



**BAREFOOT BAY
RECREATION DISTRICT**

Barefoot Bay Recreation District Regular Meeting
June 11, 2021 at 1:00 PM
Building D&E

Agenda

Please turn off all cell phones

- 1. Thought of the Day**
- 2. Pledge of Allegiance to the Flag**
- 3. Roll Call**
- 4. Presentations and Proclamations**
 - A. Employee Milestone Award
- 5. Approval of Minutes**
 - A. Regular BOT and Legal Services Discussion Workshop minutes dated May 25, 2021.
- 6. Treasurer's Report**
 - A. Treasurer's Report
- 7. Audience Participation**
- 8. Unfinished Business**
- 9. New Business**
 - A. Selection of a Qualified Elector to Fill the Unexpired Term of Trustee Loveland
 - B. Request for Use of Shopping Center Space
 - C. Policy Manual Revision: Chits
 - D. Pro Shop and Softball Field Building Roof Replacements
 - E. Golf Course Cart Barn Repairs
 - F. New Golf Course Scoreboard
 - G. Dismissal of DOR Violation Enforcement Case 20-002616 (248 Dolphin Circle)
- 10. Manager's Report**
 - A. Manager's Report
- 11. Attorney's Report**
- 12. Incidental Trustee Remarks**

13. Adjournment

If an individual decides to appeal any decision made by the Recreation District 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.

Barefoot Bay Recreation District Regular Meeting



BAREFOOT BAY RECREATION DISTRICT

Board of Trustees Regular Meeting

May 25, 2021

7PM –Building D&E

Meeting Called to Order

The Barefoot Bay Recreation District Board of Trustees held a Meeting on May 25, 2021 Building D&E 1225 Barefoot Boulevard, Barefoot Bay, Florida. Mr. Maino called the meeting to order at 7PM.

Pledge of Allegiance to the Flag

Led by Mr. Grunow.

Roll Call

Present: Mr. Maino, Mr. Grunow, Mr. Nugent, Mr. Morrissey, Mr. Loveland. Also, present, John W. Coffey, ICMA-CM, Community Manager, Cliff Repperger, General Counsel, Stephanie Brown, District Clerk, and Rich Armington, Resident Relations Manager. Mr. Loveland was absent.

Mr. Maino requested to add two additional agenda items: 9C Resignation of Trustee Randy Loveland and 9D BOT Vacant Position Fulfillment.

Mr. Nugent made a motion to accept additions 9C Resignation of Trustee Randy Loveland and 9D BOT vacated position fulfillment to the agenda. Second by Mr. Grunow. Motion passed.

Presentations and Proclamations

Memorial Day Proclamation was presented by Mr. Maino.

Approval of Minutes

Mr. Morrissey made a motion to approve the BOT Regular Meeting minutes dated May 14, 2021. Second by Mr. Grunow. Motion passed.

Treasurer's Report

Mr. Grunow made a motion to approve the Treasurer's Report for May 25, 2021 as read. Second by Mr. Morrissey. Motion passed.

Audience Participation

Jack Reddy-806 Tamarind Circle-spoke in favor of lowering legal expenses by giving DOR department additional tools to bring residents into compliance.



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Unfinished Business

Phased Re-opening Discussion

Staff recommends the following changes:

Golf Course

Return to two-riders per cart rule and removal of COVID-19 dividers effective Sunday, May 30, 2021

Assembly and Food & Beverage Buildings

Return to 100% capacity effective July 1, 2021.

Food & Beverage Operations

Cessation of staff facial covering requirement effective immediately. Gradual return to indoor entertainment as demand (sales, not residents' preferences) justifies. Per the FY22 WDPB, indoor entertainment will be confined to Building A and the Lounge only. If these recommendations are enacted by the BOT, all BBRD restrictions will be lifted effective July 1, 2021.

Mr. Nugent made a motion to return to two-riders per cart rule with removal of COVID-19 dividers, effective Sunday, May 30, 2021; Assembly and Food & Beverage Buildings return to 100% capacity, effective July 1, 2021, cessation of staff facial covering requirement effective immediately and gradual return to indoor entertainment (indoor entertainment will be confined to Building A and the Lounge only). Second by Mr. Grunow. Motion passed.

New Business

DOR Violations

DOR Violation 20-002913 641 Royal Tern Drive

Case #20-002913 641 Royal Tern Drive came into compliance.

DOR Violations 20-002666 910 Cashew Circle

Mr. Grunow made a motion to refer case #20-002666 910 Cashew Circle to General Counsel Repperger for legal action, equitable or other appropriate action with failure to comply. If the BOT brings any such action to enforce DOR, the charge for such action shall be charged to the Respondents account and shall constitute as a lien. Second by Mr. Nugent. Motion passed.

DOR Violation 20-002026 523 Puffin Drive

Mr. Nugent made a motion to refer case #20-002026 523 Puffin Drive to General Counsel Repperger for legal action, equitable or other appropriate action with failure to comply. If the BOT brings any such action to enforce DOR, the charge for such action shall be charged to the Respondents account and shall constitute as a lien. Second by Mr. Grunow. Motion passed.



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FY22 Proposed Budget Mailout

Staff recommends the BOT approve the Proposed Budget Mailout as attached (or modify as needed and then approve it) and announce 7pm in Building D/E on June 22, 2021 as date and time of the public hearing for the adoption of the annual assessment in addition to the adoption of the FY22 Budget.

Mr. Morrissey made a motion to approve the Proposed Budget Mailout as attached and to announce that 7pm in Building D/E on June 22, 2021 as the date and time of the public hearing for the adoption of the annual assessment, in addition to the adoption of the FY22 Budget. Second by Mr. Nugent.

Mr. Grunow requested carpeting the Miniature Golf Course project be added.

Mr. Morrissey amended the motion to approve the Proposed Budget Mailout to include carpet for the Mini Golf Course and to announce that 7pm in Building D/E on June 22, 2021 as the date and time of the public hearing for the adoption of the annual assessment, in addition to the adoption of the FY22 Budget. Second by Mr. Nugent. Motion passed.

Resignation of Trustee Randy Loveland

Mr. Morrissey made a motion to accept Mr. Loveland's resignation. Second by Mr. Nugent. Motion passed.

BOT Vacant Position Fulfillment

Mr. Morrissey made a motion to direct administrative staff to advertise and immediately seek applicants to fill the vacated Board of Trustee position, to be appointed by June 11, 2021 and seated on June 22, 2021. Second by Mr. Nugent. Motion passed.

Manager's Report

Resident Relations

ARCC Meeting Agenda 05/25/2021

- 23 consent permits approved
- 11 other permits approved
- 2 old permit extensions approved

Next ARCC Meeting 06/08/2021

- Will be held in Administration Building Conference Room at 9am.

VC Meeting 05/28/2021 in Bldg. D/E at 10am

- 10 cases to be presented

Next Violations Committee Meeting

- Scheduled for June 11th in Bldg. D/E at 10am



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Badge Renewal Update – Last reminder that beginning June 1, 2021, residents must have their valid homeowners or renters' badge or a guest pass to use BBRD facilities. Homeowners needing special accommodations to renew their badges should call the Administration Building and Mr. Armington or one of his staff will work with their scheduling limitations to facilitate their badge renewal.

Food & Beverage

Memorial Day Hours of Operation:

- 19th Hole
 - Bar open 11am-8pm
 - Kitchen is closed, \$5 Boxed lunches will be available.
- Lounge
 - Bar open 11am-9pm
 - The Grill is open Noon-6pm. We are paying a \$61 Special Event Permit fee to grill hamburgers and hot dogs in the screened in grill area on the holiday.
 - *The Kore* will play on the Lakeside stage from 2-6pm

Property Services

- Repaired a light in the Building A parking lot
- Readjusted lights in the Pickleball/Tennis courts
- Investigated a depression in the Building A parking lot and tested a low spot
- Trimmed dead palm limbs and seed pods out of the trees at the 19th Hole
- Trimmed low hanging limbs around the grounds
- Pressure washed the Handball Court and repainted
- Replaced a ladder at Pool #1
- Repaired part of a wall at Pool #1
- Changed the lock on the changing room at the Beach and cleaned up the inside of the building
- Repaired vandalism in the Men's restroom at the Lounge
- Removed an old panel in Building A tower
- Repainted the lines on the basketball court and replaced the nets
- Addressed all current DOR violations

Golf-Pro Shop

- **FRDAP Grant Program Update**
 - Picnic Area Renovation: Awaiting second bid for planned June 11th agenda item
- **Jr. Golf "COVID-19 safe" Camp details**
 - Two Sessions
 - Pick up application at Golf Course Pro Shop or Administration Building
 - June 15 – July 1
 - July 6 – July 22
 - Jr. Golf Tournament on Saturday July 17th
 - Award Banquet July 22 at 4pm
- **Golf Course Tree Service Update**
 - The Jr. Golfers would like to thank the golfers for the 441 golf balls found in the trees. They



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will be put to good use during their Junior Camp.

- **Tournaments** Contact the Pro Shop (664.3174) if you have questions or to sign-up
 - June 19th
 - John McCarthy Memorial Golf Tournament
 - 12pm Shotgun start
 - \$18 to \$33 based on club member/non-member status
 - July 3rd
 - Celebrating 50 years at BBRD golf celebration
 - 8:30 Shotgun start
 - \$21.50 for members and \$36.50 for non-members
 - July 17th (Save the Date)
 - Jr. Golf Tournament

General Information

- **Shopping Center Re-roofing Project Update** – The vendor is in the process of mobilizing and placing supplies in the field south of the Shopping Center. Staff anticipates a resolution to the restaurant exhaust fan issue by the end of next week.
- **Building A Renovations Project Update** – The project continues to proceed well with the HVAC system now operational, walk-in cooler/freezer and hood system substantially completed. The walls, electrical work and CCTV system relocation are mostly completed. Pictures are provided on the following pages.



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Attorney's Report

Mr. Repperger stated that he is drafting correspondence to Brevard County regarding the beach pilings issue and the Steward Medical Group will receive the final draft of the ground lease within the next week.

Incidental Trustee Remarks

Mr. Grunow expressed his gratitude for the tree trimming work that has been completed. He also reminded residents of the Memorial Day service events.

Mr. Maino expressed his gratitude for participation in the Legal Discussion Services Workshop and is looking forward to getting someone new to replace Mr. Loveland, and wishes him well.

Adjournment

The next meeting will be on June 11, 2021 at 1pm in Building D/E

Mr. Grunow made a motion to adjourn. Mr. Maino adjourned.

Meeting adjourned at 7:50pm

Jeff Grunow, Secretary

Stephanie Brown, District Clerk



BAREFOOT BAY RECREATION DISTRICT

**Board of Trustees Workshop
Legal Services Discussion
Tuesday, May 25, 2021 9am
Building D & E**

Welcome

The Barefoot Bay Recreation District Board of Trustees held a Workshop on May 25, 2021 Building D&E 1225 Barefoot Boulevard, Barefoot Bay, Florida. Mr. Maino called the meeting to order at 9AM.

Pledge of Allegiance to the Flag

Led by Mr. Maino.

Roll Call

Present: Mr. Maino, Mr. Grunow, Mr. Nugent, Mr. Morrissey, Mr. Loveland. Also, present, John W. Coffey, ICMA-CM, Community Manager, Cliff Repperger, General Counsel, Stephanie Brown, District Clerk, Charles Henley, Finance Manager, and Rich Armington, Resident Relations Manager.

Audience Participation

Tom Guinther-1071 Royal Palm Drive-spoke in favor of having General Counsel at meetings and stated that the services are invaluable.

The Role and use of General Counsel by BOT, Staff, and Residents

Mr. Morrissey voiced his concern about how general counsel is being contacted by staff. He spoke in favor of having a liaison between BBRD and general counsel, as opposed to management and their support staff all being able to contact general counsel. Mr. Maino agreed with Mr. Morrissey. Mr. Maino also spoke in favor of not having substitute legal counsel present in the absence of Mr. Repperger, and voiced his concern about legal counsel being present at every BOT Meeting. Mr. Repperger explained that counsel attending BOT Meetings is not required, but has been a common practice and is also stated in the legal services contract. Mr. Repperger stated that he does not have an issue with only attending specific meetings, but having legal counsel present is beneficial in understanding important topics and the progression of possible issues that may arise. Mr. Coffey responded that General Counsel is integral to management staff and the overall operations of BBRD. Mr. Maino voiced his concern regarding Mr. Repperger influencing decisions for BBRD that are not legal and taking on a role similar to staff or a BOT member. Mr. Repperger responded that it is never his intention to influence policy or politics, but to assist staff from a legal standpoint in the interest of protecting BBRD.



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Mr. Maino asked if we had a policy on how General counsel interacts with staff/BOT/residents. Mr. Coffey responded that BBRD does not have a policy on staff interaction with general counsel, it is currently handled on a case-by-case basis. Mr. Nugent stated that he contacts Mr. Coffey regarding legal matters instead of contacting general counsel directly. He also spoke in favor of contracts being completed faster. Mr. Maino also asked about the cost effectiveness and time spent on the Beach Restroom project. Mr. Repperger responded that the Beach Restroom project has many complicated components and thus can be more costly. Mr. Loveland spoke in favor of the service BBRD receives from General Counsel Repperger and stated that he was satisfied with the billing. Mr. Grunow spoke in favor of exploring ways to update and improve procedures, and considers general counsel as a part of the BBRD team.

Legal Fees and Costs in DOR Enforcement Litigation

Mr. Repperger gave a detailed explanation of how DOR enforcement operates and the process of litigation.

Mr. Maino asked questions about problematic DOR cases and how they are handled. Mr. Repperger responded by providing information regarding next steps after a violation is filed, including the court process and tools used for compliance (suspending privileges). Mr. Repperger suggested changing the DOR to allow fining and liens as another avenue to use for residents to come into compliance.

Incidental Trustee Remarks

Mr. Grunow expressed his gratitude to the Violations Committee and DOR Enforcement for the work they have done to get resident's in compliance.

Mr. Loveland spoke in favor of the BOT getting educated on BBRD operations and policy process.

Mr. Morrissey stated that he is confident BBRD General Counsel is doing a good job and after further assessment, could not find any areas in the billing where money could be saved on Attorney's fees.

Mr. Maino expressed his gratitude to everyone who participated in the workshop.

Mr. Repperger stated that the BOT can contact him with any billing questions or concerns.



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Adjournment

Mr. Nugent made a motion to adjourn. Mr. Maino adjourned.

Meeting adjourned at 10:42am

Jeff Grunow, Secretary

Stephanie Brown, District Clerk

Barefoot Bay Recreation District

Treasurer's Report

June 11, 2021

Cash Balances in General Fund as of 6/3/21

Petty Cash Total Petty Cash: \$ 2,500.00

Operating Cash in Banks

MB&T Operating Account 646,420.65
Total Operating Accounts: 646,420.65

Interest Bearing Accounts

MB&T Money Market Account 2,150,206.58
SBA Reserve Account 699,579.29
Total Interest Bearing Accounts: 2,849,785.87

Total Cash Balances in General Fund: \$ 3,498,706.52

Total Daily Deposits and Assessments Received for 5/18/21 - 6/3/21

Daily Deposits: \$ 97,272.03
Interest Received: Money Market Account 206.58
Interest Received: SBA Account 65.91
Assessments Received: -
Total Deposits Received: \$ 97,544.52

Expenditures for 5/18/21 - 6/3/21

Check Number	Vendor	Description	Check Amount
57175	Special District Services, Inc	Management Fees: 5/21	13,595.75
57172	Seman's Tree Service	Trimming Golf Course Palm Trees	15,000.00
57158	Florida Power & Light Co	Electricity: 5/21	6,137.88
57135	White Bird Law	Legal Fees: 5/21	8,072.80
57124	Parkit Construction, Inc.	Draw 6 - Building A Kitchen Remodel	101,432.86
57123	Omega Technology Solutions, LLC	Labor for IT Security Upgrades & Standardization	7,418.38
57113	Health First Health Plans Inc	Employee Health Insurance: 6/21	26,205.71
57107	Complete Restaurant Equipment	Final for Built-in and Other Kitchen Equipment	84,460.79
	US Treasury	Payroll Tax for Pay Period Ending 5/23	17,142.91
	PayChex	Net Payroll for Pay Period Ending 5/23	58,844.25

Total Expenditures \$5,000 and above: \$ 338,311.33

Expenditures under \$5,000: \$ 44,494.17

Total Expenditures: \$ 382,805.50

Board of Trustees Meeting Agenda Memo

Date: Friday, June 11, 2021

Title: **Selection of a Qualified Elector to Fill the Unexpired Term of Trustee Loveland**

Section & Item: 9.A

Department: Administration, District Clerk

Fiscal: N/A

Impact:

Contact: Stephanie Brown, District Clerk, District Clerk, John W. Coffey ICMA-CM, Community Manager

Attachments: Brinker letter of interest, Geier Resume, Steve Diana letter of interest, Amoss letter of interest, Preston Resume, Wheaton letter of interest, Petro resume, Michajlowicz letter of interest, Robert Warren letter of interest

Reviewed by

General

Counsel: N/A

Approved by: John W. Coffey, ICMA-CM, Community Manager



Requested Action by BOT

Selection of a qualified elector to fill the unexpired term of trustee formerly held by Randy Loveland.

Background and Summary Information

On May 25, 2021, Trustee Loveland submitted his resignation letter to the BOT. Subsequently, the BOT decided to seek resumes/letters of interest for the unexpired term and appoint a replacement on June 11th with the person being sworn in and seated on June 22, 2021.

As provided in Article V Board of Trustees Section 4. Vacancies on the Board of Trustees; any vacancy on the Board of Trustees shall be filled for the unexpired term by appointment by the remaining Trustees of a successor among the qualified electors of the District. The Board shall fill the vacancy by an appointment for the remainder of the unexpired term which extends until January 2023. Any individual who is a legal resident and a registered elector of the State of Florida and of the District, is qualified to serve on the Board. Persons interested in appointment to the Board were provided an opportunity to submit a letter of interest and/or resume to District Clerk Brown. At the time of the publication of this memo, the following resumes were received:

- Hurrol Brinke
- Edward Geier
- Steve Diana
- Bruce Amoss
- Paul Preston
- David Wheaton
- Martin J. Petro
- W. Eric Michajlowicz
- Robert Warren

Staff recommends the BOT appoint a qualified elector to the unexpired term of Trustee formerly held by Randy

Loveland.

May 27, 2021

Trustee's,

In light of the recent opening of one of the chairs on our board, I would like your consideration to fill the position. I have a vast knowledge of the operations in the running of Barefoot Bay. I am versed in our financial situation as well as our plans on expansion.

I am confident that I would be a valuable asset to the board. The relationships I have established with our staff and residents would allow a smooth transition into this new role.

My past career experience has taught me that being a productive member of a team is the only way to move forward. Barefoot Bay has some incredible opportunities to enrich all of our lives. I would embrace the chance to be a part of that forward motion.

Thank you for your consideration,

A handwritten signature in cursive script that reads "Hurrol Brinker". The signature is written in dark ink and is positioned above the printed name.

Hurrol Brinker

Candidate Resume
EDWARD L. GEIER
950 BAREFOOT BLVD
BAREFOOT BAY, Florida 32976
321-216-8838 [/Edgeier0654@att.net](mailto:Edgeier0654@att.net)

Fair and upfront person, Hard-working team player

EXPERIENCE

Doing Volunteer work for the Veterans and Community 2015-Present

2017 - Retired

2015-2017 Lowe's Company Vero Beach FL.
Sale and customer service

2013-2015 Radio Shack Sebastian FL: Sales and Services / Manager
Some marketing and help close the store in 2015 due to the bankruptcy of the corporation.

2011-2014 - Self -Employed Sebastian FL. Position: Property Inspector Doing property inspection for underwriters for insurance companies

2006-2011 -THE HOME DEPOT Company Palm Bay FL Position: At Home Services To generate sales selling big-ticket items. To handle all the customer needs

2004-2006 - HOLIDAY INN EXPRESS- Cocoa, Cocoa, Florida Position: General Manager Successfully passed all franchise inspections and site visits from August 2004 to December 2004. Generated 1 million dollars in revenue from January 2005 to August 2005. Generated 1.75 million dollars in revenue for a 75-room hotel. This is a revenue increase of over 45% from the previous year.

1993-2004 - BEST WESTERN HOTEL: Melbourne, Florida Position: General Manager, promoted from Assistant Manager Successful upgraded and rehabilitated property to successfully pass all franchise inspections and site visits; increased financial strength leading to change in ownership. Recipient of Best Western Directors Award with a score of 951

1987-1993 - Knights Inn/ Motel 6: Night Auditor, moved up to Sales & Marketing (Knight Inn) Motel 6 came in took over property - I became the MOD/GM

COMMUNITY INVOLVEMENT

Veteran CFO - Post 189
Veteran Service Officer

American Legion of Sebastian - Post 189
Veteran's Center of Vero Beach
Moose Lodge of Sebastian
Italian American Club Sebastian
Elk's of Palm Bay-Past Palm Bay PER
Eagles of Palm Bay
Liaison to FASD for Barefoot Bay
American Legion Of Barefoot Bay - Post 366
American Legion 2nd Vice Commander - Post 366

Barefoot Bay Board of Trustees
Treasurer 2017-2018

Barefoot Bay Committee Chairman
Finance Committee 2016-2017

City Of Palm Bay
MAYOR
June 1999 – November 2005

City Of Palm Bay
Deputy Mayor / Council Member
November 1996 – June 1999
November 2005 – November 2008

State, County & City Boards
Chairman / Member Code Enforcement Chairman
Recreation, EDC Board Member, TDC Board Member, Brevard County
and Other's State and County Boards May 1986 – December 2009

SPECIAL TRAINING

U.S. Army Finance and Accounting
Other U.S. Army Special Training
Elected Official Municipal Certificates, Class I
Elected Official Municipal Certificates, Class II
Successfully completed Management Training with Motel 6
Successfully completed Management Training with Best Western
Successfully completed Management Training for Holiday Inn Express

REFERENCE

Tom Redmond: 321-795-1179
Sal Nasca: 321-243-5317
Pastor Rob Miranda: 321-508-7472

From: Paul Zelinski <paulz2015fl@yahoo.com>
To: sbrown@bbrd.oeg <sbrown@bbrd.oeg>
Sent: Friday, May 28, 2021, 10:06:59 AM EDT
Subject: Opening on BOT

Good morning Stephanie. I would like to put my name into as a candidate for the vacant position on the BOT

My experience is serving 6 years on the town council in Connecticut in the 1980s

My experience serving on the BOT for 6 years for BFB

Including A year as Chairman in which we won the Guinther lawsuit regarding the New Admin Building

My ability to effectively work with the County Commission and State to get passed legislation for term limits in the Bay

My understanding of fiscal and budgets

Having had a spouse that worked for the Bay my understanding of staf relations with respect to the residents and guests

My ability to see through the "Smoke and mirrors" to do what is right for the people of the Bay

My support of the Vets who comprise a large segment of our population thru my support of the new center

My vocal support "even though I don't play" for our golf course

My over 50years in business with many of those being in management

My experience and understanding of the dynamics of the Bay having lived here for almost 12 years

My understanding of being able to see "the big picture" with respect to what is best for all of the people of Barefoot Bay

Stephanie
I respectfully submit this for consideration

If you need further information or shout need to reach me my cell is 321-369-8066

From: Bruce Amoss <Bruce1953@pm.me>
Sent: Monday, May 31, 2021 1:52 PM
To: Stephanie Brown <sbrown@bbrd.org>
Subject: Trustee vacancy

Dear Ms. Brown:

Please accept this as my letter of application for the vacant Trustee position that exists on the Board of Trustees.

I am a current a full time resident of Barefoot Bay, having lived and participated in Barefoot Bay activities for the past 10.5 years. My qualifications and experience to be a Trustee include my last 6 years as a Management IT professional before retiring with more than 30 years service with Verizon Communications , and during those last 6 years working with budgets and financial reports for my unit. I held the positions of Trustee then the Lodge and Social Quarters administrator for Moose Lodge 1242 in Baltimore, MD, responsible for all financials for 2 years in the early 2000's.

I enlisted in the Coast Guard reserves in 1971 and was Honorably discharged 1977. I currently hold the position of Judge Advocate in the Barefoot Bay Post 366 of the American Legion.

I consider myself a team player and I believe I would be an asset to the other trustees as future decisions are made concerning programs and facilities. Above all, because I have no pet projects or axes to grind, I believe I can be a voice that will represent all Barefoot Bay residents equally.

In closing, I would welcome and appreciate the Board of Trustees consideration of my application. If I am given the chance, I will do my best to work with the other Trustees in representing all residents of Barefoot Bay.

Thank you.

Bruce Amoss

901 Jacaranda Dr.

772-664-1946

Bruce1953@pm.me

Sent with [ProtonMail](#) Secure Email.

911 Fir Street Barefoot Bay, FL 32976
Cell Phone (561-756-0233) (772-202-4799) – prezpresto@aol.com

PAUL PRESTON

Qualifications

- Florida Licensed Community Association Manager
- Experienced Condominium/Rental Complex Manager
- President of self-managed Homeowner Association
- Director of Operation of telephone switch manufacture (70 employees)
- Supervisor of a Telephony Engineering Group (10 employees)
- Mater scheduler of over 1200 projects in both the U.S. and International Markets
- Project Manger of telecommunication project involving 6 states and 39 cities
- Global Network planner involving 1400 cities in 52 countries
- Project Manager of 2 North American Field Trials
- Volunteer Coordinator of YMCA' youth programs for ages 9 to 18.
- Electrical tester background
- Coordinated irrigation project
- Budget preparation
- Familiar with Continental's programs and procedures
- Worked with Julio Robaina and his Nine-member House Select Committee on Condominium and Homeowner Association Governance to implement changes introduced into law in 2008.

Professional Experience

**8/2006 – 9/2011: Continental's Community Association Manager at Polo Glen
Luxury Condominium in Plantation, FL**

- Manage maintenance crew and selected vendors
- Provided monthly reports including financial statement and variance details
- Monitored monthly maintenances payments per association guidelines and issued the paper worked needed to involve the attorney when appropriate
- Managed Polo Glen in accordance with the City, State, and Federal regulations. These regulations involve pool, fountains, irrigation system, lakes, and landscaping
- Pool renovation
- Building painting and concrete renovation
- Y200k program administrator

Previous Experience

American Digital Switching Systems - Melbourne, Fl

- **Acted as project manager for ADS's North American Field Trial, scheduled monitored and tracked all elements of the company's product from design to final payment**
- **Promoted to Director of Operations, tasked with procurement of parts, assemble of units, system testing, shipping, and Customer Service**

Cit-Alcatel – Reston, Va

- **French Telephone Switch Manufacture with 350,000 employees world wide.**
- **Managed Cit-Alcatel's North American Field Trial that involved tracking parts thru customs. Installing a switch into the world wide network and collecting the final dollar**

Global One - Reston, Va

- **Global Network Planner tasked with routing telephone calls and collecting associated revenue for calls between 1400 cities in 52 countries**

Datametrics – Orlando FL

- **Manufacture of rugged printers for military and commercial customers**

Awards

- **YMCA Volunteer of the year**
- **YMCA Man of the year**
- **Current world record holder of the unbreakable record**



CIT-ALCATEL, INC.

13775 McLearen Road
Herndon, Virginia 22071
(703) 481-2000

October 14, 1986

Paul, it gives me great pleasure to congratulate you on this your five year employment anniversary with CIT-ALCATEL, INC.

In our fast-paced environment, too often we do not have the opportunity to say "thank you" to the people whose dedication and contributions to our organization have helped it grow.

Over the years we have achieved many milestones, none of which could have been accomplished without the enthusiasm and dedication of employees such as yourself.

You have been instrumental in coordinating many of our projects. Your attention to detail and determination in seeing a job through are to be commended. Your efforts have been appreciated by our customers.

I wish to extend my personal thanks to you for your dedication and loyalty. I look forward to many more years of working with you at CIT-ALCATEL, INC.

A handwritten signature in blue ink, appearing to read "Paul Caizergues".

Paul Caizergues



ITT North Telecommunications Switching Division

Extends congratulations to

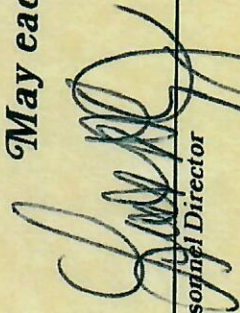
PAUL PRESTON

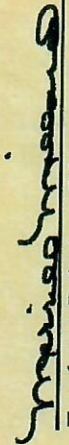
With sincere appreciation for

Fifteen Years of loyalty and cooperation.

*Throughout this association, mutual respect and
goodwill have continued to grow.*

May each year in its turn bring you health and happiness.


Personnel Director


Employee Relations Director


President and General Manager

Date September 8 19 79

May 28, 2021

Board of Trustee Members:

I am applying for the vacant position on the Barefoot Bay BOT. I was an active member of the BOT for 2018-2020. During my tenure, I was the BOT chairman of the NPR, which has been extremely successful in restoring derelict properties to viable home sites. I am currently on the Violations Committee.

For those of you who are unfamiliar with me, I would like to give you my background history. I was born and raised in Maine. I am a Veteran, serving 6 years in Submarines and 21 years in the Coast Guard. In the Coast Guard, I attained the rank of CWO4 and was Captain of a Coast Guard Cutter. After retiring I worked at the Maine Police K9 Academy where I trained dogs for various police departments across the country. During this time I graduated from college with a certification in Mental Health Rehabilitation and Batterer Intervention. Subsequently, I was hired by Bancroft Neuro Health working with traumatic brain injuries. I also did counseling at New Hope for Woman.

I have lived in Florida for 12 years, first on the west coast and now in Barefoot Bay. While on the west coast I was heavily involved with Habitat for Humanity, building homes. I also worked in the soup kitchen for the poor and homeless. I feel that I have a lot to contribute, and with my prior experience as a trustee, would make a great asset to this board.

Respectfully,

David M. Wheaton
1477 Barefoot Circle
Barefoot Bay, FL 32976

Martin J. Petro
1112 Barefoot Circle
Sebastian, Florida

Home: (954) 882-8358
email: martinpetro@yahoo.com

QUALIFICATIONS: Senior–Level Management / Operations / QA / Product Development

Experienced leader in global operations, product development, sales, and client relations. Expertise in Utilization Review (UR), Case Management, Infusion Therapy, Pharmacy Benefit Management (PBM), home health, Medicare Set-Aside arrangements, and diagnostic networks. Aptitude for consistently improving performance resulting in increased revenues and reduced costs through analytics, staff development and innovative solutions.

EDUCATION

- Master of Business Administration, Nova Southeastern University
- Bachelor of Science in Nursing, University of Pittsburgh School of Nursing

EXPERIENCE

eviCore Healthcare, (a Cigna Company) Melbourne, Florida September 2017 to present
Utilization Reviewer Analyst

Perform prior authorization reviews for medical services against established clinical protocols.

- Interface with physician offices, hospital/site as well as faxed information to issue prior authorization determinations.
- Trained in UR, URAC and NCQA principles, policies and procedures.

Tower MSA Partners, Delray Beach, Florida
Vice President, Operations & Clinical Services (Partner)

May 2015 to July 2016

Responsible for P&L and QA results through planning, operations, program design, process engineering, implementation and training for an industry leading Medicare Secondary Payer Compliance organization.

- Responsible for training all Case Coordinators through SOP initiatives ensuring timely contact with providers and payers to facilitate appropriate utilization of care.
- Facilitated physician peer to peer process and clinical oversight program resulting in claim cost reduction based on appropriate drug regime and evidenced based guidelines.
- Reduced cost of sales (COS) by 12% through process re-engineering, training and staffing model enhancements.

BioScrip Infusion Partners, Melbourne, Florida
General Manager

February 2014 to December 2014

Responsible for management and administration on a multi-site basis of all general business operations and P&L results at multiple levels of staff and cross functional departments including but not limited to operations, supply chain, pharmacy, nursing, AP/AR, contracting, sales/marketing, and customer relations to insure quality coordination of care for a leading home infusion, ambulatory infusion centers and nursing care organization.

- Facilitated successful ACHC audit compliance for Pharmacy and DME certification.

Home Care Connect, Winter Park, Florida
Vice President, Operations

August 2012 to August 2013

Responsible for monitoring P&L results to identify and plan operational efficiencies including new product and service development, process engineering, AP/AR aging, implementation and staff training for an industry leading provider of home health, DME and infusion services organization.

Martin Petro

- Responsible for training all Case Managers through SOP initiatives ensuring timely contact with providers and payers to facilitate RTW and appropriate level of care services post discharge.
- Worked closely with cross-functional departments to address the product development life cycle from Request for Proposals (RFPs), finalist meetings, product development and roll out.

Express Scripts, Orlando, Florida
Director, Operations & Quality Assurance

February 2006 to March 2012

Responsible for P&L results through planning, operations, program design, process engineering, product development, implementation and training for an industry leading PBM and Medicare Set-Aside organization.

- Worked closely with cross-functional departments to address the product development life cycle from Request for Proposals (RFPs) finalist meetings, product development and roll out.
- Lead a team approach for assessing the new product life cycle with cross-functional groups in the organization including operations, sales / marketing and account management services.
- Performance managed individuals through leadership and teamwork initiative resulting in improved performance and efficiency. The business unit experienced a zero percent (0%) turnover rate for over four years.
- Re-engineered operational initiatives decreasing turnaround time (TAT) from 6.7 days in 2007 to 1.55 days in 2008 and maintained a less than 2.0 TAT for four years.
- Developed QA program resulting in a cost savings to the organization of approx 75K on an annual basis.
- Implemented PBM post settlement administration product types including:
 - Client specific formulary creation.
 - Home delivery and generic/mail order initiatives.
 - 90 day fill advantages.
 - Point of sale validation increasing network penetration.
- Analyzed and monitored industry trends relating to drug spend and utilization patterns resulting in the introduction and development of the PDRx Review product and service.

Broadspire, Plantation, Florida

September 1994 to January 2006

Account Executive/National Accounts Manager

December 2000 to January 2006

Responsible for overall client satisfaction relative to Third Party Administrative services relating to individual company salary continuation practices including Workers Compensation, Short and Long Term Disability, and other leaves of absence as well as cross selling and up selling of services to existing clients. Effectively managed client service and administrative issues, including policy/contractual issuance and renewals, Evidence of Insurability applications, finance/banking protocols, including P&L, payroll and cash flow budgets, claim activity and census reporting.

- Renewed client contract at a 25% price increase resulting in 15% profitability.
- Sold additional line of business to existing client resulting in \$45K in additional revenue.
- Successful renewed five clients resulting in retention of \$3.5 million in annual revenue.
- Effectively managed 12 million dollars in national accounts, providing customer service that enhanced account retention and timely receipt of billed premium.
- Renegotiated customer contract, which added 5% to the bottom-line.

Implementation & Product Development Manager

August 2000 to December 2000

Managed project teams to implement systems that enhanced efficiency and customer value of business operations. Participated in research studies of business operations and systems to identify trends and current business practices resulting in increased productivity through automated applications to meet account expectations.

- Averted the payment of performance penalties of \$18,000/month through process improvement initiatives, which finalized the contract with our 3rd largest customer.

Martin Petro

- Identified and recruited providers to be part of our managed care preferred provider listing at a lower cost than the state fee schedule.

Operations Manager Utilization/Case Management

April 1997 to July 2000

Managed daily operations and P&L of a business unit through establishment of individual and team production thresholds needed to meet budgetary goals. Responsible for developing staffing models to promote efficient departmental workflow, resulting in the delivery of a seamless integration of services through direct account management and coordination of activities with claims offices and other departments as needed.

- Directed the daily operations of a 2.5 million-dollar business unit resulting in converting a pre-existing deficit to profit margins of 13.1% and 19.2% in successive years.
- Streamlined operations resulting in increased management efficiency by 15%, and increased production by 22%.
- Project manager for the downsizing of a business unit through a cost-profitability analysis resulting in cost savings of \$1.2 million per year.
- Creator of a pilot program as project manager, which integrated a new position into daily operations resulting in increased revenue of \$9,000/month. Program became a prototype nationwide.
- Developed a cost savings manual and guidelines resulting in increased reporting of corporate savings from 5.5 million to 45.1 million within one year.

Team-Leader Utilization Management

June 1996 to April 1997

Responsible for the formulation and implementation of work distribution guidelines while maintaining a predetermined caseload. Develop staff through weekly compliance audits ensuring adherence to corporate and URAC quality standards.

- Served as an advocate in research efforts for the development of an educational training video series, which has been distributed nationwide.
- Created a QA audit form for the Utilization Management telephone compliance resulting in 10% decrease in abandoned calls

Utilization Review/Nurse Case Manager

September 1994 to May 1996

Performed case management and pre-certification reviews of surgical, diagnostic and physical therapy services.

- Ensured the most appropriate level of care was being delivered and a healthy return to work.
- Interface with hospital staff and physicians for completion of reviews from admission to discharge.
- Implemented URAC guidelines with Interqual and physician advisor criteria.

LICENSURE/CERTIFICATION(S)

- Registered Nurse Florida
- Registered Nurse Pennsylvania
- Medicare Set-Aside Consultant Certified

OTHER SKILLS

- Working knowledge of the Microsoft Office suite of products, including Outlook, Word, Excel, Access, PowerPoint and Visio, as well as CRM tools including Salesforce.com
- Working knowledge of operating system CPR+ and reporting platform Qlikview.
- Experience with several claim operating systems with SQL functionality to query standardized reports.

Martin Petro

W Eric Michajlowicz
840 Wren Circle
Barefoot Bay, FL 32976
ericm@goeaston.net

June 2, 2021

Michael Maino, Chairman
Board Members
Board of Trustees
Barefoot Bay Recreational District

Greetings,

With interest in filling the unexpired BOT term of Randy Loveland, I submit this letter for your consideration while sharing a synopsis of my background and reason for the interest.

I was a snowbird on Marlin Circle from 2013-2016 and subsequently settled in the Bay full time in 2016. I grew up in Connecticut where I obtained a BS from the University of Hartford and an MS from the Rensselaer Polytechnic Institute majoring in Business, Finance and Information Technology. Served in the USAF Reserve.

My professional career spanned from 1979 to 2014. I have served as Chief Information Officer for United Hospitals Philadelphia. Subsequently I was a contractor providing and managing Technology and Business Development initiatives for some of the largest Medical Centers throughout the U.S. with occasional services to large retail chain operations. During my last seven years I contracted with the Federal Government, National Institute of Health and HHS in Washington DC, developing electronic communication/documentation systems.

My civic interests have allowed me to: Manage a Mayoral campaign in New Britain CT, Manage a State Senate campaign CT, Board member of the West Hartford CT Water Authority, Vice Chair the New Britain Charter Commission, Vice Chair the Cherry Hill NJ Zoning Board.

My overall strengths are in Workflow development, Technology initiatives, Finance, Organization, Contract Negotiation and Project Management.

=

My interest in joining the BOT is to contribute to the improvement of efficiencies in the recreational, administrative and fiscal arenas. In addition, I find that the abuse of certain privileges by too many residents along with a lack of enforcement has created a very unpleasant astatic look to our community over the years. It is my understanding that many of the abuses have to do with County land vs the Bay. If that is the case, I would like to take an active role to find the support and cooperation from the County in order to collectively remedy the problems. I would bring other matters on the agenda as a representative of the Bay's property owners.

If you have any questions I can be reached at 772 713-7885. Thank you for your consideration.

W Eric Michajlowicz

To: Stephanie Brown
From: Robert Warren
Subject: Open position on the BOT

I, Robert Warren, wish to join the Board of Trustees to serve out the remaining term vacated by Randy Loveland.

I am a permanent resident of Barefoot Bay and the state of Florida. I reside at 1003 Ginger Lane with my wife and daughter.

I am a retired corrections officer from the New York State Department of Corrections. I served thirty-three years in my position. I graduated high school in Auburn, NY. I also graduated from Tech School in the United States Air Force. Lastly, I graduated from the New York State Department of Corrections Training Academy.

Respectfully,
Robert J. Warren

Board of Trustees

Date: Friday, June 11, 2021
Title: Request for Use of Shopping Center Space
Section & Item: 9.B
Department: Shopping Center
Fiscal Impact: \$5,600.00 to purchase alternate storage unit
Contact: John W. Coffey ICMA-CM, Community Manager
Attachments: Request for use of space, vault layout
Reviewed by:
General Counsel: No
Approved by: John W. Coffey, ICMA-CM, Community Manager



Requested Action by BOT

Review request from Paradise Planners to lease the vault (Building #2, part of unit #2) and direction to staff.

Background and Summary Information

Building #2 was originally constructed and used as a bank building with an internal bank vault installed in the middle of the building. Subsequent to said use, the building was sub-divided into three units. Later, part of the unit #2 was further subdivided with the northern section given to the restaurant owner and the remainder used by staff for long-term records retention.

Mrs. Sue Hill, President of Paradise Planners, recently submitted a request for use of the space to store club assets that she uses to assist clubs, organizations, and individuals with locally held events.

If the BOT desires to give the space to Paradise Planners, staff requires a six-month delay (to fully vacate the unit) to allow the procurement, retrofit and placement of a second cargo container in the West RV Storage Lot to house records currently in the vault. Alternatively, Mrs. Hill is amenable to sharing the space until BBRD can fully vacate. Thirdly, staff could relocate records to the now vacant Veterans' Service Office until the alternate records storage unit is ready.

The reader should note the following:

- BBRD currently has one shipping container located in the West RV Storage lot used for records retention
- The FY22-26 Five-year Financial Model and Capital Improvement Plan currently has a planned FY25 project to procure a second storage unit and move records to it since a climate control shipping container provides greater security from hurricanes and fire than the currently used vault.
- Sufficient funding is available in Fund Balance to procure, retrofit, and place a second shipping container in the West RV lot for records retention.

Staff recommends the BOT authorize General Counsel Repperger to draft a no cost lease with Paradise Planners for exclusive use of the vault (Building #2, part of Unit #2), authorize Chairman Maino to execute the lease when available, and authorize staff to procure a second shipping container for records retention purposes.

To whom this may concern,

Paradise Planners would like your consideration for allowing our club to use the small storage space between Holy Cannoli and RJ's restaurant. Over the last two years our club has built an addition to the back of Susan and Bob Hill's rental home with the hopes it would be enough space for everything needed to bring upscaled events to the Bay.

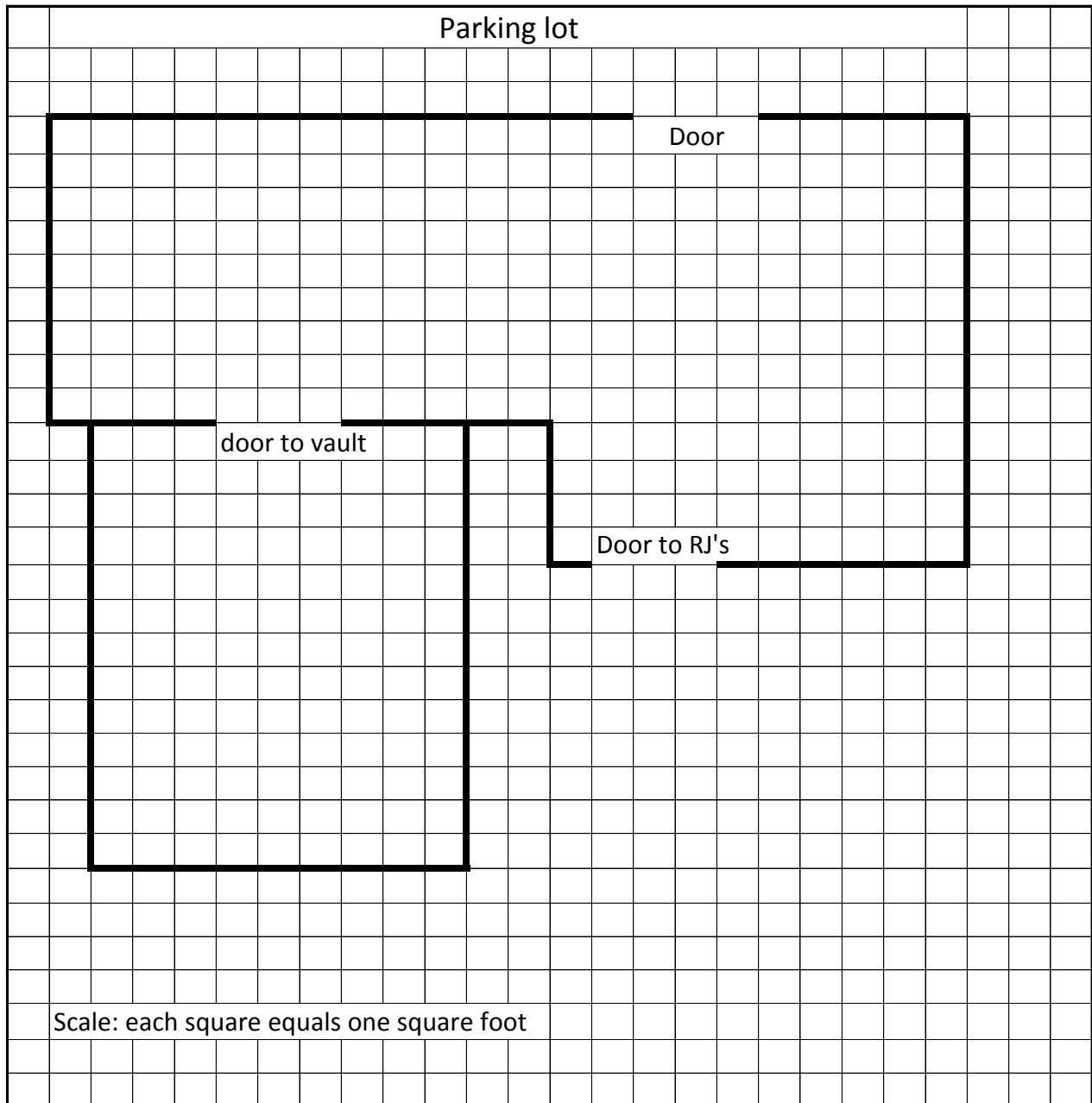
Recently we added to our inventory - Ten Pub Tables, Six (Folding) 6' Tables, Two (Folding) 4' Tables, Silverware Setting for 200 people, 72 Glass Vases, A Rolling Cart (to clear tables) Professional Popcorn Maker, Over 40 Brass Candle Holders, 6 Round Chafing Dishes, 3 Drink Dispensers and Coffee Urns plus additional décor. Our newly built shed is now packed to the rafters.

We have reached out to other clubs to find some extra storage space, there is nothing to be found. Our club had consider renting a storage unit, however we retain very little money in our bank account. The proceeds from our events get passed along to local and national charities

I truly believe there is a want and need for our club to be successful in the Bay. Please allow us the opportunity to store our design décor in this space.

Sincerely, Susan Hill – President of Paradise Planners

Building 2, part of Unit #2



Board of Trustees

Meeting Agenda Memo

Date: Friday, June 11, 2021
Title: **Policy Manual Revision: Chits**
Section & Item: 9.C
Department: Administration, District Clerk
Fiscal Impact: N/A
Contact: John W. Coffey ICMA-CM, Community Manager
Attachments: resolution Policy Manual Adoption, Email to BOT regarding chits 18May21, Exhibit A Policy Manual 11Jun21
Reviewed by
General Counsel: N/A
Approved by: John W. Coffey, ICMA-CM, Community Manager



Requested Action by BOT

Review of proposed language amending the *Policy Manual* and adoption of Resolution #2021-09 and direction to staff.

Background and Summary Information

After General Counsel Repperger informed staff of the eventual content of his soon to be relapsed written opinion regarding the possible expiration of “chits” at the Pro Shop, and after said information was relayed to the Trustees by staff, Chairman Maino requested a revision to the Policy Manual (making chits non-expirable) be placed on the next agenda.

To accomplish said request, the two following additions are proposed to be added to the Policy Manual.

Page 20 Part 3, Section 3.0 General, Definitions

Added “Chits” shall mean an official voucher (not directly purchased by the holder) submitted by a third party or staff to the Pro Shop recording an amount of money redeemable for future purchase.

Page 32 Part 3, Section 3.2 Rules for Specific District Facilities, Golf

Added #21. Pro Shop chits do not expire.

Staff requests direction on this matter.

RESOLUTION 2021-09

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE BAREFOOT BAY RECREATION DISTRICT; PROVIDING FOR THE ADOPTION OF A REVISION TO THE POLICY MANUAL ADOPTED MAY 8, 2009, AS SUBSEQUENTLY AMENDED THROUGH MAY 14, 2021; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Board of Trustees has previously adopted Resolution 2009-05 establishing a Policy Manual for the residents of Barefoot Bay in relation to the operation of the Recreational Facilities of Barefoot Bay; and

WHEREAS, the most recent revisions to the Policy Manual were adopted by the Board of Trustees of Barefoot Bay Recreation District on May 14, 2021 via Resolution 2021-08; and

WHEREAS, the Barefoot Bay Recreation District staff has incorporated various changes to improve operations in an efficient and effective manner; and

WHEREAS, the Board of Trustees of Barefoot Bay Recreation District is desirous of amending the Policy Manual previously adopted and revised consistent with the revised version attached and incorporated hereto as Exhibit A;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE BAREFOOT BAY RECREATION DISTRICT, BREVARD COUNTY, FLORIDA AS FOLLOWS:

Section 1: The Policy Manual for Barefoot Bay Recreation District is hereby amended in accordance with Exhibit A attached and specifically incorporated hereto this Resolution.

Section 2: If any portion, clause, phrase, sentence or classification of this resolution 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 resolution; it is hereby declared to be the expressed opinion of the Trustees of the Barefoot Bay Recreation District that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this resolution did not induce its passage, and that without the inclusion of any such portion or portions of this resolution, the Trustees would have enacted the valid constitutional portions thereof.

Section 3. Conflict with other Provisions.

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

Section 4. Effective Date.

This Resolution shall become effective on June 14, 2021.

The foregoing Resolution was moved for adoption by Trustee _____.
The motion was seconded by Trustee _____ and, upon being put to a vote, that vote
was as follows:

Chairman Michael R. Maino	_____
Trustee Jeff Grunow	_____
Trustee Jim Nugent	_____
Trustee Michael Morrissey	_____

The Chairman thereupon declared this Resolution Done, Ordered, and Adopted this 11th
day of June 2021.

BAREFOOT BAY RECREATION DISTRICT

By: _____
MICHAEL R. MAINO, CHAIRMAN

Attest: _____
JEFF GRUNOW, SECRETARY

John Coffey

From: John Coffey
Sent: Tuesday, May 18, 2021 10:22 AM
Cc: Rich Armington; Ernie Cruz
Subject: Chits

Trustees,

General Counsel Repperger has advised me that the written chits opinion is substantially complete and will be issued soon. He also advised me that in all cases the chits are not gift certificates and can expire. I hope this officially refutes the allegations some golfers have made that Ernie and I were breaking state law as it relates to the planned expiration of chits this December.

In talking with Ernie today, we are in agreement (due to the false allegations made by some golfers that other golfers may have believed and all the inconveniences of the past year) to extend the expiration of the chits until December 23, 2022. This will allow you or next year's BOT, Community Manager, or Golf Operations Manager to revisit the expiration issue and possible change it via means available to each party.

Ernie will be notifying the golfers of this news later today.

If anyone has a specific golfer's chits accrual they are concerned about please let me know and Ernie can run their history going back 5 years.

Once I received the official legal opinion I will forward it to you.

Sincerely,

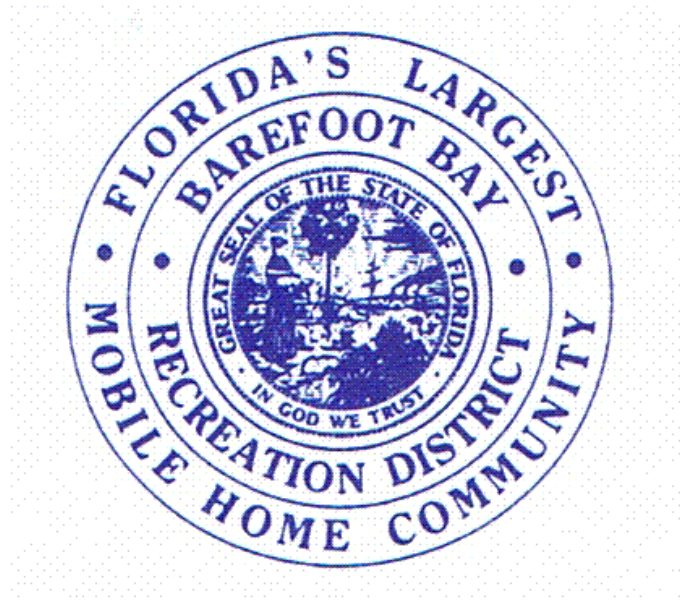
John

"Commitment to the rule of law provides a basic assurance that people can know what to expect whether what they do is popular or unpopular at the time." – U. S. Supreme Court Associate Justice Sandra Day O'Connor

PUBLIC RECORDS NOTICE: Barefoot Bay Recreation District (BBRD) is governed by the State of Florida public records law. This means that the information BBRD receives online including your e-mail address might be disclosed to any person making a public records request. If you have any question about the Florida public records law refer to Chapter 119 Florida Statutes. Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

Barefoot Bay Recreation District

Policy Manual



Adopted To be considered by the Board of Trustees on May 14, 2021 June 11, 2021

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Exhibit A
Barefoot Bay Recreation District
Policy Manual
PURPOSE

PURPOSE

The Barefoot Bay Recreation District Policy Manual has been developed to provide the Board of Trustees and employees of the District with assistance in effectively performing their responsibilities by stating the policies of the District and the Financial Department and the ways and means of accomplishing its goals.

This Policy Manual was established based on the criteria identified by applicable state law and statutes, administrative code and Uniform Accounting System Manual and recommendations from the District's financial auditors.

The reasons for developing a Policy Manual include:

1. Written policies promote teamwork.
2. Written policies promote clarity, consistency and continuity of performance.
3. Written policies provide useful information for training programs and a means of comparing competent practice to the written approved descriptions of policies.
4. The written manual is a central source of adding, changing or deleting policy.
5. Written policies promote proper delegation of authority.
6. Using a policy manual supports effective time management for supervisors to provide for planning and departmental development functions.
7. Policy manuals save supervisory time spent in answering repetitive questions.
8. Policy manuals serve as a source document for inspection by approval agencies.

The Board of Trustees will modify and adopt changes to the Policy Manual as needed to best serve the operation and intent of the Recreation District and will conduct a full review as needed to address any recommended changes to the entire document.¹ Revised Policy Manuals will replace the outdated policy manuals (if changes are made) in all Departments as soon as possible after adoption. The Department Managers will be responsible for replacing the Policy Manuals and the necessary review and training required by the updates. The Policy Manual will be updated and printed through the Administration Department of the Barefoot Bay Recreation District.

To the extent that these policies reference any specific statute, ordinance, law or rule, the Board specifically intends that these policies shall comport with and/or incorporate any amendments to such statute, ordinance, law, or rule subsequent www.myflorida.com is the website for easy access to Florida Statutes. As the statute(s) change(s), this policy manual will be modified accordingly.

Part One. General Operating Policy

1.0 EMPLOYMENT AND TRAINING

Barefoot Bay Recreation District recognizes the value of employees, and wishes to acquire talented personnel, providing the necessary training to allow employees to advance within the organization. Barefoot Bay Recreation District will hire the most suitable candidate for any open position, and employees to learn about the organization and to work as a valued team member.

Standard hiring practice is to perform open recruitment for job openings. To encourage employee personal and professional development growth, the hiring manager may elect to use internal recruitment only when the hiring manager and his or her supervisor believes there is more than one qualified employee to fill the position. Under special circumstances (key critical positions), the Community Manager may authorize promotion or appointment of a qualified candidate to a position without using the recruitment process. Upon such circumstances a written statement will be placed in the employees file explaining why the normal process was not used.

Within budgetary restraints, the District recognizes the importance of professional continuing education to maintain and grow skill sets of professional positions. Training will be completed in state only. In the event there is a need for out of state training, the Board will approve out of state travel. ²

1.1 TRAVEL POLICY

Barefoot Bay Recreation District does not recommend the use of personal vehicles for business purposes. Employees will not be reimbursed for mileage when they use their personal vehicle for Barefoot Bay Recreation District business. An exception is made when 1. An employee is required to attend a seminar, training or any overnight business travel, or 2. An employee is on an official assignment and a Barefoot Bay vehicle is not available³, subject to prior approval of district management. If necessary, during a declared emergency, district management may waive this policy. ⁴

Per diem and travel expenses of public officers, employees and authorized persons shall be reimbursed in accordance with Section 112.061, Florida Statutes. Training will be completed in state only. In the event there is a need for out of state training, the Board will approve the travel.

⁵These basic policies apply to all BBRD travel:

1. All travel, if pre-authorized by the Community Manager
2. Receipts are required for reimbursed expenses
3. Rates of per diem and subsistence allowance and mileage rate for use of personal vehicles is reimbursed in accordance with Sec.-112.061, F.S.
4. Expense reports that approved by the Department Head and Community Manager are reimbursed in a timely manner.
5. Traveler must elect prior to travel use of per diem or reimbursement for meal expense (including up to 15% tip and sales tax).^{6 7}

1.2 REPORTS REQUESTED BY THE BOARD OF TRUSTEES

The following reports shall be provided by the 15th of each month:

1. A financial report showing the actual expenses and revenues for each month and year to date compared to the budget amount for the year for all departments and overall district.
2. Revenues and Expenditures of any federal, state, or local agency grant funds applicable to any budgeted project shall be accounted for as separate line items.

The following report shall be provided at each meeting:

1. A listing of all checks paid by the District from the previous meeting to the current report time. The list will include the amount of the check, vendor, and description.

1.3 JOB INSTRUCTION TRAINING MANUAL

Job Instruction Training Manual will be established and updated by management on an “as needed” basis. Input from the Department Managers and employees will be valuable in keeping these documents current and representative of actual procedures. Attention will be focused on best practices as recommended by management, audit recommendations, and legal professional recommendations. Department Managers will be responsible for instruction and training on the updated JIT and Procedure Manual.

Part Two. General Financial Policies

2.0 ACCOUNTS PAYABLE

All bills, packing slips, filled purchase orders and applicable paperwork must be turned into accounts payable on a daily basis, and all bills must be signed by the department manager or designee.⁸ Unsigned bills will be returned to the department and payment will be delayed.

Sales Tax

Sales tax is collected on all taxable items and paid in accordance with Florida Statutes. This includes, but is not limited to, shopping center rentals, pro shop sales, food and beverage sales and resident user fees.

2.1 ACCOUNTS RECEIVABLE

All receipts are recorded when received and coded to the proper General Ledger accounts. Bank deposits from each location are compiled into one deposit and deposited with the bank of record each day. Customer accounts will be credited with payment receipts by the next business day following the receipt of the payment.

2.2 ASSESSMENT FEE COLLECTION POLICY

Customers delinquent 30 days or more are subject to a monthly \$10.00 delinquent fee until their account is current. Payments are due on the first day of each month. Accounts are delinquent after 30 days.

When a resident goes 60 days past due, the District mails a demand letter that documents the delinquency and notifies the property owner of the District's intent to collect the debt. If there is no response to the demand letter, 10 days from the date of the letter, a lien is recorded on the property. The District sends a copy of the signed and notarized lien to the resident, both by certified mail and by regular mail and the District files the lien with the county. If there is still no response sixty (60)

days after the date of recording or one year after the delinquent installment first became due (whichever is later), the overdue account will be sent to the District's attorney for collection.

In cases where a property owner disputes the District's assertion that an assessment payment is delinquent, the District shall reimburse the property owner up to an amount of \$50.00 in bank fee charges incurred by the owner to obtain bank documentation which affirmatively demonstrates that payment of the delinquent assessment was made timely by the owner. Such reimbursement shall be made only after verification of valid payment by the District, and in no instance shall District funds be advanced to an owner for such purpose prior to verification of valid payment.

Effective October 1, 2009, the District shall collect its assessment via the uniform method for the levy, collection, and enforcement of non-ad valorem assessments pursuant to Sec. 197.3632, Florida Statutes. Delinquent accounts as of that date will be processed by the District in the manner provided for above.

2.3 CONVEYANCE OF PROPERTY

The appropriate social membership fee plus sales tax is collected from each new owner each time the property changes hands, in accordance with the District's General Rules Applicable to District Facilities and the Deed of Restrictions.

2.4 PAYROLL

Payroll is processed on a biweekly schedule. The pay period runs Monday 12:01am to Sunday at 11:59pm.

All employees must use the accepted method of time keeping for recording time in and out as well as sick, vacation, and personal time off.

2.5 RETIREMENT PLAN

A retirement plan is available for any full-time employees who wish to participate. The District will match one for one up to 3% of employee's deduction of gross wages.⁹

2.6 INVENTORIES

Monthly a physical inventory is taken of food and beverage supplies, food stock, and pro shop merchandise and reconciled to the ledger.

2.7 FIXED ASSETS (tangible personal property)

A listing of all fixed assets with a value of \$2,000.00 or more will be maintained, updated, and completed for each year by September 30th. Each item received is tagged with an all-weather tag. Additions and deletions of tangible asset require approval by Community Manager.¹⁰

Surplus or otherwise obsolete tangible personal property owned by the District may be disposed of in any manner as provided in Chapter 274 Florida Statutes, or as otherwise provided by general law.

2.8 YEARLY BUDGET SCHEDULE AND LEVY OF ASSESSMENTS

The audit should be completed according to Florida Statutes. The yearly budget schedule is prepared in accordance with the requirements as provided in Article VI BREVARD COUNTY ORDINANCE NO. 84-05 (The Charter of the Barefoot Bay Recreation District) as excerpted below:

Fiscal Year and Budget Process

"The fiscal year of the district shall commence on October 1 of each year and end on September 30 of the following year. The trustees shall, on or before April 1 of each year, prepare an annual financial statement of income and disbursements during the prior fiscal year. On or before July 1 of each year, the trustees shall prepare and adopt an itemized budget showing the amount of money necessary for the operation of the district for the next fiscal year and the special assessment to be assessed and collected upon improved residential parcels of the district for the next ensuing year. Each year such a financial statement shall be published once during the month of April in a newspaper of general circulation within the county. A copy of the statement and a copy of the budget shall also be furnished to each owner of an improved residential parcel within 30 days after its preparation, and a copy of each shall be made available for public inspection at the principal office of the district at reasonable hours."

In order to meet the time frame mandated by the Charter, and the Florida Statutes, the Community Manager will begin to hold pre-budget meetings with each department of the district in order to have a draft of the proposed budget available for trustee perusal and public meetings. The Community Manager shall have a working draft available by April 1 of each year.

April 1	Prior fiscal year Financial Statement and working draft of next fiscal year's Budget to be presented to Trustees.
First Week of April	First working draft presented to the Trustees
Third Week of April	Workshop for the Trustees to give their recommendations to the Community Manager.
Fourth Week of April	Publish prior fiscal year Financial Statement in generally circulated newspaper within Brevard County.
Third week of May	Workshop to present proposed draft for mail out to community and hear comments from both Trustees and citizens.
Regular May Meeting	Adopt proposed draft for mail out to property owner of record and set Public Hearing date (must be 21 days after notice is published).
On or before Monday after May meeting	Publish notice of Public Hearing in newspaper of general circulation (must be 21 days prior to hearing). Mail proposed budget, proposed assessment rate, and prior year financial statements to all property owners of record.
June 20th to June 30th	Time frame for Public Hearing, for community input, on proposed budget, proposed assessment that was received in mail. Board will have to consider two resolutions. One to set the special assessment rate, and one to adopt the formal budget.
September 15	Deadline to certify the Non-Ad valorem Assessment Roll to Brevard County Tax Collector
September 30	Current fiscal year ends
October 1	New fiscal year starts

2.9 ESTABLISHING A NEW FUND

It is the policy of the Recreation District to establish a new fund based on the criteria identified by the State of Florida in the Uniform Accounting System Manual. The manual recommends that only

a minimum number of funds consistent with the legal and operational requirements of the District should be established. Each new fund adds complexity and costs to the administration of the District's financial system. A fund is defined as an independent fiscal and accounting entity consisting of a self-balancing set of accounts segregated for the purpose of carrying on specific activities in accordance with defined regulations, restrictions and limitations. This policy should address the following areas when opening a new fund:

Charter Reference

The terms of reference are required, giving authority to open a new fund and setting out its purpose, manner of operation and peculiarities, if any.

Fund Identification and Interaction with Other Funds

The named fund is allocated an identifying number for General Ledger data collection and reporting.

The General Ledger set-up should take cognizance of the relationship of the new fund to existing funds and the appropriate codes put in place to facilitate operation.

2.10 Budget Amendments and Transfer ¹¹

Budget Amendments

Budget amendments that either increase or decrease the amount of a fund or department within the General Fund will be recommended by the Finance Manager, approved by the Community Manager and authorized by an affirming vote of the Board of Trustees with an accompanying resolution to the budget amendment.

The only exception to this policy will be the annual allocation of the employee incentive budget once all employees have received their annual evaluations. This Budget Transfer will be recommended by the Finance Manager and approved by the Community Manager. A copy of said budget amendment will be provided electronically to the Trustees on the date of execution.

Budget Transfers

Budget transfers that do not either increase or decrease the amount of a fund or department within the General Fund will be recommended by the Finance Manager and approved by the Community Manager.

2.11 CHART OF ACCOUNTS – GENERAL LEDGER ACCOUNT STRUCTURE

Each fund has its own chart of accounts for all transactions relating to:

- Balance Sheet
- Revenues
- Cost of Sales (if applicable)
- Expenditures /Expenses

The funds and purposes are listed below. The General Fund and the Debt Service Fund consist of revenue and expenses for various operations. The other funds listed below are maintained as record-keeping funds.

Description	Purpose
General Fund	Legislative Expenses, includes G/L accounts for Special Reserve, Stormwater, Capital, and Shopping Center departments. Revenue received as federal, state, or local agency grant funds shall be maintained in a separate account within the General Fund.
Debt service fund	To record deposits and payments to long term debt
General Fixed Assets Fund	Used to record capital assets and accumulated depreciation
General Long-Term Debt Fund	Current balances for Long Term Debt
Government Wide Fund	Reconciling/conversion entries to Government Wide Statements

2.12 BANK ACCOUNTS

The District maintains bank accounts necessary to provide for operations.

<u>Account</u>	<u>G/L Account #</u>	
General Fund General Fund)	001-101000	(Purpose: receipts and expenditures for the

Investment Procedures¹²

The District does not have a written investment policy that adheres to F.S. Section 218.415. Therefore, the District can only invest in the following instruments and programs:

1. The Local Government Surplus Funds Trust Fund, or any intergovernmental investment pool authorized pursuant to the Florida Interlocal Cooperation Act of 1969, as provided in s. 163.01.
2. Securities and Exchange Commission registered money market funds with the highest credit quality rating from a nationally recognized rating agency.
3. Interest-bearing time deposits or savings accounts in qualified public depositories, as defined in s. 280.02.
4. Direct obligations of the U.S. Treasury.

The District currently participates in the State Board Association Pooled Investment Program (SBA). The interest earned on the SBA investments is recorded when it is received.¹³ Funds are only moved between Financial Institutions by authorized resolutions adopted by the Board of Trustees. Funds may be moved between accounts at an Institution by recommendation of the Finance Manager and the approval of the Community Manager with notification to the Board of Trustees upon execution.¹⁴

2.13 PROCUREMENT POLICY

Ethical Standards and Their Application to Procurement

No officer or employee of the Barefoot Bay Recreation District shall have any financial interest in the profits of any contract, service, or other work performed for BBRD; nor shall an officer or employee personally profit directly or indirectly from any contract, purchase, sale, or service between BBRD or any person or company, nor personally or as an agent provide any surety bail or bond required by law or subject to approval by the Board of Trustees. No officer or employee shall accept any free or preferred service, benefits, or concessions directly or indirectly, from any person or company doing business with, or soliciting business from BBRD.

Payment of Sales Tax

In accordance with State law, Barefoot Bay Recreation District is exempt from paying sales tax on purchases. A copy of the District's sales tax exemption certificate shall be maintained and available at the administrative offices.

Capital Budget Expenditures

The Board of Trustees and Community Manager must approve all Capital budget purchases. Capital budget purchases or outlays are for the acquisition of or addition to fixed assets. They generally add value to the land or building, have a useful life of more than one year, are of a non-consumable nature, and must exceed \$5,000.00¹⁵ in value.

Capital Budget expenditures are classified as:

1. Land: including land acquisition cost, easements, and/or rights of way.
2. Buildings
3. Improvements other than buildings: including, but not limited to, roads, bridges, curbs and gutters, docks, wharves, fences, landscaping, lighting systems, parking areas, storm drains, and athletic fields.
4. Machinery and equipment: includes motor vehicles, heavy equipment, office furniture and equipment
5. Construction in progress: used to account for undistributed work in progress on construction projects.

General Purchasing Requirements

Community Manager shall ensure that the funds are sufficient and authorized for all expenditures. Each department/area of operation purchases supplies and inventory items according to the department's budget plan for the fiscal year. This policy has been deemed the most cost-effective, efficient approach to purchasing. The purchase of office supplies shall be coordinated through the community manager's office. The department heads/managers shall be responsible for staying within their budget as adopted by the Board of Trustees.

Department	Department Head or Designee
Administration	Community Manager or Designee

The Community Manager is authorized to approve budgeted expenditures of up to \$7,500.00 without Board authorization. All expenditures of \$7,500.00¹⁶ or more shall be authorized by the Board of Trustees and have two authorized signatures on ANY check.

Use of Purchase Orders-Competitive Pricing

The primary method of purchasing a product is through a purchase order. A purchase order ensures that proper procedures and approvals have been obtained prior to placing the order for the product. Certain items do not require a purchase order and are listed under exceptions to the use of Purchase Orders.

1. For purchases of up to \$999.99¹⁷, a purchase order and competitive pricing is not required; however, obtaining quotations is recommended whenever practical.
2. For purchases of \$1,000.00 to \$19,999.99¹⁸ informal quotes are required from at least two sources. A "No Bid" does not constitute a quote. These quotations should be submitted in writing, and kept on file in the accounts payable office and the requesting department.
3. For purchases in the amount of \$20,000.00 to \$49,999.99¹⁹ written, signed bids are required from at least three sources. A "No Bid" does not constitute a bid. These bids should be kept on file in the accounts payable office and the requesting department.
4. For all purchases in the amount of \$50,000²⁰ or more, sealed bids are required and the Request for Proposal or Invitation to Bid Process must be followed (see Section 2.14).

If staff is unable to obtain more than one quote or bid after a reasonable time, the Community Manager may authorize the procurement based on the Department Manager's recommendation and use of Exception to Competition, #9 "Under other documented and justified circumstances approved by the Community Manager." When this exception to competition (a second quote cannot be found in a reasonable time)²¹ is used, the Community Manager shall notify the Board of Trustees at the next regularly scheduled Board meeting and notate the date, vendor and price on an "Exception to Competition log" as maintained by the District Clerk.²²

Blanket Purchase Orders

Blanket purchase orders may be used for small repetitive specified goods or services from the same vendor that requires numerous orders / shipments over specified periods of time. The use of blanket purchase orders to by-pass the competitive pricing or bid policies is not allowed.

Use of Credit Cards²³

Department Managers are authorized by the Community Manager to use a credit card with a maximum monthly limit of \$1,000.00 for purchases when credit accounts or payment by check is not acceptable or efficient. An additional \$1,000.00 per month may be pre-approved by the Community Manager as needed. The Finance Manager is authorized by the Community Manager to use a credit card with a maximum monthly limit of \$5,000.00 for purchases when credit accounts or payment by check is not acceptable or efficient. Department Managers will forward receipts for all purchases made by use of the credit card to the Finance Manager or designee. The Finance Manager or designee shall monitor the usage of departmental credit cards. Credit cards shall be stored in a secured location by the Department Managers when not in use.

Exceptions to the use of Purchase Orders

Some recurring obligations, which are exempt from the competitive bidding process and the purchasing approval process, are as follows:

- Utilities
- Travel and Training (reimbursements are handled through A/P)
- Insurance Premiums
- Debt Service Costs
- Certain refunds and reimbursements
- Inventory purchases for retail sale²⁴

Approval and payments for these items will be processed using the Monthly invoices as back up. These items require the approval of the Community Manager or Designee and require separate verification that funds are budgeted and available before the expenditure can be made. If funds are not available, a budget transfer shall be made upon approval of the Board of Trustees.

Exceptions to Competition

The competitive procurement process may be waived:

1. In defined emergencies, documented in accordance with the Emergency Purchases section of these policies.
2. For sole source procurements documented and approved in accordance with the Sole Source Purchases section of these policies.
3. For seminars registrations and professional membership dues and fees.
4. For purchase of local utility services for BBRD owned or operated facilities.
5. Postage expense, when billed by a vendor at the currently prevailing postage rates established by the U.S. Postal Service.
6. Repair or services for proprietary equipment, software, hardware, etc.²⁵
7. Capital or R&M projects proposed by a vendor responsible for long-term maintenance when recommended by responsible department manager and approved by the Community Manager.
8. Repairs that require action within 72 hours.²⁶
9. Under other documented and justified circumstances approved by the Community Manager.

Emergency Purchases

In cases of a declared emergency which require the immediate purchase of supplies or contractual services, the Community Manager may waive normal purchasing procedures.

In the event of the need to repair existing infrastructure that impacts the health welfare and safety of residents, the Community Manager may waive normal purchasing procedures. The Community Manager shall place the contract for repairs on the next regularly scheduled BOT meeting agenda for confirmation.²⁷

Purchases from Purchasing agreements of Special Districts, Municipalities, or Counties (Piggybacking)²⁸

District purchases based on purchasing agreements from other Special Districts, Municipalities, or Counties (Piggybacking) per Sec. 189.4221 F.S. will be allowed.

Purchases from State Contract²⁹

District purchases based on the use of state contracts will be allowed.

Emergency Payment

In a declared emergency either the Community Manager and one Trustee, or two Trustees, are required to sign checks over \$7,500³⁰ to pay for needed purchases, supplies or contracted services.

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Purchase of Services From a Goods and Sole Source Provider

Sole source is an award of contract to the only known source for the required goods or services. A sole source purchase cannot be justified on the basis of quality or price, as quality can be a subjective evaluation based on individual opinion, and price considerations must be evaluated by competitive bidding. If there is more than one product or service that will perform essentially the same functions under essentially the same conditions as the requested product or service, a sole source is deemed not to exist.

Some of the factors considered to qualify as a sole source are:

1. The stated vendor is the only producer of the product or service, and no commercial substitute is available.
2. The information or data is proprietary.
3. The maintenance or repair requires specialized equipment or expertise, which is available only from the original vendor, or vendor representative.
4. If the District currently has a continuing service contract with the vendor.³²

Sole source items must be justified and contain the following information:

1. How was a determination made, that the goods or services being purchased, are only available from one source.
2. What contacts, (if any), were made in an attempt to identify alternate sources.
3. What is the rationale that the goods or services being purchased cannot be substituted with similar goods or services from other sources.

Awards Quotes/Bids under \$50,000³³

Award recommendations exceeding \$7,500.00³⁴ will be submitted by the Community Manager for approval by the Board of Trustees, unless previously exempted or approved.

Suppliers shall be selected based on total cost, which considers delivery, freight costs, prices, quality, life cycles costs, warranty, services, terms and conditions. Awards to other than the low bidder, shall be documented to show the rationale for rejection (i.e. does not meet specifications, delivery and past performance problems).

Tie Bids

Award of all tie quotes/bids shall be made by the District in accordance with Sec. 287.087, F.S., which allows a firm certified as a Drug-Free Workplace to have preference. In the event that both or neither firm is a Drug-Free Workplace, tie quote/bids may be awarded by lot.

Waiver of Irregularities

The Board of Trustees shall have the authority to waive irregularities in any proposal, and/or bid.

Signatures on Contracts

The Community Manager must execute all contracts for on-going and/or routine purchases of goods and services.

The Board of Trustees must approve and the Chair of the Board must execute contracts that exceed one year (1) in duration, including renewal term or that exceed \$7,500 in value.

Change Orders or Amendments

Change order means changes, due to unanticipated conditions or developments, made to a contract, which do not substantially alter the character of the work contracted for and which do not vary so substantially from the original specifications as to constitute a new undertaking. Such changes must be reasonably and conscientiously viewed as being in fulfillment of the original scope of the contract. Further, such changes when viewed against the background of the work described in the contract and the language used in the specifications, must clearly be directed either to the achievement of a more satisfactory result or the elimination of work not necessary to the satisfactory completion of the contract.

The Community Manager is hereby authorized to approve and initiate work on the following types of change orders determined in his or her judgment to be in the best interest of the public and which do not materially alter the scope of the work contemplated by the initial contract.

1. All change orders resulting in a cumulative net decrease to the initial cost of the contract to Barefoot Bay Recreation District.
2. All change orders increasing the initial contract cost by under 10%, provided sufficient documentation is provided.
3. Any change order over 10% costs upon the verbal approval of the Chairman of the Board or next ranking Board member) if the delay in taking the proposed change order to the next available Board meeting would substantially delay the project. The Community Manager shall place the change order on the next available Board meeting agenda for confirmation by the Board in a public meeting.³⁵
4. All change orders or amendments involving procedural or other matters that will not result in any change to the contract's cost.

The Board of Trustees must formally approve all other change orders before work may be authorized to begin.

Purchase of Computer, Related Equipment and Supplies

Purchase of any IT related product or service will be coordinated through the IT services contract manager for vendor analysis and approval.³⁶

Receiving and Approving Goods and Services

It is the responsibility of each department to inspect all goods or services to determine their conformance with the specifications set forth in the purchase agreement.

If goods or services are not acceptable, the department manager take appropriate action and if necessary, notify the Community Manager.

Services Performed on BBRD Property

Vendors performing work on Barefoot Bay Recreation District property, regardless of value of the project or scope of work, are required to:

1. Be properly licensed under existing Federal, State and local laws.
2. Provide a Certificate of Insurance to assure BBRD's insurance provider will not be responsible for any losses in any way arising out of or resulting from the contractor's operations, activities, or services provided to BBRD. Further, contractors must agree to hold harmless and indemnify BBRD for any claims whatsoever, which may arise as a result of the contractor's actions. The amounts and types of insurance required will be specifically detailed in the bidding, purchase, and/or contract documents for each specific project. However, the amounts and types of

insurance required shall be no less than those as provided for herein unless otherwise waived or approved by the Board of Trustees:

Workers' Compensation Insurance: statutory benefits, as provided by statute;

Employer's Liability Insurance: \$1,000,000 per occurrence;

Comprehensive or Commercial General Liability Insurance (Including, but not limited to, the following Supplementary Coverages: (i) Contractual Liability to cover liability assumed under this Agreement; (ii) Product and Completed Operations Liability Insurance; (iii) Broad Form Property Damage Liability Insurance; and, (iv) Explosion, Collapse, and Underground Hazards (Deletion of the X,C,U Exclusions), if such exposure exists):

Bodily Injury: \$1,000,000 per occurrence
Property Damage: \$1,000,000 per occurrence;

Automobile Liability Insurance:

Bodily Injury: \$1,000,000 per occurrence
Property Damage: \$1,000,000 per occurrence

If a Combined Single Limit is provided, the total coverage shall not be less than \$2,000,000 per occurrence;

Professional Liability Insurance (For professional services as defined pursuant to Florida Law, environmental contractors, or as otherwise specifically required by BBRD): \$1,000,000 per occurrence

The most recent Rating Classification Financial Size Category of the Insurer regarding any coverage's as required herein, as published in the latest edition of AM Best's Rating Guide (Property-Casualty), shall be a minimum of A.

3. Obtain all permits required for the nature of the work.
4. Have the completed job inspected by appropriate staff to affirm correctness of the job before submitting the invoice for payment

Hiring or Use of Employment Service Workers-Temporary Employees

The contract for services or use of an Employment Agency for temporary employees, that can be funded through an existing departmental available budget, shall have the approval of the Community Manager. Any contract requiring a budget amendment to recognize additional monies for said use will be brought to the Board of Trustees for approval.³⁷

Purchase or Sale of Properties by BBRD Using Neighborhood Revitalization Program (NRP) Funding

The Chairman of the NRP BOT Sub-Committee shall be authorized to approve (as recommended by the Community Manager or designee) the expenditures of NRP funds in excess of \$7,500 and not to exceed \$25,000 by staff toward the acquisition of a 38property identified by the Sub-Committee in accordance with NRP rules as established by the BOT.

The purchase of the property shall be ratified by the Board of Trustees at the next scheduled regular meeting of the Board of Trustees.

The Chairman of the NRP BOT Sub-Committee shall be authorized to sign any proposed contracts for sale of BBRD owned properties acquired through the NRP (as recommended by the

Community Manager or designee). Once a property is under contract for sale, the transaction shall be placed on the next regularly scheduled BOT meeting agenda for confirmation.

Any proceeds from sale of properties acquired through the NRP shall be added back into the NRP expenditure account via a budget amendment at the next available meeting after receipt of proceeds for said sale.

Unacceptable Purchasing Practices

The following practices are prohibited:

1. Purchase of a product or service prior to obtaining an approved purchase order.
2. Splitting purchase orders into smaller amounts for the purpose of avoiding the need for quotations, or formal bidding.
3. Specifying a purchase as a sole source when other sources, or substitute products or services are available.
4. Miscoding purchases to accounts in order to avoid having to process a budget transfer.

2.14 FORMAL SEALED BIDS (FOR PURCHASES OF \$50,000 OR MORE)³⁹

Competitive Procurements Process For Formal Bids

Formal bids are written documents issued by the Department Heads, and approved by the Community Manager, inviting potential contractors to submit sealed, written pricing for specific goods or services in conformance with specifications, terms, conditions and other requirements described in the bid invitation documents. Formal bids shall be utilized to document procurements of goods and contractual services with an aggregate cost of \$50,000 or more.

Request for Proposals or Request for Qualifications (RFP's, RFQ's) are written documents issued by the Department Heads and approved by the Community Manager, inviting potential vendors to submit sealed proposals for specific professional services or goods in conformance with the scope of services, terms, conditions and other requirements described the RFP documents. RFP's are utilized for procurements of professional services or goods with an aggregate cost of \$50,000 or more. At the time of publication of the RFP/RFQ a copy shall be furnished to each member of the Board of Trustees.

RFQ's/RFP's for engineers/consultants will follow Sec. 287.055 F. S.

Request for Proposals/Qualifications. RFQ's/RFP's shall be publicly advertised as provided by law or otherwise.

Specific Procedures for Formal Sealed Bids/Quotes

Bids/Quotes shall be opened in public at the date, time and place stated in the public notices. No bids shall be accepted after the time and date or at any location other than that designated for bid opening. Bids received late will be returned unopened. All quotes/bids received and accepted will be made available for public inspection ten (10) days after opening or upon recommendation of award, whichever occurs first as per Sec. 119.07 (3) (m), F.S.

A tabulation of all formal sealed bids/quotes received with the recommended award(s) will be available for public inspection in the main offices of the District during regular business hours no later than (3) business days after a public opening. Vendors filing protest of award must do so as per the section titled, "Vendor Complaints and Disputes."

Award of Bids

For formal sealed bids/quotes, the user department shall submit a recommendation of award to the Community Manager prior to final award. On all procurements, to determine the lowest responsive and qualified quoter/bidder, the following will be considered:

1. The ability, capacity, equipment, and skill of the quoter/bidder to perform the contract
2. Whether the quoter/bidder can perform the contract within the time specified, without delay or interference
3. The character, integrity, reputation, judgment, experience and efficiency of the quoter/bidder
4. The quality of performance on previous contracts
5. The previous and existing compliance by the quoter/bidder with laws and ordinances relating to the contract
6. The sufficiency of the financial resources to perform the contract to provide the service
7. The quality, availability and adaptability of the supplies or contractual services to the particular use required
8. The ability of the quoter/bidder to provide future maintenance and service
9. The number and scope of conditions attached to the quote/bid

Waiver of Irregularities

The Board of Trustees shall have the authority to waive irregularities in any and all formal sealed quote/bids.

Evaluation Committee

An evaluation Committee, identified by the Community Manager prior to issuance of the RFP or RFQ, shall review all responses to the RFP or RFQ. The Board shall be advised of the membership of the committee at the time of the issuance of the RFP or RFQ.⁴⁰

Members of the Evaluation Committee shall consist of at least one (1) user department representative, one (1) Board member, and one (1) third-party non-employee resident chosen at the discretion of the Community Manager. The Community Manager and Board Chairman shall serve on the committee as non-voting members.⁴¹

The Committee should consist of an odd number of people to avoid a tie when selecting the awarded vendor. Selection committee meetings are subject to Sunshine Law; and therefore, public notice of the intended meeting of the committee must be posted in advance to allow for the provision of any special accommodation needs of any attendees. Committee members should not conduct, with another voting committee member, any discussion related to the proposals received except during public meetings. A memorandum explaining the evaluation process and committee member responsibilities will be provided to each committee member prior to any meeting.

The user department, in conjunction with the Community Manager shall select evaluation criteria (to include price whenever possible). Such criteria must be stated in the RFP. The user department may also assign a weight to each criterion by its relative importance, with the total weights equal to 100. If used, these weights will be assigned prior to issuance of the solicitation but may or may not be published in the solicitation. If unpublished, the weights will be revealed at the opening of the RFP unless otherwise directed within the RFP. If weights are not assigned, the RFP shall set for the relative importance of the factors in addition to price that will be considered in award. The intent of which is to provide a complete understanding on the part of all competitors of the basis upon which award will be made.

The user department/Community Manager shall issue and receive the RFP proposals. Committee members shall review the received proposals and independently score each proposal for each criterion. Price will be objectively scored, as shown, when applicable.

The lowest priced proposal receives the maximum weighted score for the price criteria. The other proposals should receive a percentage of the weighted score based on the percentage differential between the lowest proposal and the other proposals. All weighted scores are then multiplied by the maximum score available (i.e. 45%) to determine the total percentage awarded.

<u>VENDOR PRICE</u>	<u>% AWARDED</u>	<u>X</u>	<u>WEIGHT</u>	<u>=</u>	<u>WEIGHTED SCORE</u>
A \$20,000	(100 %)	X	45%	=	45
B \$25,000	(80%)	X	45%	=	36
C \$28,000	(71%)	X	45%	=	31

*Vendor B's percentage is $\$20,000/\$25,000 = 80\%$

** Vendor C's percentage is $\$20,000/\$28,000 = 71\%$

NOTE: Weighted Score shall be rounded to nearest whole number price evaluation and calculation may be revised to conform to the needs for each individual RFP selection committee. Each committee member shall then rank each vendor's score. A scoring sheet (Exhibit A) shall be completed by each voting committee member. The rankings are then added for each vendor and the vendor with the lowest sum of collective rankings is recommended for award. A ranking sheet (Exhibit B) compiling the ranking of each proposal shall be completed by the Community Manager and posted with the scoring sheets.

If oral presentations are requested and the vendors short-listed, the original rankings are eliminated and the process begins again. At a minimum, three (3) vendors should be short-listed. A summary of total scores and rankings will be prepared for the vendors after all members of the evaluation committee have reviewed and evaluated the written and, if required, oral presentations. A copy of all evaluation forms and notes completed by each evaluator must be maintained by the Community Manager for review and audit records. The Community Manager will prepare an agenda item for Board approval of the recommended award.

If fewer than three sealed and qualified proposals are received by the Evaluation Committee, by a majority vote the Evaluation Committee may request the Community Manager to seek non-sealed bids for comparative analysis or forward their recommendation for award of contract or (in the case of a RFQ) their recommended ranking order for staff to negotiate a contract to the Board of Trustees for their consideration.⁴²

Vendor Complaints & Disputes (Protests)

Barefoot Bay Recreation District encourages prompt and fair handling of all complaints and disputes with the business community. In order to resolve disputed matters in an equitable manner, the following procedures are adopted:

1. *Posting of Bid/RFP Award Notices*

No later than three (3) business days after a bid opening the Community or his/her designee shall post the intended award recommendation. If after posting the tabulation, the highest ranked vendor is found non-responsive to the specifications, the next highest vendor shall be the intended award recommendation. The time for filing a protest will begin on the date of the notice of posting of intended award.

2. *Posting of Formal Sealed Proposals*

No later than three (3) business days after the selection committee recommendations are finalized the Community Manager or his/her designee shall post the selection committee's rankings and recommended award for proposals.

3. *Proceedings for Protest of Award*

Any bidder, quoter, or proposer who is allegedly aggrieved in connection with the solicitation or pending award of a contract must file a formal written protest with the Community Manager within five (5) business days of the posted award recommendation. The formal written protest shall reference the bid/quote/proposal number and shall state with particularity the facts and laws upon which the protest is based, including full details of adverse effects and the relief sought. The Community Manager shall schedule the protest to be heard before the Board of Trustees prior to the Board's consideration of the intended award. The intended award vendor shall be given notice and an opportunity to be heard during the protest hearing. The Board of Trustees shall have the sole discretion to reverse any intended award on the basis of a protest; to require re-evaluation by the selection committee, or to take any other action as determined by the Board to be appropriate and responsive to the protest.

4. *Stay of Procurement During Protests*

Failure to observe any or all of the above procedures shall constitute a waiver of the right to protest a contract award. In the event of a timely protest under the procedure, the District shall not proceed further with solicitation or with the award until a protest is resolved.

PART THREE. GENERAL RULES APPLICABLE TO DISTRICT FACILITIES

3.0 GENERAL

Definitions:

As used in these rules, the following terms shall have the following meanings:

"Amenity" shall mean something, such as a swimming pool or shopping center that is intended to make life more pleasant or comfortable for the people in a community.

"Associate Golf Membership" shall mean a golf membership that is available to non-residents of Barefoot Bay.

"Board" shall mean the Board of Trustee(s) of the Barefoot Bay Recreation District.

"BFBHOA" shall mean the Barefoot Bay Home Owners' Association.

"Cause" shall mean a violation of the rules or a violation of State, Local, or Federal law.

"Club or Social Club" shall mean a Club or Organization consisting of a majority of members who are residents of the Barefoot Bay Recreation District. Certified organizations intended to benefit Veterans or their families are not considered to be "clubs or social clubs."

"Chits" shall mean an official voucher (not directly purchased by the holder) submitted to the Pro Shop by a third party or staff recording an amount of money redeemable for future purchase.

"Delinquent" shall mean any fee or charge which is not paid by the defined date.

"Dependent" shall mean children who reside with the owner(s) and are: 1. Under 18 years of age and unmarried; or 2. Full time students at any institution of higher education and not over 23 years of age; or 3. Incapable of total self-support due to physical or mental handicap regardless of age.

"District" shall mean the Barefoot Bay Recreation District as defined in the Brevard County Ordinance No. 84-05.

"District Management" shall mean the management personnel or authorities designated by the Board to manage the District facilities.

"Grandchild pass" shall mean a pass purchased by a social member to be used for their grandchildren (under 18 years of age) while they are visiting their grandparent.⁴³

"Guest" shall mean those persons normally residing outside of the subdivision who have a guest pass, which was purchased by a Social Member, for the use of his/her guest to gain access to District Facilities.

"Guest pass" shall mean a pass granting a guest privileges to utilize District Facilities and shall include all privileges.

"Invitee" shall mean any non-resident who is invited by a member of an authorized Club or Organization, to participate in an activity or a specific event. An invitee may include, but not necessarily be limited to, a speaker, facilitator, or instructor. An invitee has access only to the facility where the event is held."

Kids' swim event shall mean an advertised time where children under 16 years of age are encouraged to use the pool and when children without a social membership badge or renter's badge can attend as long as they have a valid kids' swim badge.⁴⁴

"Kids' swim badge" shall mean an annual photo identification card issued by the District after a parent or guardian has registered her/his child with Resident Relations staff at the Administration Building.⁴⁵

"Long term renter" shall mean a renter of one year or more.

"Members" shall refer to those who are granted membership Under Section 3.1 and in good standing.⁴⁶

"Social Membership Fee" shall refer to a user fee that entitles the member to the use of the District facilities.

"Non-Resident(s)" shall mean a person not residing in Barefoot Bay and not accompanied by a member resident.

"Property owner" shall mean the owner(s) of any platted residential lot in the subdivision.

"Renter/Tenants" shall mean non-property owner(s) leasing a dwelling within the subdivision.

"Resident" shall mean person(s) living with a property owner but not on the deed.

"Resident spouse" shall mean the spouse or domestic partner of a property owner who is not on the recorded deed.

"Rules" shall mean these rules governing the use of District facilities.

"Seasonal renter" shall mean a renter for less than one year.

"Subdivision" shall mean that group of platted subdivisions recorded in the public records of Brevard County and known as Barefoot Bay.

"Temporary Lounge/Business Pass" shall mean a pass obtained by a vendor or realtor that has a stated business purpose at the lounge.⁴⁷ Temporary Lounge/Business Passes will not be issued up to two hours before or during any music event.^{48 49}

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Objective

The objective of the District shall be to provide recreational entertainment facilities for its members and guests including but not limited to; Golf, Tennis, Swimming, Shuffleboard, Lawn Bowling, Basketball, Bocce ball, Horseshoes, Softball, Handball, Community Center Complex, Golf Clubhouse, Common Grounds, Beach property and Fishing pier.

Management

The Board of Trustees (the Board) of the Barefoot Bay Recreation District (the District) shall be responsible for the operation and management of all its facilities. Their judgment shall be final in all questions involving interpretation of rules, regulations, fees and charges.

General Rules

1. The District's facilities are available to members and open to the public and guests paying the appropriate fees and meeting membership requirements.
2. Guests may use District upon payment of appropriate fees.
3. Fees paid to the District are to be used at the discretion of the "Board."
4. The use of District facilities, including the golf course, may be limited or restricted by the Board or by District management as necessary to allow all eligible persons to have reasonable use of District facilities without overcrowding.
5. District management reserves the right to refuse use of the District facilities to any person or group for violations of these rules.
6. Any member delinquent in payment of fees shall be denied use of facilities.
7. District management reserves the right to ask the member to have their guest present at the time of obtaining a guest pass(es).
8. Residency in the District does not confer upon any member the unlimited right to use the District facilities.
9. Fees, assessments, and service charges shall be set by the Board.
10. Office hours of the Community Center complex or other designated facility for the payment of membership fees will be as posted.
11. Property owners shall be responsible for any debt incurred by the Property owner, their family, guests, or tenants.
12. The Property owner is responsible for the conduct and appearance of his/her guest(s) while using the District facilities.

13. Appropriate dress is required in all facilities.
14. Smoking, use of any tobacco product and/or use of e-cigarettes (i.e. nicotine vapor devices) are not permitted in any District facilities and may only be permitted in designated outdoor areas.⁵¹
15. All physical injuries sustained on Barefoot Bay Recreation District Property must be reported to BBRD Staff as soon as possible by the injured party or a representative.⁵²
16. Golf membership shall be renewed annually.
17. The Community Manager may suspend, cancel, or revoke any resident or property's social membership, family membership, golf membership, kids' swim pass, or guest pass based on a violation of these rules. The affected resident whose membership was suspended, canceled, or revoked may appeal the suspension, cancellation or revocation by requesting a hearing before a Special Magistrate. The Board of Trustees shall appoint a Special Magistrate to hear and decide cases involving such violations. If an appeal is requested, violation cases shall be processed as follows:⁵³
 - A. District Management shall provide the owner, resident, and/or guest with written notification of the alleged rules violation and penalty. The alleged violator would accept the penalty or request a hearing before the Special Magistrate. If a hearing is requested, a written notice of hearing shall be provided at least ten (10) days in advance of any hearing. After a hearing is requested suspension, cancellation or revocation may be stayed by the Community Manager until the Special Magistrate hearing.⁵⁴
 - B. BBRD staff shall present evidence of the alleged rules violation to the Special Magistrate at a quasi-judicial hearing held to determine whether such violation occurred, and if so, the appropriate penalty to be imposed. The hearing shall not be governed by the formal rules of evidence; however, due process shall be provided to the owner, resident, and/or guest. The owner, resident, and/or guest shall have the right to cross examine witnesses and to present relevant evidence which is responsive to the alleged rule violations.
 - C. The Special Magistrate shall determine whether BBRD staff has established, by a preponderance of the evidence that a rules violation has occurred. If a rules violation is found to have occurred, the Special Magistrate shall impose a penalty of suspension, cancellation, or revocation of the violator's social membership, family membership, golf membership, or guest pass. The violator shall be notified in writing of the Special Magistrate's ruling within ten (10) days of the hearing. In levying any penalty imposed pursuant to this Section, the Special Magistrate is not obligated to impose the penalty imposed⁵⁵ by District Management.
 - D. The decision of the Special Magistrate shall constitute final quasi-judicial action of BBRD. Any aggrieved party may appeal the ruling of the Special Magistrate to a court of competent jurisdiction in Brevard County, Florida.
 - E. If a hearing is requested and the violator is found to have committed the violation as alleged, the violator shall be responsible for the District's cost in bringing the matter to hearing.⁵⁶
18. Pets are not allowed in District Recreational facilities, except for service animals.
19. Special rules applicable to individual buildings will be conspicuously posted and observed by members and guests.
20. Beverage laws and license regulations forbid outside alcoholic beverages of any type from being brought into District facilities or consumed therein. Therefore, alcoholic beverages of any type consumed on the premises must be obtained from District facilities.
21. The following behaviors may result in the suspension, cancellation or revocation of a person's social membership, family membership, golf membership and/or guest pass:
 - A. Violation of District Policies or Rules applicable to District Facilities.
 - B. Violation of any local, state, or federal law while using District Facilities.
 - C. Fighting and verbal assault.

- D. Discourteous, threatening, or rude behavior to BBRD employees, residents or patrons of District Facilities.
 - E. Loud and raucous behavior which decreases the enjoyment of other patrons of District Facilities.
 - F. Unintentional or deliberate misuse of the BBRD Facility or property which results in, or has the potential to result in, damage to the Facility or property, or in any way compromises the safety of any Barefoot Bay Recreation District Facility patron or BBRD staff member.
 - G. Misrepresentation of facts which may result in the District's Policies or fee structure improperly administered or collected.⁵⁷
22. A guest fee shall be charged in accordance with the fee schedule to any non-resident for use of District facilities. This fee shall not be charged to any non-resident using District facilities under the following circumstances:⁵⁸
- A. When the facility is rented by a non-resident who has paid the appropriate fee.
 - B. Any exemptions to this rule shall only be authorized by the Board of Trustees no less than 30 days before the event.
 - C. This section does not apply to Food & Beverage events, except for Music Bingo.⁵⁹
 - D. Vendors hired by clubs/organization are exempt from guest pass fee.
23. Children under age 12, must be accompanied by an adult when using District facilities. Groups of children who are using the facilities with guest passes must have one responsible adult for every five children.⁶⁰
24. Commercial solicitation is prohibited while on District properties. The gathering of signatures for petitioning of elected officials is prohibited within buildings or upon District facilities. Bonafide nonprofit or 501(c) fundraising efforts shall be permitted.
25. Any organization or individual desiring to plant trees, shrubbery, flowers, or other vegetation on District property must have prior approval of District management. A landscaping and maintenance plan shall be submitted for review and approval prior to any planting activity. Any vegetation planted on District property shall become the property of the District. No removal of vegetation is permitted without District approval.
26. Decorations⁶¹
- A. No items or decorations of any type, which may be viewed as offensive to any patrons, may be affixed, installed or added to any facility by individuals, residents, clubs, or organizations.
 - B. No items or decorations may be applied or attached to any public area facility without the expressed permission of management. This permission must be in writing and cover the type, style, material, custodial and maintenance requirements as well as the contact person in charge of the decorations.
 - C. The use of candles, confetti, birdseed, rice or other non-environmentally friendly products will not be used except as authorized by the Community Manager. Requests for said exceptions shall be made in writing, reviewed by the Property Services Manager and approved or denied by the Community Manager no less than 3 business days before an event.⁶²
 - D. All items must be promptly removed from the area at the end of the event (party, meeting, show or other)
 - E. Failure to adhere to this policy could result in revocation of use of the facilities for the persons involved.
27. If any property has been determined to be in violation of the Amended and Restated Deed of Restrictions for Barefoot Bay by the BBRD Violations Committee, then all social, family, and golf memberships affiliated with property determined to be in violation shall be automatically suspended upon rendition of a Findings of Fact, Conclusions of Law, and Order by the BBRD Violation Committee. No party, whether they be owner, renter, or guest affiliated with the property in violation may use any District Facility until an Order of Compliance is issued by the

Violation Committee. This provision shall operate to suspend all referenced memberships regardless of whether the owner owns multiple properties or other properties not determined to be in violation. Should an owner appeal a finding of the Violation Committee to the BBRD Board of Trustees (or circuit court), the automatic suspension of privileges shall be tolled during the pendency of such appeal.⁶³

28. Where any vehicle located on any residential lot has been posted with three (3) administrative notices of violation of Article III, Section 3 (D) of the Amended and Restated Deed of Restrictions for Barefoot Bay related to prohibited parking on the lawn, grass, or landscaped area of said lot, within any thirty (30) day period, all social, family, and golf memberships affiliated with the lot shall be automatically suspended for thirty (30) days. For any subsequent posted violation of Article III, Section 3 (D) of the Amended and Restated Deed of Restrictions for Barefoot Bay occurring of the same lot, subsequent to the issuance of the initial thirty (30) day suspension, and within one (1) year from the date of the initial posted notice, all social, family, and golf memberships affiliated with the lot shall be automatically suspended for six (6) months. For any subsequent posted violations of Article III, Section 3 (D) of the Amended and Restated Deed of Restrictions for Barefoot Bay occurring on the same lot at any time subsequent to the issuance of any six (6) month suspension, all social, family, and golf memberships affiliated with the lot shall be automatically suspended for one (1) year for each subsequent posted violation. An owner may appeal any notice of suspension issued pursuant to the provisions of Paragraph 17 herein.⁶⁴
29. Non-employees (including but not limited to trustees, advisory committee members, residents and/or guests) shall not enter an employee work area (i.e. behind a bar, kitchen, work shop, private office, etc.) without being accompanied by the Community Manager, Department Manager or designee.⁶⁵
30. The Board of Trustees hereby declares that all Recreation District Facilities, including, but not limited to, all District owned or managed buildings, pools, golf course areas, fields, courts, beach areas, piers, general recreation areas, and common areas of all kinds, are deemed to constitute "Parks" for enforcement of Sec. 74 - 101 through 74 - 105, Code of Ordinances of Brevard County, Florida and for enforcement of any applicable state statutes prohibiting sexual offenders and/or sexual predators from said locations."⁶⁶

Identification Badges and Attire⁶⁷

1. Identification badges are issued to identify members, their dependents, guests and renters. The issuance of badges will be controlled by District management. Badges are required for all.
2. Unless waived by District Policy or Management, members and guests are required to have in their possession and wear when requested by a District employee, an appropriate District identification badge when using District facilities. The identification badge must be produced upon request by Barefoot Bay staff. If not presented, resident/member/guest must leave the facilities.⁶⁸
 - A. If a resident with an expired social membership badge (not to exceed 6 months expired badge) wishes to enter a facility when business offices are closed, the resident may purchase a daily guest pass to enter the facility when business offices are closed. Said residents must update their badges the next business day at which point they may apply for reimbursement of the guest pass paid.⁶⁹
 - B. Pictures of badges on cell/mobile phones will be accepted under the following conditions:⁷⁰
 - i. Screen must be large enough for all detail of the badge to be seen at one time.
 - ii. Image must be a color picture of the full badge with resident's face visible.
 - a) Black and white images will not be accepted.
 - b) Daily guest passes, weekly guest passes and short-term renter badges will not be accepted on a cell phone.

- iii. The image must contain all of the information on one side of the badge. If the resident has a badge with the account number on the back side, they must either bring their physical badge, or get their badge updated in the Resident Relations Office so that all the information is visible on one side of the badge.
 - iv. The image of the badge must be clear. BBRD staff, including but not limited to pool hosts, must be able to read the account number, see the resident's picture, and (if the resident is purchasing a guest pass) the resident's name.
3. Shoes and shirts shall be required when using District facilities, except for the swimming pool areas.
 4. Vulgar and/or offensive language and/or images on clothing (as deemed by staff) is prohibited within District facilities.⁷¹
 5. Unidentified persons using District facilities should be reported to the District Management.
 6. Property owner(s), guest(s) or rental tenant(s) shall not make, or have made duplicate keys to gain access to fishing pier, beach property or RV storage compounds, or allow unauthorized persons access to such keys. Keys shall be returned to the Community Center office when no longer needed. Violators will be subject to prosecution for trespassing and/or revocation of social membership privileges.
 7. Any violators may be subject to prosecution for trespassing and/or revocation of membership privileges.

3.1 MEMBERSHIP

Types of Membership

Social memberships:

1. Social membership entitles the member to the use of the District facilities. Social membership fees for property owners are a one-time fee except as further defined herein. Social membership fees for guests and renters/tenants are annual fees as defined herein. Golf privileges may be extended upon registration at the Pro shop and payment of current green fees.
2. Social membership is available to:
 - A. Property owners, resident spouses or domestic partners, and unmarried children as an incident of such ownership.
 - B. Non-property owners renting in the subdivision as tenants or guests as an incident of residence.
 - C. Other guests upon payment of appropriate fees.
3. Social Membership fees shall be due and payable upon application for social membership in accordance with adopted fee schedules.

Family Social Membership:

1. Privileges and fees under this type of membership are the same as social membership. Family Social membership shall include the adult property owner(s) and their children, when the children reside with the owner(s) and are:
 - A. Under 18 years of age and unmarried.
 - B. Full-time students at any institution of higher education and not over 23 years of age.
 - C. Incapable of total self-support due to physical or mental handicap regardless of age.
2. Other adults and children no longer qualified under paragraphs 1 a, b & c, of this section residing with the property owner(s) shall secure a social membership of the District in their own name and pay the appropriate membership fees.

Golf Membership:⁷²

1. Golf membership entitles the member to the use of the golf course and attendant facilities in consideration of annual membership dues as provided in these rules. Application for membership by eligible persons is made to the Golf Operations Manager.
2. Golf membership is available to:⁷³
 - A. Family membership shall be limited to two individuals, regardless of family size.
 - B. Unmarried children over 18 years of age and other adults residing in a property owner(s) home must obtain a membership in their own name.
 - C. Renters/Tenants with a lease agreement and residing in the subdivision may be granted a golf membership upon application to the Golf Operations Manager.
 - D. Associate Golf Membership is:
 - i. Open to persons outside of Barefoot Bay.
 - ii. Annual Single & Family Golf Memberships available.
 - iii. Associate Golf Memberships entitles the member the use of the golf course and 19th Hole.
 - iv. Annual Associate Golf Membership dues include a one-time Initiation Fee and appropriate User Fees.
 - v. Application for membership by eligible persons is made to the Golf Operations Manager.

Priorities with respect to golf membership.

Because the number of golf memberships is subject to a maximum limit as set forth in the golf course rules and regulation adopted by the District, priority in availability of memberships shall be in the order of the categories set forth in paragraphs 1 through 3, of these rules. No person(s) on a waiting list in any category shall be offered a golf membership so long as there is a person on the waiting list in the immediate prior category.

Changes of Golfing Membership

A member may terminate his or her golf membership, or Trail fees only for medical reasons, or death. Documentation from his or her doctor either limiting or prohibiting the member's ability to play shall be required. This request must be in writing to the Golf Operations Manager, and must be approved by the Community Manager prior to any return of any funds for unused fees. Both membership and trail fees will be returned on a pro-rata basis for the first six (6) months of the fiscal year. After March 31 of any fiscal year, there will be no return of any unused portion of fees.⁷⁴ Medical related membership refunds cannot be used in two consecutive years. A member status may be changed for medical need once during membership period. A member may not change the status of membership back and for (i.e. Family to Single back to Family) within one membership period.⁷⁵

Applications for Social and Family Social Membership:

1. Property owner(s) in the District and members of a property owner's immediate family need not make formal application, since membership is required at the time of recording of the title to such property.
2. The non-property owner adult family member in residence must apply in person at the Community Center office or other designated District facilities for membership when no longer qualified under "Family Social Membership".

3. Renter/Tenants and guests who intend to use District facilities shall register and arrange for membership in the District.

Fees and Dues

1. *Social and Family Social Membership*

- A. A membership fee shall be paid for Social and Family Social membership.
- B. A property owner shall pay the fee only once for each home site of which they are owner of record. This fee is non-transferable between parties.
- C. Non-property owner, such as tenants or guests shall pay the fee upon becoming a member.
- D. The tenants or guests who concurrently pays the fee and enters into a home purchase contract may have his/hers unused monthly or initial annual ⁷⁶rental social membership amount applied toward the property owner membership fee due at the time of closing provided that closing occurs within 12 months of initial membership.

2. *Golf Membership*

- A. Fees for the golf membership are as specified in these rules and subject to change by the Board of Trustees.
- B. Golf membership fees are for one fiscal year (October 1 thru September 30).; Said fees shall be paid per rules established by the Golf Operations Manager and approved by the Community Manager. Processing fees may be assessed for installment payments.
- C. A member accepting a golf membership after October 1 shall pay a pro-rated share of the annual fee. Dues shall be on an annual basis only.
- D. Membership fees are categorized as "family" or "single" as follows:
 - i. Family - joint property owners owning a home as defined in definitions.
 - ii. Single - one property owner with non-playing spouse, unmarried children over 18 years, or other adults in residence.
 - iii. Family and single memberships are also available to eligible renter/tenants.
 - iv. Annual Associate Family and Single Memberships are available.

All other Associate Golf Membership policies apply.

Property Damage

1. *Personal Property*

The District shall not be responsible or liable for damage, destruction, loss, or theft of personal property belonging to a member. This rule applies also to member's family or guest.

2. *District Property*

- A. Any District member, non-member, or guests responsible for intentional, accidental, or negligent damage or destruction of District property shall be charged for repair or replacement costs of the District property.
- B. Items removed from District property without permission will be charged to the responsible person.

3.2 RULES FOR SPECIFIC DISTRICT FACILITIES

General

1. The rules in this section pertain to the buildings, Recreation facilities and common grounds available for use by members and registered Clubs or Social Clubs. More specific rules for each separate facility are posted in the building or areas designated and must be observed.
2. Only registered Clubs or Social Clubs and members may use District facilities in accordance with the rules herein. Use of facilities will be governed by BBRD management.⁷⁷ Use of District facilities by non-members shall be required to pay appropriate rental fees according to adopted fee schedules.
3. Keys or combinations to locks shall be provided to all sheds, rooms, cabinets, offices and storage facilities used by clubs or groups and which are owned or placed on BBRD property. These shall be clearly marked and provided to the BBRD District Clerk.⁷⁸
4. Any club, organization or individual desiring to construct or install any building, sun cover, bench or other type of structure on District property must have prior approval of District management. A complete plan including materials and design, along with maintenance, repair and insurance requirements must be included. All local, county, state and federal regulations pertaining to excavation and building must be met prior to construction or installation of any structure. Any structure constructed, placed or installed on District property becomes the property of the District. No removal of any such structure is permitted without District approval.⁷⁹

Use of Buildings or Amenities

1. Normal hours for use of buildings and all amenities are posted. When the amenities are closed no one shall use them. Exceptions may be granted by pre-arrangement with the Community Manager and/or his designees.⁸⁰
2. Persons or official BBRD organizations desiring to use Barefoot Bay facilities shall make such reservations in advance with the appropriate District office in charge of calendar coordination in writing. Persons or organizations may reserve Building A, Building D&E or other facilities for exclusive or non-exclusive use. Denial of requests for exclusive use of amenities shall be provided to the requestor within 3 business days in writing, citing reasons for denial. Persons or official BBRD organizations may appeal staff's denial of a request for exclusive use of an amenity to the Board of Trustees at the next regularly scheduled meeting. These facilities are for the principal use of residents, who have priority over any outside-sponsored activities.⁸¹
3. Changes to reservations shall be made in writing to appropriate District office in charge of calendar coordination.⁸² When two parties or organizations are involved in a change, both parties to the change will sign the written request. Calendar dates unconditionally released will be reassigned on a first request basis. Calendar schedules of events will be published monthly and posted on the official website.
4. Individuals or organizations authorized for exclusive use of any facility⁸³ are responsible for the premises during their occupancy. Such sponsors will prevent damage or destruction and provide cleanup, including the kitchen and serving area, following the event.
5. Abuse of the facilities shall be reported to the District Management offices.
6. Persons or organizations responsible for damage or destruction to the building, furnishings or equipment shall be held pecuniary liable. Payment will be required for cleanup necessitated by the failure to leave the building, furnishings, or equipment in the same condition as when they were delivered for use of said person(s) or organization.
7. Use of portable items of equipment shall be arranged for in advance by contact with the District Management offices.
8. Desired setup plans shall be submitted to the District Management office at least two (2) weeks in advance of the scheduled usage date.

9. All setups must meet fire code requirements. No alterations to the setup are allowed by any person, club or organization.

Game/Meeting Rooms

1. Use of the facilities shall be scheduled in advance by arrangements with the District Management offices.
2. Rules for use of the pool tables are posted in the entryway. These rules shall be observed by persons using tables.
3. The pool room may be entered on request made to District management officials, or pool host on duty. No person under the age 18 shall be allowed in pool room unless supervised by parent, grandparent, legal guardian or responsible property owner.
4. Vandalism to the premises or inappropriate conduct by individuals should be immediately reported to the District Management offices or pool host.
5. Normal hours for use are maintained by the Calendar Coordinator in Resident Relations.⁸⁴ Exceptions may be granted by pre-arrangement with District Management offices.

Swimming Pools⁸⁵

1. Residents, guests and visitors must follow instructions of the Pool Host and/or District employees while at District facilities. The District's "Rules for Swimming Pool Use", as posted at each pool are illustrative of the District's rules for use of the Pools and are not meant to be viewed as a definitive and/or exhaustive list of rules.
2. Direction given by the Pool Host and any other District employee must be adhered to by members and guests in the pools, pool-side areas, and dressing/rest room facilities. Failure to do so may result in a suspension of their social membership privileges or Kids' Swim badge.
3. District employees reserve the right to refuse use of the swimming pool to any person or group for a violation of any of these rules.
4. Only approved items are allowed in the pools. A current management approved list of items allowed in the pool is available at each pool.⁸⁶
5. Proper ID, as required by the District, must be presented in order to gain access to the pool areas.
6. The Pool Host or other District employee has the authority to check bags or coolers for prohibited items before access is granted into the pool area.⁸⁷
7. There is no lifeguard on duty at any of the District's pools; swim at your own risk.
8. Normal hours for use are as posted.
9. Children under 12 years of age must be accompanied by a parent, guardian or family member over 18 years old⁸⁸ while in the swimming pool area, including Kids' Swim events.
10. Children under 6 years of age and guests that have physical issues that decrease their personal safety (i.e. elderly, physically or mentally disabled, etc.) in the pool, are not permitted in the pool without immediate and constant supervision of parent, guardian, or family member over 18 years old, including Kids' Swim events.
11. It is a violation of Florida law to bring into pool areas or otherwise use glass bottles, containers, or other glass products.
12. The State of Florida law prohibits bringing in and consuming alcoholic beverages on premises unless purchased from the District.⁸⁹ Containers carrying alcohol⁹⁰ may not be brought into the pool area.⁹¹ Persons with suspicious looking containers may be denied entry into District Pool areas. Persons with suspicious looking containers who refuse to allow staff to inspect them may be required to leave the pool area (i.e. inside the fenced areas at Pools #1, #2 and #3 including the Lounge/Lakeside/picnic/pavilion areas) and may be subject to suspension of their social membership privileges.

13. No food or drink is permitted in or near the swimming pool or within 4 feet of the swimming pool.
14. Members and guests are required to use the rest rooms located in the dressing room in pool #2 and #3 areas and the hallway of the Lounge via the southside (i.e. smoking pit side) door.
15. Lifesaving equipment shall be used only for the purpose intended.
16. Infants, and those individuals with incontinence issues, shall wear 'swim diapers' or other appropriate apparel which prevents the release of bodily waste while using swimming pools.⁹²
17. No swimmer with open sores that are likely to degrade water quality, infection, or contagious disease may use District swimming pools.⁹³
18. Members and guests are required to shower before entering the swimming pool. Showers are for pool users only.
19. Diving, running, jumping, rough play, or profanity are not allowed in or around the pool.
20. No animals are allowed in the pool area, with the exception of service animals.
21. Appropriate cover-up and shoes must be worn when entering any of the facilities.
22. Members and guests should exercise respectful and proper conduct around the pools and report all improper behavior to the District Management offices or pool host.
23. Swimsuits or authorized swim wear are the only authorized apparel for use in the pools. Anyone entering a pool with clothing that bleeds and requires the pool to be closed will be billed the cost to treat the pool.⁹⁴
24. In the event of lightning or other threatening weather, residents must leave the pool area (Pool 2 & 3 – gated area; Pool 1 – lower deck) when instructed by the Pool Host and remain out of pool area until instructed by the Pool Host that it is safe to re-enter the pool area. ⁹⁵⁹⁶

Shuffle Board-Bocce- Lawn bowling – Horseshoes and Basketball

1. Normal hours for play are as posted.
2. Equipment is available for issue from the pool host. Badges will be left with pool host for security of equipment.
3. Misuse of the courts or equipment should be reported to the District Management offices or pool host.

Lounge

Days and hours for the lounge will be open and rules to be observed will be posted in bar/lounge area.

Tennis/Pickle Ball Courts⁹⁷⁹⁸

1. The courts are available to all residents wishing to use this recreational facility.
2. The courts are reserved through the Calendar Coordinator.
3. Gates to the courts are open from dawn to dusk. Operating hours are dawn to 10:00 PM.
 - A. Access after dusk is available by obtaining a key to the gate and to the lights from the Pool Host at Pool 1.
 - B. District social membership card, guest pass or visitor's pass is necessary to obtain these keys.
4. Additional rules for the use of the facility may be posted by BBRD at the courts.

Softball Field Rules and Regulations

1. Softball Field is reserved through the Calendar Coordinator.
2. Visiting teams are permitted as guests of any properly constituted Barefoot Bay League. The Sponsors of the visiting teams shall be responsible for the actions of their guests.
3. Casual use of the field is permitted outside of any pre-reserved time.

4. Vandalism to the premises or inappropriate conduct by individuals should be immediately reported to the District Management offices. Persons or organizations responsible for damage or destruction shall be held pecuniarily liable.
5. Any disputes concerning use of the facilities, may be appealed to the Community Manager, and his/her judgment shall be final.

Golf

1. The Golf Operation Manager or his/her designee is in charge of the golf course, Pro Shop and the facilities at the course. Failure to adhere to course rules or direction of staff may result in a suspension of the player's social membership or revocation of playing privileges.⁹⁹
2. All players shall register in the Pro shop before play.
3. Play may be limited by Golf Operation Manager or his/her designee for specific reasons, i.e. tournaments, maintenance, weather, etc.
4. Property owners, members having golf membership and their guests shall have priority for available tee time.
5. Green fees are on a daily basis. Rain check policies are posted in the Pro shop.
6. Each player must have a set of clubs and putter including a golf bag.
7. All play must begin at either the 1st. or 10th tee as scheduled by the Pro Shop.
8. Power golf carts are not to be used for more than two (2) riders and two (2) golf bags.
9. Children under 16 years of age are not permitted to operate power golf carts.
10. Players must be properly attired. Shirts and shoes are mandatory.
11. Wading in lakes is prohibited.
12. Players shall play in foursomes, particularly on Saturday, Sunday and holidays. "Five some" must have permission from Golf Operations manager or his/her designated employee in his/her absence.
13. Power golf carts shall not be driven on high slopes of greens, sand traps or tees.
14. ADA validated individuals may park in designated areas (identified by blue stakes). These areas may be moved or closed due to inclement weather or any unsafe condition as defined by the Golf Operations Manager or his/her designee and/or the Golf Course Superintendent.¹⁰⁰
15. Faster players must be permitted to "play through."
16. Hawking for golf balls in lakes and canals is strictly forbidden.
17. All play will be on a reserved tee time basis.
18. No fishing permitted in lakes on the golf course.
19. The club will not allow private golf carts or replacements when the total number of private carts equals 170. The Board shall be responsible for establishing user fees for private carts and such fees are subject to change at any time at the discretion of the Board.

20. The Board reserves the right to terminate the use of private golf carts at any time.

20-21. Pro Shop chits do not expire.

Beach ¹⁰¹

1. The park and beach are for the use of residents and their guests. Guests must have an appropriate guest pass, secured in advance and displayed on their vehicle.
2. The gate should be locked except when entering and exiting the park.
3. While the park is open 24 hours per day, quiet is maintained from 10:00 PM to 6:00 AM.
4. Fires are permitted in the grills only.
5. Brevard County Ordinance does not permit dogs on the beach.
6. Any pets on any Barefoot Bay property must be on leashes and owners must clean up after pets.
7. Campers assume all risks for camping at the park.
8. The following rules apply to overnight camping:
 - A. Maximum camping stays are three days.

- B. Camp sites will be assigned at Resident Relations
 - C. A permit must be obtained at Resident Relations office which must be displayed on vehicles.¹⁰²
 - D. Guests must be accompanied by the resident who obtains the guest pass.
 - E. Persons under the age of 18 must be accompanied by an adult when camping.
 - F. RV and motorhome camping is strictly prohibited.
- 9. Fireworks, loud noise, and outside music are not permitted.
 - 10. A key is required to gain access to these facilities and is available from Resident Relations.
 - 11. Members and guests using these facilities are required to observe posted rules.
 - 12. The cutting of bait shall be at authorized stations only. The cleaning of fish is prohibited in District facilities.

Fishing Pier

- 1. Use of these facilities is limited to members and guests.
- 2. A key is required to gain access to these facilities and is available from Resident Relations.
- 3. Members and guests using these facilities are required to observe posted rules.
- 4. The cutting of bait shall be at authorized stations only. The cleaning of fish is prohibited in District facilities.

Canoe/Kayak Storage at Fishing Pier

- 1. Canoe and Kayak owners utilizing the Canoe/Kayak storage must enter into a storage lease agreement.
- 2. Lessee's shall be solely responsible for all loss or damage to Lessee's stored property.
- 3. Due to limited availability, Barefoot Bay Property Owners with authorized social membership privileges may rent one canoe/kayak storage unit.
- 4. Assignment or subletting of spaces is prohibited.
- 5. Only one (1) unit per space will be allowed.
- 6. Nonpayment of lease payments will result in abandonment of space, and removal of stored items.
- 7. All lease payments are due on the first day of the current quarter and may be made up to twelve (12) months in advance.
- 8. All canoes and kayaks must display a Barefoot Bay provided identification sticker.

Remote Control Boat Usage and Limitations¹⁰³

The following remote control model boat regulations are provided to enable residents' use of BBRD common areas while minimizing negative impacts upon adjacent property owners:

- 1. Remote control (RC) boats are prohibited in BBRD waterways unless designated for specific RC boat use
- 2. Day of week allowed:
 - a. Tuesday and Thursday (electric and gas powered)
 - b. Saturday (electric powered)
- 3. Hours of use will be posted at designated areas
- 4. Building A Lake is the only designated waterway for RC boat usage
 - a. RC Boats longer than 7 feet are prohibited
 - b. Nitro powered RC Boats are prohibited
 - c. Harassment of wildlife is prohibited
 - d. Parking of motorized vehicles (i.e. road worthy vehicle that requires a tag [AKA license plate]) on common area turf is prohibited

- e. Parking of golf carts is permitted on common areas
- f. RC sail and/or electric battery boats
 - i. Use is allowed in the entire lake except as otherwise noted
 - ii. Ingress and egress of boats shall be prohibited within 100 feet of Buildings (as measured from the shoreline nearest the Administration Building, Building A, and Lounge complex)
 - iii. Operation of RC boats within 200 feet of the Pavilion behind Building A is prohibited
 - iv. Use is prohibited from 5:00pm to Noon
- g. Gas powered RC boats
 - i. Use is limited to western part of Lake (west of miniature golf course, lawn bowling, Veterans' Way and North of Egret Circle Bridge)
 - ii. Ingress and egress of boats shall be prohibited from Barefoot Blvd.
 - iii. Use is prohibited from 5:00pm to Noon
- h. Brevard County noise ordinance regulations apply
- i. Wading or swimming is prohibited to retrieve a model boat. A separate non-motorized safety launch or retrieval craft (i.e. kayak, dingy, etc.) may be used. Owner is responsible for retrieval of their RC boat
- j. RC boat owners are responsible for their personal safety, damages to their boat and damages done to other boats, people, or property
- k. Buoys may be placed in the lake but must be removed each day

RV Lots

1. Use of the RV Storage Lots is primarily for Barefoot Bay Residents. Non-residents may lease the facility during the months of May through September. RV owners utilizing the RV Storage lots must enter into a storage lease agreement.¹⁰⁴
2. Storage lease agreements shall be on a month-to-month basis.
3. No stand-alone structures or loose articles will be allowed in any space.
4. Owners shall be solely responsible for all loss or damage to owners stored property.
5. Owner shall keep all stored property properly licensed, registered, road-worthy, and/or operational for the property's intended use at all times.
6. Assignment or subletting of spaces is prohibited.
7. Owners must assure that all vehicles are chocked.
8. Only one (1) unit or trailer per space will be allowed.
9. No gate access card¹⁰⁵ shall be passed on to anyone else.
10. All gate access cards must be returned upon relinquishment of leased space.
11. Upon termination of the Lease, owner shall surrender the leased space to the District in the same condition as it was originally leased to the owner.
12. All lease payments are due on the first day of the current month and may be made up to twelve (12) months in advance. Payment of lease payments in advance shall not prevent Lessor from terminating the lease as provided herein. In the event of such default or upon termination by Lessor, Lessee shall only be entitled to the return of any advance payments made by Lessee, prorated accordingly.
13. Nonpayment of lease payments will result in disabling of access cards. A reactivation fee shall be charged as per the BBRD fee schedule.¹⁰⁶
14. Owner must give written notice of intent to terminate no later than 5 business¹⁰⁷ days prior to the end of any month; otherwise owner shall be responsible for payment of full rent for the following month.¹⁰⁸
15. Failure to comply with the above rules and regulations will result in termination of this Lease Agreement. Any non-compliant Lessee will be held responsible for costs incurred for removal

of stored property from storage facility. Costs of removal will be determined by staff. The monthly fee will continue to accrue until the issue of non-compliance is settled.

16. A replacement fee will be charged if the access card is not returned upon termination of lease or if the card is lost.¹⁰⁹

Temporary Parking¹¹⁰

No Boat/Trailer or Truck/RV parking will be allowed in the Building "A" parking lot. Overnight parking of automobiles will be allowed in the Building "A" parking lot provided a permit is obtained from Resident Relations and appropriate fees will apply.

No Parking at Specific Common Areas

Vehicles shall be subject to towing at owners' expense if parked within 25 feet of District installed "No Parking" signs.¹¹¹

3.3 FEE SCHEDULE

Residents¹¹²

All residents and renters/tenants are required to register to use district facilities. The one-time fee for a social membership for all residents intending to occupy the residents unit shall be as follows:

Property owner (one-time fee) \$750.00 + tax for 2 people.

Property owner + one adult living with the owner will be considered 2nd on membership and is included in fee for property owner. The following ownership transfers shall not require the payment of an additional Property Owner Social Membership Fee (additional resident fees still apply):

1. Owner placing lot in trust ownership where beneficiaries are immediate family members, including subsequent deed transfers to or between named beneficiaries.
2. Addition or removal of immediate family members to/from deed with owner.
3. Transfers to immediate family members by way of probate or estate administration proceedings.
4. Life estate deeds where remaining interest has passed to immediate family members.
5. Transfer to immediate family members where genuine sale has not occurred.

For purposes of this section, immediate family members shall be defined as, spouses, fathers, mothers, children, grandfathers, grandmothers, grandchildren, and siblings. For purposes of this section, genuine sale shall be defined as one where the owner retains no interest and substantial consideration (i.e. fair market value of the property) has been paid for conveyance of deed.

Additional resident/property owner (over 2) must pay the resident fee.¹¹³ \$125.00 + tax

Note: In the event more than 2 people are listed on a deed, additional (over 2) property owners must pay resident fee - \$125.00 + tax.¹¹⁴

Administrative Fee

Any changes to 2nd on membership will require a change fee.¹¹⁵ \$25.00 + tax

Dependents \$25.00 + tax

All dependents are required to register to use District facilities.

Fees Applicable to Renters/Tenants

Seasonal Renter \$25.00 per person per month & tax

Long term renter**

 Per Adult ¹¹⁶ \$100.00 + tax

Per Dependent¹¹⁷ \$25.00 + tax

Annual Renewal

 Per Adult¹¹⁸ \$50.00 + tax

 Per Dependent \$10.00 + tax¹¹⁹

A dated copy of the current lease agreement showing address of home and duration of the lease shall be provided on an annual basis or on renewal of rental badges. ¹²⁰ Renters/tenants with a lease for less than 30 days shall not be issued a renter's badge and must obtain a guest pass. ¹²¹

Badges

1. All registered property owners, residents, renters and dependents (except for children under 12) shall require a picture badge. The initial cost of the picture badge is included in the member fee. All property owners, residents, renters and dependents have to renew picture badges on an annual basis to use District facilities.

All replacement picture badges, include Kids' Swim badges \$10.00¹²²

2. Residents and guests must display their badges and/or guest passes upon request¹²³ at any District meeting or workshop in the Lounge, 19th Hole or Pool #1 Pavillion.

Guest Passes/ (All active military and children under 5 exempt)

1. Valid badge holders (not expired) must be present when purchasing guest pass(es) otherwise the following costs will be doubled. ¹²⁴
2. One Day Guest Pass
 - A. Regular (purchased at Resident Relations or any of the pools) \$3.00 per person¹²⁵
 - B. Street dance or other special events (purchased at Pool#1) \$5.00 per person
3. Two to Seven Day (week) Guest Pass¹²⁶
 - A. Purchased at Pools \$7.00 per person
 - B. Purchased at Resident Relations Office \$5.00 per person

The cost of a one-day guest pass (except when purchased at a special event at Pool #1) will be credited from the cost of a week guest pass when purchased on the first business day following the weekend purchase at a pool. ¹²⁷
3. Grandchild Pass (with picture)
 - A. Quarterly \$10.00 per child
 - B. Annually \$25.00 per child
4. Non-Residents (Visitor) Pass \$15.00 per person per day
5. Temporary Lounge/Business Pass ¹²⁸ \$0.00 (No Charge)¹²⁹

Kid Swim Badges¹³⁰

- 1) Badge holder to only participate in the weekly "Kids' Swim event."
- 2) Only eligible for children under 16 years of age who live in the District and parents or guardians do not have a valid social membership badge or renter's badge. Parents or guardians must provide proof of residency at time of registration (i.e. electric bill, lease for home, etc.)
- 3) There is no charge for said badge which is valid for one year and can be renewed until the child reaches the age of 16 years old.
- 4) The child and her/his parent and/or legal guardian must register with the Resident Relations staff in the Administration Building prior to receiving a "Kids' Swim badge."
- 5) No more than two parents or guardians per child are allowed in the Pool area during Kids' Swim events unless previously authorized by the Community Manager or her/his designee.

Property Owners, Residents, Renter

- | | |
|--|---|
| 1. R.V. storage area | Per current lease agreement ¹³¹ |
| 2. Reactivation of Access Cards | \$10.00 |
| 3. Initial keys for beach and pier | \$5.00 ¹³² |
| 4. Replacement keys, beach and pier ¹³³ | \$10.00 ¹³⁴ per key ¹³⁵ |
| 5. RV Storage late fee ¹³⁶ | Per current lease agreement. |
| 6. Resident for Profit Use of Building | Non-Resident fees apply |
| 7. Use of Building A Kitchen ¹³⁷ | See "Use of Kitchen Facilities/Bringing in Incidental Food" Sub-Section # 7 |

Non-Resident

1. Rental of Buildings:¹³⁸

Building "A" \$100.00 per hour (2-hour min.)
\$100.00 fee for use of kitchen (non-refundable) plus see "Use of Kitchen Facilities/Bringing in Incidental Food" Sub-Section #11 ¹³⁹
Plus \$100.00 refundable deposit
Building "D or E" \$80.00 per hour (2-hour min.)
\$50.00 for use of kitchen (non-refundable)
Plus \$80.00 refundable deposits
Note: Fees are double if both sides are used.
Building "C" \$50.00 per hour (2-hour minimum)
Pool #1 Pavilion \$100 per hour (2-hour minimum)

Note: All deposits must be paid at the time of reservation. If renter does not cancel their reservation within 7 days of reservation, they will forfeit their rental fee.

"Not for profit" and governmental entities that perform free services to support District residents in health and well-being may be provided the use of buildings at no charge. The waiver of rental fee must be approved by the Community Manager or his/her designee.

Any “for profit” function held at any District facility must be approved by the Community Manager or his/her designee.

2. Parking fee for allowed vehicles
(other than automobiles) at Falcon Dr. Lot \$10.00 per day

Automobiles overnight in Building “A” lot:

Residents

Up to 3 nights per month free (more nights must be approved by the Community Manager or his/her designee)

4 - 7 nights \$10.00

8 or more nights \$25.00/week¹⁴⁰

Guests

1-2 nights \$ 5.00

3-7 nights \$10.00

8 or more nights \$25.00/week

3. Beach and Pier \$15.00 1 Day pass
 \$25.00 refundable key deposit

3.4 Guidelines for Registering as a Club or Organization and Use of District Facilities

Registration of Clubs/Organizations/Private Parties

1. Any request to form a registered Club or Organization that intends to use District facilities must be approved by the Community Manager.¹⁴¹
2. An Application form and Building Registration form must be filed as part of the application which shall include the following information:
 - A. Name of Club or Organization
 - B. Names, addresses, phone numbers of at least four responsible year round District residents or elected officers or alternates. All officers of the club or organization must be District residents.
 - C. Times, dates, and their choice of established layouts of tables and chairs needed for the club/organization.
 - Any club or organization having fewer than 3 meetings and/or events per year shall be de-certified.¹⁴²
 - D. Definition and purpose of the club or organization.
 - E. Other pertinent information as may be required.
3. Changes to Club Officers or designated responsible parties must be reported to BBRD management staff when changes occur to keep registration forms current.
4. Clubs or Organizations must renew their applications for use of District facilities on an annual basis. This must be done no later than the December 31st of each year. Names and address of officers (who must be District residents) shall be provided. Failure to maintain residents as officers will result in the club or organization being de-certified as a registered club or

organization. This is necessary to reaffirm scheduling for each season/year. Applicants also need to report if they desire to have their names published in the HOA annual phone directory.

5. The designated parties will be the only recognized officials to make new arrangements and changes to the schedule or set up plans.
6. The time that has been scheduled for club meetings must be followed. Members are not allowed to come in early. Other functions or cleaning may be in progress prior to the clubs scheduled time.

Use of District Facilities

1. Any Club or Organization that uses District facilities must be comprised of a majority of Barefoot Bay residents unless permitted by policies adopted by the Board of Trustees. Only registered Clubs or Organizations may use District facilities on a non-fee basis.¹⁴³
2. Residents of the Barefoot Bay Recreation District may utilize District facilities but registered Clubs or Organizations shall have priority in scheduling.
3. Social events held by residents requesting use of District facilities shall be classified as "District Resident-Private Parties." Rental fees shall not apply; however, non-residents who attend these functions must register as guests and pay fees in accordance with the District's fee schedule.
4. Residents using District facilities for a "for profit" event are required to pay fees in accordance with the District's fee schedule.
5. Non-registered clubs and organizations or non-residents may use District facilities upon payment of appropriate fees in accordance with the District's fee schedule. Priority shall be in terms of scheduling:
 - A. BBRD official meetings, workshops and/or events
 - B. BFBHOA
 - C. District Resident-Private Parties
 - D. Registered Clubs, Organizations
 - E. Non-residents.

Non-Discrimination Policy

The Barefoot Bay Recreation District does not discriminate against anyone in a protected class including, but not limited to race, creed, color, national origin, religion, gender, or sexual orientation. When in use of Barefoot Bay Recreation District facilities, anyone in a protected class including employees, residents and guests will not be discriminated against regardless of race, creed, color, national origin, religion, gender or sexual orientation.¹⁴⁴

Use of Alcoholic Beverages

1. Bringing alcoholic beverages to District facilities is prohibited. Where permitted, all alcoholic beverage purchases must be provided by the Barefoot Bay Recreation District.
2. In accordance with Florida Law, Home owners, residents, or guests may NOT place alcoholic beverages that are not purchased through the golf course or 19th-hole on their property adjacent to the golf course for any amenity user to consume.¹⁴⁵
3. For all functions desiring the use of bar service for the purpose of purchasing alcoholic beverages, the minimum service charge shall be \$100.00.¹⁴⁶ For non-club functions, this fee is payable in advance at the Resident Relations Office.¹⁴⁷ If the Bar takes in less than \$100.00, the function host will reimburse the bar total.¹⁴⁸ Clubs who register a bar must also meet the \$100.00 minimum, but are not required to pay in advance.¹⁴⁹ Clubs who do not meet the \$100.00 minimum must make up the difference.¹⁵⁰
4. Clubs or organizations must fill out a Bar Form (if a bar is desired) to request a Bar for the function. A good estimate on the number of people that will attend is required. This helps the bartender to stock the bar properly.

5. A request for bar service must be made at least two weeks in advance. If not submitted two weeks prior to the event,¹⁵¹ BBRD cannot guarantee that personnel will be available to cover the bar.

Scheduling and Set-Up

1. It will be necessary to have dates of annual events scheduled prior to November 25th each year for the following year. There will be no confirmation of these dates until they have been reviewed and approved.
2. Reservations will be booked for eleven months only: If an entity desires the use of club facilities during December, this must be requested on a separate form. Regular scheduling of facilities shall be beginning in January.
3. Pick more than one date and check with the Calendar Coordinator's Office to determine the availability of time and building.
4. At the time of reservation, you will need to know the number of people that will be attending, and if you would like round or square tables. Options for table layout are limited to established table layouts.
5. Buildings will no longer be held for the Clubs or Organizations unless they come into the office and sign the necessary paperwork.
6. In order to cancel a meeting, an authorized representative must come in person to the Calendar Coordinator's office to cancel. They will be asked to sign a cancellation form.
7. The Barefoot Bay Recreation District reserves the right to assign, re-assign or re-schedule any function. The Community Manager shall be responsible for all final decisions regarding conflicts in scheduling.
8. Smaller clubs/organizations/events may be reassigned to a smaller facility to reduce utility and maintenance costs.
9. All functions requiring set-up must be submitted at least 2 weeks in advance. Failure to provide adequate notice by this deadline shall result in payment of set-up fees of \$25.00 & tax. Once set up plans are submitted and approved, any changes to the set up plans as submitted may be required to pay additional fees.
10. Persons requesting the use of Building A or D & E and requiring multiple large electrical usage appliances must follow the plan outlined by Property Services to safely utilize existing power supplies. Failure to follow the set plan will result in loss of usage of the facility for that event. It is the responsibility of the Barefoot Bay Recreation District to strictly adhere to all Fire and Safety regulations for events in and around the Recreation District facilities.
11. Persons requesting the use of Building A or D & E which will result in large groups of mobile guests are required to follow the plan outlined by Property Services to safely utilize doorways and exits. Failure to follow the set plan will result in loss of usage of the facility for that event. It is the responsibility of the Barefoot Bay Recreation District to strictly adhere to all Fire and Safety regulations for events in and around the Recreation District facilities.
12. Requests for an outdoor bar by the Pavilion (back of Building A) shall pay a \$50.00 non-refundable bar setup and tear down fee at time of finalizing the reservation with the Calendar Coordinator.¹⁵²

Use of District Facilities Where Fees Are Charged

All private functions requiring a fee or individual admissions charge may be subject to additional payment fees to the District, unless waived by the Board of Trustees in consideration that the fees accrued go to benefit the registered club's stated purpose that being of a "non-profit" nature. Non-resident fees will apply.

Use of Facilities for Gambling and Games of Chance

Gambling/games of chance of any kind shall not be permitted unless authorized by state statute and as may be authorized by the Board of Trustees.

Use of Kitchen Facilities/Bringing in Incidental Food

1. Any function that requires the use of kitchen facilities including the use of grills stoves, refrigerators, sinks shall pay a usage fee and clean-up deposit as may be determined by the Board of Trustees.
2. Clean up deposits and usage fees may be waived if food and beverages brought into the District facilities are of an incidental nature. However, a clean-up fee may be charged to any entity using District facilities if areas need to be cleaned by custodial staff.
3. Refrigerators, freezers and/or walk in cooler must be reserved with the Calendar Coordinator at least two weeks prior to their use.
4. If a private caterer requires the use of the warming ovens, refrigerator and/or freezer, the Barefoot Bay club, organization representative, or Barefoot Bay resident must reserve them with the Calendar Coordinator at least two weeks in advance. There will be no catering charge for the Barefoot Bay club, organization, or resident unless the equipment is damaged. Damage to equipment will be assessed at the repair or replacement cost of the equipment to the Barefoot Bay club, organization, or resident. ¹⁵³
5. Residents who use District pots/pans/utensils must be rinsed and left at dish machine ¹⁵⁴
6. Food and Beverage will provide a dishwasher for \$13.25/hour ¹⁵⁵
7. District cleaning of kitchen equipment is: ¹⁵⁶
 - >50 people \$20
 - 50-100 people \$30
 - 100-200 people \$40
8. Any function that leaves the facilities in an unclean manner (and has not requested District cleaning) shall be charged a \$100.00¹⁵⁷ clean-up fee. If the fee is not paid, the entity will lose their privileges until the matter is settled.
9. Due to insurance requirements, the slicer, deep fryer¹⁵⁸, stove top, cheese melter, char broiler, griddle, conveyor dishwashing machine ¹⁵⁹and use of grill in Building A are not available for use by non-staff persons. District personnel will provide said services when requested. A fee of \$16.50 per hour will be charged for these services. A custom fee will be developed upon request for multiple services.¹⁶⁰ A \$50.00 fee for grill service for two hours, additional hours \$16.50 per hour.¹⁶¹
10. An additional service is available to load the mobile cook/hold oven with plated dishes, roll out and serve for \$13.50 per hour. ¹⁶²
11. Non-BBRD Caterer for resident groups and clubs reserving Building A is given access to stove, fryers, warming ovens, and mobile holding cart with assigned BBRD F&B staff to oversee operations for the following fees: ¹⁶³
 - >50 people \$100/up to 3 hours
 - 50-100 people \$200/up to 4 hours
 - 100-200 \$300/up to 5 hours
12. The gas grill is available for use at Pool 1 by residents and their guests on a first come, first served basis. ¹⁶⁴
13. Residents must wipe the grill and cooking area clean when cooking is complete.
14. Residents assume all responsibility for food safety.
15. Due to the potential risks, residents using grills are required to sign a waiver and assume all responsibility for the cooking and safety of the prepared food.
16. Residents must provide their own cooking tools.

17. All commercial entity hosted for-profit, revenue-based, food service special events, excluding outside commercial entity catering and/or simple food delivery for resident or club-hosted meetings or special events, are prohibited from being held in any District owned facilities.¹⁶⁵
18. Any private commercial caterer and/or event planner providing food-related services for any resident or club-hosted meeting or special event, excluding simple food service delivery, shall be required to execute an indemnification and hold harmless agreement in favor of the District related to any food-related services provided.

3.5 Guidelines for Gift and or Memorials for the Barefoot Bay Recreation District¹⁶⁶

All gifts and /or memorials plans must be submitted for review by the Community Manager for compliance with the guidelines below. Those meeting the criteria below may be recommended for acceptance to the Board of Trustees at a regularly scheduled meeting. Acceptance of any memorial or gift meeting the criteria shall be at the discretion of the Board of Trustees. The Board of Trustees reserves the right to decline the acceptance of gifts or memorials due to inappropriateness, restrictions placed upon the gift or memorial and any potential financial or legal liability and for any other reason.

1. No gifts or memorials may be considered until the person has been deceased for more than 90 days.
2. Residents desiring to donate gifts and/or memorials shall work with staff to determine the costs of the memorial or item. The cost of the item will be presented to the donor. BBRD will purchase the item after the resident has paid for the item(s) and assume legal liability for the item.
3. No restrictions can be placed on the use or ownership of the gift or memorial. The BBRD is the sole owner of all gifts and will determine the use of the gift or memorial.
4. The gift or memorial must be deemed appropriate by the Community Manager and the Board of Trustees.
5. The Community Manager must determine all short and long-term costs of all gifts and memorials. These costs shall include the maintenance, repair, upkeep, insurance and/or any other hazards or liability. The placement of any memorial or gift shall not interfere with the maintenance of District facilities.
6. The acceptance, placement, use and removal of gifts and memorials are at the sole discretion of the District.
7. Plaques for all memorials shall not be considered permanent and will be removed at the sole discretion of the District when they deteriorate.

Part 4. Public Records Request Policy

4.0 PURPOSE.¹⁶⁷

Barefoot Bay Recreation District ("BBRD") is committed to the tenets set forth in Chapter 119, Florida Statutes, governing access to public records, also known as Florida's Public Records Act.

The purpose of this Policy is to provide guidelines and procedures for BBRD staff to assure compliance and uniformity with regard to handling of requests for inspection and copies of public records not exempted by state law.

To the extent that any term is not specifically defined herein, the definitions pursuant to Sec. 119.011, F.S. shall apply to any request for public records submitted to BBRD.

4.1 PUBLIC RECORDS REQUEST PROCEDURE.

A. Intake of Request.

1. Parties requesting to inspect and/or receive copies of public records maintained by BBRD ("Requesting Parties") shall be directed to submit their requests to the BBRD Clerk who shall serve as the BBRD Records Custodian.
2. Upon receipt of a public records request, the BBRD Clerk shall coordinate the response.
3. Each request shall be reviewed carefully by the BBRD Clerk to determine the estimated length of time required to gather the records. All requests shall be satisfied as expeditiously as possible considering the nature and volume of the request.
4. Public records will be made available within a "reasonable period of time" and "under reasonable conditions." Although there is no statutory definition of this time period, a "reasonable period of time" and "reasonable conditions" shall take into account the number of documents sought; the number of locations where the documents are stored; whether the records are maintained electronically or as hard copies; whether the documents must be examined for confidential information or redacted; and whether substantial research will be required to identify, obtain and copy the records requested.
5. The BBRD Clerk must review the documents to determine if exempt/confidential information or material is included in the documents requested. Exempt/confidential information as provided pursuant to the Florida Constitution or Chapter 119, F.S., must be redacted prior to review by, or distribution to, the requesting party.
6. Unless otherwise provided by law, BBRD is not required to create new records in response to a request for information, nor is BBRD required to reformat its records in a particular electronic format, if requested by the requesting party. BBRD will provide a copy of the record in the medium requested, if BBRD maintains the record in that medium. BBRD may also elect to provide a copy of a public record in the requested medium, if not routinely used in BBRD, and charge a reasonable fee in accordance with section 119.07(4), Florida Statutes and as provided herein.

B. Notification and Response.

1. When a response to a records request has been completed, the requesting party shall be notified of the availability of the copied records, if any, and the location where the documents will be made available. Notification shall be made by telephone and/or email, if the email address of the requesting party is known. Any email notification sent by the BBRD Clerk shall be stored in an electronic file pertaining to the public records request. If a telephone notification is the only notification provided, the BBRD Clerk shall make an email record of the date and time of the telephonic notification and store the email in an electronic file set up for the public records request.
2. The BBRD Clerk shall collect the required fee as outlined in Paragraph 4.3 of this policy prior to providing requested copies of public records to a requesting party. Upon payment and delivery of such records, the BBRD clerk shall deliver a written receipt for the amount paid. The receipt shall provide a short description of the documents being provided and shall specify the number of hard copy pages, DVD's, CD's, VHS, or audio tapes delivered to the requesting person.
3. In instances where electronic records are requested/provided, a copy of the email with the responsive documents shall be maintained by the BBRD Clerk as evidence of compliance with the request. Any BBRD employee sending a responsive email with documents attached shall copy the BBRD Clerk with the responsive email.
4. The BBRD Clerk or is required to maintain an agency copy of a response to a public records request for a period of one year after the response has been received by the requesting party. General Records Schedule GS I-SL, Item 23, requires a minimum of one year retention for

public information requests and responses. In this way, BBRD will have proof of compliance and the ability to re-inspect the response, if questioned.

C. Public Record Inspections.

1. Inspections of Public Records may take place at any time throughout the workday, generally Monday through Friday, 8:00 am to 4:30 pm, except holidays.
2. BBRD must have an employee present to monitor all scheduled records inspections.
3. The BBRD Clerk is responsible for providing safeguards to protect original public records during any scheduled inspection.

4.2 REQUESTS FOR VOLUMINOUS RECORDS REQUIRING EXTENSIVE STAFF TIME/EXTENSIVE INFORMATION TECHNOLOGY RESOURCES.

For the purposes of this policy, a "voluminous" request, which requires "extensive" use of clerical or supervisory assistance/information technology resources by BBRD staff for response, is deemed to exist if BBRD staff will be required to expend more than thirty (30) minutes researching, reviewing, gathering, redacting, or copying the requested records.

1. If the nature or volume of public records requested to be inspected or copied pursuant to this policy is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by BBRD staff, BBRD may charge the actual cost incurred for duplication as provided in Paragraph 4.3 of this policy, as well as a special reasonable service charge based on the cost incurred for extensive use of information technology resources or the labor cost attributable to the clerical and supervisory assistance required to provide the response to the request.
2. In the case of requests for voluminous as described above, the BBRD Clerk should provide the requesting party with a written response providing the following information after coordinating a projected response time and cost with the applicable BBRD staff members who will assist in the preparing the response:
 - A. an estimate of the staff time required to respond to the request;
 - B. the projected cost that will be charged to comply with the request;
 - C. a request for a deposit in the amount of 50% of the projected cost, before BBRD staff will begin preparing the response;
 - D. an offer to allow the requesting party the alternative of inspecting any nonexempt or non-confidential records requested and identifying which specific records, if any, the requesting party would like to have copied.
3. A deposit in the amount of 50% of the estimated charge shall be required before undertaking a response to a request for voluminous public records. All charges shall be invoiced and collected by the BBRD Clerk based upon the number of copies made and the amount of time spent complying with the request in excess of thirty (30) minutes.
4. Charges for extensive staff time will be assessed at the hourly rate of the lowest paid staff person who is qualified to respond to or supervise (where required) a response to the request for public records.
5. Charges for extensive use of information technology resources shall be billed at the actual cost incurred by BBRD for the extensive use of such information technology resources in filling the request for public records.
6. In the event of non-retrieval of records copied as a result of a public records request, any advance deposit may be retained and the requesting party may also be billed for any difference between the deposit and actual costs incurred by BBRD to produce the records. BBRD may require any requesting party who fails to retrieve or pay the charges associated with a request for voluminous public records, as provided herein, to pay the full costs associated with filling

any subsequent public records requests in advance of providing any response to such subsequent request.

4.3 COPIES AND FEES.

Those seeking copies of public records will be charged only the actual costs of making copies. However, if the nature or volume of the request requires extensive use of information technology resources or clerical assistance by BBRD staff, BBRD may charge, in addition to actual cost of duplication, an additional special service charge in accordance with Section 119.07(4)(d), Florida Statutes, and Paragraph 4.2 above.

A receipt for the amount of payment must be provided to the person paying for the records.

Homeowners and residents may obtain one free copy of the following documents per calendar year:¹⁶⁸

- Charter
- Deed of Restrictions
- ARCC Guidelines
- Policy Manual
- Employee Handbook
- Homeowners' Copy of Proposed Budget
- Homeowners' Copy of Approved Budget

Those records maintained by BBRD in an electronic information system may transfer the electronic records from that system onto a CD or, in the case of videotaped documents, onto a DVD. Assuming that the electronic information within the system is easily retrievable, the charges for such transfer should be the actual costs of duplication. BBRD may charge for CD disks, if not provided by the requestor. Special charges may be added if the request is extensive enough to require clerical assistance and extensive use of technology resources as provided in Paragraph 4.2 above.

The uniform fee for copies to be charged by BBRD is as follows, unless otherwise provided by law:

Paper copies:

First 10 pages per month, per citizen: No Charge

Additional:

8.5x11.5 or less - one-sided	\$0.15
8.5x11.5 or less - two-sided	\$0.20
8.5x14 or less - one-sided	\$0.15
8.5x14 or less - two-sided	\$0.20
11x17	\$0.25

Certified copies: \$1.00

CD/DVD/VHS/Audio Tapes:

Duplication:

Duplication of CD's, DVD's, VHS, or audio tapes shall be the actual cost of the CD's, DVD's, VHS, or audio tape. Actual mailing costs shall be charged rather than a flat fee. Mailing costs shall include protective cases and padded mailing envelope, plus postage.

Postage:

Large orders or those to be mailed out of BBRD should be weighed and calculated individually, using www.usps.gov for postage rates.

Any unusually large volume of copying requiring the documents to be sent to a copy service for reproduction are to be billed to the requesting party based on the actual cost to BBRD.

Revision Record Page (updated discontinued circa 2004)

The Board notes that prior versions of the General Rules Applicable to District Facilities were created/amended by numerous Resolutions. Footnote references which are still applicable have been left in the preceding text as found at the time of last amendment. However, due to the substantial format changes being implemented by Resolution 2009-05, the Article and Section references on the prior revision record page are no longer applicable. The Board also notes that some prior amendments were not reflected by footnotes. The Board further notes that the prior revision record page included an incorrect reference to Resolution 2001-01 where such reference should have been to Resolution 2003-01.

The following is a list of Resolutions known by the Board to have created and/or amended the General Rules Applicable to District Facilities and/or related to fee schedules:

Date	Resolution	Subject
01/30/98	98-01	Fee Schedule.
05/12/00	2000-01	Fee Schedule.
05/11/01	2001-02	Non-Resident Golf Badge Fee; Fee Schedule.
09/17/01	2001-09	Revised General Rules.
12/14/01	2001-12	Golf Membership and Membership Dues.
03/08/02	2002-02	R.V. Storage Area Fees.
03/08/02	2002-03	A&E Clean Up Deposit.
05/10/02	2002-06	Social/Family Membership Fees when moving within District.
03/14/03	2003-01	\$2.00 non-resident guest pass; Softball Fee Schedule deletions.
07/11/03	2003-05	Suspension/cancellation of membership hearing procedure; swimming pool rules.

Endnotes

- 1 Amended 12/10/13 Resolution 2013-16
- 2 Added 2/13/2015, Resolution 2015-04
- 3 Amended 9/9/16, Resolution 2016-19
- 4 Amended 7/10/09, Resolution 2009-12
- 5 Amended 2/13/2015, Resolution 2015-04
- 6 Amended 9/9/16, Resolution 2016-19
- 7 Amended 3/28/2017 , Resolution 2017-5
- 8 Amended 9/9/16, Resolution 2016-19
- 9 Amended 9/9/16, Resolution 2016-19
- 10 Amended 3/28/2017, Resolution 2017-05
- 11 Section added 2/13/2015, Resolution 2015-04
- ¹² Amended, 10/12/18, Resolution 2018-08
- 13 Amended 9/9/16, Resolution 2016-19
- ¹⁴ Amended 4/09/21, Resolution 2021-05
- 15 Amended 2/13/2015, Resolution 2015-04
- 16 Amended 2/13/2015, Resolution 2015-04
- 17 Amended 2/13/2015, Resolution 2015-04
- 18 Amended 2/13/2015, Resolution 2015-04
- 19 Amended 2/13/2015, Resolution 2015-04
- 20 Amended 2/13/2015, Resolution 2015-04
- 21 Amended 9/9/16, Resolution 2016-19
- 22 Amended 2/13/2015, Resolution 2015-04
- ²³ Amended, 10/12/18, Resolution 2018-08
- 24 Amended 2/13/2015, Resolution 2015-04
- 25 Amended 9/9/16, Resolution 2016-19
- 26 Amended 2/13/2015, Resolution 2015-04
- 27 Amended 2/13/2015, Resolution 2015-04
- 28 Amended 2/28/12 Resolution 2012-05
- 29 Amended 9/9/16, Resolution 2016-19
- 30 Amended 2/13/2015, Resolution 2015-04
- 31 Amended 06/23/09, Resolution 2009-08
- 32 Amended 9/9/16, Resolution 2016-19
- 33 Amended 2/13/2015, Resolution 2015-04
- 34 Amended 2/13/2015, Resolution 2015-04
- ³⁵ Amended, 10/12/18, Resolution 2018-08
- 36 Amended 2/13/2015, Resolution 2015-04
- 37 Amended 2/13/2015, Resolution 2015-04
- ³⁸ Amended 9/22/2020 Resolution 2020-12
- 39 Amended 2/13/2015, Resolution 2015-04
- 40 Amended August 13 2010, Resolution 2010-14
- 41 Amended 12/10/13 Resolution 2013-16
- 42 Added 2/13/2015, Resolution 2015-04
- 43 Amended 9/9/16, Resolution 2016-19
- ⁴⁴ Amended May 14, 2021, Resolution #2021-08
- ⁴⁵ Amended May 14, 2021, Resolution # 2021-08
- 46 Amended 9/9/16, Resolution 2016-19
- 47 Amended December 10, 2013, Resolution 2013-16
- 48 Amended May 14, 2010, Resolution 2010-09
- 49 Amended December 10, 2013, Resolution 2013-16

50 Temporary Social membership reference deleted 2/13/2015, Resolution 2015-04
51 Amended December 10, 2013, Resolution 2013-16
52 Amended December 10, 2013, Resolution 2013-16
53 Amended 2/13/2015, Resolution 2015-04
54 Amended 2/13/2015, Resolution 2015-04
55 Amended 2/13/2015, Resolution 2015-04
56 Amended September 10, 2010, Resolution 2010-15
57 Amended September 10, 2010, Resolution 2010-16
58 Amended 9/9/16, Resolution 2016-19
⁵⁹ Amended Feb. 25, 2020, Resolution 2020-03
60 Amended December 10, 2013, Resolution 2013-16
61 Amended January 13, 2012 Resolution 2012-01
62 Amended December 10, 2013, Resolution 2013-16
63 Amended June 8, 2012 Resolution 2012-09
64 Amended September 23, 2014 Resolution 2014-12
65 Amended 9/9/16, Resolution 2016-19
66 Amended 3/28/2017, Resolution 2017-05
⁶⁷ Amended, 10/12/18, Resolution 2018-08
68 Amended October 25, 2011. Resolution 2011-16
69 Amended 9/9/16, Resolution 2016-19
⁷⁰ Amended 3/28/2017, Resolution 2017-05
⁷¹ Amended, 10/12/18, Resolution 2018-08
72 Amended 7/8/11, Resolution 2011-12
⁷³ Amended, 10/12/18, Resolution 2018-08
74 Res. 2001-12, 12/14/01
⁷⁵ Amended, 10/12/18, Resolution 2018-08
76 Amended 9/9/16, Resolution 2016-19
77 Amended 2/13/2015, Resolution 2015-04
78 Amended March 12, 2010, Resolution 2010-7
79 Amended March 23, 2010, Resolution 2010-8
⁸⁰ Amended, 10/12/18, Resolution 2018-08
81 Amended 2/13/2015, Resolution 2015-04
82 Amended 2/13/2015, Resolution 2015-04
83 Amended 2/13/2015, Resolution 2015-04
84 Amended 9/9/16, Resolution 2016-19
⁸⁵ Amended May 14, 2021, Resolution #2021-08
⁸⁶ Amended October 22, 2019, Resolution 2019-10
87 Amended December 10, 2013, Resolution 2013-16
88 Amended 9/9/16, Resolution 2016-19
89 Amended December 10, 2013, Resolution 2013-16
90 Amended 9/9/16, Resolution 2016-19
91 Amended December 10, 2013, Resolution 2013-16
92 Amended December 10, 2013, Resolution 2013-16
93 Amended December 10, 2013, Resolution 2013-16
94 Amended 9/9/16, Resolution 2016-19
95 Amended 2/13/2015, Resolution 2015-04
⁹⁶ Amended, 10/12/18, Resolution 2018-08
97 Amended 3/11/2011 Resolution 2011-04
⁹⁸ Amended, 10/12/18, Resolution 2018-08
⁹⁹ Amended, 10/12/18, Resolution 2018-08

100 Amended 9/9/16, Resolution 2016-19
101 Amended July 8, 2011 Resolution 2011-12
102 Amended 9/9/16, Resolution 2016-19
¹⁰³ Amended May 14, 2021, Resolution #2021-08
104 Amended July 10, 2009, Resolution 2009-14
105 Amended 2/13/2015, Resolution 2015-04
106 Amended 2/13/2015, Resolution 2015-04
107 Amended 9/9/16, Resolution 2016-19
108 Amended July 8, 2011, Resolution 2011-12
109 Amended 2/13/2015, Resolution 2015-04
¹¹⁰ Amended, 10/12/18, Resolution 2018-08
¹¹¹ Added, 11/13/2020, Resolution 2020-14
112 Section amended 2/13/2015, Resolution 2015-04
113 Amended December 10, 2013, Resolution 2013-16
114 Amended December 10, 2013, Resolution 2013-16
115 Amended December 10, 2013, Resolution 2013-16
116 Amended December 10, 2013, Resolution 2013-16
117 Amended December 10, 2013, Resolution 2013-16
118 Amended December 10, 2013, Resolution 2013-16
119 Amended December 10, 2013, Resolution 2013-16
120 Amended December 10, 2013, Resolution 2013-16
¹²¹ Amended, 10/12/18, Resolution 2018-08
¹²² Amended October 22, 2019, Resolution 2019-10
¹²³ Amended, 10/12/18, Resolution 2018-08
¹²⁴ Amended, 10/12/18, Resolution 2018-08
125 Amended 2/13/2015, Resolution 2015-04
126 Amended December 10, 2013, Resolution 2013-16
127 Amended 9/9/16, Resolution 2016-19
128 Amended December 10, 2013, Resolution 2013-16
129 Amended May 14, 2010, Resolution 2010-09
¹³⁰ Amended May 14, 2021, Resolution #2021-08
131 Amended December 10, 2013, Resolution 2013-16
132 Amended 9/9/16, Resolution 2016-19
133 Amended December 10, 2013, Resolution 2013-16
134 Amended 9/9/16, Resolution 2016-19
135 Amended 2/13/2015, Resolution 2015-04
136 Amended December 10, 2013, Resolution 2013-16
¹³⁷ Amended 4/09/2021, Resolution 2021-05
138 Amended 9/9/16, Resolution 2016-19
¹³⁹ Amended 4/09/2021, Resolution 2021-05
¹⁴⁰ Amended October 22, 2019, Resolution 2019-10
¹⁴¹ Amended April 25, 2017, Resolution 2017-07
¹⁴² Amended April 25, 2017, Resolution 2017-07
¹⁴³ Amended 12/8/2017 Resolution 2017-19
144 Amended December 10, 2013, Resolution 2013-16
145 Amended 9/9/16, Resolution 2016-19
146 Amended December 10, 2013, Resolution 2013-16
147 Amended December 10, 2013, Resolution 2013-16
148 Amended December 10, 2013, Resolution 2013-16
149 Amended December 10, 2013, Resolution 2013-16

- 150 Amended December 10, 2013, Resolution 2013-16
- 151 Amended 2/13/2015, Resolution 2015-04
- ¹⁵² Amended October 2019, Resolution 2019-10
- 153 Amended January 8, 2009, Resolution 2010-01
- ¹⁵⁴ Amended, 4/09/21, Resolution 2021-05
- ¹⁵⁵ Amended 4/09/21, Resolution 2021-05
- ¹⁵⁶ Amended 4/09/21, Resolution 2021-05
- 157 Amended 9/9/16, Resolution 2016-19
- 158 Amended 9/9/16, Resolution 2016-19
- ¹⁵⁹ Amended 4/09/21, Resolution 2021-05
- ¹⁶⁰ Amended 4/09/21, Resolution 2021-05
- 161 Amended 2/13/2015, Resolution 2015-04
- ¹⁶² Amended 4/09/21, Resolution 2021-05
- ¹⁶³ Amended 4/09/21, Resolution 2021-05
- 164 Amended July 8, 2011, Resolution 2011-12
- ¹⁶⁵ Amended April 25, 2017, Resolution 2017- 07
- 166 Amended February 12, 2010, Resolution 2010-5
- 167 Adopted 10/26/2010, Resolution 2010-22
- 168 Amended 9/9/16, Resolution 2016-19

Board of Trustees

Meeting Agenda Memo

Date: Friday, June 11, 2021

Title: **Pro Shop and Softball Field Building Roof Replacements**

Section & Item: 9.D

Department: R&M/Capital Projects

Fiscal Impact: \$22,500.00 (FY21 Budget of \$20,400.00)

Contact: Matt Goetz, Property Services Manager, John W. Coffey ICMA-CM, Community Manager, Richard Armington, Resident Relations Manager

Attachments: MB Pro Shop quote, MB Softball Restrooms quote, MGM revised bid

Reviewed by

General Counsel: N/A

Approved by: John W. Coffey, ICMA-CM, Community Manager



Requested Action by BOT

Review bids and award of contract for the re-roofing of the Pro Shop and Softball Field Building.

Background and Summary Information

The FY21 Approved Budget contains funding for two re-roofing projects: Pro Shop and Softball Field Building. For the last several years, BBRD has worked to transition all existing shingled roofs to red colonial metal roofs. These two projects continue that transition. Hence, staff solicited the following bids:

- \$22,500 MB Enterprises (contractor for re-roofing of the Lounge, Bldg. C, Pool #2 Restroom, Pool #3 Restroom, and Pool #1 Walkway extension)
- \$28,500 MGM Contracting, Inc. (contractor for re-roofing of the Shopping Center and Building A Towers)

Although these projects are over budget by \$2,100.00 or 10.3%, sufficient funds are available in the R&M/Capital Contingency account to cover the overages.

Staff recommends the BOT award contract for re-roofing of the Pro Shop and Softball Field Building at a cost of \$22,500.00 to MB Enterprises and instruct staff to transfer the required funding from contingency.

Proposal

MB Enterprises
Roofing & Sheet Metal, Inc.
State Certified / CCC032498
540 2nd Street SW
Vero Beach, Florida 32962
(772)562-7549

PROPOSAL SUBMITTED TO Barefoot Bay Attn: Matt	PHONE 772-494-9985	DATE 4/29/21
STREET	JOB NAME Pro Shop	EMAIL mattgoetz@bbrd.org
CITY, STATE AND ZIP CODE Vero Beach, FL	JOB LOCATION	

We hereby submit specifications and estimates for: **Re-Roof**

Remove existing roof system down to plywood deck and dispose of

Inspect plywood and nail according to code using 8d ring shank nails

Dry in with Titanium PSU-30 Peel & Stick

Install all new flashings and vents to match roof system

Furnish and install new 26 ga. Kynar coated Galvalume standing seam snap lock 1" rib Color: Colonial Red

Price includes: Permit fee; Dump fees; 5 year Labor Warranty; and 2 sheet plywood allowance (\$85/sheet after 2 sheet allowance) Price does not include any detached structures

All rotten woodwork and stucco work to be done at time and material: time at \$68/man hour plus materials. *No gutter, paint or insulation figured in the proposal at this time.

We Propose hereby to furnish material and labor, complete in accordance with above specifications for the sum of:

Seventeen Thousand One Hundred Dollars and 00/100 Cents (\$ 17,100.00)

Payment to be made as follows: 50% Down to Order Materials; Rest Upon Completion.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above manner specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado, and other necessary insurance.

Authorized
Signature _____

Note: This proposal may be
withdrawn by us if not accepted within 30 days.

Acceptance of Proposal — The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature _____

Signature _____

Date of Acceptance: _____

Proposal

MB Enterprises
Roofing & Sheet Metal, Inc.
State Certified / CCC032498
540 2nd Street SW
Vero Beach, Florida 32962
(772)562-7549

PROPOSAL SUBMITTED TO Barefoot Bay Attn: Matt	PHONE 772-494-9985	DATE 4/29/21
STREET	JOB NAME Softball Restrooms	EMAIL mattgoetz@bbrd.org
CITY, STATE AND ZIP CODE Vero Beach, FL	JOB LOCATION	

We hereby submit specifications and estimates for: **Re-Roof**

Remove existing roof system down to plywood deck and dispose of

Inspect plywood and nail according to code using 8d ring shank nails

Dry in with Titanium PSU-30 Peel & Stick

Install all new flashings and vents to match roof system

Furnish and install new 26 ga. Kynar coated Galvalume standing seam snap lock 1" rib Color: Colonal Red

Price includes: Permit fee; Dump fees; 5 year Labor Warranty; and 10 sheet plywood allowance (\$85/sheet after 10 sheet allowance) Price does not include any detached structures

All rotten woodwork and stucco work to be done at time and material: time at \$68/man hour plus materials. *No gutter, paint or insulation figured in the proposal at this time.

We Propose hereby to furnish material and labor, complete in accordance with above specifications for the sum of:

Five Thousand Four Hundred Dollars and 00/100 Cents (\$ 5,400.00)

Payment to be made as follows: **50% Down to Order Materials; Rest Upon Completion.**

All material is guaranteed to be as specified. All work to be completed in a work-manlike manner according to standard practices. Any alteration or deviation from above manner specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado, and other necessary insurance.	Authorized Signature _____
	Note: This proposal may be withdrawn by us if not accepted within <u>30</u> days.

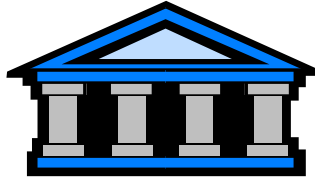
Acceptance of Proposal — The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Date of Acceptance: _____

Signature _____

Signature _____

Quoted To:
Barefoot Bay Recreationa
1225 Barefoot blvd.
1127 Wren Cir.



5/13/2021

Proposed Job:
Re-Roof

MGM CONTRACTING INC.
1121 PEACHTREE STREET
COCOA, FL 32922
OFFICE 321-639-6365
FAX 321-639-2780

Licenses
CGC#059589
CCC#1327481
CAC#1816183

ITEM #	DESCRIPTION			TOTAL
1	Provide All Required Permits			
2	Provide Dumpsters For Waste Haul-Off			
3	Remove and dispose of existing roof			
4	Re-nail Deck to Code			
5	Replace Rotten Deck Wood			
6	ADD \$98.00 Per Sheet of Plywood Only Where Needed			
7	Install All New Roof Metal Flashing, Drip Edge, Lead boot Vents			
8	Install New Peel and Stick Underlayment			
9	Install New 24g, Standing Seam, Snap Lock, Kynar, C. Red Roof Panels 1" Snap-Lock			
	1125 Barefoot Blvd		\$	23,000.00
	1127 Wren Cir.		\$	5,500.00

DIRECT ALL INQUIRIES TO:

Mark Hall
321-639-6365
mgmed@cfl.rr.com

PROPOSED TOTAL:

THANK YOU FOR YOUR BUSINESS!

Board of Trustees Meeting Agenda Memo

Date: Friday, June 11, 2021
Title: **Golf Course Cart Barn Repairs**
Section & Item: 9.E
Department: Golf
Fiscal Impact: \$13,350.00 (FY21 Budget of \$6,500.00)
Contact: Matt Goetz, Property Services Manager, John W. Coffey
ICMA-CM, Community Manager
Attachments: Quotes
Reviewed by
General Counsel: N/A
Approved by: John W. Coffey, ICMA-CM, Community Manager



Requested Action by BOT

Award of contract for cart barn repairs.

Background and Summary Information

The FY21 Approved Budget contains funding for repairs and expansion to the Golf Course cart barn. Specifically, repairs to an exterior wall and extension of the roof to provide cover for all leased carts (including the new ADA cart) was planned. Upon recent inspection of the structure further damage was observed and the following elements requested of vendors:

- Construction of a 11' x 22' extension to the existing cart barn to provide covering for the three carts and chargers of our leased fleet are always exposed to the elements.
- Demolition and reconstruction of west wall of the existing cart barn and construction of a wooden wall with vinyl siding

Staff solicited the following quotes:

\$13,350.00 Endeavor Construction, Inc.

\$16,670.00 Barefoot Services, Inc.

While the lowest responsible bid is \$6,850.00 higher than budget, sufficient Fund Balance is available to cover the overage.

Hence, staff recommends the BOT award contract to Endeavor Construction, Inc. in the amount of \$13,350.00 for repairs to the Golf Course cart barn.



Barefoot Services, Inc.

State Certified Builder • SCC131149832

P.O. Box 195, Grant, FL 32949

(772) 633-1772

Date 4-20-21

Customer Name Barefoot Bay Recreation Dist.

Address 625 Barefoot Blvd

City, State, Zip Mico, FL 32974

Phone 772-664-3141

Description

Price

1. build 11x22 covered port for golf cart charging stations.
2. Demo west wall of golf cart barn then re-build adding plywood/Tyvek and vinyl siding to exterior
3. price includes engineering & permits

PAYMENT DETAILS

- Deposit _____
- Balance Due Upon Completion _____

Sub-Total

Sales Tax

Total

16,670

Thank You

PROPOSAL



ENDEAVOR CONSTRUCTION INC.

4455 Micco Road, Micco, FL 32976
Commercial & Residential Builders
State Certified #CBC 1251585
Office: (772) 571-5113 Fax: (772) 571-5114
Troy: (772) 473-7213 Steve: (772) 473-7212

PROPOSAL NO. 2244

SHEET NO. 10 of 1

DATE 5-19-21

PROPOSAL SUBMITTED TO:

NAME Barefoot Bay Rec. Dist.
ADDRESS 625 Barefoot Blvd
Barefoot Bay FL 32976
PHONE NO. 772-664-3141

WORK TO BE PERFORMED AT:

ADDRESS Golfcourse Pro Shop
DATE OF PLANS
ARCHITECT

We hereby propose to furnish the materials and perform the labor necessary for the completion of

- Build 11x22 carport for Golf cart storage
- Demo & Rebuild 32' of wood wall at Existing Golf cart storage To code Vinyl siding outside UN finished Inside
- Price Includes plans, permits & Engineering
- * Surveys To be provided by Barefoot bay IF Needed

All material is guaranteed to be as specified, and the above work to be performed in accordance with the drawings and specifications submitted for above work and completed in a substantial workmanlike manner for the sum of

Thirteen Thousand Three Hundred Fifty Five Dollars (\$ 13,350.00)
with payments to be made as follows.

Respectfully submitted Endeavor construction

Per

Any alteration or deviation from above specifications involving extra costs will be executed only upon written order, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents, or delays beyond our control. 1 1/2% per month on unpaid balance. We agree to go to arbitration in the event of any and all disputes.

Note -- This proposal may be withdrawn by us if not accepted within 45 days.

ACCEPTANCE OF PROPOSAL

The above prices, specification and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payments will be made as outlined above.

Signature

Date

Signature

Board of Trustees Meeting Agenda Memo

Date: Friday, June 11, 2021
Title: **New Golf Course Scoreboard**
Section & Item: 9.F
Department: Golf
Fiscal Impact: \$14,740.00 (Grant funded)
Contact: Matt Goetz, Property Services Manager, John W. Coffey
ICMA-CM, Community Manager
Attachments: Quotes, satellite map of picnic area
Reviewed by
General Counsel: N/A
Approved by: John W. Coffey, ICMA-CM, Community Manager



Requested Action by BOT

Award of contract for demolition of the current scoreboard and construction of a new scoreboard.

Background and Summary Information

In 2020, BBRD was awarded a \$50,000 no-match Florida Recreational Development Assistance Program (FRDAP) grant for specific improvements at the Golf Course. Part of the approved grant program is expansion of the picnic area. The current scoreboard needs repairs and if relocated, the area could accommodate more seating. Staff previously, investigated the feasibility of relocating the existing structure, but determined it was not cost effective.

The demolition and construction of a new scoreboard (north of the tables facing the 19th Hole) would add six tables where the existing scoreboard is currently located to increase seating for events. One of the tables would be ADA compliant and a walkway will be added for ease of movement.

The following bids were solicited:

\$14,740.00 Barefoot Services, Inc. (vendor who constructed the Golf Course pump house and Lakeside stage)
\$20,200.00 Endeavor Construction, Inc.

Sufficient budget is available within the FY21 Golf-Pro Shop Departmental Budget to cover the expense.

Hence, staff recommends the BOT award contract to Barefoot Services, Inc. in the amount of \$14,740.00 for the demolition of the current scoreboard and construction of a new scoreboard.

-



Barefoot Services, Inc.

State Certified Builder • SCC131149832

P.O. Box 195, Grant, FL 32949

(772) 633-1772

Date 6-1-21

Customer Name Barefoot Bay Recreation Dist.
Address 625 Barefoot Blvd.
City, State, Zip Mico, Fl. 32976
Phone 772-664-3141

Description		Price
1	Demo existing scoreboard and rebuild in a new location	
2	new scoreboard will have storage locker in the rear and glass enclosed viewing area	
3	price includes permits & engineering	
PAYMENT DETAILS • Deposit _____ • Balance Due Upon Completion _____		Sub-Total
		Sales Tax
		Total <u>14,740</u>

Thank You

PROPOSAL



ENDEAVOR CONSTRUCTION INC.

4455 Micco Road, Micco, FL 32976
Commercial & Residential Builders
State Certified #CBC 1251585
Office: (772) 571-5113 Fax: (772) 571-5114
Troy: (772) 473-7213 Steve: (772) 473-7212

PROPOSAL NO.	2243
SHEET NO.	10K1
DATE	5-15-21

PROPOSAL SUBMITTED TO:

NAME	Barefoot Bay Rec. Dist
ADDRESS	625 Barefoot Blvd
	Barefoot Bay FL 32976
PHONE NO.	772-664-3141

WORK TO BE PERFORMED AT:

ADDRESS	GOLF Course Pro Shop
DATE OF PLANS	
ARCHITECT	

We hereby propose to furnish the materials and perform the labor necessary for the completion of _____

- Demo Existing Scaff Board & Rebuild new one in different location
- New Scaff Board To be Approx. Same Shape & Size as old (7' X 15') with The Exception of Storage Added To Rear corners & Shingle Roof
- Construction concrete slab with wood frame with cement board siding and three areas for scaff posting with cork or cedar backing
- Structure To Have (2) Lights (1) Fan & (1) Receptacle
- * Survey To be provided by Barefoot Bay
- Price Includes Plans, Permits, Engineering

All material is guaranteed to be as specified, and the above work to be performed in accordance with the drawings and specifications submitted for above work and completed in a substantial workmanlike manner for the sum of

Twenty Thousand Two Hundred & No/100 Dollars (\$ 20,200.00)
with payments to be made as follows.

Respectfully submitted

Endeavor construction

Per _____

Any alteration or deviation from above specifications involving extra costs will be executed only upon written order, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents, or delays beyond our control. 1 1/2% per month on unpaid balance. We agree to go to arbitration in the event of any and all disputes.

Note -- This proposal may be withdrawn

by us if not accepted within 45 days.

ACCEPTANCE OF PROPOSAL

The above prices, specification and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payments will be made as outlined above.

Signature _____

Date _____

Signature _____



Board of Trustees

Meeting Agenda Memo

Date: Friday, June 11, 2021

Title: **Dismissal of DOR Violation Enforcement Case 20-002616 (248 Dolphin Circle)**

Section & Item: 9.G

Department: Administration

Fiscal Impact: None beyond fees and costs previously allocated to enforcement action which are unrecoverable. (\$1,137.00 to date including WIP)

Contact: Cliff Repperger, General Counsel, General Counsel, John W. Coffey
ICMA-CM, Community Manager

Attachments:

Reviewed by

General Counsel: Yes

Approved by: John W. Coffey, ICMA-CM, Community Manager



Requested Action by BOT

Dismissal of Litigation Case No.: 05-2021-CA-021967-XXXX-XX, with each party bearing its own legal fees and costs.

Background and Summary Information

On November 13, 2020, the BOT referred DOR Violation Enforcement Case 20-002616 to Attorney Repperger for legal or equitable action as appropriate. The cited violation was for an "unapproved fence." A demand letter was served upon the property owners on January 14, 2021. On March 22, 2021, Staff confirmed that the violation was still out of compliance, and on March 25, 2021, Litigation Case No. 05-2021-CA-021967-XXXX-XX was filed in Circuit Court.

On May 21, 2021, Attorney Bradly Bettin (on behalf of the Owners/Defendants) sent a Settlement Communication to Attorney Repperger asserting, in part, that the Owners had cured the violation prior to the filing of the Litigation Case.

Upon receipt of the communication from Attorney Bettin, Attorney Repperger and DOR Enforcement Staff examined the facts related to the compliance of the violation case and determined that a questionable area of lattice enclosure, which was initially interpreted by Staff to be part of the initial violation case, did not fall within the actual cited violation. The DOR Section cited in the violation case covered a large area of vinyl panel fencing which appears to have been removed by the Owners prior to the filing of the Litigation Case.

Due to the fact that the matter in controversy was likely moot at the time of filing of the case, no Final Judgment nor entitlement to legal fees and costs may be obtained by BBRD. The Owners/Defendants have agreed to bear their own legal fees and costs in exchange for BBRD's voluntary dismissal of the Litigation Case and bearing its own legal fees and costs.

The Community Manager and General Counsel recommend the BOT approve Dismissal of Litigation Case No.: 05-2021-CA-021967-XXXX-XX, and bear its own legal fees and costs on this matter.



Barefoot Bay Recreation District

625 Barefoot Boulevard, Administration Building
Barefoot Bay, FL 32976-9233

Phone 772-664-3141
Fax 772-664-1928

Memo To: Board of Trustees

From: John W. Coffey, Community Manager, ICMA-CM

Date: June 11, 2021

Subject: Manager's Report

Office of the District Clerk

Veterans' Kiosk Update – The data is uploaded to the software and the unit is scheduled to arrive the week of June 7th. Once an electrical outlet is installed the Kiosk will be loaded with the software and data, large monitor installed and artwork placed back on the wall.

Resident Relations

ARCC Meeting Agenda 06/08/2021 Administration Building Conference Room at 9am

Agenda includes:

- 12 consent permits
- 11 other permits approved

Next ARCC Meeting 06/22/2021

- Will be held in Administration Building Conference Room at 9am.

VC Meeting 06/11/2021 in Bldg. D/E at 10am

- 18 cases to be presented

Next Violations Committee Meeting

- Scheduled for June 25th in Bldg. D/E at 10am

Interesting Facts for May

- 76 homes sold
- 44 orientations sessions given (76 residents in attendance)

Food & Beverage

- **Father's Day** is Sunday, June 20th, with TC and Sass lakeside from 2-6pm. We will feature Philly Cheese Steak and Dagwood sandwiches along with draught beer and drink specials from noon-6pm.

50th Anniversary Celebration of Barefoot Bay update – The really big event will be on Saturday, July 3rd. The kickoff Golf tournament celebration is almost sold out, the Golf cart and bicycle parade starts at 11am

and we will have great representation from the Clubs. You do not want to miss the historical ceremony at 2pm on the Lakeside stage and the cake cutting afterwards. Music, food and beverages will round out a great day in the Bay! Flyers with all the details are posted.

Property Services

- Cleaned out drainage ditch off Egret Circle
- Met with potential new vendor
- Set up and tore down the Memorial Day events
- Changed light switches at the Pro Shop
- Ran electrical lines for the CCTV at Building A
- Pressure washed behind Building A
- Stained the concrete behind Building A
- Repaired vandalized gate at the pier
- Filled a depression in the turf behind Pool #3
- Inspected hurricane supplies for the upcoming 2021 season
- Performed maintenance at the beach

Golf-Pro Shop

- **Jr. Golf “COVID-19 safe” Camp details**
 - Two Sessions
 - Pick up application at Golf Course Pro Shop or Administration Building
 - June 15 – July 1
 - July 6 – July 22
 - Jr. Golf Tournament on Saturday July 17th
 - Award Banquet July 22 at 4pm
- **Tournaments** Contact the Pro Shop (664.3174) if you have questions or to sign-up
 - June 19th
 - John McCarthy Memorial Golf Tournament
 - 12pm Shotgun start
 - \$18 to \$33 based on club member/non-member status
 - July 3rd
 - Celebrating 50 years at BBRD golf celebration
 - 8:30 Shotgun start
 - \$21.50 for members and \$36.50 for non-members
 - July 17th (Save the Date)
 - Jr. Golf Tournament

General Information

- **Shopping Center Re-roofing Project Update** – The vendor placed dumpsters on the south side of the main building on June 2nd. Once the forecast indicates consecutive dry days the project will start.
- **Building A Renovations Project Update** – The project continues to proceed with drop ceiling runners installed and flooring in the process of being installed. Pictures are provided on the following pages.



