



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

New Business - County Attorney

J.2.

2/8/2022

Subject:

Resolution declaring that significant legal rights will be impaired if Brevard County is required to complete intergovernmental conflict resolution procedures with the Town of Malabar prior to court proceedings.

Fiscal Impact:

Cost of Litigation

Dept/Office:

County Attorney's Office

Requested Action:

It is requested that the Board of County Commissioners adopt by three-fourths vote a resolution declaring that significant legal rights will be impaired if Brevard County is required to complete intergovernmental conflict resolution procedures with the Town of Malabar prior to court proceedings.

Summary Explanation and Background:

The Brevard County Environmental Endangered Lands Program manages the Malabar Scrub Sanctuary. Pursuant to the Lease Agreement with the State of Florida and the current Malabar Scrub Sanctuary Management Plan, part of the management for the Malabar Scrub Sanctuary requires land clearing. Brevard County received Town of Malabar Permit #1251 in order to complete the land clearing. As of January 18, 2022, Town of Malabar Permit #1251 has expired and the Town of Malabar has denied the County's request for an extension for the permit. The County's legal rights would be significantly compromised if the work contemplated by the Lease, the Current Management Plan, and the previously-approved Malabar Permit #1251, is not completed immediately. Section 164.1041, Florida Statutes, requires that the Board of County Commissioners find, by a three-fourths vote, that significant legal rights will be compromised if a court proceeding does not take place before compliance with the provisions of Chapter 164, Florida Statutes, the Florida Governmental Conflict Resolution Act.

Clerk to the Board Instructions:

Upon execution please forward to the County Attorney's Office.



February 9, 2022

M E M O R A N D U M

TO: Abigail Jorandby, County Attorney

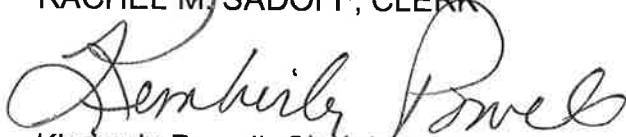
RE: Item J.2. Resolution Declaring that Significant Legal Rights will be Impaired if Brevard County is required to Complete Intergovernmental Conflict Resolution Procedures with the Town of Malabar Prior to Court Proceedings

The Board of County Commissioners, in regular session on February 8, 2022, adopted Resolution No. 22-012, declaring that significant legal rights will be impaired if Brevard County is required to complete the intergovernmental conflict resolution procedures with the Town of Malabar, prior to court proceedings, and directing staff to initiate litigation, as appropriate, to resolve the County's conflict with the Town of Malabar. Enclosed is a fully-executed Resolution.

Your continued cooperation is greatly appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK


Kimberly Powell, Clerk to the Board

/ds

Encl. (1)

cc: Each Commissioner
County Manager
Finance
Budget

RESOLUTION NO. 2022-012

A RESOLUTION OF THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS DECLARING THAT SIGNIFICANT LEGAL RIGHTS WILL BE IMPAIRED IF BREVARD COUNTY, FLORIDA, IS REQUIRED TO COMPLETE THE INTERGOVERNMENTAL CONFLICT RESOLUTION PROCEDURES WITH THE TOWN OF MALABAR, FLORIDA, PRIOR TO COURT PROCEEDINGS AND DIRECTING STAFF TO INITIATE LITIGATION, AS APPROPRIATE, TO RESOLVE THE COUNTY'S CONFLICT WITH THE TOWN OF MALABAR, FLORIDA.

WHEREAS, in 1990, the Brevard County citizens voted to protect the unique environmental values of their community by approving the Environmentally Endangered Lands Referendum which established the Environmentally Endangered Lands Program (EEL Program) in order to provide for the acquisition, protection and maintenance of environmentally endangered lands; and

WHEREAS, the intent of the EEL Program was "to acquire environmentally sensitive lands as a step towards long-term protection of essential natural resources, open space, green space, wildlife corridors and maintenance of natural ecosystem functions"; and

WHEREAS, the Malabar Scrub Sanctuary (MSS) currently consists of approximately 577 acres of land which was acquired in separate purchases by the EEL Program as follows: Denius scrub May 1993, Denius frontage July 1993, RTC January 1994, Smiley June 1994, WGML / PRN Investments October 2003 and April 2004, Brookhollow November 2006 and Bappi Investments February 2010 and is located entirely within the municipal boundaries of the Town of Malabar, Florida; and

WHEREAS, the MSS is a sanctuary that preserves upland and wetland communities that once covered larger areas of the southern portion of Brevard County; and

WHEREAS, the MSS contains a scrub ridge which is home to several endemic plant and animal species, certain of which are considered protected by State and/or Federal law, including the gopher frog (*Rana capito*), the Florida Scrub-jay (*Apheloma coerulescens*), and the gopher tortoise (*Gopherus polyphemus*); and

WHEREAS, as part of the acquisition of the land for the MSS, the State of Florida reimbursed Brevard County \$2,672,523 of the \$5,982,200 spent to acquire the parcels; and

WHEREAS, the MSS was then titled to the State of Florida with Brevard County designated as the land management agency; and

WHEREAS, on June 27, 2001, Brevard County entered into a Lease Agreement (Lease) with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida with the Department of Environmental Protection, Division of State Lands (DEP) being the delegated authority for the Board of Trustees of the Internal Improvement Trust Fund for the MSS; and

WHEREAS, the Lease duration is for fifty years and requires the County, as the Lessee, to “manage the lease premises only for the conservation and protection of natural and historical resources and resource based public outdoor activities and education which are compatible with the conservation and protection of these public lands, as set forth in subsection 259.032(11), Florida Statutes, along with other related uses necessary for the accomplishment of this purpose as designated in the Management Plan”; and

WHEREAS, in accordance with the requirements of the Lease, the County has prepared and submitted to DEP a Management Plan for the MSS and the Management Plan emphasizes the original management concept as approved at the time of acquisition of the premises; and

WHEREAS, on March 24, 2009, the Brevard County Board of County Commissioners approved the current Management Plan (Current Management Plan) for the MSS which requires that land clearing occur in order to maintain the habitat for the Florida Scrub-jay; and

WHEREAS, on or about April 26, 2021, in order to accomplish the requirements of both the Lease and the Current Management Plan, Brevard County applied for and received from the Town of Malabar Permit #1251, which authorized the necessary tree removal as directed by the Current Management Plan; and

WHEREAS, on or about November 26, 2021, Malabar Permit #1251 apparently expired; and

WHEREAS, Brevard County subsequently requested an extension of Malabar Permit #1251 from the Town of Malabar as the previously-approved work had not started; and

WHEREAS, on or about January 18, 2022, the Town of Malabar denied Brevard County’s request to extend Malabar Permit #1251 and directed Brevard County to submit a new permit under “the updated land clearing and tree removal permit application” under a new code of ordinances adopted by the Town of Malabar on or about September 27, 2021 as Ordinance No. 2021-19 (Town Ordinance No. 2021-19); and

WHEREAS, Brevard County is in doubt as to whether “the updated land clearing and tree removal permit application” and/or Ordinance No. 2021-19 apply to the proposed work as the “the updated land clearing and tree removal permit application” contemplates

land clearing for land development activities and does not address land clearing activities for environmental activities as requested by Brevard County and as required under the Lease and the Current Management Plan for the MSS; and

WHEREAS, the Lease with the State of Florida requires Brevard County to obtain “all applicable permits” and comply “with all applicable permits, regulations, ordinances, rules, and laws of the State of Florida or the United States or of any political subdivision or agency of either”; and

WHEREAS, without a valid Town of Malabar Permit, Brevard County is arguably unable to comply with the requirements of the Lease with the State of Florida and is unable to accomplish the land clearing at the MSS as required by the Current Management Plan; and

WHEREAS, Brevard County believes that without the required tree removal at the MSS, the current Florida Scrub-jay population, which is listed as threatened by both the United States government and the State of Florida, will continue to decline; and

WHEREAS, without a valid Town of Malabar Permit, and due to the requirements of both the Lease and the Current Management Plan and the certain ongoing decline of the Florida Scrub-jay at the MSS, significant legal rights of the County will be compromised, including, but not limited to, violation of the Lease agreement and State-approved Current Management Plan and potential loss of grant funding to complete the necessary land clearing work; and

WHEREAS, Section 164.1041, Florida Statutes, requires that the Brevard County Board of County Commissioners find, by three-fourths vote, that significant legal rights will be compromised if a court proceeding does not take place before the provisions of Chapter 164, Florida Statutes, the Florida Governmental Conflict Resolution Act are complied with; and

WHEREAS, based on the facts and circumstances of the situation, the Brevard County Board of County Commissioners finds that the County’s legal rights would be significantly compromised if the work contemplated by the Lease, the Current Management Plan, and the previously-approved Malabar Permit #1251, is not completed.

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


Section 1. Recitals. The above recitals are true and correct and form a part of this Resolution.

Section 2. Finding. The Brevard County Board of County Commissioners finds that significant legal rights will be compromised if a court proceeding does not take place before the provisions of Chapter 164, Florida Statutes, the Florida Governmental Conflict Resolution Act.

Section 3. Effective Date. This Resolution shall take effect upon the three-fourths vote of the Brevard County Commission on the date as set forth below.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA


Rachel M. Sadoff, Clerk
Kristine Zonka, Chair

(SEAL)

As approved by three-fourths vote of the
Brevard the Board of County
Commissioners on Feb. 8, 2022

Brevard County Mission, Vision, Values

Our Mission: Contribute to enhancing and ensuring Brevard's quality of life today and always.

Our Vision: A community which excels and is recognized for

- Providing for the health, safety, education and social needs of our community
- Building a diverse, strong economic base with the needed infrastructure to support a quality lifestyle
- Protecting the environment and conserving our valuable natural resources
- Creating cooperative partnerships between government, businesses, community organizations and our residents
- Maximizing performance and communications to provide excellent service to our customers

Our Core Values:

- Honesty
- Openness
- Leadership
- Quality
- Accountability and
- Innovation

Fences at Malabar Scrub Sanctuary

 jhubbardrd@gmail.com (not shared) [Switch account](#)



* Required

Untitled Section

RE: Fences installed by the County at entrances to Malabar Scrub Sanctuary, and billed to the Town of Malabar, after the 1/25/22 Commission meeting because they are upset that the Town of Malabar did not extend a permit that the County allowed to expire over two months ago. Brevard County Commissioners: As a resident of the Town of Malabar, and Brevard County, I do not approve of the misuse of our taxpayers funds to pay for these acts of coercion. Signed (below image): *



Your answer



Your answer

Section add on January 31st, 2022: Please confirm if you are signing as a (check all that apply): *

- ☐ Malabar resident
- ☐ Brevard County resident
- ☐ Concerned taxpayer
- ☐ Other: _____

I reside at:

Your answer

[Back](#)

[Submit](#)

[Clear form](#)

RE: Fences installed by the County at the entrances to the Malabar Scrub Sanctuary, and billed to the Town of Malabar, after the 1/25/22 Commission meeting because they are upset that the Town of Malabar did not extend a permit that the County allowed to expire over 2 months ago.

Brevard County Commissioners:

As a resident of the Town of Malabar, and Brevard County, I do not approve of the misuse of our taxpayer funds to pay for these acts of coercion.

Signed:

FULL NAME	RESIDING AT
Steve Moore Susan Hansen	1105 Baywood Ct Malabar FL 32950
James F. Manning James Klugren	1105 Baywood Ct " " "
Edgar Galt 1115 Baywood	1110 Baywood Ct " " "
Shirley 2010 1150 Baywood	EPHRAIM GRANT
R. Culbert	1740 Country Cove Cir Malabar 32950
Angie Belli	1740 Country Cove Cir Malabar, FL 32950
John Davis	1740 Country Cove Cir Malabar 32950

RE: Fences installed by the County at the entrances to the Malabar Scrub Sanctuary, and billed to the Town of Malabar, after the 1/25/22 Commission meeting because they are upset that the Town of Malabar did not extend a permit that the County allowed to expire over 2 months ago.

Brevard County Commissioners:

As a resident of the Town of Malabar, and Brevard County, I do not approve of the misuse of our taxpayer funds to pay for these acts of coercion.

Signed:

FULL NAME	RESIDING AT
<i>Michael D. Yeo</i>	1653 COUNTRY COVE CIR. MALABAR FL
<i>Ken Shuman</i>	1650 COUNTRY COVE CIRCLE MALABAR,
<i>SS Sharon Shuman</i>	" " "
<i>William Baczko</i>	1350 Oak Harbor Ln Malabar
<i>Wm Flynn Baczko</i>	" " "
<i>G. J. Sherry A. Fisher</i>	1350 Oak Harbor Ln Malabar FL
<i>Richard S. Lee</i>	1609 COUNTRY COVE CIR Malabar FL
<i>Charles Elwood 13000 Quincey Ave Malabar</i>	1653 COUNTRY COVE CIR Malabar

RE: Fences installed by the County at the entrances to the Malabar Scrub Sanctuary, and billed to the Town of Malabar, after the 1/25/22 Commission meeting because they are upset that the Town of Malabar did not extend a permit that the County allowed to expire over 2 months ago.

Brevard County Commissioners:

As a resident of the Town of Malabar, and Brevard County, I do not approve of the misuse of our taxpayer funds to pay for these acts of coercion.

Signed:

FULL NAME	RESIDING AT
WINSLOW MORGAN Tallahassee	1610 Country Cove Circle Malabar FL 32950
Bobby Woodberry	1665 Country Cove Cir.
Daniel P. Redman	1670 Country Cove Circle Malabar FL 32950

RE: Fences installed by the County at entrances to Malabar Scrub Sanctuary, and billed to the Town of Malabar after the 1/25/22 Commission meeting because they are upset that the Town of Malabar did not extend a permit that the County allowed to expire over two months ago. Brevard County Commissioners: As a resident of the Town of Malabar, and Brevard County, I do not approve of the misuse of our taxpayers funds to pay for these acts of coercion.

Signed (below image):

Section add on January 31st, 2022. Please confirm if you are signing as a (check all that apply):

I reside at:

1/29/2022 20:46:27 Rich Kohler

1/29/2022 20:50:44 Daniel Hubbard

1/30/2022 13:56:32 Michael Aldridge

1/30/2022 15:29:45 Joseph Allen

1/30/2022 17:26:06 Jennifer Hubbard

1/30/2022 18:41:46 Thomas Singer, District 4 resident & voter

1/30/2022 18:48:28 The county council is totally wrong and out of control?

1/30/2022 18:56:21 Brad Evers

1/31/2022 11:00:47 Susan Paradise

1/31/2022 12:34:32 Amy Aldridge

1/31/2022 13:06:29 Michelle Pownall

1/31/2022 13:26:01 Julie Steele

1/31/2022 13:30:01 David Lopez

1/31/2022 13:31:43 Chl Cam

1/31/2022 13:36:22 Matthew Philman

1/31/2022 13:40:22 Luis Aynal

1/31/2022 13:45:02 Patricia Hakanson

1/31/2022 13:53:35 Rachel Moree

1/31/2022 13:59:04 Joey white. I do not approve

1/31/2022 14:18:31 Joshua wiener

1/31/2022 14:21:02 Theresa Hoszowski

1/31/2022 14:25:28 Shelby Salinas

1/31/2022 14:29:30 Autumn Arnold

1/31/2022 14:32:11 Tammy Arnold

1/31/2022 14:38:27 MD Schoofield

1/31/2022 14:45:19 Chris lopez

1/31/2022 14:46:46 David Martinez

1/31/2022 14:47:23 Rb

1/31/2022 14:48:28 Sam Cope

1/31/2022 14:50:17 Yes

1/31/2022 15:14:33 I don't agree with it

1/31/2022 16:04:05 Angelo Bernard

1/31/2022 16:12:19 Margo D Marshall

1/31/2022 16:18:57 Ray Whosley

1/31/2022 16:20:37 Bruce Bornnough

1/31/2022 16:24:39 Brittany R Cessar

1/31/2022 16:42:27 faith

1/31/2022 18:09:05 Cameron Casey

1/31/2022 18:09:55 Stop acting like thugs. Negotiate and end to this debacle, you are losing votes every day.

1/31/2022 18:30:49 Jacqueline Bernard

1/31/2022 19:09:08 Matthew St Pierre

1/31/2022 20:00:25 Brandon

1/31/2022 22:36:29 Troy VV Smith

1/31/2022 23:16:11 Bryan Downs

Malabar resident

Malabar resident

Brevard County Resident

Brevard County Resident

Malabar resident

Malabar resident, Brevard County resident, Concerned taxpayer

Brevard County resident

Malabar resident, Brevard County resident, Concerned taxpayer

Brevard County resident

Malabar resident, Brevard County resident, Concerned taxpayer, Outdoor enthusiast

Brevard County resident, Concerned taxpayer

Brevard County resident

Brevard County resident

Brevard County resident

Concerned taxpayer

Brevard County resident, Concerned taxpayer

Concerned citizen

Brevard County resident

Outdoor enthusiasts

Outdoor enthusiast

Concerned taxpayer

Malabar resident, Concerned taxpayer

Concerned taxpayer

Concerned taxpayer

Brevard County resident

Concerned taxpayer

Conservation enthusiast

Concerned taxpayer, Outdoor's man that against land closer

Brevard County resident, Concerned taxpayer

Malabar resident

Brevard County resident, Concerned taxpayer

Malabar resident, Brevard County resident, Concerned taxpayer

Brevard County resident

outdoor enthusiast

Malabar resident

Malabar resident, Brevard County resident, Concerned taxpayer

Brevard County resident, Concerned taxpayer

Malabar resident

Brevard County resident

Malabar resident, Brevard County resident, Concerned taxpayer

Brevard County resident, Concerned taxpayer

3845 Toby Ave. Malabar FL 32950

I reside at:

I reside at:

2630 Rocky Point Rd

2630 Rocky Point Road, Malabar

Corey Rd

Venetian Bay Palm Bay

75 Booth Rd

1671 country cove circle, Malabar FL. 32950

2535 Smith Ln Malabar Fl 32950

Daytona Drive/Port Malabar

291 Naylor St. N.

1915 Rivet Lane

107 Wakefield Dr. IHB, FL 32937

393 Riverview Lane Melbourne Bch F

9232 Flamms place, Palm Bay 32909

Malabar

1080 Atz Road Malabar, FL 32950

2345 Candy Lane, Malabar, FL

1572 Nome Ln, 32950

4860 Smithfield Melbourne Fl.32934

1493 Sitka Ln. Malabar FL 32950

10 : Melbourne

1608 Sunny Brook Ln., NE Palm Bay 3

1300 Cindy Cir NE, Palm Bay, FL 32905

452 n Wickham rd

1305 Absaroka Lane MALABAR

1295 Hollow Brook Lane

1295 Hollow Brook Lane

1383 Illinois St NW Palm Bay, FL

2380 Corey Rd., Malabar, FL 32955

1671 Country Cove Circle Malibu

2195 Wilson Lane

2380 Corey Road Malabar FL 32909

3/60 Jemmer, Grant Vaikana T

816 Whimsical Lane

1633 Country Cove Circle
Malabar, FL 32950

1653 Country Cove Circle

Malabar, FL 32950

1623 Country Cove Circle, Malaga

1264 Absaroka Lane Malabar FL

2760 Marina Lane, Malabar, FL.

2760 Waring lane, Malabar, Fl ,

1745 Elaine Lane Malabar FL 32950

RE: Fences installed by the County at entrances to Malabar Scrub Sanctuary, and billed to the Town of Malabar, after the 1/25/22 Commission meeting because they are upset that the Town of Malabar did not extend a permit that the County allowed to expire over two months ago. Brevard County Commissioners: As a resident of the Town of Malabar, and Brevard County, I do not approve of the misuse of our taxpayers funds to pay for these acts of coercion.

Signed (below image):

Section add on January 31st, 2022. Please confirm if you are signing as a (check all that apply):

I reside at:

2/3/2022 8:41:16 Jennifer Gangle

2/3/2022 8:03:42 Josh Broline

2/3/2022 10:03:45 This is not right.

2/3/2022 10:54:29 I do not approve of them using taxpayer money, to try to bully the citizens of Malabar to accept what they are doing to our preserve a way of life

2/3/2022 12:07:08 William M. Mason Sr.

2/3/2022 12:25:50 Misuse of our tax money.

2/3/2022 13:09:32 Richard Owen

2/3/2022 13:08:39 Nicole Mullican

2/3/2022 13:09:53 Laura Begault

2/3/2022 13:17:44 I do approve

2/3/2022 14:53:43 Luis Aynal

2/3/2022 19:37:54 It's ridiculous to think that the residents of Malabar should have to pay for the fences. I agree with the petition.

2/3/2022 19:40:56 Mark Britt

2/3/2022 22:29:21 Frank Pasik

2/3/2022 23:00:50 John White

2/4/2022 4:55:13 David Bills

2/4/2022 6:23:20 Amber Mares

2/4/2022 8:45:39 Stephanie A. Fanguy

2/4/2022 8:51:21 I do not believe the deforestation is the right answer for the protection of the scrub jays. I also would like to continue to use the park and trails.

2/4/2022 8:59:40 RORIE ANDERSON

2/4/2022 9:01:58 Deborah Campbell

2/4/2022 9:13:35 Michael Sauerwein

2/4/2022 10:00:55 Kyrene Lamb

2/4/2022 10:07:31 Remove fences do not pay for fences

2/4/2022 10:35:30 Susan Paradise

2/4/2022 10:51:31 I do not approve of misuse tax funds

2/4/2022 11:18:42 Stacy Crutchley

2/4/2022 11:19:28 I, too, do not approve.

2/4/2022 11:22:47 Judi Killebrew

2/4/2022 11:28:42 Joseph W. Paradise

2/4/2022 15:33:32 Joel Carrasco

2/4/2022 15:36:25 Leansi Carrasco

This is not what we malabarians want in this city. Scrub jays are great but the nest from March to June. You can not disturb. We have much more wildlife that will have no where to hide. All the building in this county is driving the deer, bobcats, owls, tortoise, rabbits, armadillos, I could go on and on. We love riding through trails and some shade now and then. This is not what a wildlife sanctuary should be. Why are you doing this? Is it money for trees? We moved here 20 yrs ago because it was so natural. I can't believe you are so concerned to have five more scrub jay nest just in our area. We have so many trails for walkers and cyclist. You are destroying for what????

2/4/2022 15:50:23 are destroying for what????

2/4/2022 17:20:16 Kristen McGrath

2/4/2022 18:47:03 Protect and preserve is Malabar town motto no I do not agree with any of it

Malabar resident, Brevard County resident, Concerned taxpayer, I live right by the Turkey Creek Sanctuary

Malabar resident

Malabar resident

Malabar resident

Malabar resident

Malabar resident, Brevard County resident, Concerned taxpayer

Brevard County resident, Concerned taxpayer

Brevard County resident, Concerned taxpayer

Brevard County resident, Concerned taxpayer

Brevard County resident, Concerned taxpayer

Brevard County resident, Concerned taxpayer, Nature lover and hiker

Brevard County resident

Malabar resident, Brevard County resident, Concerned taxpayer

Malabar resident

Brevard County resident

Brevard County resident

Brevard County resident

Malabar resident

Brevard County resident, Concerned taxpayer, A frequent hiker-biker of the sanctuary.

Malabar resident

Brevard County resident, Concerned taxpayer

Brevard County resident, Concerned taxpayer

Brevard County resident, Concerned taxpayer

Brevard County resident

Malabar resident

Brevard County resident, Concerned taxpayer

Brevard County resident, Concerned taxpayer

Malabar resident, Brevard County resident, Concerned taxpayer

Concerned taxpayer

Brevard County resident

Brevard County resident, Concerned taxpayer

Malabar resident, Brevard County resident, Concerned taxpayer

Malabar resident, Brevard County resident, Concerned taxpayer

Malabar resident

Malabar resident

Malabar resident, Brevard County resident

Malabar resident

Malabar resident

Malabar resident

Malabar resident, Brevard County resident, Concerned taxpayer

910 Brookshire Cir Malabar, FL 32950

1404 Barrow Ln

4105 magnolia road 32950

2155 lacourt in malabar, Fla.

2835 Corey Road Malabar, Florida 32950

1691 Avery Rd NE, Palm Bay, FL 32905

3932 Bayberry Dr.

Melbourne, FL 32901

1284 Absaroka Lane, Malabar, FL

3932 Bayberry Dr.

Melbourne FL 32901

2210 Angel Rd, Se

Melbourne, FL 32901

1671 Country Cove Circle, Malabar, FL 32950

1671 Country Cove Circle, Malabar, FL

1271 Medina ave Palm Bay FL 32907

2700 Filly LN Melbourne, FL 32934

403 Hibiscus Trl, Melbourne Beach FL 32951

2377 Lineberry Ln

440 Pinehill Court N.E. Palm Bay, FL 32907

Moss Rose Ave / Corey Rd

Satsuna st, Palm Bay

2205 Redwood Circle NE, Palm Bay, FL 32905

2370 Sea Ave, Indiantatic FI

Palm Bay

1455 Moss Rose Ave Malabar 32950

860 Faith Street NE, Palm Bay, FL

Cheryl dr Melbourne

1080 Alz rd

Susan's house.

1525 S Fiske Blvd, Rockledge FI

860 Faith St. NE, Palm Bay FL 32905

1315 Oak Harbour Ln Malabar FL 32950

1315 Oak Harbour Lane Malabar FL 32950

1737 country cove circle, Malabar 32950

Port malabar blvd

1950 Linrose Lane Malabar FL 32950

RE: Fences installed by the County at entrances to Malabar Scrub Sanctuary, and billed to the Town of Malabar, after the 1/25/22 Commission meeting because they are upset that the Town of Malabar did not extend a permit that the County allowed to expire over two months ago. Brevard County Commissioners: As a resident of the Town of Malabar, and Brevard County, I do not approve of the misuse of our taxpayers funds to pay for these acts of coercion. Signed (below image):		
Timeslamp		
2/4/2022 20:15:23	No	
2/4/2022 20:22:17	I don't approve of the misuse of our taxpayers funds to pay for these acts of coercion.	
2/4/2022 21:51:34	Adele Page	
2/4/2022 21:52:32	Nidia C	
2/5/2022 0:10:01	No fences	
2/5/2022 5:08:00	I am strongly against paying for the fencing off of an area for a reason that I also am strongly against. If Brevard county is choosing to destroy a natural preserve so they should pay for the gaiting. Perfid.	
2/5/2022 5:36:05	David L. Johnson Jr.	
2/5/2022 6:43:04	Ana Fagan	
2/5/2022 7:38:27	I do not approve	
2/5/2022 7:49:29	Christopher Russian	
2/5/2022 8:15:31	Mike Schoofield	
2/5/2022 9:35:51	Eckart & Joanne Schneider	
2/5/2022 10:50:09	Jeff Wieland	
2/5/2022 11:16:13	Any police and professional efforts that you can take to help protect key tree locations of MSS will be appreciated. Hopefully, a resolution can be achieved that will help increase Scrub-lay habitat and return citizen access to passive recreation within MSS.	
2/5/2022 14:08:51	Object to the destruction of the trees!	
2/5/2022 15:49:19	This is wrong! This sanctuary for public use.	
2/5/2022 19:25:49	Samantha Hoszowski	
2/5/2022 19:26:32	Gregory Hoszowski	
2/5/2022 22:10:55	Robert Martinez	
2/5/2022 22:19:41	Do not approve of this action	
2/6/2022 8:45:57	Dillon Bowers	
2/6/2022 10:51:39	Jonathan Di Rocco	
2/6/2022 14:40:15	Chris Lusardi	
2/6/2022 16:00:26	Save our sanctuary	
2/6/2022 16:02:21	Jason Stroble	
2/6/2022 16:02:43	Sabrina Stroble	
2/6/2022 20:06:34	Why! Communication is the key to solving a problem...	
2/6/2022 20:30:02	Craig T. Booth	
2/6/2022 21:27:47	Joseph & Betty Mann	
2/6/2022 21:50:33	Trisha Harris	
2/6/2022 21:51:17	Justin Harris	
2/6/2022 21:57:30	Rich Mason	
2/6/2022 22:55:14	Stuart Gary Stern II	
2/6/2022 23:48:23	Sharon evans	
2/7/2022 5:38:33	Patricia L. Hatcher	
2/7/2022 7:04:56	John H. Russell	
2/7/2022 7:45:32	Neal Driscoll	
2/7/2022 8:03:29	Daniel Powers	
Section add on January 31st, 2022. Please confirm if you are signing as a (check all that apply):		
Malabar resident	Malabar resident	I reside at:
Malabar resident	Malabar resident	1970 Fins Lane Malabar FL 32950
Brevard County resident, Concerned taxpayer	Brevard County resident	1611 Country Cove Circle Malabar, FL 32950
Brevard County resident	Brevard County resident	5715 cypress creek drive
Brevard County resident	Brevard County resident	Palm Bay
		Palm bay
Malabar resident	Malabar resident	
Malabar resident	Malabar resident	1737 Country Cove Circle Malabar
Brevard County resident	Brevard County resident	1680 Country Cove Circle Malabar, FL 32950
Malabar resident	Malabar resident	825 Sadriel Circle NE, Palm Bay
Malabar resident, Brevard County resident, Concerned taxpayer	Malabar resident	1240 Pemberton Trl, Malabar, fla 32950
Malabar resident	Malabar resident	1392 Wadsworth st se
Malabar resident	Malabar resident	1315 pemberton trail, malabar
Brevard County resident	Brevard County resident	1731 Country Cove Circle, Malabar FL
		2225 south river rd 32961
Malabar resident, Brevard County resident, Concerned taxpayer	Malabar resident	Town of malabar
Brevard County resident	Brevard County resident	1310 Oak Harbour Lane Malabar
Brevard County resident	Brevard County resident	1045 Highway A1A, Satellite Beach
Brevard County resident	Brevard County resident	1973 Biddle st NE Palm Bay fl 32907
Brevard County resident, Concerned taxpayer	Brevard County resident	1973 Biddle St NE Palm Bay fl 32907
Malabar resident	Malabar resident	Palm Bay
Malabar resident	Malabar resident	1681 country cove cr Malabar FL 32950
Brevard County resident	Brevard County resident	3700 Aria dr, Melbourne FL 32904
Malabar resident, Brevard County resident, Concerned taxpayer	Malabar resident	Malabar Florida
Brevard County resident, Concerned taxpayer	Brevard County resident	2760 Bosque Cir, Melbourne, FL 32940 - 3233
Brevard County resident, Off Road Cyclist and business owner	Brevard County resident	Alandi Dr, Melbourne, FL 32940
Brevard County resident	Brevard County resident	2760 Bosque Cir, Melbourne, FL 32940 - 3233
Malabar resident	Malabar resident	Alandi Dr, Melbourne, FL 32940
Malabar resident, Brevard County resident, Concerned taxpayer, Ou-door enthusiast/ Business Owner who uses the trails	Malabar resident	1086 Gally Circle, Palm Bay, Florida
Brevard County resident, Concerned taxpayer, Biker enthusiast	Brevard County resident	1861 San Filippo Dr. SE Palm Bay, FL 32909
Brevard County resident	Brevard County resident	1626 Country Cove Circle
Brevard County resident	Brevard County resident	2020 Benjamin Rd Malabar FL
Brevard County resident	Brevard County resident	2020 benjamin Rd Malabar FL 32950
Brevard County resident	Brevard County resident	Palm Bay FL
Brevard County resident	Brevard County resident	1715 Centenbury Dr, Indialantic, FL 32903
Brevard County resident, Concerned taxpayer	Brevard County resident	2941 Flake rd se Palm Bay fl. 32909
Brevard County resident	Brevard County resident	Palm Bay, FL
Malabar resident, Brevard County resident, Concerned taxpayer	Malabar resident	1540 Corey Rd, Malabar, FL 32950
Malabar resident	Malabar resident	1020 Sleepchase Circle Malabar FL 32950
Malabar resident	Malabar resident	1030 Sleepchase Cr

RE: Fences installed by the County at entrances to Malabar Scrub Sanctuary, and billed to the Town of Malabar, after the 1/25/22 Commission meeting because they are upset that the Town of Malabar did not extend a permit that the County allowed to expire over two months ago. Brevard County Commissioners: As a resident of the Town of Malabar, and Brevard County, I do not approve of the misuse of our taxpayers funds to pay for these acts of coercion. Signed (below image):		
Timestamp	Section add on January 31st, 2022: Please confirm if you are signing as a (check all that apply):	I reside at:
2/7/2022 9:56:54	Support opening our publicly owned ,many maintained by volunteers, be managed not closed	Brevard County resident, Concerned taxpayer
2/7/2022 12:59:54	Laurence Davis	Malabar resident
2/7/2022 13:06:10	Jeffrey Gill	6796 US Hwy 1, Grant, FL 32949
2/7/2022 13:09:05	Ron Reeves	1475 Marie St.
2/7/2022 13:15:15	Do not approve of county government over reach on local municipalities	1295 Coventry Circle 32904
2/7/2022 13:41:28	James Twigg	Melbourne, FL
2/7/2022 16:17:06	Daniel Hutton	2155 lacourt ln
2/7/2022 16:57:56	Mike Wilson	Gally Circle NE, Palm Bay, FL 32905
2/7/2022 16:59:10	I do not approve.	1285 gerald cir nw Palm Bay
2/7/2022 17:33:26	Agree	3155 Irene st, West Melbourne, FL, 32904
2/7/2022 18:14:57	Kristina Garcia	3260 man Pablo FL 32934
2/7/2022 18:20:57	Susan Ikeler	4315 Litteral Lane, Grant-Valkaria, FL 32950
2/7/2022 18:26:03	Patricia H Curry	Palm bay fl
2/7/2022 19:58:34	Kevin Latonick	3417 Peninsula Circle, Melbourne Fl
2/7/2022 20:58:30	Kathleen Case	1050 Hollow Brook Ln Malabar, FL 32960
2/7/2022 22:49:22	Just as a citizen of Palm Bay I first heard of this at the end of November. I need my elected officials to be more transparent. It is government this just didn't happen over the holidays.	1947 Attilburgh Blvd, West Melbourne, FL 32904
2/8/2022 0:53:22	Michael Blinne	2015 McCain Lane
2/8/2022 9:06:11	Richard Nink	Palm Bay.
2/8/2022 10:09:38	Ann Cruz	1341 Athens Dr. NE Palm Bay FL 32907
2/8/2022 10:25:05	I do not support	3035 Gentle Breezes Ct, Melbourne, Fl
2/8/2022 10:35:33	Susie Kendall	Palm Bay, FL 32905
2/8/2022 11:07:18	Angel Hovencamp	Indialantic
2/8/2022 12:39:10	Danny Timothy	Palm Bay Point
		SW Palm Bay
		1042 Citrus Ave. NE Palm Bay, FL 32905