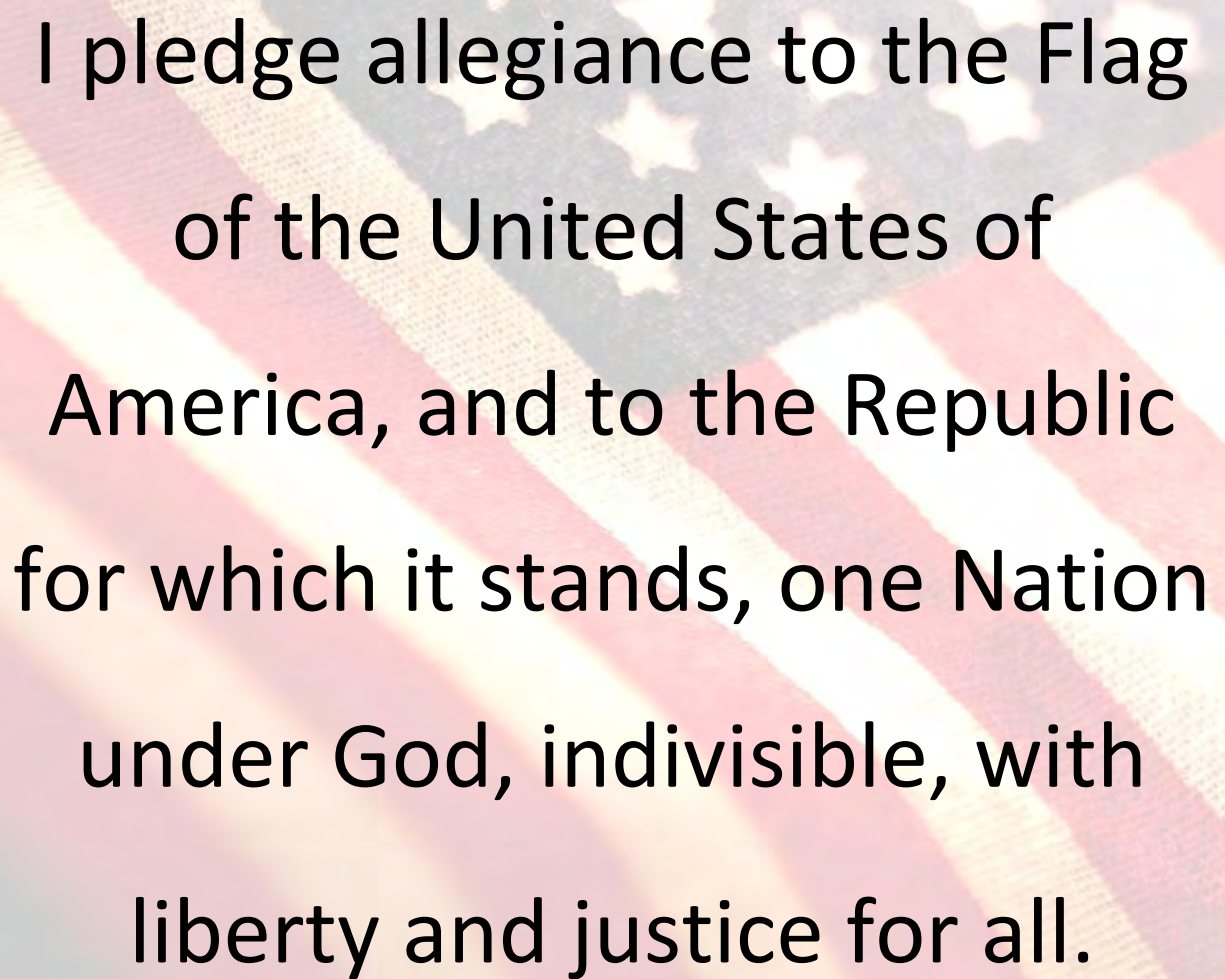


**Barefoot Bay Recreation District
Regular Meeting of the Board of Trustees**

Friday, July 14, 2017

1:00 PM

1225 Barefoot Boulevard, Building D/E



I pledge allegiance to the Flag
of the United States of
America, and to the Republic
for which it stands, one Nation
under God, indivisible, with
liberty and justice for all.

Roll Call

Trustees

Chairman - Mr. Diana

1st Vice Chair - Mr. Lavier

2nd Vice Chair – Mr. Cavaliere

Secretary - Mr. Klosky

Treasurer – Mr. Geier

Also Present

General Counsel- Cliff Repperger, Jr., Esq.

Community Manager - John W. Coffey

District Clerk - Dawn Myers

Presentations

Approval of Minutes



BAREFOOT BAY RECREATION DISTRICT

**Board of Trustees Regular Meeting
June 27, 2017
7 P.M. –Building D&E**

Meeting Called to Order

The Barefoot Bay Recreation District held a Regular Meeting on June 27, 2017 in Building D&E, 1225 Barefoot Boulevard, Barefoot Bay, Florida. Mr. Diana called the meeting to order at 7:00 P.M.

Thought for the Day

Mr. Diana asked for a moment of silence to honor our service personnel both past and present who have helped protect our country. He also asked that we remember our Barefoot Bay residents both past and present.

Pledge of Allegiance to the Flag

Led by Mr. Lavier.

Roll Call

Present: Mr. Diana, Mr. Lavier, Mr. Cavaliere, Mr. Geier and Mr. Klosky. Also present: John W. Coffey, Community Manager, Cliff Repperger, General Counsel and Dawn Myers, District Clerk.

Presentations

None brought forward

Minutes

Mr. Klosky made a motion to approve the minutes dated June 9, 2017. Second by Mr. Geier. Motion carried unanimously.

Treasurer's Report

Mr. Geier presented the Treasurer's Report for June 27, 2017.

Mr. Klosky made a motion to accept the Treasurer's Report. Second by Mr. Lavier. Motion carried unanimously.

Audience comment on Agenda Items

Mr. Richard Schwatlow suggested hiring a city planner to help with the vision for Barefoot Bay twenty and thirty years into the future.



BAREFOOT BAY RECREATION DISTRICT

New Business

Confirmation of 19th Hole Carpet Replacement Change Order Approval

Mr. Coffey reported on the request from the carpet vendor currently working on the improvements to the 19th Hole. He explained that they did not realize the carpet could not be manually removed, and as such, the removal process would require a mechanical remover at the cost of \$1000. Due to the 19th Hole closure, and in an effort to minimize further future closures, Mr. Coffey approved the change order, even though it exceeded his approval limitation of 10% above the original project amount. Staff recommended confirmation of the approval of the change order to Empire Today for \$1,000.

Mr. Cavaliere made a motion to confirm the approval of the change order to Empire Today of \$1,000.00. Second by Mr. Geier. Motion carried unanimously.

Adoption of FY18 Budget and Public Hearing

The Board of Trustees met at a workshop to discuss the FY18 5yr Plan and on three separate workshops, including a Regular Meeting, to review the FY18 Proposed Budget of \$6,223,707.00. The FY18 Homeowners Proposed Budget Summary was mailed out to all the residents on June 2, 2017. Staff recommends the Board approve the FY18 Proposed Budget as mailed to the residents.

General Counsel read the resolution:

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE BAREFOOT BAY RECREATION DISTRICT ESTABLISHING AND ADOPTING A BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.

Mr. Diana opened the Public Hearing for the FY18 Proposed Budget for public input.

Ms. Janet Christen presented the Board with eleven questions regarding various aspects of the FY18 Proposed Budget and District operations. Mr. Coffey briefly explained the public budget review process that the Trustees have been involved in over the last 5 months. Mr. Geier stated that he will personally explain the other questions on the list presented after the meeting.

Ms. Lizzann Taylor encouraged all residents to visit www.bbrd.org to get updated information regarding meeting agendas and other helpful information about the Barefoot Bay community.

Mr. Diana closed the Public Hearing.

Mr. Klosky voiced his opposition to the proposed increase of \$1.50 to the assessment fee.

Mr. Geier made a motion to approve Resolution 2017-10 adopting the FY18 Proposed Budget of \$6,223,707.00 as mailed to the residents. Second by Mr. Cavaliere. Mr. Klosky opposed. Motion carried 4-1.

Public Hearing and Adoption of FY18 Assessment Rate

The Board of Trustees met at a workshop to discuss the FY18 5yr Plan and on three separate workshops, including a Regular Meeting, to review the FY18 Proposed Budget of \$6,223,707.00. The FY18 Homeowners Proposed Budget Summary was mailed out to all the residents on June 2, 2017. Staff recommends the Board approve the FY18 Proposed Budget as mailed to the residents.

General Counsel read the resolution:



BAREFOOT BAY RECREATION DISTRICT

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE BAREFOOT BAY RECREATION DISTRICT ESTABLISHING AN ASSESSMENT OF \$738.00 FOR EACH IMPROVED RESIDENTIAL LOT WITHIN THE SAID DISTRICT TO FUND THE 2017/18 FISCAL YEAR OPERATING BUDGET OF THE DISTRICT; PROVIDING FOR THE COLLECTION OF SAID ASSESSMENT IN THE MANNER PROVIDED FOR AD VALOREM TAXES PURSUANT TO SECTION 197.363, FLORIDA STATUTES; PROVIDING THAT SAID ASSESSMENT SHALL BE A VALID LIEN UPON EACH IMPROVED RESIDENTIAL LOT SO ASSESSED UNTIL SUCH ASSESSMENT HAS BEEN PAID IN FULL; PROVIDING THAT SAID ASSESSMENT SHALL BE CONSIDERED PART OF THE COUNTY TAX SUBJECT TO THE SAME PENALTIES, CHARGES, FEES, AND REMEDIES PROVIDED FOR THE ENFORCEMENT AND COLLECTION OF COUNTY TAXES; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.

Mr. Diana opened the Public Hearing for FY18 Assessment Rate for public input.

None brought forward.

Mr. Diana closed the Public Hearing.

Mr. Klosky voiced his opposition again for the increase in the assessment fee. Mr. Cavaliere commented on Mr. Klosky's opinion, stating that his public stance on improving the infrastructure is in opposition with his rejection of the assessment increase. Mr. Diana reminded the residents that the Board is doing their best to be fiscally responsible and any increase in assessments affects them as well. They are working for the betterment of the Bay.

Mr. Cavaliere made a motion to approve the Resolution 2017-11 adopting the FY18 Assessment of \$738.00 as mailed out to the residents. Second by Mr. Lavier. Mr. Klosky opposed. Motion carried 4-1.

DOR Ballot Mail Out Confirmation Award of Contract

The Board of Trustees previously approved the Supervisor's of Elections Office coordination and subsequent mail out of the 2017 DOR Ballot. On June 14, 2017 Southwest Direct provided the District with the final invoice of \$8505.51 to include postage. Staff processed payment to expedite the mail out.

Mr. Lavier made a motion to confirm the final invoice amount of \$8,505.51 for the DOR Ballot Mail out. Second by Mr. Klosky. Motion carried unanimously.

Shopping Center Lease Amendment: Florist (Blissful Things) Request to Provide Post Office Services

The Board of Trustees recently approved a lease for a new florist in the shopping center. Blissful Things has requested permission to add an amendment to their lease authorizing a contract post office in their shop. Due to numerous requests for postal service within the Bay since the closing of the last postal center several years ago, staff recommends approval of the request from Blissful Things for a contract postal office at their shop.

Mr. Klosky made a motion to approve the additional use of Contract Postal Service to the Blissful Things lease. Second by Mr. Geier. Motion carried unanimously.

Removal of Violations Committee Member

Since the enactment of a new policy for committee members which states that the member will be relieved of their seat on the committee if three or more meetings in a row are missed, Ms. Beverly Charette has



BAREFOOT BAY RECREATION DISTRICT

incurred three consecutive absences from the Violations Committee. Staff recommends removal of Ms. Charette for the consecutive absences.

Mr. Klosky made a motion to remove Ms. Charette from the Violations Committee for missing three or more consecutive meetings. Second by Mr. Lavier. Motion carried unanimously.

Appointment to Violations Committee

Two letters of interest were received for the open seat on the Violations Committee from Ms. Wilma Weglein and Mr. Hurrol Brinker for review by the Board.

Mr. Klosky made a motion to appoint Ms. Wilma Weglein to the open seat on the Violations Committee. Second by Mr. Lavier. Mr. Cavaliere opposed. Motion carried 4-1

Building A Roof Replacement Award of Contract

Mr. Coffey explained that the contract for the Building A Roof replacement though originally sent out for RFP, did not receive any bids. Staff subsequently solicited quotes on the project. Mr. Coffey also suggested the Board make a decision regarding options for the color of the metal roof as it is very shiny if not painted.

Mr. Klosky made a motion to award a contract to Atlantic Roofing II in the amount of \$50,815 for the replacement of the Building A metal roof, request a change order from the vendor for a colored roof and to ask the vendor for a recommendation of a color. Second by Mr. Geier. Motion carried unanimously.

Authorization to Procure Hurricane Preparation Shed

Staff has solicited two quotes for a 12x20 emergency equipment shed. Recommendation is for the metal framed shed as opposed to the wooden frame. Staff also requested authorization to transfer funds for the sheds from R&M contingency to a new line item in order to purchase the sheds.

Mr. Geier made a motion to authorize staff to execute a budget transfer of \$5,000.00 from R&M/Capital Contingency to a new line item and procure the needed shed. Second by Mr. Lavier. Motion carried unanimously

Golf Course Drainage Award of Contract

Staff attempted to solicit quotes for the golf course drainage needs, however only one quote was provided by ABM. Mr. Coffey stated that per BBRD Policy, the Community Manager is authorized to use the Exception to Competition clause in the event multiple quotes cannot be obtained in a reasonable amount of time.

Mr. Klosky made a motion to award a contract for drainage improvements on the golf course in the amount of \$15,996.00 to ABM. Second by Mr. Lavier. Motion carried unanimously.

Golf Course Pump House Award of Contract

The irrigation pumps on the golf course are currently in the open and exposed to the elements. Staff initially pursued input from Barefoot Bay engineering company, TLC, for a custom built structure which proved to be too expensive. TLC subsequently advised staff solicit quotes for fiberglass and or wood/metal composite structures. Due to the necessity of further essential construction if the fiberglass structure is purchased, staff recommends awarding the contract for the wood/metal building from Barefoot Services. Mr. Diana inquired about lightening protection since the pumps have been struck on more than one occasion. Mr. Ernie Cruz, Golf Manager, stated that he is currently in the process of soliciting a second quote for lightening protection. Mr. Geier and Mr. Diana commended Mr. Cruz and Mr. Matt Goetz, Property Services Manager, for going above and beyond to get these projects completed.



BAREFOOT BAY RECREATION DISTRICT

Mr. Klosky made a motion to award a contract for construction of a pump house building on the golf course in the amount of \$18,740.00 to Barefoot Services, Inc. Second by Mr. Lavier. Motion carried unanimously.

Resumption of Building F Design

Mr. Coffey presented the Board with the proposal from TLC for design and architectural/construction services for \$39,240 to resume the work towards the Building F replacement project. He gave detailed information regarding the funds available to support the resumption of the project.

Mr. Cavaliere made a motion to approve \$39,240 to TLC Engineering Services for the resumption of Building F construction. Second by Mr. Klosky. Motion carried unanimously.

Manager's Report

Office of District Clerk

Upcoming BOT Workshops:

Thurs. 22Jun17, D/E, 2:30pm (deferred items from 23May17 BOT meeting)

Thurs., 06Jul17, D/E, 2:30pm (new date) (lots with excessive back taxes/liens and implementation of removal of derelict homes program and additional signage along US1)

Finance

Assessment Update – As of 16Jun17, \$3,512,160.00 in gross receipts were received which represents 99.88% of the FY17 Budget (see attached for details). This is the final update of the fiscal year regarding this matter.

Resident Relations

ARCC Update:

13Jun17 had 9 permits reviewed and approved.

The next ARCC meeting is scheduled for 27Jun17.

Violations Committee Update:

09Jun17 had 7 cases on the agenda and 2 came into compliance prior to the meeting

The next meeting is scheduled for 23Jun17 with 22 cases on the agenda. 4 cases came into compliance prior to the meeting.

Question and Answer Sessions regarding DOR Ballot – Staff will be holding informal meetings in Building A on the following dates and times to answer any questions residents may have regarding the questions:

Thursday, 6Jul17, 9-11am

Wednesday 12Jul17, 3-5pm

Wednesday 12Jul17, 7-9pm



BAREFOOT BAY RECREATION DISTRICT

Food and Beverage

19th Hole Update – Everything looks good after a minor face lift and will be cooler once new air conditioning unit is tweaked by the vendor. Last week customers had a lot of fun trying their luck at spinning the wheel at the 19th Hole re-opening event. There were chances to win a complementary drink, burger or extra punch on their loyalty card.

Summer Pasta Night Specials – During this summer, residents can enjoy a great deal on smaller portions of pasta dishes for \$5.95 and \$6.95.

Independence Day Weekend Street Dance and Entertainment – There will be a Street Dance on Sunday, 02Jul17 with Collins & Company playing from 2-6pm. The grill opens at noon. On July 4th there will be a D.J. by the pool from 2-6pm. The grill will also open at noon with All American Hot dog specials starting at \$1 until 5pm.

Annual Island Escape Party – The event of the summer will be held Saturday, 26Aug17. Tickets will go on sale 10Jul17 at the Lounge, the 19th Hole and Resident Relations. Flyers with all the details are posted.

Golf-Pro Shop

Tournaments

Nine and Dine (29Jun17 @ 5:00 pm then food in D&E after) Field is full.

Jr. Golf (July 15th @ 8:30 Shotgun) Sign up begins July 1st

New Golf Course Summer Rates effective 08Jun17

Golf and Lunch rate will be added when the 19th Hole opens (\$25.00 + tax includes 18 holes, cart, and lunch at 19th hole)

Special Projects

Grant Projects

Range Tee Box complete (awaiting sod grow in)

Hitting cage should be complete by 22Jun17 weather permitting.

Initial irrigation consultant has been on site. Awaiting design recommendation and rough cost estimate.

In-house bunker repair projects began 15Jun17. #10 greenside is completed

Driving range drainage repairs are underway. Drainage supplies on back-order.

Property Services

Routine Work Update:

Set up and restoration of flag retirement ceremony

Cut all DOR grass violations

Cutting grass as fast as possible but Mother Nature is growing it faster than we can mow in some areas.

Began bush hogging canal banks as part of stormwater maintenance work. This will continue on a periodic as needed basis throughout the growing season.



BAREFOOT BAY RECREATION DISTRICT

Special Projects

Daily site inspections of the beach and stormwater drainage projects.

Beach:

Privacy hedge is planted on the berm

Irrigation system installed

CCTV system is installed. Turnover from vendor to be scheduled.

Stormwater:

Grading of Tamarind portion of project is underway. Heavy rains are delaying progress.

Continue to address minor restoration issues for residents.

Finished work in the 19th hole (new carpet, A/C, paint, lights, ceiling tiles and fans)

Hosted fire extinguisher use training for staff

Hosted CPR training for staff

Continued customization of long-term records storage unit.

General

Beach Pervious Parking Service Material Procurement – As previously notified to the BOT via email, staff inadvertently miscalculated the amount of crushed concrete needed to install the driving and parking surface, planned to begin next week. In lieu of delaying the completion of the beach project to place the award of contract for approximately \$15,000 in materials on the 14Jul17 BOT agenda, staff requests the BOT authorize Chairman Diana to sign the lowest responsible bid and staff will place confirmation of the award of contract on the 14Jul17 BOT agenda.

Mr. Geier made a motion to authorize Mr. Diana to sign the award of contract to the lowest responsible bid. Second by Mr. Klosky. Motion carried unanimously.

Attorneys Report

General Counsel asked for direction from the Board regarding returned ballots that were signed by someone other than the addressee and sent back to the District by the SOE for determination of validity.

Mr. Geier made a motion to have General Counsel review the returned ballots with staff. Second by Mr. Cavaliere. Motion carried unanimously.

He brought up the topic from the recent workshop regarding self-insurance and gave suggestions to either set up a sub-committee to pursue the subject with Representative Fine, as currently this item is not permitted under the Charter.

Ms. Jean Osborne stated that we should stop talking about self-insurance as it is not feasible for the District.

Mr. Diana stated that due to the monumental task of changing the charter we will not pursue this topic.

Incidental Trustee Remarks

Mr. Lavier announced that he received a hostile anonymous letter recently that was effectively threatening him to resign. He has spoken to Mr. Coffey and General Counsel Repperger and is submitting the letter to the Brevard County Sheriff Office. He stated that under Florida law it is a second degree felony offense to



BAREFOOT BAY RECREATION DISTRICT

threaten a public official. He maintained that he will not be intimidated by anonymous threats and has no plans to leave his seat on the Board.

Mr. Geier formally wished the residents a Happy 4th of July on behalf of the Board. He commended the work at the beach and encouraged residents to take a look at the progress. He congratulated the University of Florida women's college softball team for their recent victory and the men's baseball team for being one win away from national champions.

Mr. Klosky informed the Board of an anonymous call regarding potential violation of the Sunshine Laws between certain trustees at the recent workshop on June 22nd. He stated that he will listen to the audio and bring the information back if necessary.

Mr. Cavaliere stated that he supports Mr. Lavier and hears only positive things in reference to his efforts as maintained the purpose for his position on the Board largely as a representative for staff needs and pursuing fiscally responsible ways to improve the community infrastructure. He reiterated that he devotes much of his free time to listening and trying to solve the various issues in the Bay without compensation. Countless hours are spent in meetings discussing the budget among other topics until some resolution is reached. He admitted that thought he may inadvertently react sharply if these ideas are brought back up time and again after a resolution has been reached, he is not being personal but can get frustrated at times. Mr. Cavaliere stated his main focus is aimed at dedicating his time to the betterment of the Bay.

Mr. Klosky followed Mr. Cavaliere's statements by adding that he does not take the words from other trustees as offensive as he realizes it takes opposing views at times to address and resolve the issues at hand.

Mr. Diana thanked all who came out to Pool 1 for the Summer Solstice event this past weekend. He stated that his wife and friends coordinate and finance all aspects of multiple events throughout the year. He was pleased to see the great turnout and looks forward to seeing everyone again at the next event. Mr. Diana stated that he thoroughly enjoys his position on the Board and made a statement publically supporting Mr. Lavier and all the other trustees on the Board.

Adjournment

The next meeting will be on July 14, 2017 at 1PM in Building D/E.

Mr. Cavaliere made a motion to adjourn. Second by Mr. Lavier. Motion carried unanimously.

Meeting adjourned 8:32PM.

Joe Klosky, Secretary

Dawn Myers, District Clerk

Treasurer's Report

Barefoot Bay Recreation District

Treasurer's Report

July 14, 2017

Cash Balances in General Fund

as of 7/6/2017

Bank of America:

Operating Account	\$	384,180.90
Money Market Account	\$	105,634.36
Total Cash Balances @BOA in General Fund:	\$	489,815.26

Marine Bank & Trust

Operating Account	\$	1,817,734.68
Total Cash Balances @Marine Bank & Trust in General Fund:	\$	1,817,734.68

SBA:

as of 7/6/2017

Reserve Account	\$	555,347.32
Total Cash Balances @SBA in General Fund:	\$	555,347.32

Total Cash Balances in General Fund: \$ 2,862,897.26

* Participant Return for SBA in June 2017 was 1.18%

Total Daily Deposits and Assessments Rec'd (from County Only) from June 19 to July 6, 2017:

Daily deposits:	\$	76,175.02
Assessments received (from County only):	\$	-
	\$	76,175.02

Expenditures over \$5,000 from June 19 to July 6, 2017:

<u>Vendor</u>	<u>Description</u>	<u>Check Amount</u>
Employees	Employees Salaries and Wages 6/29/17	\$ 64,417.12
Federal and State Payroll Taxes	Employer Tax Liabilities 6/29/17	\$ 5,074.81
UnitedHealthcare Insurance	Medical, dental & vision insurance July 2017	\$ 17,787.72
Jobear Contracting Inc	2nd draw for stormwater project	\$ 18,423.00
Special District Services	Management Fee June 2017	\$ 11,648.96
Total of Expenditures over \$5,000		\$ 117,351.61

Audience Participation Agenda items only

Unfinished Business

Board of Trustees Meeting Agenda Memo

Date: July 14, 2017

Title: DOR Ballot Mail Out Change Order #1 Confirmation

Section & Item: 8A

Department: Administration/District Clerk

Fiscal Impact: \$868.38

Contact: Dawn Myers, District Clerk; John W. Coffey, Community Manager

Attachments: Change Order Invoice

Reviewed by
General Counsel: N/A

Approved by:



Requested Action by BOT

Confirm approval of Change Order #1 for additional ballot mail outs due to wrong addresses.

Background and Summary Information

On 13Feb17, the Supervisors of Election Office (SOE) and BBRD began discussions regarding having the SOE handle production of the 2017 DOR Ballot Mail out.

On 28Feb17, the Board consensus was to proceed the SOE to handle the production and coordination of ballot printing and mailing.

On 25May17, the Supervisor of Elections office provided the District with a cost estimate of \$3,859.23 for printing and mailing, excluding postage from Southwest Direct as well as the remaining ballot mail out parameters.

On 14Jun17, Southwest Direct provided the District with the final invoice of \$8,505.51 to include postage. Subsequently, staff processed payment to expedite the mail out even though the amount exceeded the Community Manager's purchasing authority of \$7,500.00.

On 27Jun17, the BOT confirmed the procurement.

On 05Jul17, staff received a change order of \$868.38 for the cost of mailing out additional ballots for addresses where the original ballots were returned to the SOE. Although the change order exceeds the 10% maximum approval level of the Community Manager, staff approved the change order to keep the DOR amendment ballot process on schedule.

Staff Recommends the BOT confirm the change order of \$868.38 from Southwest Direct for the DOR Ballot Mail out.



Invoice

SouthWest Direct - 2129 Andrea Ln. - Fort Myers, FL 33912

Phone: (239) 768-9588 Fax: (239) 768-0408

Attn: Dawn Myers District Clerk Barefoot Bay Recreation District 625 Barefoot Blvd. Barefoot Bay, FL 32976	Job Name: Barefoot Beach HOA Ballot REMAIL Invoice #: 49608 CustCode: B1111 Invoice Date: PO #: Date Of Service: 07/06/2017 Terms: Net 30 Days
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Quantity	Description
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Data

381 NCOA/CASS/Presort Customer Supplied File

Printing

381 PRINT ITEM - Print 6 x 9.5 Envelope Black
381 PRINT ITEM - Print 5.75 x 8.875 Return Envelope 1 Color
381 PRINT ITEM - Print 8.5 x 11 Instruction Sheet Simplex Black
381 PRINT ITEM - Print 5.5 x 8.5 Information Sheet Simplex Black on Colored Vellum Stock
381 PRINT ITEM - Print 1 8.5 x 14 Simplex Ballot
381 PRINT ITEM - Print 1 11x17 Insert 1/1

Bindery

381 Machine Insert
381 Fold 11 x 17 Instruction Sheets
381 Folding
381 Folding

Addressing

381 Apply Live Stamp to Return Envelope

Inserting

381 Machine Insert

Mailing

381 Sort Mail
381 Tray
381 Deliver to Post Office

Postage

762 1st Class

Handwritten: JW 5 July 17
Handwritten: [Signature]

Sub Total:	\$868.38
Tax:	\$0.00
Total Services:	\$868.38

Board of Trustees Meeting Agenda Memo

Date: July 14, 2017

Title: Confirmation of Crushed Concrete Award of Contract

Section & Item: 8B

Department: R&M/Capital

Fiscal Impact: \$13,600.00

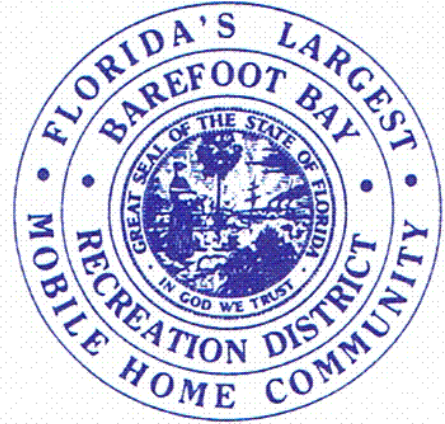
Contact: Matt Goetz, Property Services Manager;
John W. Coffey, Community Manager

Attachments: Quotes from Golf Specialties, Inc. and
Team Waterbury, Inc.

Reviewed by

General Counsel: N/A

Approved by:



Requested Action by BOT

Confirm Chairman Diana's signature for award of contract to Golf Specialties, Inc. for procurement of 400 tons of crushed concrete in the amount of \$13,600.00.

Background and Summary Information

On 27Jun17, the BOT authorized Chairman Diana to sign the lowest responsible bid for crushed concrete for installation of a pervious driving and parking surface at the beach (to avoid unnecessary delays in finishing the beach work) in lieu of waiting till this agenda for formal BOT approval..

Staff received the following bids:

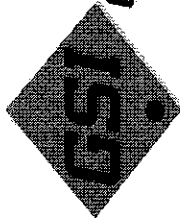
\$13,600.00 Golf Specialties, Inc.

\$15,200.00 Team Waterbury, Inc.

Chairman Diana signed the bid from Golf Specialties, Inc. in the amount of \$13,600.00 for 400 tons of material on 7Jul17. Staff anticipates the deliveries of the material to commence between 12-14Jul17 with Property Services staff spreading the aggregate. The Beach will remain closed until the remaining work is completed:

- Sodding of outstanding barren areas
- Installation of the handicap parking spaces (by separate vendor)
- Extension of the boardwalk to the handicap parking spaces.

Staff recommends the BOT confirm Chairman Diana's award of contract to Golf Specialties, Inc. in the amount of \$13,600.00 for delivery of crushed concrete to the beach.



Golf Specialties, Inc.
Premium Sands & More

Quotation

P.O. Box 121197
Clermont, FL 34712
Phone (321) 508-2791 Fax (352) 242-0525

DATE June 26, 2017
Quotation #
Customer ID

QUOTE TO:

BAREFOOT BAY

Quotation valid until:

Prepared by: LADONNA HORNER

8705 HWY A1A
BAREFOOT BAY 32976

Comments:

THIS PRICE IS A DELIVERED PRICEN TO THE ADDRESS ABOVE.

Description	PER TON	PRICE
CONCRETE SCREENINGS	\$34.00	INCLUDED
TOTAL		

If you have any questions concerning this quotation, contact:

LADONNA HORNER

800-340-8337

BHORNER@GOLFSPEC.COM

THANK YOU FOR THE OPPORTUNITY!

Barefoot Bay Beach Parking improvements

July 07, 2017

This estimate is for the delivery of crushed concrete to the barefoot bay beach property. In this estimate from GSI (Golf Specialties Inc.) is a price per ton including delivery .

400 Tons of crushed concrete @ 34\$ Per ton = \$13,600.00

Total Estimated Cost:

\$13,600.00 From GSI



Matt Goetz <mattgoetz@bbrd.org>

Rock

3 messages

Ken Waterbury <waterburylandscaping@gmail.com>
To: Matt Goetz <MATTGOETZ@bbrd.org>

Fri, Jun 23, 2017 at 12:26 PM

Matt we calculate about 18500 square ft for road and parking g areas To cover 6" thick with a milled asphalt aggregate, that will set back up to a hard surface which is permeable ,spread and rolled for \$14,328.

The same square footage done in crushed concrete aggregate with fines which is also permeable but will not set up to form a hard surface, spread and rolled for \$19,423.

Matt Goetz <mattgoetz@bbrd.org>
To: Ken Waterbury <waterburylandscaping@gmail.com>

Fri, Jun 23, 2017 at 12:38 PM

Boss want to know how much it would be if i spread it and buy the crushed concrete from you
[Quoted text hidden]

Ken Waterbury <waterburylandscaping@gmail.com>
To: Matt Goetz <mattgoetz@bbrd.org>

Fri, Jun 23, 2017 at 5:27 PM

Yes we can deliver for \$15200
[Quoted text hidden]

Waterbury Landscaping
550 Valkaria Rd
Grant-Valkaria, FL 32909
321-984-7200

Board of Trustees Meeting Agenda Memo

Date: July 14, 2017

Title: Building A Roof Replacement Color Selection

Section & Item: 8C

Department: R&M/Capital

Fiscal Impact: TBD

Contact: Matt Goetz, Property Services Manager;
John W. Coffey, Community Manager

Attachments: Color selection chart and picture of Building A

Reviewed by

General Counsel: N/A

Approved by:



Requested Action by BOT

Review and select color for metal roof.

Background and Summary Information

The replacement of Building A roof with a metal roof project is funded at \$60,000 in the FY17 R&M/Capital Department Budget.

On 3Apr17, staff issued a request for proposal (RFP) compliant with BBRD procurement policies.

On 12May17, the BOT, by consensus, instructed staff to solicit bids for the project rather than re-advertise the RFP.

On 27Jun17, the BOT awarded a contract to Atlantic Roofing II in the amount of \$50,815 and requested staff to solicit a change order for the option of installing a color metal roof.

The vendor informed staff that BBRD would need to select a color before they could submit a change order. A picture of Building A and the color options are attached.

Staff requested the BOT select a color from the options.



Fluoropon® PVDF Coating
70% Kynar 500® FSF® Resin
24g & 26g / ASTM A792

6075 Xavier Drive • Atlanta, GA 30336 • steel.spectrametals.com • 844-842-4626 • spectrasteelsales@gmail.com

TrueCoat™
System by Spectra



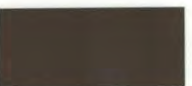
Regal White ▲ ★ SR: .68 • E: .86 • SRI: 82



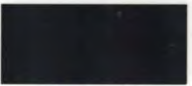
Sandstone SR: .54 • E: .86 • SRI: 63



Ash Gray ★ SR: .39 • E: .84 • SRI: 41



Medium Bronze SR: .30 • E: .87 • SRI: 31



Dark Bronze ▲ ★ SR: .26 • E: .84 • SRI: 24



Terra Cotta SR: .35 • E: .87 • SRI: 37



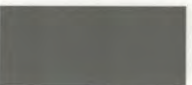
Patina Green ★ SR: .25 • E: .87 • SRI: 29



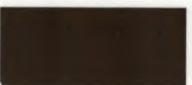
Regal Blue SR: .26 • E: .85 • SRI: 24



Sierra Tan ★ SR: .35 • E: .85 • SRI: 34



Slate Gray ▲ SR: .36 • E: .84 • SRI: 37



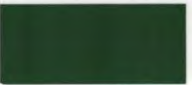
Mansard Brown ▲ SR: .27 • E: .86 • SRI: 26



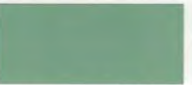
Matte Black ▲ SR: .25 • E: .85 • SRI: 23



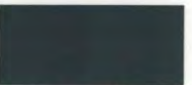
Colonial Red SR: .33 • E: .85 • SRI: 34



Evergreen SR: .27 • E: .86 • SRI: 26



Aged Copper SR: .47 • E: .85 • SRI: 53



Charcoal Gray SR: .29 • E: .85 • SRI: 28

Metallic Colors



Peweehatched ▲ SR: .30 • E: .79 • SRI: 27



Champagne SR: .37 • E: .80 • SRI: 37



Nevada Silver ▲ ★ SR: .60 • E: .84 • SRI: 68



Copper Metallic ★ SR: .49 • E: .85 • SRI: 55

Acrylic Coated⁽⁵⁾



AZ55 Acrylic Galvalume® (5) ▲ ★

24 GA Standing Seam (All Shown)

▲ 26 GA Standing Seam Available

★ 26 GA 5-V Profile Available

KYNAR500®FSF®
by ARKEMA



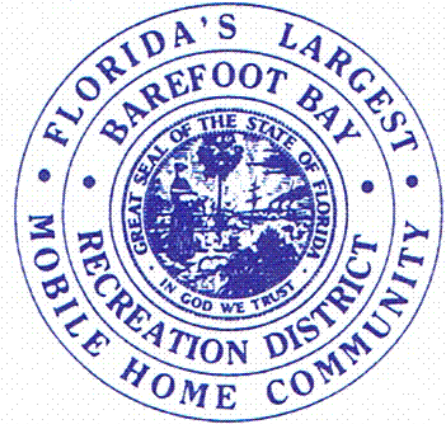
valspar

New Business

Board of Trustees Meeting Agenda Memo

Date: July 14, 2017
Title: **DOR Violation 17-001376
516 EGRET CIRCLE**
Section & Item: 9A
Department: Resident Relations: DOR Enforcement
Fiscal Impact: N//A
Contact: Susan Cuddie, Resident Relations
Manager
Attachments: **AGENDA REPORT, ORDER, NOTICE
OF HEARING AND PICTURES**

Reviewed by
General Counsel: N/A
Approved by:



Requested Action by BOT

To consider the Violations Committee's finding and recommendation to bring an action for legal, equitable or other appropriate action with failure to comply.

If the Board of Trustees brings any such action to enforce the DOR, the charge for such action shall be charged to the Respondents account and shall constitute as a lien.

Background and Summary Information

- The Violations Committee met on 05/12/2017 and found 516 Egret in violation of ARTICLE III, SECT.11 Exterior Maintenance (siding damage on front of home) The respondent has been given until May 26, 2017 to bring the property into compliance.
- Staff has signed Affidavit of Notices, First Class and Certified mailing of Order of Finding and Recommended Order and Notice of Hearing and Affidavit of Non-Compliance.
- Pursuant to the Violations Committee Order, the property was inspected and found to be still in violation.

Research:

- There are no delinquent taxes on the property.
- There are no liens on the property.
- Notices and correspondence have not returned

Staff recommends the BOT approve the Violations Committee's finding and recommendation to bring an action for legal, equitable or other appropriate action with failure to comply.

**BAREFOOT BAY VIOLATIONS COMMITTEE
BREVARD COUNTY, FLORIDA**

BAREFOOT BAY RECREATION DISTRICT

Petitioner

Vs

Case no. 17-001376

#1611/17-001376

RITCHIE, ANNA MARIE,
811 JAMAICA AVE
SEBASTIAN, FL 32958

Respondent(s),

VIOLATIONS COMMITTEE FINDINGS OF FACT AND RECOMMENDED ORDER
AND
NOTICE OF DISTRICT HEARING

THIS CAUSE having come on for the public hearing before the Violations Committee on 05/12/2017 after due notice to the Respondent and the Violation Committee having heard testimony under oath and receiving evidence, thereupon issues this Finding of Fact and Recommended Order as follows:

- A. The Respondent(s) RITCHIE, ANNA MARIE, et. al. is/are the owner(s) of that certain parcel of real property located at 516 EGRET CIRCLE , Barefoot Bay, FL 32976 (the "Property")
- B. Based upon the testimony heard and the evidence presented, the Violation Committee concluded that there is a violation of ARTICLE III, SECT.11, Exterior Maintenance, Siding needs repair

ORDER

Based upon the foregoing finding of fact and recommended order, it is
ORDERED AND ADJUDGED THAT:

1. Respondent(s) shall by May 26, 2017 come into compliance with the violation cited herein by repairing siding.
2. Should the Respondent(s) fail to comply with this Recommended Order by May 26, 2017 the Respondent(s) is advised that the matter will be forwarded to the Board of Trustees with the Violation Committee's findings and recommendations along with a status report from DOR Enforcement Staff for the Board of Trustees to make a determination as to whether to proceed with legal action. Based on the nature of the violation found to exist in this matter, should the violation not be corrected within the time provided herein, the Violations Committee does recommend legal or equitable action, or other appropriate action, be taken by the Board of Trustees.
3. The Respondent is further advised that he/she shall contact the DOR staff and schedule an inspection to confirm the compliance with this Order has been achieved. Upon compliance, an Order of Compliance shall be issued by the Violations Committee and the Respondent shall be deemed in compliance with the violation(s) cited herein.
4. The Respondent(s) are further advised that should a repeat violation occur, the Respondent(s) will not be given notice to cure and will be brought before the Violations Committee.

DONE AND ORDERED this 05/12/2017 at Barefoot Bay Recreation District Brevard County, Florida.

Violations Committee of the Barefoot Bay
Recreation District Brevard County, Florida

M. Joy Liddy, Chair

Al Grunow, Vice Chair

**BAREFOOT BAY RECREATION DISTRICT
BREVARD COUNTY, FLORIDA**

**NOTICE OF HEARING
OF
FINDINGS OF FACT AND RECOMMENDED ORDER ISSUED BY THE VIOLATIONS
COMMITTEE**

Pursuant to Resolution 2008-1 of the Board of Trustees of The Barefoot Bay Recreation District adopted the 22nd day of January, 2008; Section 7: Enforcement Procedure.

Notice is hereby given that a **Hearing** will be conducted before the Barefoot Bay Board of Trustees at **1:00 P.M. on July 14, 2017** at **1225 Barefoot Boulevard, Building D&E, Barefoot Bay, Florida.**

The purpose of this **Hearing** will be to consider the Recommended Order of the Violations Committee to the Board of Trustees for your Case.

The Board shall not conduct a full de novo quasi-judicial hearing on the violation, but shall consider the Finding of Fact and Recommended Order issued by the Violations Committee. The owner may not present new or additional evidence, but shall be given an opportunity to be heard. If the Board of Trustees concurs with the Violation Committee that a violation has been established, the Board of Trustees shall have the authority to bring an action for injunctive or other appropriate legal or equitable relief in a court of competent jurisdiction in Brevard County, Florida to remedy the violation. If the Board of Trustees brings any such legal action to enforce the Deed of Restrictions and is deemed to be the prevailing party in such action, the Board of Trustees shall be entitled to an award of attorney's fees and court costs incident to bringing such action.

IF ANY INDIVIDUAL WISHES TO APPEAL ANY DECISION MADE BY THE BOARD OF TRUSTEES WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING, A VERBATIM RECORD OF THE PROCEEDING WILL BE REQUIRED, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS BASED SUCH PERSON MUST PROVIDE A COURT REPORTER, COURT STENOGRAPHER OR OTHER METHOD ACCEPTABLE TO A COURT OF LAW TO PROVIDE FOR SUCH VERBATIM RECORD; THE DISTRICT DOES NOT PROVIDE SUCH RECORD (FS 286.0105).

THIS IS A PUBLIC MEETING. ALL INTERESTED PARTIES MAY ATTEND. THE FACILITY WHEREIN THIS PUBLIC MEETING WILL BE HELD IS ACCESSIBLE TO THE PHYSICALLY HANDICAPPED. IN ACCORDANCE WITH AMERICAN DISABILITIES ACT, PERSONS NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE DEED OF RESTRICTIONS ENFORCEMENT OFFICE AT 772-664-4722.

June 19, 2017

Deed of Restrictions STAFF



Richard Armington

Jun 16, 2017

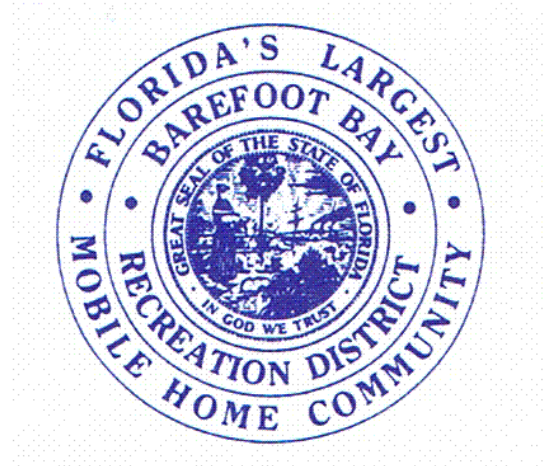


Richard Armington
Apr 14, 2017

Board of Trustees Meeting Agenda Memo

Date: July 14, 2017
Title: **DOR Violation 17-001058
581 TARPON DRIVE**
Section & Item: 9B
Department: Resident Relations: DOR Enforcement
Fiscal Impact: N//A
Contact: Susan Cuddie, Resident Relations
Manager
Attachments: **AGENDA REPORT, ORDER, NOTICE
OF HEARING AND PICTURES**

Reviewed by
General Counsel: N/A
Approved by:



Requested Action by BOT

To consider the Violations Committee's finding and recommendation to bring an action for legal, equitable or other appropriate action with failure to comply.

If the Board of Trustees brings any such action to enforce the DOR, the charge for such action shall be charged to the Respondents account and shall constitute as a lien.

Background and Summary Information

- The Violations Committee met on 05/12/2017 and found 581 TARPON DRIVE in violation of ARTICLE III, SECT. 5 Nuisance (palm tree fronds fall on neighbor's property) The respondent has been given until May 19, 2017 to bring the property into compliance.
- Staff has signed Affidavit of Notices, First Class and Certified mailing of Order of Finding and Recommended Order and Notice of Hearing and Affidavit of Non-Compliance.
- Pursuant to the Violations Committee Order, the property was inspected and found to be still in violation.

Research:

- There are no delinquent taxes on the property.
- The home is occupied
- Notices and correspondence have not returned

Staff recommends the BOT approve the Violations Committee's finding and recommendation to bring an action for legal, equitable or other appropriate action with failure to comply.

**BAREFOOT BAY VIOLATIONS COMMITTEE
BREVARD COUNTY, FLORIDA**

BAREFOOT BAY RECREATION DISTRICT

Petitioner

Vs

Case no. 17-001058

#3365/17-001058

STURGIS, WILLIAM C,

581 TARPON DR

BAREFOOT BAY, FL 32976

Respondent(s),

VIOLATIONS COMMITTEE FINDINGS OF FACT AND RECOMMENDED ORDER

AND

NOTICE OF DISTRICT HEARING

THIS CAUSE having come on for the public hearing before the Violations Committee on 05/12/2017 after due notice to the Respondent and the Violation Committee having heard testimony under oath and receiving evidence, thereupon issues this Finding of Fact and Recommended Order as follows:

- A. The Respondent(s) STURGIS, WILLIAM C, et. al. is/are the owner(s) of that certain parcel of real property located at 581 TARPON DRIVE , Barefoot Bay, FL 32976 (the "Property")
- B. Based upon the testimony heard and the evidence presented, the Violation Committee concluded that there is a violation of ARTICLE III, SECT. 5, Nuisance, Palm fronds falling on neighbors house

ORDER

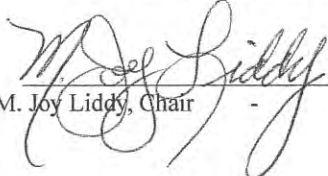
Based upon the foregoing finding of fact and recommended order, it is

ORDERED AND ADJUDGED THAT:

1. Respondent(s) shall by May 19, 2017 come into compliance with the violation cited herein by removing dead palm fronds.
2. Should the Respondent(s) fail to comply with this Recommended Order by May 19, 2017 the Respondent(s) is advised that the matter will be forwarded to the Board of Trustees with the Violation Committee's findings and recommendations along with a status report from DOR Enforcement Staff for the Board of Trustees to make a determination as to whether to proceed with legal action. Based on the nature of the violation found to exist in this matter, should the violation not be corrected within the time provided herein, the Violations Committee does recommend legal or equitable action, or other appropriate action, be taken by the Board of Trustees.
3. The Respondent is further advised that he/she shall contact the DOR staff and schedule an inspection to confirm the compliance with this Order has been achieved. Upon compliance, an Order of Compliance shall be issued by the Violations Committee and the Respondent shall be deemed in compliance with the violation(s) cited herein.
4. The Respondent(s) are further advised that should a repeat violation occur, the Respondent(s) will not be given notice to cure and will be brought before the Violations Committee.

DONE AND ORDERED this 05/12/2017 at Barefoot Bay Recreation District Brevard County, Florida.

Violations Committee of the Barefoot Bay
Recreation District Brevard County, Florida


M. Joy Liddy, Chair Al Grunow, Vice Chair

**BAREFOOT BAY RECREATION DISTRICT
BREVARD COUNTY, FLORIDA**

**NOTICE OF HEARING
OF
FINDINGS OF FACT AND RECOMMENDED ORDER ISSUED BY THE VIOLATIONS
COMMITTEE**

Pursuant to Resolution 2008-1 of the Board of Trustees of The Barefoot Bay Recreation District adopted the 22nd day of January, 2008; Section 7: Enforcement Procedure.

Notice is hereby given that a **Hearing** will be conducted before the Barefoot Bay Board of Trustees at **1:00 P.M.** on **July 14, 2017** at **1225 Barefoot Boulevard, Building D&E, Barefoot Bay, Florida.**

The purpose of this **Hearing** will be to consider the Recommended Order of the Violations Committee to the Board of Trustees for your Case.

The Board shall not conduct a full de novo quasi-judicial hearing on the violation, but shall consider the Finding of Fact and Recommended Order issued by the Violations Committee. The owner may not present new or additional evidence, but shall be given an opportunity to be heard. If the Board of Trustees concurs with the Violation Committee that a violation has been established, the Board of Trustees shall have the authority to bring an action for injunctive or other appropriate legal or equitable relief in a court of competent jurisdiction in Brevard County, Florida to remedy the violation. If the Board of Trustees brings any such legal action to enforce the Deed of Restrictions and is deemed to be the prevailing party in such action, the Board of Trustees shall be entitled to an award of attorney's fees and court costs incident to bringing such action.

IF ANY INDIVIDUAL WISHES TO APPEAL ANY DECISION MADE BY THE BOARD OF TRUSTEES WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING, A VERBATIM RECORD OF THE PROCEEDING WILL BE REQUIRED, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS BASED SUCH PERSON MUST PROVIDE A COURT REPORTER, COURT STENOGRAPHER OR OTHER METHOD ACCEPTABLE TO A COURT OF LAW TO PROVIDE FOR SUCH VERBATIM RECORD; THE DISTRICT DOES NOT PROVIDE SUCH RECORD (FS 286.0105).

THIS IS A PUBLIC MEETING. ALL INTERESTED PARTIES MAY ATTEND. THE FACILITY WHEREIN THIS PUBLIC MEETING WILL BE HELD IS ACCESSIBLE TO THE PHYSICALLY HANDICAPPED. IN ACCORDANCE WITH AMERICAN DISABILITIES ACT, PERSONS NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE DEED OF RESTRICTIONS ENFORCEMENT OFFICE AT 772-664-4722.

June 19, 2017

Deed of Restrictions STAFF



Richard Armington

Jun 16, 2017



23. 17-001058 (Nuisance) 7 days, Comply by 5/19/17

Richard Armington

May 05, 2017

Board of Trustees Meeting Agenda Memo

Date: July 14, 2017

Title:

**DOR Violation 17-000812
927 CASHEW CIRCLE**

Section & Item: 9C

Department: Resident Relations: DOR Enforcement

Fiscal Impact: N/A

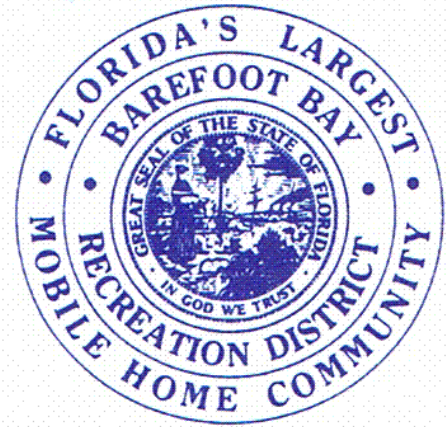
Contact: Susan Cuddie, Resident Relations
Manager

Attachments: AGENDA REPORT, ORDER, NOTICE
OF HEARING AND PICTURES

Reviewed by

General Counsel: N/A

Approved by:



Requested Action by BOT

To consider the Violations Committee's finding and recommendation to bring an action for legal, equitable or other appropriate action with failure to comply.

If the Board of Trustees brings any such action to enforce the DOR, the charge for such action shall be charged to the Respondents account and shall constitute as a lien.

Background and Summary Information

- The Violations Committee met on 05/12/2017 and found 927 CASHEW CIRCLE in violation of ARTICLE III, SECT. 2 (C) Condition of Prop. (C) Unauthorized items. The home is occupied. The respondent has been given until May 19, 2017 to bring the property into compliance.
- Staff has signed Affidavit of Notices, First Class and Certified mailing of Order of Finding and Recommended Order and Notice of Hearing and Affidavit of Non-Compliance.
- Pursuant to the Violations Committee Order, the property was inspected and found to be still in violation.

Research:

- There are no delinquent taxes on the property.
- The home is occupied
- Notices and correspondence have not returned

Staff recommends the BOT approve the Violations Committee's finding and recommendation to bring an action for legal, equitable or other appropriate action with failure to comply.

**BAREFOOT BAY VIOLATIONS COMMITTEE
BREVARD COUNTY, FLORIDA**

BAREFOOT BAY RECREATION DISTRICT

Petitioner

Vs

Case no. 17-000812

#0348/17-000812

FITZGERALD, JAMES K,

927 CASHEW CIR

BAREFOOT BAY, FL 32976

Respondent(s),

VIOLATIONS COMMITTEE FINDINGS OF FACT AND RECOMMENDED ORDER

AND

NOTICE OF DISTRICT HEARING

THIS CAUSE having come on for the public hearing before the Violations Committee on 05/12/2017 after due notice to the Respondent and the Violation Committee having heard testimony under oath and receiving evidence, thereupon issues this Finding of Fact and Recommended Order as follows:

- A. The Respondent(s) FITZGERALD, JAMES K, et. al. is/are the owner(s) of that certain parcel of real property located at 927 CASHEW CIRCLE, Barefoot Bay, FL 32976 (the "Property")
- B. Notice of Violation was provided to the Respondent(s) by certified U.S. Mail, Return Receipt Requested/Hand Delivery/Posting, and the Respondent(s) were/were not present for the hearing.
- C. Based upon the testimony heard and the evidence presented, the Violation Committee concluded that there is a violation of Article III, Section 2(C) of the Deed of Restrictions of Barefoot Bay Recreation District in that the Respondents have debris on the Property. Specifically, there are unapproved items on the property.

ORDER

Based upon the foregoing finding of fact and recommended order, it is

ORDERED AND ADJUDGED THAT:

- 1. Respondent(s) shall by May 19, 2017 come into compliance with the violation cited herein by unapproved items in an around carport.
- 2.

Should the Respondent(s) fail to comply with this Recommended Order by May 19, 2017 the Respondent(s) is advised that Barefoot Bay Recreation District shall cause the home and lot to come into compliance with the requirements of the above articles and shall bill the expense of such action to the respondent.

- 3. The Respondent is further advised that he/she shall contact the DOR staff and schedule an inspection to confirm the compliance with this Order has been achieved. Upon compliance, an Order of Compliance shall be issued and the Respondent shall be deemed in compliance with the violation(s) cited herein.
- 4. The Respondent(s) are further advised that should a repeat violation occur, the Respondent(s) will not be given notice to cure and will be brought before the Violations Committee.

DONE AND ORDERED this 05/12/2017 at Barefoot Bay Recreation District Brevard County, Florida.

Violations Committee of the Barefoot Bay
Recreation District Brevard County, Florida


M. Joy Liddy, Chair

- Al Grunow, Vice Chair

**BAREFOOT BAY RECREATION DISTRICT
BREVARD COUNTY, FLORIDA**

**NOTICE OF HEARING
OF
FINDINGS OF FACT AND RECOMMENDED ORDER ISSUED BY THE VIOLATIONS COMMITTEE**

Pursuant to Resolution 2008-1 of the Board of Trustees of The Barefoot Bay Recreation District adopted the 22nd day of January, 2008;
Section 7: Enforcement Procedure.

Notice is hereby given that a **Hearing** will be conducted before the Barefoot Bay Board of Trustees at **1:00 P.M.** on **July 14th, 2017** at **1225 Barefoot Boulevard, Building D&E, Barefoot Bay, Florida.**

The purpose of this **Hearing** will be to consider the Recommended Order of the Violations Committee to the Board of Trustees for your Case.

The Board shall not conduct a full de novo quasi-judicial hearing on the violation, but shall consider the Finding of Fact and Recommended Order issued by the Violations Committee. The owner may not present new or additional evidence, but shall be given an opportunity to be heard. If the Board of Trustees concurs with the Violation Committee that a violation has been established, the Board of Trustees shall have the authority to bring an action for injunctive or other appropriate legal or equitable relief in a court of competent jurisdiction in Brevard County, Florida to remedy the violation. If the Board of Trustees brings any such legal action to enforce the Deed of Restrictions and is deemed to be the prevailing party in such action, the Board of Trustees shall be entitled to an award of attorney's fees and court costs incident to bringing such action.

IF ANY INDIVIDUAL WISHES TO APPEAL ANY DECISION MADE BY THE BOARD OF TRUSTEES WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING, A VERBATIM RECORD OF THE PROCEEDING WILL BE REQUIRED, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS BASED SUCH PERSON MUST PROVIDE A COURT REPORTER, COURT STENOGRAPHER OR OTHER METHOD ACCEPTABLE TO A COURT OF LAW TO PROVIDE FOR SUCH VERBATIM RECORD; THE DISTRICT DOES NOT PROVIDE SUCH RECORD (FS 286.0105).

THIS IS A PUBLIC MEETING. ALL INTERESTED PARTIES MAY ATTEND. THE FACILITY WHEREIN THIS PUBLIC MEETING WILL BE HELD IS ACCESSIBLE TO THE PHYSICALLY HANDICAPPED. IN ACCORDANCE WITH AMERICAN DISABILITIES ACT, PERSONS NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE DEED OF RESTRICTIONS ENFORCEMENT OFFICE AT 772-664-4722.

May 10, 2017

Deed of Restrictions STAFF



927 cashew

Stephane Fecteau

May 04, 2017



927 Cashew 2
Stephane Fecteau
May 20, 2017



927 Cashew
Stephane Fecteau
May 20, 2017



Photo:

Date Taken:07/06/2017
Address:927 CASHEW CIRCLE

Taken by:Thomas O'Donnell
Case Number:17-000812

Barefoot Bay Recreation District

Violations Committee

"Recommended Curative Action Plan"

Resolution 2013-05

Case no: 17-000812

Address: 927 CASHEW CIRCLE

Acct# 0348

Debris

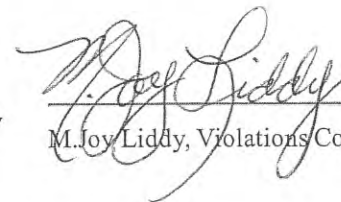
A. Occupation Status of Property: Occupied
B. Recommended proposed secured relocation/storage area <u>on</u> property:
C. Recommended proposed secured relocation/storage area <u>off</u> property: X
D. Recommended abatement agent: District Management

Project Milestone	Date Estimate
Project Start Date	05/19/2017
Project End Date	05/19/2017

Property Services	Case # 17-000812	Customer # 0348
Service Rendered: Dump Truck and Driver	Unit Price: \$75.00	Hours: 1 Line Total: \$75.00
Service Rendered: Laborer	Unit Price: \$20.00	Hours: 1 Line Total: \$20.00
Service Rendered:	Unit Price:	Hours: Line Total: \$0.00
Service Rendered:	Unit Price:	Hours: Line Total: \$0.00
	Unit Price:	Hours: Line Total: \$0.00
		Disposal of Debris: \$50.00
		Disposal of Tires:
		Total \$145.00

This is a quotation on the goods or services named, subject to the conditions. Such conditions may include but not limited to whether the property is occupied.

Approved by



M. Joy Liddy, Violations Committee Chair

I certify that the above mentioned property was abated by property services on _____. (Initials) _____

Board of Trustees Meeting Agenda Memo

Date: July 14, 2017

Title: Purchase at 916 Pecan at Tax Deed Sale

Section & Item: 9B

Department: Resident Relations: DOR Enforcement

Fiscal Impact: N//A

Contact: Susan Cuddie, Resident Relations Manager

Attachments: N/A

Reviewed by General Counsel: N/A

Approved by:



Requested Action by BOT

Consideration of purchasing 916 Pecan Circle at the July 20, 2017 Tax Deed Sale, Estimated Minimum Bid is \$8,352.92.

Background and Summary Information

The owner of 916 Pecan passed away a number of years ago. The home has been unoccupied since. Barefoot Bay has been maintaining the property since July 2013. The home is going to a tax deed sale on July 20, 2017.

The R&M/Capital Department budget for removal of undesirable homes has a current available budget of \$10,668.68 and a FY18 Budget of \$100,000.00.

Staff Recommends the BOT authorize staff to purchase the home at the Tax Deed Sale and set a limit of \$_____ for the procurement of the abandoned home.



Board of Trustees Meeting Agenda Memo

Date: July 14, 2017

**Title: Policy Manual Clarification:
Prioritization of Use of
Facilities**

Section & Item: 9C

Department: Resident Relations: Customer Services

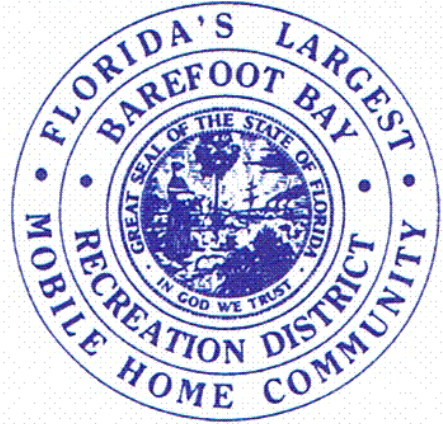
Fiscal Impact: TBD

Contact: Susan Cuddie, Resident Relations
Manager/H.R. Coordinator; John W.
Coffey, Community Manager

Attachments: E-mail from Ms. Cuddie and Excerpt
from Policy Manual

Reviewed by
General Counsel: N/A

Approved by:



Requested Action by BOT

Clarification to staff regarding when a higher prioritized group/individual can bump a lower prioritized group/individual from a reserved use of a meeting room.

Background and Summary Information

On 28Mar17, the BOT revised the Policy Manual to clarify prioritization of use of facilities:

Pre-28Mar17 Language

Priority shall be given to registered Clubs, Organizations, and District Resident-Private Parties in terms of scheduling.

Current Language

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

Since the current Policy Manual states that the HOA and resident-private parties take priority over clubs/organizations' use of facilities staff needs clarification of how the BOT wishes the bumping of clubs/organizations and non-resident use of facilities to work. For the past 3.75 plus years, use of facilities worked on a first come first served basis (where folks reserved rooms up to a year in advance typically at the end of the winter season) and prioritization was used when two or more entities/individuals requested a room at the same time or when a room was only tentatively reserved. If the BOT wish for staff to proceed with allowing BBRD, HOA and residents to bump clubs/organizations and non-resident use of facilities, staff will need formal direction of when, if any, the cutoff date for bumping will occur. Specifically, when will a reservation by a club/organization or non-resident be binding (i.e. 1 month out, 3 months out, 6 months out, etc.)?

Staff requests direction regarding this matter.

Barefoot Bay Recreation District Policy Manual
GENERAL RULES APPLICABLE TO DISTRICT FACILITIES

- 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.¹²¹
 - D. Definition and purpose of the club or organization.¹²²
 - 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.¹²³ 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. No fees, (other than temporary social membership fees, as applicable) shall be charged to an invitee of a registered Club or Organization to attend an activity or specific event sponsored by a Club or , Organization .
- 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

- 1. 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.¹²⁴

John Coffey

From: Sue Cuddie
Sent: Friday, July 07, 2017 12:19 PM
To: John Coffey
Subject: Scheduling question

There appears to be a conflict regarding a date that the HOA wishes to reserve for Bingo, this date has been booked by the Italian American Club.

On April 13th, 2017 the Italian American Club confirmed their desire to transfer from the fourth Sunday of the month to the 4th Thursday of the month, which Lori explained they had had booked tentatively months earlier after careful consideration. The Club agreed when at their meeting to change their day to the fourth Thursday of the month on

On April 17th 2017 Kathy Lesh and a Ann Manzo of the HOA came in to speak with Lori to find dates for the Bingo. Their request was for the fourth Thursday of the month Lori investigated and found that the fourth Thursday was only available for the summer. Beginning in September the Italian American Club had those dates booked she did explain that the fourth Friday of the month was available and that they could go through the season for the fourth Friday of the month. So that was booked tentatively for use of the HOA. Yesterday Rodger came in to explain to me that the HOA is going to be holding their bingo on the 4th Thursday unless he is told otherwise, referencing the recent policy change regarding the priority of scheduling, found on page 33 in the policy manual, under #5 of use of District facilities.

I am requesting clarification regarding this policy since it is new has never been challenged prior to this. Does this policy give the HOA the right to bump Clubs from their reservations of the facilities?

Susan Barnes Cuddie

Resident Relations Manager/HR Coordinator/Shopping Center and RV Storage Manager
931 Barefoot Blvd.
Barefoot Bay, FL 32976
[772-664-4839](tel:772-664-4839)
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Manager's Report



Barefoot Bay Recreation District

625 Barefoot Boulevard, Building "F"
Barefoot Bay, FL 32976-9233

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

Memo To: Board of Trustees

From: John W. Coffey, Community Manager

Date: July 14, 2017

Subject: Manager's Report

Resident Relations

1. ARCC Update:

- 27Jun17 had 13 permits reviewed and approved.
- The next ARCC meeting is scheduled for 11Jul17 with 13 permits on the agenda.

2. Violations Committee Update:

- 23Jun17 had 22 cases on the agenda and 8 came into compliance prior to the meeting
- The next meeting is scheduled for 14Jul17 with 28 cases on the agenda.

Food and Beverage

3. Independence Day Extended Weekend Events Update – The holiday street dance party on Sunday and the All American Dollar Dog day party on the 4th of July were a big league success. There were 2 fun options offered to provide optimal service while reducing expenses this year. Over 900 residents and their guests attended the two events.

4. Stoly, Soul and Slider Night – BBRD will present a unique event on Saturday, 22Jul17 from 5-9pm lakeside of the Lounge. Stoly vodka drink specials, Ladies of Soul and grilled sliders will make it one hot summer night not to be missed! Flyers with all the details are posted.

5. Annual Island Escape Party – The event of the summer will be held Saturday, 26Aug17. Tickets are on sale now at the Lounge, the 19th Hole and Resident Relations. Flyers with all the details are posted.

Golf-Pro Shop

6. Special Projects

- Grant Projects
 - Range Tee Box complete (awaiting sod grow in and slowing cut down to regulation height)
 - Hitting cage should be complete by 22Jun17 weather permitting.
- Driving range, and holes #1 & #3 drainage repairs are completed. A Big thanks to Property Services for their assistance in lowering the drainage pipe on Hole #3.



Property Services

7. Routine Work Update:

- Cut all DOR grass violations
- Removed large 60 foot long drain pipe across hole # 3 and replaced pipe deeper to insure proper drainage
- Addressed roof issues at the shopping center
- Repaired damaged drain lines on the roof of the shopping center
- Built 2 new picnic tables and installed grill in the new grassy area by the basketball court

8. Special Projects

- Daily site inspections of the beach and stormwater drainage projects.
 - Beach:
 - Bern is sodded
 - CCTV system is completed and operational
 - Open area is graded
 - Installation of crushed concrete anticipated to start by 14Jul17
 - Stormwater:
 - Grading of Tamarind portion of project has resumed



Attorney's Report

Incidental Remarks from Trustees

Adjournment