



**BAREFOOT BAY
RECREATION DISTRICT**

Barefoot Bay Recreation District Regular Meeting
October 22, 2019 at 7:00 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. Presentation of Sea of Pink Proceeds to the American Cancer Society
- 5. Approval of Minutes**
 - A. October 4th special BOT meeting
 - B. October 11, 2019 minutes
- 6. Treasurer's Report**
 - A. Treasurer's Report
- 7. Audience Participation**
- 8. Unfinished Business**
 - A. ARCC Appointment
 - B. Violations Committee Appointment
- 9. New Business**
 - A. DOR Violations
 - i. DOR VIOLATION 19-004380 398 EGRET CIRCLE
 - B. Amendment to Rules for Board of Trustees (Term Limits)
 - C. Shopping Center Electrical Design
 - D. Policy Manual Changes
- 10. Manager's Report**
 - A. October 22, 2019
- 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 Special Meeting

October 8, 2019

9AM –NAB Conference Room

Meeting Called to Order

The Barefoot Bay Recreation District Board of Trustees held a Special Meeting on October 8, 2019 New Administration Building Conference Room 625 Barefoot Boulevard, Barefoot Bay, Florida. Mr. Klosky called the meeting to order at 9AM.

Pledge of Allegiance to the Flag

Led by Mr. Wheaton.

Roll Call

Present: Mr. Klosky, Mr. Wheaton, Mr. Diana, and Ms. Henderson. Mr. Loveland were excused. Also, present, John W. Coffey, ICMA-CM, Community Manager, Ernie Cruz, Golf Operations Manager, Rich Armington, Resident Relations Manager and HR Coordinator and Sally-Ann Biondolillo, Acting Recording Secretary.

New Business

- **Discussion of 2020 Florida Recreation Development Assistance Program (FRDAP) Application for Golf Course Improvements**

Mr. Coffey explained that the meeting being held is one point towards the grant and to discuss the application for the grant that is issued to primary active recreations for items that impact the play the picnic area as an example. That irrigation and bathrooms are more for support.

Mr. Cruz stated that he and Ms. Henderson had toured the course and they discussed a few of the greens are small and in poor shape and feels they could be reshaped and enlarged, and new turf will impact play. He continued that the tee boxes could be leveled and reshaped to impact of play for the guests using the course.

Mr. Wheaton brought up applying for a larger grant of \$150,000.

Ms. Henderson asked if the application fee would increase. Mr. Coffey explained the cost would be the same for each if both were applied for.

Mr. Klosky suggested that the Board could apply for one this year and one next year.

Mr. Diana expressed his concerns of the parking lot and the additional funds that would be needed.

Mr. Wheaton makes a motion to apply for the \$50,000 grant and to have staff communicate with the grant-writer about an application of \$150,000 next year. Second by Ms. Henderson. Motion passed unanimously.



BAREFOOT BAY RECREATION DISTRICT

Adjournment

Meeting adjourned at 9:14pm.

Steve Diana, Secretary



BAREFOOT BAY RECREATION DISTRICT

Board of Trustees Regular Meeting

October 11, 2019

1PM –Building D&E

Meeting Called to Order

The Barefoot Bay Recreation District Board of Trustees held a Meeting on October 11, 2019 Building D&E 1225 Barefoot Boulevard, Barefoot Bay, Florida. Mr. Klosky called the meeting to order at 1PM.

Pledge of Allegiance to the Flag

Led by Mr. Repperger.

Roll Call

Present: Mr. Klosky, Mr. Diana, Mr. Loveland and Ms. Henderson. Also, present, John W. Coffey, ICMA-CM, Community Manager, and Sally-Ann Biondolillo Guest Recording Secretary and General Counsel, Cliff Repperger. Mr. Wheaton was excused.

Minutes

Mr. Diana made a motion to approve the minutes dated September 24, 2019. Second by Ms. Henderson. Motion carried unanimously.

Treasurer's Report

Ms. Henderson made a motion to approve the Treasurer's Report for October 11, 2019 as read. Second by Mr. Diana. Motion passed unanimously.

Audience Participation

Mr. Rich Schwatlow – 636 Marlin Circle – stated that the decision for new facilities should be put out in a referendum for the residents to decide. He feels we should maintain the facilities we presently have instead of building new. He also mentioned that pool 2 was vandalized and there are no working cameras.

Mr. Dick LePage – 1037 Royal Palm Drive – stated that pool temperatures should be anywhere between 84 and 88 degrees per The Mayo Clinic, Red Cross and YMCA. Added that since the aging of some of our residents and ailments it would be helpful to them if the temperatures were higher. He would like to see this on an agenda on a later date.

Ms. Jeanne Osbourne – 100 Cherokee Court – in response to Mr. Schwatlow, she stated she feels a referendum should be put off until we have figures in hand and the number of people using the facilities.



BAREFOOT BAY RECREATION DISTRICT

Mr. Jack Reddy – 806 Tamarind Circle – asked Mr. Loveland to explain the line item on the Treasurer’s Report that is for Civic Plus. Mr. Coffey explained that it is a company that supports the website and the agenda program that we are currently using.

Unfinished Business

None

New Business

DOR Violations

Case #17-005100 – 439 Royal Tern Drive

Mr. Diana made a motion to refer Case #17-005100 439 Royal Tern 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 the DOR, the charge for such action shall be charged to the Respondents account and shall constitute as lien. Second by Ms. Henderson. Motion passed unanimously.

Case #18-003064 – 1173 Waterway Drive

Ms. Henderson made a motion to refer Case #18-003064 1173 Waterway 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 the DOR, the charge for such action shall be charged to the Respondents account and shall constitute as lien. Second by Mr. Loveland. Motion passed unanimously.

Case #18-000591 – 1025 Wren Circle

Mr. Diana made a motion to refer Case #18-000591 1025 Wren 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 the DOR, the charge for such action shall be charged to the Respondents account and shall constitute as lien. Second by Ms. Henderson. Motion passed unanimously.

Case #19-000214 – 937 Oriole Circle

Mr. Loveland made a motion to refer Case #19-000214 937 Oriole 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 the DOR, the charge for such action shall be charged to the Respondents account and shall constitute as lien. Second by Mr. Diana. Mr. Armington informed the Trustees that cases like this aren’t usually presented to them, but the resident has refused to allow us on their property to power wash. Motion passed unanimously.

Case #19-000377 & 19-003088 – 1321 Barefoot Circle

Mr. Loveland made a motion to have each case read and to combine them in one vote. Second by Ms. Henderson. Motion passed unanimously. Mr. Loveland made an amended motion to refer both Cases #19-000377 & 19-003088 1321 Barefoot 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 the



BAREFOOT BAY RECREATION DISTRICT

DOR, the charge for such action shall be charged to the Respondents account and shall constitute as lien. Second by Ms. Henderson. Motion passed unanimously.

Case #19-002483 – 890 Pecan Circle

Ms. Henderson made a motion to refer Case #18-000591 1025 Wren 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 the DOR, the charge for such action shall be charged to the Respondents account and shall constitute as lien. Second by Ms. Henderson. Motion passed unanimously.

Violation Committee Appointment

Staff recommended to appoint Ms. Weglein to a voting member position of the Violations Committee for a 3-year term and instruct staff to continue to advertise for the newly vacated alternate position. Mr. Diana asked about the other alternate, Mr. Grunow and Mr. Coffey explained that he had a conversation with Mr. Grunow, and he is willing to wait until the next position is open. Chairman Klosky asked for a vote, Ms. Henderson made the motion to appoint Ms. Weglein to a voting member position of the Violations Committee. Second by Mr. Diana. Ms. Henderson and Mr. Klosky voted yes. Mr. Loveland and Mr. Diana voted no; this created a tie vote. Mr. Diana then made the motion to table until the next meeting. Second by Ms. Henderson. Motion passed unanimously.

ARCC Re-appointment

Staff recommended to re-appoint Mr. Brinker's term is expired on October 12, 2019. Staff recommended that he gets re-appointed to a 3-year term as stated in the 2017 amendments to the DOR. Ms. Henderson made the motion to re-appoint. Second by Mr. Diana. Mr. Loveland made the discussion that to advertise it to the homeowner's instead of the re-appointment of members that seems to be the custom of the past. Ms. Henderson changed her motion to continue, per Mr. Repperger's advice. Second by Mr. Diana. Motion passed unanimously.

One-time Social Membership Fee Waiver Request

Staff recommended to deny that Mr. Collins of 467 Marlin Circle, request to waive the social membership fee since he is renovating the home and will not be living there nor using the facilities and would like to waive the social membership fee. Mr. Loveland made the motion to not allow the waiver. Second by Mr. Diana. Motion passed unanimously.

2020 Independence Weekend Fireworks Display

Staff recommended the vendor Zambelli Fireworks for 2020 firework display be awarded \$10,000.00 for the Sunday after Independence Day with a rainout date of November 11, 2020 and to waive the second bid requirement. Mr. Diana made the motion to approve the proposal from Zambelli Fireworks and waive the need of a second bid. Second by Mr. Loveland. Motion carried unanimously.

Bandshell Award of Contract



BAREFOOT BAY RECREATION DISTRICT

Staff recommended based on cost, design and experience of the two vendors that presented quotes for the bandshell Lakeside of the Lounge, the approval be awarded to Barefoot Bay Services for \$17,700.00. Mr. Diana made the motion to approve the proposal from Barefoot Bay Services. Second by Ms. Henderson. Motion carried unanimously.

Mower Replacement

Staff recommended to award WescoTurf in the amount of \$32,332.24, using the state bid system which included a state bid discount of \$8,594.65 from the retail price. Mr. Diana made the motion to award the contract to WescoTurf for \$32,332.24. Second Mr. Loveland. Motion carried unanimously.

Shopping Center Roof Replacement Design: Change Orders #1 & #2

Staff recommended the approval of two change orders for the Shopping Center Roof Replacement and recommended the approval in the amount of \$5,975.00 and authorize staff to execute a budget transfer from R&M/Capital Contingency to the project amount. Mr. Loveland made the motion to approve change order #1. Second by Mr. Diana. Motion carried unanimously. Mr. Loveland made a motion for change order #2 and to bring the subject back to the Board before approaching the business owner regarding cost sharing. Second by Ms. Henderson. Motion carried unanimously.

Out of State Travel: Dude University

Staff recommended the BOT authorize a member of Property Services Management to attend the Dude University Conference in Raleigh, NC at an estimated cost of \$2,460.00 as included in the FY20 Approved Budget. Mr. Diana made the motion to approve the recommendation. Second by Mr. Loveland. Motion carried unanimously.

Christmas Parade Support

Staff recommended the BOT to authorize BBRD to expend up to \$1,000.00 on his Christmas parade and festivities as requested by Chairman Klosky. Mr. Diana made the motion to award the \$1,000.00. Second by Ms. Henderson. Chairman Klosky abstained from the vote. Motion carried.

Ratification of Release and Satisfaction of "Code Enforcement" Lien: 320 Kiwi Drive

Staff recommended the Release and Satisfaction of Lien due to Resolution 2006-1 and/or Chapter 162, Florida Statutes. A Release and Satisfaction of the Order/Lien was recorded at OR Book 8554, Page 1419, Public Record of Brevard County, FL. Mr. Diana made the motion to record a Satisfaction of Lien. Second by Mr. Loveland. Motion carried unanimously.

Donation Request

Staff recommended the BOT accept the donation for a bench in memory of Mr. Larry Sullivan. Mr. Loveland made the motion to accept the donation. Second by Mr. Diana. Motion carried unanimously.



BAREFOOT BAY RECREATION DISTRICT

Manager's Report

Office of the District Clerk

New District Clerk Recruitment Update – Yesterday the position was offered to a well-qualified candidate and once the background check and drug screen information is received an announcement will be made.

Resident Relations

ARCC Meeting 10/01/19

- 1 Extension Requested
- 17 Consent Items
- 7 Other Items

ARCC Meeting 10/15/19.

Next agenda is due out October 8, 2019.

ARCC News

CVO President Manzo notified staff that Mr. Paul Voit was re-appointed for a new 3-year term.

VC Meeting 9/27/2019

- 6 cases came into compliance prior to the meeting
- 7 Cases found in violation
- 1 is working with the homeowner's attorney
- 2 DOR is working with the homeowner

VC Meeting 10/11/2019

- Meeting was canceled

Interesting News for September

38 homes were sold

48 new residents received their badges

Food & Beverage

New Dart Machine Update – They were delivered and are available for use.



BAREFOOT BAY RECREATION DISTRICT

The **50th Anniversary of Woodstock party** will be held in Building A on Saturday, November 30th. Tickets go on sale October 20th in the New Administration Building.

Big Time Tributes presents its Classic Rewind concert at this year's Friday night kickoff event at the Barefoot Bay by the Lake Festival. Barefoot Bay residents may purchase tickets for lakeside reserved seating at 9:30am on Friday, November 1st at the Lounge. \$5 field seats may also be purchased starting November 1st at the Lounge, the 19th Hole and the CVO Office. There will be limited open free seating, so get your tickets early.

The next **Ring of Fire show** is October 12 in Building A 6-9:30 p.m. A few tickets are still available for \$13 at the new Administration Building.

Barefoot Bay's first annual **Sea of Pink**, a Walk for Breast Cancer, will be held on Saturday, October 19th on the walking path next to the New Administration Building. Register at the CVO office Monday-Friday between the hours of 10am and 2pm.

The annual **Halloween costume party** will be held on Saturday, October 26th Lakeside of the Lounge from 7-10:30pm. Prizes are given to the best costumes.

Flyers with all the details are posted.

Golf-Pro Shop

- Golf Membership renewals started Oct 1st (Contact pro shop with questions)
- Driving range hitting cages received and work is in progress (anticipated opening is today)
- #17 drainage work is completed
- #1 Tee rock garden work is in progress. Estimated arrival of rock is October 16th.
- Martini League will resume Oct 15th at 3pm (Contact Pro Shop with questions)
- Saturday Couples will resume Oct 19th at 8am (Contact Pro Shop with questions)
- Sunday PM Scramble will resume Oct 20th at 12:30pm (Contact Pro Shop with questions)
- Course Annual Over-seeding Closure
 - Nov 4th Back Nine and Putting Green Closed
 - Nov 5th Front Nine and Driving Range Closed
- Ernie says "*there are only 75 more shopping Days till Christmas*" so do not delay, come to the Pro Shop for all your official BBRD logo gifts.



BAREFOOT BAY RECREATION DISTRICT

Property Services

- New Pool #1/Lakeside/Pavilion tables and chairs were delivered and will be assembled and set out as time permits.
- Continued work drainage work on the miniature golf project and pressure washing and forming for concrete scheduled to start the week of October 7th.
- Completed annual fire inspections
- Repaired AC unit at the 19th hole
- Cleaning and re-waxed floors in Building C
- Completed refreshment of the billiards room
- Building C Exterior Rehabilitation project is substantially completed
- Will be refinishing the floor in Building A as use of the room permits
- Developing a list of approved pool items to post at the pools to better communicate rules to residents and guests
- Addressed all current DOR grass violations
- Continued soliciting bids and quotes for various projects

General Information

NAB Emergency Generator Project Update – Conduit, concrete slab and generator are installed. Installation of underground storage tank is scheduled for completion by the end of October.

Bldg. A Renovations Project Update – TLC informed staff that 90% review plans are scheduled to be completed by the end of next week.

Beach CCTV System Update – A lightning strike mid-August destroyed most of the system. Staff authorized the repair/replacement of damaged components costing \$5,744.50 and submitted a claim to BBRD's insurance company.

Community Center Parking Study Update – Staff received the report and forwarded it to the BOT last week. Factoring in existing golf cart parking areas, there currently is a deficit of 46 spaces. Said report is on www.bbrd.org.

Facilities Usage Study Update – Per the request of Trustee Loveland at the July 12, 2019 BOT meeting, staff anticipates the Facilities Usage Report will be provided to the BOT and placed on www.bbrd.org by the end of next week.

Attorney's Report

Mr. Repperger gave an update regarding the Stewart Medical lease; changes are still being discussed. He is still waiting on a response, possibly all will be confirmed and ready for the next BOT meeting.



BAREFOOT BAY RECREATION DISTRICT

In answer to Mr. Diana's question of the case regarding sick leave, there has been a Notice of Claim issued and Claim Adjuster for the Carrier has been assigned. In Mr. Repperger's opinion, staff has been correct in the handling of the matter.

He also explained there are 25 – 30 active DOR cases he is perusing, there has been a ramp up of 10-15 lawsuits this month. Compliance cannot be guaranteed even with active litigation.

A hearing date has been set for 10/22/2019 for Blissful Things case.

Incidental Trustee Remarks

Ms. Henderson expressed the concern of the parking shortage issue, expanding 40 to the West of the outside area of the lounge might be the answer.

Mr. Diana agreed with the expansion if done correctly with outside area with folding glass windows and no need for additional parking lot.

Mr. Loveland thanked all the Chair Ms. Joanne Diana, Committee and volunteers for A Sea of Pink on the 1st Annual Breast Cancer Walk. He encourages everyone to come out to honor, remember and support.

Mr. Klosky stated that he will be walking the Sea of Pink Breast Cancer Walk with the team from the Administration, DOR and Resident Relations.

Adjournment

The next meeting will be on October 22, 2019 at 7pm in Building D/E.

Mr. Klosky made a motion to adjourn. Second by Ms. Henderson.

Meeting adjourned at 2:32PM.

Barefoot Bay Recreation District

Treasurer's Report

October 22, 2019

Cash Balances in General Fund as of 10/14/19

Petty Cash **Total Petty Cash:** \$ 2,500.00

Operating Cash in Banks

MB&T Operating Account 1,525,626.47
Total Operating Accounts: 1,525,626.47

Interest Bearing Accounts

SBA Reserve Account 690,582.40
Total Interest Bearing Accounts 690,582.40

Total Cash Balances in General Fund: \$ 2,218,708.87

Total Daily Deposits and Assessments Received for 10/4 - 10/14/2019

Daily deposits: \$ 90,205.72
 Assessments received: -
Total Deposits Received \$ 90,205.72

Expenditures over \$5,000 for for 10/4 - 10/14/2019

Check Number	Vendor	Description	Check Amount
53838	Online Solutions LLC	6 Citizenserve user subscriptions 12/19 - 11/20	10,800.00
	Florida Department of Revenue	Sales Tax: Sep. 2019	8,451.71
Total Expenditures over \$5,000			<u>\$ 19,251.71</u>

Board of Trustees

Date: Tuesday, October 22, 2019
Title: **ARCC Appointment**
Section & Item: 8.A.
Department: Resident Relations, DOR
Fiscal Impact: N/A
Contact: Richard Armington, Resident Relations Manager
Attachments: DOR excerpt
Reviewed by
General Counsel: No
Approved by: John W. Coffey, ICMA-CM, Community Manager



Requested Action by BOT

Re-appointment of Mr. Hurrol Brinker as ARCC or appointment of a different resident as a voting member for a 3-year term.

Background and Summary Information

On October 11, 2019, the BOT tabled this item and instructed staff to advertise the position to have alternate candidates to consider.

Based on the 2017 Amended and Restated DOR, all positions on the DOR were re-appointed. To have staggered terms, the BOT appointed Mr. Hurrol Brinker to an initial 2-year term. Mr. Brinker's term expires on October 12, 2019 and he informed staff of his desire to be re-appointed to the ARCC for a new 3-year term.

Section 6. "Owner" and "Lot Owner" shall mean and refer to the record owner, whether one or more person or entities, of a fee simple title to any lot which is a part of Barefoot Bay.

Section 7. "Lot" shall mean any lot of record appearing on any of the recorded plats of Barefoot Bay enumerated in the recitals of this instrument. If any manufactured or modular home has been placed on two adjacent platted lots in a manner such that the home is located across the platted boundary between such platted lots, the two platted lots shall be treated as a single Lot for purposes of this instrument.

**ARTICLE II
ARCHITECTURAL REVIEW & CONTROL**

Section 1. Architectural Review & Control Committee.

An Architectural Review & Control Committee (ARCC) shall be established to enforce the provisions of this article. The ARCC shall consist of five (5) members, who shall be appointed as follows:

(A) The Board of Trustees of the Recreation District shall appoint a Member of the Board of Trustees to serve as Liaison to the ARCC.

(B) Five voting members of the ARCC shall be appointed as follows: two (2) by the Board of Trustees and three (3) by the Association, all of whom shall be Lot owners.

(C) Two (2) alternates shall be appointed, each to a three (3) year term as follows: One (1) by the Board of Trustees and one (1) by the Association, who shall both be Lot owners. Alternates shall only be permitted to vote when needed to establish a quorum as provided in the ARCC rules and procedures. If needed, the Chairman of the ARCC shall designate which alternate shall vote on any item.

(D) The Community Manager shall assign a Recreation District employee to serve as support staff responsible for the recording of notes and drafting of minutes. The Resident Relations Department shall retain original copies of all minutes and handouts from the meetings and shall publish an agenda seven (7) days prior to each meeting.

(E) ARCC members will be appointed by the Board of Trustees as follows: one (1) member appointed by the Association for a one (1) year term; one (1) member appointed by the Board of Trustees and one (1) member appointed by the Association, each for a two (2) term; and one (1) member appointed by the Board of Trustees and one (1) member appointed by the Association, each for a three (3) term. At the expiration of the initial terms, new members will be appointed for terms of three (3) years each. If a member resigns or otherwise vacates his/her seat before the expiration of his/her term, a new member will be appointed to fill the open seat and serve the balance of the unexpired term.

Board of Trustees

Date: Tuesday, October 22, 2019
Title: **Violations Committee Appointment**
Section & Item: 8.B.
Department: Resident Relations, DOR
Fiscal Impact: N/A
Contact: Richard Armington, Resident Relations Manager
Attachments: Resolution 2010-18
Reviewed by
General Counsel: No
Approved by: John W. Coffey, ICMA-CM, Community Manager



Requested Action by BOT

Appointment of a resident as a Violations Committee voting member for a 3-year term.

Background and Summary Information

On October 11, 2019, the BOT tabled this item until this meeting and instructed staff to continue advertising the position to have alternate candidates to consider.

Voting member Mr. John Atta's appointment expired on September 11, 2019. Current Alternates include

Ms. Wilma Weglein (appointed June 27, 2017)

Mr. Jeff Grunow (appointed August 22, 2017)

On September 23, 2019, Ms. Weglein (the senior alternate) submitted a letter of interest in being appointed as a voting member. While the vacancy has been advertised for the past few weeks, as of October 15th, staff had received zero resumes or letters of interest in serving on the committee.

Resolution 2010-18 states that the BOT shall appoint members to a 3-year term on the Violations Committee.

6 ↑

RESOLUTION 2010 -18

**A RESOLUTION OF THE BOARD OF TRUSTEES OF
THE BAREFOOT BAY RECREATION DISTRICT;
AMENDING RESOLUTION 2008-1; PROVIDING FOR
CONFLICTS; PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Barefoot Bay Recreation District has previously adopted Resolution 2008-1 regarding the processing of Deed of Restrictions violation enforcement cases; and

WHEREAS, the Board of Trustees desires to amend Resolution 2008-1 to remove term limits for members of the Violations Committee;

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

Section 1. Section 3 (f) of Resolution 2008-1 is hereby amended to read as follows:

(f) A member of the Violations Committee may be reappointed upon approval of the Board of Trustees. ~~A member of the Violations Committee may serve a maximum of two consecutive terms.~~

Section 2. This Resolution shall become effective immediately upon its adoption.

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

Section 4. If any provision of this resolution or the application thereof to any person or circumstances is held invalid, the invalidity shall not effect the other provisions or applications of the resolution which can be given effect without the invalid provision or application, and to this end the provisions of this resolution are declared severable.

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

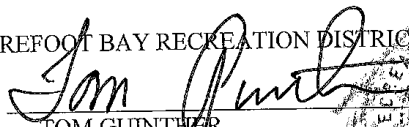
Chairman, Tom Guinther	Yes
Trustee, Louise Crouse	Yes
Trustee, Joseph Klosky	No
Trustee, John M. McAfee	Yes
Trustee, Charles W. Mershon	Yes

The Chairman thereupon declared this resolution Done, Ordered, and Adopted this

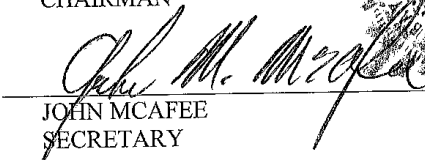
8th day of October, 2010.

BAREFOOT BAY RECREATION DISTRICT

By:



TOM GUINTEHER
CHAIRMAN



JOHN MCAFEE
SECRETARY



Board of Trustees

Meeting Agenda Memo

Date: Tuesday, October 22, 2019
 Title: **DOR VIOLATION 19-004380 398 EGRET CIRCLE**
 Section & Item: 9.A.i.
 Department: Resident Relations, DOR
 Fiscal Impact: No
 Contact: Richard Armington, Resident Relations Manager, John W. Coffey ICMA-CM, Community Manager
 Attachments: 19-004380.1, 19-004380.2, 19-004380.3
 Reviewed by
 General Counsel: No
 Approved by: John W. Coffey, ICMA-CM, Community Manager



Requested Action by BOT

Review Violation and referral to General Counsel Repperger.

Background and Summary Information

Violation to Article II Section 2 ARCC No Permit. First Violation occurred on 10/10/2019. DOR has preformed 3 follow ups and 3 pictures have been taken since the first Violation. Staff has signed Affidavit of Notices and attached four pictures. Respondent has been notified by First Class Mail and Certified Mail. Property has been posted.

Staff recommends that the BOT refer this Violation to the General Counsel Repperger for legal action, equitable or other appropriate action with failure to comply. If the BOT 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.



Photo: 398 Egret. No ARCC permit.

Date Taken:10/10/2019

Address:398 EGRET CIRCLE

Taken by:Peter Essig

Case Number:19-004380



Photo: 398 Egret. Posted notice. STOP WORK.

Date Taken:10/10/2019

Address:398 EGRET CIRCLE

Taken by:Peter Essig

Case Number:19-004380



Photo: 398 Egret. Posted notice (V.C.)

Date Taken:10/15/2019

Address:398 EGRET CIRCLE

Taken by:Peter Essig

Case Number:19-004380

Board of Trustees

Meeting Agenda Memo

Date: Tuesday, October 22, 2019
Title: **Amendment to Rules for Board of Trustees (Term Limits)**
Section & Item: 9.B.
Department: Administration
Fiscal Impact: N/A
Contact: Richard Armington, Resident Relations Manager
Attachments: BCC Ordinance 18-22 (Term Limits), Revised Draft Rules for the Board of Trustees (As approved September 24 2019 with Term Limit Language Added)



Reviewed by
General
Counsel: Yes
Approved by: John W. Coffey, ICMA-CM, Community Manager

Requested Action by BOT

Approve Amended *Rules for Board of Trustees* to include term limits.

Background and Summary Information

On November 7, 2017 the electors of Barefoot Bay Recreation District approved an amendment to the District Charter implementing term limits for Trustees.

Brevard County Ordinance 18-22 amended the Charter for Barefoot Bay Recreation District to impose term limits as approved by the electors and authorized by Chapter 2017-202, Laws of Florida.

On September 24, 2019, the Board of Trustees directed that the *Rules for the Board of Trustees* be amended to reflect the approved term limits for Trustees.



Tammy Rowe, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972
Tammy.Rowe@brevardclerk.us

October 10, 2018

M E M O R A N D U M

TO: Frank Abbate, County Manager

RE: Item H.1., Ordinance Amending Barefoot Bay Recreation District Charter to Impose Term Limits

The Board of County Commissioners, in regular session on October 9, 2018, adopted Ordinance No. 18-22, amending Barefoot Bay Recreation District Charter to impose term limits for District Board of Trustees Members. Enclosed is a certified copy of the Ordinance.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

A handwritten signature in cursive script that reads "Tammy Rowe".

Tammy Rowe, Deputy Clerk

Encl. (1)

cc: Supervisor of Elections
County Attorney

ORDINANCE NO. 18-22

AN ORDINANCE AMENDING ORDINANCE NO. 84-05 WHICH CREATED THE CHARTER OF THE BAREFOOT BAY RECREATION DISTRICT; SPECIFICALLY AMENDING ARTICLE V TO LIMIT THE NUMBER OF TERMS OF MEMBERS OF THE BOARD OF TRUSTEES OF THE DISTRICT TO NO MORE THAN THREE (3) SUCCESSIVE COMPLETE TWO (2) YEAR TERMS; ALLOWING TERM-LIMITED TRUSTEES TO SERVE AGAIN TWO (2) YEARS AFTER THE TRUSTEE'S LAST SUCCESSIVE COMPLETE TERM; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the 1983 Florida Legislation has authorized the creation of independent special districts known as "mobile home park recreation districts" by the enactment of Sections 34 through 38 of Chapter 83-204, Laws of Florida; and

WHEREAS, the Board of County Commissioners of Brevard County created such a District for Barefoot Bay by way of Ordinance 84-05, which was approved of by a majority of the electors residing in the District; and

WHEREAS, the Board of County Commissioners of Brevard County has previously amended Ordinance 84-05 by way of Ordinances 96-53, 08-03, and 2012-01; and

WHEREAS, the Legislature of the State of Florida has recently passed HB No. 905 (Chapter 2017-202, Laws of Florida) which provides authority term limits for Board of Trustees members subject to approval of the registered electors of the District; and

WHEREAS, the Board of Trustees has recently voted to propose term limits to the registered electors of the District; and

WHEREAS, the electors have approved of the amendments to the Charter so proposed in a referendum election held on November 7, 2017; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

Section 1. ARTICLE V of the Charter of the Barefoot Bay Recreation District as established by Ordinance 84-05 and as amended by Ordinances 96-53, 08-03 and 2012-01 shall be further amended to read as follows:

ARTICLE V

BOARD OF TRUSTEES

1. General Powers and Duties. The governing body of the Barefoot Bay Recreation District shall be known as the Board of Trustees. The Board of Trustees shall exercise all of the powers of the district set forth in Article IV above, and shall have all duties useful and necessary to the exercise of such powers. Except as otherwise provided in this Charter, no action of the Board of Trustees shall be taken except upon the vote of a majority of the entire membership of the board. A majority of the board shall also constitute a quorum for the official conduct of business by the board.

2. Composition and Qualifications. The Board of Trustees shall consist of five (5) members elected by the electors of the district. Each member of the Board of Trustees shall be a resident of the district and shall be a qualified elector of the district.

3. Elections of Trustees.

- (a) Qualified persons desiring to have their names placed on the ballot for election as trustees of the Barefoot Bay Recreation District shall present a written petition to the Supervisor of Elections of Brevard County not less than sixty (60) days prior to the date of each election, which petition shall be signed by the applicant and not less than twenty-five (25) other electors of the district.
- (b) Elections for the Board of Trustees shall be held annually on the first Tuesday after the first Monday of November, beginning in 1984. Notice of an election setting forth the names of the persons who have qualified as candidates for the Board of Trustees shall be given by the Supervisor of Elections by mail addressed to each qualified elector not less than fifteen (15) days before the date of the election, and shall also be published one time at least ten days prior to such election in a newspaper of general circulation in Brevard County. Notwithstanding the provisions of Section 101.20, Florida Statutes, the publication of a sample ballot shall not be required. The Supervisor of Elections shall be entitled to a reasonable reimbursement for conducting each election, payable out of the general funds of the district.
- (c) Beginning with the election held in November, 2008, qualified candidates may run for the Board of Trustees with the candidates receiving the highest number of votes in descending order filling three (3) vacant seats for a two-year term. For the election of November 2009, the qualified candidates receiving the highest number of votes in descending order shall be elected to fill the respective two (2) vacant seats for a two-year term. Thereafter, elections for the Board of Trustees shall be held annually as specified in Section 3 (b) of this Article, with the qualified candidates receiving the highest number of votes in descending order filling any

vacant seats for two-year terms or until their successors are duly qualified. Any trustee may succeed himself in office, subject to the limitation of terms provided herein.

4. Vacancies on the Board of Trustees. Any vacancy on the Board of Trustees shall be filled for the unexpired term by the appointment by the remaining trustees of a successor from among the qualified electors of the district.

5. Removal of Trustees. Any trustee who fails to discharge his duties may be removed for cause by the remaining members of the Board of Trustees after due notice and an opportunity to be heard upon charges of malfeasance or malfeasance.

6. Organization Of Board. The Board of Trustees shall organize itself within fourteen (14) days next after the first Tuesday after the first Monday in January after each election by electing from its number a chairman, two vice-chairmen, a secretary and a treasurer.

7. Compensation for Services. The trustees shall not receive any compensation their services, but shall be entitled to be reimbursed from funds of the district for any authorized disbursements they may properly incur on behalf of the district.

8. Surety Bonds. Each trustee authorized to sign checks of the district or otherwise designated by the Board of Trustees to handle its funds shall, before he enters upon such duties, execute to the Governor of the State for the benefit of the district, a good and sufficient bond approved by a circuit judge of Brevard County in the sum of Ten Thousand Dollars (\$10,000.00) with the qualified corporate surety conditioned to faithfully perform the duties of his office and to account for all funds which may come into his hands as such trustee. All premiums for such surety on such bonds shall be paid from the funds of the district.

9. Conduct of Business. As a public body, the Board of Trustees collectively, and each individual member of the Board of Trustees, shall conduct their business as a public body and shall be subject to all laws of the State of Florida relating to open government, financial disclosure, avoidance of conflict of interest, and ethics.

10. Indemnity for Trustees. A trustee who is not guilty of malfeasance or misfeasance in office shall be relieved of any personal liability for acts done by him while holding office. Any trustee who is made a party to any action, suit or proceedings solely by reason of his holding office in the district shall be indemnified by the district against reasonable expenses, including attorney's fees incurred by him in defending such suit, action or proceeding, except with respect to matters wherein it is adjudged that such trustee is liable for gross negligence or misconduct in the performance of his duties.

11. Term Limits. Members of the Board of Trustees of the District shall serve no more than three (3) successive complete two (2) year terms; however, term-limited Trustees may serve again two (2) years after the Trustee's last successive complete term. This limitation shall not apply to the portion of any unexpired term served by appointment to fill a vacant seat pursuant to Sec. 418.302 (5), Florida Statutes. This provision shall apply prospectively to the terms of Trustees elected after the effective date of this Ordinance.

Section 3. The above amendments were submitted to and approved by the electors of the district at a referendum election held on the 7th day of November 2017.

Section 4. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, the invalidity shall not affect the other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared severable.

Section 5. This ordinance shall take effect immediately upon its adoption.

DONE AND ADOPTED in Regular Session, this 9 day of October, 2018.

ATTEST:



A circular seal of the Board of County Commissioners of Brevard County, Florida, featuring a central emblem and the text "BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA" around the perimeter. A signature is written across the seal.

BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA

By:



A handwritten signature in black ink, appearing to read "Rita Pritchett", written over a horizontal line.

RITA PRITCHETT
CHAIR

As approved by Board 10/9/18

RULES FOR THE BOARD OF TRUSTEES BAREFOOT BAY RECREATION DISTRICT

ARTICLE I NAME AND ADDRESS OF ORGANIZATION

Section 1

The name of the organization is BAREFOOT BAY RECREATION DISTRICT, hereinafter referred to as THE DISTRICT.

Section 2

The mailing address of the District is 625 Barefoot Blvd, Barefoot Bay, Florida 32976-9233.

ARTICLE II PURPOSE OF THE RULES

Section 1

The purpose of these Rules is to implement the applicable Florida Statutes and in particular, Chapter 418.30-309, Laws of Florida, and Brevard County Ordinance 84-05, dated 23rd February, 1984, hereinafter referred to as the “Charter”; which said instruments of law and any amendments thereto are incorporated by reference.

Section 2

A further purpose is to inform the residents and property owners of Barefoot Bay as to the operation and management of the District.

ARTICLE III THE GOVERNING BODY

Section 1

The governing body of the District is the Board of Trustees, hereinafter referred to as the “Board.”

Section 2

The composition, qualifications for membership, election, term of office, method of replacement or removal and compensation, shall be as specified in Article V of the Charter, and other applicable state statutes.

Section 3

A. The term of office of each elected Trustee shall commence on the first Tuesday after the first Monday in January following his or her election. Trustees shall serve for two (2) years, or until their successors have qualified for office. The Board shall organize itself within fourteen (14) days next after the first Tuesday after the first Monday in January following each November election by electing from its number a Chairperson, two (2) Vice-Chairmen, a Secretary and a Treasurer.

B. Elected Trustees shall be sworn into office at a public ceremony at a convenient time, providing such ceremony shall stipulate the actual date of assumption of office as in subparagraph A above.

C. The officers of the Board shall serve for one (1) year, commencing on the organizational meeting held in January, after the general election, as defined in paragraph A above.

D. Members of the Board of Trustees of the District shall serve no more than three (3) successive complete two (2) year terms; however, term-limited Trustees may serve again two (2) years after the Trustee's last successive complete term. This limitation shall not apply to the portion of any unexpired term served by appointment to fill a vacant seat pursuant to Sec. 418.302 (5), Florida Statutes or Section 4, Article V of the Charter.

Section 4

An in-term replacement of a Trustee shall be made by remaining members of the Board as provided for by Section 4, Article V of the Charter and such selected member shall be seated at the next regular meeting.

ARTICLE IV **REGULAR AND SPECIAL MEETINGS**

Section 1

The Board shall hold all regular meetings in Barefoot Bay, Florida on the second Friday and the fourth Tuesday of each month at a time and place designated by the Board.

Section 2

Special or emergency meetings may be called and conducted in accordance with Article V, Section 1 of these Rules.

Section 3

A majority of the entire membership of the Board shall constitute a quorum for the transaction of business.

Section 4

The Chairperson, or Vice-Chairperson in his/her absence, shall conduct all meetings according to these Rules and Regulations and such other rules as are, from time to time, adopted by the Board; but not inconsistent with the laws of Florida or the Charter.

Section 5

Workshop meetings may be conducted by the full Board or by a committee of the Board. Meetings will be chaired by a Trustee on a rotating basis. A committee shall be chaired by a Trustee and shall include other members of the public as deemed necessary. The committee may discuss, or prepare written recommendations for future consideration by the full Board. These meetings shall be conducted in accordance with the requirements of the Sunshine Law and shall be properly noticed for public attendance. No business transactions or decisions binding the full Board are permitted.

Section 6

The following guidelines pertain to the public's attendance at a public meeting and are subject to the Chairperson's discretion:

1. No attendee shall be allowed the floor until recognized by the Chairperson.
2. No attendee may be allowed more than three (3) minutes on an Agenda Item or audience participation. Attendees may be allowed more than three minutes per Agenda item or audience participation per the discretion of the Chairman. The attendee must fill out a card informing the Chairperson on the Number of the Agenda Item they wish to speak about prior to the meeting.
3. No attendee shall be required to register his or her attendance. However, those desiring to be heard must state their name and place of residence.
4. No attendee may be allowed to enter into a debate with members of the Board.
5. All questions shall be directed to the Chairperson, answered by the Chairperson or the Chairperson may refer to other members of the Board.
6. Any attendee shall have the right to use a silent tape recorder, and to make an accurate record of what transpires. A reporter may use this means for the benefit of his readers or listeners.
7. Use of cameras will be allowed, so long as such use is not disruptive or the conduct of the meeting.

ARTICLE V
TRANSACTION OF BUSINESS BY THE BOARD

Section 1

“The Board shall utilize the latest edition Robert’s Rules of Order as its official rules of procedure. To the extent that a conflict shall exist between these Rules for the Board of Trustees and Robert’s Rules of Order, these Rules for the Board of Trustees shall control.”

Section 2

All meetings of the Board for transaction of business shall be in harmony with the requirements of Chapter 189.417, F.S., in a building accessible to the public. Any meeting other than a regular meeting or any recessed and reconvened meeting of the Board must be advertised with the day, time, place and purpose of the meeting at least seven (7) days prior to such meeting, except in the case of emergency meetings. Meetings other than regularly scheduled or emergency meetings are deemed to be special meetings and may be called by the entire Board collectively, the Community Manager, and/or the Chairperson as necessary.

A meeting called to deal with bona fide emergency, will be held as necessary upon the call of the Chairperson or at least two (2) requests to convene such an emergency meeting submitted separately by any two (2) Trustees to the Community Manager action taken at any emergency meeting will be ratified at the next regular Board meeting. Reasonable notice of any such emergency meeting will be provided.

Section 3

No approval of the annual budget shall be granted at an emergency meeting.

Section 4

All meetings of the Board shall be open to the public and governed by the provisions of Chapter 286, F.S.

Section 5

Minutes shall be taken, recorded and made available for public inspection at all reasonable time.

Section 6

Under any Liaison, Incidental, Manager, or Attorney report, any member of the Board may request that any initial motion made by any other member be determined by the Board to be of significant public importance. If the initial motion is determined to be of significant public importance, the initial motion shall be required to be heard as a specific item on a subsequent agenda rather than acted on by motion under the report.

Section 7

If an item is continued it should be placed under unfinished business until it is completed unless the Board of Trustees sets a specific agenda for it to be discussed.

Section 8

The Board shall have the power to create any advisory or fact-finding committee as deemed appropriate and necessary by the Board collectively. Any Trustee may propose the formation of any such committee which may only be formed upon a majority vote of the full membership of the Board. At the time of formation/revision of any such committee, the Board shall define in writing the purpose and duration of the committee, the number of committee members, their length of terms (not to exceed 5 years), appoint the individual members of the committee, and assign a staff representative to support each committee. Trustees shall not serve as members of committees. Each committee shall only have the powers granted to it by the Board at the time of establishment. In the event of a change of membership of any committee, replacement members shall only be confirmed upon a majority vote of the membership of the Board. The Board shall have the power to review the membership, purpose, and duration of any committee, including the right to dissolve and disband any committee, at any time upon a majority vote of the membership of the Board.

After the adoption of the revisions to this section, the Board shall review all committees (excluding Violations committee) and adopt written purposes of each committee. Existing committee members (excluding Violations and ARCC committees) may be re-appointed for fixed terms with a staggered length of terms to ensure all committee members' terms do not expire at the same time. Under no circumstances shall a paid staff person be appointed as a voting member of a committee. Applicants for said committees shall submit a resume for consideration of appointment.

Written minutes of committee meetings must be kept, with a copy provided to the District Record Custodian for record keeping. Members of all advisory committees shall be advised of the Sunshine Laws applicable to the committee members. The BBRD Guidelines for Committee/Task Force form shall be prepared for each committee and shall be turned in to the District Record Custodian for record keeping.

ARTICLE VI

DUTIES AND RESPONSIBILITIES OF OFFICERS AND TRUSTEES

Section 1

The Board of Trustees have the general powers and duties as set forth in Article V of the District Charter.

Trustees shall:

- Attend all Board of Trustees meetings and workshops, unless otherwise excused by the Chairperson
- Chair committees or acts as liaison to assigned committees and regularly reports on their activities;
- Evaluate the Community Manager and or management company at the prescribed times and provides an assessment of current performance and areas for improvement;
- Respond to resident complaints by referring them to the appropriate entity, Board of Trustees or Community Manager for prompt resolution; and

The Board of Trustees shall determine who has signing authority for all banking and savings accounts of the District. The Board shall determine who has “view only” or “account change” authority. All access to Recreation District accounts must be approved through a regular meeting and be recorded in the official minutes of the Board of Trustees. Changes which affect the status, location and value of any accounts held by Barefoot Bay Recreation District shall be approved by the Board of Trustees.

Safety Deposit Box procedure. Anyone trustee or staff member requesting access to the safety deposit box must notify the Community Manager for the key. Access to the safety deposit box is granted to the Community Manager or his/her designee and one trustee who must also be present at the time of access.

Florida Association of Special District (FASD) Conference Attendance: Newly elected or appointed Trustees, who have not previously attended a FASD Conference, should attend the next FASD Conference after her/his election or appointment. Additionally, each Trustee is eligible to attend the annual FASD Conference, as long as the Administration Budget (Finance and District Clerk Sub-Departments) has sufficient roll-up available budget.

Section 2

Chairperson. The Chairperson or Vice-Chairperson shall preside at all meetings of the Board. The Chairperson shall appoint regular and special committees as necessary. He/she shall also be an ex-officio member of all committees appointed by him/her. In the absence of the Chairperson, the 1st or 2nd Vice-Chairperson shall act in his/her place. The Chairperson shall perform all the duties of Trustee.

The Chairperson shall sign all contracts and documents requiring the signature of the Board representative. He/She shall have signing, withdraw, deposit and information changing authority on all SBA accounts. The Chairperson may review agenda items with the community manager prior to the release of any final agenda for all regular and special meetings of the Board.

Section 3

Secretary.

1. Is responsible for directing and over-seeing that the Community Manager maintains all records of the business of the District and any other records required by Florida Statutes;

2. Is responsible for ensuring the Community Manager provides notice of all meetings and that minutes are taken by as required by Florida Statutes;
3. Reviews draft copies of minutes and oversees the necessary corrections before they are issued to the Board of Trustees or public;
4. Performs the regular duties of a Trustee; and
5. Takes roll call at the meetings and determine that a quorum is present.

Section 4

Treasurer. The Treasurer shall be responsible for ensuring that the Community Manager maintains accurate accountings of receipts and disbursements of monies to the operation of the District and shall direct the Community Manager to prepare all financial reports required by the Florida Statutes and any rules or regulations of any state of Florida or federal agency.

Notwithstanding the foregoing, a Trustee who does not have the authority to sign any checks for the District shall be appointed by the Board to review the monthly bank statements of the District for accuracy.

1. The Treasurer or designee shall review all payments and supporting documents for accuracy and sign the Recreation District checks for payment of invoices. In the absence of the Treasurer, the second signature required for all checks over \$5,000 may be any Trustee authorized with signing authority.
2. In the case of any emergency action, the Treasurer or designated person shall act with the Community Manager in the best financial interest of the Recreation District and bring the issue to the Board for approval at the next scheduled meeting.
3. The Treasurer shall initiate any actions approved by the Board for withdrawal and deposit of any funds from the SBA and Money Market accounts of the District.
4. The Treasurer shall prepare reports for the regular scheduled board meetings which accurately reflect the most recent balances of the accounts held by the District. The Treasurer shall prepare a monthly summary report after each close of business and review the bank statement monthly along with the list of deposits and disbursements reflected in that bank statement.

Section 5

The Trustee who is elected Chairperson of the Neighborhood Revitalization (NRP) Program 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 target property 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.

ARTICLE VII
CONFLICT OF INTEREST

Section 1

“A code of ethics for all state employees and non-judicial officers prohibiting conflict between public duty and private interest shall be prescribed by law.” (Article III, Sec. 18, Fla. Const.) This mandated Code of Ethics is found in Chapter 112 (Part III) of the Florida Statutes.

Section 2

Immediate family members of a Trustee shall be prohibited from formal employment or serving in a volunteer capacity (i.e. Golf-Pro Shop Player Assistants, Courtesy Golf Cart Drivers, etc.) with the District during the term(s) of service of said Trustee. This prohibition shall begin upon the post-election or post-appointment formal commencement of the term of the Trustee. Any family members of a Trustee classified as a current employee (whether working or on approved leave) as of August 9, 2019 will be exempt from this prohibition until the employee separates employment. Immediate family members falling within this prohibition shall be eligible for reemployment with District upon the expiration of the term(s) of the Trustee to which they are related. For purposes of this prohibition, “immediate family member” is defined as one of the following: spouse or significant other, parent/step parent, child/step child, grandparent, grandchild, brother/brother-in-law, sister/sister-in-law, uncle, aunt, nephew, niece, first cousin, in-laws (father, mother, son daughter).

ARTICLE VIII
ADMINISTRATIVE DUTIES

Section 1

The Board of Trustees employs a Community Manager who is the chief appointed officer responsible for the daily operations and management of all BBRD personnel and functions. The Board of Trustees, as a group in public meetings, provides direction to the Community Manager regarding policy and operational activities. The Board of Trustees is responsible for the selection, evaluation and termination of the Community Manager and/or management company (in lieu of directly hiring a Community Manager). Individual Trustees may discuss any specific issue with the Community Manager in private, but shall not provide specific direction regarding District administrative operations of BBRD, including the operation of individual departments or and management of employees.

Section 2

Trustees should work closely with volunteer groups or individuals including the District as well as with the Barefoot Bay Homeowners Association.

Section 3
Organizational Chart

An organizational chart of the District specifying the Trustee positions and operations structure of the staff will be maintained and modified as required.

ARTICLE IX
ORDER OF BUSINESS

Section 1

1. Thought for the Day
2. Pledge of Allegiance to the Flag
3. Roll Call
4. Presentations and Proclamations
5. Approval of Minutes
6. Treasurer's Report
7. Audience comments on Agenda Items
8. Unfinished Business
9. New Business
10. Community Manager's Report
11. Attorney's Report
12. Committee/Liaison Report
13. Incidental Trustee Remarks
14. Audience Participation
15. Adjournment

ARTICLE X
AMENDMENTS

Section 1

Amendments to these Rules and Regulations may be introduced by any Trustee in writing. A copy of the proposed amendment shall be posted by the Secretary on the official bulletin board and on www.bbrd.org at least seven (7) days prior to the next regular meeting of the Board, after which the Trustees shall vote on the proposed amendment.

Any amendment to these Rules adopted in accordance with this article shall become effective no sooner than seven (7) days after the date of the adoption of a resolution setting forth any amendments.

ARTICLE XI
PRECEDENT OF LAW

Section 1

Any portion of the Rules in conflict with Florida Laws and the Charter shall be invalid.

Section 2

These Rules shall supersede any and all previous Rules adopted, including but not limited to, Part I of Resolution 2004-1, 2007-03, 2008-07, 2010-19, and 2014-01.

Section 3

These Rules are effective upon passage by the Board and adoption of resolution defining said amendments.

DATED: _____

JOSEPH KLOSKY,
Chairperson

STEVE DIANA,
Secretary

Board of Trustees Meeting Agenda Memo

Date: Tuesday, October 22, 2019
Title: **Shopping Center Electrical Design**
Section & Item: 9.C.
Department: R&M/Capital Projects
Fiscal Impact: \$18,360.00
Contact: Matt Goetz, Property Services Manager, Richard Armington,
Resident Relations Manager
Attachments: TLC Quote Barefoot Bay 937_935 Barefoot Blvd Electrical
Upgrades, FY20 Budget excerpt
Reviewed by
General Counsel: No
Approved by: John W. Coffey, ICMA-CM, Community Manager



Requested Action by BOT

Approval of design proposal for construction drawings for electrical upgrades and installation of additional parking lot lights.

Background and Summary Information

The FY20-24 Five-Year Financial Model and Capital Improvement Plan contains the following projects scheduled for execution in FY20 and to be paid for out of Fund Balance. The following language is excerpted from the FY20 Approve Budget, page F-14.

1. Replacement of Electrical Infrastructure in Shopping Center

FY20 (use of fund balance) \$82,400 funded project. This project was initially shown as funded through the 2018 Bond Projects Fund but ultimately was changed to unfunded by the BOT last year. Per the consensus of the BOT, all 2018 Bond Projects Fund projects were moved back to the General Fund. This project is now recommended to be executed in FY20 at the same time as the "Additional Parking Lights in the Shopping Center" project.

2. Additional Parking Lights at the Shopping Center

FY20 (use of fund balance) \$19,100 funded project. This project was originally budgeted in FY18 but was deferred until this year due to the New Administration Building project being deemed the top priority by the BOT and moved up one year in the 5yrFM&CIP. Of note, this project was formerly listed under the now discontinued "Resident Relations" category.

To ensure bids are comparable and to address lingering misinformation about FPE panels, the Community Manager solicited a proposal from TLC for the following work:

Phase I: Electrical Condition Assessment \$ 4,320.00

Phase II: Building Upgrade/Site Lighting Construction Drawings \$ 14,040.00

Total \$18,360.00

Hence, staff recommends the BOT approve the TLC proposal in the amount of \$18,360.00 for Shopping Center electrical assessment and development of construction drawings.



September 27, 2019

Mr. John W. Coffey
Community Manager
Barefoot Bay Recreation District
625 Barefoot Blvd
Barefoot Bay, FL 32976
Delivered via e-mail: jcoffey@bbrd.org

**Re: 935/937 Barefoot Blvd Electrical Upgrades
Professional Engineering Services Proposal**

Dear Mr. Coffey:

Thank you for reaching out regarding the proposed renovations to the Barefoot Bay Shopping Center located at 935 and 937 Barefoot Boulevard in Barefoot Bay, Florida. We look forward to working with the Barefoot Bay Recreation District (OWNER) on this project. As we discussed, TLC Engineering Solutions, Inc. (TLC) proposes to provide Electrical engineering services for the project with proposed scope and fee as outlined below.

PROJECT SCOPE

We understand the project is to consist of electrical investigation and upgrades to the existing shopping center buildings located at 935 and 937 Barefoot Blvd in Barefoot Bay, Florida. The project will be broken into two phases:

- **Phase I: Electrical Condition Assessment**

Phase I of the project will consist of a site visit by our electrical engineering staff to evaluate the condition of the existing electrical panels and main distribution system within the existing buildings, and study the existing site lighting layout. The site visit will evaluate the existing panels and distribution system to determine their age, adequacy, and capacity for additional loads associated with the proposed additional site lighting. Information regarding the condition of the existing infrastructure, including any fire hazards and/or immediate repairs necessary due to the condition/age/type of existing infrastructure will be provided in an Electrical Condition Assessment Report. Phase I scope of work does not include investigation of light fixtures, switches, outlets or other electrical appliances, wiring, or end fixtures/components.

- **Phase II: Electrical Upgrades and Site Lighting Construction Documents**

Phase II of the project will consist of the development of Electrical Construction Documents detailing the proposed upgrades to the existing panels and distribution system, and new site lighting. Scope of work for Phase II does not include upgrades to switches, light fixtures, outlets, or other similar components. The scope of work is limited to the electrical panels and main distribution system and is not intended to bring the existing building in compliance with current building codes or energy standards. Construction Documents will be used for bid purposes and obtaining an electrical construction permit through the local AHJ. Construction phase services including, but not limited to, response to contractor RFIs, review of submittals, and responding to

permit comments/questions is excluded from the scope of work. Construction Administrative services will be provided as an additional service.

The project scope is based on information provided by John Coffey in e-mails and via phone to Colin Doyle, PE on September 24, 2019.

BASIC SCOPE OF SERVICES

Basic Scope of Services shall be as outlined in AIA Document B101 – 2007 Edition – Standard Form of Agreement Between Owner and Architect, Article 3 and our current continuing services agreement. TLC shall provide professional Electrical engineering and design services.

TLC anticipates submittals at the following design stages:

- Phase I: Electrical Condition Assessment Report
- Phase II: 90% Construction Documents
- Phase II: 100% Construction Documents

Two (2) site visits are included in the scope of work to assess the existing conditions relative to proposed scope of work.

One (1) design review meetings are included in TLC's proposed work scope.

Design modifications may occur during the design and construction process, because it is impossible to foresee or anticipate every design issue until the design work is completed. Modifications can result in increases or decreases in actual construction cost. Therefore, it is important that a reasonable allowance or contingency be included in the bid to accommodate any changes in design as developed for this proposal.

CONSTRUCTION PHASE SERVICES

Construction Phase Services are excluded from the scope of services.

INFORMATION TO BE FURNISHED BY THE OWNER

In addition to Owner's Responsibilities defined in AIA Document B101 – 2007 Edition – Standard Form of Agreement Between Owner and Architect, Article 5, specific information and material that impacts the design shall be provided to TLC. This includes, but is not limited to:

- Reliable existing architectural and electrical building drawings.
- Peak electrical demand for Building 935 and 937 for the past 12 months.

ADDITIONAL SERVICES

Additional services, when requested in writing by the Barefoot Bay Recreation District, shall be performed for additional compensation. Additional Services are as defined in AIA Document B101– 2007 Edition – Standard Form of Agreement Between Owner and Architect, Article 4. Additional Services also include those items shown in ATTACHMENT A.

TLC shall submit the estimated additional services cost for approval and authorization prior to proceeding with a design.

FEE

We propose to provide the above-described basic scope of services for the following fee structure plus reimbursable expenses at 1.0 times direct cost.

• Phase I: Electrical Condition Assessment	\$	4,320.00
• <u>Phase II: Building Upgrade/Site Lighting CDs</u>	<u>\$</u>	<u>14,040.00</u>
TOTAL	\$	18,360.00

Reimbursable expenses include all travel-related costs, (TLC’s Cocoa, Florida office to be considered point-of-origin for all trips), mileage, meals, lodging, plotting and printing (except as required for in-house coordination), photography, courier services, shipping and express mail.

Billing will be monthly, based upon percent of services completed and reimbursable expenses. Payment is due within 15 days of OWNER’s receipt of invoice.

If this proposal is acceptable, your signature below will confirm TLC’s authorization to proceed. Retain one copy and return one copy to TLC Engineering Solutions, Inc. at the address on page 1 of this proposal. This authorization constitutes OWNER’s commitment to pay the fee and reimbursable expenses. Alternatively, TLC can enter into a contract agreement with OWNER using AIA Document B101 – 2007 Edition – Standard Form of Agreement Between Owner and Architect. Please refer to ATTACHMENT D for Special Conditions to the Agreement.

We look forward to your favorable selection of TLC and the opportunity to assist your team for this and future projects. Please give me a call with any questions or comments.

Yours truly,

TLC ENGINEERING SOLUTIONS, INC.

BAREFOOT BAY RECREATION DISTRICT



By: _____

Colin G. Doyle, PE
Associate / Structural Project Engineer

Print Name and Title _____



Gary C. Krueger, PE, LEED BD+C, CM
Principal / Division Director

Date _____

ATTACHMENT A

ADDITIONAL SERVICES

Professional Engineering Services Proposal

1. AIA Document B101 – 2007 Edition – Abbreviated Standard Form of Agreement Between Owner and Architect, Article 4.
2. Construction Administration services including, but not limited to, response to bidder questions, response to local permitting official's comments, response to contractor's request for information (RFI) during the construction period, site visits, and review of submittals and shop drawings.
3. Attendance at design review meetings, as requested by the OWNER, in excess of the number of meetings defined in this proposal.
4. Value Engineering meetings and subsequent engineering or design revisions to incorporate accepted value engineering items, including changes to system design after construction documents have been completed.
5. Significant revisions to the program, design philosophy or plans after Design Development approval, or to systems selected following schematic phase, and which result in redesign expenses.
6. BIM Modeling level of detail, Model deliverables and TLC's role in the coordination process beyond the scope identified in the proposal.
7. Detailed project phasing, preparation of multiple phasing plans, or preparation of multiple sets of construction documents or document packages.
8. Change in applicable code, resulting in redesign effort or expenses.
9. Energy modeling or preparation of systems life cycle cost analysis (LCA).
10. Structural engineering, Mechanical engineering, Plumbing engineering, Architectural design, Civil engineering, landscape design, and irrigation design services.
11. Currently unidentified specialty electrical, lighting or communication systems, including voice/data, audio/visual, security, or other low voltage electronic systems.
12. Document reproduction beyond those required for in-house coordination and submittals as outlined above.
13. Development of "as-built" or record drawings.
14. Detailed cost estimating services.
15. Threshold Inspection Services.
16. Commissioning of building systems.
17. Electrical circuit breaker coordination study.
18. Design of emergency power or generator systems.
19. Upgrades to existing electrical fixtures, lighting, and other components excluded from the scope of work as outlined in the project scope.

FY20 Budget	Project Name
145,000	Lounge enlargement
95,700	Beach projects, Ph. 3 (Restrooms)
75,000	Lake bank repairs
66,000	Pool 1 walkway roof replacement, Ph. 2
60,000	Irrigation system replacement, Ph. 1 (6 satellite boxes)
40,000	Installation of mechanical pool covers at Pools #2 & #3
35,000	Replace Property Services truck (2006 F-250 size)
32,000	Replace lawnmower
25,000	Replace damaged concrete sidewalks/assembly areas (Location TBD)
25,000	Pool 2 restrooms roof replacement (w/metal)
25,000	Pool 3 restrooms roof replacement (w/metal)
25,000	Neighborhood revitalization program
24,000	Additional Property Services Truck
24,000	Bench covers for (26) benches at Shuffleboard courts
21,800	Replace sidewalks at Bldg. D/E and the 19th Hole
20,000	Bandshell lakeside of Lounge
8,500	Additional utility cart for custodian supervisor
7,500	Pro Shop carpet and floor replacement/repair
754,500	FY20 Sub-total

FY20 Use of Fund Balance	Project Name
247,600	Building A kitchen expansion
191,400	Upgrade electrical infrastructure in Building A
132,000	Building A HVAC replacement/upgrade
104,882	Lake bank restoration, Ph. 6 (holes 10, 11, 12, 14, 15, 16 & 17)
82,400	Replace electrical infrastructure in Shopping Center
50,000	Replace damaged concrete sidewalks/assembly areas (Location TBD)
19,100	Additional parking lights at Shopping Center
827,382	FY20 Use of Fund Balance Sub-total

FY20 Project Detail

Replacement Damaged Concrete Sidewalks/Assembly Areas (locations TBD)

\$25,000 each fiscal year. The budget is used as needed and accrued year-to-year for larger projects. The FY20 Budget is shown as being fully expended, along with a projected \$50,000 in roll-forward monies from FY19, so the reader can easily understand future funding levels.

Board of Trustees

Meeting Agenda Memo

Date: Tuesday, October 22, 2019
Title: **Policy Manual Changes**
Section & Item: 9.D.
Department: Administration, District Clerk
Fiscal Impact: TBD
Contact: Richard Armington, Resident Relations Manager, Kathy Mendes, Food & Beverage Manager, Matt Goetz, Property Services Manager
Attachments: resolution Policy Manual Adoption, Policy manual BOT proposed revisions 22Oct19



Reviewed by
General Counsel: No
Approved by: John W. Coffey, ICMA-CM, Community Manager

Requested Action by BOT

Approval of Resolution 2019-10 adopting a Revised Policy Manual incorporating minor changes proposed by staff.

Background and Summary Information

Staff has identified the following minor changes to better communicate rules to residents and guests and to recoup specific costs due to non-routine behavior or requests of residents or guests. Rational for proposed changes is listed below each item in italic.

Page 31: Only approved items are allowed in the pools. A current management approved list of items allowed in the pool is available at each pool.

To improve communications with residents and guests regarding rules at the Pools.

Page 36: All replacement picture badges \$10.00 (currently \$5.00)
Due to increased cost of new badges versus the 1970's style badge materials

Page 37: Automobiles overnight in Building "A" lot:
Residents (currently free with no limit)
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/week
Change requested to decrease the current abuse of parking my certain residents.

Page 40: 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.
Change requested as the Bar Supervisor and bar back have reviewed the timeframe and workforce required to set up and breakdown an outdoor bar when requested for the new pavilion area. A 1.5-2.0-hour time frame is needed to properly stock, ice and set up an outdoor bar for service. An additional 1-1.5 hours is needed to break down the bar and return all products to storage. Outdoor bar requests require two persons to adequately prepare for service.

Hence, staff recommends the BOT approve Resolution 2019-10 thereby adopting a revised Policy Manual.

RESOLUTION 2019-10

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE BAREFOOT BAY RECREATION DISTRICT; PROVIDING FOR THE ADOPTION OF VARIOUS REVISIONS TO THE POLICY MANUAL ADOPTED MAY 8, 2009, AS SUBSEQUENTLY AMENDED THROUGH OCTOBER 12, 2018; 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 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 November 4, 2019.

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

Chairman Joseph Klosky	_____
Trustee Steve Diana	_____
Trustee David Wheaton	_____
Trustee Randy Loveland	_____
Trustee Luann Henderson	_____

The Chairman thereupon declared this Resolution Done, Ordered, and Adopted this 22nd day of October 2019.

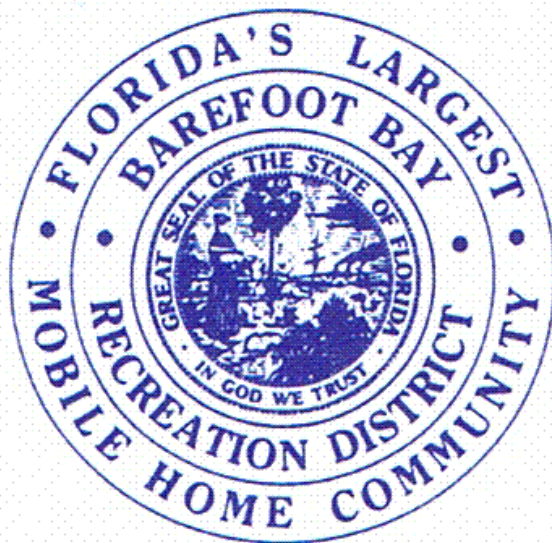
BAREFOOT BAY RECREATION DISTRICT

By: _____
JOSEPH KLOSKY
CHAIRMAN

Attest: _____
STEVE DIANA
SECRETARY

Barefoot Bay Recreation District

Policy Manual



Revised by the Board of Trustees on October 12, 2018

[Proposed Revisions to be considered by the BOT on October 22, 2019](#)

Table of Contents

PURPOSE.....	iviv
Part One. General Operating Policy	5
1.0 EMPLOYMENT AND TRAINING	5
1.1 TRAVEL POLICY.....	5
1.2 REPORTS REQUESTED BY THE BOARD OF TRUSTEES	5
1.3 JOB INSTRUCTION TRAINING MANUAL	6
Part Two. General Financial Policies	6
2.0 ACCOUNTS PAYABLE.....	6
Sales Tax.....	6
2.1 ACCOUNTS RECEIVABLE	6
2.2 ASSESSMENT FEE COLLECTION POLICY	6
2.3 CONVEYANCE OF PROPERTY	7
2.4 PAYROLL.....	7
2.5 RETIREMENT PLAN	7
2.6 INVENTORIES	7
2.7 FIXED ASSETS	7
2.8 YEARLY BUDGET SCHEDULE AND LEVY OF ASSESSMENTS.....	8
Fiscal Year and Budget Process	8
2.9 ESTABLISHING A NEW FUND	9
Charter Reference	9
Fund Identification and Interaction with Other Funds	9
2.10 Budget Amendments and Transfer	9
Budget Amendments.....	9
Budget Transfers	9
2.11 CHART OF ACCOUNTS – GENERAL LEDGER ACCOUNT STRUCTURE.....	9
2.12 BANK ACCOUNTS.....	10
Investment Policy	10
2.13 PROCUREMENT POLICY	10
Ethical Standards and Their Application to Procurement	11
Payment of Sales Tax	11
Capital Budget Expenditures.....	11
General Purchasing Requirements	11
Use of Purchase Orders-Competitive Pricing.....	12
Blanket Purchase Orders	12

TABLE OF CONTENTS

Exceptions to the use of Purchase Orders	13
Exceptions to Competition	13
Emergency Purchases	13
Purchases from Purchasing agreements of Special Districts, Municipalities, or Counties (Piggybacking)	13
Purchases from State Contract	13
Emergency Payment	14
Purchase of Services From a Goods and Sole Source Provider	14
Awards Quotes/Bids under \$50,000	14
Tie Bids	14
Waiver of Irregularities	14
Signatures on Contracts	14
Change Orders or Amendments	15
Purchase of Computer, Related Equipment and Supplies	15
Receiving and Approving Goods and Services	15
Services Performed on BBRD Property	15
Hiring or Use of Employment Service Workers-Temporary Employees	16
Unacceptable Purchasing Practices	17
2.14 FORMAL SEALED BIDS (FOR PURCHASES OF \$50,000 OR MORE)	17
Competitive Procurements Process For Formal Bids	17
Specific Procedures for Formal Sealed Bids/Quotes	18
Waiver of Irregularities	18
Evaluation Committee	18
Vendor Complaints & Disputes (Protests)	20
<i>PART THREE. GENERAL RULES APPLICABLE TO DISTRICT FACILITES</i>	<i>20</i>
3.0 GENERAL	20
Definitions:	20
Objective	22
Management	22
General Rules	22
Identification Badges and Dress	25
3.1 MEMBERSHIP	26
Types of Membership	26
Applications for Social and Family Social Membership:	28
Fees and Dues	28
Property Damage	28
3.2 RULES FOR SPECIFIC DISTRICT FACILITIES	29
General	29
Use of Buildings or Amenities	29
Game/Meeting Rooms	30
Swimming Pools	31
Shuffle Board-Bocce- Lawn bowling – Horseshoes and Basketball	32
Lounge	32
Tennis Courts-	32
Softball Field Rules and Regulations	32

TABLE OF CONTENTS

Golf	32
Beach	33
Fishing Pier	33
Canoe/Kayak Storage at Fishing Pier	34
RV Lots	34
Temporary Parking.....	35
3.3 FEE SCHEDULE.....	35
Residents	35
Fees Applicable to Renters/Tenants	35
Badges.....	36
3.4 Guidelines for Registering as a Club or Organization and Use of District Facilities .	3837
Registration of Clubs/Organizations/Private Parties	38 37
Use of District Facilities.....	38
Non-Discrimination Policy.....	39 38
Use of Alcoholic Beverages	39
Scheduling and Set-Up	39
Use of District Facilities Where Fees Are Charged	40
Use of Facilities for Gambling and Games of Chance	40
Use of Kitchen Facilities/Bringing in Incidental Food	40
3.5 Guidelines for Gift and or Memorials for the Barefoot Bay Recreation District	41
<i>Part 4. Public Records Request Policy.....</i>	42
4.0 PURPOSE.....	42
4.1 PUBLIC RECORDS REQUEST PROCEDURE.....	42
4.2 REQUESTS FOR VOLUMINOUS RECORDS REQUIRING EXTENSIVE STAFF	
TIME/EXTENSIVE INFORMATION TECHNOLOGY RESOURCES.	43
4.3 COPIES AND FEES.....	44
<i>Revision Record Page</i>	45
<i>Endnotes.....</i>	47

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:

Exhibit A
Barefoot Bay Recreation District Policy Manual

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)

Exhibit A
Barefoot Bay Recreation District Policy Manual

- 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 General Fund)

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 investment accounts within a fund by Board of Trustees resolution.

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 \$5,000.00¹⁴ 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

Exhibit A
Barefoot Bay Recreation District Policy Manual

The Community Manager is authorized to approve budgeted expenditures of up to \$7,500.00 without Board authorization. All expenditures of \$7,500.00¹⁵ 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 \$999.99¹⁶, a purchase order and competitive pricing is not required; however, obtaining quotations is recommended whenever practical.
2. For purchases of \$1,000.00 to \$19,999.99¹⁷ 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 \$49,999.99¹⁸ 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 \$50,000¹⁹ 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, #8 "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)²⁰ 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.²¹

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 Cards²²

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 sale²³

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.²⁴
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.²⁵
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.²⁶

Purchases from Purchasing agreements of Special Districts, Municipalities, or Counties (Piggybacking)²⁷

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 Contract²⁸

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 \$7,500²⁹ to pay for needed purchases, supplies or contracted services.
30

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.³¹

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 \$50,000³²

Award recommendations exceeding \$7,500.00³³ 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 of 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.³⁴
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.³⁵

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

Exhibit A
Barefoot Bay Recreation District Policy Manual

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.³⁶

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 target property 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)³⁷

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.³⁸

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.³⁹

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.

Exhibit A
Barefoot Bay Recreation District Policy Manual

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.⁴⁰

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.

Exhibit A
Barefoot Bay Recreation District Policy Manual

“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.”

“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.⁴¹

“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.”

“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.⁴²

“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.

Exhibit A
Barefoot Bay Recreation District Policy Manual

"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.⁴³ Temporary Lounge/Business Passes will not be issued up to two hours before or during any music event.^{44 45}

⁴⁶

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.

Exhibit A
Barefoot Bay Recreation District Policy Manual

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.⁴⁷
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.⁴⁸
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, 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:⁴⁹
 - 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.⁵⁰
 - 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 imposed⁵¹ 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 Districts cost in bringing the matter to hearing.⁵²
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.

Exhibit A
Barefoot Bay Recreation District Policy Manual

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.⁵³
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:⁵⁴
 - 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.
 - 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.⁵⁵
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. Decorations⁵⁶
 - 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.⁵⁷

Exhibit A
Barefoot Bay Recreation District Policy Manual

- 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.⁵⁸
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.⁵⁹
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.⁶⁰
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.”⁶¹

Identification Badges and Attire⁶²

- 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.⁶³

- 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.⁶⁴
- B. Pictures of badges on cell/mobile phones will be accepted under the following conditions:⁶⁵
 - 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.⁶⁶
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:⁶⁷

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:⁶⁸
 - 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.⁶⁹

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.⁷⁰

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 ⁷¹rental 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.⁷² 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.⁷³
- 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.⁷⁴

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.⁷⁵
- 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.⁷⁶
- 3. Changes to reservations shall be made in writing to appropriate District office in charge of calendar coordination.⁷⁷ 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 facility⁷⁸ 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.

Exhibit A
Barefoot Bay Recreation District Policy Manual

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.⁷⁹ Exceptions may be granted by pre-arrangement with District Management offices.

Swimming Pools

1. The District's "Rules for Swimming Pool Use", as posted at each pool, must be adhered to by members and guests in the pools, pool-side areas, and dressing/rest room facilities. The posted pool rule signs will be updated to reflect the amended policies as soon as possible.
- ~~4.2.~~ [Only approved items are allowed in the pools. A current management approved list of items allowed in the pool is available at each pool.](#)
- ~~2.3.~~ Residents, guests and visitors must follow instructions of the Pool Host. Failure to do so may result in a suspension of their social membership privileges.⁸⁰
- ~~3.4.~~ District management reserves the right to refuse use of the swimming pool to any person or group for a violation of any of these rules.
- ~~4.5.~~ Proper ID, as required by the District, must be presented in order to gain access to the pool areas.
- ~~5.6.~~ The Pool Host has the authority to check bags or coolers for prohibited items before access is granted into the pool area.⁸¹
- ~~6.7.~~ There is no life guard on duty at any of the District's pools; swim at your own risk.
- ~~7.8.~~ Normal hours for use are as posted.
- ~~8.9.~~ Children under 12 years of age must be accompanied by a parent, guardian or family member over 18 years old⁸² while in the swimming pool area.
- ~~9.10.~~ Children under 6 years of age are not permitted in the pool without immediate and constant supervision of parent, guardian or family member over 18 years old.
- ~~10.11.~~ 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 a guardian or care taker.⁸³
- ~~11.12.~~ It is a violation of Florida law to bring into pool areas or otherwise use glass bottles, containers, or other glass products.
- ~~12.13.~~ The State of Florida law prohibits bringing in and consuming alcoholic beverages on premises unless purchased from the District.⁸⁴
- ~~13.14.~~ Containers carrying alcohol⁸⁵ may not be brought into the pool area.⁸⁶
- ~~14.15.~~ No food or drink is permitted in or near the swimming pool or within 4 feet of the swimming pool.
- ~~15.16.~~ Members and guests are required to use the rest rooms located in the dressing room in pool area.
- ~~16.17.~~ Lifesaving equipment shall be used only for the purpose intended.
- ~~17.18.~~ 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.⁸⁷
- ~~18.19.~~ No swimmer with open sores that are likely to degrade water quality, infection, or contagious disease may use District swimming pools.⁸⁸
- ~~19.20.~~ Members and guests are required to shower before entering the swimming pool. Showers are for pool users only.
- ~~20.21.~~ Diving, running, jumping, rough play, or profanity are not allowed in or around the pool.
- ~~21.22.~~ No animals are allowed in the pool area, with the exception of service animals.
- ~~22.23.~~ Appropriate cover-up and shoes must be worn when entering any of the facilities.
- ~~23.24.~~ 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.
- ~~24.25.~~ Swimsuits or authorized swim wear are the only authorized apparel for use in the pools. Colorfast shirts are permitted if in good condition. Anyone entering a pool with clothing that bleeds and requires the pool to be closed will be billed the cost to treat the pool.⁸⁹

~~25-26~~. 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. .⁹⁰⁹¹

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 Courts⁹²⁹³

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 peculiarly 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.⁹⁴
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.

Exhibit A
Barefoot Bay Recreation District Policy Manual

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.⁹⁵
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.

Beach⁹⁶

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.⁹⁷
 - 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.

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.⁹⁸
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 card⁹⁹ 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.¹⁰⁰
14. Owner must give written notice of intent to terminate no later than 5 business¹⁰¹ days prior to the end of any month; otherwise owner shall be responsible for payment of full rent for the following month.¹⁰²
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.¹⁰³

Temporary Parking¹⁰⁴

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.

3.3 FEE SCHEDULE

Residents ¹⁰⁵

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.¹⁰⁶ \$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.¹⁰⁷

Administrative Fee

Any changes to 2nd on membership will require a change fee.¹⁰⁸ \$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 ¹⁰⁹ \$100.00 + tax

Exhibit A
 Barefoot Bay Recreation District Policy Manual

Per Dependent ¹¹⁰	\$25.00 + tax
Annual Renewal	
Per Adult ¹¹¹	\$50.00 + tax
Per Dependent	\$10.00 + tax ¹¹²

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. ¹¹³ Renters/tenants with a lease for less than 30 days shall not be issued a renter's badge and must obtain a guest pass.¹¹⁴

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 ~~\$5.00~~10.00

2. Residents and guests must display their badges and/or guest passes upon request¹¹⁵ 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.¹¹⁶
2. One Day Guest Pass
 - A. Regular (purchased at Resident Relations or any of the pools) \$3.00 per person¹¹⁷
 - B. Street dance or other special events (purchased at Pool#1) \$5.00 per person
3. Two to Seven Day (week) Guest Pass¹¹⁸
 - 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.¹¹⁹
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 ¹²⁰ \$0.00 (No Charge)¹²¹

Property Owners, Residents, Renter

1. R.V. storage area Per current lease agreement ¹²²
2. Reactivation of Access Cards \$10.00
3. Initial keys for beach and pier \$5.00¹²³
4. Replacement keys, beach and pier ¹²⁴ \$10.00¹²⁵ per key¹²⁶
5. RV Storage late fee ¹²⁷ Per current lease agreement.
6. Resident for Profit Use of Building Non-Resident fees apply

Exhibit A
Barefoot Bay Recreation District Policy Manual

Non-Resident

1. Rental of Buildings:¹²⁸

Building "A" \$100.00 per hour (2-hour min.)
\$100.00 fee for use of kitchen (non-refundable)
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 **Free**

[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/week](#)

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.¹²⁹
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.¹³⁰
 - 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.¹³¹
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

Exhibit A
Barefoot Bay Recreation District Policy Manual

- 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.¹³²

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.¹³³
3. For all functions desiring the use of bar service for the purpose of purchasing alcoholic beverages, the minimum service charge shall be \$100.00.¹³⁴ For non-club functions, this fee is payable in advance at the Resident Relations Office.¹³⁵ If the Bar takes in less than \$100.00, the function host will reimburse the bar total.¹³⁶ Clubs who register a bar must also meet the \$100.00 minimum, but are not required to pay in advance.¹³⁷ Clubs who do not meet the \$100.00 minimum must make up the difference.¹³⁸
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,¹³⁹ 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.

Exhibit A
Barefoot Bay Recreation District Policy Manual

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.
- ~~11.~~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.

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 have to be cleaned by custodial staff.
3. Refrigerators and Freezers 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 stove, 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.¹⁴⁰
5. Any function that leaves the facilities in an unclean manner shall be charged a \$100.00¹⁴¹ clean-up fee. If the fee is not paid, the entity will lose their privileges until the matter is settled.
6. Due to insurance requirements, the slicer, deep fryer¹⁴² and 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 \$15.00 per hour will be charged for this service for the slicer or deep fryer. A \$50.00 fee for grill service for two hours, additional hours \$15.00 per hour.¹⁴³

Exhibit A
Barefoot Bay Recreation District Policy Manual

7. The gas grill is available for use at Pool 1 by residents and their guests on a first come, first served basis.¹⁴⁴
8. Residents must wipe the grill and cooking area clean when cooking is complete.
9. Residents assume all responsibility for food safety.
10. 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.
11. Residents must provide their own cooking tools.
12. 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.¹⁴⁵
13. 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 District¹⁴⁶

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.¹⁴⁷

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.

Exhibit A
Barefoot Bay Recreation District Policy Manual

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:¹⁴⁸

- 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

Exhibit A
Barefoot Bay Recreation District Policy Manual

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.

Exhibit A
Barefoot Bay Recreation District Policy Manual

07/11/03

2003-05

Suspension/cancellation of membership hearing
procedure; swimming pool rules.

Exhibit A
Barefoot Bay Recreation District Policy Manual

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 to remove reimbursement of ARCC travel expenses, 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 2/13/2015, Resolution 2015-04
- 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 9/9/16, Resolution 2016-19
- 21 Amended 2/13/2015, Resolution 2015-04
- ²² Amended, 10/12/18, Resolution 2018-08
- 23 Amended 2/13/2015, Resolution 2015-04
- 24 Amended 9/9/16, Resolution 2016-19
- 25 Amended 2/13/2015, Resolution 2015-04
- 26 Amended 2/13/2015, Resolution 2015-04
- 27 Amended 2/28/12 Resolution 2012-05
- 28 Amended 9/9/16, Resolution 2016-19
- 29 Amended 2/13/2015, Resolution 2015-04
- 30 Amended 06/23/09, Resolution 2009-08
- 31 Amended 9/9/16, Resolution 2016-19
- 32 Amended 2/13/2015, Resolution 2015-04
- 33 Amended 2/13/2015, Resolution 2015-04
- ³⁴ Amended, 10/12/18, Resolution 2018-08
- 35 Amended 2/13/2015, Resolution 2015-04
- 36 Amended 2/13/2015, Resolution 2015-04
- 37 Amended 2/13/2015, Resolution 2015-04 All references to purchases over \$30,000 changed to \$50,000 in this section.
- 38 Amended August 13 2010, Resolution 2010-14
- 39 Amended 12/10/13 Resolution 2013-16
- 40 Added 2/13/2015, Resolution 2015-04
- 41 Amended 9/9/16, Resolution 2016-19
- 42 Amended 9/9/16, Resolution 2016-19
- 43 Amended December 10, 2013, Resolution 2013-16
- 44 Amended May 14, 2010, Resolution 2010-09
- 45 Amended December 10, 2013, Resolution 2013-16
- 46 Temporary Social membership reference deleted 2/13/2015, Resolution 2015-04
- 47 Amended December 10, 2013, Resolution 2013-16
- 48 Amended December 10, 2013, Resolution 2013-16
- 49 Amended 2/13/2015, Resolution 2015-04
- 50 Amended 2/13/2015, Resolution 2015-04
- 51 Amended 2/13/2015, Resolution 2015-04

Exhibit A
Barefoot Bay Recreation District Policy Manual

- 52 Amended September 10, 2010, Resolution 2010-15
- 53 Amended September 10, 2010, Resolution 2010-16
- 54 Amended 9/9/16, Resolution 2016-19
- 55 Amended December 10, 2013, Resolution 2013-16
- 56 Amended January 13, 2012 Resolution 2012-01
- 57 Amended December 10, 2013, Resolution 2013-16
- 58 Amended June 8, 2012 Resolution 2012-09
- 59 Amended September 23,2014 Resolution 2014-12
- 60 Amended 9/9/16, Resolution 2016-19
- 61 Amended 3/28/2017, Resolution 2017-05
- 62 Amended, 10/12/18, Resolution 2018-08
- 63 Amended October 25, 2011. Resolution 2011-16
- 64 Amended 9/9/16, Resolution 2016-19
- 65 Amended 3/28/2017, Resolution 2017-05
- 66 Amended, 10/12/18, Resolution 2018-08
- 67 Amended 7/8/11, Resolution 2011-12 .Changes to Golf Membership regarding “full time students” and changed to fiscal year.
- 68 Amended, 10/12/18, Resolution 2018-08
- 69 Res. 2001-12, 12/14/01
- 70 Amended, 10/12/18, Resolution 2018-08
- 71 Amended 9/9/16, Resolution 2016-19
- 72 Amended 2/13/2015, Resolution 2015-04
- 73 Amended March 12, 2010, Resolution 2010-7
- 74 Amended March 23, 2010, Resolution 2010-8
- 75 Amended, 10/12/18, Resolution 2018-08
- 76 Amended 2/13/2015, Resolution 2015-04
- 77 Amended 2/13/2015, Resolution 2015-04
- 78 Amended 2/13/2015, Resolution 2015-04
- 79 Amended 9/9/16, Resolution 2016-19
- 80 Amended, 10/12/18, Resolution 2018-08
- 81 Amended December 10, 2013, Resolution 2013-16
- 82 Amended 9/9/16, Resolution 2016-19
- 83 Amended 9/9/16, Resolution 2016-19
- 84 Amended December 10, 2013, Resolution 2013-16
- 85 Amended 9/9/16, Resolution 2016-19
- 86 Amended December 10, 2013, Resolution 2013-16
- 87 Amended December 10, 2013, Resolution 2013-16
- 88 Amended December 10, 2013, Resolution 2013-16
- 89 Amended 9/9/16, Resolution 2016-19
- 90 Amended 2/13/2015, Resolution 2015-04
- 91 Amended, 10/12/18, Resolution 2018-08
- 92 Amended 3/11/2011 Resolution 2011-04
- 93 Amended, 10/12/18, Resolution 2018-08
- 94 Amended, 10/12/18, Resolution 2018-08
- 95 Amended 9/9/16, Resolution 2016-19
- 96 Amended July 8, 2011 Resolution 2011-12
- 97 Amended 9/9/16, Resolution 2016-19
- 98 Amended July 10, 2009, Resolution 2009-14
- 99 Amended 2/13/2015, Resolution 2015-04
- 100 Amended 2/13/2015, Resolution 2015-04
- 101 Amended 9/9/16, Resolution 2016-19
- 102 Amended July 8, 2011, Resolution 2011-12

Exhibit A
Barefoot Bay Recreation District Policy Manual

- 103 Amended 2/13/2015, Resolution 2015-04
- ¹⁰⁴ Amended, 10/12/18, Resolution 2018-08
- 105 Section amended 2/13/2015, Resolution 2015-04
- 106 Amended December 10, 2013, Resolution 2013-16
- 107 Amended December 10, 2013, Resolution 2013-16
- 108 Amended December 10, 2013, Resolution 2013-16
- 109 Amended December 10, 2013, Resolution 2013-16
- 110 Amended December 10, 2013, Resolution 2013-16
- 111 Amended December 10, 2013, Resolution 2013-16
- 112 Amended December 10, 2013, Resolution 2013-16
- 113 Amended December 10, 2013, Resolution 2013-16
- ¹¹⁴ Amended, 10/12/18, Resolution 2018-08
- ¹¹⁵ Amended, 10/12/18, Resolution 2018-08
- ¹¹⁶ Amended, 10/12/18, Resolution 2018-08
- 117 Amended 2/13/2015, Resolution 2015-04
- 118 Amended December 10, 2013, Resolution 2013-16
- 119 Amended 9/9/16, Resolution 2016-19
- 120 Amended December 10, 2013, Resolution 2013-16
- 121 Amended May 14, 2010, Resolution 2010-09
- 122 Amended December 10, 2013, Resolution 2013-16
- 123 Amended 9/9/16, Resolution 2016-19
- 124 Amended December 10, 2013, Resolution 2013-16
- 125 Amended 9/9/16, Resolution 2016-19
- 126 Amended 2/13/2015, Resolution 2015-04
- 127 Amended December 10, 2013, Resolution 2013-16
- 128 Amended 9/9/16, Resolution 2016-19
- ¹²⁹ Amended April 25, 2017, Resolution 2017-07
- ¹³⁰ Amended April 25, 2017, Resolution 2017-07
- ¹³¹ Amended 12/8/2017 Resolution 2017-19
- 132 Amended December 10, 2013, Resolution 2013-16
- 133 Amended 9/9/16, Resolution 2016-19
- 134 Amended December 10, 2013, Resolution 2013-16
- 135 Amended December 10, 2013, Resolution 2013-16
- 136 Amended December 10, 2013, Resolution 2013-16
- 137 Amended December 10, 2013, Resolution 2013-16
- 138 Amended December 10, 2013, Resolution 2013-16
- 139 Amended 2/13/2015, Resolution 2015-04
- 140 Amended January 8, 2009, Resolution 2010-01
- 141 Amended 9/9/16, Resolution 2016-19
- 142 Amended 9/9/16, Resolution 2016-19
- 143 Amended 2/13/2015, Resolution 2015-04
- 144 Amended July 8, 2011, Resolution 2011-12
- ¹⁴⁵ Amended April 25, 2017, Resolution 2017-07
- 146 Amended February 12, 2010, Resolution 2010-5
- 147 Barefoot Bay Recreation District Public Records Request Policy was formally adopted with Resolution 2010-22 on October 26, 2010.
- 148 Amended 9/9/16, Resolution 2016-19



Barefoot Bay Recreation District

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

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

Memo To: Board of Trustees

From: Rich Armington, Acting Community Manager

Date: October 11, 2019

Subject: Manager's Report - revised

- Due to the short turnaround from the October 11th meeting, departmental updates will be provided at the meeting.