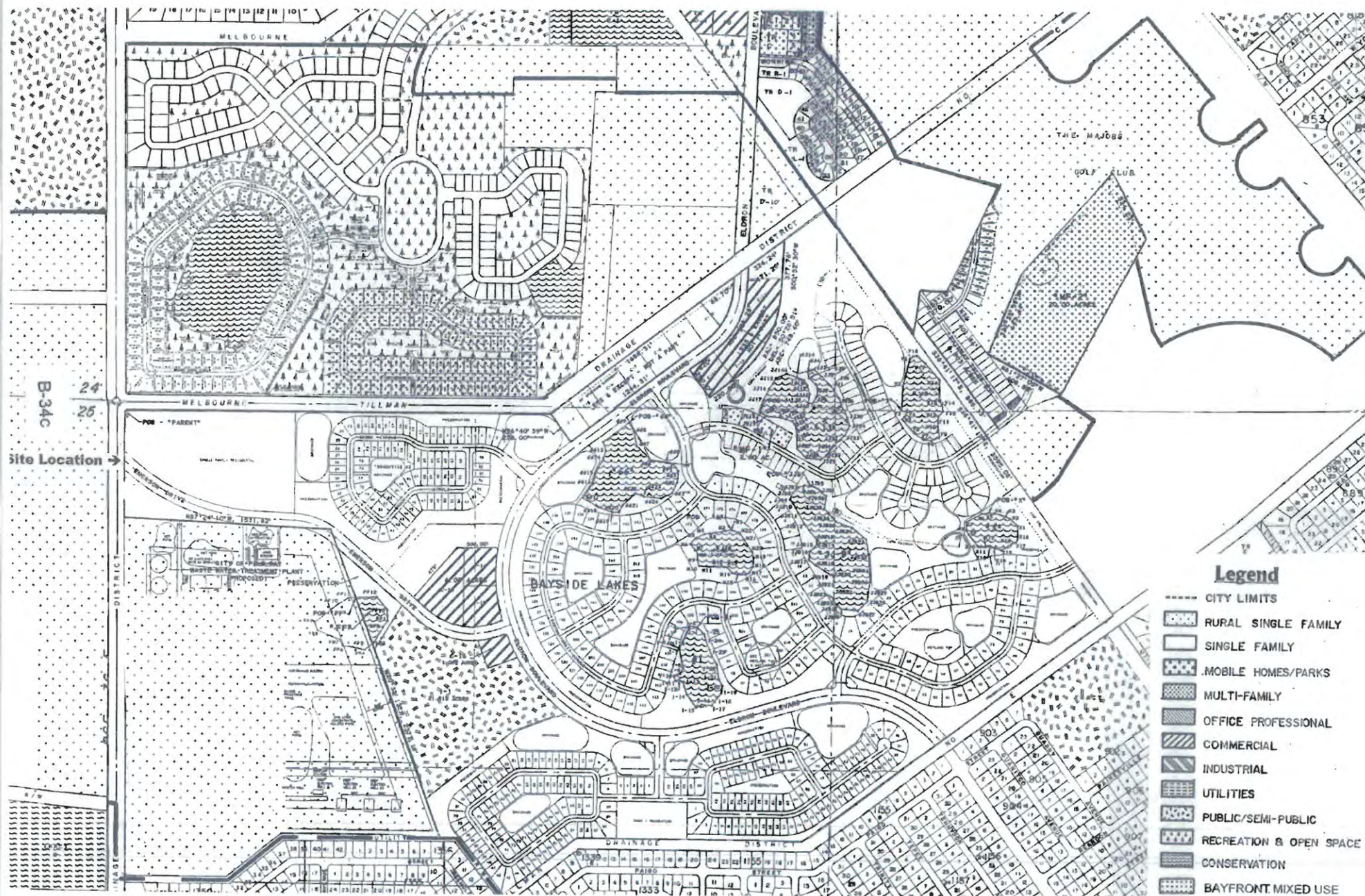


NOTE: See Maps #1B and #1C to determine the allowable development density for all land use categories.

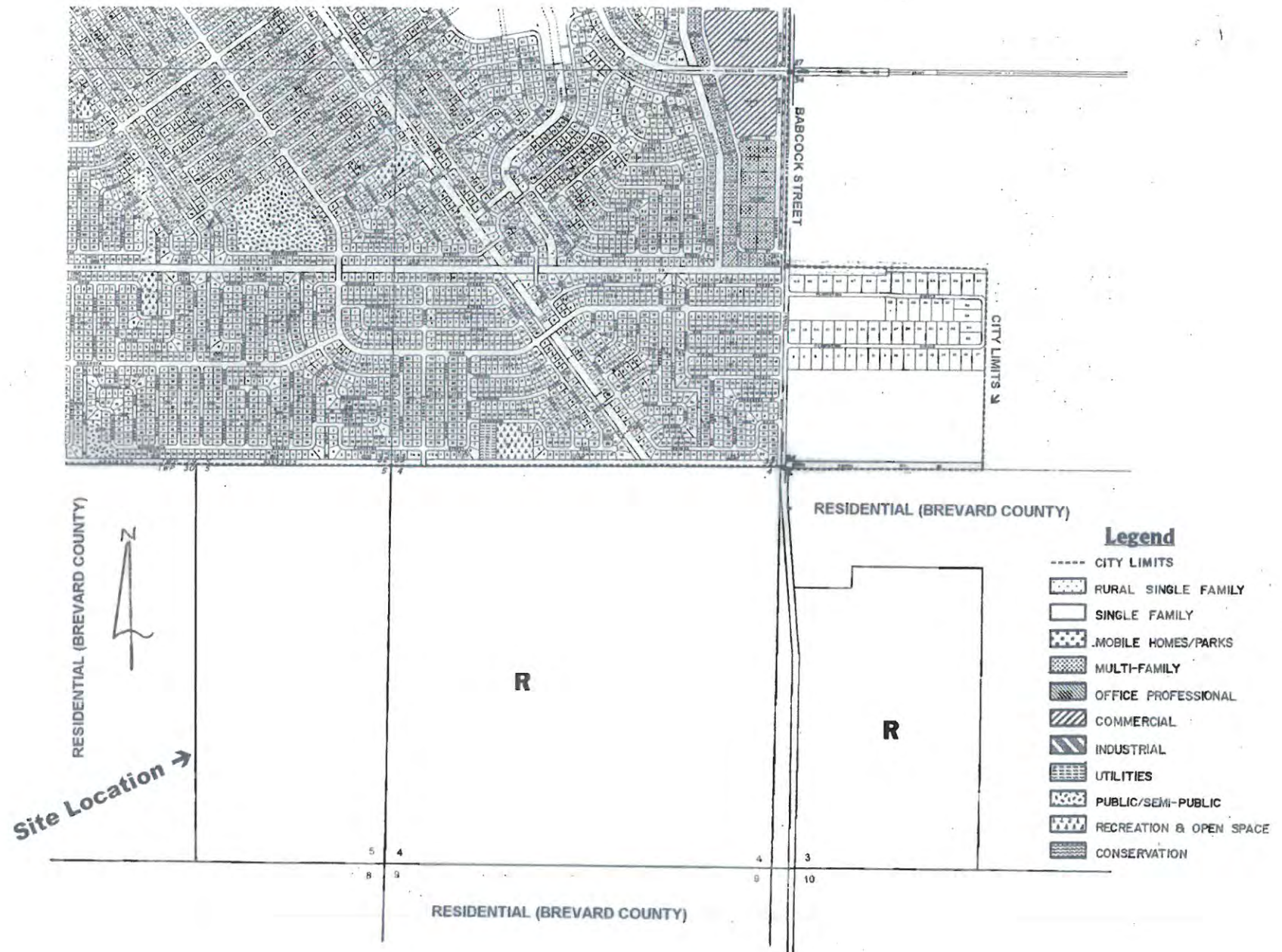
FUTURE LAND USE MAP SERIES
 MAP #11B
 ORDINANCE NO. 2004-45 (8/26/04)



FUTURE LAND USE MAP SERIES
 MAP #11C
 ORDINANCE NO. 2004-51 (8/26/04)



B-34d



2011











FUTURE LAND USE MAP SERIES

MAP #12

FUTURE LAND USE MAP

STUDY AREA 11

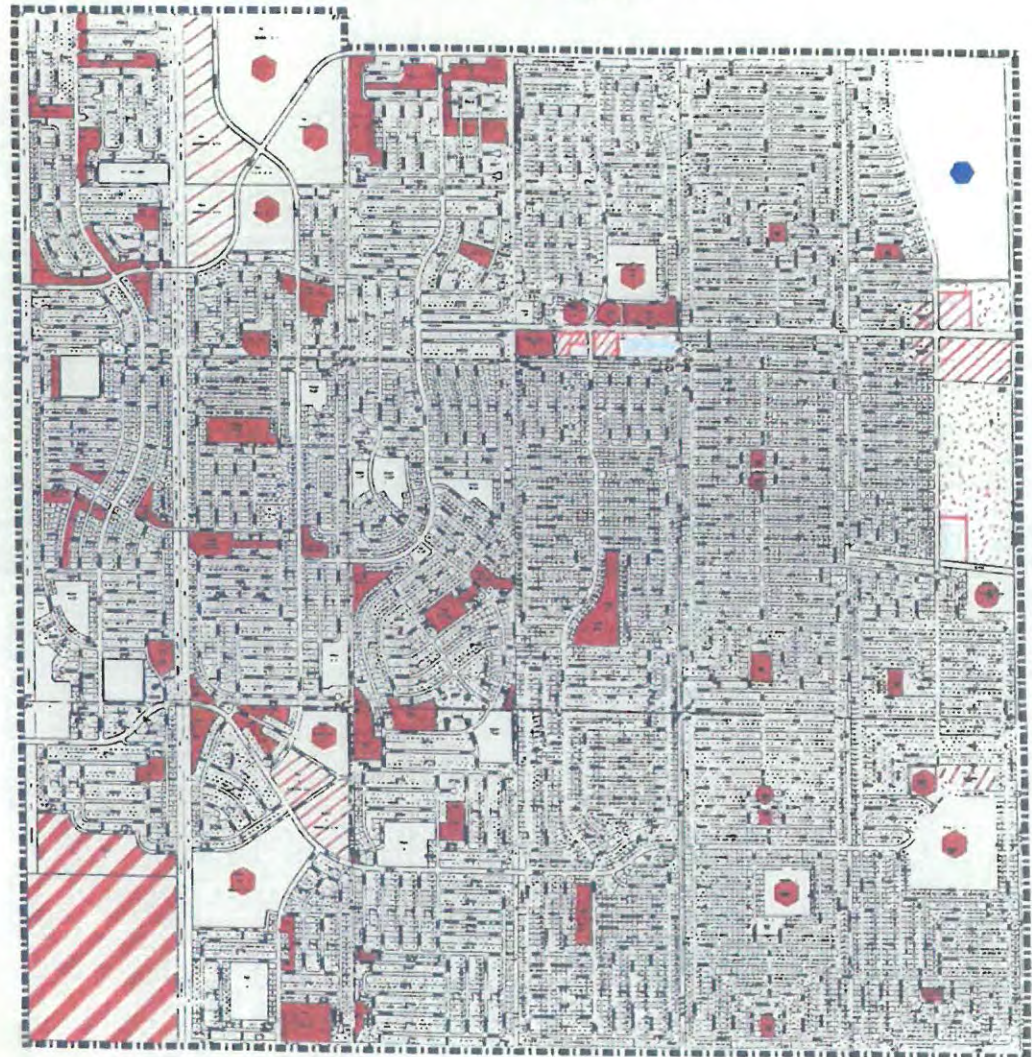
LEGEND

-  RURAL SINGLE FAMILY
0-.2 units/acre
-  SINGLE FAMILY
0-6 units/acre
-  MOBILE HOMES/PARKS
0-10 units/acre
-  MULTI-FAMILY
0-20 units/acre
-  COMMERCIAL
-  INDUSTRIAL
-  UTILITIES
-  PUBLIC/SEMI-PUBLIC
-  RECREATION AND OPEN SPACE
-  CONSERVATION



AMENDMENTS

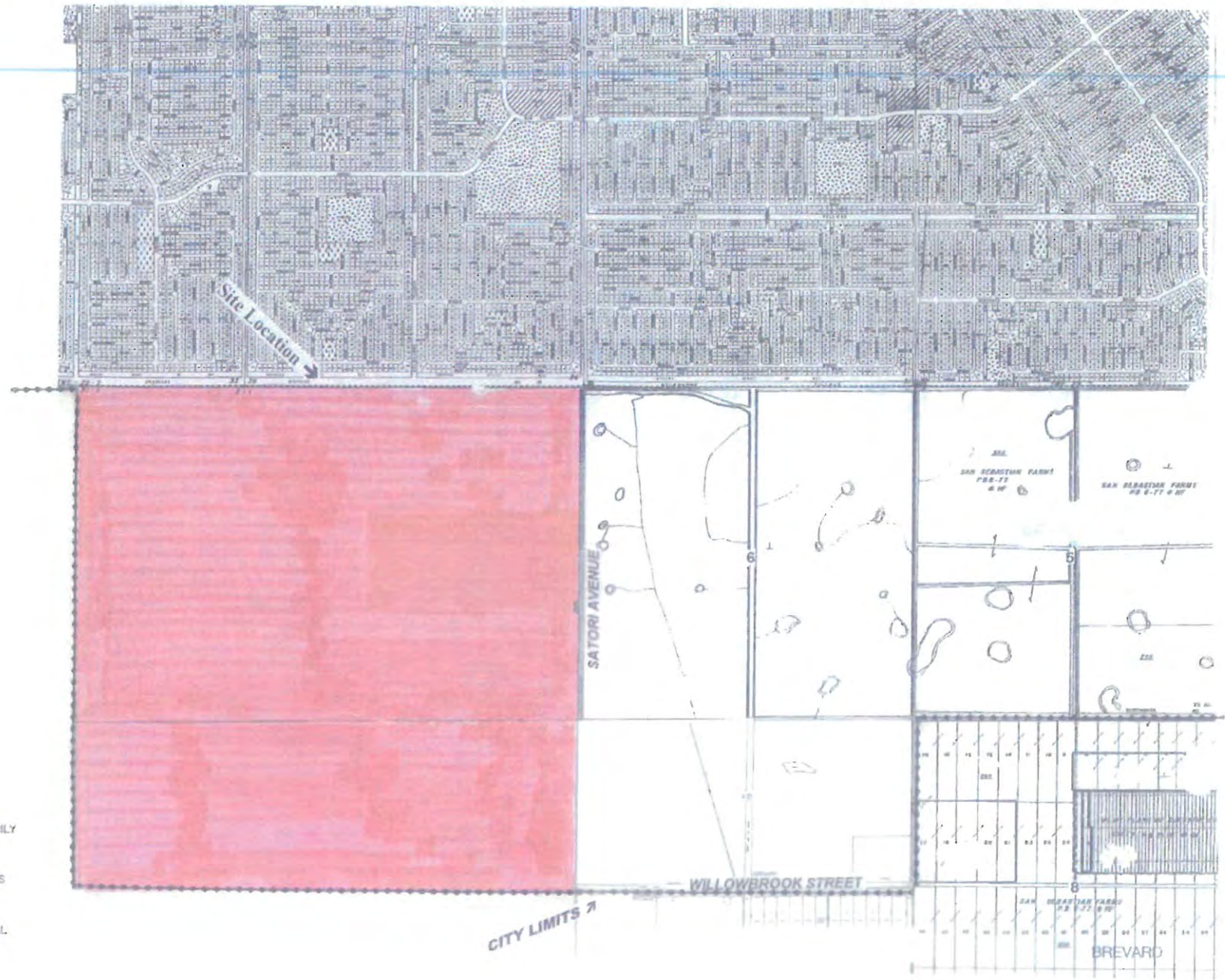
- Ord. 2000-27 (Commercial to Single Family)
- Ord. 2000-32 (Rural Single Family to Single Family)
- Ord. 2000-54 (Rural Single Family to Commercial)
- Ord. 2001-78 (Rural Single Family to Public/SemiPublic)
- Ord. 2001-84 (Rural Single Family to Commercial)



NOTE: See Maps #1B and #1C to determine the allowable development density for all land use categories.

B-35a

- Legend**
- CITY LIMITS
 - [Pattern: Dotted] RURAL SINGLE FAMILY
 - [Pattern: White] SINGLE FAMILY
 - [Pattern: Dotted] MOBILE HOMES/PARKS
 - [Pattern: Dotted] MULTI-FAMILY
 - [Pattern: Dotted] OFFICE PROFESSIONAL
 - [Pattern: Dotted] COMMERCIAL
 - [Pattern: Dotted] INDUSTRIAL
 - [Pattern: Dotted] UTILITIES
 - [Pattern: Dotted] PUBLIC/SEMI-PUBLIC
 - [Pattern: Dotted] RECREATION & OPEN SPACE
 - [Pattern: Dotted] CONSERVATION
 - [Pattern: Dotted] RAYFRONT MIXED USE



FUTURE LAND USE MAP SERIES
MAP #12A
ORDINANCE NO. 2006-92



MEMO TO: Honorable Mayor and Members of City Council

FROM: Terese M. Jones, City Clerk

DATE: February 4, 2016

SUBJECT: Ordinance Nos. 2016-06 and 2016-07

Public hearings are to be held on the above subject ordinances and the captions of each read for the second and final time at tonight's Council meeting.

If you should have any questions or desire additional information, please advise.

/tjl

Attachments

ORDINANCE NO. 2016-07

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE FISCAL YEAR 2015 BUDGET BY APPROPRIATING AND ALLOCATING FUNDS AS FOLLOWS: USE OF UNDESIGNATED FUND BALANCE IN THE FOLLOWING FUNDS: GENERAL FUND; LAW ENFORCEMENT TRUST FUND; STATE HOUSING GRANT FUND; COMMUNITY DEVELOPMENT BLOCK GRANT FUND; HOME INVESTMENT GRANT FUND; PARKS IMPACT FEE FUND; TRANSPORTATION IMPACT FEE FUND; BAYFRONT COMMUNITY REDEVELOPMENT AGENCY FUND; 2006 COMMUNITY INVESTMENT SALES TAX BOND FUND; 2006 COMMUNITY INVESTMENT IMPACT FEE BOND FUND; 2015 SALES TAX REFUNDING BOND FUND; 2015 IMPACT FEE REFUNDING BOND FUND; UTILITIES OPERATING FUND; AND RISK MANAGEMENT FUND; RECOGNIZING REVENUE FOR 2015 REFUNDING BOND PROCEEDS AND INSURANCE PROCEEDS IN RISK MANAGEMENT FUND; TRANSFERS FROM GENERAL FUND TO FLEET SERVICES FUND; TRANSFERS BETWEEN GENERAL FUND TO VARIOUS DEBT SERVICE FUNDS FOR NEW REFUNDING OF SALES TAX BOND AND ADDITIONAL FEES; TRANSFER FROM RISK MANAGEMENT FUND TO FLEET SERVICES FUND; TRANSFERS BETWEEN TRANSPORTATION IMPACT FEE FUND AND VARIOUS DEBT SERVICE FUNDS FOR NEW REFUNDING OF IMPACT FEE BOND; TRANSFERS BETWEEN VARIOUS DEBT SERVICE FUNDS TO CLOSE 2006 COMMUNITY INVESTMENT SALES TAX AND IMPACT FEE BONDS TO 2015 SALES TAX AND IMPACT FEE REFUNDING BONDS; RECOGNIZING THAT SUCH APPROPRIATIONS MUST BE MADE PURSUANT TO THE CODE OF ORDINANCES OF THE CITY OF PALM BAY, CHAPTER 35; ADOPTING, RATIFYING, CONFIRMING, AND VALIDATING THE ALLOCATIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Palm Bay recognizes that non-budgeted items must be appropriated and that such appropriation must be allocated by Ordinance, and

WHEREAS, transfers between funds and departments must be approved by City Council, and

WHEREAS, Chapter 35, Finance, Budget, Section 35.035, of the City of Palm Bay, Code of Ordinances provides for the transfer of funds and appropriation of unbudgeted funds.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City Council, in accordance with the City of Palm Bay, Code of Ordinances, Chapter 35, Finance, Budget, Section 35.035, hereby appropriates the following funds:

	Revenues	Expenditures
<u>General Fund</u>		
Trf from CMO dept to new Econ Dev dept		(437,118)
New Economic Development Dept		613,097
Addtl funding CAO Other Attorney Cost		300,000
Transfer to Fleet (521) for Truck, Gator and Mowers		55,022
Use of Mowing Contract funds, now in-house		(55,022)
Transfer to Fleet (521) for Fire Chevy Rpl vehicle		26,710
Purchase Generator for Fire Station 4		28,726
Railway Grade Crossing Rehab required repair		101,599
Transfer from CIP (301) to One Community	5,975	
Return of One Community Funds		5,975
Trf from 2015 Sales Tax Refunding Bond (224)	18,000	
Transfer to 04 Pension Bonds (214)		4,878
Marina Seawall Repair split cost with BCRA		24,391
Reduce Trf to Sales Tax Bond (215/224)		(85,654)
Undesignated Fund Balance	558,629	
Fund Subtotal	582,604	582,604
<u>Law Enforcement Trust Fund (101)</u>		
LETf 16-01 Legal Svcs, Reindeer Run, Training		21,318
LETf 16-02 Signature Coins		1,700
LETf 16-03 Security Doors for P&E storage		3,368
Undesignated Fund Balance	26,386	
Fund Subtotal	26,386	26,386

State Housing Grant Fund (111)

Utilize PY Program Income to project 14CD01		85,281
Undesignated Fund Balance	85,281	
Fund Subtotal	85,281	85,281

Community Development Block Grant Fund (112)

Utilize PY Program Income to project 14CDBG		6,785
Undesignated Fund Balance	6,785	
Fund Subtotal	6,785	6,785

Home Investment Grant Fund (114)

Utilize PY Program Income to Single Family Rehab		10,950
Undesignated Fund Balance	10,950	
Fund Subtotal	10,950	10,950

Parks Impact Fee Fund (154)

Knecht Park T-Ball Field 16PK05		100,000
Vets Park Lighting 16PK06		70,000
West Oaks Park Batting Cages 16PK07		20,000
Undesignated Fund Balance	190,000	
Fund Subtotal	190,000	190,000

Transportation Impact Fee Fund (155)

Reduce Trf to Impact Fee Bond (216/225)		(22,332)
Undesignated Fund Balance	(22,332)	
Fund Subtotal	(22,332)	(22,332)

Bayfront Comm. Redevelopment Agency Fund (181)

Marina Seawall Repair split cost with GF		14,949
Undesignated Fund Balance	14,949	
Fund Subtotal	14,949	14,949

04 Pension Bonds Debt Service Fund (214)

Funding for Annual Notices requirements		4,878
Trf from General Fund	4,878	
Fund Subtotal	4,878	4,878

2006 Sales Tax Bond Fund (215)

Trf to 2015 Sales Tax Bond Fund (224)		5,593
Remove interest 4/1/16 payment & fee		(280,350)
Reduce GF Trf for 2006 Sales Tax Bond	(910,350)	
Undesignated Fund Balance	635,593	
Fund Subtotal	(274,757)	(274,757)

2006 Impact Fee Bond Fund (216)

Trf to 2015 Impact Fee Bond Fund (225)		40
Remove interest 4/1/16 payment		(77,272)
Remove Trf from TIF Fund (155) since bond refunded	(249,544)	
Undesignated Fund Balance	172,312	
Fund Subtotal	(77,232)	(77,232)

2015 Sales Tax Refunding Bond Fund (224)

Trf to GF to payback FY 15 Bond Costs coverage		18,000
Trf from 2006 Sales Tax Bond Fund (215)	5,593	
Bond Proceeds	15,922,652	
Bond Issue Costs		199,585
Interest payment 4/1/16		185,047
Trf from GF for Principal & Interest	824,696	
Undesignated Fund Balance	(16,350,309)	
Fund Subtotal	402,632	402,632

2015 Impact Fee Refunding Bond Fund (225)

Trf from 2006 Impact Fee Bond Fund (216)	40	
Trf from Transportation Impact Fee Fund (155)	227,212	
Interest payment 4/1/16		50,983
Undesignated Fund Balance	(176,269)	
Fund Subtotal	50,983	50,983

Community Investment Program Fund (301)

Trf to GF to Return One Community Funds		5,975
Remove funding from PB Colony Phase I 14PW06		(5,975)
Fund Subtotal	-	-

Utility Operating Fund (421)

Purchase all-in-one scanner/plotter/copier		17,005
Undesignated Fund Balance	17,005	
Fund Subtotal	17,005	17,005

Risk Management Fund (512)

Transfer to Fleet fund towards Rpl Fire vehicle		4,398
Ins proceeds Veh #5861, not replacing at this time	9,426	
Undesignated Fund Balance	(5,028)	
Fund Subtotal	4,398	4,398

Fleet Services Fund (521)

Truck, Gator and Mowers purchase		55,022
Fire Chevy Replacement Vehicle purchase		31,108
Transfer from Risk Mgmt Fund (512)	4,398	
Transfer from General Fund	<u>81,732</u>	
Fund Subtotal	86,130	86,130
Total	1,108,660	1,108,660

SECTION 2. The City Council adopts, ratifies, and approves the appropriations as listed above.

SECTION 3. The provisions within this Ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting No. 2016-02, held on January 19, 2016; and read in title only and duly enacted at Meeting No. 2016- , held on , 2016.

William Capote, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

ORDINANCE NO. 2016-06

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE ZONING ORDINANCE OF THE CITY OF PALM BAY BY CHANGING THE ZONING OF PROPERTY FROM GU (GENERAL USE DISTRICT) (BREVARD COUNTY) TO RAC (REGIONAL ACTIVITY CENTER DISTRICT); WHICH PROPERTY IS LOCATED EAST OF AND ADJACENT TO INTERSTATE 95, IN THE VICINITY BETWEEN GRANT AND MICCO ROADS, AND LEGALLY DESCRIBED HEREIN; PROVIDING FOR A CHANGE OF THE ZONING MAP; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The Zoning Ordinance of the City of Palm Bay, Brevard County, Florida, is hereby amended to provide for the rezoning of property from GU (General Use District) (Brevard County) to RAC (Regional Activity Center District), being legally described as follows:

Tax Parcel 1 of Section 2, Township 30, Range 37; Tax Parcel 250 of Section 1, Township 30, Range 37; Tax Parcel 250 of Section 12, Township 30, Range 37; Tax Parcel 2 of Section 11, Township 30, Range 37; of the Public Records of Brevard County, Florida, containing 723.06 acres, more or less.

SECTION 2. The Zoning Map of the City of Palm Bay is hereby revised to reflect this amendment.

SECTION 3. The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting No. 2016-02, held on January 19, 2016; and read in title only and duly enacted at Meeting No. 2016- , held on , 2016.

ATTEST:

William Capote, MAYOR

Terese M. Jones, CITY CLERK



MEMO TO: Honorable Mayor and Members of City Council

FROM: Terese M. Jones, City Clerk

DATE: February 4, 2016

SUBJECT: Planned Development – Zons Development, LLC

Zons Development, LLC (Paul A. Paluzzi) has submitted an application for approval of a proposed Regional Activity Center Planned Development Concept Plan to be known as Emerald City. The property is located east of and adjacent to Interstate 95, in the vicinity between Grant and Micco Roads, and contains 723.06 acres, more or less.

As you may recall, this application included a rezoning request. Ordinance No. 2016-06, was approved for first reading at the last regular meeting. It is being considered for second and final reading at tonight's meeting (Item No. 5, Public Hearings).

Staff Recommendation:
Approval of the request.

Planning and Zoning Board Recommendation:
Unanimous approval of the request.

Resolution No. 2016-07 is scheduled for public hearing purposes at tonight's meeting. If you should have any questions, please advise.

/tjl

Attachments

Case No. PD-16-2015



Land Development Division
120 Malabar Road SE
Palm Bay, FL 32907
321-733-3042
Landdevelopment@palmbayflorida.org

REZONING APPLICATION

This application must be completed, legible, and returned, with all enclosures referred to herein, to the Land Development Division, Palm Bay, Florida, prior to 5:00 p.m. on the first day of the month to be processed for consideration by the Planning and Zoning Board the following month. The application will then be referred to the Planning and Zoning Board for study and recommendation to the City Council. You or your representative are required to attend the meeting(s) and will be notified by mail of the date and time of the meeting(s). The Planning and Zoning Board holds their regular meeting the first Wednesday of every month at 7:00 p.m. in the City Hall Council Chambers, 120 Malabar Road, SE, Palm Bay, Florida, unless otherwise stated.

- 1) NAME OF APPLICANT (Type or print) Zons Development, LLC % Paul A. Paluzzi, Manager
ADDRESS 605 S. Fremont Avenue
CITY Tampa STATE FL ZIP 33606
PHONE # 813-514-1776 #21 FAX # 813-514-1854
E-MAIL ADDRESS paul@zonsdevelopment.com
- 2) COMPLETE LEGAL DESCRIPTION OF PROPERTY COVERED BY APPLICATION
see attached
SECTION 1, 2, 11, 12 (portions) TOWNSHIP 30 South RANGE 37 East
- 3) SIZE OF AREA COVERED BY THIS APPLICATION (calculate acreage): 723.06 acres
- 4) ZONE CLASSIFICATION AT PRESENT (ex.: RS-2, CC, etc.) GU - General Use District
- 5) ZONE CLASSIFICATION DESIRED (ex.: IU, LI, etc.): RAC - Regional Activity Center
- 6) ARE ANY STRUCTURES NOW LOCATED ON THE PROPERTY? No
- 7) JUSTIFICATION FOR REZONING: Consistency with Regional Activity Center (RAC) Land Use,
Ordinance No. 2010-25
- 8) PRESENT USE OF THE PROPERTY: Agricultural Cattle Grazing
- 9) INTENDED USE OF PROPERTY: Residential, Commercial, Office, Retail and Industrial Uses
- 10) THE FOLLOWING PROCEDURES AND ENCLOSURES ARE REQUIRED TO COMPLETE THIS APPLICATION:
XX *\$600.00 Application Fee. Make check payable to "City of Palm Bay."
XX Property map showing adjacent properties and clearly outlining the subject parcel (for land use amendment(s)). Provide in PDF format if larger than 11" x 14".

CITY OF PALM BAY, FLORIDA
REZONING APPLICATION
PAGE 2 OF 2

XX A listing of legal descriptions of all properties within a 500 foot radius of the boundaries of the property covered by this application, together with the names and mailing addresses (including zip codes) of all respective property owners within the above referenced area. (This can be obtained from the Brevard County Planning and Zoning Department at 633-2060, or on the Internet at www.brevardpropertyappraiser.com) List shall be legible and the source of that information stated here: Brevard County Property Appraiser, Dana Blickey, CFA

XX Sign(s) posted on the subject property. Refer to Section 51.07(C) of the Legislative Code for guidelines.


XX WHERE PROPERTY IS NOT OWNED BY THE APPLICANT, A LETTER MUST BE ATTACHED GIVING THE NOTARIZED CONSENT OF THE OWNER FOR THE APPLICANT TO REQUEST THE REZONING.

XX IN ORDER TO DISCLOSE ALL PARTIES SEEKING THIS APPROVAL, COMPLETE THE ATTACHED DISCLOSURES OF OWNERSHIP INTERESTS FORMS FOR PROPERTY OWNERS AND/OR APPLICANTS IN REFERENCE TO RESOLUTION 2008-19.

I, THE UNDERSIGNED UNDERSTAND THAT THIS APPLICATION MUST BE COMPLETE AND ACCURATE BEFORE CONSIDERATION BY THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY, AND CERTIFY THAT ALL THE ANSWERS TO THE QUESTIONS IN SAID APPLICATION, AND ALL DATA AND MATTER ATTACHED TO AND MADE A PART OF SAID APPLICATION ARE HONEST AND TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING REZONING APPLICATION AND THAT THE FACTS STATED IN IT ARE TRUE.

Signature of Applicant

 Date 8/31/15

Printed Name of Applicant

Paul A. Paluzzi

*NOTE: APPLICATION FEE IS NON-REFUNDABLE UPON PAYMENT TO THE CITY

LLC RESOLUTION AND AFFIDAVIT

I, Walter Forrer, the sole member of Brevard Landvest LLC ("Company"), ~~upon oath~~ do hereby certify, that the following statements are true and correct:

1. The Company is a manager managed limited liability company. The Manager of the LLC is Nick Dionisio. There is not now and there never has been an operating agreement prepared in connection with the Company.
2. The Company, by and through the sole member has or will be entering into that certain Vacant Land Contract and Addendum (collectively the "Contract") by and between the Company, as the seller and Zons Development LLC and/or assigns, as the buyer dated _____, 2014.
3. By appropriate action, approved by the sole member of the Company, the following resolutions were unanimously adopted:

"Be it resolved as follows:

That the sole member authorizes Paul Paluzzi to execute any and all documents on behalf of the Company concerning the taking of any action and the execution of any documents as authorized pursuant to paragraph m) of the Addendum entitled "Cooperation" including but not limited to taking any action and the execution of documents necessary or required in connection with obtaining any of the Entitlements as defined in the Addendum (hereinafter the "Approved Action") all in connection with the property described on the attached Exhibit "A" ("Property") pursuant to the Contract.

That Paul Paluzzi may do and perform each and every act and thing whatsoever requisite, necessary, and proper to be done in connection with the Approved Action described above as well as doing any and all things requisite, necessary and proper on behalf of the Company, with full power of revocation, hereby ratifying and confirming all that Paul Paluzzi shall lawfully do or cause to be done by virtue of this Resolution and the rights and powers herein granted.

To sign, endorse, execute, acknowledge, deliver, receive, and possess such applications, agreements, documents and such other instruments in writing of whatever kind and nature as may be necessary or proper in the exercise of the rights and powers herein granted;

The undersigned sole member consents to the execution of any such documentation by Paul Paluzzi, as an agent of the Company for the limited purposes provided herein.

The Company has not been dissolved or annulled, and no proceeding is pending, nor any action filed for dissolution or annulment of the same.

I/We each have read all of the provisions of this resolution and I/We each, jointly and severally, and on behalf of the Company, certify and agree to its terms.

{5832-64 00838282.DOC;1 10/1/2014}



The foregoing Resolution is outstanding and in full force and effect and has not been modified, amended or rescinded in any particular."

FURTHER AFFIANT SAYETH NOT.

Signed, sealed and delivered
in the presence of:

Affiant:

Brevard Landvest LLC, a Florida limited liability company,

Witness #1 Signature

W. Rodgers Nelson

Witness #1 Printed Name

W. Rodgers Nelson

Witness #2 Signature

William R. Nelson

Witness #2 Printed Name

By:

Walter Forrer, sole member

By: John D. Copanos as
agent for Walter Forrer

John D. Copanos

STATE OF Florida
COUNTY OF Palm Beach

The foregoing instrument was acknowledged before me this 20th day of October, 2014,
by John D. Copanos, as the authorized agent of Walter Forrer, the sole member of Brevard
Landvest LLC.

Notary Public: Susan M. Messenger
Print Name: _____
My Commission Expires: _____



Personally Known P (OR) Produced Identification. _____
Type of identification produced _____

LLC RESOLUTION AND AFFIDAVIT

1. Walter Forrer, the sole member of Brevard Landvest LLC ("Company"), upon oath do hereby certify, that the following statements are true and correct:

1. The Company is a managed limited liability company. The Manager of the LLC is Nick Diobisio. There is not now and there never has been an operating agreement prepared in connection with the Company.
2. The Company, by and through the sole member has or will be entering into that certain Vacant Land Contract and Addendum (collectively the "Contract") by and between the Company, as the seller and Zons Development LLC and/or assigns, as the buyer dated September ___, 2014.
3. By appropriate action, approved by the sole member of the Company, the following resolutions were unanimously adopted:

"Be it resolved as follows:

That the sole member authorizes John D. Copanos as an authorized agent of the Company to execute that certain Vacant Land Contract and Addendum by and between the Company, as the seller and Zons Development LLC and/or assigns, as the buyer dated September ___, 2014 a true and correct copy of which is attached hereto as Exhibit "A" (collectively the "Contract"), and any and all documents on behalf of the Company concerning the Contract and the taking of any action and the execution of any documents contracts, deeds and affidavits necessary to effectuate a sale, transfer and closing on the Property as well as any and all documents necessary or required to fulfil the seller's obligations under the Contract.

The undersigned sole member of the Company consents to the execution of any such documentation by John D. Copanos, as an authorized agent of the Company and that any and all acts authorized pursuant to these resolutions and performed prior to the passage of these resolutions are hereby ratified and approved, that these resolutions shall remain in full force and effect.

The Company has not been dissolved or annulled, and no proceeding is pending, nor any action filed for dissolution or annulment of the same.

I/We each have read all of the provisions of this resolution and I/We each, jointly and severally, and on behalf of the Company, certify and agree to its terms.

The foregoing Resolution is outstanding and in full force and effect and has not been modified, amended or rescinded in any particular."

Brevard Landvest LLC, a Florida limited liability company,

By:


Walter Forrer, sole member

Kanton St.Gallen
Departement des Innern

Amt für Handelsregister und Notariate
Amtsnotariat Buchs

Buchs SG, 23. September 2014

Amtsanwaltschaft Buchs
Bahnhofstrasse 2
8470 Buchs SG
T 058 229 76 92
info.ambu@sg.ch
www.ambu.sg.ch

BB.2014.1119

Attestation of signature

Mr. Forrer Walter, born 27.03.1941, from Sennwald-Frömsen und Sevelen, resident at Sandstrasse 8, 7310 Bad Ragaz.

has signed in my presence the signature hereover in his own hand. Based on this, I hereby certify the signature as true and correct.

This certification is limited to the attestation of the signature only and does not refer to the content of the document, for which the Amtsnotariat assumes no responsibility.

The Notary Public:

Fig. 1. Nur. HSG Eveline Heft-Made



2/2



DATE: December 2, 2015
CASE #: PD-16-2015

CITY OF PALM BAY

LAND DEVELOPMENT DIVISION STAFF REPORT

APPLICATION

- PROPOSAL:** A Zoning Map Amendment and Concept Plan Approval are requested to change from the GU, General Use District (Brevard County) to the RAC, Regional Activity Center District.
- LOCATION:** The property is located east of and adjacent to Interstate 95, where the future south interchange of I-95 and the St. Johns Heritage Parkway SE is located. Specifically; the subject property is Tax Parcel 1 of Section 2; Tax Parcel 250 of Section 1; Tax Parcel 250 of Section 12; and Tax Parcel 2 of Section 11; all of which are located in Township 30 south and Range 37 east, Brevard County, Florida.
- APPLICANT:** Zons Development, LLC. (Paul Paluzzi, Manager)

SITE DATA

- PRESENT ZONING:** GU, General Use District (Brevard County)
- ACREAGE:** 723.06 acres (\pm)
- DENSITY:** A Maximum of 1,260 Dwelling Units (per Ordinance No. 2010-25)
- ADJACENT ZONING & LAND USE:**
- | | | |
|---|----|--|
| N | -- | GU, General Use District (Brevard County); Vacant Land |
| E | -- | GU, General Use District (Brevard County); Vacant Land |
| S | -- | GU, General Use District (Brevard County); Vacant Land |
| W | -- | GU, General Use District (Brevard County); Interstate 95 |
- WATER & SEWER:** City Water & Sewer Required
- FLOOD ZONE:** Approximately 50% or more of the subject property is located in a Special Flood Hazard Area (Zone A). A stormwater calculation will be required for development
- COMPLIANCE WITH THE COMPREHENSIVE PLAN:** Yes

BACKGROUND:

1. The property is located east of and adjacent to Interstate 95, where the future south interchange of I-95 and the St. Johns Heritage Parkway SE is located. Specifically; the subject property is Tax Parcel 1 of Section 2; Tax Parcel 250 of Section 1; Tax Parcel 250 of Section 12; and Tax Parcel 2 of Section 11; all of which are located in Township 30 south and Range 37 east, Brevard County, Florida.

2. The adjacent zoning and land uses are as follows:

<u>NORTH:</u>	GU, General Use District (Brevard County); Vacant Land
<u>EAST:</u>	GU, General Use District (Brevard County); Vacant Land
<u>SOUTH:</u>	GU, General Use District (Brevard County); Vacant Land
<u>WEST:</u>	GU, General Use District (Brevard County); Interstate 95

3. The applicant is requesting a Zoning Map Amendment to change from the GU, General Use District (Brevard County) to the RAC, Regional Activity Center District and approval of a Preliminary Development Plan (PDP) for a development name "Emerald City". The applicant for this request is Paul Paluzzi, Manager of Zons Development, LLC. The subject property is approximately 723.06 acres.
4. Pursuant to the RAC zoning category, approval occurs in two stages: Concept Plans (PDP) are approved for the overall development and at the same time, or at a later date, Final Development Plans are approved showing the details for phases of the project as they are ready to construct. Approval of the PDP results in rezoning of the site to the RAC, Regional Activity Center District on the Zoning Map. Development of the site cannot occur until a Final Development Plan is approved by City Council.
4. The site contained in this request received approval for the Regional Activity Center land use category in the Comprehensive Plan on March 15, 2011 (Ordinance No. 2010-25). The requested zoning district is the companion zoning for this land use land use category.

ANALYSIS:

1. The property is presently vacant. In the southwest corner of the site is stormwater retention pond owned and maintained by the Florida Department of Transportation. This pond is not a part of the request. The site is located east of and adjacent to Interstate 95 and north and south of the proposed St. Johns Heritage Parkway.
2. The "Emerald City Concept Plan" plan creates categories, uses, densities and intensities to provide consistency with the Regional Activity Center Use, allowing a maximum residential use of 1,260 dwelling units and 1,250,000 square feet of non-residential uses. The plan identifies three (3) categories: Workplace; Urban Living; and Open Space.

Workplace:

The Workplace Area offers opportunities for large neighborhood and regional retailers, as well as professional office, research, industrial and development users to create a job center for the community's residents and the highly-trained workforce within the city. This use category is where the non-residential uses would be developed. It also allocates 252 multi-family units at a maximum 30 dwelling units per acre.

Urban Living:

The Urban Living Area provides a mix of residential products to suit a range of life stages; working professionals, young families, retirees, and senior's aging-in-place. This use category is allocated 330 single family units at a maximum of 9 units per acre and 678 multi-family units at a maximum of 30 units per acre.

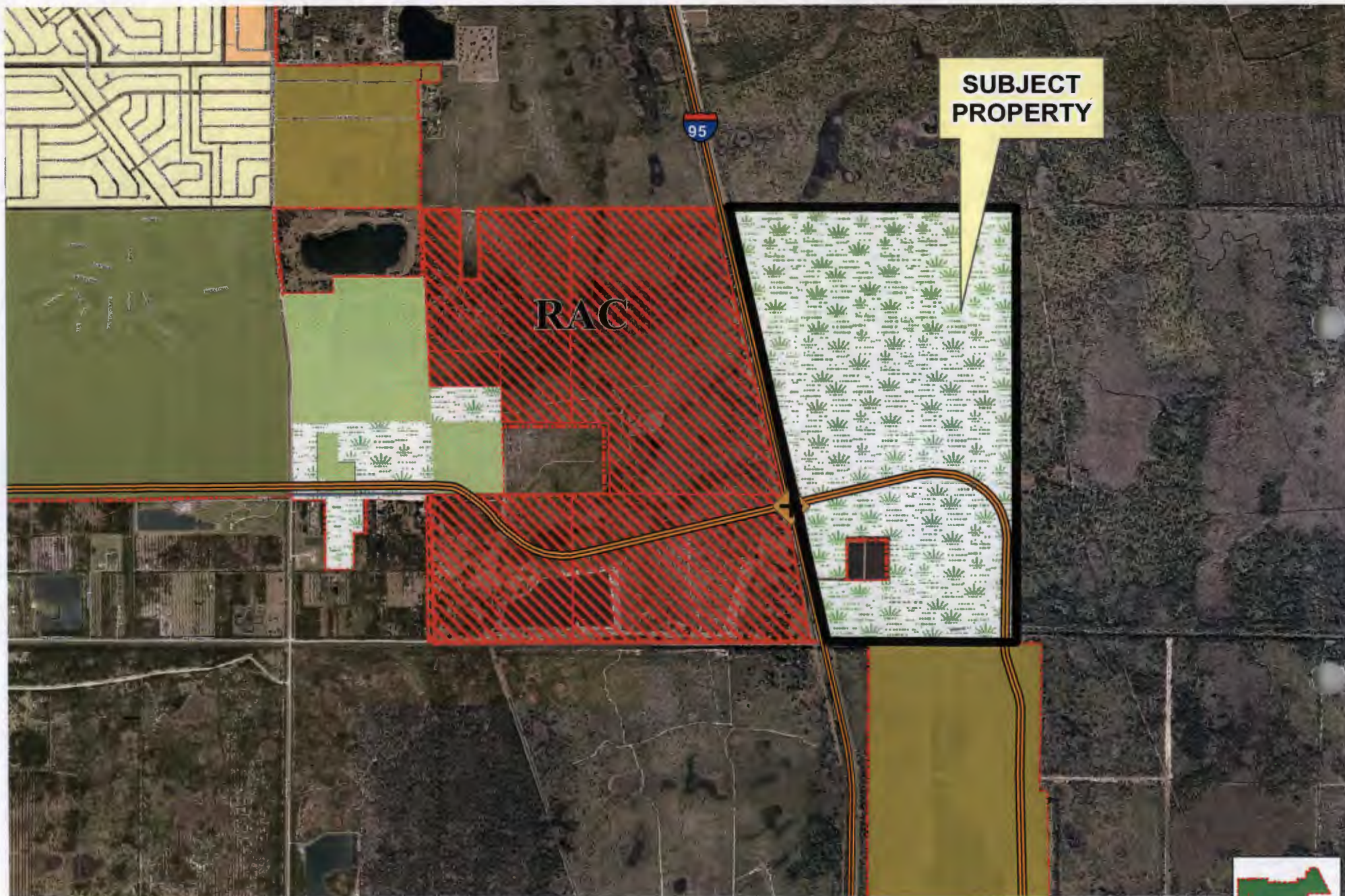
Open Space:

The Open Space areas are divided into two (2) categories; Activity Based and Resource Based lands. The design for Emerald City features compact neighborhoods allowing the preservation and protection of larger areas for nature and promoting environmental stewardship of the land. This category is allocated 46 acres of Activity Based uses, which may include parks, a nature center, playing fields, walking/biking trails and other recreational uses; and 251 acres of Resource Based uses, which may include conservation, preservation and nature walk areas.

3. The Schedule of Uses and Conceptual Design Standards were provided and appear adequate to control development of the Final Development Plans. These guidelines are designed to effectively guide the future development towards the Smart Growth patterns envisioned by the Regional Activity Center category. The overall standards promote compact development, mixed use, sustainability and coordinated project and site design. The application is thus consistent with the policies and objectives of the Palm Bay Comprehensive Plan Regional Activity Center Use land use category.

STAFF RECOMMENDATION:

A motion to approve the "Emerald City Regional Activity Center Concept Plan" as presented and to rezone the subject site to the Regional Activity Center District.

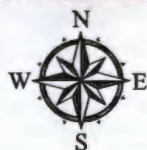


**SUBJECT
PROPERTY**

RAC

Map for illustrative purposes only. Not to be construed
as binding or as a warranty.

Map created by the Local Development Division



CASE NO. PD-16-2015





Map for Boardwalk Properties only. Not to be used for any other purpose.

Map created by the Land Development Division



CASE NO. PD-16-2015





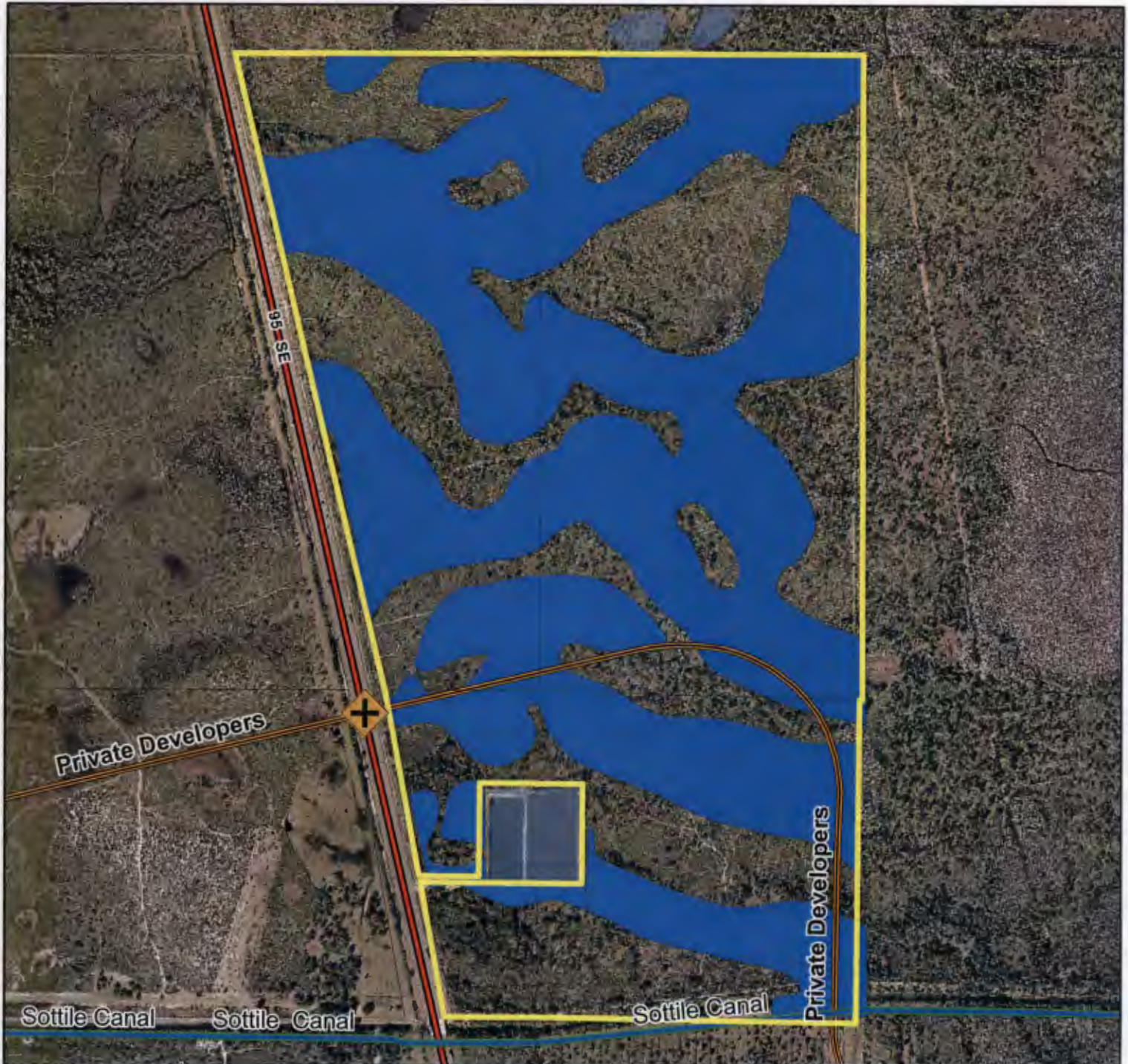
Map for illustrative purposes only. Not to be construed as binding or not a survey.

Map created by the Local Development Division



CASE NO. PD-16-2015 (ZONS DEVELOPMENT, LLC.)









 CITY LIMITS





JIM WILLIAMS CFM
FLOODPLAIN ADMINISTRATOR
CITY OF PALM BAY
321-733-3042 wiliij@palmbayflorida.org

FLOODZONES

 AE = BASE FLOOD ELEVATION (BFE) ESTABLISHED FLOOD INS. MANDATORY FOR FEDERALLY INSURED MORTGAGE
 A = NO BASE FLOOD ELEVATION (BFE) ESTABLISHED HIGHEST FLOOD INSURANCE RATE FLOOD INS. MANDATORY FOR FEDERALLY INSURED MORTGAGE

 FW = FLOODWAY - NO CONSTRUCTION ALLOWED
 X = AREA'S OUTSIDE 500 YEAR FLOODPLAIN
X-500 = AREA'S OF 500 YEAR FLOOD .2 % CHANCE OF FLOODING IN ANY GIVEN YEAR

FEMA
LOMA - LOMR- OAS

 LOMA CASE NO.
 LOMR-F LOMA DATE
 OUT AS SHOWN
 DECLINED

X ZONES ARE NOT REQUIRED TO CARRY FLOOD INSURANCE, BUT QUALIFY FOR "PREFERRED RISK" POLICIES AND THE RATES ARE LOWER THAN "A" OR "AE" ZONES

NARRATIVE

The 723 acres owned by Brevard Landvest LLC known as "Emerald City" was designated as a Regional Activity Center Use by City of Palm Bay Ordinance No. 2010-25 and by the State of Florida Department of Community Affairs on March 15, 2011. The property is located at the future intersection of Interstate 95 and St. Johns Heritage Parkway in Palm Bay, Florida. The project has been developed using urban planning principals to appeal to a broad spectrum of people who place high value on natural beauty, social venues, workplace community living and sustainability. The project is designed with pedestrian friendly streets within both the residential and commercial areas, providing connectivity, walkability and promoting an active lifestyle.

The Planned Development Concept Zoning Plan creates the categories, uses, densities and intensities to provide consistency with the Regional Activity Center Use allowing a maximum residential use of 1,260 dwelling units and 1,250,000 square feet non-residential uses.

Emerald City will include three (3) Zoning Use Categories in the Brevard Landvest property east of Interstate 95; A. Workplace, C. Urban Living and D. Open Space.

A. The Workplace area offers opportunities for large neighborhood and regional retailers, as well as professional office, research, industrial and development users to create a job center for the community's residents and the highly trained workforce within the City. This use category is allocated 1,250,000 square feet for Commercial, Office, Industrial and Office uses, and 252 Multifamily units at a maximum 30 dwelling units per acre.

B. The Urban Living area provides a mixed of residential products to suit a range of life stages; working professionals, young families, retirees, and seniors aging-in-place. This use category is allocated 330 single family units at a maximum 9 units per acre and 678 multifamily units at a maximum 30 units per acre.


C. The Open Space areas are divided into two categories, Activity Based and Resource Based lands. The design for Emerald City features compact neighborhoods allowing the preservation and protection of larger areas for nature and promoting environmental stewardship of the land. This use category is allocated 46 acres for Activity Based uses, which may include parks, nature center, playing fields, walking, biking trails and other recreational uses; and 251 acres Resource Based uses which may include conservation, preservation and nature walk areas.

CONSISTENCY WITH CITY OF PALM BAY ORDINANCE NO. 2010-25
BREVARD REGIONAL ACTIVITY CENTER

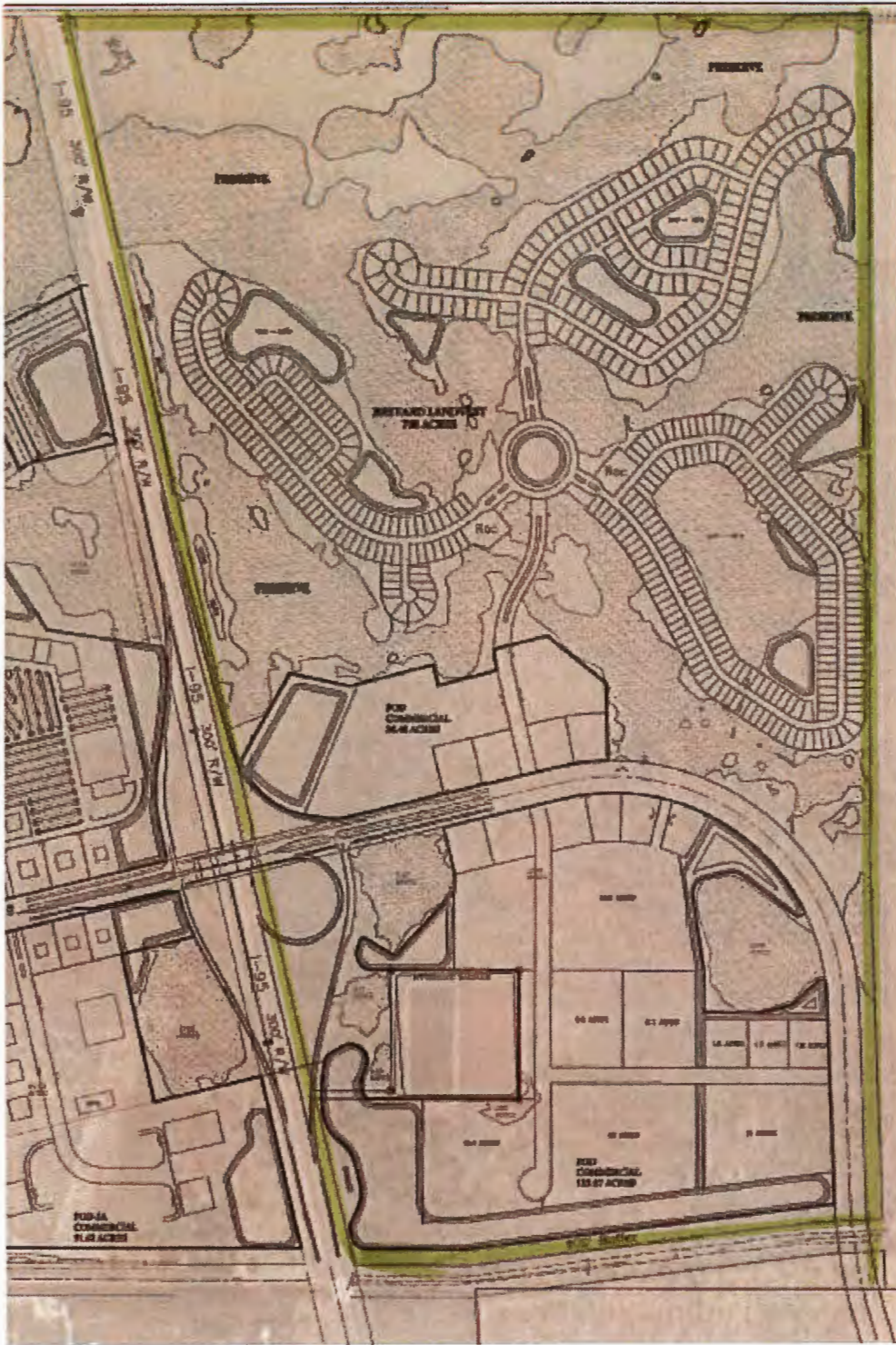
1. Brevard Landvest, LLC, its owners and assigns shall maintain consistency with City of Palm Bay Comprehensive Plan Regional Activity Center Goals, Objectives and Policies.
2. The Brevard RAC Concept Master Land Use Plan has been made part of the City's Future Land Use Map Series, Map #22.
3. The Brevard RAC project acreage is 723 acres. The boundary lines or acreages shown on the adopted Concept Master Plan may be adjusted based on final permitting and dedication of lands to the City of Palm Bay and/or Brevard County for rights-of-way for the Palm Bay Parkway (aka St. Johns Heritage Parkway), the Interstate 95 Interchange and the Sotille Canal, provided the acreage requirements of the RAC policies are complied with.
4. The total number of residential dwelling units shall not exceed 1,260 dwelling units and the total square footage of non-residential use shall not exceed 1,250,000 square feet.
5. The Brevard Landvest Development Conceptual Zoning Plan includes the following maximum densities and intensities:

Use Categories	Total Square Footage	Total Dwelling Units (Du's)	Acres	Total Acreage
WORKPLACE				272
Commercial/Office/Industrial	1,250,000			
URBAN LIVING				154
Single Family		330		
MultiFamily		930		
OPEN SPACE				297
Activity Based			46	
Resource Based			251	
roads/utilities				
TOTAL	1,250,000	1,260		723

The net buildable acreage is 472 acres, calculated as 723 acres (Total Project Acreage) less 251 acres (Resource Based Open Space.)

- 
6. The location of uses and intensities may be moved within project boundaries as long as they are consistent with the maximum and minimum densities and intensities of the RAC policies.

BOWARD RAC CONCEPT PLAN



0' 200' 400' 800'



**CONSTRUCTION
ENGINEERING
GROUP**

tel: 501.252.6727
www.cegroupinc.com
consulting engineers architects

Use Categories	Total Square Footage	Total Dwelling Units (Du's)	Acres	Total Acreage
WORKPLACE				272
Commercial/Office/Industrial	1,250,000			
URBAN LIVING				154
Single Family		330		
MultiFamily		930		
OPEN SPACE				297
Activity Based			46	
Resource Based			251	
roads/utilities				
TOTAL	1,250,000	1,260		723

CITY OF PALM BAY, FLORIDA
PLANNING AND ZONING BOARD/
LOCAL PLANNING AGENCY
REGULAR MEETING NO. 2016-01

Held on Wednesday, January 6, 2016, in the City Hall Council Chambers, 120 Malabar Road SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Land Development Division, Palm Bay, Florida. The minutes are not a verbatim transcript but a brief summary of the discussions and actions taken at this meeting.

Mr. Bob Williams called the meeting to order at approximately 7:00 p.m.

Mr. Adam Hill led the Pledge of Allegiance to the Flag.

ROLL CALL:

CHAIRMAN:	Bob Williams	Present
VICE CHAIRMAN:	Adam Hill	Present
MEMBER:	Samuel Artley	Absent (Excused)
MEMBER:	Conroy Jacobs	Present
MEMBER:	Leeta Jordan	Present
MEMBER:	Martha Melendez	Absent (Excused)
MEMBER:	William Pezzillo	Present
MEMBER:	Marty Piatkowski	Present
MEMBER:	Philip Weinberg	Present
APPOINTEE:	Wendall Stroder	Present

The absence of Mr. Artley and Ms. Melendez was excused.

CITY STAFF: Present were Mr. Stuart Buchanan, Growth Management Director; Mr. Patrick Murphy, Assistant Growth Management Director; Mr. Robert Loring, Planner; Ms. Chandra Powell, Growth Management Recording Secretary; Mr. James Stokes, Board Attorney.

ADOPTION OF MINUTES:

1. Regular Planning and Zoning Board/Local Planning Agency Meeting No. 2015-12. Motion by Mr. Pezzillo, seconded by Mr. Weinberg to approve the minutes as presented. The motion carried with members voting unanimously.

ANNOUNCEMENTS:

1. Mr. Williams announced that a third continuance was requested by the applicant, Palladio Development, LLC (Stephen Strelecki), to continue Case FS-3-2015 to the February 3, 2016 Planning and Zoning Board meeting. No board action was required to continue the case.
2. Mr. Murphy announced that per the applicant, Roy Wayne Yates (Kim Rezanka, Rep.), Cases CP-1-2016 and CPZ-1-2016 were continued to the February 3, 2016 Planning and Zoning Board meeting. No board action was required to continue the cases.

OLD BUSINESS:

1. FS-3-2015 – PALLADIO DEVELOPMENT, LLC (STEPHEN STRELECKI)

Case FS-3-2015 was discussed under Announcements, Item No. 1.

2. PD-16-2015 – ZONS DEVELOPMENT, LLC (PAUL A. PALUZZI)

Mr. Murphy presented the staff report for Case PD-16-2015. The applicant had requested planned development approval for a proposed Regional Activity Center Planned Development Concept Plan in conjunction with a change in zoning from a GU, General Use District (Brevard County) to an RAC, Regional Activity Center District. Staff recommended Case PD-16-2015 for approval.

Ms. Brenda Yates with Yates & Company, LLC (representative for the applicant) stated that she concurred with the staff report. She indicated how the development process for the “Emerald City” project was on track. Construction for the Interchange would commence around June 2016 with completion in January 2018. She was confident that the Interchange construction and marketing plans would lead to commitments from buyers.

Mr. Jacobs asked about the time span for completing the development once the Interchange was in place. Ms. Yates explained that groundwork for the project would occur concurrently with the Interchange construction. The initial focus would be on the commercial side of the development.

The floor was opened and closed for public comments.

Mr. Bill Battin (resident at Ocean Spray Street SE) spoke against the request. He was opposed to the expansion of the City occurring farther away from the central part of the City. The development itself, however, would be a benefit to Palm Bay.

The floor was closed for public comments and there were no letters in the file.

Motion by Mr. Pezzillo, seconded by Mr. Piatkowski to submit Case PD-16-2015 to City Council for approval of a proposed Regional Activity Center Planned Development Concept Plan in conjunction with a change in zoning from a GU, General Use District (Brevard County) to an RAC, Regional Activity Center District.

Mr. Jacobs wanted to know how the project would proceed if the demand for single-family homes exceeded the market for the number of multi-family homes proposed for the development. Mr. Murphy explained that the land use approved for the project provided a maximum residential count of 1,260 dwelling units that could be allocated as desired between the proposed residential categories. However, a substantial plan change would require board and City Council action.

A vote was called on the motion by Mr. Pezzillo, seconded by Mr. Piatkowski to submit Case PD-16-2015 to City Council for approval of a proposed Regional Activity Center Planned Development Concept Plan in conjunction with a change in zoning from a GU, General Use District (Brevard County) to an RAC, Regional Activity Center District. The motion carried with members voting unanimously.

City Council will hear Case PD-16-2015 on January 7, 2016.

SCHOOL COORDINATION BUSINESS:

Old Business Item No. 1, Case FS-3-2015, and Item No. 2, Case PD-16-2015, were School Coordination Business.

NEW BUSINESS:

1. CP-1-2016 – ROY WAYNE YATES (KIM REZANKA, REP.)

Case CP-1-2016 was discussed under Announcements, Item No. 2.

2. CPZ-1-2016 – ROY WAYNE YATES (KIM REZANKA, REP.)

Case CPZ-1-2016 was discussed under Announcements, Item No. 2.

RESOLUTION NO. 2016-07

A RESOLUTION OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, GRANTING CONCEPT PLAN APPROVAL FOR A DEVELOPMENT TO BE KNOWN AS “EMERALD CITY” IN RAC (REGIONAL ACTIVITY CENTER DISTRICT) ZONING; WHICH PROPERTY IS LOCATED EAST OF AND ADJACENT TO INTERSTATE 95, IN THE VICINITY BETWEEN GRANT AND MICCO ROADS, AND LEGALLY DESCRIBED HEREIN; PROVIDING FOR FINAL DEVELOPMENT PLANS TO BE IN COMPLIANCE WITH THE CONCEPT PLAN; PROVIDING FOR A COMMENCEMENT PERIOD; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, application for Concept Plan Approval in RAC (Regional Activity Center District) zoning to permit a planned development to be known as “Emerald City” on property legally described herein, has been made by Zons Development, LLC, and

WHEREAS, the request was duly considered by the Planning and Zoning Board of the City of Palm Bay on January 6, 2016, which voted to recommend to the City Council approval of the application, and

WHEREAS, all provisions applicable to the concept plan under Chapter 185, Zoning, of the Palm Bay Code of Ordinances, have been satisfied by the applicant, and

WHEREAS, the City Council of the City of Palm Bay has determined that such concept plan will neither be injurious to the neighborhood nor otherwise detrimental to the public welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City Council of the City of Palm Bay hereby grants concept plan approval for “Emerald City” on property zoned RAC (Regional Activity Center District), which property is legally described as follows:

Tax Parcel 1 of Section 2, Township 30, Range 37; Tax Parcel 250 of Section 1, Township 30, Range 37; Tax Parcel 250 of Section 12, Township 30, Range 37; Tax Parcel 2 of Section 11, Township 30, Range 37; of the Public Records of Brevard County, Florida, containing 723.06 acres, more or less.

SECTION 2. The concept plan is granted subject to the applicant complying with the following:

- 1) Development of Final Development Plans in conformance with the application submitted for Concept Plan Approval with all supplementary data attached.
- 2) The Land Development Division Staff Report which is, by reference, incorporated herein as Exhibit "A".
- 3) All provisions of the Code of Ordinances of the City of Palm Bay and all other state and federal rules, regulations, and statutes.

SECTION 3. The concept plan must be commenced within two (2) years from the effective date of this resolution. Commencement shall mean the approval of one or more phases of the Final Development Plan by City Council. Failure to obtain such approval within two (2) years shall void the concept plan unless extensions have been granted by the City Council.

SECTION 4. This resolution shall take effect immediately upon the enactment date.

This resolution was duly enacted at Meeting No. 2016- , of the City Council of the City of Palm Bay, Brevard County, Florida, held on , 2016.

ATTEST:

William Capote, MAYOR

Terese M. Jones, CITY CLERK



LEGISLATIVE MEMORANDUM

TO: Honorable Mayor and Members of the City Council

FROM: Gregg Lynk, City Manager

DATE: February 4, 2016

RE: Wade Trim Task Order 16-01
North Regional Water Treatment Plant Improvements – Phase 2 - Design & Permitting

Wade Trim has submitted Task Order 16-01, North Regional Water Treatment Plant Improvements – Phase 2 – Design & permitting for council approval. The Task Order was requested as part of the on-going improvements at the North Regional Water Treatment Plant.

In 2013 a Lime Softening Plant Condition Assessment was completed by Wade Trim. The purpose of the assessment was to identify and prioritize projects that will maintain and extend the operational life of the plant. A multi-year program was included in the assessment and projects have been budgeted in the Capital Improvement Projects (CIP).

The three projects included in this Task Order were identified in the assessment and include: Large Diameter Pipe Replacement, Filter Rehabilitation and Improvements at Treatment Unit 1. Wade Trim will provide plans, specifications, obtain the permit, prepare the bid documents and provide bidding assistance for the projects included in the task order. The estimated construction cost for the projects is \$1,500,000.00.

City Staff has reviewed the scope of work and requests council approval to proceed with Task Order 16-01 in the amount of \$93,916.00.

REQUESTING DEPARTMENTS:

Utilities Department, Purchasing Division, Finance Department

FISCAL IMPACT:

Funds are available in account Utilities Renewal & Replacement account 424-8022-533-6221, projects 12WS02, 15WS02 and 16WS01.

RECOMMENDATION:

Motion to approve Wade Trim Task Order 16-01, in the amount of \$93,916.00.

Attachments: 1) Task Order 16-01

DR/ab

CITY OF PALM BAY, FLORIDA

TASK ORDER 16-01 NORTH REGIONAL WATER TREATMENT PLANT IMPROVEMENTS - PHASE 2 - DESIGN & PERMITTING

Section I. BACKGROUND

Per the recommendations from the Troutman Water Treatment Plant (WTP) Improvement Program report dated July 2013, the following three projects were identified to be performed for the following reasons:

1. Large Diameter Pipe Replacement – due to the age and eroding steel conditions this project will address areas of a weakened pipe.
2. Filter Rehabilitation - due to age of the filter media at Units Nos. 3 & 4 and aging of structure and piping this project will address deteriorated conditions of the mentioned treatment units to assure proper performance of the treatment unit.
3. Treatment Unit No. 1 – due to the age and deteriorating conditions of the tank the following improvements will be needed: replacement of the mixing unit, structural and coating maintenance, electrical and SCADA improvements. All of these improvements will be performed to extend the life of the tank.

Each of the above projects has been programmed in the Utilities CIP as stated below:

1. Large Diameter Pipe Replacement - Project ID 12WS02
2. Filter Rehabilitation - Project ID 15WS02
3. Treatment Unit No. 1 - Project ID 16WS01

The total construction and material budget for the three mentioned projects totals \$1,500,000.

Wade Trim has been requested to provide engineering plans, technical specifications and obtain the required Florida Department of Environmental Protection (FDEP) permit required for each of the projects. In addition to preparation of the bid documents, Wade Trim will provide bidding assistance for when each of the three projects are bid in terms of addressing any technical questions from potential bidders.

Wade Trim agrees to perform the following tasks:

Section II. SCOPE OF WORK

Task A - 75% Design Documents

For the three mentioned projects, Wade Trim will provide the engineering plans and specifications for each project. The following engineering disciplines will be involved in the development of these plans:

Process – design and detail the improvements associated with the treatment and piping components of Filter Nos. 3 & 4, the large diameter pipe replacement, and the treatment unit

mixing process.

Structural – design and detail the improvements associated with the treatment unit concrete tank rehab and the wall penetrations associated the improvements at Filters No. 3 & 4.

Electrical – design and detail of disconnect of the electrical and SCADA connections during the improvements for Filter Nos. 3 & 4 and the electrical feed and SCADA associated with the treatment unit rehab.

For each of the bid documents generated a construction cost estimate will be provided for the City's review. At this point in the project, the permit application and fee will be submitted to the FDEP for approval of the work associated with the Filter Unit Nos. 3 & 4.

Task B– 100% Design Documents

Per comments received from the City from the 75% deliverable, Wade Trim will revised the engineering plans and technical specifications as needed. In addition, Wade Trim will provide the bid tabs and description of pay items to be included in the bid documents.

Task C - Bidding Assistance

During the advertisement for bidding process, Wade Trim will respond to any technical Request for Information (RFI) from potential bidders. In addition, Wade Trim will attend any pre-bid meeting and evaluation meeting.

Section III. PROJECT TEAM

City of Palm Bay, Project Manager: Bob Hinkel
Wade Trim, Project Manager: Edward Fontanin, PE

Section IV. PERMITTING

An FDEP permit will be required for the effort associated with the improvements at the Filter Units Nos. 3 & 4.

Section V. OWNER'S RESPONSIBILITY

The following items are, but not limited to, in order to complete the above mentioned Task Order:

- As needed Operating Data for the North Regional Water Treatment Plant;
- FDEP permit application fee

Section VI. DELIVERABLES

The following will be provided:

Task A - 75% Design Documents:

- Engineering plans (PDF format)
- Technical specifications (PDF format)
- Construction cost estimate (PDF format)

Task B- 100% Design Documents:

- Engineering plans (PDF format)
- Technical specifications (PDF format)
- Bid tabs (PDF format)
- Description of pay items (PDF format)
- Construction cost estimate (PDF format)

Task C-Bidding Assistance:

- Response to RAIs

Section VII. SCHEDULE

Work will begin within 5 days of notice-to-proceed (NTP) and adhere to the attached schedule.

Task A - 75% Design Documents:

- Deliverables to be submitted within 10 weeks of NTP

Task B- 100% Design Documents:

- Deliverables to be submitted within 3 weeks of receiving City's comments

Task C-Bidding Assistance:

- Within 2 days of RAIs submitted

Section VIII. METHOD OF COMPENSATION

The lump sum amount for the scope of work described above is \$93,916. Upon submittal of deliverables per each task order Wade Trim shall be compensated the following lump sum amounts:

Task A - 75% Design Documents:	\$ 69,676
Task B - 100% Design Documents:	\$ 19,932
Task C-Bidding Assistance:	\$ 4,308

At the direction of the City of Palm Bay, Wade Trim may be requested to provide additional services. These additional services will be billed at Wade Trim's standard hourly billing rates.

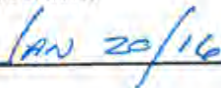
IX. ACCEPTANCE

If the above scope and fees meet your approval, please indicate by your signature in the space provided below and return one (1) signed copy which will constitute an "Agreement and Notice-to-Proceed" for the accomplishment of this work.

WADE TRIM, INC.



Edward Fontanin, PE
Vice President



Date

City of Palm Bay, Florida

Gregg Lynk
City Manager

Date



LEGISLATIVE MEMORANDUM

TO: Honorable Mayor and Members of the City Council

FROM: Gregg Lynk, City Manager

DATE: February 4, 2016

RE: Change Order #1, Wade Trim Task Order 13-07
Troutman Lime Water Treatment Plant Pipe Replacement & THM Reduction
Project – Design, Permitting, & Construction Assistance

On October 17, 2013 Wade Trim Task Order 13-07, Troutman Lime Water Treatment Plant (TWTP) Pipe Replacement & THM Reduction Project – Design, Permitting & Construction Assistance in the amount of \$134,960.00 was approved by council action. As a result of the Task Order, RFP 38-0-2015: North Regional Water Plant Above-Ground Pipe Replacement and Improvements was subsequently awarded to Florida Design Drilling Corporation on June 4, 2015.

Since the initial Task Order and award of RFP, two change orders have resulted for Florida Design Drilling. Change Order #1 was approved by Council in the original award and was for Phases 4 & 5 of the RFP; and contingent upon approval of the FY16 budget. Change Order #2 is pending council action and is for additional repairs and equipment replacement not included in the RFP.

As a result of the change orders to Florida Design Drilling, the construction time has been extended 135 days. Wade Trim is requesting Change Order #1 to Task Order 13-07 for the additional as-needed construction assistance related to the additional effort.

City Staff has reviewed the scope of work in the change order and requests council approval to proceed with Change Order #1 in the amount of \$21,648.00.

REQUESTING DEPARTMENTS:

Utilities Department, Purchasing Division, Finance Department

FISCAL IMPACT:

Funds are available in account 424-8022-533-6221, project 12WS02

RECOMMENDATION:

Motion to approve Wade Trim Task Order 13-07, Change Order #1 in the amount of \$21,648.00.

Attachments: 1) Task Order 13-07, Change Order # 1

DR/ab

CITY OF PALM BAY, FLORIDA

TASK ORDER 13-07 CHANGE ORDER NO. 1

TROUTMAN LIME WATER TREATMENT PLANT PIPE REPLACEMENT & THM REDUCTION PROJECT – DESIGN, PERMITTING & CONSTRUCTION ASSISTANCE

Section I. BACKGROUND

The City of Palm Bay issued a Request for Proposal (RFP # 38-0-2015/JM) for the replacement of above ground large diameter pipe at the North Regional Lime Softening Water Treatment Plant (WTP). The contract was awarded to Florida Design Drilling Corporation from West Palm Beach, Florida in the amount \$449,494 with a contract duration of 224 days from the Notice to Proceed date. Since then, two change orders have been issued to address further pipe replacement at a total cost of \$ 256,241.70 and a total extension of time of 135 days.

Change Order No. 1 was to include Phase 4 & 5 pipe replacement shown in the bid documents as an alternate and was added to the project as a change order due to funds being made available. Change Order No. 2 was the addition of miscellaneous valve replacements and metering devices requested by staff.

Wade Trim was contracted per Task Order 13-07 to prepare bids documents and provide construction assistance per the scope identified in the bid documents. However, due to the additional work added to the projects from the change orders along with more than anticipated construction support during the base bid effort has impacted the overall Wade Trim construction assistance budget original programmed.

Wade Trim is submitting Change Order No. 1 to address the additional work added to the project along with the additional support provided during the based bid construction effort. In order to assure that our effort is measured to the as-needed effort for this project Wade Trim is submitting this change order on a time effort basis.

Section II. SCOPE OF WORK

Wade Trim agrees to perform the following tasks:

Task A – As-Needed Construction Assistance

During the remaining effort of pipe replacement at the WTP Wade Trim will performed the following related construction assistance on the project:

- Review periodically operation of the contractor's effort
- Conduct periodic inspections
- Review and comments related to future shop drawings
- Conduct monthly status meetings

- Attend the initial start-up of each of the five (5) phases of the project
- Reviewing and approving sequence of operations from the contractor
- Prepare record drawings
- Submit project closeout forms to the Florida Department of Environmental Protection

Section III. PROJECT TEAM

City of Palm Bay, Project Manager: Bob Hinkel
 Wade Trim, Project Manager Edward Fontanin, PE

Section IV. DELIVERABLES

The following will be provided:

Task A – As-Needed Construction Assistance:

- Response to RFIs (PDF format)
- Record drawings (PDF format)

Section V. SCHEDULE

Effort will be complete within 2 weeks after the final completion form of the project has been provided by the awarded contractor.

Section VI. METHOD OF COMPENSATION


The total amount for the scope of work described above is \$ 21,648. Wade Trim shall be compensated based on a time basis using Wade Trim's standard hourly billing rates.

Section VII. ACCEPTANCE

If the above scope and fees meet your approval, please indicate by your signature in the space provided below and return one (1) signed copy which will constitute an "Agreement and Notice to Proceed" for the accomplishment of this work.

WADE TRIM, INC.

City of Palm Bay, Florida


 Edward Fontanin, PE
 Vice President

 Gregg Lynk
 City Manager

January 20, 2016

 Date

 Date



WADE TRIM

Troutman WTP Pipe Replacement CO #1
Palm Bay Utilities Department
EGF
January 21, 2016

Project Cost Estimating Sheet


WT102-01

TASKS		Task A As-Needed Construction Assistance			TOTAL	OTHER DIRECT COSTS
CLASSIFICATION	RATE	HOURS \$	HOURS \$	HOURS \$	HOURS \$	
E. Fontanin Senior Professional	\$ 200.00	32 \$6,400.00	\$0.00	\$0.00	32 \$6,400.00	Subconsultants Aerial Photos
C. McCormack PE 3	\$ 159.00	80 \$12,720.00	\$0.00	\$0.00	80 \$12,720.00	Soils Eng. Soils Boring
CAD Tech 6	\$ 79.00	32 \$2,528.00	\$0.00	\$0.00	32 \$2,528.00	Survey Mechanical Electrical Environmental
		\$0.00	\$0.00	\$0.00	0 \$0.00	
		\$0.00	\$0.00	\$0.00	0 \$0.00	Sub Total \$0.00
		\$0.00	\$0.00	\$0.00	0 \$0.00	Direct Cost
		\$0.00	\$0.00	\$0.00	0 \$0.00	CADD
		\$0.00	\$0.00	\$0.00	0 \$0.00	Computers
		\$0.00	\$0.00	\$0.00	0 \$0.00	Equipment
		\$0.00	\$0.00	\$0.00	0 \$0.00	Photocopies
		\$0.00	\$0.00	\$0.00	0 \$0.00	Color Copies
		\$0.00	\$0.00	\$0.00	0 \$0.00	Graphics
		\$0.00	\$0.00	\$0.00	0 \$0.00	Computer
		\$0.00	\$0.00	\$0.00	0 \$0.00	Travel
	\$ -	\$0.00	\$0.00	\$0.00	0 \$0.00	Scanner
	\$ -	\$0.00	\$0.00	\$0.00	0 \$0.00	OCE Printer
	\$ -	\$0.00	\$0.00	\$0.00	0 \$0.00	Sub Total \$0.00
	\$ -	\$0.00	\$0.00	\$0.00	0 \$0.00	OTHER DIRECT COSTS TOTAL \$0.00
	\$ -	\$0.00	\$0.00	\$0.00	0 \$0.00	Labor Multiplier (=1 for billing rate schedule) 1.00
	\$ -	\$0.00	\$0.00	\$0.00	0 \$0.00	
	\$ -	\$0.00	\$0.00	\$0.00	0 \$0.00	TOTAL DIRECT LABOR \$ 21,648.00
TOTAL		144 \$21,648.00	0 \$ -	0 \$ -	144 \$21,648.00	TOTAL COST \$21,648.00



LEGISLATIVE MEMORANDUM

TO: Honorable Mayor and Members of the City Council

FROM: Gregg Lynk, City Manager 

DATE: February 4, 2016

RE: Change Order #2, RFP38-0-2015/JM, North Regional Water Plant Above-Ground Pipe Replacement and Improvements

City of Palm Bay Utilities Department solicited bids for the North Regional Water Plant Above-Ground Pipe Replacement and Improvements under RFP 38-0-2015/JM. The RFP was awarded to Florida Design Drilling Corporation, located in West Palm Beach, FL, by council action on June 4, 2015. Purchase order 151324 in the amount of \$449,494.00 was issued on July 7, 2015. Included in the award in June was approval for Change Order #1 for Phases 4 & 5, for replacement of additional pipe, in the amount of \$190,000.00. The funding for Change Order #1 was dependent upon FY16 budget approval. In December the Change Order was processed and \$190,000.00 has been added to the original PO.

Since work commenced additional observations, repairs, and equipment replacement have been noted by Contractor. Wade Trim, the Department's Consulting Engineer, has reviewed the cost proposals submitted and recommends proceeding with the work. The work to be included in Change Order #2 is detailed in the attached memo from Wade Trim, dated January 20, 2016 and in Cost Proposals 001 to 009 (no 006) submitted by Florida Design Drilling Corporation.

City Staff has reviewed the recommendations for additional repairs and requests council approval to proceed with Change Order #2 in the amount of \$66,214.70.

REQUESTING DEPARTMENTS:

Utilities Department, Purchasing Division, Finance Department

FISCAL IMPACT:

Funds are available in account 424-8022-533-6221, project 12WS02

RECOMMENDATION:

Motion to approve Change Order #2 in the amount of \$66,214.70 to Florida Design Drilling Corporation, located in West Palm Beach, FL.

Attachments: 1) Wade Trim, memo dated January 20, 2016
2) Change Order # 2
3) Cost Proposals 001 to 009 (no 006)

DR/ab



January 20, 2016

Mr. Robert Hinkel
Acting Assistant Utility Director
Utilities Department
City of Palm Bay
250 Osmosis Dr SE
Palm Bay, FL 32909

Re: North Regional Water Treatment Plant
RFP # 38-0-2015/JM
North Regional Water Plant Above Ground Pipe Replacement and Improvement Project
Change Order No. 2 Recommendation

Dear Mr. Hinkel:

Florida Design Drilling Corporation of West Palm Beach, FL was awarded the Request for Proposal to perform the Above Grade Pipe Replacement project at the North Regional Water Treatment Plant. The Contractor was given the Notice To Proceed on July 27, 2015 and was granted Change Order No. 1 in December which added replacement of additional pipe to the project.

As the work has progressed, a series of cost proposal have been accumulated and are being presented for your consideration. Wade Trim has reviewed each item with Utilities staff and recommends proceeding with this work. The following is a summary of each cost proposal:

COP No.1: Replace 12-inch Backwash Modulating Valve & Actuator. The Backwash Valve controls the rate of backwash flow when the filters are being backwashed. Upon disassembly of the adjacent piping, the valve disc was visibly observed to be high deteriorated from corrosion and well beyond its useful service life. The valve was programmed to be replaced in a future project, but is being recommended for replacement at this time. The replacement valve actuator is being upgrade from pneumatic to electric operated.

COP No. 2: Substitute Automatic Chemical Feed Valves with Manual Chemical Feed Valves. The project was designed intending to control through the SCADA system several small diameter chemical feed. As a cost savings measure, staff has determined the automated valves are no longer needed and can be replaced with manual valves.

COP No. 3: Repair Concrete on Treatment Units No. 2 and 3. Plant staff has identified significant deterioration/erosion of the concrete wall on Treatment Units No. 2 and 3 where the outlet pipe penetrates the concrete wall. Staff requested this additional work be performed by the Contractor as they are on-site performing other work at the plant.

COP No. 4: Furnish and Install Adaptor Pipe Repair after Plant Shutdown. This work involves labor and material provided by the Contractor assisting staff to repair a damaged belowgrade pipe connection adjacent to a pipe segment being replaced by the Contractor.

COP No. 7: Furnish and Install Tapping Saddle and Ball Valve for Future Insertion Type Flow Meter. Staff requested the Contractor to furnish and install a connection in the replacement pipe to install a future flow meter. When the meter is installed, staff will have an additional measurement of the rate of water production within the plant downstream of the filters.

Wade Trim, Inc.
3790 N.E. Dixie Highway
Suite D
Palm Bay, FL 32905

321.728.3389
321.728.3393 fax
www.wadetrim.com



COP No. 8: Additional Pipe Restraints. This work involves the Contractor to furnish labor and equipment to install additional pipe restraints at several locations to strengthen the connection between the ends of two pipe segments.

COP No. 9: Valve Operator Removal and Replace: Staff requested the Contractor to make changes to the way several valves are operated. This include installing manual chainwheel on two valves, adding a pneumatic actuator on one replacement valve, and replacing one valve/pneumatic actuator that was designed for reinstallation of the existing valve.

Please feel free to contact me if you have any questions.

Sincerely,

WADE TRIM, INC.

Clayton E. McCormack, PE
Project Manager

CEM:
PBU 2077 01L

cc: Edward Fontanin, PE

Wade Trim, Inc.
3790 N.E. Dixie Highway
Suite D
Palm Bay, FL 32905

321.728.3389
321.728.3393 fax
www.wadetrim.com

SECTION 00830
CHANGE ORDER

**PROJECT: RFP # 38-0-2015/JM – NORTH REGIONAL WATER PLANT ABOVE
GROUND PIPE REPLACEMENT AND IMPROVEMENT**

CHANGE ORDER NUMBER: TWO

DATE: Jan 20, 2015

CONTRACTOR: Florida Design Drilling Corporation
ADDRESS: 7733 Hooper Road
West Palm Beach, FL 33411

JUSTIFICATION: Refer to Recommendation Letter.


CURRENT CONTRACT AMOUNT	\$639,494.00
INCREASE/DECREASE IN CONTRACT AMOUNT	\$66,214.70
NEW CONTRACT AMOUNT	\$705,708.70

CURRENT CONTRACT COMPLETION DATE	299
INCREASE/DECREASE IN CONTRACT TIME	60
NEW CONTRACT COMPLETION DATE	359

ORDERED BY THE CITY OF PALM BAY

ACCEPTED BY CONTRACTOR

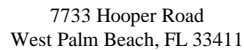
Gregg Lynk
City Manager


Jeffrey Holst
Vice President

**CITY OF PALM BAY, FLORIDA
CHANGE ORDER NO: 2**

**PROJECT: RFP # 38-0-2015/JM – NORTH REGIONAL WATER PLANT ABOVE
GROUND PIPE REPLACEMENT AND IMPROVEMENTS**

<u>Item No.</u>	<u>Description</u>	<u>Unit</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Amount</u>
1	COP No. 1: Replace 12-in Backwash Modulating Valve & Actuator dated Jan 7, 2016	1	LS	\$15,011.03	\$15,011.03
2	COP No. 2: Substitute Automated Chem Feed Valves with Manual Chem Feed Valves dated Oct 7, 2015	1	LS	(\$4,724.19)	(\$4,724.19)
3	COP No. 3: Repair Concrete on Treatment Unit No. 2 and 3 dated Oct 16, 2015	1	LS	\$4,787.01	\$4,787.01
4	COP No. 4: Increase Height of Serpentine Pipe Supports dated Nov 2, 2015	1	LS	\$1,081.74	\$1,081.74
5	COP No. 5: Furnish and Install Adaptor for Pipe Repair after Plant Shutdown dated Dec 2, 2015	1	LS	\$3,906.39	\$3,906.39
6	COP No. 7: Furnish and Install Tapping Saddle and Ball Valve for Future Insertion Type Flow Meter dated Dec 11, 2015	1	LS	\$1,295.84	\$1,295.84
7	COP No. 8 Additional Pipe Restraints dated Jan 19, 2016	1	LS	\$7,239.76	\$7,239.76
8	COP No. 9 Valve Operator Remove and Replace dated Jan 8, 2016	1	LS	\$37,617.12	\$37,617.12
				TOTAL	\$66,214.70



NO. : COST PROPOSAL
001

SPEC. SECTION:

DESCRIPTION: Furnish and install new 12" flanged BFV with Auma modulating electric actuator. Furnish and install 12" carbon steel flange to replace existing flange where new valve is to be installed. Touch up/repair lining near newly installed flange. No electrical or I&C/programming/PLC work is included. No startup services are included.

SUBTOTAL (3)	\$	-
10%	\$	-
TOTAL (3)	\$	-
TOTAL (1)+(2)+(3)	\$	14,716.70
2.0%	\$	294.33
	\$	-
GRAND TOTAL	\$	15,011.03

By: _____
Florida Design Drilling Corp.

Date: _____ Date: _____



FEI-MELBOURNE WATERWORKS #751
7800 ELLIS ROAD
MELBOURNE, FL 32904-1517

Deliver To: gary.morgan2@ferguson.com
From: Gary Morgan
Comments:

13:50:36 DEC 11 2015

FEI-MELBOURNE WATERWORKS #751

Price Quotation

Page # 1

Phone : 321-723-3177

Fax : 321-723-3350

Bid No.....: B313463

Bid Date.....: 09/09/15

Quoted By.: GM

Cust 561-844-2966

Terms.....: NET 10TH PROX

Customer: FLORIDA DESIGN DRILLING CORP
TROUTMAN WTP
7733 HOOPER ROAD
WEST PALM BEACH, FL 33411

Ship To: FLORIDA DESIGN DRILLING CORP
TROUTMAN WTP
7733 HOOPER ROAD
WEST PALM BEACH, FL 33411

Cust PO#....:

Job Name: TROUTMAN WTP

Item	Description	Quantity	Net Price	UM	Total
	ORIGINAL REQUEST BELOW: PRATT AWWA FLG BFV CL150B, EPDM SEAT, EPOXY IN/OUT, W/AUMA MODULATING EMO, 4-20mA IN/OUT, 120V POWER, LOCAL CTRL STATION, DBL END SEAT W/MAN HW. ----				
	NEW RFQ PER WORK ORDER: PRATT AWWA BFV 'WAFER' BODY 'BUNA' SEAT, W/AUMA MODULATING EMO W/'NON- INTRUSIVE ENCLOSURE', 4-20 mA IN/OUT, '480V' POWER, LOCAL CTRL STATION, DBL END SEAL, 'POSITIONER', & MANUAL HW. '3YR WARRANTY'. ----				
SP-HPBFV12EMO	12" WAF BFV W/EMO TAG: BACKWASH VLV	1	9968.000	EA	9968.00
SP-STARTUPEMO	START UP SERVICES FOR EMO'S	1	1400.000	EA	1400.00
PRFSOF12	12 CS 150# RF SO FLG	1	80.000	EA	80.00
BP150A307BHZN12	12 150# A307B HVY NUT BLT KIT	2	35.000	EA	70.00
	SUBTOTAL				11518.00

	LEAD TIME 12-14 WKS				

Net Total: \$11518.00
Tax: \$691.08
Freight: \$0.00



FEI-MELBOURNE WATERWORKS #751

Price Quotation

Page # 2

13:50:36 DEC 11 2015

Phone : 321-723-3177

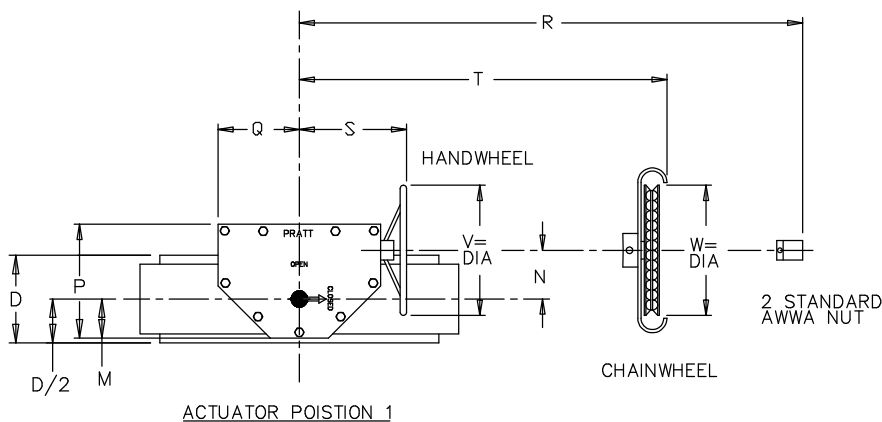
Fax : 321-723-3350

Reference No: B313463

Total: \$12209.08

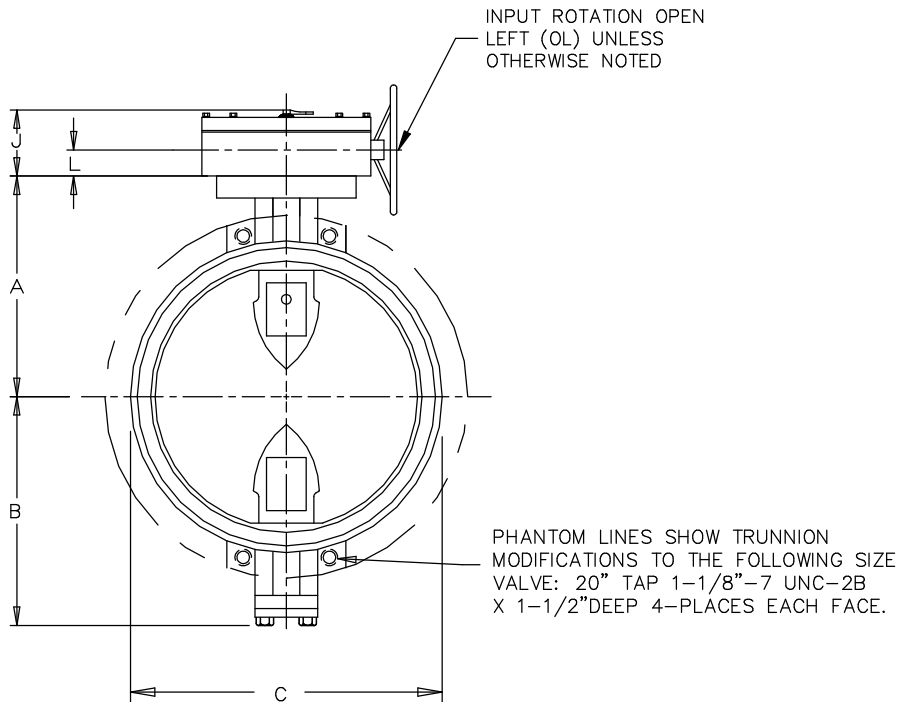
Quoted prices are based upon receipt of the total quantity for immediate shipment (48 hours). SHIPMENTS BEYOND 48 HOURS SHALL BE AT THE PRICE IN EFFECT AT TIME OF SHIPMENT UNLESS NOTED OTHERWISE. Seller not responsible for delays, lack of product or increase of pricing due to causes beyond our control, and/or based upon Local, State and Federal laws governing type of products that can be sold or put into commerce. This quote is offered contingent upon the buyer's acceptance of Seller's terms and conditions, which are incorporated by reference and found either following this document, or on the web at http://wolseleyna.com/terms_conditionsSale.html.
Govt Buyers: All items are open market unless noted otherwise.

LEAD LAW WARNING: It is illegal to install products that are not "lead free" in accordance with US Federal or other applicable law in potable water systems anticipated for human consumption. Products with *NP in the description are NOT lead free and can only be installed in non-potable applications. Buyer is solely responsible for product selection.



NOTES:

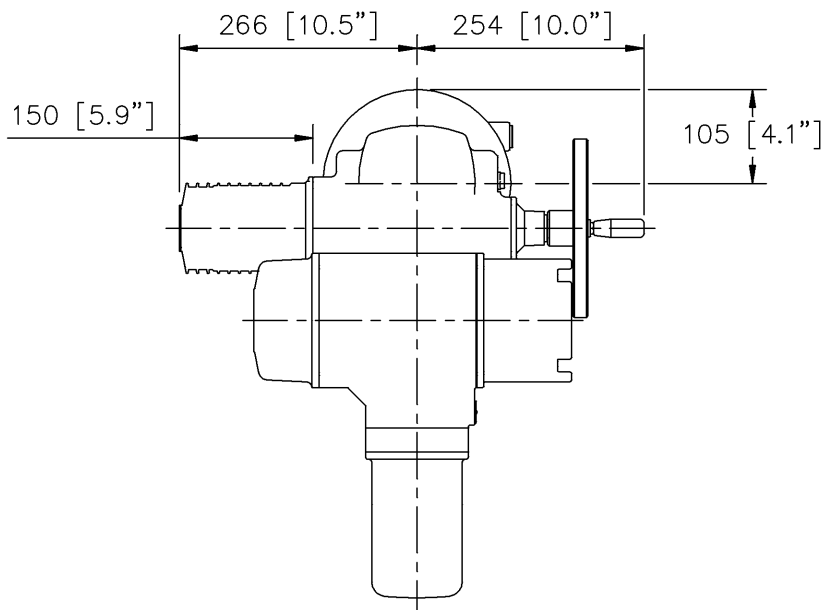
1. ALL DIMENSIONS SHOWN IN INCHES.
2. "D" DIMENSION $\pm 1/16$ " FOR 3" THRU 10" VALVES.
"D" DIMENSION $\pm 1/8$ " FOR 12" THRU 20" VALVES.
3. DIMENSION "C" ALLOWS CLEARANCE FOR 125 LB OR 150 LB A.S.A. BOLT LAYOUT.
4. VALVES MANUFACTURED & TESTED IN ACCORDANCE WITH AWWA SPECIFICATION C-504 LATEST REVISION, CLASS 150B.



VALVE SIZE	DISC O. D.	MIN. MATING I. D.
3	3.087	2.41
4	4.072	3.44
6	6.068	5.38
8	8.076	7.53
10	10.096	9.62
12	12.106	11.64
14	13.337	12.86
16	15.334	14.79
18	17.368	16.75
20	19.385	18.71

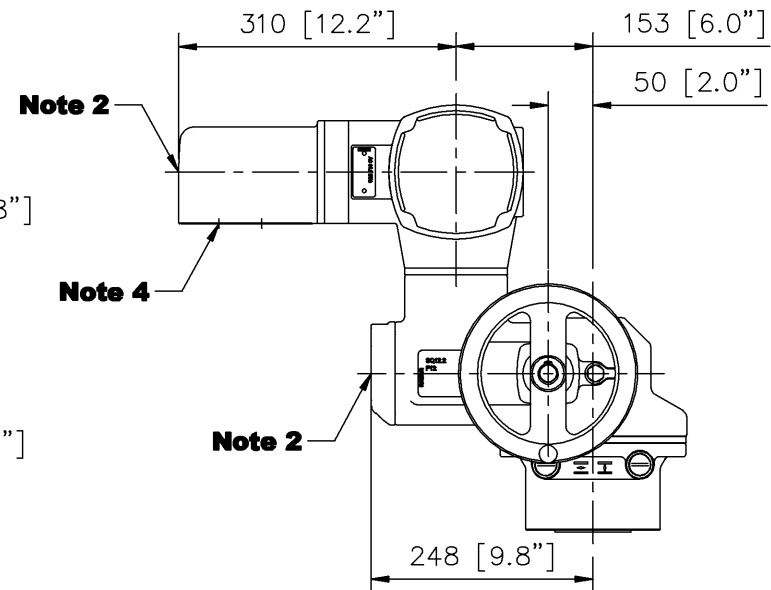
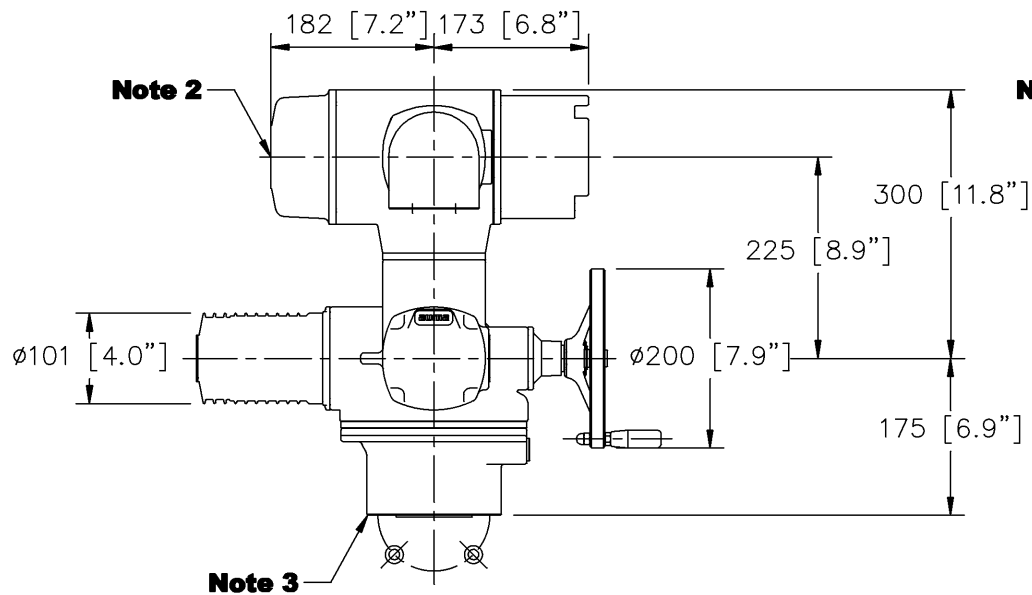
VALVE SIZE	A	B	C	D
3	4-3/4	3-1/4	5-1/4	2-1/16
4	5-1/2	3-1/2	6-3/4	2-5/16
6	6-1/2	5-1/8	8-5/8	2-15/16
8	7-3/4	6-1/2	10-7/8	3-1/16
10	9	9-7/8	13-1/4	3-3/16
12	10-1/2	11-3/8	16	3-7/16
14	11-7/8	12-3/4	17-5/8	3-11/16
16	13-1/2	14-3/8	20-1/8	4-3/16
18	14-3/8	15-1/4	21-1/2	4-11/16
20	16	17	23-3/4	5-3/16

ACTUATOR SIZE	J	L	M	N	P	Q	R	S	T	V	W	NUMBER OF TURNS
MDT-2S	4-11/16	2	2-1/8	2	4-1/2	4-1/2	8-1/4	7-7/8	7-7/8	8	9-1/8	32
MDT-3S	5-5/8	2-7/16	3-1/4	3-5/32	5-5/8	5-3/8	10-3/8	10-1/2	10-1/8	12	9-1/8	30
MDT-4S	6-3/8	2-27/32	3-3/8	4	7-5/16	6-3/4	11-5/16	11-1/2	11	12	9-1/8	40
MDT-5	7-9/16	3-15/32	4-1/2	5-1/2	8-3/4	10	17	17 3/16	17-3/16	18	16-7/16	44

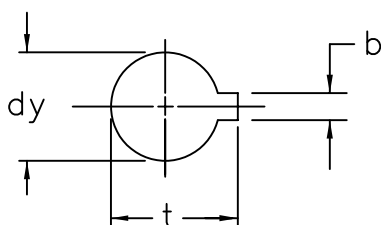
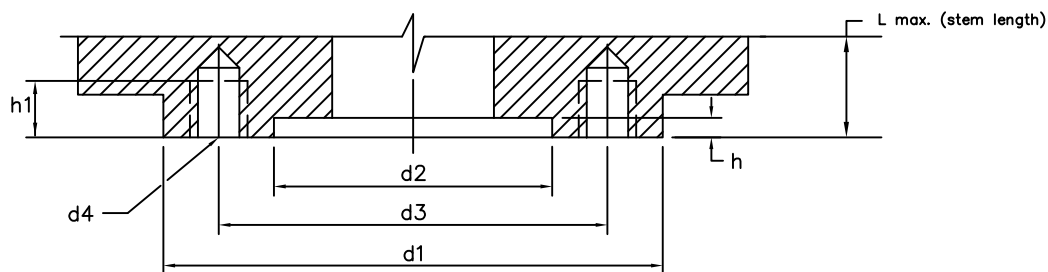


Notes:

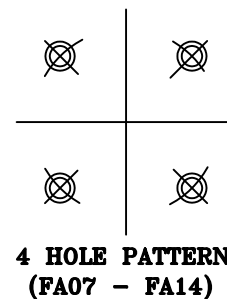
1. Metric tolerance per ISO 2768-m. Dimensions in brackets [] are in inches and rounded to one decimal place.
2. Seven inch minimum clearance recommended for removal of access cover and equipment adjustment.
3. See appropriate drive drawing for detail.
4. See data sheets for conduit entries.



FA07 – FA14



DIMENSIONS 'b' AND 't' BASED
ON SQ. KEY PER ANSI B17.1
AT MAX. BORE 'dy'



ACTUATOR MODEL	FLANGE TYPE	d1	d2 (H8)	d3 ± 0.01	(qty.) d4	h	h1	L max.	b	t max.	dy max.
SQ05.2	FA07	3.6	2.362	2.75	(4) 5/16–18	0.14	0.59	1.575	1/4	1.114	1.0
SQ07.2	FA07	3.6	2.362	2.75	(4) 5/16–18	0.14	0.59	1.575	1/4	1.114	1.0
SQ10.2	FA10	4.9	3.346	4.00	(4) 3/8–16	0.16	0.71	1.969	3/8	1.605	1.438
SQ12.2	FA12	5.9	4.134	4.95	(4) 1/2–13	0.16	0.87	2.402	1/2	2.096	1.875
SQ14.2	FA14	6.9	4.528	5.5	(4) 5/8–11	0.20	1.14	2.953	5/8	2.477	2.375

Notes:

1. All dimensions are in inches.
2. Contact AUMA Engineering for tolerances
3. FA Flange per MSS STANDARD SP-101.

FA MOUNTING FLANGE DIMENSIONS

SQ05.2- SQ14.2

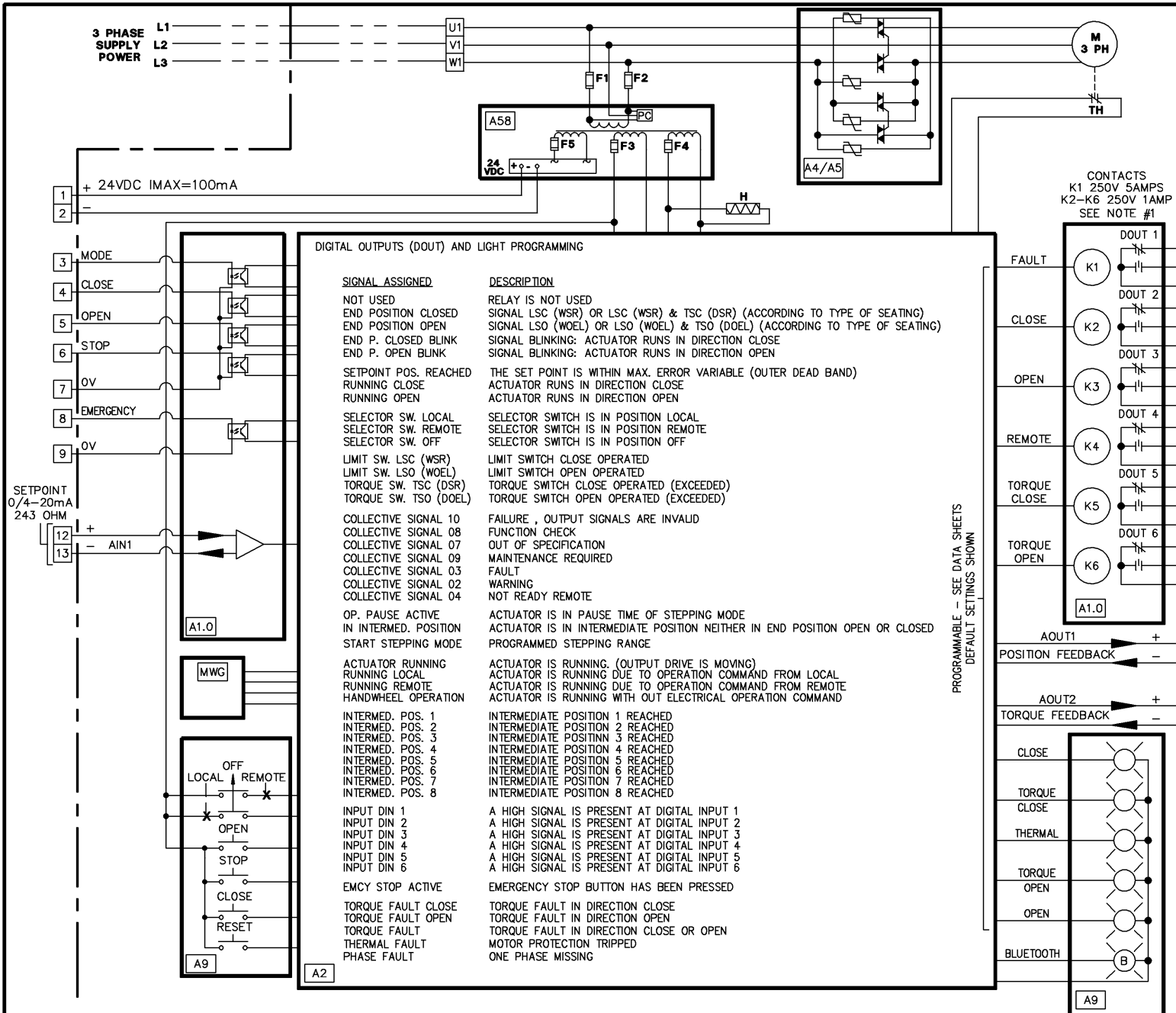
BY/DATE
MK
07/15/15

APP/DATE
CB
07/15/15

DWG. NO.

SK099594

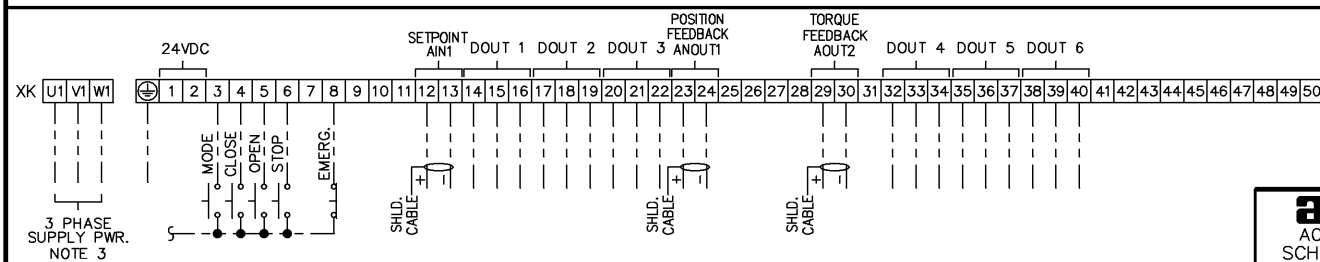
REV
3



LEGEND	
A1.0	INTERFACE BOARD
A2	LOGIC BOARD
A4/A5	THYRISTOR BOARD
A9	LOCAL CONTROLS
A58	POWER SUPPLY
F3,F4,F5	SECONDARY FUSES / POWER SUPPLY
H	COMPARTMENT HEATER
K1-K6	PROGRAMMABLE RELAYS
M	MOTOR
MWG	MAGNETIC LIMIT AND TORQUE TRANSMITTER
PC	PHASE CORRECTION
TH	MOTOR THERMAL CONTACTS

NOTES:

1. STATUS RELAYS INDICATED WITH DEFAULT SETTINGS AND ARE SHOWN WITH VALVE IN MID POSITION AND WITHOUT POWER.
2. ----- FIELD WIRING BY OTHERS
3. THE ACTUATOR MUST BE PROTECTED USING PROPERLY SIZED SEMI-CONDUCTOR FUSES ON THE INCOMING POWER.



auma
ACTUATORS INC.
SCHEMATIC WIRING

AUMATIC

05/30/2013	FIRST ISSUE	MK	BY	0
SCHEMATIC DWG.	DESCRIPTION	BY/DATE	APP/DATE	REV

DWG. No. TPCA-1 B2- 1C2-A 000 TPA00R100-011-000 (WIREFARMERS) -S



Configured by: Diller-Brown & Associates

Quarter-turn electric actuator for modulating service utilizing 3/480/60 power source. Actuator strokes full open to full closed in 50 seconds. Actuator is intended for use with Henry Pratt 12-inch wafer butterfly valve.

DESCRIPTION

SQR12.2/AC01.2

DEVICE CHARACTERISTICS

AUMA product
Approximate weight (lbs.)

Quarter-turn electric actuator
105

ENVIRONMENTAL CONDITIONS

Enclosure protection
Version.
Color
Ambient temperature
Nameplates
Corrosion protection

NEMA type 4X/6P •
Standard
AUMA silver-grey (similar to RAL 7037)
-25°C - +60°C
English - aluminum (EN-AL)
KS

ELECTRICAL DATA

Mains voltage
Phase
Frequency
Type of duty
Motor protection

480 Volts AC
3-Ph
60 Hz
S4 - 50% intermittent duty
(D-1T-O140) 3 thermal switches, 1 N.C. contact per phase wired in series 140°C, class F insulation, tropicalized

MOTOR DATA

Motor designation
Nominal power (HP)
Nominal power (kW)
Nominal speed (RPM)
Nominal current (FLA)
Current approx. I_{max}. (RTA)
Starting current (LRA)
NEC code letter
COS

SD0Q063-4-0.03
1/16
0.03
1680
0.4
0.5
0.8
G
0.47

ACTUATOR FEATURES

SQ model
Valve coupling
Swing angle
Set to degrees
Operation time
Valve attachment
Mechanical position indicator

Torque switches

SQR 12.2
Unbored valve shaft coupling
Setting range 75 - 105 degrees
92
50 seconds for 90°
FA12-N, US flange without spigot
(11.10) 0 - 100% percent, with symbols OPEN/CLOSED, graduated scale
(0-M) MWG

Limit switches	(0-M) MWG
Position transm.	(30.2) MWG (for AC 01.2)
Heater	(22.5) 24 V in combination with controls: 5 W
Motor heater	(0) without
Torque switching	Setting range 450-620 lbs.ft.
Set to close	max.
Set to open	max.
Handwheel	7.9" (200mm)
Close direction	RH - clockwise
Lubricant	F15 - Shell ALVANIA 1029
Electrical connection	(S-AM-AC) 50 pin plug, see WALL MOUNT section for XA connector

WALL MOUNT

Electrical connection XM for Controls	(39.1-SH-UCA-DS) wall bracket + 100mm double sealed pin connector; with AUMA supplied umbilical cord assembly
Electrical connection XA for Actuator	(SH-UCA-DS) 100mm socket connector with double seal 100mm, for AUMA supplied umbilical cord assembly
Internal feedback E2	MWG magnetic limit/ torque sensor
Cable length	20'

ACTUATOR CONTROLS

AUMATIC version	AC 01.2
Feedback E2	MWG magnetic limit/ torque sensor (non-intrusive setting)
Max. motor power	(B10.04) Thyristor units for power consumption B1/B2 max. 500 V
Motor protection	(C00.01) thermal switch, automatic reset
Interface	(D00.01) Parallel I/O Interface
Positioner	(F10.01) Positioner
Input signals	(R00.02) MODE, CLOSE, OPEN, STOP, EMERGENCY •
Control voltage	(E00.01) 24 V DC
Electronics supply	(A10.01) 24 V DC internal •
Output aux. voltage	(A30.01) 24 V DC - 100mA
Output contacts	(H00.03) 6 output contacts: 6 NO/NC without common 5A •
Output signals	(S00.01) standard configuration
Local controls	(L00.01) LOCAL-OFF-REMOTE (with padlock) /OPEN-STOP-CLOSE-RESET display, Bluetooth
Indication lights	(L10.02) CLOSED:green, TRQ-CL:blue, TH:yel., TRQ-OP:violet, OPEN:red, BLUETOOTH:blue (with numbers) •
Face plate	(US) English •
Tolerance mains voltage	(A40.01) +/- 10%
Electrical connection	(SH-080) plug/socket 100mm, 2 x ¾" NPT; 1 x 1 ¼" NPT •
Heater	(Q00.01) heater 24 V, internal supply •
Analog input 1	(P20.02) setpoint: 4-20mA
Analog output 1	(P00.02) Position feedback: 4-20mA
Analog output 2	(P10.02) Torque feedback: 4-20mA
Blinker version	(N00.02) USA, lights illuminated in mid travel (electronic)
Display language	English
Switch off in CLOSE	(042.01) Limit
Switch off in OPEN	(043.01) Limit
Self retaining LOCAL	(033.03) In direction OPEN and CLOSE

Self retaining REMOTE	(052.00) OFF
Mounting position	Position A
Mounting pos. local controls	Position A-1, selector switch at 6 o'clock in relation to base of controls (standard for SA/SQ)

OPTIONAL EXTRAS

Double sealed at terminal compartment	Yes
Terminal identification tag	Yes
Wire markers	Yes

DRAWINGS

ACTUATOR SCHEMATIC WIRING DWG	TPCA-1B2-1C2-A000TPA00R100-0I1-000 (WIREFMARKERS) -S
OUTPUT DRIVE/MOUNTING FLANGE DWG	SK099594

PROJECT NAME:		Troutman Water Treatment Plant Piping Replacement Phase 1	
LOCATION:	Palm Bay, FL	DATE:	October 7, 2015
OWNER:	City of Palm Bay	DRAWING NO.:	
ENGINEER:	Wade Trim	SPEC. SECTION:	

REFERENCE:	TIME & MATERIAL:	REQUEST FOR PROPOSAL:	X
DESCRIPTION: <u>Delete ammonia solenoid valves, delete hypochlorite motor operated diaphragm valves, delete sample line motor operated ball valves, upgrade materials of ammonia injectors, add flexible hoses to all injectors.</u>			

PRICING INFORMATION

		SKILL/TRADE	MAN-HOURS	RATE		COST
1. DIRECT LABOR	1.A GENERAL LABOR:	Welder	MH	\$	85.00	\$ -
		Unskilled	MH	\$	42.00	\$ -
		Skilled	MH	\$	48.00	\$ -
		Operator	MH	\$	52.00	\$ -
	1.B FIELD ENGINEERING:	Foreman	MH	\$	65.00	\$ -
		Superintendent	MH	\$	85.00	\$ -
		Project Engineer	MH	\$	95.00	\$ -
		Project Manager	MH	\$	120.00	\$ -
	1.C DAILY GENERAL CONDITIONS	Vice President	MH	\$	150.00	\$ -
		Time Increase	DAYS	\$	-	\$ -
		OVERHEAD & PROFIT		SUBTOTAL (1)		\$ -
	0%			\$ -		
	TOTAL (1)			\$ -		

2. MATERIALS AND EQUIPMENT		DESCRIPTION	WEEKS	UNIT PRICE	COST	
2.A EQUIPMENT:	Crane Truck		WK	\$3,000.00	\$ -	
	Excavator (Mini)		WK	\$810.00	\$ -	
	Loader		WK	\$2,000.00	\$ -	
	Generator/Power Tools		WK	\$450.00	\$ -	
	Backhoe		WK	\$1,600.00	\$ -	
	Compactor		WK	\$450.00	\$ -	
	Cementer		WK	\$2,000.00	\$ -	
	Tanker Trailer		WK	\$800.00	\$ -	
	Concrete paddle mixer		WK	\$250.00	\$ -	
		MATERIAL	UNITS NOTED			
2.B MATERIAL	Valves & injectors	(1)	LS	\$4,456.78	\$ (4,456.78)	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
	2.C DIRECT COSTS:	SALES TAX OVERHEAD & PROFIT			SUBTOTAL (2)	\$ (4,456.78)
					6%	\$ (267.41)
0%					\$ -	
TOTAL (2)					\$ (4,724.19)	

3. SUBCONTRACTORS		DESCRIPTION OF WORK	COST
OVERHEAD & PROFIT		SUBTOTAL (3)	\$ -
		0%	\$ -
		TOTAL (3)	\$ -
		TOTAL (1)+(2)+(3)	\$ (4,724.19)
		Bonds & Insurance	0.0%
Permits	0.0%	\$ -	
		GRAND TOTAL	\$ (4,724.19)

By: _____ By: _____ By: _____
 Engineer (Authorized Signature) Owner (Authorized Signature) Florida Design Drilling Corp.
 Date: _____ Date: _____ Date: _____



FEI-MELBOURNE WATERWORKS #751
7800 ELLIS ROAD
MELBOURNE, FL 32904-1517

Deliver To: gary.morgan2@ferguson.com
From: Gary Morgan
Comments:

11:18:37 OCT 07 2015

FEI-MELBOURNE WATERWORKS #751

Price Quotation

Page # 1

Phone : 321-723-3177

Fax : 321-723-3350

Bid No.....: B313730

Bid Date.....: 09/11/15

Quoted By.: GM

Cust 561-844-2966

Terms.....: NET 10TH PROX

Customer: FLORIDA DESIGN DRILLING CORP
TROUTMAN WTP
7733 HOOPER ROAD
WEST PALM BEACH, FL 33411

Ship To: FLORIDA DESIGN DRILLING CORP
TROUTMAN WTP
7733 HOOPER ROAD
WEST PALM BEACH, FL 33411

Cust PO#...:

Job Name: TROUTMAN WTP

Item	Description	Quantity	Net Price	UM	Total
	CREDIT AMOUNT ON MATERIAL DELETED FROM SCOPE -- ----				
	AMMONIA GAS --				
SP-1/2SSNCSV	1/2" SS 2W NC SOLENOID VLV SOLENOID DELETED FROM JOB	2	-505.000	EA	-1010.00
SP-EB120-S-P-6-O-E	1/2" PVC INJECTOR EPDM SS VLV CHANGING SOLUTION TUBE TO SS CHANGING BV TO BRASS ADDING HOSE ASSEMBLY	2	-468.540	EA	-937.08
SP-EB120-B-S-0-E11	1/2" SS INJECTOR EPDM BRS VLV SS SOLUTION TUBE, BRASS VLV, EB-120-B-S-6-0-E-11 INJECTION	2	899.000	EA	1798.00
SP-HOSEASSY	HOSE ASSEMBLY	2	150.000	EA	300.00
	SUBTOTAL				150.92

	SODIUM HYPO --				
SP-A1528005	1/2 PVC T/U DIA VLV W/EMO DIA VLV W/EMO DELETED FROM JOB	2	-1977.000	EA	-3954.00
SP-HOSEASSY	INJECTION HOSE ASSEMBLY	2	150.000	EA	300.00
	SUBTOTAL				-3654.00

	SAMPLE POINT --				
SP-A2085005	94 ELEC ACT W/MTG FOR 1/2 BV EMO F/BV DELETED FROM JOB	2	-476.850	EA	-953.70
	SUBTOTAL				-953.70

Net Total: \$-4456.78

Tax: \$-267.40

Freight: \$0.00



FEI-MELBOURNE WATERWORKS #751

Price Quotation

Page # 2

11:18:37 OCT 07 2015

Phone : 321-723-3177

Fax : 321-723-3350

Reference No: B313730

Total: \$-4724.18

Quoted prices are based upon receipt of the total quantity for immediate shipment (48 hours). SHIPMENTS BEYOND 48 HOURS SHALL BE AT THE PRICE IN EFFECT AT TIME OF SHIPMENT UNLESS NOTED OTHERWISE. Seller not responsible for delays, lack of product or increase of pricing due to causes beyond our control, and/or based upon Local, State and Federal laws governing type of products that can be sold or put into commerce. This quote is offered contingent upon the buyer's acceptance of Seller's terms and conditions, which are incorporated by reference and found either following this document, or on the web at http://wolseleyna.com/terms_conditionsSale.html.
Govt Buyers: All items are open market unless noted otherwise.

LEAD LAW WARNING: It is illegal to install products that are not "lead free" in accordance with US Federal or other applicable law in potable water systems anticipated for human consumption. Products with *NP in the description are NOT lead free and can only be installed in non-potable applications. Buyer is solely responsible for product selection.

PROJECT NAME:	Troutman Water Treatment Plant Piping Replacement Phase 1		
LOCATION:	Palm Bay, FL	DATE:	October 16, 2015
OWNER:	City of Palm Bay	DRAWING NO.:	
ENGINEER:	Wade Trim	SPEC. SECTION:	

REFERENCE:	TIME & MATERIAL:	REQUEST FOR PROPOSAL:	X
DESCRIPTION: <u>Repair concrete at two (2) treatment units.</u>			

PRICING INFORMATION

		SKILL/TRADE	MAN-HOURS	RATE		COST	
1. DIRECT LABOR	1.A GENERAL LABOR:	Welder		MH	\$ 85.00	\$ -	
		Unskilled	20	MH	\$ 42.00	\$ 840.00	
		Skilled	20	MH	\$ 48.00	\$ 960.00	
		Operator		MH	\$ 52.00	\$ -	
	1.B FIELD ENGINEERING:	Foreman		MH	\$ 65.00	\$ -	
		Superintendent	10	MH	\$ 85.00	\$ 850.00	
		Project Engineer		MH	\$ 95.00	\$ -	
		Project Manager		MH	\$ 120.00	\$ -	
	1.C DAILY GENERAL CONDITIONS	Vice President		MH	\$ 150.00	\$ -	
		Time Increase		DAYS	\$ -	\$ -	
		OVERHEAD & PROFIT			SUBTOTAL (1)		\$ 2,650.00
					15%		\$ 397.50
	TOTAL (1)				\$ 3,047.50		

2. MATERIALS AND EQUIPMENT		DESCRIPTION	WEEKS	UNIT PRICE	COST	
2.A EQUIPMENT:	Crane Truck		WK	\$3,000.00	\$ -	
	Excavator (Mini)		WK	\$810.00	\$ -	
	Loader		WK	\$2,000.00	\$ -	
	Generator/Power Tools		WK	\$450.00	\$ -	
	Backhoe		WK	\$1,600.00	\$ -	
	Compactor		WK	\$450.00	\$ -	
	Cementer		WK	\$2,000.00	\$ -	
	Tanker Trailer		WK	\$800.00	\$ -	
	Concrete paddle mixer		WK	\$250.00	\$ -	
	2.B MATERIAL	MATERIAL	UNITS NOTED			
Sika Top 123		18	SK	\$75.00	\$ 1,350.00	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
					\$ -	
2.C DIRECT COSTS:		SALES TAX OVERHEAD & PROFIT			SUBTOTAL (2)	\$ 1,350.00
					6%	\$ 81.00
	15%				\$ 214.65	
	TOTAL (2)				\$ 1,645.65	

3. SUBCONTRACTORS		DESCRIPTION OF WORK	COST	
OVERHEAD & PROFIT		SUBTOTAL (3)	\$ -	
		10%	\$ -	
		TOTAL (3)	\$ -	
		TOTAL (1)+(2)+(3)	\$ 4,693.15	
		Bonds & Insurance	2.0%	\$ 93.86
		Permits	0.0%	\$ -
		GRAND TOTAL	\$ 4,787.01	

By: _____ By: _____ By: _____
 Engineer (Authorized Signature) Owner (Authorized Signature) Florida Design Drilling Corp.
 Date: _____ Date: _____ Date: _____

SikaTop® 123 PLUS

Two-component, polymer-modified, cementitious, non-sag mortar plus Sika FerroGard® 901 penetrating corrosion inhibitor

Description	SikaTop® 123 PLUS is a two-component, polymer-modified, Portland cement-based, fast-setting, non-sag mortar. It is a high performance repair mortar for vertical and overhead surfaces and offers the additional benefit of Sika FerroGard® 901, a penetrating corrosion inhibitor included in its formulation.
Where to Use	<ul style="list-style-type: none"> ■ On grade, above and below grade on concrete and mortar. ■ On vertical and overhead surfaces. ■ As a structural repair material for parking structures, industrial plants, walkways, bridges, tunnels, dams and ramps. ■ Approved for repairs over cathodic protection systems
Advantages	<ul style="list-style-type: none"> ■ Extremely low shrinkage proven by four industry standard test methods. ■ High compressive and flexural strengths. ■ Increased freeze/thaw durability and resistance to deicing salts. ■ Compatible with coefficient of thermal expansion of concrete - Passes ASTM C 884. ■ Increased density - improved carbon dioxide resistance (carbonation) without adversely affecting water vapor transmission (not a vapor barrier). ■ Enhanced with Sika FerroGard® 901, a penetrating corrosion inhibitor - reduces corrosion even in the adjacent concrete. ■ USDA certifiable for incidental food contact ■ ANSI/NSF Standard 61 potable water approved complaint.
Coverage	0.39 cu. ft./ unit.
Packaging	Component 'A' - 1-gal. plastic jug; 4/carton. Component 'B' - 44-lb. multi-wall bag.

Typical Data (Material and curing conditions @ 73°F (23°C) and 50% R.H.)

RESULTS MAY DIFFER BASED UPON STATISTICAL VARIATIONS DEPENDING UPON MIXING METHODS AND EQUIPMENT, TEMPERATURE, APPLICATION METHODS, TEST METHODS, ACTUAL SITE CONDITIONS AND CURING CONDITIONS.

Shelf Life	One year in original, unopened packaging.		
Storage Conditions	Store dry at 40°-95°F. Condition material to 65°-75°F before using. Protect Component 'A' from freezing. If frozen, discard.		
Color	Concrete gray when mixed.		
Mixing Ratio	Plant-proportioned kit, mix entire unit.		
Application Time	Approximately 15 minutes.		
Finishing Time	20-60 minutes		
Note:	All times start after adding Component 'B' to Component 'A' and are highly affected by temperature, relative humidity, substrate temperature, wind, sun and other job site conditions.		
Density (wet mix)	ASTM C 138		132 lbs./ft³ (2.2 kg./l)
Flexural Strength	ASTM C 293	28 days	1,500 psi
Split Tensile	ASTM C 496	28 days	900 psi
Bond Strength	ASTM C 882 (modified)	28 days	2,000 psi
Compressive Strength	ASTM C 109	1 day	3,000 psi
		7 days	4,000 psi
		28 days	6,000 psi
Shrinkage	ASTM C 157 (mod. ICRI 320.3R)		
Specimen Size 1x1x11-1/4"		28 days	0.05%
Specimen Size 3x3x11-1/4"		28 days	0.038%
Ring Test (days)	ASTM C 1581		>70 days
Ring Test - Average Max Strain	ASTM C 1581		-36 µstrain
Ring Test - Average Stress Strain	ASTM C 1581		4.92 psi/day
Ring Test - Potential for Cracking	ASTM C 1581		Low
Baenzinger Block		90 days	No cracking
Freeze/Thaw Durability (300 cycles)	ASTM C 666		98%
Cl Permeability (coul)	ASTM C 1202		<500 Coulombs.
Direct Bond Strength	ASTM C 1583	28 days	500 psi (substrate failure)
Modulus of Elasticity	ASTM C 531		2.94 x 10⁶ psi
Initial Set Time (min)	ASTM C 266		20-40
Final Set Time (min)	ASTM C 266		<75



PRIOR TO EACH USE OF ANY SIKA PRODUCT, THE USER MUST ALWAYS READ AND FOLLOW THE WARNINGS AND INSTRUCTIONS ON THE PRODUCT'S MOST CURRENT PRODUCT DATA SHEET, PRODUCT LABEL AND SAFETY DATA SHEET WHICH ARE AVAILABLE ONLINE AT [HTTP://USA.SIKA.COM/](http://usa.sika.com/) OR BY CALLING SIKA'S TECHNICAL SERVICE DEPARTMENT AT 800.933.7452 NOTHING CONTAINED IN ANY SIKA MATERIALS RELIEVES THE USER OF THE OBLIGATION TO READ AND FOLLOW THE WARNINGS AND INSTRUCTIONS FOR EACH SIKA PRODUCT AS SET FORTH IN THE CURRENT PRODUCT DATA SHEET, PRODUCT LABEL AND SAFETY DATA SHEET PRIOR TO PRODUCT USE.

How to Use

Substrates	Concrete, mortar, and masonry products.
Surface Preparation	<p>Remove all deteriorated concrete, dirt, oil, grease and all bond inhibiting materials from surface. Be sure repair area is not less than 1/8 inch in depth. Preparation work should be done by high pressure water blast, scabblor, or other appropriate mechanical means to obtain an exposed aggregate surface with a minimum surface profile of $\pm 1/16$ inch (CSP-5). Saturate surface with clean water. Substrate should be saturated surface dry (SSD) with no standing water during application.</p> <p>Reinforcing Steel: Steel reinforcement should be thoroughly prepared by mechanical cleaning to remove all traces of rust. Where corrosion has occurred due to the presence of chlorides, the steel should be high-pressure washed with clean water after mechanical cleaning. For priming of reinforcing steel use Sika® Armatec® 110 EpoCem (consult Product Data Sheet).</p> <p>Priming Concrete Substrate: Prime the prepared substrate with a brush or sprayed applied coat of Sika® Armatec® 110 EpoCem (consult Product Data Sheet). Alternately, a scrub coat of SikaTop® 123 PLUS can be applied prior to placement of the mortar. The repair mortar has to be applied into the wet scrub coat before it dries.</p>
Mixing	Pour Component 'A' into mixing container. Add Component 'B' while mixing continuously. Mix mechanically with a low-speed drill (400 - 600 rpm) and mixing paddle or mortar mixer. Mix to a uniform consistency, maximum 3 minutes. Manual mixing can be tolerated only for less than a full unit. Thorough mixing and proper proportioning of the two components is necessary.
Application	SikaTop® 123 PLUS must be scrubbed into the substrate, filling all pores and voids. Force material against edge of repair, working toward center. After filling repair, consolidate, then screed. Material may be applied in multiple lifts. The thickness of each lift, not to be less than 1/8 inch minimum or more than 1.5 inches maximum. Where multiple lifts are required score top surface of each lift to produce a roughened surface for next lift. Allow preceding lift to reach initial set, 30 minutes minimum, before applying fresh material. Saturate surface of the lift with clean water. Scrub fresh mortar into preceding lift. Allow mortar or concrete to set to desired stiffness, then finish with wood or sponge float for a smooth surface.
Tooling & Finishing	<p>As per ACI recommendations for portland cement concrete, curing is required. Moist cure with wet burlap and polyethylene, a fine mist of water or a water based*, compatible curing compound (ASTM C 309 complaint). Curing compounds adversely affect the adhesion of following lifts of mortar, leveling mortar or protective coatings. Moist curing should commence immediately after finishing. If necessary protect newly applied material from direct sunlight, wind, rain and frost.</p> <p>*Pretesting of curing compound is recommended.</p>
Limitations	<ul style="list-style-type: none"> ■ Application thickness: Minimum 1/8 inch (3 mm). Maximum in one lift - 1.5 in. (38 mm). ■ Minimum ambient and surface temperatures 45°F (7°C) and rising at time of application. ■ Do not use solvent-based curing compound. ■ Size, shape and depth of repair must be carefully considered and consistent with practices recommended by ACI or ICRI. For additional information, contact Technical Service. ■ For additional information on substrate preparation, refer to ICRI Guideline No. 310.2R re: Polymer Overlays and Concrete Repair. ■ If aggressive means of substrate preparation is employed, substrate strength should be tested in accordance with ACI 503 Appendix A prior to the repair application. ■ As with all cement based materials, avoid contact with aluminum to prevent adverse chemical reaction and possible product failure. Insulate potential areas of contact by coating aluminum bars, rails, posts etc. with an appropriate epoxy such as Sikadur® 32, Hi-Mod.

PRIOR TO EACH USE OF ANY SIKA PRODUCT, THE USER MUST ALWAYS READ AND FOLLOW THE WARNINGS AND INSTRUCTIONS ON THE PRODUCT'S MOST CURRENT PRODUCT DATA SHEET, PRODUCT LABEL AND SAFETY DATA SHEET WHICH ARE AVAILABLE ONLINE AT [HTTP://USA.SIKA.COM/](http://usa.sika.com/) OR BY CALLING SIKA'S TECHNICAL SERVICE DEPARTMENT AT 800.933.7452 NOTHING CONTAINED IN ANY SIKA MATERIALS RELIEVES THE USER OF THE OBLIGATION TO READ AND FOLLOW THE WARNINGS AND INSTRUCTIONS FOR EACH SIKA PRODUCT AS SET FORTH IN THE CURRENT PRODUCT DATA SHEET, PRODUCT LABEL AND SAFETY DATA SHEET PRIOR TO PRODUCT USE.

KEEP CONTAINER TIGHTLY CLOSED. KEEP OUT OF REACH OF CHILDREN. NOT FOR INTERNAL CONSUMPTION. FOR INDUSTRIAL USE ONLY. FOR PROFESSIONAL USE ONLY.

For further information and advice regarding transportation, handling, storage and disposal of chemical products, users should refer to the actual Safety Data Sheets containing physical, ecological, toxicological and other safety related data. Read the current actual Safety Data Sheet before using the product. In case of emergency, call CHEMTREC at 1-800-424-9300, International 703-527-3887.

Prior to each use of any Sika product, the user must always read and follow the warnings and instructions on the product's most current Product Data Sheet, product label and Safety Data Sheet which are available online at <http://usa.sika.com/> or by calling Sika's Technical Service Department at 800-933-7452. Nothing contained in any Sika materials relieves the user of the obligation to read and follow the warnings and instruction for each Sika product as set forth in the current Product Data Sheet, product label and Safety Data Sheet prior to product use.

SIKA warrants this product for one year from date of installation to be free from manufacturing defects and to meet the technical properties on the current Product Data Sheet if used as directed within shelf life. User determines suitability of product for intended use and assumes all risks. Buyer's sole remedy shall be limited to the purchase price or replacement of product exclusive of labor or cost of labor. NO OTHER WARRANTIES EXPRESS OR IMPLIED SHALL APPLY INCLUDING ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. SIKA SHALL NOT BE LIABLE UNDER ANY LEGAL THEORY FOR SPECIAL OR CONSEQUENTIAL DAMAGES. SIKA SHALL NOT BE RESPONSIBLE FOR THE USE OF THIS PRODUCT IN A MANNER TO INFRINGE ON ANY PATENT OR ANY OTHER INTELLECTUAL PROPERTY RIGHTS HELD BY OTHERS. SALE OF SIKA PRODUCTS ARE SUBJECT SIKA'S TERMS AND CONDITIONS OF SALE AVAILABLE AT [HTTP://USA.SIKA.COM/](http://usa.sika.com/) OR BY CALLING 201-933-8800.

Visit our website at usa.sika.com

1-800-933-SIKA NATIONWIDE

Regional Information and Sales Centers. For the location of your nearest Sika sales office, contact your regional center.

Sika Corporation
201 Polito Avenue
Lyndhurst, NJ 07071
Phone: 800-933-7452
Fax: 201-933-6225

Sika Canada Inc.
601 Delmar Avenue
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Quebec H9R 4A9
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Fax: 514-694-3087

Sika Mexicana S.A. de C.V.
Carretera Libre Celaya Km. 8.5
Fracc. Industrial Balvanera
Corregidora, Querétaro
C.P. 76920
Phone: 52 442 2385800
Fax: 52 442 2250537



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PROJECT NAME:	Troutman Water Treatment Plant Piping Replacement Phase 1	
LOCATION:	Palm Bay, FL	DATE: November 2, 2015
OWNER:	City of Palm Bay	DRAWING NO.:
ENGINEER:	Wade Trim	SPEC. SECTION:

REFERENCE: _____ TIME & MATERIAL: _____ REQUEST FOR PROPOSAL: _____ X _____
DESCRIPTION: Increase height of serpentine pipe supports.

PRICING INFORMATION

		SKILL/TRADE	MAN-HOURS	RATE		COST
1. DIRECT LABOR	1.A GENERAL LABOR:	Welder		MH	\$ 85.00	\$ -
		Unskilled		MH	\$ 42.00	\$ -
		Skilled		MH	\$ 48.00	\$ -
		Operator		MH	\$ 52.00	\$ -
	1.B FIELD ENGINEERING:	Foreman		MH	\$ 65.00	\$ -
		Superintendent		MH	\$ 85.00	\$ -
		Project Engineer		MH	\$ 95.00	\$ -
		Project Manager		MH	\$ 120.00	\$ -
	1.C DAILY GENERAL CONDITIONS	Vice President		MH	\$ 150.00	\$ -
		Time Increase		DAYS	\$ -	\$ -
		OVERHEAD & PROFIT			SUBTOTAL (1)	
	15%				\$ -	
	TOTAL (1)				\$ -	

2. MATERIALS AND EQUIPMENT		DESCRIPTION		WEEKS		UNIT PRICE		COST		
2.A EQUIPMENT:		Crane Truck			WK		\$3,000.00	\$	-	
		Excavator (Mini)			WK		\$810.00	\$	-	
		Loader			WK		\$2,000.00	\$	-	
		Generator/Power Tools			WK		\$450.00	\$	-	
		Backhoe			WK		\$1,600.00	\$	-	
		Compactor			WK		\$450.00	\$	-	
		Cementer			WK		\$2,000.00	\$	-	
		Tanker Trailer			WK		\$800.00	\$	-	
		Concrete paddle mixer			WK		\$250.00	\$	-	
	2.B MATERIAL		MATERIAL		UNITS NOTED					
		Serpentine Support		5	EA		\$174.00	\$	870.00	
								\$	-	
								\$	-	
								\$	-	
								\$	-	
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								\$	-	
								\$	-	
								\$	-	
								\$	-	
								\$	-	
								\$	-	
2.C DIRECT COSTS:		SALES TAX OVERHEAD & PROFIT					SUBTOTAL (2)		\$	870.00
							6%		\$	52.20
	15%						\$	138.33		
	TOTAL (2)						\$	1,060.53		

3. SUBCONTRACTORS		DESCRIPTION OF WORK	COST
OVERHEAD & PROFIT		SUBTOTAL (3)	\$ -
		10%	\$ -
		TOTAL (3)	\$ -
		TOTAL (1)+(2)+(3)	\$ 1,060.53
		Bonds & Insurance	2.0%
Permits	0.0%	\$ -	
		GRAND TOTAL	\$ 1,081.74

By: _____ By: _____ By: _____
 Engineer (Authorized Signature) Owner (Authorized Signature) Florida Design Drilling Corp.
 Date: _____ Date: _____ Date: _____

T3 CUSTOM FABRICATION, INC.

COUNTY ROAD 561, TAVARES FL.
ESTIMATING PH (352) 409-7432 - FAX 800-657-6619
MAIN OFFICE PH (352) 742-2060

BID # 15- 152 EX

DATE: 10/29/15

TO: FLORIDA DRILLING

ATTN: JEFF HOLST

JOB NAME: TROUTMAN WATER TREATMENT PLANT

BID DATE: 04/28/15

LOCATION: CITY OF PALM BAY

PLANS: YES

SPECIFICATIONS: DIV. 5 & 9

ADDENDUM'S REVIEWED: 01,02

SCOPE OF WORK

1'-10'' added to base of serpentine supports due to field changes

5 @ \$174.00ea = \$870.00 total plus tax if applicable

DELIVERY: F.O.B. SORRENTO, FL, FREIGHT ALLOWED TO DOCKS, AS NOTED:
NUMBER OF SHIPMENT IN ABOVE PRICE (1)

(IF, AT THE REQUEST OF THE BUYER, ADDITIONAL DELIVERIES ARE REQUIRED, THE ADDITIONAL COST & CHANGE ORDER WILL BE RECEIVED PRIOR TO SHIPMENT)

EXCLUSIONS:

- ENGINEERING CALCULATIONS ARE SPECIFICALLY EXCLUDED BUT, IF REQUIRED, WILL BE ADDED TO THE PRICE QUOTED ABOVE, ON A COST-PLU BASIS
- ADDENDUM'S UNAVAILABLE FOR REVIEW (SEE ADDENDUM'S REVIEWED ABOVE)
- ERECTION OF FURNISHED MATERIALS (UNLESS SPECIFICALLY INCLUDED)
- FIELD MEASUREMENTS
- TESTING AND INSPECTION COSTS
- BOND PREMIUM (UNLESS SPECIFICALLY INCLUDED)

- RESPONSIBILITY OF DESIGN AND CODE REQUIREMENTS WHERE SPECIFIC SIZES APPEAR ON DRAWINGS
- SIGNED AND SEALED SHOP DRAWINGS BY A FLORIDA REGISTERED ENGINEER, UNLESS SPECIFICALLY INCLUDED IN SCOPE ABOVE
- ENGINEERING CALCULATIONS ARE SPECIFICALLY EXCLUDED BUT, IF REQUIRED, WILL BE ADDED TO THE PRICE QUOTED ABOVE ON A COST-PLUS BASIS

QUALIFICATIONS:

- STRUCTURAL AND MISCELLANEOUS METALS WILL BE SHOP PRIMED TO SPECIFICATIONS
- MECHANICAL ALUMINUM HANDRAIL WILL BE SUPPLIED SUB-ASSEMBLED (U.N.O.)
- MATERIAL AND LABOR COST ARE SUBJECT TO REVIEW AFTER 30 DAYS
- PRICES INCLUDE ONLY THOSE ITEMS SPECIFICALLY LISTED IN THIS PROPOSAL
- ANY ITEM OVER 8'-0" WIDE OR 9'-0" HIGH WILL BE SHIPPED "KNOCKED DOWN" FOR FIELD WELDING OR BOLTING
- OUR TOTAL PRICE INCLUDES ONLY THOSE ITEMS SPECIFICALLY LISTED IN OUR SCOPE OF WORK.
- WE DO NOT ACCEPT RETAINAGE AS A PART OF PAYMENT TERMS.
- PRICING ASSUMES THAT ALL ITEMS WILL BE SHIPPED TO THE JOBSITE WITHIN 12 MONTHS OF THIS PROPOSAL AND THAT PAYMENT TERMS ARE 1/2% 10, NET 30 FROM DATE OF INVOICE
- DRAWING AND DELIVERY SCHEDULE WILL BE NEGOTIATED AT THE TIME THE PURCHASE ORDER IS TENDERED. WORK WILL NOT BEGIN UNTIL AS APPROVED PURCHASE ORDER OR SATISFACTORY LETTER OF INTENT IS RECEIVED

TERMS AND CONDITIONS OF QUOTATION AND SALE:

CONTRACT: IT IS EXPRESSLY AGREED THAT THERE ARE NO PROMISES, AGREEMENTS, OR UNDERSTANDINGS, OUTSIDE OF THIS CONTRACT AND ANY SU-THE TERM "T3"AS USED HEREIN SHALL MEAN T3 CUSTOM FAB. THE WORD "MATERIALS" AS USED HEREIN SHALL MEAN ANY AND ALL ITEMS TENDERED WITHIN THE SCOPE OF THIS PROPOSAL OR TO BE ADDED TO IT, AT A SUBSEQUENT DATE.

-1/2% 10, NET 30 DAYS, NO RETAINAGE

-THIS PROPOSAL IS BASED ON RELEASE OF, AND FABRICATION AND DELIVERY OF MATERIALS SPECIFIED HEREIN IN SUBSTANTIALLY COMPLETE AND CONTIGUOUS SUB UNITS. PARTIAL RELEASES AND DELIVERIES ARE SUBJECT TO ADDITIONAL CHARGES FOR COSTS INCURRED BY T3 AT THEIR SOLE DISCRETION.

-THE CONTRACT BETWEEN BUYER AND T3 SHALL CONSIST OF BUYER'S PURCHASE ORDER AND ANY QUOTATION/PROPOSAL MADE BY T3, REFERRED TO IN BUYER'S PURCHASE ORDER, WITH THE WRITTEN ACCEPTANCE OF SAME BY T3, AND THESE TERMS AND CONDITIONS OF QUOTATION AND SALE.

THE BUYER SHALL INSPECT ALL MATERIALS IMMEDIATELY UPON THEIR ARRIVAL FOR BOTH QUANTITIES AND CONFORMANCE WITH THE CONTRACT REQUIREMENTS AND SHALL WITHIN FIVE (5) DAYS THEREAF, GIVE WRITTEN NOTICE TO T3 OF ANY CLAIMS THAT THE MATERIALS DO NOT CONFORM TO THE REQUIREMENTS OF THE CONTRACT. IF NO SUCH NOTICE IS GIVEN WITHIN SAID FIVE (5) DAY PERIOD OF TIME, THE MATERIALS SHALL CONCLUSIVELY BE DEEMED TO CONFORM IN ALL ASPECTS TO THE REQUIREMENTS OF THE CONTRACT. ALL CLAIMS MADE WITHIN THE SAID FIVE (5) DAY PERIOD WILL, IF JUSTIFIED. BE SATISFIED BY T3.

-SPECIAL CONDITIONS ON BUYERS PURCHASE ORDER IN NO WAY NEGATE THE ABOVE CONDITIONS OF SALE. IN ORDERING THE MATERIALS DESCRIBED ABOVE, THE BUYER ACCEPTS ALL OF THESE CONDITIONS WHETHER NOTED ON HIS PURCHASE ORDER OR NOT.

-OUR PRICE DOES NOT INCLUDE: SALES TAX; ERECTION; TAKING OF FIELD DIMENSIONS; ANY ITEM NOT SPECIFICALLY LISTED IN OUR SCOPE.

-PROPOSAL ACCEPTANCE: THIS PROPOSAL IS OFFERED FOR ACCEPTANCE WITHIN 30 DAYS FROM DATE HEREIN, AFTE WHICH IT IS SUBJECT TO CONFIRMATION BY THE SELLER.

-AGREEMENTS OUTSIDE OF BSEQUENT CANCELLATIONS OR MODIFICATIONS MUST BE MUTUALLY AGREED UPON IN WRITING.

QUOTED BY:

GEORGE WILSON

PROJECT NAME:	Troutman Water Treatment Plant Piping Replacement Phase 1	
LOCATION:	Palm Bay, FL	DATE: December 2, 2015
OWNER:	City of Palm Bay	DRAWING NO.:
ENGINEER:	Wade Trim	SPEC. SECTION:

REFERENCE: _____ TIME & MATERIAL: _____ REQUEST FOR PROPOSAL: _____ **X** _____
 DESCRIPTION: Furnish and install Megaflange adapter for piping that settled after phase 2 installation.

PRICING INFORMATION

		SKILL/TRADE	MAN-HOURS	RATE		COST
1. DIRECT LABOR	1.A GENERAL LABOR:	Welder		MH	\$ 85.00	\$ -
		Unskilled	8	MH	\$ 42.00	\$ 336.00
		Skilled	8	MH	\$ 48.00	\$ 384.00
		Operator		MH	\$ 52.00	\$ -
	1.B FIELD ENGINEERING:	Foreman		MH	\$ 65.00	\$ -
		Superintendent	8	MH	\$ 85.00	\$ 680.00
		Project Engineer		MH	\$ 95.00	\$ -
		Project Manager		MH	\$ 120.00	\$ -
		Vice President		MH	\$ 150.00	\$ -
	1.C DAILY GENERAL CONDITIONS	Time Increase		DAYS	\$ -	\$ -
		OVERHEAD & PROFIT			SUBTOTAL (1)	
	15%				\$ 210.00	
	TOTAL (1)				\$ 1,610.00	

2. MATERIALS AND EQUIPMENT		DESCRIPTION	WEEKS	UNIT PRICE	COST		
2.A EQUIPMENT:		Crane Truck		WK	\$3,000.00	\$ -	
		Excavator (Mini)		WK	\$810.00	\$ -	
		Loader		WK	\$2,000.00	\$ -	
		Generator/Power Tools		WK	\$450.00	\$ -	
		Backhoe		WK	\$1,600.00	\$ -	
		Compactor		WK	\$450.00	\$ -	
		Cementer		WK	\$2,000.00	\$ -	
		Tanker Trailer		WK	\$800.00	\$ -	
		Concrete paddle mixer		WK	\$250.00	\$ -	
	2.B MATERIAL		MATERIAL	UNITS NOTED			
		16" Megaflange	2	EA	\$910.50	\$ 1,821.00	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
						\$ -	
2.C DIRECT COSTS:		SALES TAX OVERHEAD & PROFIT			SUBTOTAL (2)		\$ 1,821.00
					6%		\$ 109.26
	15%				\$ 289.54		
	TOTAL (2)				\$ 2,219.80		

3. SUBCONTRACTORS		DESCRIPTION OF WORK	COST
OVERHEAD & PROFIT		SUBTOTAL (3)	\$ -
		10%	\$ -
		TOTAL (3)	\$ -
		TOTAL (1)+(2)+(3)	\$ 3,829.80
		Bonds & Insurance	2.0%
Permits	0.0%	\$ -	
		GRAND TOTAL	\$ 3,906.39

By: _____ By: _____ By: _____
 Engineer (Authorized Signature) Owner (Authorized Signature) Florida Design Drilling Corp.
 Date: _____ Date: _____ Date: _____

HD SUPPLY WATERWORKS INVOICE

1830 Craig Park Court
St. Louis, MO 63146

Invoice # E831513
Invoice Date 11/23/15
Account # 156542
Sales Rep MIKE PRATT
Phone # 407-291-1545
Branch #051 Orlando, FL
Total Amount Due \$969.68

Remit To:
HD SUPPLY WATERWORKS, LTD.
PO BOX 4853
ORLANDO, FL 32802-4853

6260
5280

FLORIDA DESIGN DRILLING CORP. 000/0000
7733 HOOPER RD 00000
WEST PALM BEACH FL 33411 3806

Shipped To:
CUSTOMER PICK-UP

Thank you for the opportunity to serve you! We appreciate your prompt payment.

Date Ordered	Date Shipped	Customer PO #	Job Name	Job #	Bill of Lading	Shipped Via	Invoice#
11/20/15	11/20/15	MELBOURNE	MELBOURNE			WILL CALL	E831513

Product Code	Description	Quantity		B/O	Price	UM	Extended Price
		Ordered	Shipped				
2416F2116	16 EBAA MEGAFLANGE 2116	1	1		910.50000	EA	910.50

Freight Delivery Handling Restock Misc

Subtotal: 910.50
Other: .00
Tax: 59.18

Terms: NET 30
Ordered By: JAY

Invoice Total: \$969.68

This transaction is governed by and subject to HD Supply Waterworks' standard terms and conditions, which are incorporated by reference and accepted. To review these terms and conditions, please visit: www.waterworks.hdsupply.com/TandC.

11/24/15

PROJECT NAME:		Troutman Water Treatment Plant Piping Replacement Phase 1	
LOCATION:		Palm Bay, FL	
OWNER:		City of Palm Bay	
ENGINEER:		Wade Trim	
		DATE:	December 11, 2015
		DRAWING NO.:	
		SPEC. SECTION:	

REFERENCE:	TIME & MATERIAL: <u> X </u>	REQUEST FOR PROPOSAL: <u> </u>
DESCRIPTION: <u>Furnish and install 16x2 tapping saddle and 2" SSTL ball valve for future insertion flowmeter installation by others.</u>		

PRICING INFORMATION

		SKILL/TRADE	MAN-HOURS	RATE		COST	
1. DIRECT LABOR	1.A GENERAL LABOR:	Welder		MH	\$ 85.00	\$ -	
		Unskilled	2	MH	\$ 42.00	\$ 84.00	
		Skilled	2	MH	\$ 48.00	\$ 96.00	
		Operator		MH	\$ 52.00	\$ -	
	1.B FIELD ENGINEERING:	Foreman		MH	\$ 65.00	\$ -	
		Superintendent	2	MH	\$ 85.00	\$ 170.00	
		Project Engineer		MH	\$ 95.00	\$ -	
		Project Manager		MH	\$ 120.00	\$ -	
		Vice President		MH	\$ 150.00	\$ -	
	1.C DAILY GENERAL CONDITIONS	Time Increase		DAYS	\$ -	\$ -	
		OVERHEAD & PROFIT			SUBTOTAL (1)		\$ 350.00
					15%		\$ 52.50
	TOTAL (1)				\$ 402.50		

2. MATERIALS AND EQUIPMENT		DESCRIPTION		WEEKS		UNIT PRICE		COST	
2.A EQUIPMENT:	Crane Truck			WK		\$3,000.00	\$	-	
	Excavator (Mini)			WK		\$810.00	\$	-	
	Loader			WK		\$2,000.00	\$	-	
	Generator/Power Tools			WK		\$450.00	\$	-	
	Backhoe			WK		\$1,600.00	\$	-	
	Compactor			WK		\$450.00	\$	-	
	Cementer			WK		\$2,000.00	\$	-	
	Tanker Trailer			WK		\$800.00	\$	-	
	Concrete paddle mixer			WK		\$250.00	\$	-	
	2.B MATERIAL	MATERIAL		UNITS NOTED					
16x2 saddle		1	EA		\$474.00	\$	474.00		
2 close nipple 316 SSTL		1	EA		\$8.00	\$	8.00		
2 SSTL ball valve		1	EA		\$230.00	\$	230.00		
						\$	-		
						\$	-		
						\$	-		
						\$	-		
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						\$	-		
						\$	-		
						\$	-		
						\$	-		
						\$	-		
						\$	-		
						\$	-		
						\$	-		
						\$	-		
2.C DIRECT COSTS:		SALES TAX OVERHEAD & PROFIT				SUBTOTAL (2)		\$	712.00
						6%		\$	42.72
	15%					\$	113.21		
	TOTAL (2)					\$	867.93		

3. SUBCONTRACTORS	DESCRIPTION OF WORK	COST
OVERHEAD & PROFIT	SUBTOTAL (3)	\$ -
	10%	\$ -
	TOTAL (3)	\$ -
	TOTAL (1)+(2)+(3)	\$ 1,270.43
	2.0%	\$ 25.41
	0.0%	\$ -
Bonds & Insurance	GRAND TOTAL	\$ 1,295.84
Permits		

By: _____ By: _____ By: _____
 Engineer (Authorized Signature) Owner (Authorized Signature) Florida Design Drilling Corp.
 Date: _____ Date: _____ Date: _____



COST PROPOSAL
NO.: 008

SPEC. SECTION:

DESCRIPTION: Furnish and install restraint devices for pipe couplings where required.

GRAND TOTAL	\$ 7,239.76
--------------------	--------------------

Date:

PROJECT NAME:	Troutman Water Treatment Plant Piping Replacement Phase 1		
LOCATION:	Palm Bay, FL	DATE:	January 8, 2016
OWNER:	City of Palm Bay	DRAWING NO.:	
ENGINEER:	Wade Trim	SPEC. SECTION:	

REFERENCE: TIME & MATERIAL: X REQUEST FOR PROPOSAL: _____
DESCRIPTION: Furnish and install pneumatic actuator for 14" valve BF-14-07-FI. Replace pneumatic actuators for valves BF-16-01-FE and BF-16-02-FE with chainwheel operators. Furnish and install replacement valve with pneumatic for valve BF-16-03-FI.

PRICING INFORMATION

		SKILL/TRADE	MAN-HOURS	RATE		COST	
1. DIRECT LABOR	1.A GENERAL LABOR:	Welder		MH	\$ 85.00	\$ -	
		Unskilled	24	MH	\$ 42.00	\$ 1,008.00	
		Skilled	24	MH	\$ 48.00	\$ 1,152.00	
		Operator		MH	\$ 52.00	\$ -	
		Foreman		MH	\$ 65.00	\$ -	
	1.B FIELD ENGINEERING:	Superintendent	24	MH	\$ 85.00	\$ 2,040.00	
		Project Engineer		MH	\$ 95.00	\$ -	
		Project Manager	8	MH	\$ 120.00	\$ 960.00	
		Vice President		MH	\$ 150.00	\$ -	
		Time Increase	90	DAYS	\$ -	\$ -	
	1.C DAILY GENERAL CONDITIONS	OVERHEAD & PROFIT			SUBTOTAL (1)		\$ 5,160.00
					15%		\$ 774.00
					TOTAL (1)		\$ 5,934.00

2. MATERIALS AND EQUIPMENT		DESCRIPTION	WEEKS		UNIT PRICE	COST
2.A EQUIPMENT:		Crane Truck		WK	\$3,000.00	\$ -
		Excavator (Mini)		WK	\$810.00	\$ -
		Telehandler	1	WK	\$1,400.00	\$ 1,400.00
		Generator/Power Tools		WK	\$450.00	\$ -
		Backhoe		WK	\$1,600.00	\$ -
		Compactor		WK	\$450.00	\$ -
		Cementer		WK	\$2,000.00	\$ -
		Tanker Trailer		WK	\$800.00	\$ -
		Concrete paddle mixer		WK	\$250.00	\$ -
	2.B MATERIAL		MATERIAL	UNITS NOTED		
		14" pneumatic actuator	1	EA	\$7,092.00	\$ 7,092.00
		16" BFV w/pneumatic actuator	1	EA	\$8,010.00	\$ 8,010.00
		Chainwheel for 16" BFV	2	EA	\$1,442.00	\$ 2,884.00
		Mfr rep	3	DAY	\$2,000.00	\$ 6,000.00
						\$ -
						\$ -
						\$ -
						\$ -
						\$ -
						\$ -
						\$ -
						\$ -
						\$ -
						\$ -
						\$ -
2.C DIRECT COSTS:						SUBTOTAL (2)
		SALES TAX			6%	\$ 1,523.16
		OVERHEAD & PROFIT			15%	\$ 4,036.37
					TOTAL (2)	\$ 30,945.53

3. SUBCONTRACTORS		DESCRIPTION OF WORK	COST
OVERHEAD & PROFIT		SUBTOTAL (3)	\$ -
		10%	\$ -
		TOTAL (3)	\$ -
		TOTAL (1)+(2)+(3)	\$ 36,879.53
		2.0%	\$ 737.59
		0.0%	\$ -
Bonds & Insurance		GRAND TOTAL	\$ 37,617.12
Permits			

By: _____ By: _____ By: _____
 Engineer (Authorized Signature) Owner (Authorized Signature) Florida Design Drilling Corp.
 Date: _____ Date: _____ Date: _____



FEI-MELBOURNE WATERWORKS #751
7800 ELLIS ROAD
MELBOURNE, FL 32904-1517

Deliver To: gary.morgan2@ferguson.com
From: Gary Morgan
Comments:

15:40:55 JAN 07 2016

FEI-MELBOURNE WATERWORKS #751

Price Quotation

Page # 1

Phone : 321-723-3177

Fax : 321-723-3350

Bid No.....: B322907

Bid Date.....: 01/07/16

Quoted By.: GM

Cust 561-844-2966

Terms.....: NET 10TH PROX

Customer: FLORIDA DESIGN DRILLING CORP
TROUTMAN WTP
7733 HOOPER ROAD
WEST PALM BEACH, FL 33411

Ship To: FLORIDA DESIGN DRILLING CORP
TROUTMAN WTP
7733 HOOPER ROAD
WEST PALM BEACH, FL 33411

Cust PO#....:

Job Name: TROUTMAN WTP

Item	Description	Quantity	Net Price	UM	Total
	ALL 7-9 WKS LEAD TIME TROUTMAN VALVE CHANGE-OUT ----				
SP-PPOGBDPDT	APPLICATION BF-1407FE -- PRATT PNEUMATIC OP F/14" FLG BFV PNEUMATIC OP W/GEAR BOX INCLUDING DPDT LIMIT SWITCH ASSY FOR USE WITH EXISTING 14" HP AWWA FLG BFV MDT3S - 1-3/4 SFT W/CYL & DPDT OP & CL TYPE LS FOR MDT3S (INSTALL BY OTHERS) SUBTOTAL	1	7092.000	EA	7092.00 7092.00

SP-HPMDT3S	APPLICATION BF-1601-FE & BF-1602-FE -- PRATT MDT3S GEAR & HW F/16" FLG BFV PRATT MDT3S STD 2 SFT TRAVELING NUT GEARBOX W/HW FOR USE ON EXISTING 16" AWWA FLG BFV (INSTALL BY OTHERS)	1	1275.000	EA	1275.00

SP-HPMDT3SCW	PRATT MDT3S GEAR & CW F/16" BFV SAME AS ABOVE BUT WITH CHAINWHEEL & 20' OF CHAIN FOR 16" BFV (INSTALL BY OTHERS) SUBTOTAL	1	1442.000	EA	1442.00 2717.00



FEI-MELBOURNE WATERWORKS #751

Price Quotation

Page # 2

15:40:55 JAN 07 2016

Phone : 321-723-3177

Fax : 321-723-3350

Reference No: B322907

Item	Description	Quantity	Net Price	UM	Total
SP-HPBFVPA16	APPLICATION BF1603-FI -- 16 150# DI BUNA WAF BFV W/PNUMATIC 16" HP AWWA FLG BFV, CI BODY & DISC BUNA SEAT, 304SS SHAFT, EPOXY IN/OU W/AWWA DURACYLINDER PNEUMATIC OP FOR OPEN/CLOSE SERVICE, 5"X6" CYLINDER & DPDT OPEN/CLOSE LEVER TYPE LIMIT SWITCH ASSY. (INSTALL BY OTHERS)	1	8010.000	EA	8010.00
FSTARTUP	MFG START UP PER DAY ON SITE	1	2000.000	EA	2000.00
	SUBTOTAL				10010.00

	NOTES --				

	A PLAIN STEM DRAWING DETAIL HAS BEEN PROVIDE WITH QUOTE. VERIFY EXISTING SHAFT SIZES FOR VALVES NEEDING REPLACEMENT ACTUATORS. ACTUAL PARTS MAY VARY IN SIZE, FIT & FUNCTION BASE ON SHAFT SIZE.				

Net Total:	\$19819.00
Tax:	\$1189.14
Freight:	\$0.00
Total:	\$21008.14


Quoted prices are based upon receipt of the total quantity for immediate shipment (48 hours). SHIPMENTS BEYOND 48 HOURS SHALL BE AT THE PRICE IN EFFECT AT TIME OF SHIPMENT UNLESS NOTED OTHERWISE. Seller not responsible for delays, lack of product or increase of pricing due to causes beyond our control, and/or based upon Local, State and Federal laws governing type of products that can be sold or put into commerce. This quote is offered contingent upon the buyer's acceptance of Seller's terms and conditions, which are incorporated by reference and found either following this document, or on the web at http://wolseley.com/terms_conditionsSale.html.
Govt Buyers: All items are open market unless noted otherwise.

LEAD LAW WARNING: It is illegal to install products that are not "lead free" in accordance with US Federal or other applicable law in potable water systems anticipated for human consumption. Products with "NP" in the description are NOT lead free and can only be installed in non-potable applications. Buyer is solely responsible for product selection.



LEGISLATIVE MEMORANDUM

TO: Honorable Mayor and Members of the City Council

FROM: Gregg Lynk, City Manager 

DATE: February 4, 2016

RE: 3-Year Physio-Control LifePak 12 Defibrillation Units Protection/Maintenance Plan

The Fire Department is seeking approval to renew a 3 year protection/maintenance contract with Physio-Control, located in Redmond, WA, to cover ten of the existing department LifePak 12 defibrillation units. The plan will cover annual maintenance and repairs.

REQUESTING DEPARTMENT:

Fire Department, Finance Department, Purchasing Division

FISCAL IMPACT:

Funding is currently available in the Fire Department's Emergency Services budget account number 001-6012-522-3409. Cost of the 3 year protection plan will be made in three annual payments of \$12,898.00 for a total of \$38,694.00.

RECOMMENDATION:

Motion to approve the renewal of the Physio Control 3-year maintenance agreement for LifePak 12 defibrillation units.

Attachment: 1) Physio Control, Inc. – Quotation date 1/7/2016

KG/ab



Physio-Control, Inc
11811 Willows Road NE
P.O. Box 97006
Redmond, WA 98073-9706 U.S.A.
www.physio-control.com
tel 800.442.1142
fax 800.732.0956

To Gene Harrell
PALM BAY FD
899 CARLYLE AVE SE
Florida, 32909
(321) 409-6300

Quote Number 00022126
Revision # 1
Created Date 1/7/2016
Sales Consultant ChadWeakley
407-274-0264
FOB Redmond, WA
Terms All quotes subject to credit approval and the
following terms and conditions
NET Terms NET 30

Coverage Period: 2.1.2016 to 1.31.2019
Payable in Annual Installments
Fax: 800-772-3340

FSR: Chad Weakley EAVV54
15% DISCOUNT ON ALL ELECTRODES
15% DISCOUNT ON ACCESSORIES

PO #:

Expiration Date 1/31/2016

Product	Product Description	Quantity	List Price	Unit Discount	Unit Sales Price	Total Price
50999-000119	Zone3: (51 to 100Mi) or (82 to 161Km)	3.00	200.00	0.00	200.00	600.00
LP12-OSCOMP-3	LIFEPAK 12 Service - 3 YEAR. On-site Comprehensive Coverage.	10.00	3,933.00	-393.30	3,539.70	35,397.00
LP12CASE	LifePak 12 Service. Case Change. Price per case change.	3.00	899.00	0.00	899.00	2,697.00

Subtotal USD 38,694.00
Estimated Tax USD 0.00
Estimated Shipping & Handling USD 0.00

Grand Total USD 38,694.00

Pricing Summary Totals

List Price Total USD 42,627.00
Total Contract Discounts Amount USD 0.00
Total Discount USD -3,933.00
Trade In Discounts USD 0.00

GRAND TOTAL FOR THIS QUOTE

USD 38,694.00

PHYSIO-CONTROL, INC. REQUIRES WRITTEN VERIFICATION OF THIS ORDER. A PURCHASE ORDER IS REQUIRED ON ALL ORDERS \$10,000 OR GREATER BEFORE APPLICABLE FREIGHT AND TAXES. THE UNDERSIGNED IS AUTHORIZED TO ACCEPT THIS ORDER IN ACCORDANCE WITH THE TERMS AND PRICES DENOTED HEREIN.

CUSTOMER APPROVAL (AUTHORIZED SIGNATURE)

NAME

TITLE

DATE

Reference Number AC/02401701/78224

General Terms for all Products, Services and Subscriptions.

Physio-Control, Inc. ("Physio") accepts Buyer's order expressly conditioned on Buyer's assent to the terms set forth in this document. Buyer's order and acceptance of any portion of the goods, services or subscriptions shall confirm Buyer's acceptance of these terms. Unless specified otherwise herein, these terms constitute the complete agreement between the parties. Amendments to this document shall be in writing and no prior or subsequent acceptance by Seller of any purchase order, acknowledgment, or other document from Buyer specifying different and/or additional terms shall be effective unless signed by both parties.

Pricing. Prices do not include freight insurance, freight forwarding fees, taxes, duties, import or export permit fees, or any other similar charge of any kind applicable to the goods and services. Sales or use taxes on domestic (USA) deliveries will be invoiced in addition to the price of the goods and services unless Physio receives a copy of a valid exemption certificate prior to delivery. Discounts may not be combined with other special terms, discounts, and/or promotions.

Payment. Payment for goods and services shall be subject to approval of credit by Physio. Unless otherwise specified by Physio in writing, the entire payment of an invoice is due thirty (30) days after the invoice date for deliveries in the USA, and sight draft or acceptable (confirmed) irrevocable letter of credit is required for sales outside the USA.

Minimum Order Quantity. Physio reserves the right to charge a service fee for any order less than \$200.00.

Patent Indemnity. Physio shall indemnify Buyer and hold it harmless from and against all demands, claims, damages, losses, and expenses, arising out of or resulting, from any action by a third party against Buyer that is based on any claim that the services infringe a United States patent, copyright, or trademark, or violate a trade secret or any other proprietary right of any person or entity. Physio's indemnification obligations hereunder will be subject to (i) receiving prompt written notice of the existence of any claim; (ii) being able to, at its option, control the defense and settlement of such claim (provided that, without obtaining the prior written consent of Buyer, Physio will enter into no settlement involving the admission of wrongdoing); and (iii) receiving full cooperation of Buyer in the defense of any claim.

Limitation of Interest. Through the purchase of Physio products, services, or subscriptions, Buyer does not acquire any interest in any tooling, drawings, design information, computer programming, patents or copyrighted or confidential information related to said products or services, and Buyer expressly agrees not to reverse engineer or decompile such products or related software and information.

Delays. Physio will not be liable for any loss or damage of any kind due to its failure to perform or delays in its performance resulting from an event beyond its reasonable control, including but not limited to, acts of God, labor disputes, the requirements of any governmental authority, war, civil unrest, terrorist acts, delays in manufacture, obtaining any required license or permit, and Physio inability to obtain goods from its usual sources.

Limited Warranty. Physio warrants its products and services in accordance with the terms of the limited warranties located at <http://www.physio-control.com/Documents/>. The remedies provided under such warranties shall be Buyer's sole and exclusive remedies. Physio makes no other warranties, express or implied, including, without limitation, **NO WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, AND IN NO EVENT SHALL PHYSIO BE LIABLE FOR INCIDENTAL, CONSEQUENTIAL, SPECIAL OR OTHER DAMAGES.**

Compliance with Confidentiality Laws. Both parties acknowledge their respective obligations to maintain the security and confidentiality of individually identifiable health information and agree to comply with applicable federal and state health information confidentiality laws.

Compliance with Law. The parties agree to comply with any and all laws, rules, regulations, licensing requirements or standards that are now or hereafter promulgated by any local, state, and federal governmental authority/agency or accrediting/administrative body that governs or applies to their respective duties and obligations hereunder.

Regulatory Requirement for Access to Information. In the event 42 USC § 1395x(v)(1)(I) is applicable, Physio shall make available to the Secretary of the United States Department of Health and Human Services, the Comptroller General of the United States General Accounting Office, or any of their duly authorized representatives, a copy of these terms, such books, documents and records as are necessary to certify the nature and extent of the costs of the products and services provided by Physio.

No Debarment. Physio represents and warrants that it and its directors, officers, and employees (i) are not excluded, debarred, or otherwise ineligible to participate in the Federal health care programs as defined in 42 USC § 1320a-7b(f); (ii) have not been convicted of a criminal offense related to the provision of healthcare items or services; and (iii) are not under investigation which may result in Physio being excluded from participation in such programs.

Choice of Law. The rights and obligations of Physio and Buyer related to the purchase and sale of products and services described in this document shall be governed by the laws of the state where Buyer is located. All costs and expenses incurred by the prevailing party related to enforcement of its rights under this document, including reasonable attorney's fees, shall be reimbursed by the other party.

Additional Terms for Purchase and Sale of Service Plans.

In addition to the General Terms above, the following terms apply to all Physio Service Plans.

Service Plans. Physio shall provide services according to the applicable Service Plan purchased by Buyer and described at <http://www.physio-control.com/ServicePrograms.aspx> for the length of the subscription purchased and for the devices specified as covered by the Service Plan ("Covered Equipment").

Pricing. If the number or configuration of Covered Equipment changes during the Service Plan subscription, pricing shall be pro-rated accordingly. For Preventative Maintenance, Inspection Only, Comprehensive, and Repair & Inspect Service Plans, Buyer is responsible to pay for preventative maintenance and inspections that have been performed since the last anniversary of the subscription start date and such services shall not be pro-rated.

Device Inspection Before Acceptance. All devices that are not covered under Physio's Limited Warranty or a current Service Plan must be inspected and repaired (if necessary) to meet specifications at then-current list prices prior to being covered under a Service Plan.

Unavailability of Covered Equipment. If Covered Equipment is not made available at a scheduled service visit, Buyer is responsible to reschedule with the Physio Service Technician, or ship-in the Equipment to a Physio service depot. Physio reserves the right to charge Buyer a surcharge for a return visit. Surcharges will be based on then-current Physio list price of desired services, less 10% for labor and 15% for parts, plus applicable travel costs. The return visit surcharge will be in addition to the subscription price of the Service Plan. To avoid the surcharge, Buyer may ship devices to a Physio service depot. Buyer shall be responsible for round-trip freight for ship-in service.

Unscheduled or Uncovered Services. If Buyer requests services to be performed on Covered Equipment which are not covered by a Service Plan, or are outside of designated Services frequency or hours, Physio-Control will charge Buyer for such services at 10% off Physio-Control's standard rates (including overtime, if appropriate) and applicable travel charges. Repair parts required for such repairs will be made available at 15% off the then-current list price.

Loaners. If Covered Equipment must be removed from service to complete repairs, Physio will provide Buyer with a loaner device, if one is available. Buyer assumes complete responsibility for the loaner and shall return the loaner to Physio in the same condition as received, normal wear and tear exempted, upon the earlier of the return of the removed Covered Equipment or Physio's request.


Cancellation. Buyer may cancel a Service Plan upon sixty (60) days' written notice to Physio. In the event of such cancellation, Buyer shall be responsible for the portion of the designated price which corresponds to the portion of the Service Plan subscription prior to the effective date of termination and the list-price cost of any preventative maintenance, inspections, or repairs rendered after the last anniversary date of the subscription start date.

No Solicitation. During the Service Plan subscription and for one (1) year following its expiration Buyer agrees to not to actively and intentionally solicit anyone who is employed by Physio to provide services such as those described in the Service Plan.



LEGISLATIVE MEMORANDUM

TO: Honorable Mayor and Members of the City Council

FROM: Gregg Lynk, City Manager 

DATE: February 4, 2016

RE: Emergency Purchase - Professional Surveying Services, Horizon Surveyors of Central Florida, Inc., St. Johns Parkway Project

On January 19, 2016 the City closed on properties needed for the new interchange and the connecting portions of the St. Johns Heritage Parkway (Parkway). Construction on the interchange is scheduled to start Summer 2016, and the City is committed to insuring that the portion of the Parkway connecting Babcock Street to I-95 will be constructed concurrently. With the transfer of property ownership for the Parkway, the City has assumed the consulting engineer of record, surveyor, and environmental specialist from the property owners to finalize the Environmental Resource Permit (ERP) for the St. Johns Heritage Parkway.

The engineer of record, Jake Wise, P.E., of Construction Engineering Group; Jon H. Shepherd, MS, PWS, Atlantic Environmental Solutions; and Bob Doerrer, RLS, Horizon Surveyors of Central Florida, Inc.; were the primary consultants for the design and permitting.

At the time the City retained the services of these firms the design was at 100% and was proceeding through final review with the St. Johns River Water Management District (SJRWMD).

Due to the legal liabilities and associated cost of switching the engineer of record and sub-consultants at this juncture, it is necessary for the City to retain these firms to respond to final comments from SJRWMD.

Palm Bay Code of Ordinances 35.088 provides the following authority: In case of an emergency which requires immediate purchase of supplies, services or professional services, the City Manager shall be empowered as herein set forth, at the lowest obtainable price to purchase any supplies, services or professional services exceeding twenty-five thousand dollars (\$25,000.00). Such action shall be reported to the City Council with a full written report of the circumstances of the emergency being placed in the file of the purchasing manager. Additionally, Chapter 287.055 Florida Statute requires that professional surveying services be acquired through a competitive request for qualifications process for projects in which the construction is valued in excess of \$325,000. An exception exists in cases of valid public emergencies certified by the agency head.

REQUESTING DEPARTMENTS:

Growth Management Department, City Manager's Office, Finance Department, Purchasing Division

FISCAL IMPACT:

The cost to the City of Palm Bay for these surveying services is \$30,310.00. The St. Johns Heritage parkway is a Capital Improvement Project approved by the City Council as part of their annual budget adopted on September 3, 2015 and filed with the State of Florida.

RECOMMENDATION:

Motion to approve the emergency purchase of Professional Surveying Services for the St. Johns Parkway Project, from Horizon Surveyors of Central Florida located in Melbourne, FL.

Attachments: 1) Cost Proposals and invoices from Horizon Surveyors

SB/ab



**Horizon
Surveyors**

PROPOSAL

July 29, 2015

Job # 6157

Jeff Lee
716 SW River Bend Circle
Stuart, FL 34997

RE: St. John's Heritage Parkway, through property owned by Peat Holding, LLC,
lying within Sections 12 & 13, Township 30 South, Range 37 East, Brevard County,
Florida.

Horizon Surveyors will provide the following surveying services on the above referenced properties:

BOUNDARY SURVEY

- 1) Provide Boundary Survey to meet the Florida minimum technical standards
- 2) Per Legal Description as previously created
- 3) Set 5/8" Iron Rods at all property corners
- 4) Set Monuments at the East property line of parent parcel (4 corners)
- 5) Location of any and all improvements
- 6) Drawings provided along with AutoCAD Format disk

Proposed Fee: \$2760.00

HORIZON SURVEYORS CARRIES GENERAL LIABILITY & PROFESSIONAL LIABILITY INSURANCE.

All drawings certified to meet or exceed the minimum technical standards set forth by the Florida Board of Professional Land Surveyors in Chapter 5J-17, Florida Administrative Code, pursuant to Section 472.027 Florida Statutes.

Accepted _____

Date

8-11-15

Respectfully Submitted,

Robert R. Doerr, Jr., President

Horizon Surveyors
390 Poinciana Drive
Melbourne, Florida 32935

Invoice

Date	Invoice #
8/25/2015	7057

Bill To	Property Description
City of Palm Bay 120 Malabar Road Palm Bay, FL 32907	Part of Sections 12 & 13 Township 30 S, Range 37 E Brevard County, Florida

Terms	Job #
	6157 Lee Property - ...

Date	Item	Description	Quantity/Hrs	Rate	Amount
8/25/2015	027	Boundary Survey Per Proposal of July 29, 2015		2,760.00	2,760.00
			Total		\$2,760.00
Phone # 321-254-8133			Payments/Credits		-\$2,760.00
			Balance Due		\$0.00



Horizon Surveyors

PROPOSAL

July 29, 2015

Job # 6157

KJZ Sunrise, LLC
c/o Paul Paluzzi
605 S. Fremont Avenue
Tampa, FL 33606

RE: St. John's Heritage Parkway & I-95 Interchange, through property owned by Sebastian Resources 400 Limited, lying within Sections 10 & 11 Township 30 South, Range 37 East, Brevard County, Florida.

Horizon Surveyors will provide the following surveying services on the above referenced properties:

PARKWAY BOUNDARY SURVEY

- 1) Provide Boundary Survey to meet the Florida minimum technical standards
- 2) Per Legal Description as previously created
- 3) Set 5/8" Iron Rods at all property corners
- 4) Location of any and all improvements
- 5) Drawings provided along with AutoCAD Format disk

Proposed Fee: \$1680.00

INTERCHANGE BOUNDARY SURVEY

- 1) Provide Boundary Survey to meet the Florida minimum technical standards
- 2) Revise Legal Description per FDOT
- 3) Set 5/8" Iron Rods at all property corners
- 4) Location of any and all improvements
- 5) Drawings provided along with AutoCAD Format disk

Proposed Fee: \$2760.00

HORIZON SURVEYORS CARRIES GENERAL LIABILITY & PROFESSIONAL LIABILITY INSURANCE.

All drawings certified to meet or exceed the minimum technical standards set forth by the Florida Board of Professional Land Surveyors in Chapter 5J-17, Florida Administrative Code, pursuant to Section 472.027 Florida Statutes.

Accepted _____ Date _____

Respectfully Submitted,

Robert R. Doerr, Jr., President



Horizon Surveyors

PROPOSAL

July 29, 2015

Job # 6157

KJZ Sunrise, LLC
c/o Paul Paluzzi
605 S. Fremont Avenue
Tampa, FL 33606

RE: St. John's Heritage Parkway & I-95 Interchange, through property owned by Brevard Landvest, LLC, lying within Sections 1, 2 & 12, Township 30 South, Range 37 East, Brevard County, Florida.

Horizon Surveyors will provide the following surveying services on the above referenced properties:

PARKWAY BOUNDARY SURVEY

- 1) Provide Boundary Survey to meet the Florida minimum technical standards
- 2) Per Legal Description as previously created
- 3) Set 5/8" Iron Rods at all property corners
- 4) Location of any and all improvements
- 5) Drawings provided along with AutoCAD Format disk

Proposed Fee: \$2490.00

INTERCHANGE BOUNDARY SURVEY

- 1) Provide Boundary Survey to meet the Florida minimum technical standards
- 2) Revise Legal Description per FDOT
- 3) Set 5/8" Iron Rods at all property corners
- 4) Location of any and all improvements
- 5) Drawings provided along with AutoCAD Format disk

Proposed Fee: \$2760.00

HORIZON SURVEYORS CARRIES GENERAL LIABILITY & PROFESSIONAL LIABILITY INSURANCE.

All drawings certified to meet or exceed the minimum technical standards set forth by the Florida Board of Professional Land Surveyors in Chapter 5J-17, Florida Administrative Code, pursuant to Section 472.027 Florida Statutes.

Accepted _____

Date 7/29/15

Respectfully Submitted,

Robert R. Doerrer, Jr., President

Horizon Surveyors
390 Poinciana Drive
Melbourne, Florida 32935

Invoice

Date	Invoice #
8/25/2015	7059

Bill To	Property Description
City of Palm Bay 120 Malabar Road Palm Bay, FL 32907	Copanos Property Part of Sections 1,2,3,10,11,& 12 Township 30 S, Range 37 E Brevard County, Florida

Terms	Job #
	6284 Sunrise

Date	Item	Description	Quantity/Hrs	Rate	Amount
8/25/2015	027	Boundary Survey-Sebastian Resources Parkway		1,680.00	1,680.00
8/25/2015	027	Boundary Survey-Sebastian Resources Interchange		2,760.00	2,760.00
8/25/2015	027	Boundary Survey-Brevard Landvest Parkway		2,490.00	2,490.00
8/25/2015	027	Boundary Survey-Brevard Landvest Interchange		2,760.00	2,760.00

Total \$9,690.00

Phone # 321-254-8133

Payments/Credits -\$9,690.00

Balance Due \$0.00



PROPOSAL

July 29, 2015

Job # 6284

Cypress Bay Farms, LLC
235 West Drive
Melbourne, Florida 32904

Phone: 321-757-5600

RE: St. John's Heritage Parkway, through property owned by Cypress Bay Farms, LLC, lying within Section 3, Township 30 South, Range 37 East, Brevard County, Florida.

Horizon Surveyors will provide the following surveying services on the above referenced properties:

BOUNDARY SURVEY

- 1) Provide Boundary Survey to meet the Florida minimum technical standards
- 2) Per Legal Description as previously created
- 3) Set 5/8" Iron Rods at all property corners
- 4) Location of any and all improvements
- 5) Drawings provided along with AutoCAD Format disk

Proposed Fee: \$1410.00

HORIZON SURVEYORS CARRIES GENERAL LIABILITY & PROFESSIONAL LIABILITY INSURANCE.

All drawings certified to meet or exceed the minimum technical standards set forth by the Florida Board of Professional Land Surveyors in Chapter 5J-17, Florida Administrative Code, pursuant to Section 472.027 Florida Statutes.

Accepted _____ Date _____

Respectfully Submitted,

Robert R. Doerr, Jr., President

Horizon Surveyors

390 Poinciana Drive
Melbourne, Florida 32935

Invoice

Date	Invoice #
8/25/2015	7058

Bill To	Property Description
City of Palm Bay 120 Malabar Road Palm Bay, FL 32907	Cypress Bay Sections 3 & 10, Twp 30 S, Range 37 E Brevard County, Florida

Terms	Job #
Net 30	5868 Cypress Bay

Date	Item	Description	Quantity/Hrs	Rate	Amount
8/25/2015	027	Boundary Survey Per Proposal of July 29, 2015		1,410.00	1,410.00

Total \$1,410.00

Phone # 321-254-8133

Payments/Credits -\$1,410.00

Balance Due \$0.00



PROPOSAL

December 3, 2015

SUBMITTED TO:

The City of Palm Bay
Attn: Stuart Buchanan

Stuart.Buchanan@palmbayflorida.org

RE: St. John's Heritage Parkway Transmission Line Crossing in SE Palm Bay

Horizon Surveyors will provide the following surveying services on the above referenced property:

POWERLINE LOCATION SURVEY

- 1) All locations as required by FP&L for the Easement Crossing at St. John's Heritage Parkway
- 2) Provide drawing with pole locations and wire heights
- 3) Create legal description with sketch for the easement area overlapping the parkway

Proposed Fee: \$1,800.00 ✓

POND EASEMENTS ALONG PARKWAY

- 1) Provide legal descriptions with sketches for ponds

Proposed Fee: \$275.00 each ✓ (x3)

All drawings certified to meet or exceed the minimum technical standards set forth by the Florida Board of Professional Land Surveyors in Chapter 61G17, Florida Administrative Code, pursuant to Section 472.027 Florida Statutes.

Accepted  _____ Date _____

Respectfully Submitted,



Robert R. Doerr, Jr.
President

Horizon Surveyors

390 Poinciana Drive
Melbourne, Florida 32935

Invoice

Date	Invoice #
1/8/2016	7109

Bill To
City of Palm Bay attn: Stuart Buchanan 120 Malabar Road Palm Bay, FL 32907

Property Description
St. John's Heritage Parkway City of Palm Bay Brevard County Florida

Terms	Job #
Net 30	St. Johns Heritage P...

Date	Item	Description	Quantity/Hrs	Rate	Amount
1/8/2016	001	Provided drawing with FP&L pole locations and wire heights			
	001	Created legal description with sketch for the easement Per PO# 160534		1,800.00	1,800.00

			Total	\$1,800.00
Phone #			Payments/Credits	\$0.00
321-254-8133			Balance Due	\$1,800.00 ✓

Horizon Surveyors

390 Poinciana Drive
Melbourne, Florida 32935

Invoice

Date	Invoice #
12/16/2015	7089

Bill To
City of Palm Bay attn: Stuart Buchanan 120 Malabar Road Palm Bay, FL 32907

Property Description
St. John's Heritige Parkway City of Palm Bay Brevard County Florida

Terms	Job #
Net 30	St. Johns Heritage P...

Date	Item	Description	Quantity/Hrs	Rate	Amount
12/16/2015	015 001	Create Legal Descriptions with Sketches Ponds: 2,3,4,5,6,7,8 & Parkway Flood Plain Compensation Per Proposal of Dec, 03, 2015 City of Palm Bay Purchase Order #160534	8	275.00	2,200.00

			Total	\$2,200.00
Phone #			Payments/Credits	\$0.00
321-254-8133			Balance Due	\$2,200.00



**Horizon
Surveyors**

PROPOSAL

December 28, 2015

SUBMITTED TO:

The City of Palm Bay
Attn: Stuart Buchanan

Stuart.Buchanan@palmbayflorida.org

RE: St. John's Heritage Parkway Stormwater Ponds

Horizon Surveyors will provide the following surveying services on the above referenced property:

POND BOUNDARY SURVEYS

- 1) Set monuments (Iron Rods with Caps) at all boundary corners of Ponds 5, 6, 7A, 7B, 8, Parkway Flood Plain Compensation, and FDOT Flood Plain Compensation (Parcel 800).
- 2) Pond boundary surveys to be plotted with Parkway and Interchange Boundary Surveys.

Proposed Fee: \$10,800.00

(Based on 10 days of field crew at \$135/hr.)

All drawings certified to meet or exceed the minimum technical standards set forth by the Florida Board of Professional Land Surveyors in Chapter 61G17, Florida Administrative Code, pursuant to Section 472.027 Florida Statutes.

Accepted _____

Date 1/4/16

Respectfully Submitted,

Robert R. Doerr, Jr.
President

Horizon Surveyors

390 Poinciana Drive
Melbourne, Florida 32935

Invoice

Date	Invoice #
1/15/2016	7111

Bill To
City of Palm Bay attn: Angela Burak 120 Malabar Road Palm Bay, FL 32907

Property Description
St. John's Heritage Parkway Palm Bay, FL 32907

Terms	Job #
Net 30	St. Johns Heritage P...

Date	Item	Description	Quantity/Hrs	Rate	Amount
1/15/2016	001	Interchange pond boundary surveys As per proposal dated 12/28/2015		10,800.00	10,800.00
			Total		\$10,800.00
Phone #			Payments/Credits		\$0.00
			Balance Due		\$10,800.00



**Horizon
Surveyors**

PROPOSAL

January 26, 2016

SUBMITTED TO:

The City of Palm Bay
Attn: Angela Burak

Angela.burak@palmbayflorida.org

RE: St. John's Heritage Parkway Drainage Easements

Horizon Surveyors will provide the following surveying services on the above referenced property:

DRAINAGE EASEMENTS ALONG PARKWAY

- 1) Provide legal descriptions with sketches for Drainage Easements created for St. John's Water District

Proposed Fee: \$275.00 each x 6

All drawings certified to meet or exceed the minimum technical standards set forth by the Florida Board of Professional Land Surveyors in Chapter 61G17, Florida Administrative Code, pursuant to Section 472.027 Florida Statutes.

Accepted

Date

1/26/16

Respectfully Submitted,

Robert R. Doerr, Jr.
President

Horizon Surveyors

390 Poinciana Drive
Melbourne, Florida 32935

Invoice

Date	Invoice #
1/8/2016	710610

Bill To
City of Palm Bay attn: Stuart Buchanan 120 Malabar Road Palm Bay, FL 32907

Property Description
St. John's Heritage Parkway City of Palm Bay Brevard County Florida

Terms	Job #
Net 30	St. Johns Heritage P...


Date	Item	Description	Quantity/Hrs	Rate	Amount
1/8/2016	015	Create Legal Descriptions with Sketches for St. John's Drainage Easements Per PO# 160534	6	275.00	1,650.00

		Total	\$1,650.00
Phone #	321-254-8133	Payments/Credits	\$0.00
		Balance Due	\$1,650.00



LEGISLATIVE MEMORANDUM

TO: Honorable Mayor and Members of the City Council

FROM: Gregg Lynk, City Manager 

DATE: February 4, 2016

RE: Authority for Purchase of Utilities Department Vehicles utilizing Florida Sheriff's Association Contract/Bids #15-13-0904 & #15-23-0904; and authorization for Surplus Property Disposal of Vehicles

Staff is requesting Council approval to declare the following vehicles as "surplus property" to allow for disposal in accordance with City Procedures. The following vehicles have been identified for replacement in the approved FY16 Budget.

Department	Unit#	Year	Make	Model	VIN	Condition	Est. Proceeds
Utilities	6901	2004	Ford	F-350 4x4 p/u	1FDWFF37P54EC31610	Poor	\$4,500.00
Utilities	6902	2004	Ford	F-350 4x4 p/u	1FDWFF37P74EC31611	Poor	\$4,500.00
Utilities	6394	2002	Chevrolet	2500 4x4 p/u	1GCHK24U22E268222	Poor	\$2,500.00

The Fleet Services Division of the Public Works Department is requesting authorization for the purchase of vehicles to replace the units identified above through utilization of Florida Sheriff's Association Contract/Bids #15-13-0904 and #15-23-0904 as follows:

Unit# to Replace	Year	Make	Model	Cost	Vendor	Bid #
6901	2016	Chevrolet	Silverado 3500 4x4	\$34,373.00	Alan Jay Chevrolet, Sebring, FL	15-13-0904
6902	2016	Chevrolet	Silverado 3500 4x4	\$34,373.00	Alan Jay Chevrolet, Sebring, FL	15-13-0904
6394	2016	Ford	F-150 Super Cab 4x4	\$26,160.00	Don Reid Ford, Maitland, FL	15-23-0904

In accordance with City Code of Ordinance 35.085 COOPERATIVE PURCHASING AND UTILIZATION OF OTHER AGENCY CONTRACTS; *"The Purchasing Manager shall have the authority to join with other units of governments in cooperative purchasing ventures, or utilize other awarded governmental and not-for-profit bids or proposals for purchase of supplies or services when it is in the best interest of the city."* These type contracts are competitively awarded and available for other agencies to use. Utilization of other agency contracts reduces administrative work load and expedites the procurement cycle which allows the departments to obtain the equipment that they need in a timelier manner. The City's formal Request for Proposal process is not required.

Upon receipt of the newly acquired, each old unit will be prepped and transported to public auction. All auction proceeds will be deposited to the appropriate fund.

REQUESTING DEPARTMENTS:

Fleet Services, Public Works Department, Utilities Department, Purchasing Division, Finance Department.

FISCAL IMPACT:

Vehicle pricing per The Florida Sheriffs Association Bids is listed above. All prices are within the budgeted amounts with funds available in the Utilities Water Division Distribution Fund (Account# 421-8020-533-6403) for the two Chevrolet 3500 4x4 pickups @ \$34,373.00 each; and the Utilities Waste Water Division Collections Fund (Account# 421-8030-535-6403) for the one Ford F-150 Super Cab 4x4 pickup @ \$26,160.00.

RECOMMENDATION:

Motion to approve the disposal of the capital surplus property and procurement of replacement vehicles utilizing Florida Sheriff's Contract #15-13-904 from Alan Jay Chevrolet of Sebring, FL and Contract #15-23-0904 from Don Reid Ford of Maitland, FL.

Attachments:

- 1) Vendor Quote Sheet, Alan Jay Chevrolet
- 2) FSA Bid #15-13-0904, Spec #5, 2016 Chevrolet Silverado
- 3) Vendor Quote Sheet, Don Reid Ford
- 4) FSA Bid #15-23-0904, Spec #48, 2016 Ford F-150

BW/ab



FLORIDA SHERIFFS ASSOCIATION & FLORIDA ASSOCIATION OF COUNTIES

1 TON CAB & CHASSIS (DUAL REAR WHEEL) - 4X4 SPECIFICATION #5

2016 Chevrolet Silverado 3500 HD (CK36003)

The Chevrolet Silverado 3500 HD (CK36003) purchased through this contract comes with all the standard equipment as specified by the manufacturer for this model and FSA's base vehicle specification(s) requirements which are included and made a part of this contract's vehicle base price as awarded by specification by zone.

ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$26,292.00	\$25,792.00	\$25,292.00	\$26,292.00

While the Florida Sheriffs Association and Florida Association of Counties have attempted to identify and include those equipment items most often requested by participating agencies for full size vehicles, we realize equipment needs and preferences are going to vary from agency to agency. In an effort to incorporate flexibility into our program, we have created specific add/delete options which allow the purchaser to tailor the vehicle to their particular wants or needs.

The following equipment delete and add options and their related cost are provided here to assist you in approximating the total cost of the type vehicle(s) you wish to order through this program. Simply deduct the cost of any of the following equipment items you wish deleted from the base unit cost and/or add the cost of any equipment items you wish added to the base unit cost to determine the approximate cost of the type vehicle(s) you wish to order.

NOTE: An official listing of all add/delete options and their prices should be obtained from the appropriate dealer in your zone when preparing your order. Additional add/delete options other than those listed here may be available through the dealers, however, those listed here must be honored by the dealers in your zone at the stated prices.

VEHICLE:	Silverado 3500 HD (CK36003)			
DEALER:	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$26,292.00	\$25,792.00	\$25,292.00	\$26,292.00

Order Code	Delete Options	All Zones
	5-speed manual transmission with overdrive in lieu of automatic overdrive	NA
K35903-ZW9 ¹	Single rear wheels, 9,900 lbs. GVWR <i>Regular Cab Chassis SRW with 56" CA</i> ¹	NC ¹
	Air conditioning	NA
	AM/FM stereo radio	NA
	Limited slip differential on rear axles <i>LOCKING REAR Standard on base vehicle</i> ¹	NA ¹

Order Code	Add Options	All Zones
LML MW7 ¹	Engine upgrade - specify <i>6.6L DURAMAX diesel w/ Allison 6-speed automatic transmission.</i> ¹	\$8,393.00 ¹
	Engine upgrade - specify	NA
	Bi-fuel model - specify	NA
	CNG prep - specify	NA
	CNG conversion (discuss with dealer)	NA
	LPG conversion (discuss with dealer)	NA
	Dual fuel tanks <i>Dual fuel tanks std (N2M - Delete rear fuel tank, leaves front 23.5 gal front tank only \$73 **CREDIT**) -or- (N2L - Front fuel tank delete, leaves rear 40 gal tank only (requires diesel engine) \$37 **CREDIT**) ¹</i>	Std ¹
KW5 ¹	Alternator, extra HD <i>Upgraded 220 amp alternator. (K4B - Auxillary 730CCA battery \$134, required with crane applications, included with diesel engine upgrade.)</i> ¹	\$149.00 ¹
KHB ¹	Dual alternators <i>150amp and 220amp dual alternators, requires diesel engine upgrade</i> ¹	\$379.00 ¹
UF3 ¹	Idle control	\$199.00 ¹
JL1 ¹	Electric brake controller	\$229.00 ¹
PCR ¹	Manufacturer's model upgrade package (specify pkg. bid) <i>WT fleet convenience package includes: Power windows, outside heated/power adjustable vertical camper mirrors, inside rear view auto dimming mirror, and remote keyless entry(regular cab). PCR on crew cab \$597 as power windows are standard in crew cab model. -or- (1LT package includes: electronic shift on the fly with rotary dial, chrome wheel trim, body side molding, upgraded power heated trailer tow mirrors, rear deep tint glass, body colored handles, 4.2" Chevy Mylink AM/FM/XM/BT/USB upgraded radio, upgraded cloth bench, carpet flooring, rubberized mats, CD player, Leather wrapped steering with audio and cruise controls, 4.2" DIC, power windows w/ express up/down, remote keyless entry, vanity mirrors, auto dimming rear view mirror, and On Star with 4G LTE capability \$3190 for regular cab, \$4499 for crew cab)</i> ¹	\$889.00 ¹
	Power windows/door locks <i>Power door locks STD, power windows included and only available with manufactures upgrade package, both standard on crew cab.</i> ¹	NA ¹
	Speed control/tilt steering wheel	Std
	AM/FM radio with single CD <i>Included and only available with 1LT upgrade.</i> ¹	NA ¹

VEHICLE:	Silverado 3500 HD (CK36003)			
DEALER:	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$26,292.00	\$25,792.00	\$25,292.00	\$26,292.00

IOB ¹	"Blue Tooth" connectivity <i>MyLink Audio System Includes: 7" Diagonal color touch screen with AM/FM Stereo, USB Ports, aux jack, Bluetooth Streaming audio for music and most phones hands-free smartphone integration, Pandora Internet radio and voice activated technology for radio and phone.</i> ¹	\$299.00 ¹
UE1 ¹	On-Star <i>6 Mos OnStar with directions and connections plan (requires IOB radio upgrade)</i> ¹	\$174.00 ¹
U2K ¹	Satellite radio <i>(requires IOB & UE1)</i> ¹	\$182.00 ¹
AK0 ¹	Deep tinted glass <i>Factory Deep Tint Rear Window Only, ADD \$100 for crew cab configuration. (DT2 - Dealer Film on driver and pass doors \$149 (ADD \$45 for windshield strip).)</i> ¹	\$99.00 ¹
	Sliding rear window <i>(C49 Rear Window Defogger \$174)</i> ¹	NA ¹
	40/20/40 seat in vinyl	Std
H2R ¹	40/20/40 seat in cloth <i>Jet Black Cloth Seat Trim --or-- (AZ3/H2R/AG1 Cloth Front 40/20/40 bench seat with 10 way pwr driver's seat \$414)</i> ¹	NC ¹
AY0 ¹	Side air bags <i>Air bags, single-stage frontal and thorax side-impact, driver and front passenger, and head curtain side-impact, front and rear outboard seating positions</i> ¹	\$394.00 ¹
3K ¹	Third key <i>Dealer provided programmed third key. - or - (3KR - Dealer provided third key and remote \$373, when ordering with PCR.)</i> ¹	\$140.00 ¹
K35953-ZW9 ¹	Extended cab model <i>3500HD Double Cab Chassis with 56" CA.</i> ¹	\$3,629.00 ¹
K36043 ¹	Crew cab (4 door) <i>Includes four full doors with power windows and locks. 60" CA ONLY</i> ¹	\$4,469.00 ¹
RVS ¹	Cab steps <i>4" black tubular assist step -or- (VXJ - 4" chrome tubular assist step \$584) *(ADD \$100 to all step options when ordering double or crew cab)**</i> ¹	\$529.00 ¹
	Daytime running lights	Std
	Immobilize daytime running lights	NA
L-SPOT ¹	Left-hand pillar mounted 6" spotlight with clear halogen bulb, dealer installed <i>(ADD \$175 for LED light)</i> ¹	\$480.00 ¹
LR-SPOT ¹	Left & right-hand pillar mounted 6" spotlight with clear halogen bulb, dealer installed <i>(ADD \$350.00 for LED lights)</i> ¹	\$900.00 ¹
RS ¹	Vent visors - stick-on style <i>(\$110 FRONT DOORS ONLY)</i> ¹	\$189.00 ¹
RSF ¹	Rainshields - flange style <i>(\$110 FRONT DOORS ONLY)</i> ¹	\$189.00 ¹
BS ¹	Bug shield <i>Dealer installed Bug Shield hood protector</i> ¹	\$197.00 ¹
WGG ¹	Wrap-around grille guard <i>add \$300 for Winch Mount Plate</i> ¹	\$995.00 ¹

VEHICLE:	Silverado 3500 HD (CK36003)			
DEALER:	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$26,292.00	\$25,792.00	\$25,292.00	\$26,292.00

USOB ¹	Spray-in liner (Rhino, Line-X or approved equivalent) <i>Utility Body Spray on Bed liner in cargo area only. (ADD \$279 for box tops)**(ADD \$150 for 11' Utility Body.)</i> ¹	\$747.00 ¹
QZT ¹	All terrain tread tires <i>LT235/80R17E ALL TERRAIN BW TIRES -or- (QGM - LT 265/70R18 All terrain BSW, requires SRW option \$199)</i> ¹	\$199.00 ¹
NZZ ¹	Skid plates	\$149.00 ¹
NQF ¹	Shift on the fly <i>Transfer case, electronic shift with rotary dial controls</i> ¹	\$199.00 ¹
PTO ¹	PTO provision <i>Included and only available with diesel engine upgrade option.</i> ¹	NA ¹
PTO ¹	PTO auto trans provision <i>Included and only available with diesel engine upgrade option.</i> ¹	NA ¹
EC4000 ¹	4,000 lb. EH Auto Crane, or approved equivalent, with crane reinforcements with manual outriggers <i>Liberator 16,000ft-lb 4000PXTW16 Crane with Compartment Reinforcement, Spring Buildup, Boom Support & Manual Outriggers ** Req's PALFINGER Utility Body. - or - (Palfinger 18,500ft-lb PSC4016 Crane with Compartment Reinforcement, Spring Buildup, Boom Support & Manual Outriggers** Req's PALFINGER Utility Body \$20,517.) - or - (Stellar 16,000ft-lb EC4000 Crane with Compartment Reinforcement, Spring Buildup, Boom Support & Manual Outriggers ** Req's Knapheide Utility Body, take \$1500 credit when ordering with Knapheide Crane Body \$18,157.) *** (When Ordering with Gas Engine requires UF3 high idle, & K4B Auxiliary battery) (Requires GTY Wide Track Axle)</i> ¹	\$19,209.00 ¹
9CB ¹	9 ft. Auto Crane body, or approved equivalent, with shelf package, 12" bumper with crank outriggers <i>PALFINGER 9' 18.5K HD Crane Body w/ Standard Shelving, work bumper & outriggers included with Palfinger crane pricing. - or - (6108D54J 16K Rated with Crane Reinforcement, 12" Bumper and manual outriggers \$10,716) - or - (6108DL-30J Knapheide 30K Crane Body with Standard Shelving, 12" Bumper & Manual Crank Outriggers \$15,436) ** (Requires GTY Wide Track Axle) ** (Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle").**</i> ¹	\$8,408.00 ¹
11CB ¹	11 ft. Auto Crane body, or approved equivalent, with shelf package, 12" bumper with crank outriggers <i>PALFINGER 11' 18.5K HD Crane Body w/ Standard Shelving, work bumper & outriggers included with Palfinger crane pricing. - or - (6132DL-30J Knapheide 30K Crane Body with Standard Shelving, 12" Bumper & Manual Crank Outriggers \$15,539) ** (Requires GTY Wide Track Axle) ** (Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle").**</i> ¹	\$10,601.00 ¹
LG15 ¹	1,500 lb. lift gate	\$3,499.00 ¹
12KW ¹	12,000 lb. winch with remote <i>Requires WGG with winch mount plate.</i> ¹	\$1,534.00 ¹
HLF ¹	Headlight flashers	\$178.00 ¹
ZQ0 SKP ¹	Full size spare tire & rim <i>LT235/80R17E with 17" steel wheel (ships loose).</i> ¹	\$379.00 ¹
N2 DRW ¹	Nitrogen filled tires including spare tire <i>(\$209 with single rear wheel option)</i> ¹	\$249.00 ¹
CLVWC ¹	Trailer towing package, to include heavy duty flashers, wiring for trailer plug (7 prong round), and class IV frame mounted trailer hitch with 2" square removable receiver, 1" shank with 2" ball. May be dealer installed. <i>HD Class V Receiver, 7 Pin Wire Harness, Solid Steel Shank Draw Bar, 2 & 5/16" Ball, pin & Clip.</i> ¹	\$785.00 ¹
K36403 ¹	84" cab to axle	\$599.00 ¹

VEHICLE:	Silverado 3500 HD (CK36003)			
DEALER:	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$26,292.00	\$25,792.00	\$25,292.00	\$26,292.00

SLU132ADW ¹	Manufacturer's certified factory 11 ft. extended service body (requires 84" CA) <i>Reading Standard Line 11' DRW service body powder coated white, add \$1805 for Flip Top lids, \$891 for lighted compartments, \$1308 for Latchmatic Remote Locking System - or - (6132D54J Knapheide 11' Standard Service Wide Body Painted White \$8260, Add \$1526 for Flip Top Lids, \$771 for Compartment Lights, \$475 for Master Locking System) ** (Requires GTY Wide Track Axle & 84" CA) ** (Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle").** 1</i>	\$7,813.00 ¹
SLU108ADW ¹	Manufacturer's certified factory standard wide service body for dual rear wheels to include appropriate mirrors - specify. May be dealer installed. (NOTE: If you are ordering a service body, we are advising you to contact your awarded vendor.) <i>Reading Standard Line 9' Service Body Powder Coated White, Add \$945 for Flip Top Lids, \$674 for Compartment Lighting, \$1131 for Latchmatic Remote Locking System. - or - (K6108D54J Knapheide 9' Standard Service Wide Body Painted White \$6454 -- add \$788 for Flip Top Lids, \$588 for Compartment Lighting, \$388 for Master Locking System) ** (Requires GTY Wide Track Axle) ** (Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle").** 1</i>	\$6,326.00 ¹
PGNA ¹	Optional body - specify <i>Knapheide 9' GOOSENECK BODY. *(Add \$329 for 11' Body) - or - (PGNB - Add Duplicate Stop/Turn Signals to top of Bulkhead \$398) *(Add \$329 for 11' Body) - or - (PGNC - Add Duplicate signals at top of bulkhead plus Full Lower Skirts and integral tool boxes \$1829) *(Add \$329 for 11' Body) ** (Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle").** 1</i>	\$4,149.00 ¹
BUCKET 29 ¹	Optional body - specify <i>WARNER 9' SERVICE BODY WITH DT-29FP DURALIFT 29' BUCKET (Fish Plate Mtg Kit, DC Back up High Speed pump, end hung basket, Level Ride RR, Inclinator, Mud Flaps, Custom Tail Shelf under body to accommodate hitch, Back Up Alarm, Engine Start/Stop, reflective tape, (2) wheel chocks, Bumper Tail Shelf. (Requires 60" CA on GM Vehicles requires GTY Axle) ** (Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle").** 1</i>	\$42,783.00 ¹
BRUSH ¹	Optional body - specify <i>9.3' X 8' Custom Built Flatbed, FORD CHEVY GMC OR RAM 60" CA - Fire Style With Integrated Suction Hose Box - All-Welded Aluminum - 1/8" Marine Grade Aluminum - Cab Contoured Headboard with Vertical Bars - LED lighted Rear Tail Apron with Bumper - Aluminum Weld-on Rope Hooks - 6" Exterior Frame Rails - Channel Long Sills w/ Cross Members on 12" Centers - LIFETIME WARRANTY on Platform. Custom Top Boxes 74" w x 20" T x 16" D, Boxes With Lift Up Doors Gas Shocks, & One Adjustable Shelf, All 1/8 Marine Grade Alum, All Stainless Steel D- Ring Style Locks & Hinges. Alum Under bed Boxes Single Drop Door, 30x18x18, All 1/8 Marine Grade Alum, All Stainless Steel locks & Hinges, Stainless D- Ring Style locks Custom Rear Step Bumper Platform. *** (Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle").*** 1</i>	\$19,867.00 ¹
U108ADW DA ¹	Powder coating for utility body <i>Reading 9' Powder Coated Service Body, Add \$1080 for Flip Top Lids, \$674 for Compartment Lighting, \$1131 for Latchmatic Remote Locking System. - or - (U132ADW DA Reading 11' Powder Coated Service Body \$8,991, Add \$2184 for Flip Top Lids, \$891 for Compartment Lighting, \$1320 for Latchmatic Remote Locking System) ** (Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle"). ** N/A with Crane Option** 1</i>	\$7,378.00 ¹
9 2YD ¹	2-3 yd. dump with manual ground control tarp <i>Rugby eliminator series tippers painted black with 10ga steel construction, single acting electric hoist, manual tarp with ground control, ICC bumper, and 1/4 cab shield. (requires DRW & GTY) - or - (11 2YD Rugby 11' 2 - 3 Yard Dump eliminator series tippers painted black with 10ga steel construction, single acting electric hoist, manual tarp with ground control, ICC bumper, and 1/4 cab shield. \$9842) ** (requires 84" CA & GTY) ** (Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle").** 1</i>	\$9,484.00 ¹
9STK ¹	Manufacturer's certified factory 9 ft. flat stake body with 40" stake sides and gates (requires 60" CA) <i>Action 9' Flat bed includes: Fixed bulkhead w/ removable side & rear stakes. (ADD \$ 2850 for Electric hoist) * (CREDIT \$825 to delete stakes) ** (Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle").** 1</i>	\$5,057.00 ¹

VEHICLE:	Silverado 3500 HD (CK36003)			
DEALER:	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$26,292.00	\$25,792.00	\$25,292.00	\$26,292.00

12STK ¹	Manufacturer's certified factory 12 ft. flat stake body with 40" stake sides and gates (requires 84" CA) <i>Action 12' Flat bed includes: Fixed bulkhead w/ removable side & rear stakes. (ADD \$ 2850 for Electric hoist) (CREDIT \$1025 to delete stakes) **(Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle").**</i> ¹	\$5,767.00 ¹
	Backup alarm - Factory Installed	NA
BUA ¹	Backup alarm - Dealer Installed <i>Dealer installed 97db back up alarm.</i> ¹	\$179.00 ¹
AVF ¹	Backup camera with 3.5" LCD (rear mounted camera to provide wide angle field of vision at rear of vehicle) - Factory Installed <i>Factory backup camera wiring harness is standard. This option is utilizes factory in-dash display with dealer purchased & installed OEM camera. Requires reprogramming of the body control module by GM technician after installation on body.</i> ¹	\$679.00 ¹
	Backup camera with 3.5" LCD (rear mounted camera to provide wide angle field of vision at rear of vehicle) - Dealer Installed	NA
HAR ¹	Cab shield headache rack (protects back of cab)	\$497.00 ¹
	Pipe rack w/expanded metal basket over cab (for pickup bed)	NA
PRU ¹	Pipe rack w/expanded metal basket over cab (for utility body)	\$1,790.00 ¹
WG1475 ¹	Single ladder rack side mounted (specify street or curbside)	\$798.00 ¹
GTY ¹	Optional equipment - specify <i>Wide track axle (Increases Rear Axle Width by 8" for Crane, Service, & Dump Bodies)</i> ¹	\$189.00 ¹
COMBO ¹	Optional equipment - specify <i>Vanair "Contractor" model compressor/generator with 14HP Kohler engine, 5kW generator, 20 cfm reciprocating compressor with 30gal storage tank, and 1.75 gal gas fuel tank, installed. -or- (Vanair "Viper" model compressor generator with 25hp Kohler engine, 5.2kW generator, 40CFM rotary screw compressor. Self contained unit with 5gal gas fuel tank, installed \$12,345.) (ADD 50' air hose and reel to either unit \$590)</i> ¹	\$5,136.00 ¹
LANDSCAPE-9 ¹	Optional equipment - specify <i>9' LANDSCAPE DUMP WITH 11GA SMOOTH STEEL FLOOR & HEADBOARD, LR-416B SINGLE ACTING ELECTRIC HOIST, PAINTED BLACK, CROSS MEMBERS ON 12" CENTERS, PUNCHED WINDOW ON HEADBOARD, 48" EXPANDED METAL SIDES, 48" EXPANDED METAL REAR BARN DOORS, AND MANUAL GROUND CONTROL TARP. **(Includes FHSMV required chassis certification & manufacturer required PDI as "completed vehicle").**</i> ¹	\$8,947.00 ¹
3200 C ¹	Optional equipment - specify <i>Stellar EC 3200 11,500 ft-lb E/H crane (Requires Knapheide Std Utility Body). - or - (Palfinger PSC 3216 12,500 ft-lb E/H crane \$16,951 (Requires Palfinger body).) - or - (Liberator LIB 3200 10,000 ft-lb E/H crane \$16,721 (Requires Palfinger Body).) -or- (3200 C - Liftmoore 3200REE15 10,000 ft-lb E/H crane \$15805 (requires Reading Classic II Utility body).) *** All Cranes Include: Crane Reinforcements, Spring Build up, Manual Outriggers & Boom Rest ***</i> ¹	\$15,099.00 ¹
SAFE-T ¹	Optional equipment - specify <i>Fire extinguisher, First Aid Kit, and road triangles.</i> ¹	\$295.00 ¹
806-1210-UB ¹	Optional equipment - specify <i>1000 watt pure sine wave inverter installed in curbside FRONT compartment of utility body (requires body & KW5 (HD alternator) & suggest K4B (aux battery).)</i> ¹	\$798.00 ¹
RSL ¹	Optional equipment - specify <i>Roadside lighting package Includes: Four corner hide away LED kit, 8 LED traffic advisor mounted in rear window glass, (AMBER/CLEAR) Grille lights, wired to factory upfitter switches or 6-switch controller. -or- (ALB-TA - Amber LED Light Bar with Front Takedowns, Side Alley lights, and Rear Arrow Stick Traffic Advisor. (Add Go Light with Dash Mounted Remote for \$628))</i> ¹	\$1,729.00 ¹
LABOR ¹	Optional equipment - specify <i>(Labor Rates Based on Single Vehicle Build)</i> ¹	\$105.00 ¹

VEHICLE:	Silverado 3500 HD (CK36003)			
DEALER:	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac	Alan Jay Chevrolet, Buick, GMC, Cadillac
ZONE:	Western	Northern	Central	Southern
BASE PRICE:	\$26,292.00	\$25,792.00	\$25,292.00	\$26,292.00

3BLS ¹	Optional equipment - specify <i>3rd Brake Light Safety Pulse (Pulses 3rd Brake Light (4) times upon application of brake pedal to increase driver awareness behind you when stopping) ¹</i>	\$229.00 ¹
BXR ¹	Optional equipment - specify <i>(Body Transfer or 3rd Party Body Installations) In the event end user chooses to purchase cab & chassis only dealer will facilitate obtaining Manufacturer completed certificate, perform Manufacturer Required Pre-Delivery Inspection and ensure all proper tag and title documents are present to certify the vehicle as a complete vehicle in the State of Florida (Ref State Statutes 319.21 & 319.23). Alan Jay Fleet will coordinate with Certified Manufacturer and bring vehicle to Alan Jay to complete Manufacturer required pre-delivery inspection prior to delivering to customer. Transportation cost to facilitate the above transaction will be set at \$1.85 per mile from Alan Jay Fleet to 3rd Party Vendor back to Alan Jay to complete Inspection. Final Delivery from Alan Jay to customer is included in bid price. **Customer or agent MUST inspect vehicle at 3rd party location at time of delivery. Payment for Chassis will be due upon delivery of chassis to 3rd party vendor. ¹</i>	\$397.00 ¹
TEMP ¹	Temporary tag	\$45.25 ¹
TRANS ¹	Transfer existing registration (must provide tag number) <i>Includes temp tag & two way overnight shipping for signature. ¹</i>	\$168.85 ¹
TAG ¹	New state tag (specify state, county, city, sheriff, etc.) <i>Includes temp tag & two way overnight shipping for signature. ¹</i>	\$220.95 ¹
D-R9Y ¹	Maintenance Plan - specify <i>24mo / 24k mile scheduled maintenance program to include oil / filter change, 4-wheel tire rotation, and conduct a 27-point vehicle inspection. The plan covers up to (4) service visits within the 24 month period. (ADD \$41 WHEN ORDERING WITH DIESEL ENGINE) ¹</i>	\$89.00 ¹
	Maintenance Plan - specify	NA
	Maintenance Plan - specify	NA
MG4100 ¹	Warranty - specify <i>Major Guard 4yr 100k mile extended warranty \$0 deductible (ADD \$1775 FOR EMERGENCY USE SURCHARGE). ¹</i>	\$2,250.00 ¹
MG575 ¹	Warranty - specify <i>Major Guard 5yr 75k mile extended warranty \$0 deductible (ADD \$1775 FOR EMERGENCY USE SURCHARGE). ¹</i>	\$1,975.00 ¹
MG6100 ¹	Warranty - specify <i>Major Guard 6yr 100k mile extended warranty \$0 deductible (ADD \$1775 FOR EMERGENCY USE SURCHARGE). ¹</i>	\$3,035.00 ¹
	Diesel Warranty - specify	NA
	Diesel Warranty - specify	NA
	Diesel Warranty - specify	NA



DATE: 12/15/2015

PURCHASER ACKNOWLEDGES:
DON REID FORD IS UNABLE TO GUARANTEE DELIVERY DATES DUE TO MANY FACTORS, NOT LIMITED TO BUT INCLUDING: FORD MOTOR COMPANY PRODUCTION SCHEDULES, WEATHER, AVAILABILITY OF RAIL CARS, ETC.

We thank you for the opportunity to make this proposal and will appreciate your acceptance. Acceptance of this proposal will not be binding upon us until this proposal is approved hereonin writing by an official of Don Reid Ford, Inc. Return of one copy of this proposal and your purchase order number constitutes your official acceptance.

Please return this form via Fax: (407) 647-4779 or email
- EJore@aol.com

ACCEPTED: _____

PO# _____



FLORIDA SHERIFFS ASSOCIATION & FLORIDA ASSOCIATION OF COUNTIES

1/2 TON EXTENDED CAB PICKUP TRUCK - 4X4 SPECIFICATION #48

2016 Ford F-150 (X1E)

The Ford F-150 (X1E) purchased through this contract comes with all the standard equipment as specified by the manufacturer for this model and FSA's base vehicle specification(s) requirements which are included and made a part of this contract's vehicle base price as awarded by specification by zone.

ZONE:	★Western	★Northern	★Central	★Southern
BASE PRICE:	\$23,043.00	\$22,962.00	\$22,993.00	\$23,140.00

While the Florida Sheriffs Association and Florida Association of Counties have attempted to identify and include those equipment items most often requested by participating agencies for full size vehicles, we realize equipment needs and preferences are going to vary from agency to agency. In an effort to incorporate flexibility into our program, we have created specific add/delete options which allow the purchaser to tailor the vehicle to their particular wants or needs.

The following equipment delete and add options and their related cost are provided here to assist you in approximating the total cost of the type vehicle(s) you wish to order through this program. Simply deduct the cost of any of the following equipment items you wish deleted from the base unit cost and/or add the cost of any equipment items you wish added to the base unit cost to determine the approximate cost of the type vehicle(s) you wish to order.

NOTE: An official listing of all add/delete options and their prices should be obtained from the appropriate dealer in your zone when preparing your order. Additional add/delete options other than those listed here may be available through the dealers, however, those listed here must be honored by the dealers in your zone at the stated prices.

VEHICLE:	F-150 (X1E)			
DEALER:	Hub City Ford	Duval Ford	Don Reid Ford	Don Reid Ford
ZONE:	★ Western	★ Northern	★ Central	★ Southern
BASE PRICE:	\$23,043.00	\$22,962.00	\$22,993.00	\$23,140.00

Order Code	Delete Options	Western	Northern	Central & Southern
	AM/FM stereo radio	NA	NA	NA
	Air conditioning	NA	NA	NA
	Full size spare tire and rim	NA	NA	NA
XL6 ¹ DXL6 ²	Limited slip differential on 4-wheel drive <i>Not available when included within a particular option or group in the add options section.</i> ²	\$100.00 ¹	\$100.00 ²	\$200.00

Order Code	Add Options	Western	Northern	Central & Southern
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Please refer to the Emergency Vehicle Lighting Specifications for lightbar descriptions and the awarded dealer pricing.

99P ¹ 99F ² 99P ³	Engine upgrade - specify 2.7L V-6 ENG ¹ 5.0L V8 with Flex-Fuel Capability – Standard on 4x4 with 163.7" WB ² 2.7 ECO BOOST ³	\$794.00 ¹	\$1,594.00 ²	\$794.00 ³
99F ¹ 99P ² 99F ³	Engine upgrade - specify 5.0L V-8 ENG ¹ 2.7L V6 EcoBoost® with Auto Start/Stop Technology System (NA on 4x4 with 163.7" WB). For 3.5L V6 EcoBoost® use \$1994. ² 5.0L V-8 ³	\$1,595.00 ¹	\$794.00 ²	\$1,594.00 ³
68G ¹ 68G ² 99G ³	Bi-fuel model - specify REQ 5.0L V-6 ENG ¹ CNG/Propane Gaseous Engine Prep Pack (req. 99F 5.0L V8 engine) – Late Availability. Includes: Hardened Engine Intake Valves and Valve Seats, Bi-Fuel manifold. NOTE: This package does not include CNG/ Propane fuel tanks, lines, etc. Vehicle will be equipped w/the standard factory gasoline fuel system. Additional equipment combined w/Certified calibration reflash is required, from an external upfitter, to convert the vehicle to a CNG/Propane fueled vehicle. Ford Motor Company does not provide an exhaust or evaporative emissions certificate w/this option when converted to use CNG or Propane fuel. Ford does not represent that a vehicle converted to use CNG or Propane will comply w/all applicable U.S. or Canadian safety standards. It is the responsibility of the final stage manufacturer (body- builder, installer, alterer or subsequent stage manufacturer) to determine that any vehicle converted to use CNG or Propane complies w/U.S. ² 3.5 ECO BOOST ³	\$314.00 ¹	\$314.00 ²	\$1,994.00 ³
68G ¹ 68G ²	CNG model - specify REQ 5.0L V-8 ENG ¹ CNG/Propane Gaseous Engine Prep Pack (req. 99F 5.0L V8 engine) – Late Availability. Includes: Hardened Engine Intake Valves and Valve Seats, Bi-Fuel manifold. NOTE: This package does not include CNG/ Propane fuel tanks, lines, etc. Vehicle will be equipped w/the standard factory gasoline fuel system. Additional equipment combined w/Certified calibration reflash is required, from an external upfitter, to convert the vehicle to a CNG/Propane fueled vehicle. Ford	\$314.00 ¹	\$314.00 ²	\$1,295.00

VEHICLE:	F-150 (X1E)			
DEALER:	Hub City Ford	Duval Ford	Don Reid Ford	Don Reid Ford
ZONE:	★ Western	★ Northern	★ Central	★ Southern
BASE PRICE:	\$23,043.00	\$22,962.00	\$22,993.00	\$23,140.00

	Motor Company does not provide an exhaust or evaporative emissions certificate w/this option when converted to use CNG or Propane fuel. Ford does not represent that a vehicle converted to use CNG or Propane will comply w/all applicable U.S. or Canadian safety standards. It is the responsibility of the final stage manufacturer (body- builder, installer, alterer or subsequent stage manufacturer) to determine that any vehicle converted to use CNG or Propane complies w/U.S. ²			
CNG ¹ CNG ²	CNG conversion (discuss with dealer) REQ 5.0L V-8 ENG ¹ Requires 68G \$314 and 99F \$1594. Bifuel/dedicated 24 GGE system. ²	\$12,996.00 ¹	\$12,450.00 ²	\$1,295.00
LPG ¹	LPG conversion (discuss with dealer) REQ 5.0L V-8 ENG ¹	\$12,996.00 ¹	NA	NA
	Battery, 650 cca or greater	NA	NA	NA
	Dual batteries	NA	NA	NA
627-99F-XL6-53A-163 W-BASE ¹ 627 ² 627 ³	7,700 lbs. GVWR Increases GVWR to 7600 lbs. on XL and 7850 lbs. on XLT for improved payload and towing. Not available with: 2.7L V6 EcoBoost engine (99P), 145" WB on XL, XLT, XL/XLT Chrome Appearance Package (86A, 86B), XL/XLT T Sport Appearance Package (861, 862) Requires: Trailer Tow Package (53A) required when ordered with 5.0L Engine (99F), Max Trailer Tow Package (53C) required when ordered with 3.5L EcoBoost® Engine (99G) Includes: 3.73 Electronic-locking rear axle, 9.75" gear set, LT245/70R17E BSW all-terrain tires (A/T) (T7C) (XL only), LT275/65R18C OWL all-terrain tires (A/T) (T8C) (XLT), Upgraded springs and auxiliary transmission oil cooler, XL: 17" Silver Steel Heavy-Duty Payload Pkg. wheels (64W), XLT: 18" Silver Aluminum Heavy-Duty Payload Pkg. wheels (64H) Optional Equipment: XL: 18" Silver Aluminum Heavy-Duty Payload Pkg. wheels (64H)(LT275/65R18C OWL all-terrain tires (A/T) (T8C) are included with the Unique 18" Aluminum wheels (64H)) USE \$1694 FOR XLT ² REQUIRES 8 FOOT BED ³	\$3,889.00 ¹	\$1,499.00 ²	\$4,640.00 ³
67T ¹ 67T ² 67T ³	Electric brake controller Integrated Trailer Brake Controller (req. 53B Class IV Trailer Hitch or 53A Trailer Tow Pkg.; incl. with 53C Max Trailer Tow Pkg. ²	\$274.00 ¹	\$274.00 ²	\$274.00 ³
	Traction control AdvanceTrac w/RSC (RollStabilityControlTM) ²	Std	Std ²	Std
101A-300A ¹ X1E.300A ² XLT ³	Manufacturer's model upgrade package (specify pkg. bid) 101A XL OR UPGRADE PKG 300A XLT PKG \$5,299.00) ¹ F150 MODEL WITH XLT PACKAGE: EXTERIOR BoxLinkTM(includes four (4) premium locking cleats), Bumper,Front-Chrome with Body-color Fascia, BumperRear-Chrome, FogLamps, Grille-chrome Chrome Surround and Black Mesh Insert, mirrors, Sideview-Manual-folding,Power Glass with Black Skull Caps, Perimeter Anti-Theft Alarm, SecuriCode Keyless Entry Keypad, Driver's Side,Wheels-17"Silver Painted Aluminum INTERIOR/COMFORT AC-Chrome Ring w/ Obsidian Vanes, AM/FM Single-CD,Carpet-w/FloorMats, Compass,Cruise Control,Delayed Accessory Power, Illuminated Entry, MyKey, Power Locks with Flip Key and Integrated Key, Transmitter Keyless Entry (incl. Autolock) Power Tailgate Lock, Power Windows(Front/Rear)-One-touch, Rear Window with Fixed Privacy Glass, Scuff Plates, Cloth40/20/40 lumbar .Armrest w/storage, SYNC® 4.2"LCD Display in CenterStack, ApplinkTM,— One(1)Smart Charging USB port, Visors Mirrors. ²	\$1,304.00 ¹	\$4,000.00 ²	\$4,124.00 ³
CG ¹ CG ²	Seat trim upgrade - specif 40/20/40 Cloth, included in upgrade package 300a ² CLOTH ³	NC ¹	NC ²	NC ³

VEHICLE:	F-150 (X1E)			
DEALER:	Hub City Ford	Duval Ford	Don Reid Ford	Don Reid Ford
ZONE:	★ Western	★ Northern	★ Central	★ Southern
BASE PRICE:	\$23,043.00	\$22,962.00	\$22,993.00	\$23,140.00

85A ¹	Power windows/door locks	\$1,169.00 ¹	\$1,169.00 ²	\$1,169.00 ³
85A ²	<i>XL POWER EQUIPMENT GROUP (85A) Availability: Included on XL Mid (101a/300a) Opt. XL Base Includes: Autolamp – Auto On/Off Headlamps with Rainlamp Windshield Wipers Daytime Running Lamps (DRL) (On/Off Cluster Controllable) (when the non-controllable 942 Daytime Running Lamps (DRL) option is selected, it will replace the controllable DRL) Manual-folding, Dual Power Glass Sideview Mirrors with Black Skull Caps Illuminated Entry MyKey® Owner Controls Feature Perimeter Alarm Power Locks with Flip Key and Integrated Key Transmitter keyless-entry (includes Autolock) Power Tailgate Lock Power Windows (front and rear on SuperCab specifications) ²</i>			
85A ³				
50S ¹	Speed control	\$224.00 ¹	\$224.00 ²	\$224.00 ³
50S ²	Included in model upgrade packages 101a, 300a ²			
50S ³				
	Tilt steering wheel	Std	Std	Std
	Passenger dome lamp	Std	Std	NA
VG ¹	Bucket seats in lieu of bench seat	\$294.00 ¹	\$294.00 ²	\$294.00 ³
WG ²	• Cloth 40/Console/40 Front Seats with Flow-through Console and steering column- mounted shift XL model. With XLT model upgrade use (UG): • Cloth			
BS ³	40/Console/40 Front Seats with four-way adjustable driver/passenger headrests, manual driver/passenger lumbar (Base), power driver/manual passenger lumbar (Mid), power driver/passenger lumbar (Luxury). Flow-through Console and steering column-mounted shift at \$294 ²			
168 ¹	Carpet in lieu of rubber floor covering	\$144.00 ¹	\$144.00 ²	\$94.00 ³
168 ²	Color-coordinated Carpet w/Carpeted Matching Floor Mats, included in XLT 300a			
168 ³	²			
47R ¹	Floor mats	\$94.00 ¹	\$94.00 ²	\$74.00
47R ²	All-Weather Rubber Floor Mats (req. 168 Color-coordinated Carpet w/Carpeted Matching Floor Mats) ²			
924 ¹	Deep tinted glass	\$99.00 ¹	\$99.00 ²	\$395.00
924 ²	Rear window, Fixed Privacy Glass with 57Q Defroster, Included with 300a. NA with 101a package. For dealer added tint add \$345 ²			
435 ²	Sliding rear window	NA	\$449.00 ²	\$449.00 ³
435 ³	Power-sliding Rear Window -- XL (Including 57Q & 924) Use \$349 with Power-sliding Rear Window -- XLT (Including 57Q) ²			
58B ¹	AM/FM radio with single CD	\$289.00 ¹	\$289.00 ²	\$289.00 ³
58B ²	Included in upgrade packages ²			
58B ³				
	On-Star	NA	NA	NA
58C ¹	Satellite radio	\$484.00 ¹	\$484.00 ²	NA
58C ²	Single-CD w/SiriusXM Satellite Radio With 101A or 300A use \$194 ²			
AK-KF ¹	Additional Key(s) or Key Fob(s) when applicable	\$296.00 ¹	\$300.00 ²	\$250.00 ³
3K ²	Use \$76 for simple fleet key, Included with RFC ²			
DLR ³				
	Side air bags	Std	Std	Std
WB-163 ¹	Long bed in lieu of short bed	\$1,909.00 ¹	Incl. ²	\$1,844.00 ³
8 BOX ²	REQ UPGRADE ENG 5.0L V-8 ¹			
163 ³	Included in X1E.163 model upgrade with 163 inch wheelbase frame. ²			

VEHICLE:	F-150 (X1E)			
DEALER:	Hub City Ford	Duval Ford	Don Reid Ford	Don Reid Ford
ZONE:	★Western	★Northern	★Central	★Southern
BASE PRICE:	\$23,043.00	\$22,962.00	\$22,993.00	\$23,140.00

LHP-6" ¹ LSL ²	Left-hand pillar mounted 6" spotlight with clear halogen bulb, dealer installed <i>For Go-Light remote operated spot light add \$649 includes bed mounted Pole in lieu of roof mount. ²</i>	\$696.00 ¹	\$495.00 ²	\$495.00
L & RHP-6" ¹ 2SL ²	Left & right-hand pillar mounted 6" spotlight with clear halogen bulb, dealer installed <i>For Go-Light remote operated spot light add \$649 includes bed mounted Pole in lieu of roof mount. ²</i>	\$969.00 ¹	\$796.00 ²	\$895.00
VVST ¹ VV ²	Vent visors - stick-on style	\$144.00 ¹	\$160.00 ²	\$250.00
RSFS ¹ RS ²	Rainshields - flange style	\$144.00 ¹	\$160.00 ²	\$250.00
BUG ¹ BS ²	Bug shield	\$396.00 ¹	\$195.00 ²	\$395.00
54M-54Y ¹ 54M ² DLR ³	Trailer tow mirrors <i>Manual-folding, Manually Telescoping, Manual Glass Trailer Tow Mirrors with Black Skull Caps (NA with 998 3.5L V6 Ti-VCT engine, 85A XL Power Equipment Group; req. 53A Trailer Tow Pkg. or 53C Max Trailer Tow Pkg.) 54Y (\$394 xl or \$274 with XLT 300a)/59s (\$174): Manual-folding, Manually Telescoping, Power Glass Trailer Tow Mirrors with Heat, Turn Signal, High-Intensity LED Security Approach Lamps, LED Side-mirror Spotlights and Black Skull Caps (NA with 998 3.5L V6 Ti-VCT engine; req. 85A XL Power Equipment Group and 53A Trailer Tow Pkg. or 53C Max Trailer Tow Pkg.)²</i>	\$394.00 ¹	\$89.00 ²	\$394.00 ³
WGG ¹ WGG ² WGG ³	Wrap-around grille guard <i>Required with Winch 8kw at \$1295 ²</i>	\$1,696.00 ¹	\$1,296.00 ²	\$1,295.00 ³
ATB ¹ TBX ²	Aluminum tool box <i>Single Lid Locking ²</i> <i>WEATHER GUARD TOOL BOX 795.00 ³</i>	\$4,474.00 ¹	\$395.00 ²	\$550.00 ³
96P ¹ 96P ² 96P ³	Bedliner <i>Plastic drop in bed liner with tailgate protector. Rubber bed mat add \$160 ²</i>	\$279.00 ¹	\$349.00 ²	\$349.00 ³
96W ¹ 96W ² 96W ³	Spray-on bedliner (Rhino, Line-X or approved equivalent) <i>For Heavy Duty dealer installed Line-x brand use \$550.00. ²</i>	\$474.00 ¹	\$494.00 ²	\$474.00 ³
	Tow hooks	Std	Std	NA
53B ¹ HD TOW ² 53A ³	Class IV hitch and ball <i>INC 2" BALL PIN & CLIP ¹</i> <i>Includes (53b) Class IV Trailer Hitch (incl. Smart Trailer Tow Connector, 4-pin/7-pin wiring, Class IV trailer hitch receiver), draw bar, pin clip, 2 inch ball, and plug. ²</i>	\$192.00 ¹	\$659.00 ²	\$894.00 ³
8LB-W ¹ 8KW ²	8,000 lb. winch with remote <i>Requires WGG, Warn or equal ²</i>	\$1,696.00 ¹	\$1,295.00 ²	\$1,695.00

VEHICLE:	F-150 (X1E)			
DEALER:	Hub City Ford	Duval Ford	Don Reid Ford	Don Reid Ford
ZONE:	★Western	★Northern	★Central	★Southern
BASE PRICE:	\$23,043.00	\$22,962.00	\$22,993.00	\$23,140.00

53A ¹ 53A ² 53A ³	Heavy duty towing package up to 5,000 lbs. with appropriate hitch <i>INC 2" BALL PIN & CLIP</i> ¹ <i>Trailer Tow Package – XL Base: incl. Smart Trailer Tow Connector, 4-pin/7-pin wiring, Class IV trailer hitch receiver, upgraded front stabilizer bar, auxiliary transmission oil cooler; (Pro Trailer Backup Assist (47E) is optional on XL Base ADD \$400 (47E requires 76C and 85A); 998 3.5L V6 Ti-VCT incl.Engine Oil Cooler. FOR XLT MODEL UPGRADE 47E and 76C are required plus ADD \$395.²</i>	\$596.00 ¹	\$494.00 ²	\$925.00 ³
53C-99G ¹ 53C ² 53A/99F ³	Heavy duty towing package up to 7,200 lbs. with appropriate hitch <i>INC 2" BALL PIN CLIP REQ UPGRADE ENG (3.5/ ECOBOOST ENG)</i> ¹ <i>Max Trailer Tow Package (req. 3.5L V6 EcoBoost®) – XL Base: incl. Smart Trailer Tow Connector, 4-pin/7-pin wiring, Class IV trailer hitch receiver, upgraded front stabilizer bar, auxiliary transmission oil cooler (Pro Trailer Backup Assist (47E) is optional on XL Base ADD \$400 (47E requires 76C and 85A), MAX TRAILER TOW PACKAGE (53C) Not available with: 2.7L V6 EcoBoost® Payload Pkg. (622) Requires: 3.5L EcoBoost® Engine (99G) Includes: 3.55 Electronic-locking rear axle (axle is changed to 3.73 Electronic-locking differential if ordered with Heavy-Duty Payload Pkg. (627; use \$694)) 4- pin/7-pin wiring harness Auxiliary transmission oil cooler Class IV trailer hitch receiver Smart Trailer Tow Connector (standard on Lariat and higher) Integrated Trailer Brake Controller Upgraded front stabilizer bar Upgraded rear bumper. Includes pin clip and plug. FOR XLT MODEL UPGRADE 47E and 76C are required plus ADD \$395.²</i>	\$3,089.00 ¹	\$794.00 ²	\$2,519.00 ³
413 ¹ 413 ² 413 ³	Skid plates	\$159.00 ¹	\$159.00 ²	\$144.00 ³
FTC ¹ FTC ²	Fiberglass tonneau cover (painted to match) <i>For Retrax Brand locking retractable cover use \$1396, for rollnlock brand use \$1496.²</i>	\$1,696.00 ¹	\$1,495.00 ²	\$1,495.00
FCHT ¹ FCHT ²	Fiberglass cab high toppler with front, side and rear windows (painted to match) <i>Add \$395 for side access windows²</i>	\$1,896.00 ¹	\$1,695.00 ²	\$1,895.00
942 ¹ 942 ² 942 ³	Daytime running lights	\$44.00 ¹	\$44.00 ²	\$44.00 ³
	Immobilize daytime running lights	NA	Std	NA
T7C ²	All terrain tires in lieu of all season tires <i>LT245/70R17E BSW all-terrain tires (A/T) (incl. in 627 Heavy-Duty Payload Pkg.)²</i>	Std	NC ²	Std
NFT ¹ N2 ²	Nitrogen filled tires including spare tire	\$199.00 ¹	\$225.00 ²	\$200.00
	Full size spare tire and rim	Std	Incl.	Std
	Midbox body option	NA	NA	NA
STC ¹ SKCOMPAK ²	Steel truck cap <i>SpaceKap - 8' Compak (Transferable Service Body). Body can be placed in any 8' truck bed. Easily transferable. Also available for 6' truck bed. Add Contractor Bin Pkg for \$1,335. Add Service Pkg for \$2,985.²</i>	\$7,996.00 ¹	\$8,545.00 ²	\$3,995.00
CSHR ¹ CS ²	Cab shield headache rack (protects back of cab) <i>Add \$300 for beacon plates left and right.²</i>	\$696.00 ¹	\$595.00 ²	\$1,295.00

VEHICLE:	F-150 (X1E)			
DEALER:	Hub City Ford	Duval Ford	Don Reid Ford	Don Reid Ford
ZONE:	★Western	★Northern	★Central	★Southern
BASE PRICE:	\$23,043.00	\$22,962.00	\$22,993.00	\$23,140.00

PR-EMB ¹ PRPU ²	Pipe rack w/expanded metal basket over cab (for pickup bed)	\$1,896.00 ¹	\$1,796.00 ²	\$1,695.00
	Pipe rack w/expanded metal basket over cab (for utility body)	NA	NA	NA
SLRS ¹ SLR ²	Single ladder rack side mounted (specify street or curbside)	\$1,396.00 ¹	\$1,196.00 ²	\$1,495.00
153 ¹ 153 ² 153 ³	Front license bracket	NC ¹	NC ²	NC ³
85H ¹ 85H ² 85H ³	Backup alarm, factory installed	\$99.00 ¹	\$124.00 ²	\$124.00 ³
BAD ¹ BUA ²	Backup alarm, dealer installed <i>Whelen, Ecco included in Long wheel base optional model upgrade.</i> ²	\$99.00 ¹	\$150.00 ²	\$100.00
76C ¹ 76C ² 76C ³	Backup camera with 3.5" LCD (rear mounted camera to provide wide angle field of vision at rear of vehicle) - factory installed <i>REQ POWER WINDOW & DOOR LOCKS</i> ¹ <i>FOR Pro Trailer Backup Assist (47E):req. Rear View Camera (76C), 85A Power Equipment Group and 53B Class IV Trailer Hitch, 53A Trailer Tow Package or 53C Max Trailer Tow Package.) Add \$394 • Provides added driver convenience and awareness when backing a hitched conventional trailer by allowing the driver to "steer the trailer" instead of steering the truck • Activated and operated by the control knob located on the instrument panel below the 4x4 rotary control switch (if equipped) • Works in conjunction with EPAS, rearview camera and center stack screens • Includes a tailgate LED to aid in nighttime trailer hook-up • Store and recall up to 10 different conventional trailers • System is limited to 5mph and is over ridden when the driver turns the steering wheel • Available with any of the Trailer Tow Package²</i>	\$249.00 ¹	\$249.00 ²	\$1,219.00 ³
BUC ¹ BUC ² BUC ³	Backup camera with 3.5" LCD (rear mounted camera to provide wide angle field of vision at rear of vehicle) - dealer installed	NA ¹	\$695.00 ²	\$795.00 ³
X1E.163 ² DLR ³	Optional equipment - specify <i>F150 Model upgrade including long 163 inch wheelbase and 8 Foot Pick up Bed. Deletes 6.5 ft bed. Required with HD payload upgrade. Includes Ecco Bua.</i> ² <i>AMBER LED LIGHT BAR</i> ³	NA	\$585.00 ²	\$1,795.00 ³
LG12 ² DLR ³	Optional equipment - specify <i>Thieman 1200 Liftgate Series</i> ² <i>BEACON</i> ³	NA	\$2,700.00 ²	\$495.00 ³
LTS ² DLR ³	Optional equipment - specify <i>Havis laptop stand universal. For inverter add \$400</i> ² <i>RAM LAP TOP STAND</i> ³	NA	\$695.00 ²	\$695.00 ³
RPO ² DLR ³	Optional equipment - specify <i>Any factory option not listed within specification is eligible for the discount amount indicated as a credit per item off the manufacturer's current MSRP schedule per fleet.ford.com</i> ² <i>SODE TOOL BOX</i> ³	NA	(\$1.00) ²	\$495.00 ³

VEHICLE:	F-150 (X1E)			
DEALER:	Hub City Ford	Duval Ford	Don Reid Ford	Don Reid Ford
ZONE:	★ Western	★ Northern	★ Central	★ Southern
BASE PRICE:	\$23,043.00	\$22,962.00	\$22,993.00	\$23,140.00

RFC ²	Optional equipment - specify <i>Regional freight charge per vehicle for alternative zone purchasing per section 3.54 paragraph A, item 1b. Per terms and specifications 1.14, pre-delivery service inspection and all delivery requirements, plus additional fleet simple key included. Not applicable when agency is domiciled in same zone as the base award. Amount is calculated via statistical algorithm utilizing trending market sales data and median variable freight costs within certain statistical mileage data points within the state of Florida. Any dollar volume credit to this unit cost, where applicable, is derived per section 3.55 ²</i>	NA	\$395.00 ²	
LRPH ¹ LABOR ² DLR ³	Labor rate per hour <i>Labor rate per hour. Refer to Emergency lighting price submission for schedule. See dealer quote for itemization. Includes professional EVT certified installation, wire loom, connectors, prep kit and consultation ²</i>	\$89.00 ¹	\$145.00 ²	\$85.00 ³
NST ¹ TAG ² DLR ³	New state tag (specify state, county, city, sheriff, etc.) <i>Per Florida Statute 320.08, A dealer can only charge the purchaser the actual fees authorized by statute for title and registration transfers. These will be the fees charged by the county tax collector's office for transferring title and registrations. Overcharging of these fees without refunding the overcharge is unlawful and could result in disciplinary action against the dealer's license. The dealer is responsible for refunding the overcharged amount to the purchaser. Private tag agency fees cannot be included in the category of title and registration fees: DHSMV Procedure TL-10. [TL-10: http://www3.flhsmv.gov/DMV/Proc/TL/TL-10.PDF] ²</i>	\$165.00 ¹	\$130.00 ²	\$250.00 ³
TER ¹ TX ² DLR ³	Transfer existing registration (must provide tag number) <i>Per Florida Statute 320.08, A dealer can only charge the purchaser the actual fees authorized by statute for title and registration transfers. These will be the fees charged by the county tax collector's office for transferring title and registrations. Overcharging of these fees without refunding the overcharge is unlawful and could result in disciplinary action against the dealer's license. The dealer is responsible for refunding the overcharged amount to the purchaser. Private tag agency fees cannot be included in the category of title and registration fees: DHSMV Procedure TL-10. [TL-10: http://www3.flhsmv.gov/DMV/Proc/TL/TL-10.PDF] ²</i>	\$100.00 ¹	\$85.00 ²	\$150.00 ³
TEMP TAG ¹ TEMP ² DLR ³	Temporary tag	\$36.00 ¹	\$6.00 ²	\$35.00 ³
MPP575 ²	Maintenance Plan - specify <i>5 Year 75,000 mile Premium Maintenance Plan. 15 service visits at 5000 mile intervals for vehicles with Gas Engine, zero deductible. ²</i>	NA	\$1,860.00 ²	
MPP675 ²	Maintenance Plan - specify <i>6 Year 75,000 mile Premium Maintenance Plan. 15 service visits at 5000 mile intervals for vehicles with Gas Engine, zero deductible. ²</i>	NA	\$1,905.00 ²	
MPP610 ²	Maintenance Plan - specify <i>6 Year 100,000 mile Premium Maintenance Plan. 20 service visits at 5000 mile intervals for vehicles with Gas Engine, zero deductible. ²</i>	NA	\$2,400.00 ²	
6/100 ¹ DB575 ² ESP ³	Warranty - specify <i>POWERTRAIN CARE WITH (0) DEDUCTIBLES ¹</i> <i>5 Yr 75,000 mile zero deductible BASECare plan. 5 Yr 100,000 mile zero deductible use \$2195. Complete pricing schedule available upon request. Prices quoted per FordMoCo Florida Retail ESP April 2015 Pricing Guide. For Emergency Application Add \$605 surcharge²</i> <i>POWERTRAIN CARE 6/100 0 DED ³</i>	\$1,910.00 ¹	\$1,590.00 ²	\$1,910.00 ³

VEHICLE:	F-150 (X1E)			
DEALER:	Hub City Ford	Duval Ford	Don Reid Ford	Don Reid Ford
ZONE:	★ Western	★ Northern	★ Central	★ Southern
BASE PRICE:	\$23,043.00	\$22,962.00	\$22,993.00	\$23,140.00

6/100 ¹ DE575 ² ESP ³	Warranty - specify <i>BASE CARE WITH (0) DEDUCTIBLES¹</i> <i>5 Yr 75,000 mile zero deductible EXTRACare plan. 5 Yr 100,000 mile zero deductible use \$2665. Complete pricing schedule available upon request. Prices quoted per FordMoCo Florida Retail ESP April 2015 Pricing Guide. For Emergency Application Add \$555 surcharge²</i> <i>BASE CARE 6/100 0 DED³</i>	\$2,355.00 ¹	\$1,860.00 ²	\$2,355.00 ³
6/100 ¹ DP575 ² ESP ³	Warranty - specify <i>EXTRA CARE WITH (0) DEDUCTIBLES¹</i> <i>5 Yr 75,000 mile zero deductible PREMIUMCare plan. 5 Yr 100,000 mile zero deductible use \$3470. Complete pricing schedule available upon request. Prices quoted per FordMoCo Florida Retail ESP April 2015 Pricing Guide. For Emergency Application Add \$505 surcharge²</i> <i>EXTRA CARE 6/100 0 DED³</i>	\$2,850.00 ¹	\$2,615.00 ²	\$2,855.00 ³



MEMO TO: Honorable Mayor and Members of City Council

FROM: Terese M. Jones, City Clerk

DATE: February 4, 2016

SUBJECT: Two (2) Appointments – Enterprise Zone Development Agency

The terms of Jennifer Lasser and Hilda Benedith of the above subject board expired on December 31, 2015.

As you may recall, the Agency is required to be comprised of members representing the Enterprise Zone, the regional workforce board, and certain segments of the community. Ms. Lasser represents the "regional work force board" and Ms. Benedith represents "local law enforcement".

The following applications have been received:

<u>Name</u>	<u>Representing</u>
Jennifer Lasser	"regional work force board"
Melissa Rogers	"local law enforcement"

The matter is presented to Council for the appointment of two (2) members to the Enterprise Zone Development Agency.

If you should have any questions, please advise.

/jcd

JAN 19 2016



APPLICATION FOR MEMBERSHIP

CITY CLERK

CITY BOARDS OR COMMITTEES

City of Palm Bay
120 Malabar Road
Palm Bay, FL 32907

Phone: 321-952-3414
Fax: 321-953-8971
www.palmbayflorida.org

Board/Committee **Enterprise Zone**First Name: **Jennifer**

Middle:

Last Name: **Lasser**Home Address: **50 Berkeley St #E178**

City:

Satellite BeachState: **Florida**Zip Code: **32937**Phone Number (#####) **3213940537**

Fax Number (#####):

E-mail: **jlasser@careersourcebrevard.com****Employment**

Employer:

CareerSource Brevard

Occupation:

Business Services Manager

Address:

5275 Babcock Street, NE Suite 8B

City:

Palm BayState: **FL**Zip Code: **32905**Phone Number (#####) **3213940537**

Fax Number (#####):

E-mail:

Job Responsibilities: **Serve local employers and businesses employment solutions and provide workforce development support.****Education**

Type of School	Name of School and Location	No. Years Completed	Major or Degree
High School			
College Bus. or Trade School	UCF - Orlando	2	Masters
Professional School			
Other			

Have you ever held a business tax receipt: ☐ yes ☒ no

If yes, please provide the following:

Title:

Issue Date:

Issuing Authority:

If any disciplinary action has been taken, please state the type and date of the action taken:

Disciplinary Action:

Disciplinary Date:

Continue on the next page

Are you a resident of the City? ☐ yes ☒ no If yes, how long? Years Months

How long have you been a resident of Brevard County? Years 7 Months 9

Are you a United States citizen? ☒ yes ☐ no Are you a registered voter of the City ? ☐ yes ☒ no

Are you employed by the City? ☐ yes ☒ no If yes, what department?

Do you presently serve on a City board(s)? ☒ yes ☐ no

If yes, please list board(s): Enterprise Zone

Have you previously served on a City board(s)? ☒ yes ☐ no

If yes, please list board(s): Enterprise Zone

Are you currently serving on a board, authority, commission for another governmental agency? ☐ yes ☒ no

If yes, what agency and board?

Have you ever been convicted or pled guilty to a criminal charge or pled nolo contendere (no contest) to a criminal charge? ☐ yes ☒ no

If yes, what charge? where; when;

and disposition was: Have your civil rights been restored? ☐ yes ☐ no

Are you a member or participant of any community organizations? ☐ yes ☒ no

If yes, please list

What are your hobbies/interests?

Workforce Development and Economic Development

Why do you want to serve on this board/committee?

Enjoy learning and providing support to grow businesses locally.

Section 760.80, Florida Statutes, requires certain information on statutorily created boards to be filed on an annual basis. Please complete the following:

Race: White

Gender: Female

Physically Disabled: no

APPLICANT CERTIFICATION

By filing this application with the City of Palm Bay, I do hereby acknowledge the following:

1. This application, when completed and filed with the Office of the City Clerk, is a PUBLIC RECORD under Chapter 119, Florida Statutes, and is open to public inspection.
2. I am responsible for keeping the information on this form current and that any changes or updates will be provided to the Office of the City Clerk.
3. I consent to filing the Statement of Financial Interests (Form 1) if required for this board.
<http://www.ethics.state.fl.us/ethics/forms.html>
4. If appointed to a board/committee, I acknowledge that it is my obligation and duty to comply with the following:

Code of Ethics for Public Officials (Florida Statutes, Chapter 112, Part III)
Florida Sunshine Law (Florida Statutes, Chapter 286)
<http://www.flsenate.gov/Statutes>
5. I understand the responsibilities associated with being a board/committee member, and I will have adequate time to serve on this board/committee.

The information provided on this form is true and correct, and consent is hereby given to the City Council or its designated representative to verify any and/or all information provided.

Please return via email:

Submit

or mail to: City of Palm Bay
Office of the City Clerk
120 Malabar Road, SE
Palm Bay, FL 32907

Or Fax: (321) 953-8971



Office of The
JAN 20 2016
City Clerk

APPLICATION FOR MEMBERSHIP CITY BOARDS OR COMMITTEES

City of Palm Bay
120 Malabar Road
Palm Bay, FL 32907

Phone: 321-952-3414
Fax: 321-953-8971
www.palmbayflorida.org

Board/Committee **Enterprise Zone Redevelopment Agency**

First Name: **Melissa** Middle: Last Name: **Rogers**

Home Address: **130 Malabar Road**

City: **Palm Bay** State: **Florida** Zip Code: **32907**

Phone Number (#####) **321-952-3462** Fax Number (#####):

E-mail: **Melissa.Rogers@palmbayflorida.org**

Employment

Employer: Occupation:

Address:

City: State: Zip Code:

Phone Number (#####) Fax Number (#####):

E-mail:

Job Responsibilities:

Education

Type of School	Name of School and Location	No. Years Completed	Major or Degree
High School			
College Bus. or Trade School			
Professional School			
Other			

Have you ever held a business tax receipt: ☐ yes ☐ no

If yes, please provide the following:

Title:

Issue Date: Issuing Authority:

If any disciplinary action has been taken, please state the type and date of the action taken:

Disciplinary Action: Disciplinary Date:

Continue on the next page

Are you a resident of the City? ☒ yes ☐ no If yes, how long? Years Months

How long have you been a resident of Brevard County? Years Months

Are you a United States citizen? ☒ yes ☐ no Are you a registered voter of the City ? ☒ yes ☐ no

Are you employed by the City? ☒ yes ☐ no If yes, what department?

Do you presently serve on a City board(s)? ☐ yes ☒ no

If yes, please list board(s):

Have you previously served on a City board(s)? ☐ yes ☒ no

If yes, please list board(s):

Are you currently serving on a board, authority, commission for another governmental agency? ☐ yes ☒ no

If yes, what agency and board?

Have you ever been convicted or pled guilty to a criminal charge or pled nolo contendere (no contest) to a criminal charge? ☐ yes ☒ no

If yes, what charge? where; when;

and disposition was: Have your civil rights been restored? ☐ yes ☐ no

Are you a member or participant of any community organizations? ☒ yes ☐ no

If yes, please list

What are your hobbies/interests?

Why do you want to serve on this board/committee?

Section 760.80, Florida Statutes, requires certain information on statutorily created boards to be filed on an annual basis. Please complete the following:

Race: W Gender: F Physically Disabled: N

APPLICANT CERTIFICATION

By filing this application with the City of Palm Bay, I do hereby acknowledge the following:

1. This application, when completed and filed with the Office of the City Clerk, is a PUBLIC RECORD under Chapter 119, Florida Statutes, and is open to public inspection.
2. I am responsible for keeping the information on this form current and that any changes or updates will be provided to the Office of the City Clerk.
3. I consent to filing the Statement of Financial Interests (Form 1) if required for this board.
<http://www.ethics.state.fl.us/ethics/forms.html>
4. If appointed to a board/committee, I acknowledge that it is my obligation and duty to comply with the following:

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Florida Sunshine Law (Florida Statutes, Chapter 286)
<http://www.flsenate.gov/Statutes>
5. I understand the responsibilities associated with being a board/committee member, and I will have adequate time to serve on this board/committee.

The information provided on this form is true and correct, and consent is hereby given to the City Council or its designated representative to verify any and/or all information provided.

Please return via email:

Submit

or mail to: City of Palm Bay
Office of the City Clerk
120 Malabar Road, SE
Palm Bay, FL 32907

Or Fax: (321) 953-8971

ORDINANCE NO. 2016-08

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE XIII, GENERAL OFFENSES, BY CREATING A NEW CHAPTER 136, TO BE TITLED “PROTECTION OF HUMAN RIGHTS”; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR INCLUSION IN THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, it is a matter of concern to the City Council of the City of Palm Bay to protect and safeguard the right and opportunity of all individuals to be free from all forms of discrimination, including discrimination based on age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression; and that the City Council’s purpose in enacting this chapter is to promote the public health and welfare of all individuals who live in, visit, and work in the City of Palm Bay; and that it is important to ensure that all individuals within the City of Palm Bay have equal access to employment, housing, and public accommodations, and

WHEREAS, it is the desire of the City Council to foster and encourage the growth and development of the City of Palm Bay in a manner that will ensure all individuals an equal opportunity to live free of discrimination imposed by age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression; and that discriminatory practices are contrary to the public policy of the City of Palm Bay and are a menace to the public health and welfare of our citizens and, as such, the City Council shall direct its efforts

toward eliminating discriminatory practices within the City of Palm Bay in the areas of employment, housing, and public accommodations where they exist, and

WHEREAS, the general purpose of this chapter is to secure for all individuals within the City of Palm Bay freedom from discrimination because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, and thereby to protect their interest in personal dignity, to make the City of Palm Bay secure against strife and unrest, to preserve the public safety, health, and general welfare, and to promote the interests, rights, privileges of individuals within the City of Palm Bay, and, in an effort to accomplish this purpose, to create a private cause of action to all individuals in the City of Palm Bay against such discriminatory practices.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City of Palm Bay Code of Ordinances, Title XIII, General Offenses, is hereby amended by creating a new Chapter 136, to be titled “Protection of Human Rights”, which shall read as follows:

"CHAPTER 136: PROTECTION OF HUMAN RIGHTS"

GENERAL PROVISIONS

Section 136.01 TITLE.

This ordinance shall be known and may be cited as the “Protection of Human Rights Ordinance”.

Section 136.02 DEFINITIONS.

The following words, terms, and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except where context clearly indicates a different meaning or a different meaning is given under another section or ordinance:

AGE. The chronological age greater than or equal to eighteen (18) years.

AGGRIEVED INDIVIDUAL. Any individual who claims to have been injured by a discriminatory practice.

COUNCIL. The City Council of the City of Palm Bay.

DISABILITY, with respect to an individual, shall mean:

(A) A physical or mental impairment that substantially limits one (1) or more of the major life activities of such individual;

(B) A record of impairment that substantially limits one (1) major life activities of such individual;

(C) Being regarded as having an impairment that substantially limits one (1) or more of the major life activities of such individual;

(D) Having a developmental disability as defined in section 393.063(9), Florida Statutes (2015) or as such section may thereafter be amended.

DISCRIMINATORY PRACTICE. Any practice or act made unlawful or which is otherwise prohibited by this ordinance.

FAMILIAL STATUS. An individual's status established when such individual who has not attained the age of eighteen (18) years is domiciled with (i) a parent or other individual having legal custody of such individual; or (ii) a designee of a parent or other individual having legal custody, with written permission of such parent or other individual. The protections afforded against discrimination on the basis of familial status shall apply to any person who is pregnant or is in the process of securing legal custody of any individual who has not attained the age of eighteen (18) years.

GENDER EXPRESSION. All of the external characteristics and behaviors that are socially defined as either masculine or feminine, such as dress, grooming, mannerisms, speech patterns and social interactions. Social or cultural norms can vary widely and some characteristics that may be accepted as masculine, feminine or neutral in one culture may not be assessed similarly in another.

GENDER IDENTITY. A person's innate, deeply felt psychological identification as a man, woman or some other gender, which may or may not correspond to the sex assigned to them at birth (e.g., the sex listed on their birth certificate).

MARITAL STATUS. An individual's status of being married, separated, or unmarried, including being single, divorced or widowed.

NATIONAL ORIGIN. The national origin of an ancestor or the country of origin of an individual's forebearers, naturally, by marriage, or by adoption, including citizenship status, ancestry, place of birth, and language characteristics thereof.

PERSON. An individual, association, corporation, joint apprenticeship committee, joint stock company, labor organization, legal representative, mutual company, partnership, receiver, trust, fiduciary, trustee in bankruptcy, unincorporated organization or any other legal or commercial entity; provided, however, a person shall not mean or include any federal, state, or local government entity, or any agency or unit of such entities to which the absolute protection of sovereign immunity extends.

RELIGION. All aspects of religious observance and practice, as well as belief, unless an employer demonstrates that he is unable to reasonably accommodate to an employee's or prospective employee's religious observance or practice without undue hardship on the conduct of the employer's business.

RELIGIOUS ORGANIZATION. A religious corporation, association, or society.

SEXUAL ORIENTATION. An individual's actual or perceived heterosexuality, homosexuality, or bisexuality.

Section 136.03 GENERAL DISCRIMINATORY PRACTICES.

In addition to those discriminatory practices made unlawful by this ordinance, the following discriminatory practices shall be unlawful:

(A) It shall be unlawful for a person to retaliate or discriminate in any manner against an individual because such individual opposed a practice prohibited by this ordinance or prohibited by existing federal or state law prohibiting discrimination; or to retaliate or discriminate in any manner against an individual because such individual has filed a complaint, testified, assisted or participated in any manner in any investigation, proceedings, hearing or conference under this ordinance or under any federal or state law prohibiting discrimination.

(B) It shall be unlawful to coerce, intimidate, threaten or interfere with any individual in the exercise or enjoyment of, or on account of his having exercised or enjoyed, or on account of his having aided or encouraged any other individual in the exercise or enjoyment of, any right granted or protected by this ordinance.

Section 136.04 PRIVATE CAUSE OF ACTION; REMEDIES.

(A) An aggrieved individual may, under this ordinance, commence a civil action in a court of competent jurisdiction against the person alleged to have committed a discriminatory practice; provided, however, that such civil action must be filed no later than four (4) years after the discriminatory practice is alleged to have been committed per section 95.11(3)(p), Florida Statutes (2015).

(B) If, in a civil action commenced under this ordinance, the court finds that a discriminatory practice has been committed, the court may issue an order prohibiting the discriminatory practice and providing affirmative relief from the effects of the discriminatory practice including, but not limited to, a temporary or permanent injunction or other equitable relief, an award of actual damages reasonable attorney's fees, interest, and costs, or other such relief as the court deems appropriate, including punitive damages when applicable per sections 768.72, 768.725, 768.73 and 768.735, Florida Statutes (2015).

Section 136.05 SOVEREIGN IMMUNITY; NO WAIVER OF RIGHTS OR REMEDIES AT LAW.

(A) Pursuant to Article X, Section 13, Florida Constitution and section 768.28, Florida Statutes (2015), nothing in this ordinance shall be deemed to be a provision for bringing suit against the state or otherwise be deemed to be a waiver of sovereign immunity for the State of Florida, Brevard County, the City of Palm Bay or any other "state agencies or subdivisions" as defined in section 768.28(2), Florida Statutes (2015).

(B) Nothing in this ordinance shall be construed to prohibit any sovereignly immune entity from adopting its own internal policies and rules to prohibit discriminatory practices and acts and to resolve allegations or complaints of such discriminatory practice and acts to the extent allowed by law. The City of Palm Bay specifically adopts this ordinance as applicable to the government of the City of Palm Bay.

(C) Nothing in this ordinance shall be deemed to modify, impair, or otherwise affect any other right or remedy conferred by the constitution or laws of the United States or the State of Florida, and the provisions of this ordinance shall be deemed to be in addition to those provided by such other laws.

EMPLOYMENT DISCRIMINATION

Section 136.10 GENERALLY.

(A) The general purpose of this ordinance is to secure for all individuals within the City of Palm Bay the freedom from discrimination because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, in connection with employment, and thereby to promote the interests, rights and privileges of individuals within the City of Palm Bay.

(B) Nothing in this section shall be construed to limit an employer, employment agency or labor organization from taking adverse action against an individual because of a charge of harassment against that individual, provided that rules and policies on harassment, including when adverse action is taken, are designed for, and uniformly applied to, all individuals regardless of age, race, color, religion, national origin, disability, marital status, familial status, sexual orientation, or gender identity and expression.

(C) Nothing in this section shall be construed to establish a discriminatory practice based on sex due to the denial of access to restrooms, shower rooms and facilities used for urination, defecation, bathing and disrobing which are by their nature private, provided that the employer, employment agency or labor organization provides reasonable access to adequate facilities that are not inconsistent with the employee's sex as established with the employer, employment agency or labor organization at the time of employment or upon written notification to the employer by a medical provider that the person has undergone or is undergoing sex or gender transition and currently identifies as male or female gender.

(D) Nothing in this section shall be construed to require the construction of new or additional facilities.

(E) Nothing in this section shall prohibit an employer, employment agency or labor organization from requiring an employee, during the employee's hours at work, to adhere to reasonable dress or grooming standards not prohibited by other provisions of federal, state, or local law, provided that the employer, employment agency or labor organization permits any employee who has undergone sex or gender transition prior to the time of employment, and any employee who has provided written notification to the employer by a medical provider that the person has undergone or is undergoing sex or gender transition and currently identifies as male or female gender to adhere to the same dress or grooming standards for the sex or gender to which the employee has transitioned or is transitioning.

(F) Nothing in this section shall be construed to require an employer, employment agency or labor organization to treat an unmarried couple in the same manner as the employer, employment agency or labor organization treats a married couple for the purposes of employee benefits; provided, however, that nothing in this section shall be construed to prohibit an employer, employment agency or labor organization from adopting its own internal policies and rules to treat an unmarried couple in the same manner as the employer, employment agency or labor organization treats a married couple.

(G) Nothing in this section shall be construed to repeal or modify any federal, state, or local law creating a special right or preference concerning employment for a veteran.

Section 136.11 DEFINITIONS.

The following words, terms and phrases, when used in this section, shall have the following meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

COMPENSATION AND TERMS, CONDITIONS, OR PRIVILEGES OF EMPLOYMENT.

These words, terms and phrases are used interchangeably and shall encompass all employee benefits, including such benefits provided pursuant to a *bona fide* employee benefit plan.

EMPLOYEE. An individual employed by an employer.

EMPLOYER. Any person who has five (5) or more employees for each working day in each of four (4) or more calendar weeks in the current or preceding calendar year, and any such agent of such a person.

EMPLOYMENT AGENCY. Any person regularly undertaking, with or without compensation, to procure employees for an employer or to procure for employees opportunities to work for an employer, and includes an agent of such a person.

LABOR ORGANIZATION. Any organization which exists for the purpose, in whole or in part, of collective bargaining or of dealing with employers concerning grievances, terms or conditions of employment, or other mutual aid or protection in connection with employment.

RELIGION. All aspects of religious observance and practice, as well as belief, unless an employer demonstrates that the employer is unable to reasonably accommodate an employee's or prospective employee's religious observance or practice without undue hardship on the conduct of the employer's business.

Section 136.12 UNLAWFUL EMPLOYMENT PRACTICES.

(A) It shall be a discriminatory practice for an employer to:

(1) Fail or refuse to hire, promote, or otherwise discriminate against an individual with respect to compensation or the terms, conditions, or privileges of employment because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression; or

(2) Limit, segregate, or classify an employee in a way which would deprive or tend to deprive an individual of employment opportunities or otherwise adversely affect the status of an employee because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(3) Discharge or take adverse action against an employee because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(B) It shall be a discriminatory practice for an employment agency to:

(1) Fail or refuse to refer for employment or otherwise discriminate against an individual on the basis of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression;

(2) Classify or refer for employment an individual on the basis of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression; or

(3) Cause, assist, or attempt to cause or assist an employer to violate any provision of this section.

(C) It shall be a discriminatory practice for a labor organization to:

(1) Exclude or to expel from membership or otherwise discriminate against any individual on the basis of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression;

(2) Limit, segregate, or classify membership or applicants for membership, or to classify or to fail or refuse to refer an individual for employment in a way which would deprive or tend to deprive, limit, or adversely affect an individual's employment opportunities on the basis of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression; or

(3) Cause, assist, or attempt to cause or assist an employer to violate any provision of this section.

(D) It shall be a discriminatory practice for an employer, employment agency, labor organization, or a training committee associated with an employer, employment agency, or labor organization to discriminate against an individual on the basis of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, in a training program providing apprenticeship or other training.

(E) It shall be a discriminatory practice for an employer, employment agency, or labor organization to publish an advertisement relating to employment, indicating a preference, limitation, specification, or discrimination on the basis of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(F) Except as permitted and required by regulations of the City of Palm Bay, or by applicable federal or state law, it shall be a discriminatory practice for an employer, employment agency, or labor organization to elicit information about an employee's age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, or to keep or disclose a record of such information for the purposes of effecting discrimination.

Section 136.13 EXEMPTIONS.

(A) The provisions of this section prohibiting discrimination on the basis of religion shall not apply to a corporation, association, educational institution, or society that is exempt from the religious discrimination provisions of title VII of the Civil Rights Acts of 1964 pursuant to section 702(a) of such Act (42 U.S.C. 2000e-1(a)), or as such section may hereafter be amended. Any such corporation, association, educational institution, or society may limit its employment and membership to persons of the same religion or may give preference to any such person. However, that corporation, association, educational institution or society shall not restrict employment based on other categories protected under this ordinance.

(B) Notwithstanding any other provision of this section, it shall not be a discriminatory practice under this section for a school, college, university, or other educational institution or institution of learning to hire and employ individuals of a particular religion if such school, college, university, or other educational institution or institution of learning is, in whole or in substantial part, owned, supported, controlled, or managed by a particular religion or by a

particular religious corporation, association, or society, or if the curriculum of such school, college, university, or other educational institution or institution of learning is directed toward the propagation of a particular religion.

(C) Notwithstanding any other provision of this section, it shall not be a discriminatory practice under this section for an employer, employment agency, labor organization to:

(1) Take or fail to take any action on the basis of age, race, marital status, religion, national origin, disability, familial status, sex, or sexual orientation in those certain instances in which age, race, color, religion, national origin, absence of a particular disability, marital status, familial status, sex, sexual orientation, or gender identity and expression are *bona fide* occupational qualifications reasonably necessary for the performance of the particular employment to which such action or inaction is related.

(2) Observe the terms of a *bona fide* seniority system, a *bona fide* employee benefit plan such as a retirement, pension, or insurance plan, or a system which measures earnings by quantity or quality of production, which is not designed, intended, or used to evade the purposes of this section. However, no such employee plan or system which measures earnings shall excuse the failure to hire, and no such seniority system, employee benefit plan, or system which measures earnings shall excuse the involuntary retirement of, any individual on the basis of any factor not related to the ability of such individual to perform the particular employment for which such individual has applied or in which such individual is engaged. This subsection shall not be construed to make unlawful the rejection or termination of employment when the individual applicant or employee has failed to meet *bona fide* requirements for the job or position sought or held or to require any changes in any *bona fide* retirement or pension programs or existing collective bargaining agreements during the life of the contract, or for two (2) years after October 1, 1981, which occurs first, nor shall this section preclude such physical and medical examinations of applicants and employees as an employer may require of applicants and employees to determine fitness for the job or position sought or held.

(3) Give and act upon the results of any professionally developed or validated ability test, provided that such test, its administration, or action upon the results, is not designed, intended, or used to discriminate because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(4) Take or fail to take any action on the basis of age, pursuant to law or regulation governing any employment or training program designed to benefit individuals of a particular age group.

(5) Take or fail to take any action on the basis of marital status if that status is prohibited under its anti-nepotism policy.

EQUAL ACCESS TO PLACES OF PUBLIC ACCOMMODATIONS

Section 136.20 GENERALLY.

The general purpose of this ordinance is to secure for all individuals within the City of Palm Bay the full and equal enjoyment of the goods, services, facilities, privileges, advantages, and accommodations of any place of public accommodation, as defined in this section, without discrimination because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, and thereby to promote the interests, rights and privileges of all individuals within the City of Palm Bay.

Section 136.21 DEFINITIONS.

The following words, terms and phrases, when used in this section, shall have the following meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

OPERATOR. Any owner, lessee, proprietor, manager, superintendent, agent, or occupant of a place of accommodation or an employee or independent contractor of any such person.

PUBLIC ACCOMMODATION. A place of public accommodation owned or operated by a person including, but not limited to, lodgings, facilities principally engaged in selling food for consumption on the premises, gasoline stations and places of exhibition or entertainment. Each of the following establishments owned or operated by a person and which serve the public is a place of public accommodation within the meaning of this section:

(A) Any inn, hotel, motel, resort or other establishment which provides lodging to transient guests, other than an establishment located within a building which contains not more than four (4) rooms for rent or hire and which is actually occupied by the proprietor of such establishment as his or her residence.

(B) Any restaurant, cafeteria, lunchroom, lunch counter, soda fountain, buffet or other facility principally engaged in selling food for consumption on the premises, including, but not limited to, any such facility located on the premises of any retail establishment, or any gasoline station.

(C) Any tavern, bar, liquor lounge, package store or other facility holding a license for the sale of alcoholic beverages issued by the division of alcoholic beverages and tobacco of the department of business and professional regulation of the state, and which serves or which holds itself out as serving the general public.

(D) Any pool or billiard hall, bowling alley, motion picture house, theater, concert hall, sports arena, place of amusement, skating rink, amusement park, golf courses, swimming pool, or other place of exhibition or entertainment.

(E) Any gasoline station, retail establishment, convenience store, beauty parlor, barbershop, styling salon, or laundries.

(F) Facilities, or portions of facilities, when open to the general public, including, but not limited to: hospitals, nurseries, schools, libraries or educational facilities supported in part or whole by public funds, kindergartens, day care centers.

(G) Any transportation conveyance open to the general public, including, but not limited to: taxis, limousines, trains, and buses.

(H) Any professional office, generally open to the public, such as those of attorneys, physicians, dentists, architects, or accountants.

(I) Any establishment which is physically located within the premises of any establishment otherwise covered by this section, or within the premises of which is physically located any such covered establishment, and which holds itself out as serving patrons of such covered establishment.

Section 136.22 PROHIBITION OF DISCRIMINATION IN PUBLIC ACCOMMODATIONS.

(A) It is a violation of this section for a person who owns or operates a place of public accommodation, whether personally or through the actions of an employee or independent contractor, to deny or refuse to another individual the full and equal enjoyment of the facilities and services of any place of public accommodation on the basis of that individual's age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(B) It is a violation of this section for a person who owns or operates a place of public accommodation, either personally or through the actions of an employee or independent contractor, to display or publish any written communication with respect to the provision of services that indicates any preference, limitation or discrimination based on that individual's age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

Section 136.23 EXEMPTIONS.

(A) The provisions of this section shall not apply to lodge halls or other similar facilities of private organizations which are available for public use occasionally or periodically.

(B) The provisions of this section shall not prohibit a religious organization or any nonprofit institution or organization operated, supervised, or controlled by or in conjunction with a religious organization from limiting the full and equal enjoyment of the goods, services, facilities, privileges, advantages, and accommodations of any place of public accommodations which it owns or operates, other than for a commercial purpose, to individuals of the same religion, or from giving preference to such individuals. However, that corporation, association, educational institution or society shall not discriminate in public accommodation based on other categories protected under this ordinance.

(C) The provisions of this section relating to public accommodations do not prohibit discrimination on the basis of sex in restrooms, shower rooms, bathhouses, and facilities used for urination, defecation, bathing and disrobing which are by their nature private or dormitory lodging facilities, provided that such determination of sex shall be consistent with an individual's gender identity and expression.

(D) The provisions of this section shall not apply to any private club or other establishment which is not, in fact, open to the public, except to the extent that the goods, services, facilities, privileges, advantages, or accommodations of the establishment are made available to the customers or patrons of another establishment which is a place of public accommodation. However, any institution, club, or place of accommodation which has more than four hundred (400) members, provides regular meal service and regularly receives payment for dues, fees, use of space, facilities, services, meals or beverages, directly or indirectly, from, or on behalf of, nonmembers for the furtherance of the trade or business, shall not receive an exemption as a private club under this subdivision.

(E) The provisions of this section shall not be construed as prohibiting the giving of special discounts on goods and services by a place of public accommodation, provided such goods and services, at other than such special discount rates, are not denied to individuals on the basis of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, unless such denial is pursuant to the laws of the United States, State of Florida, Brevard County or the City of Palm Bay.

(F) The provisions of this section when applied to the physical characteristics of a public accommodation shall never be interpreted to give rise to a requirement which is more stringent than those found in the Americans with Disabilities Act of 1990.

FAIR HOUSING

Section 136.30 GENERALLY.

The general purpose of this section is to promote through fair, orderly, and lawful procedure the opportunity for each individual so desiring to obtain housing of such individual's choice in the City of Palm Bay without regard to race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, and, to that end, to prohibit discrimination in housing by any person.

Section 136.31 DEFINITIONS.

The following words, terms and phrases, when used in this section, shall have the following meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

COVERED MULTIFAMILY DWELLING.

(A) A building which consists of four (4) or more units and has an elevator; or

(B) The ground floor of a building which consists of four (4) or more units and does not have an elevator.

DWELLING. Any building or structure, or portion thereof, which is occupied as, or designed or intended for occupancy as, a residence by one (1) or more families, and any vacant land which is offered for sale or lease for the construction or location on the land of any such building or structure, or portion thereof.

FAMILY. Includes a single individual.

FCHR. Florida Commission on Human Relations or any of its successor organizations.

LENDING INSTITUTION. Any bank, insurance company, savings and loan association or any other person or organization regularly engaged in the business of lending money, guaranteeing loans, or sources of credit information, including, but not limited to, credit bureaus.

MANAGER shall mean the manager of the housing and community development division of the county, and/or the manager's designee.

RENT. Includes to lease, to sublease, to let, and otherwise to grant for a consideration the right to occupy premises not owned by the occupant.

Section 136.32 Discrimination in the sale or rental of housing and prohibited practices.

(A) It shall be unlawful to refuse to sell or rent after the making of a *bona fide* offer, to refuse to negotiate for the sale or rental of, or otherwise to make unavailable or deny a dwelling to any individual because of age, race, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(B) It shall be unlawful to discriminate against any individual in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection therewith, because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression. Prohibited actions under this subsection include, but are not limited to:

(1) Using different provisions in leases or contracts of sale, such as those relating to rental charges, security deposits and the terms of a lease and those relating to down payment and closing requirements, because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(2) Failing or delaying maintenance or repairs of sale or rental dwellings because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(3) Failing to process an offer for the sale or rental of a dwelling or to communicate an offer accurately because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(4) Limiting the use of privileges, services or facilities associated with a dwelling because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression of an owner, tenant or a person associated with him or her.

(5) Denying or limiting services or facilities in connection with the sale or rental of a dwelling, because an individual failed or refused to provide sexual favors.

(C) It shall be unlawful to make, print, or publish, or cause to be made, printed, or published, any notice, statement, or advertisement with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination based on age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, or an intention to make any such preference, limitation, or discrimination. The prohibitions in this subsection shall apply to all written or oral notices or statements by a person engaged in the sale or rental of a dwelling. Written notices and statements include any applications, flyers, brochures, deeds, signs, banners, posters, billboards or any documents used with respect to the sale or rental of a dwelling. Discriminatory notices, statements and advertisements include, but are not limited to:

(1) Using words, phrases, photographs, illustrations, symbols or forms which convey that dwellings are available or not available to a particular group of individuals because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(2) Expressing to agents, brokers, employees, prospective sellers or renters or any other individuals a preference for or limitation on any purchaser or renter because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression of such individuals.

(3) Selecting media or locations for advertising the sale or rental of dwellings which deny particular segments of the housing market information about housing opportunities because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(4) Refusing to publish advertising for the sale or rental of dwellings or requiring different charges or terms for such advertising because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(D) It shall be unlawful to represent to any individual because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression that any dwelling is not available for inspection, sale, or rental when such dwelling is in fact so available.

(E) It is unlawful, for profit, to induce or attempt to induce any individual to sell or rent any dwelling by a representation regarding the entry or prospective entry into the neighborhood of an individual or individuals of a particular age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(F) It shall be unlawful, because of age, race, color, religion, national origin, marital status, familial status, disability, sex, sexual orientation, or gender identity and expression, to restrict or attempt to restrict the choices of an individual by word or conduct in connection with seeking, negotiating for, buying or renting a dwelling so as to perpetuate, or tend to perpetuate, segregated housing patterns, or to discourage or obstruct choices in a community, neighborhood or development. Prohibited actions under this subsection that are generally referred to as unlawful steering practices include, but are not limited to:

(1) Discouraging any individual from inspecting, purchasing or renting a dwelling because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, or because of the age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression of individuals in a community, neighborhood or development.

(2) Discouraging the purchase or rental of a dwelling because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, by exaggerating drawbacks or failing to inform any individual of desirable features of a dwelling or of a community, neighborhood, or development.

(3) Communicating to any prospective purchaser that he or she would not be comfortable or compatible with existing residents of a community, neighborhood or development because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(4) Assigning any individual to a particular section of a community, neighborhood or development, or to a particular floor of a building, because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(G) It shall be unlawful, because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, to engage in any conduct relating to the provision of housing or of services and facilities in connection therewith that otherwise makes unavailable or denies dwellings to individuals. Prohibited activities relating to dwellings under this subsection include, but are not limited to:

(1) Discharging or taking other adverse action against an employee, broker or agent because he or she refused to participate in a discriminatory housing practice.

(2) Employing codes or other devices to segregate or reject applicants, purchasers or renters, refusing to take or to show listings of dwellings in certain areas because

of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression, or refusing to deal with certain brokers or agents because they or one (1) or more of their clients are of a particular age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(3) Denying or delaying the processing of an application made by a purchaser or renter or refusing to approve such an individual for occupancy in a cooperative or condominium dwelling because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(4) Refusing to provide municipal services or property or hazard insurance for dwellings or providing such services or insurance differently because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(H) The protections afforded under this section against discrimination on the basis of familial status apply to any individual who is pregnant or is in the process of securing legal custody of any individual who has not attained the age of eighteen (18) years.

(I) It shall be unlawful to discriminate in the sale or rental of, or to otherwise make unavailable or deny, a dwelling to any buyer or renter because of a disability of:

(1) That buyer or renter;

(2) An individual residing in or intending to reside in that dwelling after it is sold, rented, or made available; or

(3) Any person associated with the buyer or renter.

(J) It shall be unlawful to discriminate against any individual in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection with such dwelling, because of a disability of:

(1) That buyer or renter;

(2) An individual residing in or intending to reside in that dwelling after it is sold, rented, or made available; or

(3) Any individual associated with the buyer or renter.

(K) For purposes of subsections (i) and (j), discrimination includes:

(1) A refusal to permit, at the expense of the disabled individual, reasonable modifications of existing premises occupied or to be occupied by such individual if such modifications may be necessary to afford such individual full enjoyment of the premises; or

(2) A refusal to make reasonable accommodations in rules, policies, practices, or services, when such accommodations may be necessary to afford such individual equal opportunity to use and enjoy a dwelling.

(L) Covered multifamily dwellings as defined herein which are intended for first occupancy after (enactment date of ordinance), shall be designed and constructed to have at least one (1) building entrance on an accessible route unless it is impractical to do so because of the terrain or unusual characteristics of the site as determined by FCHR rule. Such buildings shall also be designed and constructed in such a manner that:

(1) The public use and common use portions of such dwellings are readily accessible to and usable by disabled individuals.

(2) All doors designed to allow passage into and within all premises within such dwellings are sufficiently wide enough to allow passage by an individual in a wheelchair.

(3) All premises within such dwellings contain the following features of adaptive design:

(a) An accessible route into and through the dwelling.

(b) Light switches, electrical outlets, thermostats, and other environmental controls in accessible locations.

(c) Reinforcements in bathroom walls to allow later installation of grab bars.

(d) Usable kitchens and bathrooms such that a person in a wheelchair can maneuver about the space.

(4) For purposes of subsection (3), compliance with the appropriate requirements of the American National Standards Institute for buildings and facilities providing accessibility and usability for physically handicapped people, commonly cited as ANSI A117.1-2009, or as such standards may thereafter be amended, suffices to satisfy the requirements therein.

(5) State agencies with building construction regulation responsibility or local governments, as appropriate, shall review plans and specifications for the construction of covered multifamily dwellings to determine consistency with the requirements of subsection (1).

Section 136.33 Discrimination in the provision of brokerage services.

It shall be unlawful to deny any individual access to, or membership or participation in, any multiple-listing service, real estate brokers' organization, or other service, organization, or facility relating to the business of selling or renting dwellings, or to discriminate against him or her in the terms or conditions of such access, membership, or participation, on the basis of age,

race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

Section 136.34 Discrimination in the financing of housing or in residential real estate transactions.

(A) It shall be unlawful for any bank, building and loan association, insurance company, or other corporation, association, firm, or enterprise the business of which consists in whole or in part of the making of commercial real estate loans to deny a loan or other financial assistance to an individual applying for the loan for the purpose of purchasing, constructing, improving, repairing, or maintaining a dwelling, or to discriminate against him or her in the fixing of the amount, interest rate, duration, or other term or condition of such loan or other financial assistance, because of the age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression of such individual or of any individual associated with him or her in connection with such loan or other financial assistance or the purposes of such loan or other financial assistance, or because of the age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression of the present or prospective owners, lessees, tenants, or occupants of the dwelling or dwellings in relation to which such loan or other financial assistance is to be made or given.

(B) Residential real estate transactions.

(1) It shall be unlawful for any person or entity whose business includes engaging in residential real estate transactions to discriminate against any individual in making available such a transaction, or in the terms or conditions of such a transaction, because of age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(2) As used in this subsection, the term "residential estate transaction" means any of the following;

(a) The making or purchasing of loans or providing other financial assistance (i) for purchasing, constructing, improving, repairing, or maintaining a dwelling; or (ii) secured by residential real property.

(b) The selling, brokering, or appraising of residential real property.

Section 136.35 EXEMPTIONS.

(A) Single-family and multifamily dwellings.

(1) Nothing in this section applies to:

(a) Any single-family house sold or rented by its owner, provided such private individual owner does not own more than three (3) single-family houses

contemporaneously. In case of the sale of a single-family house by a private individual owner who does not reside in such house at the time of the sale or who was not the most recent resident of the house prior to sale, the exemption granted by this subsection applies only with respect to one (1) sale within any 24-month period. In addition, the *bona fide* private individual owner shall not own any interest in, nor shall there be owned or reserved on his or her behalf, under any express or voluntary agreement, title to, or any right to all or portion of the proceeds from the sale or rental of, more than three (3) single-family houses contemporaneously.

(b) Rooms or units in dwellings containing living quarters occupied or intended to be occupied by no more than four (4) families living independently of each other, if the owner actually maintains and occupies one (1) of such living quarters as his or her residence.

(2) For the purposes of subsection (1), a person is deemed to be in the business of selling or renting dwellings if the person:

(a) Has, within the preceding twelve (12) months, participated in three (3) or more transactions involving the sale or rental of any dwelling or interest therein;

(b) Has, within the preceding twelve (12) months, participated as agent, other than in the sale of his or her own personal residence, in providing sales or rental facilities or sales or rental services in two (2) or more transactions involving the sale or rental of any dwelling or interest therein; or

(c) If the owner of any dwelling designed or intended for occupancy by, or occupied by, five (5) or more families.

(B) Nothing in this section prohibits a religious organization or any nonprofit institution or organization operated, supervised, or controlled by or in conjunction with a religious organization from limiting the sale, rental, or occupancy of any dwelling which it owns or operates for other than a commercial purpose to individuals of same religion or from giving preference to such individuals. However, that corporation, association, educational institution or society shall not discriminate in relation to fair housing based on other categories protected under this ordinance.

(C) Nothing in this section prohibits a private club not in fact open to the public, which as an incident to its primary purpose or purposes provides lodgings which it owns or operates for other than a commercial activity, from limiting the rental or occupancy of such lodgings to its members or from giving preference to members.

(D) Nothing in this section requires any person renting or selling a dwelling constructed for first occupancy before the date of the enactment of this Ordinance, to modify, alter, or adjust the dwelling in order to provide physical accessibility except as otherwise required by law.

(E) Housing for older persons.

(1) Any provision of this section regarding age or familial status does not apply with respect to housing for older persons.

(2) Nothing in this subsection is intended to limit the applicability of any reasonable local, state, or federal restrictions regarding the maximum number of occupants permitted to occupy a dwelling.

(3) As used in this subsection, the term "housing for older persons" means housing:

(a) Provided under any state or federal program that is determined by state or federal rule to be specifically designed and operated to assist elderly persons, as defined in the state or federal program;

(b) Intended for, and solely occupied by, persons sixty-two (62) years of age or older;

(c) Intended and operated for occupancy by persons fifty-five (55) years of age or older.

(4) In order for housing to qualify as being intended and operated for occupancy by persons fifty-five (55) years of age or older in accordance with subsection (3)c, such housing must meet the following requirements:

(a) The housing facility or community publishes and adheres to policies and procedures that demonstrate the intent required under this subsection. If the housing facility or community meets the requirements of subsections (4)(b) and (5) and the recorded governing documents provide for an adult, senior, or retirement housing facility or community and the governing documents lack an amendatory procedure, prohibit amendments, or restrict amendments until a specified future date, then that housing facility or community shall be deemed housing for older persons intended and operated for occupancy by persons fifty-five (55) years of age or older. If those documents further provide a prohibition against residents sixteen (16) years of age or younger, that provision be construed, for purposes of this section, to only apply to residents eighteen (18) years of age or younger, in order to conform with federal law requirements. Governing documents which can be amended at a future date must be amended and properly recorded within one (1) year after that date to reflect the requirements for consideration as housing for older persons, if that housing facility or community intends to continue as housing for older persons.

(b) The housing facility or community complies with rules made by the Secretary of the United States Department of Housing and Urban Development pursuant to 24 C.F.R. Part 100 (entitled "Discriminatory Conduct under the Fair Housing Act"), or as that part may be thereafter amended, for verification of occupancy, which rules provide for verification by reliable surveys and affidavits and include examples of the types of policies and procedures relevant to a determination of compliance with the requirements of subsection (4)(a). Such surveys and affidavits are admissible in administrative and judicial proceedings for the purposes of such verification.

(5) In order for housing to qualify as being intended and operated for occupancy by persons fifty-five (55) years of age or older in accordance with subsection (3)(c), at least eighty (80) percent of the occupied units shall be occupied by at least one (1) person fifty-five (55) years of age or older.

(a) For purposes of subsection (5), occupied unit means (i) a dwelling unit that is actually occupied by one (1) or more persons on the date that the exemption is claimed or (ii) a temporarily vacant unit, if the primary occupant has resided in the unit during the past year and intends to return on a periodic basis.

(b) For purposes of subsection (5), occupied by at least one (1) person fifty-five (55) years of age or older means that on the date the exemption for housing designed for persons who are fifty-five (55) years of age or older is claimed (i) at least one (1) occupant of the dwelling unit is fifty-five (55) years of age or older or (ii) if the dwelling unit is temporarily vacant, at least one (1) of the occupants immediately prior to the date on which the unit was temporarily vacated was fifty-five (55) years of age or older.

(c) Housing satisfies the requirements of subsection (5) even though:

1. There are unoccupied units, provided that at least eighty (80) percent of the occupied units are occupied by at least one (1) person fifty-five (55) years of age or older.

2. There are units occupied by employees of the housing facility or community (and family members residing in the same unit) who are under fifty-five (55) years of age, provided the employees perform substantial duties related to the management or maintenance of the facility or community.

3. There are units occupied by persons who are necessary to provide a reasonable accommodation to disabled residents and who are under the age of fifty-five (55).

4. For a period expiring one (1) year from the effective date of 24 C.F.R. Part 100, Subpart E, there are insufficient units occupied by at least one (1) person fifty-five (55) years of age or older, but the housing facility or community, at the time the exemption is asserted (i) has reserved all unoccupied units for occupancy by at least one (1) person fifty-five (55) years of age or older until at least eighty (80) percent of the units are occupied by at least one (1) person who is fifty-five (55) years of age or older; and (ii) meets the requirements of this subsection (5).

(d) For purposes of the transition provision described in subsection (c)(4), a housing facility or community may not evict, refuse to renew leases, or otherwise penalize families with children who reside in the facility or community in order to achieve occupancy of at least eighty (80) percent of the occupied units by at least one (1) person fifty-five (55) years of age or older.

(e) Where application of the eighty (80) percent rule results in a fraction of a unit, that unit shall be considered to be included in the units that must be occupied by at least one (1) person fifty-five (55) years of age or older.

(f) Each housing facility or community may determine the age restriction, if any, for units that are not occupied by at least one (1) person fifty-five (55) years of age or older, so long as the housing facility or community complies with the provisions of subsection (6).

(6) In order for housing to qualify as being intended and operated for occupancy by persons fifty-five (55) years of age or older in accordance with subsection (3)(c), it must publish and adhere to policies and procedures that demonstrate its intent to operate as housing for persons fifty-five (55) years of age or older.

(a) For purposes of subsection (6), the following factors, among others, are considered relevant in determining whether the housing facility or community has complied with this requirement:

1. The manner in which the housing facility or community is described to prospective residents;
2. Any advertising designed to attract prospective residents;
3. Lease provisions;
4. Written rules, regulations, covenants, deed or other restrictions;
5. The maintenance and consistent application of relevant procedures;
6. Actual practices of the housing facility or community; and
7. Public posting in common areas of statements describing the facility or community as for persons fifty-five (55) years of age or older.

(b) Phrases such as "adult living," "adult community," or similar statements in any written advertisement or prospectus are not consistent with the intent that the housing facility or community intends to operate as housing for persons fifty-five (55) years of age or older.

(c) If there is language in deed or other community or facility documents which is inconsistent with the intent to provide housing to persons who are fifty-five (55) years of age or older, consideration shall be given to documented evidence of a good-faith attempt to remove such language in determining whether the housing facility or community complies with the requirements of this section in conjunction with other evidence of intent.

(d) A housing facility or community may allow occupancy by families with children as long as it meets the requirements of subsections (5) and (6)(a).

(7) In order for housing to qualify as being intended and operated for occupancy by persons fifty-five (55) years of age or older in accordance with subsection (3)(c), it must be able to produce, in response to a complaint filed under this section, verification of compliance with subsection (5) through reliable surveys and affidavits.

(a) For purposes of subsection (7), a facility or community shall, within one hundred-eighty (180) days of the effective date of this rule, develop procedures for routinely determining the occupancy of each unit, including the identification of whether at least one (1) occupant of each unit is fifty-five (55) years of age or older. Such procedures may be part of a normal leasing or purchasing arrangement.

(b) The procedures described in subsection (7)(a) must provide for regular updates, through surveys or other means, of the initial information supplied by the occupants of the housing facility or community. Such updates must take place at least once every two (2) years. A survey may include information regarding whether any units are occupied by persons described in subsections (5)(c)(2) and (5)(c)(3).

(c) Any of the following documents are considered reliable documentation of the age of the occupants of the housing facility or community:

1. Driver's license;
2. Birth certificate;
3. Passport;
4. Immigration card;
5. Military identification;
6. Any other state, local, national, or international official documents containing a birth date of comparable reliability; or
7. A certification in a lease, application, affidavit, or other document signed by any member of the household age eighteen (18) or older asserting that at least one (1) person in the unit is fifty-five (55) years of age or older.

(d) A facility or community shall consider any one (1) of the forms of verification identified above as adequate for verification of age, provided that it contains specific information about current age or date of birth.

(e) The housing facility or community must establish and maintain appropriate policies to require that occupants comply with the age verification procedures required by this subsection (7).

(f) If the occupants of a particular dwelling unit refuse to comply with the age verification procedures, the housing facility or community may, if it has sufficient evidence, consider the unit to be occupied by at least one (1) person fifty-five (55) years of age or older. Such evidence may include:

1. Government records or documents, such as a local household census;

2. Prior forms or applications; or

3. A statement from an individual who has personal knowledge of the age of the occupants. The individual's statement must set forth the basis for such knowledge and be signed under the penalty of perjury.

(g) Surveys and verification procedures which comply with the requirements of this subsection (7) shall be admissible in administrative and judicial proceedings for the purpose of verifying occupancy.

(h) A summary of occupancy surveys shall be available for inspection upon reasonable notice and request by any person.

(F) Nothing in this section:

(1) Prohibits a person engaged in the business of furnishing appraisals of real property from taking into consideration factors other than age, race, color, religion, national origin, disability, marital status, familial status, sex, sexual orientation, or gender identity and expression.

(2) Limits the applicability of any reasonable local restriction regarding the maximum number of occupants permitted to occupy a dwelling.

(3) Requires that a dwelling be made available to an individual whose tenancy would constitute a direct threat to the health or safety of other individuals or whose tenancy would result in substantial physical damage to the property of others.

(4) Prohibits conduct against an individual because such individual has been convicted by any court of competent jurisdiction of the illegal manufacture or distribution of a controlled substance as defined under Chapter 893, Florida Statutes (2015), or as that chapter may thereafter be amended.

SECTION 2. It is the intention of the City Council of the City of Palm Bay that the provisions of this Ordinance shall be included in the City of Palm Bay Code of Ordinances, Title XIII, General Offenses, as a chapter titled "Protection of Human Rights".

SECTION 3. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed and all Ordinances or parts of Ordinances not in conflict herewith are hereby continued in full force and effect.

SECTION 4. If any portion, clause, phrase, sentence or classification of this Ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative, or void, then such declaration shall not be construed to affect other portions of the Ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this Ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this Ordinance, the City Council would have enacted the valid constitutional portions thereof.

SECTION 5. The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting No. 2016- , held on , 2016; and read in title only and duly enacted at Meeting No. 2016- , held on , 2016.

William Capote, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK



Office of the City Attorney

Legislative Memorandum

TO: Honorable Mayor & Members of the City Council
FROM: Patricia D. Smith, Esq., Deputy City Attorney
SUBJECT: Authorization to Foreclose
DATE: January 28, 2016

Patricia D. Smith

Both the Code Compliance Department and the City Attorney's Office seek your authorization to foreclose on 1107 Sloan Street NW. This dilapidated home is a danger to the health, safety and welfare of the citizens of Palm Bay.

The property was severely damaged by fire on April 21, 2013 and remains in a dilapidated state with excessive vegetation. Repeated attempts by the Code Enforcement Board seeking corrective action have been ignored by the homeowner. The Code Enforcement Board approved foreclosure action at their July 8, 2015 hearing.

Pictures of the property are attached to this memo. This property has one code enforcement lien which the City is seeking to foreclose with your approval:

1. CEB No. 16411 in the amount of \$58,500.00, with a \$100.00 per day fine, recorded on August 25, 2014.

cc: Gregg Lynk, City Manager
Terese Jones, City Clerk







LEGISLATIVE MEMORANDUM

TO: Honorable Mayor and Members of the City Council

FROM: Gregg Lynk, City Manager

DATE: February 4, 2016

RE: LETF 16-04

A handwritten signature in blue ink, appearing to read "Gregg Lynk".

In accordance with Florida law, funding in the amount of \$33,202.00 is being requested from the Law Enforcement Trust Fund (LETF) designated fund balance.

All sworn personnel have been assigned all weather jackets as part of their uniform, however, these have proven to be impractical during the year when temperatures reach over 90 degrees. For these times, a waterproof reflective jacket that is breathable and lighter in weight will be much more comfortable for the officers when they have to be outside during rainy/stormy weather.

These waterproof jackets with reflective lettering costs approximately \$51.00 for most sizes. In order to outfit the sworn strength of the Department, \$8,160.00 is needed to purchase 160 jackets.

Police Officers are required to wear an up-to-date bulletproof vest while on-duty. The bulletproof vests have a life span of only five years. Over the past 14 years, the Police Department was awarded funding from the U.S. Department of Justice's Bulletproof Vest Partnership (BVP) Program. For fiscal year 2015/2016, the Police Department again applied for the number of bulletproof vests for funding for the reimbursement of 50% of the cost of the vests. Unfortunately, the Police Department was notified on September 3, 2015, that the BVP could not fund agencies with more than 100,000.00 residents due to a high demand in the number and dollar value of applications submitted for funding.

At the time of this notification, the budget process was completed for fiscal year 2015/2016 and monies were not budgeted for all the replacement and new hire vests needed for fiscal year 2015/2016. There are at least 34 additional vests needed to be replaced this fiscal year. The cost per vest varies depending on style chosen at \$583.00 and \$644.00. In order to purchase these vests this year, \$21,042.00 is needed.

K9 Officer Jeffrey Nickle retired January 17, 2016. The K9 he worked with on a regular basis was bought and owned by Mr. Nickle, therefore, shorting the Department one Police K9. An untrained Police K9 candidate normally costs \$8,500.00 and it would take many weeks to train an Officer with a new Police K9 with no guarantee that the new K9 will pass the final test. The Police

Department has been given the unique opportunity to purchase Mr. Nickle's trained working Police K9. With this opportunity, the Department is able to purchase a K9 that has already proven himself to be able to meet the Department's standards and work reliably on the streets in a safe manner. Mr. Nickle is no longer an employee of the City, therefore, the K9 can be purchased with no conflict at a cost of \$4,000.00.

The LETF authorization will be included on the next FY 16 budget amendment.

REQUESTING DEPT:

Police Department

FISCAL IMPACT:

There is a designated fund balance of \$158,219.35 as of January 21, 2016.

RECOMMENDATION:

Motion to approve expenditure of LETF as described herein up to \$33,202.00.

MR/ab



LEGISLATIVE MEMORANDUM

TO: Honorable Mayor and Members of the City Council

FROM: Gregg Lynk, City Manager

DATE: February 4, 2016

RE: Motion to Approve Position Controls- Reclassification

A handwritten signature in blue ink, appearing to read "Gregg Lynk".

The Utilities Department is eliminating one (1) Data Entry Clerk (vacant position) and creating a reclassification of two (2) P/T Data Entry Clerk positions (.70 FTE each).

The position is being reclassified to two P/T Data Entry Clerks as the Field Services Staff recently relocated from North Regional to South Regional, thus transferring a portion of the workload to South Regional. Therefore, one P/T will stay assigned to North Regional, and one P/T will be assigned to South Regional. The FT Data Entry Clerk (vacant) annual salary is \$35,116.00.

The Economic Development and External Affairs Department is reclassifying the current Administrative Secretary position to Administrative Assistant, to better reflect the appropriate tasks and workload given. The current Admin Secretary annual salary is \$36,760.00.

These changes will be reflected on the next Position Control Resolution and the next Budget Amendment.

REQUESTING DEPARTMENTS:

Utilities Department, Economic Development and External Affairs Department, Human Resources Department, Finance Department

FISCAL IMPACT:

Utilities fiscal impact of the current change/reclassification is a saving of \$9,681.00 yr.
Economic Development's change/reclassification has no fiscal impact.

RECOMMENDATION:

Motion to approve the elimination of one Data Clerk Position in the Utilities Department in order to create two P/T Data Entry Clerk reclassifications; and to approve Economic Development's change/reclassification from the current position of Administrative Secretary to Administrative Assistant.

DR/AA/ab