

AGENDA REPORT

SUBJECT: Resolution, Interlocal Agreement, and County Deeds; Second Amendment to Agreement: Re: Conveyance of Palm Bay Regional Park and the Greater Palm Bay Senior Center to the City of Palm Bay – District 5

There are 18 positions (15 ½ FTE) currently employed by Brevard County at Palm Bay Regional Park and the Palm Bay Aquatic Center. These employees will be given the opportunity to apply and interview for employment with the City of Palm Bay. If any of the employees are not selected or prefer to continue employment with Brevard County, all available measures will be taken to ensure continuation of employment with Brevard County.

In regular session on January 12, 2016, the Board of County Commissioners directed staff to include in the Interlocal Agreement that the City shall provide business plans and the plans should explain how the City shall, at a minimum, provide the same level of service currently provided by the County. Additionally, all equipment and funds paid by the County to the City shall be used solely for the operation and maintenance of Palm Bay Regional Park, Palm Bay Aquatic Center and the Greater Palm Bay Senior Center. Further, the County shall have the right to inspect, audit, and examine all costs and expenses maintained by the City related to the above mentioned facilities. Finally, the City shall provide financial reports to the County, with each payment made to the City over the 5 year period, detailing the expenditures made by the City for the continued operation and maintenance of the facilities aforementioned.

Adoption of this Resolution declares the property is not needed for County purposes at this time and states the desire to enter into an Interlocal Agreement with the City of Palm Bay for the purposes of promoting public welfare, serving the public interest, and serving a public purpose. The Interlocal Agreement provides the terms between the City and County; the City will own the Park and Senior Center to use, operate, maintain, and improve for recreational use and public related activities; use of the park and Senior Center to be available to all residents and visitors with no differential in fees; reverter clause to the County if the City ceases to use the Park and Senior Center for public recreational; use and public related activities.

This request is consistent with our goal of conveying selected County owned parks within municipalities with no loss of service to the residents and visitors. In addition, this action allows the cities to manage parks within their jurisdiction.

Brevard County Code of Ordinances, Chapter 2, Section 2-241 through 2-251, establishes procedures for the sale, leasing and donation of real property. It requires the intent and County Code to be published on the County Internet and Website at least five (5) days prior to a public meeting and also requires a super majority vote by the Board. The posting requirement was successfully completed on January 5, 2016.