



Meeting Agenda
Thursday, June 4, 2026

6:00 PM

REGULAR MEETING

Cocoa Beach City Hall
2 S Orlando Avenue
Cocoa Beach, FL 32931

WELCOME

Meeting re-broadcasts on: Spectrum - Channel 499 and
www.youtube.com/@CityofCocoaBeachFL
Meeting Video Archives: www.cityofcocoa beach.com

Packets: Packets are on the City's website (www.cityofcocoa beach.com)

Rules of Order: Robert's Rules of Order and the Florida Sunshine Law govern the conduct of our meetings.

Speaking Courtesy Rules:

- The Commission accepts relevant comments.
- A time limit of three minutes is imposed on each speaker. If speaking for a group, the Commission may grant an additional three minutes.
- Please direct comments and questions through the Mayor
- Complete speaker cards are required for each of the items you wish to address. Submit the card to the City Clerk prior to the introduction of the item. Speaker Cards are available in the entrance of the Commission Room and in the City Clerk's office prior to the meeting. The purpose of the card is to obtain the spelling of your name, contact information if follow-up is needed, and provide for efficient meeting administration.
- Upon being recognized by the Mayor, please approach the dais, state your name and address, and speak into the microphone.

Approval Of Order Of Business:

Note: Members of the public, Commission and Staff may remove items from the Consent Agendas, if they wish to discuss them. Requests for removal need to be made known to the City Commission under the Approval of the Order of Business, at the beginning of the meeting.

Appealing a Decision:

Any person desiring to appeal any decision made by the City Commission, with respect to any matter considered at such a meeting or hearing, will need a record of the proceedings and for such purposes must ensure that a verbatim record and transcript of the proceeding is made in a form acceptable for official court proceedings, which record includes the testimony and evidence upon which the appeal is to be based. It shall be the responsibility of the person desiring to appeal any decision to prepare a verbatim record and transcript at his/her own expense as the City does not provide one

American with Disabilities Act:

ATTN: PERSONS WITH DISABILITIES. In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing special accommodations to participate in this proceeding shall, at least forty-eight (48) hours prior to the meeting, contact the Office of the City Clerk at (321) 868-3286; Florida Relay Service (800) 955-8771 (TDD); or (800) 955-8770 (Voice) or 711.

THANK YOU for participating in your Cocoa Beach City Government.

A. MEETING CALLED TO ORDER

1. Pledge of Allegiance
2. Invocation by Troy Stanley, Pastor, First Christian Church of Cocoa Beach
3. Roll Call

B. APPROVAL OF THE AGENDA

(Note: Members of the public, Commission and Staff may remove items from the Consent Agendas if they wish to discuss them. Requests for removal need to be made known to the City Commission under the Approval of the Order of Business, at the beginning of the meeting.)

C. SPECIAL PRESENTATIONS

1. Florida Inland Navigation District (FIND) Check Presentation: Bicentennial Park
Representative: Tom Morgan, FIND Commissioner for Brevard County
2. Recognition of Lifesaving Actions at the Tennis Facility
Staff Representatives: Andi Segarra, Leisure Services Director, Justin Grimes, Fire Chief
3. Presentation recognizing and memorializing a distinguished athlete's respect and admiration for the City of Cocoa Beach.
Representative: Rusty Buchanan, Retired President and CEO of the Amateur Athletic Union - Added 6/2/26

D. PUBLIC COMMENTS

Comments will be heard on items that do not appear on the agenda of this meeting. Citizens will limit their comments to three (3) minutes. Per Commission

Procedures, the City Commission will not take any action or discuss items brought up under the “Public Comment” section of the agenda. The City Commission may schedule such items as regular agenda items and act upon them in the future.

E. STAFF REPORTS AND ANNOUNCEMENTS

F. CITY ATTORNEY REPORTS AND ANNOUNCEMENTS

G. CITY COMMISSION REPORTS AND ANNOUNCEMENTS

H. COMMUNITY REDEVELOPMENT AGENCY (CRA)

1. Approve the proposal from All In One Electric in the amount of \$159,453.50 for the Parking Garage electrical conduit replacement project. This is a budgeted CRA Capital item.

Staff Representative: Brad Kalsow Public Works/Water Rec Director, Devan Taly Deputy Finance Director/CRA

Recommendation: Approve

Commission will reconvene for the remaining items.

I. CONSENT AGENDA

1. Approve the May 7, 2026, Commission Minutes
Staff Representative: City Clerk Department
2. Approve the Save Our Indian River Lagoon Local Infrastructure Surtax Renewal Interlocal Agreement.
Staff Representative: Morgan Zuhlke, Stormwater Manager
Recommendation: Approve
3. Cancel the July 2nd City Commission Meeting
Staff Representative: Wes Mullins, City Manager
Recommendation: Approve

J. ITEMS REMOVED FROM THE CONSENT AGENDA

K. UNFINISHED BUSINESS

1. Adopt Ordinance 1718 on second reading - AN ORDINANCE OF THE CITY OF COCOA BEACH, FLORIDA, AMENDING Article IV, “In General”, of Chapter 5, “Beaches, Fills and Public Waterways” of the Code of Ordinances of the City of Cocoa Beach; AMENDING SECTION 5-50 (DEFINITIONS) TO REVISE THE DEFINITION OF MOTOR VEHICLES; AMENDING SECTION 5-52, RETITLING AND REVISING SAID SECTION TO ADDRESS AUTHORIZED BEACH SIGNAGE AND RESCUE DEVICES; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Staff Representative: David Dickey, Development Services Director

Recommendation: Adopt on second reading

- L. GENERAL PUBLIC COMMENT
(Only if not accommodated in the 30-minute Public Comment period earlier)
- M. ADJOURNMENT

City of Cocoa Beach City Commission Agenda Item Summary

**DEPARTMENT MAKING
REQUEST/NAME:**

City Manager /
Wes Mullins, City Manager

MEETING DATE

June 4, 2026

REQUESTED MOTION/ACTION

Florida Inland Navigation District (FIND) Check Presentation: Bicentennial Park
Representative: Tom Morgan, FIND Commissioner for Brevard County

IS THIS ITEM BUDGETED (IF APPLICABLE)?

n/a

BACKGROUND:

FIND Brevard County Commissioner Tom Morgan will be presenting the city with a "big check" in response to the improvement project at Bicentennial Park.

City of Cocoa Beach City Commission Agenda Item Summary

**DEPARTMENT MAKING
REQUEST/NAME:**

Fire /
Andi Segarra, Director of Leisure Service
Justin Grimes, Fire Chief

MEETING DATE

June 4, 2026

REQUESTED MOTION/ACTION

Recognition of Lifesaving Actions at the Tennis Facility
Staff Representatives: Andi Segarra, Leisure Services Director, Justin Grimes, Fire
Chief

IS THIS ITEM BUDGETED (IF APPLICABLE)?

N/A

BACKGROUND:

On April 3, 2026, a tennis player suffered a cardiac arrest while playing at the Tennis Facility. Staff and patrons quickly responded by starting CPR and using an AED while waiting for emergency responders to arrive. Their quick actions helped save the individual's life and reflect an outstanding lifesaving effort by those involved.

City of Cocoa Beach City Commission Agenda Item Summary

**DEPARTMENT MAKING
REQUEST/NAME:**

City Clerk /
Tim Tumulty

MEETING DATE

June 4, 2026

REQUESTED MOTION/ACTION

Presentation recognizing and memorializing a distinguished athlete's respect and admiration for the City of Cocoa Beach.

Representative: Rusty Buchanan, Retired President and CEO of the Amateur Athletic Union - Added 6/2/26

IS THIS ITEM BUDGETED (IF APPLICABLE)?

n/a

BACKGROUND:

The nation's oldest and largest amateur sports organization served as executive director of the Space Coast Sports Commission for 26 years. During that time, some of the country's most famous athletes came to the area and literally put the space coast on the sports map. Athletes like Shaquille O'Neal, Charles Barkley, and scores of major league baseball players visited the space coast, but the superstar athlete went adobe and beyond and rusty would like to take an opportunity to a presentation to the city memorializing that athletes' respect and admiration for Cocoa Beach.

City of Cocoa Beach City Commission Agenda Item Summary

**DEPARTMENT MAKING
REQUEST/NAME:**

Public Works /
Devan Taly, CRA Administrator
Brad Kalsow, Director of Water Reclamation

MEETING DATE

June 4, 2026

REQUESTED MOTION/ACTION

Approve the proposal from All In One Electric in the amount of \$159,453.50 for the Parking Garage electrical conduit replacement project. This is a budgeted CRA Capital item.

Staff Representative: Brad Kalsow Public Works/Water Rec Director, Devan Taly
Deputy Finance Director/CRA
Recommendation: Approve

Commission will reconvene for the remaining items.

IS THIS ITEM BUDGETED (IF APPLICABLE)?

Budgeted Capital Item under CRA account 125-9310-559-63-10

BACKGROUND:

The Parking Garage was built utilizing electrical metallic tubing (EMT) conduit. The conduit has been degrading and corroding away within the salt air environment and is in need of replacement. All in One electrical is proposing the following items:

1. Demo and remove existing EMT conduit systems throughout designated areas. Remove associated conductors, fittings, straps, and supports. Properly disconnect and make safe all existing electrical circuits prior to demolition. Dispose of all removed materials in accordance with local codes and regulations.
2. Installation – PVC Conduit. Furnish and install new PVC conduit systems sized per existing circuits and/or plans. Provide all necessary fittings, couplings, expansion fittings, and supports. Install conduit securely with proper strapping and support spacing per NEC requirements. Ensure proper routing and coordination with existing structure and other trades.
3. Wiring; Furnish and install new copper conductors rated for application (THHN/THWN or as specified). Pull, terminate, and label all conductors. Test all circuits after energizing.
4. Connections & Restoration: Reconnect all circuits to existing panels, equipment, and devices. Ensure all systems are fully operational upon completion.

Three of our continuing service electrical contractors were requested to provide a proposal.

All in One Electric: \$159,453.50

Core Electric: \$194,328.36

Eau Gallie Electric: \$500,000



AIO ELECTRICAL SERVICES LLC

975 LUNA TERRACE TITUSVILLE, FL 32796

Estimate

Date	Estimate #
4/17/2026	726

Phone #	321-458-6173 - 321-289-7257
LICENSE#	:ER13015818 / ER13015819 20-EL-CT-00100 / 20-EL-CT-00097

Name / Address
CITY OF COCOA BEACH (PUBLIC WORKS)

Project
COCOA BEACH PARKI...

Description	
Scope of Work AIO Electrical Services, LLC proposes to provide all labor, materials, equipment, and supervision necessary to complete the following: 1. Demolition * Demo and remove existing EMT conduit systems throughout designated areas. * Remove associated conductors, fittings, straps, and supports. * Properly disconnect and make safe all existing electrical circuits prior to demolition. * Dispose of all removed materials in accordance with local codes and regulations. 2. Installation – PVC Conduit * Furnish and install new PVC conduit systems sized per existing circuits and/or plans. * Provide all necessary fittings, couplings, expansion fittings, and supports. * Install conduit securely with proper strapping and support spacing per NEC requirements. * Ensure proper routing and coordination with existing structure and other trades. 3. Wiring * Furnish and install new copper conductors rated for application (THHN/THWN or as specified). * Pull, terminate, and label all conductors. * Test all circuits after energizing.	
ALL PROJECTS \$5000.00 OR MORE ARE REQUIRED TO FILE A NOTICE OF COMMENCEMENT BEFORE PERMITTING CAN BE COMPLETED. THANK YOU FOR YOUR BUSINESS.	Total
CUSTOMER SIGNATURE _____	DATE _____



AIO ELECTRICAL SERVICES LLC

975 LUNA TERRACE TITUSVILLE, FL 32796

Estimate

Date	Estimate #
4/17/2026	726

Phone #	321-458-6173 - 321-289-7257
LICENSE#	:ER13015818 / ER13015819 20-EL-CT-00100 / 20-EL-CT-00097

Name / Address
CITY OF COCOA BEACH (PUBLIC WORKS)

Project
COCOA BEACH PARKI...

Description	
4. Connections & Restoration * Reconnect all circuits to existing panels, equipment, and devices. * Ensure all systems are fully operational upon completion. Code Compliance * All work will be performed in accordance with: * NFPA 70 (National Electrical Code) National Fire Protection Association * Applicable Florida Building Code requirements Local AHJ (Authority Having Jurisdiction) standards Exclusions * Engineering/design changes not shown in plans * Structural modifications * Work outside defined areas * Hazardous material remediation (if encountered) Schedule * Estimated duration: [6–8 weeks] depending on access and phasing * Work to be coordinated with GC/Owner to minimize disruptions	
ALL PROJECTS \$5000.00 OR MORE ARE REQUIRED TO FILE A NOTICE OF COMMENCEMENT BEFORE PERMITTING CAN BE COMPLETED. THANK YOU FOR YOUR BUSINESS.	Total
CUSTOMER SIGNATURE _____	DATE _____



AIO ELECTRICAL SERVICES LLC

975 LUNA TERRACE TITUSVILLE, FL 32796

Estimate

Date	Estimate #
4/17/2026	726

Phone #	321-458-6173 - 321-289-7257
LICENSE#	:ER13015818 / ER13015819 20-EL-CT-00100 / 20-EL-CT-00097

Name / Address
CITY OF COCOA BEACH (PUBLIC WORKS)

Project
COCOA BEACH PARKI...

Description	
* Pricing * Total Proposal Cost: \$159,453.50 (Based on provided drawings and site conditions. * Subject to change upon field verification.) * Payment Terms * Deposit: ____% upon acceptance * Progress payments based on milestones * Final payment upon completion * Warranty * 1-Year warranty on labor and installed materials * Acceptance * If this proposal meets your approval, please sign below to authorize work to proceed. Supply Furnished electrical drawings when the job is complete Install wiring/terminate cameras Remove permitting fees because it will be paid for by city of cocoa beach.	
ALL PROJECTS \$5000.00 OR MORE ARE REQUIRED TO FILE A NOTICE OF COMMENCEMENT BEFORE PERMITTING CAN BE COMPLETED. THANK YOU FOR YOUR BUSINESS.	Total \$159,453.50
CUSTOMER SIGNATURE _____	DATE _____

6430 Anderson Way, Suite B
Melbourne, FL 32940
321-449-9886
amounce@coreelectric.us | coreelectricservices.com



RECIPIENT:

City of Cocoa Beach Public Works

5000 Tom Warriner Boulevard
Cocoa Beach, Florida 32931

Quote #2112

Sent on 03/17/2026

Total \$194,328.36

SERVICE ADDRESS:

2 South Orlando Avenue
Cocoa Beach, Florida 32931

Product/Service	Description	Qty.	Unit Price	Total
Parking Garage Re-Wire	-Demo all existing rusted EMT Conduit and metallic boxes as needed. -Provide and install PVC and PVC boxes in the parking garage as needed. -Provide and install all stainless steel and PVC hardware as needed. -Provide and install #12 THHN for lighting and outlets as needed. **We will provide a credit for any material already purchased and provided by the city**	1	\$194,328.36	\$194,328.36
Excludes	-Stucco, Drywall, or paint repair. -Elevator circuits and coordination. -Coordination and closing down of parking spaces as needed. -Any unforeseen electrical code violations will be brought to the owner's attention.			

Total \$194,328.36

This quote is valid for the next 30 days, after which values may be subject to change. Contact us with any questions.

Signature: _____ Date: _____

Brad Kalsow

From: Bryce Waters <bwaters@eg-electric.com>
Sent: Friday, April 3, 2026 10:46 AM
To: Brad Kalsow
Cc: Teri Meeker; Marcus Baker
Subject: RE: Cocoa Beach Parking Garage Repairs

Good morning, Brad,

My manager reviewed the electrical plans you provided and developed a ROM of approximately \$500,000 for the full scope of work.

If it would be helpful, we can break this out and provide pricing on a per-floor basis so that each portion falls under the \$300,000 threshold.

If you would like us to move forward with a formal bid, please let me know and I will make sure it is added to our team's bid list.

Thank you,

Celebrating 76 Years of Serving our Community!



Bryce Waters
Special Projects Manager
162 S Wickham Rd
Melbourne, FL 32904
p. 321-259-2885 x305
m. 321-205-7902



www.eg-electric.com

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Call to Change Livesâ€

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From: Brad Kalsow <bkalsow@cityofcocoabeach.com>
Sent: Wednesday, April 1, 2026 8:35 AM
To: Bryce Waters <bwaters@eg-electric.com>
Cc: Teri Meeker <TMeeker@eg-electric.com>; Marcus Baker <marcus.baker@cityofcocoabeach.com>
Subject: RE: Cocoa Beach Parking Garage Repairs

Bryce,

Thank you for the update.

Yes, I agree this is a large project and it will be several hundred thousand. Keep in mind our current contract with EGE (that was just renewed for another year) only allows projects up to \$300,000. If you feel it will be over this amount then I don't want to waste your time and keep bothering you.

Please let me know formally if you feel this is going to be above our contract amount based on your review of the project.

Thank You
Brad



Brad Kalsow

Director

Public Works | Water Reclamation

Office: (321) 868-3308 | Mobile: (321) 302-2608

1600 Minutemen Cswy. Cocoa Beach, FL 32931

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

From: Bryce Waters <bwaters@eg-electric.com>
Sent: Wednesday, April 1, 2026 8:14 AM
To: Brad Kalsow <bkalsow@cityofcocoabeach.com>
Cc: Teri Meeker <TMeeker@eg-electric.com>
Subject: Cocoa Beach Parking Garage Repairs

Good morning, Brad,

We are currently working through this on our end. After taking a deeper look, it's clear this will be a fairly large project, so I've passed it along to our project estimator for further review.

I spoke with them this morning, and they expect to have a ROM prepared by the end of April. We'll certainly try to get something to you sooner if possible, but given our current backlog of quotes, that is the most realistic timeframe.

Our plan is to provide the ROM first to ensure we're aligned with your budget expectations before moving forward with a full takeoff and detailed proposal. Based on an initial review, I would anticipate the project to fall in the several hundred thousand dollar range.

Please let me know if you have any questions in the meantime.

Thanks,

Celebrating 76 Years of Serving our Community!





Bryce Waters

Special
Projects
Manager

162 S
Wickham
Rd
Melbourne,
FL 32904
p. 321-
259-
2885 x305
m. 321-
205-7902

<https://link.edgepilot.com/s/53022ddd/sZnEzKIDrku5mzB7k37Zeg?u=http://www.eg-electric.com/>

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City of Cocoa Beach City Commission Agenda Item Summary

**DEPARTMENT MAKING
REQUEST/NAME:** /
Karin Grooms, City Clerk

MEETING DATE June 4, 2026

REQUESTED MOTION/ACTION
Approve the May 7, 2026, Commission Minutes
Staff Representative: City Clerk Department

IS THIS ITEM BUDGETED (IF APPLICABLE)?
na

BACKGROUND:
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CITY OF COCOA BEACH
CITY COMMISSION
MINUTES
May 7, 2026

A. MEETING CALLED TO ORDER

Mayor Capizzi called the meeting to order at 6:00 PM.

1. Pledge of Allegiance
2. Invocation by Greg LeSieur, Pastor, Christ Lutheran Church
3. Roll Call

Commission Members Present:

Mayor Keith Capizzi
Vice-Mayor Skip Williams
Commissioner Tim Tumulty
Commissioner Jeremy Hutcherson

Commission Members Absent:

Commissioner Joshua Jackson

Administrative Members Present:

City Attorney Becky Vose
City Manager Wes Mullins
City Clerk Karin Grooms
Code Enforcement Danielle Crawford
Development Services Director David Dickey
Development Deputy Services Director Brian Palmer
Engineer Gary Basham
Executive Assistant City Manager Carrie Lombardo
Finance Director Hana Juman
Fire Chief Justin Grimes
Fire Marshall Sal Liberto
General Manager CBCC Ed Thinger
Human Resources Director Cindy DePina
Information Technology Michael Ledesma
Leisure Services Director Andi Segarra
Leisure Services Deputy Director Cara Potter
Police Chief Kris Kuehn
Police Deputy Chief Todd Hutchinson
Police Major Joseph Versaggi
Police Major Manny Hernandez
Police Lieutenant William Stanley
Stormwater Manager Morgan Zuhlke
Water Rec Director Brad Kalsow

CITY OF COCOA BEACH
CITY COMMISSION MINUTES
May 7, 2026

B. APPROVAL OF THE AGENDA

(Note: Members of the public, Commission and Staff may remove items from the Consent Agendas if they wish to discuss them. Requests for removal need to be made known to the City Commission under the Approval of the Order of Business, at the beginning of the meeting.)

MOTION BY HUTCHERSON/WILLIAMS

I MOVE TO APPROVE THE AGENDA

VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

C. SPECIAL PRESENTATIONS

1. Save Our Indian River Lagoon (SOIRL) Presentation

Representative: Terri Breeden, SOIRL Program Manager, and Virginia Barker, Brevard County Natural Resources Management Director

Ms. Terri Breeden presented the Save Our Indian River Lagoon (SOIRL) program. Ms. Breeden noted the half cent sales tax, and she discussed with the commission where the funding was going. She presented all the projects with the lagoon in Brevard County and ones specific to Cocoa Beach. Noting the Muck Dredging project, the county recently took over. She noted the renewal for the half cent tax on the ballot in November.

Mayor Capizzi noted his personal experience living on the water and stated he had voted against the half-cent sales tax, which he felt was wasteful. He referenced muck dredging efforts and commented on water clarity improvements, noting conditions were not as clear as when he was younger. He also spoke about seagrass and overall water quality.

D. PUBLIC COMMENTS

Comments will be heard on items that do not appear on the agenda of this meeting. Citizens will limit their comments to three (3) minutes. Per Commission Procedures, the City Commission will not take any action or discuss items brought up under the "Public Comment" section of the agenda. The City Commission may schedule such items as regular agenda items and act upon them in the future.

Ms. Kate Lose spoke about the recent drownings on the beach and public discussions regarding beach safety. She inquired about placing red warning flags at beach access points and suggested adding flags at beach crossovers. She also discussed parking enforcement and working with the county to install billboards warning the public of hazardous beach conditions.

Mr. Rick Anderson, commended the staff and the service at the 19th Hole, located at the Country Club. He noted his history at the 19th Hole, and he expressed his enjoyment during this past visit.

Dr. Lance Armstrong inquired about a study related to hospital visits and spoke about the Rolling Thunder organization and its mission supporting veterans and prisoners of war/missing in action service members. He discussed the organization's annual ride to Washington and noted riders would be coming to Brevard County over the next five years. He also mentioned planned events, including a Friday night Gold Star family

CITY OF COCOA BEACH
CITY COMMISSION MINUTES

May 7, 2026

event at the Veterans Memorial Center, a Saturday concert, and the Sunday ride. He reviewed the ride route and requested police escort assistance. The commission agreed to provide assistance to Dr. Armstrong regarding an escort for the event.

Ms. Missy Barley spoke about beach safety and the life ring program. She shared a personal experience of being caught in a rip current as a surfer and emphasized the importance of understanding ocean conditions and safety rules. She expressed support for the life ring initiative and referenced involvement from the Women's Club.

Mr. Scott Widerman spoke as a resident and referenced his involvement with Drown Zero International. He noted "Drown Zero Safe" efforts and discussed the lack of an agreement, referencing specific units not involved in the dispute. He expressed willingness to replace fixtures that were lost on the beach and addressed the ongoing dispute. He requested the Commission take action to help resolve the matter and restore the equipment.

Mr. Coleman McCasky spoke about changing beach and water conditions along the coastline, noting being similar to the Gulf Coast shoreline. He noted the ongoing shoreline changes and potential impacts on rip currents. He expressed concern that current rip current signage may not fully convey the level of hazard and stated uncertainty about how to address the issue. He also referenced high tide conditions creating deeper trenches, emphasized the need for additional life preservers and expanded lifeguard coverage, and mentioned Drown Zero International in relation to beach safety efforts.

Mr. Nathan Musslemen, a resident of Rockledge, spoke regarding the life ring program and beach safety. He referenced his background and experience, including working with Mr. Wyatt Werneth and Drown Zero International. He discussed recent drownings, the role of tourism, and what he described as a broader public and political debate regarding beach safety measures. He also noted his decade of experience related to life ring initiatives and participation in the life ring bid process.

Mr. Gabe Hensley, a resident, spoke about his interest in starting a low-speed vehicle rental business within the city. He noted the applicable ordinance and expressed that there is a demand for such a service. He clarified that the vehicles would be street-legal low-speed vehicles and would not exceed 35 mph. He stated the service would support visitors utilizing vacation rentals.

Ms. Nadine Hill expressed concern that a late-stage ordinance could impact or restrict operations of Drown Zero International. She questioned changes related to beach vehicles and operations, referencing beach conditions and vehicle use on the sand. She urged continuation of prior practices led by professionals, requested the process be expedited, and noted the need for branding for educational purposes.

Mr. Stephen Baker spoke regarding the situation involving Mr. Wyatt Werneth and Drown Zero, referencing beach safety and expressing support for him. He stated that

CITY OF COCOA BEACH
CITY COMMISSION MINUTES
May 7, 2026

the ordinances under discussion relate to public safety and expressed concern about their impact on Mr. Werneth's ability to operate on the beach.

E. STAFF REPORTS AND ANNOUNCEMENTS

The City Manager, Wes Mullins, gave the following staff reports:

- Staff is working on updates to the beach end signage throughout the City.
- He noted delays related to the Ramp Road Park project, with the park currently scheduled to open on July 4.
- He announced the Mother's Day Brunch at the 19th Hole, which will include two seating times.
- He also noted the Vulnerability Assessment Study meeting scheduled for May 12 at 6:00 p.m.

F. CITY ATTORNEY REPORTS AND ANNOUNCEMENTS

The City Attorney had no report.

G. CITY COMMISSION REPORTS AND ANNOUNCEMENTS

Commissioner Tumulty commented on the condition of the golf course and the operations at the 19th Hole, noting the improvements under the new management and service team. He also mentioned the recent golf tournament and the overall condition of the course, as well as seeing commissioners out on the course.

Vice-Mayor Williams addressed the issue involving Drown Zero, noting that he personally knew the individual involved. He stated that no one else had contacted or emailed him regarding the matter and emphasized that it was a legal matter, not a political one. He discussed the legal situation and the importance of keeping the city out of disputes between the two parties. He also referenced comments that had been made and noted the difficulty in maintaining control over the situation.

Mayor Capizzi requested that staff research allowing outgoing commissioners to retain certain privileges currently provided to members of the Commission. He noted the benefits associated with those privileges and requested staff review the matter further.

H. CONSENT AGENDA

MOTION BY WILLIAMS/TUMULTY

I MOVE TO APPROVE

VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

1. Approve the April 16, 2026, Commission Meeting Minutes
Staff Representative: City Clerk Department
2. **Board Appointment**
Planning Board Appoint Charles Mason, to serve a term ending November 2028 (Seat 1 - Mayor Capizzi)
Recommendation: Appoint
3. Review and adopt City Commission policies and procedures, including revisions establishing a 6:00 p.m. meeting start time in accordance with Ordinance No. 1712, and limiting meeting duration to no more than three (3)

CITY OF COCOA BEACH
CITY COMMISSION MINUTES

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hours from the scheduled start time.

Recommendation: Adopt

4. Approve the budget workshop meeting dates; June 16th, 2026, at 6:00 PM and August 18th, 2026, at 6:00 PM.
Staff Representative: Hana Juman, Finance Director, Devan Taly, Deputy Finance Director/CRA
Recommendation: Approve
5. Approve the Fourth Amendment to the Stormwater Education and Outreach Interlocal Agreement with Brevard County, the City of Cape Canaveral, City of Cocoa, City of Cocoa Beach, Town of Grant-Valkeria, City of Indian Harbour Beach, Town of Malabar, City of Satellite Beach, and City of West Melbourne. This amendment is for the City of Satellite Beach to re-join the interlocal agreement.
Staff Representative: Morgan Zuhlke, Stormwater Utility Manager
Recommendation: Approve.

I. ITEMS REMOVED FROM THE CONSENT AGENDA

J. UNFINISHED BUSINESS

1. Ordinance 1714 - Adopt Ordinance 1714 on second reading - an ordinance of the City of Cocoa Beach, Florida, amending section 4-43, "SPECIAL EXCEPTIONS"; and section 4-46, "AMENDMENTS TO THE ZONING MAP" of Article I, "VARIANCE WAIVER AND SPECIAL EXCEPTION"; and Article V, "AMENDMENTS"; of Chapter IV – "LAND DEVELOPMENT PROCEDURES" respectively of the Code Ordinances; providing for conflicts, codification, severability, and an effective date - **AMENDED**
Staff Representative: David Dickey, Development Services Director
Recommendation: Adopt on second reading

MOTION BY HUTCHERSON/TUMULTY

I MOVE TO APPROVE ORDINANCE 1714

ROLL CALL AYES: 4 NAYES: 0 ABSENT JACKSON

The City Attorney, Ms. Becky Vose, read the ordinance by title and explained the amendment to the ordinance, noting that "under no circumstances shall a special exemption be granted that would increase the allowed density, height, scale, and/or intensity in the property zoning district."

Mr. Rick Anderson inquired about how to review the ordinance. The Commission provided him with a copy of the ordinance and explained how to obtain meeting materials for future meetings.

Mayor Capizzi requested a summary explanation for the general public.

Mr. David Dickey, Development Services Director, explained the criteria used by the Board of Adjustment during the application review process. He noted that special

CITY OF COCOA BEACH
CITY COMMISSION MINUTES

May 7, 2026

exemptions and rezoning's are considered quasi-judicial hearings and outlined the criteria the boards must evaluate when making their determinations.

2. Adopt Ordinance 1715 on second reading — an ordinance of the City Commission of the City of Cocoa Beach, Florida, amending the Code of Ordinances, Chapter 15, by adding a new section 15-39A, entitled “UNAUTHORIZED COMMERCIAL EQUIPMENT”; Providing for legislative findings; providing definitions, providing for the impoundment of unauthorized commercial equipment used in connection with unlicensed commercial activity in the Ocean Beach Park; providing for notice, administrative fees, and reclaim procedures; providing for joint and several responsibility of owners, operators, principals, employees, agents and persons acting on behalf of an unlicensed beach business; providing for appeal; providing for codification; severability, conflicts, and an effective date.
Staff Representative: David Dickey, Development Services Director
Recommendation: Adopt on second reading

MOTION BY WILLIAMS/TUMULTY
I MOVE TO APPROVE ORDINANCE 1715
ROLL CALL AYES 4 NAYS 0 ABSENT JACKSON

Mayor Capizzi requested a brief explanation of the ordinance being adopted. Mr. David Dickey explained that the ordinance pertains to beach vendors operating within the City. He discussed the various vendors on the beach, noting that some currently operate without an agreement with the City.

Mr. Dickey stated that the ordinance would provide the City’s enforcement staff with an additional tool to address vendors operating without a license. He further explained that the ordinance outlines the confiscation of equipment used on the beach and establishes the process and procedures for reclaiming confiscated equipment.

K. NEW BUSINESS

1. Authorize staff to negotiate and award a contract with Club Car LLC for the Golf Car Replacement (CB26-009), to include a four-year lease/purchase agreement with DLL Finance LLC. The agreement would include applying the balance of the current golf carts trade-in value, not to exceed \$592,574.40. In the event an agreement cannot be reached with Club Car LLC, staff is authorized to proceed with negotiations with the remaining ranked firm(s), including the option to re-solicit proposals through a new RFP if necessary, until a contract is executed.
Staff Representative: Andi Segarra, Leisure Services Director
Recommendation: Approve

MOTION BY HUTCHERSON/TUMULTY
I MOVE TO APPROVE
VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

CITY OF COCOA BEACH
CITY COMMISSION MINUTES

May 7, 2026

Mayor Capizzi inquired about the number of carts the City would receive, and Ms. Andi Segarra, Leisure Services Director, stated the City would receive the same quantity of 110 carts.

Mayor Capizzi also inquired about the current carts and the remaining lease term. He asked questions regarding the leasing and financing process for the carts and how the process worked. Ms. Segarra explained the leasing arrangement, including the trade-in value of the current carts. She also discussed the company's repair process and turnaround times.

2. Adopt Emergency Ordinance 1717 - AN EMERGENCY ORDINANCE OF THE CITY OF COCOA BEACH, FLORIDA, AMENDING ARTICLE IV, "IN GENERAL", OF CHAPTER 5, "BEACHES, FILLS AND PUBLIC WATERWAYS" OF THE CODE OF ORDINANCES OF THE CITY OF COCOA BEACH; MAKING A FINDING OF EMERGENCY; AMENDING SECTION 5-50 (DEFINITIONS) TO REVISE THE DEFINITION OF MOTOR VEHICLES; AMENDING SECTION 5-52, RETITLING AND REVISING SAID SECTION TO ADDRESS AUTHORIZED BEACH SIGNAGE AND RESCUE DEVICES; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Staff Representative: David Dickey, Development Services Director

Recommendation: Adopt

MOTION BY HUTCHERSON/WILLIAMS

I MOVE TO ADOPT EMERGENCY ORDINANCE 1717

ROLL CALL AYES 4 NAYES 0 ABSENT JACKSON

3. Adopt Ordinance 1718 on first reading - AN ORDINANCE OF THE CITY OF COCOA BEACH, FLORIDA, AMENDING Article IV, "In General", of Chapter 5, "Beaches, Fills and Public Waterways" of the Code of Ordinances of the City of Cocoa Beach; AMENDING SECTION 5-50 (DEFINITIONS) TO REVISE THE DEFINITION OF MOTOR VEHICLES; AMENDING SECTION 5-52, RETITLING AND REVISING SAID SECTION TO ADDRESS AUTHORIZED BEACH SIGNAGE AND RESCUE DEVICES; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY; PROVIDING AN EFFECTIVE DATE.³

Staff Representative: David Dickey, Development Services Director

Recommendation: Adopt on first reading

MOTION BY HUTCHERSON/TUMULTY

I MOVE TO ADOPT ORDINANCE 1718 ON FIRST READING

VOICE VOTE ON THE MOTION CARRIED UNANIMOUSLY.

L. GENERAL PUBLIC COMMENT

(Only if not accommodated in the 30-minute Public Comment period earlier)

M. ADJOURNMENT

The meeting was adjourned at 7:05 pm.

CITY OF COCOA BEACH
CITY COMMISSION MINUTES
May 7, 2026

Karin Grooms, City Clerk

Keith Capizzi, Mayor-Commissioner

City of Cocoa Beach City Commission Agenda Item Summary

**DEPARTMENT MAKING
REQUEST/NAME:**

Public Works /
Morgan Zuhlke, Stormwater Manager

MEETING DATE

June 4, 2026

REQUESTED MOTION/ACTION

Approve the Save Our Indian River Lagoon Local Infrastructure Surtax Renewal Interlocal Agreement.

Staff Representative: Morgan Zuhlke, Stormwater Manager

Recommendation: Approve

IS THIS ITEM BUDGETED (IF APPLICABLE)?

N/A

BACKGROUND:

See attached Agreement with this agenda item

SAVE OUR INDIAN RIVER LAGOON LOCAL INFRASTRUCTURE SURTAX RENEWAL OF INTERLOCAL AGREEMENT

This Renewal of the Save Our Indian River Lagoon Local Infrastructure Surtax Agreement ("Renewal"), is made and entered into by and between Brevard County, Florida, a political subdivision of the State of Florida ("County") and the municipalities of Cape Canaveral, Cocoa, Cocoa Beach, Grant-Valkaria, Indialantic, Indian Harbour Beach, Malabar, Melbourne, Melbourne Beach, Melbourne Village, Palm Bay, Palm Shores, Rockledge, Satellite Beach, Titusville, and West Melbourne, Florida, municipal corporations existing under the laws of the State of Florida ("City") and all together hereinafter known as the "Parties".

WITNESSETH

WHEREAS, pursuant to Section 212.055(2)(a), Florida Statutes, Brevard County Ordinance No. 16-15, and the vote of a majority of the qualified electors of Brevard County in a referendum held on November 8, 2016, the County levied a countywide one-half cent discretionary Save Our Indian River Lagoon local infrastructure surtax (hereinafter the "Surtax"), commencing on January 1, 2017, and continuing thereafter for a period of ten (10) years until December 31, 2026; and

WHEREAS, pursuant to Section 212.055(2)(a), Florida Statutes, Brevard County Ordinance No. 2026-06 (hereinafter the "Ordinance"), and the vote of a majority of the qualified electors of Brevard County in a referendum held on November 3, 2026, the Surtax is renewed commencing on January 1, 2027, and continuing thereafter for a period of ten (10) years until December 31, 2036; and

WHEREAS, as authorized by section 212.055(2)(c), Florida Statutes, the Parties entered into an initial Interlocal Agreement on August 23, 2016, which was subsequently replaced with an Interlocal Agreement executed by all Parties on January 29, 2019 (hereinafter the "Original Agreement"), in order to determine the distribution of the revenues derived from the half cent discretionary infrastructure sales tax in lieu of using the statutory formula set forth in section 218.62, Florida Statutes and the Parties desire to renew said Interlocal Agreement; and

WHEREAS, the parties deem it in the best interest of all of the citizens, residents, and property owners of Brevard County that the proceeds of the Surtax continue to be used to fund projects and programs designed to restore the Indian River Lagoon in the manner set forth in the Ordinance, including reasonable administrative costs of those projects and programs; and

NOW, THEREFORE, in consideration of the mutual terms, conditions, promises, and covenants hereinafter set forth, the County and City agree to perform the following acts and to be bound by the following statements:

1. **RECITALS.** The recitals set forth hereinabove are true and correct and are incorporated herein by reference.

2. CONTINUED USE AND DISTRIBUTION OF SURTAX. It is the intent of the parties hereto that even though this Renewal is separately executed by the County with multiple municipalities, that all such separately executed agreements shall be construed to constitute a single Renewal of the Interlocal Agreement which provides for the continued use and distribution of the proceeds from the Surtax as follows:
 - a. Any and all revenue generated by the Surtax shall continue to be deposited into the Save Our Indian River Lagoon Trust Fund, continue to be administered by the County, and continue to be used for restoration projects and programs in the manner prescribed in the Ordinance and the Save Our Indian River Lagoon Project Plan; and
 - b. The Save Our Indian River Lagoon Citizen Oversight Committee, as established in Ordinance No. 16-15, will continue to assist the County with annual plan updates and may review any proposed capital improvement, project, program, relevant science, performance data, audit or other matter presented to it by the Board of County Commissioners for a recommendation to the County Commission.
3. MUNICIPAL PERMITTING CONTINUING TO NOT BE RESTRICTED. Nothing in this Renewal or the Save Our Indian River Lagoon Project Plan shall be read to limit any municipal signatory's ability to obtain permits from the Florida Department of Environmental Protection, the St. John River Water Management District, or any other governing and/or permitting authority.
4. CONTINUING TOTAL MAXIMUM DAILY LOAD ("TMDL") CREDITS.
 - a. Any and all TMDL credits accrued as a result of Surtax expenditures made shall continue to be distributed, to the extent permitted by law, between entities that have jurisdiction within the Florida Department of Environmental Protection (FDEP) Basin Management Action Plan (BMAP) watershed within which the project is located, and according to the following population-based distribution formula:
 - i. The proportion for the county government shall be computed by dividing the sum of the unincorporated area population within the BMAP watershed where the project is located by the sum of the total population within that same BMAP watershed.
 - ii. The proportion for each municipal government shall be computed by dividing the population of that municipality within the BMAP watershed where the project is located by the sum of the total population within that same BMAP watershed.
 - iii. For the purposes of this section, from program inception until the census block data for the 2020 United States Census becomes

available, population shall be calculated using the population estimates of local governmental units in Florida as of April 1, 2016, as published by the University of Florida Bureau of Economic and Business Research. See **Exhibit A** attached hereto for TMDL credit distributions based on 2016 population estimates.

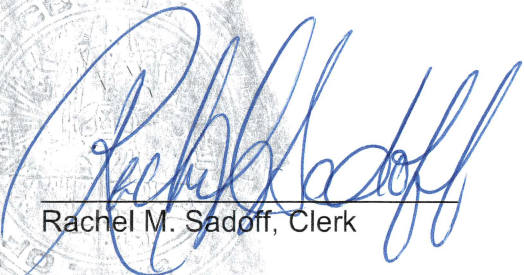
- iv. When more recent census block data for the United States Census becomes available, and continuing thereafter, population shall be calculated by using the most recent census block data published by the United States Census Bureau.
 - b. Should a project use both Surtax monies and contributions made by other government entities, such as a city, all TMDL credits accrued for the project will be distributed pro rata in the same ratio as the entity's contribution to the total project cost, if allowed by law, or as otherwise agreed to by the contributing entities. The formula in 5.a.i. through 5.a.iv. applies only to the distribution of TMDL credits accrued by expenditure of Surtax monies.
 - c. Should expenditures be made with grant monies, cost share contracts or legislative appropriations, whichever entity applied for and received the additional funds shall be the recipient of the pro rata share of TMDL credits that accrue from the expenditure of such additional funds.
5. CONTINUING INTERLOCAL AGREEMENT. This Renewal is an interlocal agreement, as contemplated by Chapter 163, Part III, Florida Statutes, and other applicable law. This Renewal adopts, incorporates and ratifies the provisions of the Ordinance and the Original Agreement. It is governed by the laws of Florida.
6. MODIFICATION. This Renewal may be amended, supplemented or cancelled only by a written instrument duly executed by the parties hereto.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals on the day and year indicated next to the signature of their respective authorized representatives and this Renewal of the Interlocal Agreement shall take effect upon the date of execution by the last party to the Renewal of the Interlocal Agreement, the "last party" being defined as the authorized representative of the municipality whose city population will cause the total population of cities executing this agreement to exceed 50% of the total 2020 municipal population in the county, as that total is set forth in Exhibit A attached hereto.

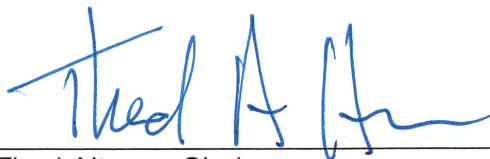
ATTEST:

BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA



Rachel M. Sadoff, Clerk

By:



Thad Altman, Chair

As approved by the Board on May 19 2026

Cape Canaveral, Florida
(Municipality)

Signed: _____
Typed Keith Touchberry
Title: City Manager
Date: _____

Attest: _____
Typed _____
Title: _____
Date: _____

Cocoa, Florida
(Municipality)

Signed: _____
Typed: Michael C. Blake
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Cocoa Beach, Florida
(Municipality)

Signed: _____
Typed: Keith Capizzi
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Grant-Valkaria, Florida
(Municipality)

Signed: _____
Typed: Lisette Kolar
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Town of Indialantic, Florida
(Municipality)

Signed: _____
Typed: Michael Casey
Title: Town Manager
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Indian Harbour Beach, Florida
(Municipality)

Signed: _____
Typed: John W. Coffey
Title: City Manager
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Malabar, Florida
(Municipality)

Signed: _____
Typed: Lisa Morrell
Title: Town Manager
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Melbourne, Florida
(Municipality)

Signed: _____
Typed Jenni Lamb
Title: City Manager
Date: _____

Attest: _____
Typed _____
Title: _____
Date: _____

Melbourne Beach, Florida
(Municipality)

Signed: _____
Typed: Alison Dennington
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Melbourne Village, Florida
(Municipality)

Signed: _____
Typed: Susan Ditty
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Palm Bay, Florida
(Municipality)

Signed: _____
Typed Matthew Morton
Title: City Manager
Date: _____

Attest: _____
Typed _____
Title: _____
Date: _____

Palm Shores, Florida
(Municipality)

Signed: _____
Typed Charles Chambliss
Title: Mayor
Date: _____

Attest: _____
Typed _____
Title: _____
Date: _____

Rockledge, Florida
(Municipality)

Signed: _____
Typed: Thomas J. Price
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Satellite Beach, Florida
(Municipality)

Signed: _____
Typed Brittany Retherford
Title: City Manager
Date: _____

Attest: _____
Typed _____
Title: _____
Date: _____

Titusville, Florida
(Municipality)

Signed: _____
Typed: Andrew Connors
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

West Melbourne, Florida
(Municipality)

Signed: _____
Typed: Andrea Young
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

EXHIBIT A – DISTRIBUTION OF TMDL CREDITS

TABLE 1: CREDIT SHARE BASED ON 2016 POPULATION

City/Town	BRL A Population	BRL A Credit Split	BRL B Population	BRL B Credit Split	North A Population	North A Credit Split	North B Population	North B Credit Split	Central A Population	Central A Credit Split	Central SEB Population	Central SEB Credit Split
Brevard County (Unincorporated)	1,402	100.0%	68,711	63.0%	6,402	19.2%	25,606	25.6%	46,777	21.5%	3,521	82.0%
Cape Canaveral	0	0.0%	10,171	9.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Cocoa	0	0.0%	0	0.0%	0	0.0%	9,793	9.8%	0	0.0%	0	0.0%
Cocoa Beach	0	0.0%	11,276	10.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Grant-Valkaria	0	0.0%	0	0.0%	0	0.0%	0	0.0%	3,299	1.5%	774	18.0%
Indianlantic	0	0.0%	0	0.0%	0	0.0%	1,181	1.2%	1,630	0.7%	0	0.0%
Indian Harbour Beach	0	0.0%	8,446	7.7%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Malabar	0	0.0%	0	0.0%	0	0.0%	0	0.0%	2,817	1.3%	0	0.0%
Melbourne	0	0.0%	0	0.0%	0	0.0%	48,075	48.1%	29,948	13.7%	0	0.0%
Melbourne Beach	0	0.0%	0	0.0%	0	0.0%	0	0.0%	3,076	1.4%	0	0.0%
Melbourne Village	0	0.0%	0	0.0%	0	0.0%	0	0.0%	666	0.3%	0	0.0%
Palm Bay	0	0.0%	0	0.0%	0	0.0%	0	0.0%	109,162	50.1%	0	0.0%
Palm Shores	0	0.0%	0	0.0%	0	0.0%	979	1.0%	0	0.0%	0	0.0%
Rockledge	0	0.0%	0	0.0%	0	0.0%	13,941	14.0%	0	0.0%	0	0.0%
Satellite Beach	0	0.0%	10,485	9.6%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Titusville	0	0.0%	0	0.0%	26,881	80.8%	272	0.3%	0	0.0%	0	0.0%
West Melbourne	0	0.0%	0	0.0%	0	0.0%	0	0.0%	20,434	9.4%	0	0.0%

TABLE 2: CREDIT SHARE BASED ON 2020 POPULATION

City/Town	BRL A Population	BRL A Credit Split	BRL B Population	BRL B Credit Split	North A Population	North A Credit Split	North B Population	North B Credit Split	Central A Population	Central A Credit Split	Central SEB Population	Central SEB Credit Split
Brevard County (Unincorporated)	452	100.0%	25,141	37.7%	11,742	28.2%	45,464	37.3%	63,679	25.0%	4,065	77.0%
Cape Canaveral	0	0.0%	9,972	14.9%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Cocoa	0	0.0%	0	0.0%	0	0.0%	10,092	8.3%	0	0.0%	0	0.0%
Cocoa Beach	0	0.0%	11,354	17.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Grant-Valkaria	0	0.0%	0	0.0%	0	0.0%	0	0.0%	3,292	1.3%	1,217	23.0%
Indialantic	0	0.0%	0	0.0%	0	0.0%	813	0.7%	2,197	0.9%	0	0.0%
Indian Harbour Beach	0	0.0%	9,019	13.5%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Malabar	0	0.0%	0	0.0%	0	0.0%	0	0.0%	2,949	1.2%	0	0.0%
Melbourne	0	0.0%	0	0.0%	0	0.0%	48,461	39.8%	32,855	12.9%	0	0.0%
Melbourne Beach	0	0.0%	0	0.0%	0	0.0%	0	0.0%	3,231	1.3%	0	0.0%
Melbourne Village	0	0.0%	0	0.0%	0	0.0%	0	0.0%	681	0.3%	0	0.0%
Palm Bay	0	0.0%	0	0.0%	0	0.0%	0	0.0%	119,760	47.0%	0	0.0%
Palm Shores	0	0.0%	0	0.0%	0	0.0%	1,200	1.0%	0	0.0%	0	0.0%
Rockledge	0	0.0%	0	0.0%	0	0.0%	15,500	12.7%	0	0.0%	0	0.0%
Satellite Beach	0	0.0%	11,226	16.8%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Titusville	0	0.0%	0	0.0%	29,947	71.8%	302	0.2%	0	0.0%	0	0.0%
West Melbourne	0	0.0%	0	0.0%	0	0.0%	0	0.0%	25,924	10.2%	0	0.0%

SAVE OUR INDIAN RIVER LAGOON LOCAL INFRASTRUCTURE SURTAX RENEWAL OF INTERLOCAL AGREEMENT

This Renewal of the Save Our Indian River Lagoon Local Infrastructure Surtax Agreement ("Renewal"), is made and entered into by and between Brevard County, Florida, a political subdivision of the State of Florida ("County") and the municipalities of Cape Canaveral, Cocoa, Cocoa Beach, Grant-Valkaria, Indialantic, Indian Harbour Beach, Malabar, Melbourne, Melbourne Beach, Melbourne Village, Palm Bay, Palm Shores, Rockledge, Satellite Beach, Titusville, and West Melbourne, Florida, municipal corporations existing under the laws of the State of Florida ("City") and all together hereinafter known as the "Parties".

WITNESSETH

WHEREAS, pursuant to Section 212.055(2)(a), Florida Statutes, Brevard County Ordinance No. 16-15, and the vote of a majority of the qualified electors of Brevard County in a referendum held on November 8, 2016, the County levied a countywide one-half cent discretionary Save Our Indian River Lagoon local infrastructure surtax (hereinafter the "Surtax"), commencing on January 1, 2017, and continuing thereafter for a period of ten (10) years until December 31, 2026; and

WHEREAS, pursuant to Section 212.055(2)(a), Florida Statutes, Brevard County Ordinance No. _____ (hereinafter the "Ordinance"), and the vote of a majority of the qualified electors of Brevard County in a referendum held on November 3, 2026, the Surtax is renewed commencing on January 1, 2027, and continuing thereafter for a period of ten (10) years until December 31, 2036; and

WHEREAS, as authorized by section 212.055(2)(c), Florida Statutes, the Parties entered into an initial Interlocal Agreement on August 23, 2016, which was subsequently replaced with an Interlocal Agreement executed by all Parties on January 29, 2019 (hereinafter the "Original Agreement"), in order to determine the distribution of the revenues derived from the half cent discretionary infrastructure sales tax in lieu of using the statutory formula set forth in section 218.62, Florida Statutes and the Parties desire to renew said Interlocal Agreement; and

WHEREAS, the parties deem it in the best interest of all of the citizens, residents, and property owners of Brevard County that the proceeds of the Surtax continue to be used to fund projects and programs designed to restore the Indian River Lagoon in the manner set forth in the Ordinance, including reasonable administrative costs of those projects and programs; and

NOW, THEREFORE, in consideration of the mutual terms, conditions, promises, and covenants hereinafter set forth, the County and City agree to perform the following acts and to be bound by the following statements:

1. **RECITALS.** The recitals set forth hereinabove are true and correct and are incorporated herein by reference.

2. **CONTINUED USE AND DISTRIBUTION OF SURTAX.** It is the intent of the parties hereto that even though this Renewal is separately executed by the County with multiple municipalities, that all such separately executed agreements shall be construed to constitute a single Renewal of the Interlocal Agreement which provides for the continued use and distribution of the proceeds from the Surtax as follows:
 - a. Any and all revenue generated by the Surtax shall continue to be deposited into the Save Our Indian River Lagoon Trust Fund, continue to be administered by the County, and continue to be used for restoration projects and programs in the manner prescribed in the Ordinance and the Save Our Indian River Lagoon Project Plan; and
 - b. The Save Our Indian River Lagoon Citizen Oversight Committee, as established in Ordinance No. 16-15, will continue to assist the County with annual plan updates and may review any proposed capital improvement, project, program, relevant science, performance data, audit or other matter presented to it by the Board of County Commissioners for a recommendation to the County Commission.
3. **MUNICIPAL PERMITTING CONTINUING TO NOT BE RESTRICTED.** Nothing in this Renewal or the Save Our Indian River Lagoon Project Plan shall be read to limit any municipal signatory's ability to obtain permits from the Florida Department of Environmental Protection, the St. John River Water Management District, or any other governing and/or permitting authority.
4. **CONTINUING TOTAL MAXIMUM DAILY LOAD ("TMDL") CREDITS.**
 - a. Any and all TMDL credits accrued as a result of Surtax expenditures made shall continue to be distributed, to the extent permitted by law, between entities that have jurisdiction within the Florida Department of Environmental Protection (FDEP) Basin Management Action Plan (BMAP) watershed within which the project is located, and according to the following population-based distribution formula:
 - i. The proportion for the county government shall be computed by dividing the sum of the unincorporated area population within the BMAP watershed where the project is located by the sum of the total population within that same BMAP watershed.
 - ii. The proportion for each municipal government shall be computed by dividing the population of that municipality within the BMAP watershed where the project is located by the sum of the total population within that same BMAP watershed.
 - iii. For the purposes of this section, from program inception until the census block data for the 2020 United States Census becomes

available, population shall be calculated using the population estimates of local governmental units in Florida as of April 1, 2016, as published by the University of Florida Bureau of Economic and Business Research. See **Exhibit A** attached hereto for TMDL credit distributions based on 2016 population estimates.

- iv. When more recent census block data for the United States Census becomes available, and continuing thereafter, population shall be calculated by using the most recent census block data published by the United States Census Bureau.
 - b. Should a project use both Surtax monies and contributions made by other government entities, such as a city, all TMDL credits accrued for the project will be distributed pro rata in the same ratio as the entity's contribution to the total project cost, if allowed by law, or as otherwise agreed to by the contributing entities. The formula in 5.a.i. through 5.a.iv. applies only to the distribution of TMDL credits accrued by expenditure of Surtax monies.
 - c. Should expenditures be made with grant monies, cost share contracts or legislative appropriations, whichever entity applied for and received the additional funds shall be the recipient of the pro rata share of TMDL credits that accrue from the expenditure of such additional funds.
5. CONTINUING INTERLOCAL AGREEMENT. This Renewal is an interlocal agreement, as contemplated by Chapter 163, Part III, Florida Statutes, and other applicable law. This Renewal adopts, incorporates and ratifies the provisions of the Ordinance and the Original Agreement. It is governed by the laws of Florida.
6. MODIFICATION. This Renewal may be amended, supplemented or cancelled only by a written instrument duly executed by the parties hereto.

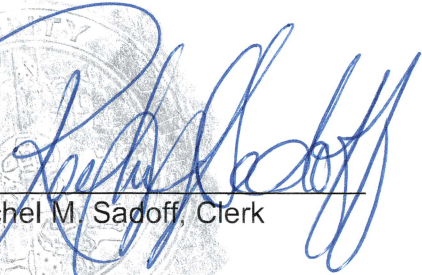
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IN WITNESS WHEREOF, the parties have hereunto set their hands and seals on the day and year indicated next to the signature of their respective authorized representatives and this Renewal of the Interlocal Agreement shall take effect upon the date of execution by the last party to the Renewal of the Interlocal Agreement, the "last party" being defined as the authorized representative of the municipality whose city population will cause the total population of cities executing this agreement to exceed 50% of the total 2020 municipal population in the county, as that total is set forth in Exhibit A attached hereto.

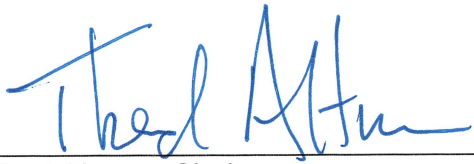
ATTEST:

BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA




Rachel M. Sadoff, Clerk

By:


Thad Altman, Chair

As approved by the Board on May 19, 2026

Cape Canaveral, Florida
(Municipality)

Signed: _____
Typed Keith Touchberry
Title: City Manager
Date: _____

Attest: _____
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Title: _____
Date: _____

Cocoa, Florida
(Municipality)

Signed: _____
Typed: Michael C. Blake
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Cocoa Beach, Florida
(Municipality)

Signed: _____
Typed: Keith Capizzi
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Grant-Valkaria, Florida
(Municipality)

Signed: _____
Typed: Lisette Kolar
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Town of Indialantic, Florida
(Municipality)

Signed: _____
Typed: Michael Casey
Title: Town Manager
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Indian Harbour Beach, Florida
(Municipality)

Signed: _____
Typed: John W. Coffey
Title: City Manager
Date: _____

Attest: _____
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Title: _____
Date: _____

Malabar, Florida
(Municipality)

Signed: _____
Typed: Lisa Morrell
Title: Town Manager
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Melbourne, Florida
(Municipality)

Signed: _____
Typed: Jenni Lamb
Title: City Manager
Date: _____

Attest: _____
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Title: _____
Date: _____

Melbourne Beach, Florida
(Municipality)

Signed: _____
Typed Alison Dennington
Title: Mayor
Date: _____

Attest: _____
Typed _____
Title: _____
Date: _____

Melbourne Village, Florida
(Municipality)

Signed: _____
Typed Susan Ditty _____
Title: Mayor _____
Date: _____

Attest: _____
Typed _____
Title: _____
Date: _____

Palm Bay, Florida
(Municipality)

Signed: _____
Typed: Matthew Morton
Title: City Manager
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Palm Shores, Florida
(Municipality)

Signed: _____
Typed: Charles Chambliss
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Rockledge, Florida
(Municipality)

Signed: _____
Typed: Thomas J. Price
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Satellite Beach, Florida
(Municipality)

Signed: _____
Typed: Brittany Retherford
Title: City Manager
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

Titusville, Florida
(Municipality)

Signed: _____
Typed: Andrew Connors
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

West Melbourne, Florida
(Municipality)

Signed: _____
Typed: Andrea Young
Title: Mayor
Date: _____

Attest: _____
Typed: _____
Title: _____
Date: _____

EXHIBIT A – DISTRIBUTION OF TMDL CREDITS

TABLE 1: CREDIT SHARE BASED ON 2016 POPULATION

City/Town	BRL A Population	BRL A Credit Split	BRL B Population	BRL B Credit Split	North A Population	North A Credit Split	North B Population	North B Credit Split	Central A Population	Central A Credit Split	Central SEB Population	Central SEB Credit Split
Brevard County (Unincorporated)	1,402	100.0%	68,711	63.0%	6,402	19.2%	25,606	25.6%	46,777	21.5%	3,521	82.0%
Cape Canaveral	0	0.0%	10,171	9.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Cocoa	0	0.0%	0	0.0%	0	0.0%	9,793	9.8%	0	0.0%	0	0.0%
Cocoa Beach	0	0.0%	11,276	10.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Grant-Valkaria	0	0.0%	0	0.0%	0	0.0%	0	0.0%	3,299	1.5%	774	18.0%
Indialantic	0	0.0%	0	0.0%	0	0.0%	1,181	1.2%	1,630	0.7%	0	0.0%
Indian Harbour Beach	0	0.0%	8,446	7.7%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Malabar	0	0.0%	0	0.0%	0	0.0%	0	0.0%	2,817	1.3%	0	0.0%
Melbourne	0	0.0%	0	0.0%	0	0.0%	48,075	48.1%	29,948	13.7%	0	0.0%
Melbourne Beach	0	0.0%	0	0.0%	0	0.0%	0	0.0%	3,076	1.4%	0	0.0%
Melbourne Village	0	0.0%	0	0.0%	0	0.0%	0	0.0%	666	0.3%	0	0.0%
Palm Bay	0	0.0%	0	0.0%	0	0.0%	0	0.0%	109,162	50.1%	0	0.0%
Palm Shores	0	0.0%	0	0.0%	0	0.0%	979	1.0%	0	0.0%	0	0.0%
Rockledge	0	0.0%	0	0.0%	0	0.0%	13,941	14.0%	0	0.0%	0	0.0%
Satellite Beach	0	0.0%	10,485	9.6%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Titusville	0	0.0%	0	0.0%	26,881	80.8%	272	0.3%	0	0.0%	0	0.0%
West Melbourne	0	0.0%	0	0.0%	0	0.0%	0	0.0%	20,434	9.4%	0	0.0%

TABLE 2: CREDIT SHARE BASED ON 2020 POPULATION

City/Town	BRL A Population	BRL A Credit Split	BRL B Population	BRL B Credit Split	North A Population	North A Credit Split	North B Population	North B Credit Split	Central A Population	Central A Credit Split	Central SEB Population	Central SEB Credit Split
Brevard County (Unincorporated)	452	100.0%	25,141	37.7%	11,742	28.2%	45,464	37.3%	63,679	25.0%	4,065	77.0%
Cape Canaveral	0	0.0%	9,972	14.9%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Cocoa	0	0.0%	0	0.0%	0	0.0%	10,092	8.3%	0	0.0%	0	0.0%
Cocoa Beach	0	0.0%	11,354	17.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Grant-Valkaria	0	0.0%	0	0.0%	0	0.0%	0	0.0%	3,292	1.3%	1,217	23.0%
Indianland	0	0.0%	0	0.0%	0	0.0%	813	0.7%	2,197	0.9%	0	0.0%
Indian Harbour Beach	0	0.0%	9,019	13.5%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Malabar	0	0.0%	0	0.0%	0	0.0%	0	0.0%	2,949	1.2%	0	0.0%
Melbourne	0	0.0%	0	0.0%	0	0.0%	48,461	39.8%	32,855	12.9%	0	0.0%
Melbourne Beach	0	0.0%	0	0.0%	0	0.0%	0	0.0%	3,231	1.3%	0	0.0%
Melbourne Village	0	0.0%	0	0.0%	0	0.0%	0	0.0%	681	0.3%	0	0.0%
Palm Bay	0	0.0%	0	0.0%	0	0.0%	0	0.0%	119,760	47.0%	0	0.0%
Palm Shores	0	0.0%	0	0.0%	0	0.0%	1,200	1.0%	0	0.0%	0	0.0%
Rockledge	0	0.0%	0	0.0%	0	0.0%	15,500	12.7%	0	0.0%	0	0.0%
Satellite Beach	0	0.0%	11,226	16.8%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Titusville	0	0.0%	0	0.0%	29,947	71.8%	302	0.2%	0	0.0%	0	0.0%
West Melbourne	0	0.0%	0	0.0%	0	0.0%	0	0.0%	25,924	10.2%	0	0.0%

City of Cocoa Beach City Commission Agenda Item Summary

**DEPARTMENT MAKING
REQUEST/NAME:**

City Manager /
Wes Mullins, City Manager

MEETING DATE

June 4, 2026

REQUESTED MOTION/ACTION

Cancel the July 2nd City Commission Meeting
Staff Representative: Wes Mullins, City Manager
Recommendation: Approve

IS THIS ITEM BUDGETED (IF APPLICABLE)?

n/a

BACKGROUND:

Historically, the city has cancelled the Commission meeting around the July 4th Holiday.

City of Cocoa Beach City Commission Agenda Item Summary

**DEPARTMENT MAKING
REQUEST/NAME:**

Development Services /
David Dickey, Director of Development
Services

MEETING DATE

June 4, 2026

REQUESTED MOTION/ACTION

Adopt Ordinance 1718 on second reading - AN ORDINANCE OF THE CITY OF COCOA BEACH, FLORIDA, AMENDING Article IV, "In General", of Chapter 5, "Beaches, Fills and Public Waterways" of the Code of Ordinances of the City of Cocoa Beach; AMENDING SECTION 5-50 (DEFINITIONS) TO REVISE THE DEFINITION OF MOTOR VEHICLES; AMENDING SECTION 5-52, RETITLING AND REVISING SAID SECTION TO ADDRESS AUTHORIZED BEACH SIGNAGE AND RESCUE DEVICES; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Staff Representative: David Dickey, Development Services Director

Recommendation: Adopt on second reading

IS THIS ITEM BUDGETED (IF APPLICABLE)?

n/a

BACKGROUND:

Ordinance 1718 is being presented for commission consideration to amend Secs. 5-50 and 5-52 of city code to enhance public health, safety, and welfare on City's beaches. Specifically, the ordinance provides clarity in the regulation of vehicles operating on the beach as well as further defines authorized beach signage.

Currently, motor vehicles are prohibited from operating on city beaches except those operated by the police or the city, and those used to "service the ocean beach." Ordinance 1718 amends what vehicles are allowed to include (i) vehicles owned or operated by the city, and (ii) vehicles specifically authorized by the city manager upon a determination that such vehicle is reasonable necessary for the maintenance, preservation, or governmental use of the ocean beach.

Additionally, Ordinance 1718 clarifies authorized signage and rescue devices placed on city beaches. As proposed, the city manager will be authorized to erect and enter into agreements — with a maximum term of three years — related to signs, barricades, and official rescue devices on city beaches. The ordinance stipulates that no phone numbers are to be placed on any rescue sign or device other than "911."

ORDINANCE NO. 1718

AN ORDINANCE OF THE CITY OF COCOA BEACH, FLORIDA, AMENDING ARTICLE IV, "IN GENERAL", OF CHAPTER 5, "BEACHES, FILLS AND PUBLIC WATERWAYS" OF THE CODE OF ORDINANCES OF THE CITY OF COCOA BEACH; AMENDING SECTION 5-50 (DEFINITIONS) TO REVISE THE DEFINITION OF MOTOR VEHICLES; AMENDING SECTION 5-52, RETITLING AND REVISING SAID SECTION TO ADDRESS AUTHORIZED BEACH SIGNAGE AND RESCUE DEVICES; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Cocoa Beach finds that the protection of public health, safety, and welfare on the City's ocean beaches is of paramount importance; and

WHEREAS, the City Commission finds that clarity in the regulation of vehicles operating on the beach is necessary to ensure that only properly authorized vehicles are present for legitimate governmental or maintenance purposes; and

WHEREAS, the City Commission further finds that unregulated signage and unauthorized installations on the beach may create confusion in emergency situations and may interfere with the public's ability to obtain timely emergency assistance; and

WHEREAS, the City Commission desires to ensure that all emergency-related communications on beach rescue devices are clear, uniform, and limited to officially recognized emergency response systems.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF COCOA BEACH, FLORIDA:

Section 1. Legislative Intent. The above Whereas clauses are true and correct and form the legislative intent of this Emergency Ordinance.

Section 2. Amendment to Section 5-50 and 5-52. Section 5-50, "Definitions" and Section 5-52, renamed to "Authorized beach signage and rescue devices" of "Article IV, "In General", of Chapter 5, "Beaches, Fills and Public Waterways" of the Code of Ordinances of the City of Cocoa Beach shall be amended to read as follows. (Additions are shown by underline, deletions by strikethrough. Section 5-51 is listed for context, although not amended):

Sec. 5-50. Definitions.

The following terms, as used in this article, are hereby defined to mean:

(a) *Ocean beach*: The public beach within the corporate limits of the city and lying between the top of the dune line of the beach and extending eastward to the eastern corporate limits of the city which limits are one thousand (1,000) feet east of the high-water line of the Atlantic Ocean. Also known as Ocean Beach Park.

(b) *Motor vehicles*: All motor-driven vehicles, excluding (i) vehicles owned or operated by the City, and (ii) vehicles specifically authorized in writing by the city manager, or designee, upon a determination that such vehicle is reasonably necessary for the maintenance, preservation, or governmental use of the ocean beach.~~excluding police cars or other vehicles owned by the city, vehicles used to~~

~~service the ocean beach, and vehicles for which a permit for temporary use of a closed part of the ocean beach has been issued by the city manager.~~

(c) *Sea dune area*: That area of land immediately adjacent to the ocean beach consisting of accumulations of sand in ridges or mounds landward of the ocean beach often stabilized and covered by salt-resistant plants and vegetation indigenous to this formation, including but not limited to sea oats, herbs, woody vegetation, and other growth common to the beach area adjacent to the coastline, which serves as an immediate buffer to the waters of the Atlantic Ocean and onshore winds.

Sec. 5-51. Operation of motor vehicles prohibited in certain beach areas.

No person shall hereafter drive a motor vehicle on the following described parts of the ocean beach, which parts of the ocean beach are hereby declared to be closed to traffic and travel by motor vehicles, unless the approval of the city manager as herein provided has been obtained for such traffic and travel:

(a) That part of the ocean beach bounded on the North by the north corporate limits of the City of Cocoa Beach, produced east, and on the South by the south corporate limits of the city, produced east.

(b) Sea dune area.

Sec. 5-52. - ~~Erection of traffic signs on beaches~~ Authorized beach signage and rescue devices.

~~The city manager is hereby authorized to erect signs and/or barricades to delineate the parts of the ocean beach which are closed to traffic by motor vehicles.~~

(a) The city manager is hereby authorized to erect, and sign agreements to have erected with a maximum term of three years, signs, barricades, and official rescue devices on the ocean beach as necessary for public safety, traffic control, and emergency response.

(b) No person shall erect, install, place, maintain, or display any sign, notice, device, or structure on the ocean beach without prior written authorization from the city manager or designee.

(c) All authorized rescue devices and associated signage placed on the ocean beach shall comply with standards established by the City.

(d) No telephone number shall be displayed on any rescue device, sign, or associated equipment located on the ocean beach, except for "911."

(e) Any unauthorized sign, device, or structure placed on the ocean beach may be removed by the City without notice.

Section 3. Codification. It is the intent of the City Commission that the provisions of this ordinance shall be codified as a part of the Code of Ordinances of the City of Cocoa Beach, and that the sections of this ordinance may be renumbered or relettered to accomplish such intent.

Section 4. Conflicts. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. Severability. If any section, subsection, sentence, clause, phrase, or provision of this ordinance is held invalid or unconstitutional by a court of competent jurisdiction, such invalidity shall not affect the validity of the remaining portions of this ordinance.

Section 6. Effective Date. This ordinance shall take effect immediately upon adoption.

Adopted by the City Commission on this _____ day of _____, 2026.

CITY OF COCOA BEACH

Keith Capizzi, Mayor

ATTEST:

Karin Grooms, City Clerk