



OFFICIAL MINUTES
REGULAR TOWN COUNCIL MEETING
THURSDAY, OCTOBER 23, 2025 – 9:00 AM
TOWN OF INDIAN RIVER SHORES

The regular monthly meeting of the Town of Indian River Shores Town Council was held on Thursday, October 23, 2025, at 9:00 a.m. in Council Chambers, 6001 Highway A1A, Indian River Shores, Florida. Councilmembers present were Brian T. Foley, Mayor; Bob Auwaerter, Vice Mayor; Sam Carroll, Councilmember and James Altieri, Councilmember. Also present were James Harpring, Town Manager; Heather Christmas, Finance Director; Peter Sweeney, Town Attorney and Janice C. Rutan, Town Clerk.

1. Call to Order

- a. Invocation
- b. Pledge of Allegiance
- c. Roll Call

Mayor Foley called the meeting to order at 9:00 a.m. Councilmember Carroll offered the Invocation. Mayor Foley led in the Pledge of Allegiance. The Town Clerk called the roll. All members were present except Councilmember Dane.

2. Agenda Reordering, Deletions, or Emergency Additions

There being no reordering, deletions or additions, a motion was made by Councilmember Carroll, seconded by Vice Mayor Auwaerter, and unanimously approved (4-0) to approve the agenda as presented.

3. Presentations/Proclamations

- a. Presentation of Dr. David K. Moore, Indian River County Superintendent of Schools

Dr. Moore was proud to announce that Indian River County School District had gone from having only 46% to 95% of its schools A rated. The district also boasts a 96% graduation rate, which is the highest in the State. Additional highlights included:

Ninety percent of high school students are in advanced classes or dual enrollment.

Most middle school students are enrolled in an accelerated course.

Third grade students are reading at or above grade level, again the highest in the state.

Vice Mayor Auwaerter extended compliments to Dr. Moore and his team.

In response to Councilmember Carroll, Dr. Moore explained that their curriculum was grounded in the science of reading using phonics as a base adding that the Indian River County School District's academic outcomes are much higher than average state levels.

Mayor Foley also extended his appreciation to Dr. Moore.

- b. Proclamation October 2025 as Cybersecurity Awareness Month

Mayor Foley read the Proclamation into the record.

Town Manager Harpring a possible shade session to discuss Town Cyber Security policies or if they would prefer to meet one on one.

4. Comments From the Public Regarding Agenda Items(s)

None.

5. **Consent Agenda**

- a. Approval of Minutes of First Public Budget Hearing and Special Call Meeting dated September 16, 2025
- b. Approval of Minutes of Final Public Budget Hearing and Town Council Meeting dated September 23, 2025
- c. Adoption of Resolution No. 25-14 Mission Square Access Designation
- d. Adoption of Resolution No. 25-16 Adopting the Unified Local Mitigation Strategy Update of 2025
- e. Appointment of Danette Dieffenbach to MPO Bicycle Pedestrian Advisory Committee
- f. Approval of Public Safety Department Vehicle Purchase

A motion was made by Councilmember Carroll and seconded by Vice Mayor Auwaerter to approve the Consent Agenda as presented. The Town Clerk called the roll. All members present voted in the affirmative with the motion passing unanimously (4-0).

Vice Mayor Auwaerter introduced Danette Dieffenbach as the Town's newly appointed representative on the Indian River County Metropolitan Planning Organization Bicycle and Pedestrian Advisory Committee. Council expressed their appreciation to Ms. Dieffenbach for her willingness to serve on the committee.

6. **Mayor's Report**

Mayor Foley addressed inaccuracies in a recent article in 32963 regarding the Town's transition between Republic Services and Waste Management (WM) for Solid Waste and Recycling Services.

Mayor Foley next reported on the ongoing dialogue around property taxes and referenced a memo from Daniel Perez, Speaker of the Florida House of Representatives, outlining eight tax relief proposals. Two key provisions are prohibiting any reduction in funding for law enforcement, and the exemption of school taxes. Various possible impacts were discussed. Mayor Foley expressed his concern about having property tax reform without addressing utility rates and special taxing districts, explaining it would just be a shift from collecting real estate taxes to other assessments including special taxing districts.

Discussion continued concerning the tax reform issue and housing. Vice Mayor Auwaerter advised he reached out to the Indian River County Tax Collector's office and learned that no homesteaded property had gone to tax sale in the past 5 years. For non-homesteaded properties, there have been five tax sales in the past 5 years.

Vice Mayor Auwaerter felt it unfair to shift the tax burden from taxpayers over sixty-five to others, adding that although law enforcement could not be affected, fire department and EMS services could become a tax or fee.

7. **Councilmember Items**

- a. Vice Mayor Auwaerter
 - i. Florida League of Cities Policy Committee Report

Covered earlier

- ii. Vero Beach Finance Commission Meeting, Wastewater Plant Financing

Vice Mayor Auwaerter attended the City of Vero Beach Finance Committee meeting. The cost of the Water Reclamation facility had increased in price from the original proposed cost of \$82 million to \$164.8 million. He has been working with the city to assist them in trying to get lowest rates for financing. Vice Mayor Auwaerter presented a financing plan outlining the debt service projection for the project with the financing broken into two phases; borrowing \$55 million to get started and then an additional \$70 million for a total bond amount of \$125 million.

Vice Mayor Auwaerter noted that the figures being used were a close estimation, however, there is a “not to exceed” clause in the contract. The final cost could reach \$223 million due to financing.

Mayor Foley expressed his appreciation to Vice Mayor Auwaerter noting it was in the best interest of the Town to keep all costs down as it will benefit the ratepayers.

Discussion followed.

8. Discussion with Possible or Probable Action

a. Approval of Ordinance No. 582 Five-Year Capital Improvement Plan (Second Reading)

Attorney Sweeney read the title. Mayor Foley opened the Public Hearing. There being no comment, a motion was made by Councilmember Carroll and seconded by Vice Mayor Auwaerter to approve Ordinance No. 582 on second reading. The Town Clerk called the roll. All members in attendance voted in the affirmative. The motion passed unanimously (4-0).

b. Approval of Ordinance No. 584 Amendment to Section 165.16 (First Reading)

Attorney Sweeney read the title. Mayor Foley opened the Public Hearing. Councilmember Altieri explained that after his initial concerns, he had reviewed Senate Bill 180 as well as the FEMA Flood maps and was prepared to move forward.

A motion was made by Vice Mayor Auwaerter and seconded by Councilmember Carroll to approve Ordinance No. 584 on first reading. The Town Clerk called the roll. All members in attendance voted in the affirmative. The motion passed unanimously (4-0).

9. Staff Updates

a. Building Official Report & Statistics

Building Official Held was present. Vice Mayor Auwaerter commented that there had been a year to date drop in number of permits issued.

b. Code Enforcement Report

Code Officer Maikranz was present. Vice Mayor Auwaerter expressed his appreciation to Officer Maikranz for the new format of his report, including the graphs.

c. Public Works Department Report

Town Manager Harpring offered the Public Works report noting they had been cleaning up the north and south entrances to the Town. Town Manager Harpring reported that both Public Works and Facilities were working extremely hard.

d. Town Treasurer Report

Heather Christmas, Town Treasurer announced Erika Maeda had been hired as a bookkeeper.

e. Public Safety Department Report & Statistics

Assistant Chief Ryer addressed the Town Council on matters relating to E-bikes on local streets. He explained that E-Bikes were afforded all rights and privileges as the operator of a regular bicycle. An operator may ride an electric bicycle where bicycles are allowed including highways, roadways, shoulders, bicycle lanes, and bicycle multiuse paths. A multiuse path is often a shared use path.

Chief Ryer noted the Town of Indian River Shores no Ordinance governing the operation of golf carts. Golf carts are not allowed to operate on sidewalks unless approved by local government. He went over the specific rules governing golf carts on streets and highways. Golf carts are not allowed to operate on Highway

A1A, they are only allowed to operate on roadways with speed limits of 30 mph or less. They are not allowed on sidewalks or on bicycle lanes.

Assistant Chief Ryer reported on PSD activity to include officers participating in an active shooter drill and other recertifications.

10. Town Attorney Report

None

11. Town Manager Report

Town Manager Harpring expressed appreciation to Town personnel for their excellent work.

12. Council/Committee Reports or Non-Action Items

a. Call for Committee Reports, Informational Updates or Comments

Councilmember Altieri reported that the next meeting of the City of Vero Beach Utilities Commission would be held in December.

It was announced five firms were bidding on the sand restoration project.

Mayor Foley attended the Treasure Coast Council of Local Governments meeting during which the main topic of discussion was the wide-ranging effect of Senate Bill 180. At the same meeting, there was a presentation by Career Source which serves as a search team where positions in local government need to be filled.

Vice Mayor Auwaerter attended the meeting of the Treasure Coast League of Cities during which proposed property tax reform was discussed. The Beach and Shore Preservation Committee meeting reported that this year had been an unprecedented green sea turtle nesting season.

Beach restoration will begin on December 1 for Sector 5 north of tracking Station down into the City of Vero Beach limits.

12. Call to Audience

None.

14. Adjournment

With no further business to come before the Ton Council, the meeting adjourned at 10:13 a.m.

Approved: November 20, 2025

Janice C. Rutan, Town Clerk



AGENDA ITEM

TO: Town Council

FROM: James Harpring, Town Manager

DATE: October 30, 2025

SUBJECT: Sole Source Approval – Communications International, Inc.

BACKGROUND:

Staff requests approval of Communications International, Inc., as the sole source provider for radio equipment, programming and maintenance services. Please see the attached Sole Source Justification memorandum for further information.

RECOMMENDATION:

Staff recommend Communications International, Inc. as a sole source provider.

ATTACHMENTS:

1. Sole Source Justification Memorandum
2. Section 31.02, Code of Ordinances

MAYOR
BRIAN T. FOLEY

VICE MAYOR
BOB AUWAERTER

COUNCIL:
JAMES ALTIERI
JESSE L. "SAM" CARROLL, JR.
WILLIAM DANE



TOWN MANAGER
JAMES HARPRING, JD

TOWN CLERK
JANICE C. RUTAN

TOWN ATTORNEY
PETER J. SWEENEY, JR.

6001 Highway A1A, Indian River Shores, FL 32963
(772) 231-1771

MEMORANDUM

To: Jim Harpring, Town Manager
From: Heather Christmas, Town Treasurer
Date: October 09, 2025
Subject: Sole Source Justification – Communications International, Inc. (CI)

Purpose

This memorandum provides justification for designating Communications International, Inc. (CI) as a sole source provider for radio equipment, programming, and maintenance services for the Public Safety Department, in accordance with Town Code §31.02(4), which allows for noncompetitive procurement when there is only one practical source.

Background

Public Safety Department radios operate on the P25 public safety radio system, which provides interoperability with other local, regional and state emergency service agencies. As such, Indian River County contracts with CI to maintain and support the local public safety system infrastructure, software, and firmware. The Public Safety Department communication equipment must remain compatible with the County's network to ensure statutory compliance and reliable communication.

CI maintains the County's P25 system and its configuration, encryption, and programming standards. CI is also the authorized L3Harris service provider for software, firmware, and security updates that align with the County's system. Public Safety Department radios are programmed and serviced by CI, providing consistent performance and compatibility with emergency service providers. CI maintains a local presence allowing for timely on-site service and technical support.

Conclusion

As the Town's Purchasing Agent, I recommend submitting this sole source designation to the Town Council for approval of Communications International, Inc. as the sole source vendor for Fiscal Year 2025–2026, with authorization for annual renewal subject to budget appropriation and satisfactory performance.

Sec. 31.02. Procurement of goods and service.

- (a) *Purchasing thresholds.* Any request for the purchase of materials, equipment, services and supplies unless otherwise exempt under this section is subject to competitive bid procedures as follows:
- (1) Up to \$10,000—The Town Purchasing Agent or their designee may authorize purchase.
 - (2) \$10,000.01 to \$35,000—The Town Manager may authorize purchase.
 - (3) Over \$35,000—Formal sealed bids and Town Council authorization are required.
- (b) *Exceptions to thresholds.*
- (1) *Joint bid.* The Purchasing Agent shall have the authority to cooperate with other local governments or other public entities in the development and use of mutually cooperative procurement contracts or master agreements. Approval shall be in accordance with the dollar threshold established by this section.
 - (2) *Piggyback.* The Purchasing Agent or Town Manager shall have the authority to utilize contracts or master agreements of state, federal or other local governments or other public entities to procure goods and services, if the contract or agreement has been awarded through procedures substantially equivalent to the requirements of this section. The Purchasing Officer shall have the authority to procure goods and services if the purchase is with a person, firm, organization, or corporation whose offer to sell to the Town is at sale price for that commodity equal to or lower than the existing piggyback price for the same or equal commodity being sought. Approval shall be in accordance with the dollar threshold established by this section.
 - (3) *Professional services.* Contracts for professional services, including, but not limited to, architects, attorneys, accountants, engineers, and surveyors, may, upon approval by the Town Manager or the Town Council depending on value, be entered without competitive bidding. A review of the qualifications, work history, and other relevant data will be done before contracts for such services are entered.
 - (4) *Sole source.* A contract may be awarded for goods or services without competitive bids when the Purchasing Agent or designee provides written documentation asserting that there is only one practical source for the required item. Approval shall be in accordance with the dollar threshold established by this section.
 - (5) *Emergency purchase.* Where the Purchasing Agent finds it to be in the best interest of the Town, an emergency procurement condition may be declared, which suspends any or all provisions of this section. All emergency purchases over \$35,000 shall be reported to Council as soon as practical. As used in this section, the term "emergency" means a sudden unexpected turn of events that causes:
 - a. An immediate danger to the public health or safety;
 - b. An immediate danger of loss of public or private property;
 - c. An interruption in the delivery of an essential governmental service; or
 - d. An interruption in the normal function and operation of any Town department that would result in a work stoppage or other substantial monetary loss.
 - (6) *Change orders.* The Town Manager may approve cumulative changes of up to 15 percent of the total contract price. Changes in excess of 15 percent of the total contract price or any change in excess of \$35,000 must have the prior approval of the Town Council.

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- (7) *Contract renewals.* Any contract containing a provision for renewal may be renewed in accordance with its terms. Authorization for approval shall be in accordance with the dollar threshold established by this section.
- (c) *Exemptions to applicability.* This section shall not apply to:
- (1) Purchases between the Council and nonprofit organizations, other governments, or other public entities, and intragovernmental services.
 - (2) Purchases of advertising, works of art for public display, medically-related professional services, employee benefit-related purchases, water, utility services, postage, shows/displays/cultural events sponsored by the Town.
 - (3) Purchase of real property.
 - (4) Professional and personal service contracts including, but not limited to, attorney services, appraisers and expert witness services, which shall be approved by the Town Council if in excess of \$35,000.
 - (5) Procurement of goods and services when the same is governed by a mandatory procedure established by statute.
 - (6) Franchise, sponsorship or joint enterprise agreements.
 - (7) Any situation where compliance with this Code will place the Town in conflict with mandatory provisions of state law, federal law or the terms of any grant.
- (d) *Prohibitions.* No contract or purchase shall:
- (1) Be purposely subdivided to circumvent any requirements of this section.
 - (2) Be made in excess of the amounts allocated from the general fund for the general classification of expenditures in the budget for the then-current budget year, nor shall any expense of a special fund exceed the amount of money available to that fund.
- (e) *Waiver.* Town Council may waive or modify the bidding requirements for good cause.
- (Ord. No. 541, § 1, 5-23-2019; Ord. No. 569, § 1, 5-13-2024)



AGENDA ITEM

TO: Town Council

FROM: James Harpring, Town Manager

DATE: November 5, 2025

SUBJECT: 2025 EMS-MC Ambulance Annual Adjustments and Allowances

BACKGROUND:

EMS Management & Consultants, Inc. (EMS-MC) began providing ambulance billing services on May 1, 2025. For the period May through September 2025, contractual adjustments totaled \$5,690, representing 8.8% of gross charges. The current collection rate of 52.5% is within industry averages and expected to improve as receivables mature. No write-offs have been completed; all accounts remain under 180 days. An allowance for doubtful accounts has been established based on the Town's historical collection experience.

RECOMMENDATION:

Staff recommend approval of contractual adjustments totaling \$5,690 for the period May 1, 2025 through September 30, 2025.

ATTACHMENTS:

1. Town Treasurer Memorandum
2. EMS-MC September 2025 Monthly Report

MAYOR
BRIAN T. FOLEY

VICE MAYOR
BOB AUWAERTER

COUNCIL:
JAMES ALTIERI
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6001 Highway A1A, Indian River Shores, FL 32963
(772) 231-1771

MEMORANDUM

To: Jim Harpring, Town Manager
From: Heather Christmas, Town Treasurer
Date: October 21, 2025
Subject: 2025 EMS-MC Annual Adjustments and Allowances

Beginning May 1, 2025, the Town engaged EMS Management & Consultants, Inc. (EMS-MC) to manage billing for ambulance services. Not all billed amounts are collectible due to Medicare and Medicaid reimbursement limits and the Town's residency policies. EMS-MC invoices patients at gross and records contractual adjustments upon receipt of payment.

For the period May 1 through September 30, 2025, contractual adjustments totaled \$5,690, representing approximately 8.8 percent of gross charges. The Town's current net collection rate is 52.5 percent, consistent with the industry average of 50 to 55 percent for agencies not utilizing a collection service. This percentage is expected to improve next year as receivables mature and collections trend toward the Town's historical rate of more than 70 percent.

At this time, no write-offs have been completed. All receivables with EMS-MC are under 180 days old. Write-offs will be evaluated next fiscal year as accounts age beyond recovery thresholds.

To more accurately reflect realizable revenue, the Town will establish an allowance for doubtful accounts based on historical collection experience as follows:

Aging (Days) Allowance %

0-60	0%
61-120	25%
121-150	75%
151-180	90%
181+	95%

These percentages are consistent with the Town's historical experience but will be reviewed and adjusted next fiscal year once sufficient data from EMS-MC becomes available.

Per Town policy, please place on the Town Council agenda approval of contractual adjustments totaling \$5,690 for the period May 1, 2025 through September 30, 2025.

PREPARED FOR INDIAN RIVER SHORES PUBLIC SAFETY DEPARTMENT FL

By:

EMS | MC

EMS MANAGEMENT & CONSULTANTS

RESULTS | SERVICE | COMMUNITY

12 MONTH DATE OF SERVICE ANALYSIS

Primary Payor Mix
6-12 Month Mature Average

Primary Payor	% of Trips
Medicare	0%
Medicare Advantage	0%
Insurance	0%
Medicaid	0%
Medicaid MCO	0%
Patient	0%
Facility	0%
Other Govt. Payers	0%
TPL	0%

Net Collection Percentages
6-12 Month Mature Average

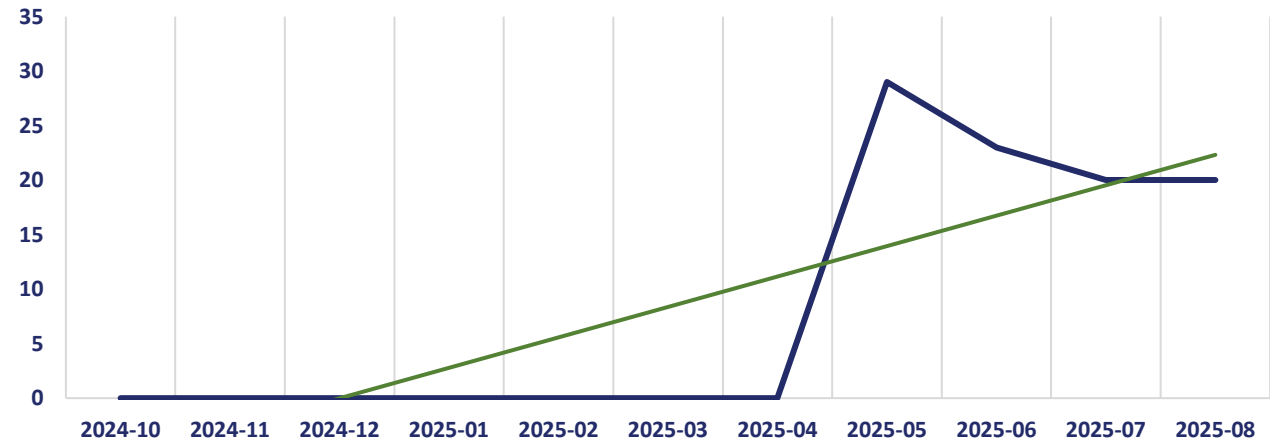
Primary Payor	Coll %
Medicare	0%
Medicare Advantage	0%
Insurance	0%
Medicaid	0%
Medicaid MCO	0%
Patient	0%
Facility	0%
Other Govt. Payers	0%
TPL	0%
Overall 6-12m	0%

Cash Per Trip
6-12 Month Mature Average

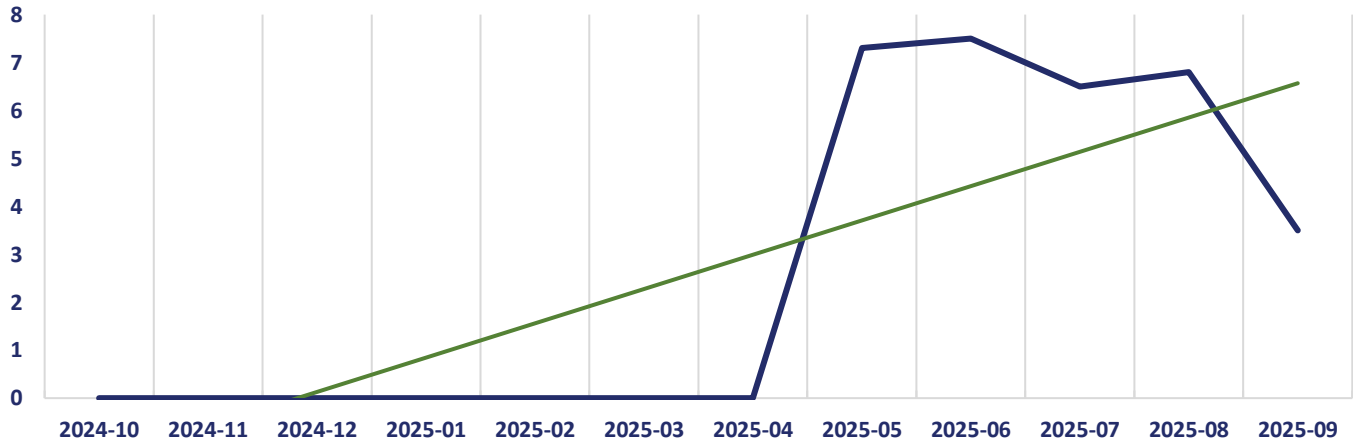
Primary Payor	CPT
Medicare	\$ -
Medicare Advantage	\$ -
Insurance	\$ -
Medicaid	\$ -
Medicaid MCO	\$ -
Patient	\$ -
Facility	\$ -
Other Govt. Payers	\$ -
TPL	\$ -
Overall 6-12m	\$ -

DOS	Trip Count	Gross Charges	Contr Allow	Net Charges	Rev Adj	Payments	Write Offs	Refunds	Balance Due	Gross Chg/Trip	Net Chg/Trip	Cash/Trip	Net Coll %
2024-10	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-11	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-12	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-01	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-02	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-03	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-04	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-05	29	16,787.00	3,741.85	13,045.15	-	9,866.62	-	-	3,178.53	578.86	449.83	340.23	75.6%
2025-06	23	13,432.40	1,009.65	12,422.75	-	7,768.48	-	-	4,654.27	584.02	540.12	337.76	62.5%
2025-07	20	11,218.40	583.80	10,634.60	-	6,912.97	-	-	3,721.63	560.92	531.73	345.65	65.0%
2025-08	20	11,348.40	264.93	11,083.47	-	4,985.90	-	-	6,097.57	567.42	554.17	249.30	45.0%
2025-09	23	11,493.20	89.92	11,403.28	-	1,197.18	-	-	10,206.10	499.70	495.79	52.05	10.5%
Totals	115	64,279.40	5,690.15	58,589.25	-	30,731.15	-	-	27,858.10	558.95	509.47	267.23	52.5%

Trip Count Trend - Excluding Current Month



Average Loaded Miles



12 MONTH DATE OF SERVICE ANALYSIS BY PRIMARY PAYOR CATEGORY

MEDICARE													
DOS	Trip Count	Gross Charges	Contr Allow	Net Charges	Rev Adj	Payments	Write Offs	Refunds	Balance Due	Gross Chg/Trip	Net Chg/Trip	Cash/Trip	Net Coll %
2024-10	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-11	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-12	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-01	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-02	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-03	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-04	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-05	20	11,432.00	1,431.31	10,000.69	-	9,276.36	-	-	724.33	571.60	500.03	463.82	92.8%
2025-06	14	8,013.20	424.39	7,588.81	-	7,031.21	-	-	557.60	572.37	542.06	502.23	92.7%
2025-07	12	6,741.60	281.11	6,460.49	-	5,108.46	-	-	1,352.03	561.80	538.37	425.71	79.1%
2025-08	11	6,302.00	232.16	6,069.84	-	3,804.73	-	-	2,265.11	572.91	551.80	345.88	62.7%
2025-09	11	6,475.20	60.04	6,415.16	-	889.46	-	-	5,525.70	588.65	583.20	80.86	13.9%
Totals	68	38,964.00	2,429.01	36,534.99	-	26,110.22	-	-	10,424.77	573.00	537.28	383.97	71.5%
MEDICARE ADVANTAGE													
DOS	Trip Count	Gross Charges	Contr Allow	Net Charges	Rev Adj	Payments	Write Offs	Refunds	Balance Due	Gross Chg/Trip	Net Chg/Trip	Cash/Trip	Net Coll %
2024-10	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-11	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-12	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-01	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-02	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-03	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-04	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-05	4	2,490.60	618.94	1,871.66	-	590.26	-	-	1,281.40	622.65	467.92	147.57	31.5%
2025-06	2	1,117.60	20.46	1,097.14	-	290.74	-	-	806.40	558.80	548.57	145.37	26.5%
2025-07	5	2,678.00	302.69	2,375.31	-	1,804.51	-	-	570.80	535.60	475.06	360.90	76.0%
2025-08	4	2,240.80	32.77	2,208.03	-	634.50	-	-	1,573.53	560.20	552.01	158.63	28.7%
2025-09	3	1,790.40	29.88	1,760.52	-	307.72	-	-	1,452.80	596.80	586.84	102.57	17.5%
Totals	18	10,317.40	1,004.74	9,312.66	-	3,627.73	-	-	5,684.93	573.19	517.37	201.54	39.0%
INSURANCE													
DOS	Trip Count	Gross Charges	Contr Allow	Net Charges	Rev Adj	Payments	Write Offs	Refunds	Balance Due	Gross Chg/Trip	Net Chg/Trip	Cash/Trip	Net Coll %
2024-10	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-11	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-12	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-01	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-02	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-03	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-04	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-05	1	560.00	-	560.00	-	-	-	-	560.00	560.00	560.00	-	0.0%
2025-06	2	1,349.00	-	1,349.00	-	446.53	-	-	902.47	674.50	674.50	223.27	33.1%
2025-07	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-08	1	561.20	-	561.20	-	546.67	-	-	14.53	561.20	561.20	546.67	97.4%
2025-09	1	504.40	-	504.40	-	-	-	-	504.40	504.40	504.40	-	0.0%
Totals	5	2,974.60	-	2,974.60	-	993.20	-	-	1,981.40	594.92	594.92	198.64	33.4%

12 MONTH DATE OF SERVICE ANALYSIS BY PRIMARY PAYOR CATEGORY

MEDICAID													
DOS	Trip Count	Gross Charges	Contr Allow	Net Charges	Rev Adj	Payments	Write Offs	Refunds	Balance Due	Gross Chg/Trip	Net Chg/Trip	Cash/Trip	Net Coll %
2024-10	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-11	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-12	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-01	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-02	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-03	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-04	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-05	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-06	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-07	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-08	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-09	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Totals	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
MEDICAID MCO													
DOS	Trip Count	Gross Charges	Contr Allow	Net Charges	Rev Adj	Payments	Write Offs	Refunds	Balance Due	Gross Chg/Trip	Net Chg/Trip	Cash/Trip	Net Coll %
2024-10	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-11	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-12	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-01	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-02	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-03	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-04	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-05	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-06	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-07	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-08	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-09	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Totals	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
PATIENT													
DOS	Trip Count	Gross Charges	Contr Allow	Net Charges	Rev Adj	Payments	Write Offs	Refunds	Balance Due	Gross Chg/Trip	Net Chg/Trip	Cash/Trip	Net Coll %
2024-10	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-11	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-12	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-01	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-02	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-03	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-04	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-05	4	2,304.40	1,691.60	612.80	-	-	-	-	612.80	576.10	153.20	-	0.0%
2025-06	5	2,952.60	564.80	2,387.80	-	-	-	-	2,387.80	590.52	477.56	-	0.0%
2025-07	3	1,798.80	-	1,798.80	-	-	-	-	1,798.80	599.60	599.60	-	0.0%
2025-08	4	2,244.40	-	2,244.40	-	-	-	-	2,244.40	561.10	561.10	-	0.0%
2025-09	8	2,723.20	-	2,723.20	-	-	-	-	2,723.20	340.40	340.40	-	0.0%
Totals	24	12,023.40	2,256.40	9,767.00	-	-	-	-	9,767.00	500.98	406.96	-	0.0%

12 MONTH DATE OF SERVICE ANALYSIS BY PRIMARY PAYOR CATEGORY

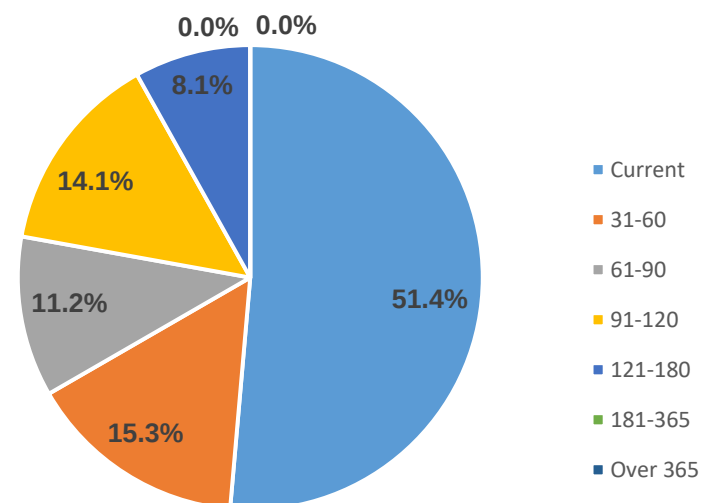
FACILITY													
DOS	Trip Count	Gross Charges	Contr Allow	Net Charges	Rev Adj	Payments	Write Offs	Refunds	Balance Due	Gross Chg/Trip	Net Chg/Trip	Cash/Trip	Net Coll %
2024-10	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-11	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-12	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-01	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-02	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-03	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-04	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-05	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-06	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-07	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-08	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-09	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Totals	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
OTHER GOVT. PAYERS													
DOS	Trip Count	Gross Charges	Contr Allow	Net Charges	Rev Adj	Payments	Write Offs	Refunds	Balance Due	Gross Chg/Trip	Net Chg/Trip	Cash/Trip	Net Coll %
2024-10	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-11	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-12	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-01	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-02	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-03	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-04	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-05	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-06	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-07	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-08	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-09	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Totals	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
TPL													
DOS	Trip Count	Gross Charges	Contr Allow	Net Charges	Rev Adj	Payments	Write Offs	Refunds	Balance Due	Gross Chg/Trip	Net Chg/Trip	Cash/Trip	Net Coll %
2024-10	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-11	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2024-12	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-01	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-02	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-03	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-04	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-05	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-06	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-07	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-08	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
2025-09	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Totals	-	-	-	-	-	-	-	-	-	-	-	-	0.0%

OUTSTANDING AR AGING BY PAYOR CATEGORY

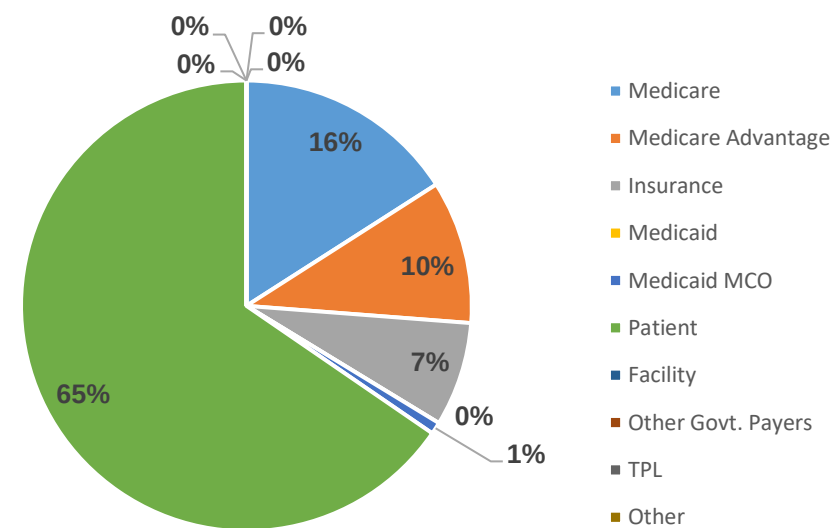
AGING BY AGING DATE & CURRENT PAYOR

Current Payor	Current	31-60	61-90	91-120	121-180	181-365	Over 365	Total
Medicare	4,440.80	-	-	-	-	-	-	4,440.80
Medicare Advantage	1,736.00	570.80	-	556.40	-	-	-	2,863.20
Insurance	1,290.08	226.53	-	569.60	-	-	-	2,086.21
Medicaid	-	-	-	-	-	-	-	-
Medicaid MCO	-	-	-	-	240.00	-	-	240.00
Patient	6,848.08	3,460.94	3,110.60	2,791.27	2,017.00	-	-	18,227.89
Facility	-	-	-	-	-	-	-	-
Other Govt. Payers	-	-	-	-	-	-	-	-
TPL	-	-	-	-	-	-	-	-
Other	-	-	-	-	-	-	-	-
Total	14,314.96	4,258.27	3,110.60	3,917.27	2,257.00	-	-	27,858.10

AR Aging Percent



AR by Payor Category



ACCOUNTS RECEIVABLE RECONCILIATION REPORT

Month	Beginning A/R	Gross Charges	Contr Allow	Net Charges	Rev Adj	Payments	Write Offs	Refunds	Ending A/R
2024-10	-	-	-	-	-	-	-	-	-
2024-11	-	-	-	-	-	-	-	-	-
2024-12	-	-	-	-	-	-	-	-	-
2025-01	-	-	-	-	-	-	-	-	-
2025-02	-	-	-	-	-	-	-	-	-
2025-03	-	-	-	-	-	-	-	-	-
2025-04	-	-	-	-	-	-	-	-	-
2025-05	-	15,509.20	-	15,509.20	-	-	-	-	15,509.20
2025-06	15,509.20	11,833.60	486.06	11,347.54	-	7,503.52	-	-	19,353.22
2025-07	19,353.22	13,104.20	633.16	12,471.04	-	6,257.69	-	-	25,566.57
2025-08	25,566.57	12,339.20	3,898.93	8,440.27	-	5,254.54	-	-	28,752.30
2025-09	28,752.30	11,493.20	672.00	10,821.20	-	11,715.40	-	-	27,858.10
FY Total	-	64,279.40	5,690.15	58,589.25	-	30,731.15	-	-	27,858.10



AGENDA ITEM

TO: Town Council

FROM: James Harpring, Town Manager

DATE: November 5, 2025

SUBJECT: Ambulance Remount

BACKGROUND:

After the recently purchased ambulance was irreparably damaged, the Public Safety Department reviewed all available options to secure a new ambulance. It has been determined that the best course of action is to re-chassis an existing ambulance in lieu of purchasing a new unit. This will result in shorter delivery time and significant price reduction.

The unit under consideration for re-chassis was manufactured by Braun and carries an extensive warrantee on the patient compartment module (the box). It is recommended that we use a vendor the original manufacturer is recommending for the re-chassis. Cost of the proposal is \$327,702.00. Current estimated cost for a new unit is approximately \$460,000 with a minimum two-year delivery time.

RECOMMENDATION:

Staff recommend approval of the purchase as outlined in the attachments without adherence to formal procurement procedures based on the nature of the apparatus and the time frame for delivery.

ATTACHMENTS:

1. Equipment Proposal – TEN-8 Fire & Safety
2. Quote from FPG – First Priority Group



Equipment Proposal

Proposal #

This Equipment Proposal (the "Proposal") has been prepared by Ten-8 Fire & Safety, LLC ("Company") in response to the undersigned Customer's request for a proposal. This Proposal is comprised of the special terms set forth below, the Proposal Option List, Warranty, and Company's Purchasing Terms and Conditions. Through its signature below or other Acceptance (as defined below), Customer acknowledges having received, read and being bound by this Proposal, all attachments and Company's Purchasing Terms and Conditions.

Date: October 28, 2025 ("Proposal Date") **Customer:** Indian River Shores Dept. of Public Safety ("Customer")

Customer Address: 6001 North A1A, Indian River Shores, FL 32963

Qty	Product Description & Options	Price
1	Braun Remount at FPG 5837 to F550 Gas chassis *Delivery is included to and from Indian River Shores	\$327,702.00
**Commercial chassis price is an estimate; final price is net price charged by the chassis manufacturer.		Total: \$327,702.00

Delivery Timing: The Product described above in the Product Description and Options Section of this document will be built by and shipped from the manufacturer approximately **18-20** (months) after Company receives Customer's acceptance of this Proposal as defined below, subject to market and production conditions, Force Majeure, delays from the chassis manufacturer, changes to Order Specifications, or any other circumstances or cause beyond Company's or manufacturer's control.

Other: contingent on chassis receipt

Unless accepted within **35** days from date of proposal, the right is reserved to withdraw this proposal.

ACCEPTANCE OF THIS PROPOSAL CREATES AN ENFORCEABLE BINDING AGREEMENT BETWEEN COMPANY AND CUSTOMER. "ACCEPTANCE" MEANS THAT CUSTOMER DELIVERS TO COMPANY: (A) A PROPOSAL SIGNED BY AN AUTHORIZED REPRESENTATIVE, OR (B) A PURCHASE ORDER INCORPORATING THIS PROPOSAL, WHICH IS DULY APPROVED, TO THE EXTENT APPLICABLE, BY CUSTOMER'S GOVERNING BOARD. ACCEPTANCE OF THIS PROPOSAL IS EXPRESSLY LIMITED TO THE TERMS CONTAINED IN THIS PROPOSAL AND COMPANY'S PURCHASING TERMS AND CONDITIONS. ANY ADDITIONAL OR DIFFERENT TERMS, WHETHER CONTAINED IN CUSTOMER'S FORMS OR OTHERWISE PRESENTED BY CUSTOMER AT ANY TIME, ARE HEREBY REJECTED.

INTENDING TO CREATE A BINDING AGREEMENT, Customer and Company have each caused this Proposal to be executed by their duly authorized representatives as of date of the last signature below.

Customer: Indian River Shores Dept. of Public Safety

Ten-8 Fire & Safety, LLC

By: _____

By: 

Title: _____

Title: **Authorized Sales Representative**

Print: _____

Print: **Jason Adair**

Date: _____

Date: **10/28/2025**

PURCHASING TERMS AND CONDITIONS

These Purchasing Terms and Conditions, together with the Equipment Proposal and all attachments (collectively, the "Agreement") are entered into by and between Ten-8 Fire & Safety, LLC, a Florida company ("Company") and Customer (as defined in Ten-8 Fire & Safety LLC's Equipment Proposal document) and is effective as of the date specified in Section 3 of these Purchasing Terms and Conditions. Both Company and Customer may be referred throughout this document individually as a "party" or collectively as the "parties."

1. Definitions.

- a. **"Acceptance"** has the same meaning set forth in Company's Equipment Proposal.
- b. **"Company's Equipment Proposal"** means the Equipment Proposal provided by Company and prepared in response to Customer's request for proposal for a fire apparatus, associated equipment or an ambulance.
- c. **"Cooperative Purchasing Contract"** means an Agreement between Company and a public authority, including without limitation, a department, division, agency of a municipal, county or state government ("Public Authority"), that adopts or participates in an existing agreement between Company and another non-party customer (including, but not limited to such non-party customer's equipment proposal, its applicable exhibits, attachments and purchasing terms and conditions), often referred to as a "piggyback arrangement," which is expressly agreed to, in writing, by Company. Company has sole discretion to determine whether it will agree to such a Cooperative Purchasing Contract.
- d. **"Delivery"** means when Company delivers physical possession of the Product to Customer.
- e. **"Manufacturer"** means the Manufacturer of any Product.
- f. **"Prepayment Discount"** means the prepayment discounts, if any, specified in Company's Equipment Proposal.
- g. **"Product"** means the fire apparatus and any associated equipment, or ambulance manufactured or furnished for Customer by Company pursuant to the Specifications.
- h. **"Purchase Price"** means the Total price set forth in the Quotation, adjusted for the final net price for the chassis charged by the original equipment manufacturer set forth in the final invoice submitted to the Company by the manufacturer. Additionally, if transportation charges are included in the Purchase Price, any changes in transportation charges shall be borne by Customer. Unless otherwise stated herein, Company shall not be responsible for switching, handling, loading, sorting, storage, demurrage, or any other transportation or peripheral charges. If any tax, public charge, tariff, duty, or increase in such taxes or tariffs, is now, or shall be, assessed, levied, or imposed upon, or with respect to the sale of Product by Company or the Manufacturer to Customer or upon any sale, delivery, or other action taken under any validly accepted order for Product, or upon the export or import of such Product by Company or Manufacturer, or if any change shall be made in the custom house or railway classification of such Product or in existing freight rates applicable thereto, the burden of such charge or change shall be borne by the Customer.
- i. **"Purchasing Terms and Conditions"** means these Purchasing Terms and Conditions; however, if the Company's Equipment Proposal or the Customer's related Purchase Order states that it is governed by a Cooperative Purchasing Agreement, "Purchasing Terms and Conditions" shall mean those terms and conditions set forth in the applicable Cooperative Purchasing Agreement.
- j. **"Specifications"** means the general specifications, technical specifications, training, and testing requirements for the Product contained in Company's Equipment Proposal and its Exhibit A (Proposal Option List or for ambulance sales, the Quotation, or Order Form, as applicable), prepared in response to Customer's request for such a proposal.

2. **Purpose.** This Agreement sets forth the terms and conditions of Company's sale of the Product to Customer.

3. **Term of Agreement.** This Agreement will become effective on the date of Acceptance as defined in Company's Equipment Proposal ("Effective Date") and, unless earlier terminated pursuant to the terms of this Agreement, it will terminate upon Delivery and payment in full of the Purchase Price.

4. **Purchase and Payment.** Customer agrees to pay Company the Purchase Price for the Product(s). The Purchase Price is in U.S. dollars. Where Customer opts for a Prepayment Discount that specifies that Customer will tender one or more prepayments to Company, Customer must provide each prepayment within the time frame specified in the Equipment Proposal in order to receive the Prepayment Discount for that prepayment installment. To the

extent permitted by applicable law, Company may in its sole discretion charge a convenience fee if Customer elects to pay the Purchase Price by means of a credit card.

5. Representations and Warranties. Customer hereby represents and warrants to Company that the purchase of the Product(s) has been approved by Customer in accordance with applicable general laws and, as applicable, Customer's charter, ordinances and other governing documents, and funding for the purchase has been duly budgeted and appropriated.
6. Cancellation/Termination.
 - a. Fire Equipment and Apparatus Sales. In the event this Agreement is cancelled or terminated by Customer before completion, Company may charge Customer a cancellation fee. The following charge schedule is based on costs incurred by Manufacturer and Company for the Product, which may be applied and charged to Customer: (a) 12% of the Purchase Price after the order for the Product(s) is accepted and entered into Manufacturer's system by Company; (b) 22% of the Purchase Price after completion of approval drawings by Customer, and; (c) 32% of the Purchase Price upon any material requisition made by the Manufacturer for the Product. The cancellation fee will increase in excess of (c) in this Section 6, accordingly, as additional costs are incurred by Manufacturer and Company as the order progresses through engineering and into the manufacturing process.
 - b. Ambulance Sales. This Section 6 for Cancellation/Termination does not apply to Ambulance Sales. An order for an ambulance cannot be cancelled or terminated once Company receives and processes Customer's Acceptance of Company's Equipment Proposal.
7. Delivery. The Product is scheduled to be delivered as specified in the Delivery Timing section of the Equipment Proposal ("Delivery Timing"), which will be F.O.B. Company's facility. The Delivery Timing is an estimate, and Company is not bound to such date unless it otherwise agrees in writing. Company is not responsible for Delivery delays caused by or as the result of actions, omissions or conduct of the Manufacturer, its employees, affiliates, suppliers, contractors, and carriers. All right, title and interest in and to the Product, and risk of loss, shall pass to Customer upon Delivery of the Product(s) to Customer.
8. Standard Warranty. The manufacturer warranties applicable to this Agreement, if any, are attached to Company's Equipment Proposal as Exhibit A and are incorporated herein as part of the Agreement.
 - a. Disclaimer. EXCEPT AS OTHERWISE SET FORTH IN THIS AGREEMENT, COMPANY, INCLUDING ITS PARENT COMPANY, AFFILIATES, SUBSIDIARIES, AND THEIR RESPECTIVE OFFICERS, DIRECTORS, EMPLOYEES, SHAREHOLDERS, AGENTS OR REPRESENTATIVES DO NOT MAKE ANY REPRESENTATIONS OR WARRANTIES, EXPRESS OR IMPLIED, WITH RESPECT TO THE PRODUCTS PROVIDED UNDER THIS AGREEMENT, WHETHER ORAL OR WRITTEN, EXPRESS, IMPLIED OR STATUTORY. WITHOUT LIMITING THE FOREGOING DISCLAIMER, ANY IMPLIED WARRANTY OR CONDITION OF MERCHANTABILITY, IMPLIED WARRANTY AGAINST INFRINGEMENT, AND IMPLIED WARRANTY OR CONDITION OF FITNESS FOR A PARTICULAR PURPOSE ARE EXPRESSLY EXCLUDED AND DISCLAIMED. STATEMENTS MADE BY SALES REPRESENTATIVES OR IN PROMOTIONAL MATERIALS DO NOT CONSTITUTE WARRANTIES.
9. Limitation of Liability. COMPANY WILL NOT BE LIABLE FOR ANY INCIDENTAL, CONSEQUENTIAL, INDIRECT, ECONOMIC, PUNITIVE, SPECIAL OR EXEMPLARY DAMAGES ARISING FROM OR IN ANY WAY CONNECTED WITH THIS AGREEMENT WITHOUT REGARD TO THE NATURE OF THE CLAIM OR THE UNDERLYING THEORY OR CAUSE OF ACTION (WHETHER IN CONTRACT, TORT, STRICT LIABILITY, EQUITY OR ANY OTHER THEORY OF LAW) ON WHICH SUCH DAMAGES ARE BASED. COMPANY'S LIMIT OF LIABILITY UNDER THIS AGREEMENT SHALL BE CAPPED AT THE TOTAL AMOUNT OF THE MONIES PAID BY CUSTOMER TO COMPANY UNDER THIS AGREEMENT.

10. Force Majeure. Company shall not be responsible nor deemed to be in default on account of delays in performance due to causes which are beyond Company's control or which make Company's performance impracticable, including but not limited to wars, insurrections, strikes, riots, fires, storms, floods, other acts of nature, explosions, earthquakes, accidents, transportation or delivery delays or losses outside of Company's control, any act of government, inability or delay of Company or manufacture in obtaining necessary labor or adequate or suitable manufacturing components at reasonable prices, allocation regulations or orders affecting materials, equipment, facilities or completed products, failure to obtain any required license or certificates, acts of God or the public enemy, terrorism, epidemics, quarantine restrictions, failure of vendors to perform their contracts or labor troubles of Company or a manufacturer causing cessation, slowdown, or interruption of work.
11. Customer's Obligations. Customer shall provide its timely and best efforts to cooperate with Company and Manufacturer during the manufacturing process to create the Product. Reasonable and timely cooperation includes, without limitation, Customer's providing timely information in response to a request from Manufacturer or Company and Customer's participation in traveling to Manufacturer's facility for inspections and approval of the Product.
12. Default. The occurrence of one or more of the following shall constitute a default under this Agreement: (a) Customer's failure to pay any amounts due under this Agreement or Customer's failure to perform any of its obligations under this Agreement; (b) Company's failure to perform any of its obligations under this Agreement; (c) either party becoming insolvent or becoming subject to bankruptcy or insolvency proceedings; (d) any representation made by either party to induce the other to enter into this Agreement, which is false in any material respect; (e) an action by Customer to dissolve, merge, consolidate or transfer a substantial portion of its property to another entity; or (f) a default or breach by Customer under any other contract or agreement with Company.
13. Manufacturer's Statement of Origin. Company shall retain possession of the manufacturer's statement of origin ("MSO") for the Product until the entire Purchase Price has been paid. If more than one Product is covered by this Agreement, Company shall retain the MSO for each individual Product until the Purchase Price for that Product has been paid in full.
14. Arbitration. Any controversy or claim arising out of or relating to this Agreement, or the breach thereof, shall be settled by arbitration administered by the American Arbitration Association in accordance with its Commercial Arbitration Rules, and judgment on the award rendered by the arbitrator(s) may be entered in any court having jurisdiction thereof. The Arbitration shall take place in Bradenton, Florida.
15. Miscellaneous. The relationship of the parties established under this Agreement is that of independent contractors and neither party is a partner, employee, agent, or joint venture of or with the other. Neither party may assign its rights and obligations under this Agreement without the prior written approval of the other party. This Agreement and all transactions between Ten-8 Fire & Safety, LLC will be governed by and construed in accordance with the laws of the State of Florida. The delivery of signatures to this Agreement may be via facsimile transmission or other electronic means and shall be binding as original signatures. This Agreement shall constitute the entire agreement and supersede any prior agreement between the parties concerning the subject matter of this Agreement. This Agreement may only be modified by an amendment, in writing, signed by duly authorized representatives of both parties with authority to sign such amendments to this Agreement. In the event of a conflict between the Ten-8 Proposal and these Terms and Conditions, the Ten-8 Proposal shall control except in the case of a Cooperative Purchasing Contract as set forth in Section 1(c) and (h) of these Purchasing Terms and Conditions. If any term of this Agreement is determined to be invalid or unenforceable by a competent legal authority, such term will be either reformed or deleted, as the case may be, but only to the extent necessary to comply with the applicable law, regulation, order or rule, and the remaining provisions of the Agreement will remain in full force and effect.



QUOTATION

Ten- 8 Fire Equipment
Jason Adair
2950 59th Avenue Drive E
Bradenton, FL 34203
(877) 989-7660
cmorgan@ten8fire.com

Exp. Date: 07/27/2025
Quote No: 20251073-0001
07/02/2025

Page 1

PART NO	S	DESCRIPTION	QTY	ID
== Remount - Ford Type I - 0.000 ==				FP18
Introduction and Unit Specific Information				FP18
00-R0-0004		Unit Has NOT Been Previously Remounted	1	FP18
00-R0-0007		> Sharps / Waste Have Been Removed	1	FP18
00-R0-0010		> FMVSS Compliance	1	FP18
00-R0-0012		FMVSS Compliant 2008 or Newer Module	1	FP18
Module Intake & Initial Inspection				FP18
00-R0-0101		Function Testing, Electrical and Components	1	FP18
00-R0-0103		Inspection, Module	1	FP18
00-R0-0106	<	Orig. Chassis to be Disposed by FPG	1	FP18
FPEV Loaner				FP18
00-R0-0901		FPEV Loaner Not Required	1	FP18
> Module Make and Chassis Information				FP18
00-R0-1002	<	Module - Braun	1	FP18
Chassis - Ford F Series				FP18
01-R1-0018	S	Ford, F550, Reg, 193" WB, GAS, 4X2	1	FP18
MODULE OPENING				FP18
01-R1-9111		Closeable/Locking Window Opening	1	FP18
CHASSIS OPTIONS				FP18
02-R1-0001		> Heat Shield; Transfer	1	FP18
02-R1-0011		Floor Console; Aluminum, Bedlined, w/ integrated map box New - Ford F Series	1	FP18
02-R1-0103	XS	Suspension - Liquid Spring-Ford F-450/550	1	FP18
02-R1-0301		On Spot Snow Chains - None Required	1	FP18
02-R1-0501		Ignition Security - Not Required	1	FP18
02-R1-0624		Backup Camera - OEM	1	FP18
02-R1-0901		Fog Lights - Not Required	1	FP18

PART NO	S	DESCRIPTION	QTY	ID
02-R2-2000		Grille Guard / Push Bumper - Not Required	1	FP18
02-R2-2502		Rear Tire Valve Extensions - New	1	FP18
02-R2-2602	XS	> New Aluminum Wheels	1	FP18
MODULE CONVERSION				FP18
04-R1-9990	XS	Module Conversion Medium Duty to Type I	1	FP18
04-R1-9999		ADD MODULE SIDE STEP	1	FP18
	XS	Renaissance - Base Remount Package - Ford Type I	1	FP18
EMERGENCY AUDIBLE WARNING OPTIONS				FP18
06-R0-0401		110V Outlets; Transfer	1	FP18
06-R0-0406		12V Outlets; Transfer	1	FP18
06-R0-0410		USB Outlets; Transfer	1	FP18
06-R0-0501		Power Door Locks; Transfer	1	FP18
06-R0-9201		> VMux Vista IV Trim and Button Replacement	1	FP18
06-R0-9203		> VMUX Node Replacement	1	FP18
06-R1-0002		Siren - Whelen 295HFSA7	1	FP18
06-R1-0060		Warning - Low Frequency Speakers - Not Required	1	FP18
06-R1-0071		Buell Through the Bumper	1	FP18
06-R1-0113		Primary Siren Speaker - CPI Thru The Bumper	1	FP18
ELECTRICAL OPTIONS				FP18
06-R1-0200		Shoreline; Transfer	1	FP18
06-R1-0207		> Additional Shoreline - None	1	FP18
06-R1-0209		Shoreline - Remains in Existing Location	1	FP18
06-R1-0308		Inverter - Vanner 1100W Inverter with Battery Charger	1	FP18
HEATING/AIR CONDITIONING OPTIONS				FP18
07-R1-0001	XS	< 12V Heater AC Unit - New	1	FP18
07-R1-0020		> Front Wall Mount Secondary AC Condenser	1	FP18
07-R1-0100		Heater AC MFG - Hoseline	1	FP18
07-R1-0200		110V Heater - Standalone - None	1	FP18
07-SR-0001	U	Add Secondary Engine A/C Compressor	1	
WARNING - EMERGENCY LIGHTING OPTIONS				FP18
09-R0-0002		Flash Pattern - Standard KKK-1822 Flash	1	FP18
09-R0-0005		Lighting Layout Unchanged	1	FP18
09-R0-0009		Light Holes Do Not Need Closure	1	FP18
09-R0-0110		> Delete Front Lightbar	1	FP18
09-R0-0201		Front Wall - Seven Whelen 900 LED Lights Across R/R/R/W/R/R/R	1	FP18
09-R0-0314	XS	< Grille - Four Whelen ION T Series LED Lights - Red	1	FP18
09-R0-0350		Front Intersection Lights; Transfer	1	FP18
09-R0-0701		Side Scene Lighting; Whelen 900 Series LED Side Walls	1	FP18
09-R0-0727		Rear Scene Lighting; Scene - Whelen 700 Series LED Rear Wall	1	FP18
09-R0-0800		Brake/Turn/Reverse; Transfer	1	FP18
09-R0-0826		No Front Wall Turn Signals	1	FP18
09-R0-0851		ICC Lights; Transfer	1	FP18
09-R0-0865		> Side Wall & Additional Marker Lights - Not Required	1	FP18
09-R1-0001		Running Board Lights - Whelen OS Lights - White	1	FP18
DOT/SCENE LIGHTING OPTIONS				FP18
09-R1-0901		Preemption Device - None	1	FP18
09-SR-0001	U	Buff all Transferred Lighting Lenses	1	
10-R0-0500		Rear Wall Lights Upper; Transfer	1	FP18

PART NO	S	DESCRIPTION	QTY	ID
10-R0-0550		Rear Window Level; Transfer	1	FP18
10-R0-0595		Rear Lightbar - Not Required	1	FP18
10-R1-0603		Handheld Spotlight; Transfer	1	FP18
11-R0-0400		Side Wall Lights; Transfer	1	FP18
11-R0-0450		Rear Intersection Lights; Transfer	1	FP18
11-R1-0502		Rub Rail / Lower Body Emergency Lights - Not Required	1	FP18
12-R0-0300		Side Entry Step well Light; Transfer	1	FP18
12-R1-0006		> Ridgeback SLIVR8 Dome Light	10	FP18
12-R1-0101		> LED Upgrade for Fluorescent Fixtures	8	FP18
12-R1-0203		Action Area Light - Ridgeback LO PRO Light	1	FP18
12-R1-0301		< Compartment Lighting; 4" Round LED	10	FP18
INTERIOR LIGHTING OPTIONS				FP18
EXTERIOR OPTIONS				FP18
14-R0-0101		Chassis Running Boards; Transfer	1	FP18
14-R0-1601		Module Fuel Fill; Transfer	1	FP18
14-R0-1701		Windows; Transfer	1	FP18
14-R0-1803		Door Grabbers - Pair Rear Door - NEW	1	FP18
14-R0-1852		> Exterior comp. Gas shocks new - specify qty	1	FP18
14-R0-3202		Exterior Door Skins Replace With New Diamond Plate	1	FP18
14-R1-0000		Delete Wheel Simulators	1	FP18
14-R1-1005		Stone Guards - Aluminum Diamond Plate [w/paint]	1	FP18
14-R1-1104		Rear Riser - Aluminum Diamond Plate [w/paint]	1	FP18
14-R1-1201		Rear Bumper; NEW FPEV Rear Step Bumper w/ Flip Up Grip Strut Center	1	FP18
14-R1-1303	XS <	Rub Rail - FPEV Aluminum with Black Teflon Insert	1	FP18
14-R1-1402		Fenderettes - Small Black Rubber	1	FP18
14-R1-1551		Door Handles; Eberhard D Handles - Chrome [Direct Replacement]	10	FP18
14-R1-1651		Fuel Drip Guard; Transfer	1	FP18
14-R1-1703		Drip Rails; Replace w/ New	1	FP18
14-R1-1801		Module Vents; Transfer	1	FP18
14-R1-1903		Lic. Plate Holder; New Nutserts and LED Light	1	FP18
14-R1-2003		Hidden Unlock Switch; Install New Unlock Switch in STD. Grille Location	1	FP18
14-R1-3004		> Battery Compartment Tray; Dual Batteries in OEM Engine Bay [Type I only]	1	FP18
14-R1-3101		Bugshield - Not Required	1	FP18
14-SR-0001	U	ADD NEW SCBA Brackets in OSS3	1	
INTERIOR OPTIONS				FP18
16-R0-0013	XS < >	Replace All Upholstery	1	FP18
16-R0-0052		> Seat Belts - Replace with New	1	FP18
16-R0-0102	XS <	Floor - Lonplate II Gunmetal	1	FP18
16-R0-0112		> Module Entry Sills; New Stainless Steel	1	FP18
16-R0-0122		> Module Wall Risers - New Stainless Steel	1	FP18
16-R0-0201		Module Ceiling; Clean and Inspect	1	FP18
16-R0-0302	<	Cabinet Doors - Replace All Plexiglass	1	FP18
16-R0-0401		Counter Tops; Clean and Inspect	1	FP18
16-R0-0501		Clock in Patient Compartment - Not Required	1	FP18
16-R1-0001		> Attendant Seat; EVS Child Safety Seat with 3 Point Harness - Std. Base	1	FP18
16-R1-0102		Squad Bench Safety Device; New Squad Bench Safety Net	1	FP18
16-SR-0001	U	Closeout OSS3 and paint cover to match interior	1	
16-SR-0002	U	Replace interior Grab Rails with New	1	
18-R0-0300		No Compartment Bed liner Required	1	FP18
PAINT AND BODY OPTIONS				FP18

PART NO	S	DESCRIPTION	QTY	ID
18-R1-0005	S	< > Module Paint; Repaint - Red	1	FP18
18-R1-0101	S	Repaint Cab - Red	1	FP18
18-R1-0151		Wheel Re-paint - Not Required	1	FP18
18-R1-0400		Body Work - Not Required	1	FP18
18-R1-0500		Media Blasting - Not Required	1	FP18
18-R9-0005		Paint or Additional Strip - Note Required	1	FP18
18-SR-0001	U	Repaint interior Marble Stone	1	
GRAPHICS AND ARTWORK OPTIONS				FP18
19-R1-0001	XS	< Graphics as Per FPEV Estimate	1	FP18
MEDICAL EQUIPMENT OPTIONS				FP18
22-R1-0007	XS	< Stryker Power Load QUOTED PER	1	FP18
22-R1-0105		Main Oxygen Bracket; Zico Power Oxygen Lift with QRM-V Bracket	1	FP18
22-R1-0200		Portable Oxygen Brackets; Transfer	1	FP18
22-R1-0226		Oxygen Wall Ports; Transfer	1	FP18
22-R1-0300		Suction Unit; Transfer	1	FP18
COMMUNICATIONS OPTIONS				FP18
23-R0-0001		Module Antenna(s); Transfer	1	FP18
23-R1-0010		Power - Ground - Ignition Studs; Transfer	1	FP18
23-R1-0020		Two Way Radio Equipment Removed Prior to Remount	1	FP18
KKK-1822F COMPLIANCE READINESS				FP18
24-R1-0000		KKK-1822F Package - Not Required	1	FP18
25-R0-0000		Limited Remount Warranty	1	FP18

STATEMENT OF LIMITED WARRANTY – REMOUNTS

For Warranty service, call 732.657.1104 or send email to Warranty@1FPG.com

FIRST PRIORITY EMERGENCY VEHICLES INC. ("FPEV" and "Warrantor") warrants to the original retail purchaser the **WARRANTIES** as stipulated below, or specific manufacturer's Warranty, from the date of delivery, whichever comes first, and that this product shall be free of SUBSTANTIAL DEFECTS in materials and workmanship which are attributable to Warrantor and which arise during the course of normal use and service.

WARRANTIES

CHASSIS: as provided by original chassis manufacturer.

REMOUNT AMBULANCE CONVERSION: thirty-six thousand (36,000) miles or three (3) years bumper-to-bumper

ELECTRICAL: seventy-two thousand (72,000) miles or six (6) years limited to work performed by FPEV inclusive of the electrical harness and harness installation, front and rear consoles and related components. Chassis electrical system and related components installed by the chassis supplier **are excluded**. [Note: Electrical components, accessories, and/or hardware supplied outside of the base electrical system are covered to the extent of warranty offered on each item by its manufacturer, such as, by example; heating and air conditioning components, power cot fasteners, suspension systems, warning signals, inverter(s), two-way radio or mobile data equipment, generators, hydraulic lifts, and security systems].

PAINT: sixty thousand (60,000) miles or sixty (60) months limited to all work performed by FPEV inclusive of peeling or delaminating of topcoat and other layers of paint; cracking or checking; loss of gloss caused by cracking, checking or hazing; and any paint failure caused by improperly applied finishes. **Excluded are:**

- Paint deterioration caused by blisters or other film degradation due to corrosion originating from the substrate.
- Hazing, chalking or loss of gloss caused by improper care, abrasive polishes, cleaning agents, heavy duty pressure washing, or aggressive mechanical wash systems.
- Paint deterioration caused by abuse, misuse, accidents, acid rain, chemical fall out or act of nature.
- Accidents, scratches, chips, bruises, and gloss reduction due to normal vehicle use and maintenance.
- Custom finishes, exotic finishes, or any finish other than standard refinish procedures.
- Finishes on vehicles used for competitive purposes.
- Repairs done over previously refinished areas, unless stripped to bare metal or appropriate substrate by FPEV or an authorized agent.

GRAPHICS: thirty-six (36) months and unlimited mileage for graphics produced and installed by FPEV inclusive of striping and lettering. **Excluded are:**

- Graphics failure due to paint deterioration caused by blisters or other film degradation due to corrosion originating from the substrate.
- Graphics failure due to hazing, chalking or loss of gloss caused by improper care, abrasive polishes, cleaning agents, heavy duty pressure washing, or aggressive mechanical wash systems.
- Graphics failure due to paint deterioration caused by abuse, misuse, collisions, acid rain, chemical fall out or act of nature.
- Collisions and scratches due to normal vehicle use and maintenance.
- Graphics failure due to repairs done over previously refinished areas, unless stripped to bare metal or appropriate substrate by FPEV or an authorized agent.

WARRANTY PERFORMANCE Owner's exclusive remedy under this Warranty shall be repair or replacement of defective parts or finishes, free of charge to the Owner. Owner shall bear all expenses arising out of or relating to transporting the product to the appropriate Warranty Service Location.

GENERAL WARRANTY EXCLUSIONS This Limited Warranty **DOES NOT COVER:**

1. Products not manufactured or installed by First Priority, it's distributor or agent which items include (but are not limited to): the chassis and its component parts, tires, tire balancing, wheel alignment, inverters, sirens, light

- bulbs, light bars, battery chargers, generator, air conditioners, radios, power converters and batteries. The manufacturers of these products may provide warranties covering the performance of their particular products.
2. All accessions (additions, add-on attachments, etc.) to the product not supplied by First Priority and/or that appreciably change the vehicle.
 3. All aftermarket repairs, modifications and alterations performed outside of original product scope.
 4. Products exhibiting damages or fatigue fractures due to collision, misuse, abuse, neglect, overloading, improper installation, severe off-road applications or unusual loads.
 5. Products not maintained in a prudent manner. Damage caused by misuse, neglect, negligence or accident. (Note: Usage of this product in a manner, which is inconsistent with design intentions or inconsistent with owner's manual directions, will invalidate this warranty in regard to damage caused by or relating to such inconsistent usage.)
 6. Products sold by First Priority but manufactured by others (i.e. warning signals, lift gates, inverters, generators, compressors, HVAC components, computer and IT equipment.) (Note: These products are covered exclusively by the product manufacturer's warranty in effect at the time of delivery, if any.)
 7. Paint, decals, or any finish (collectively "finish") not applied by First Priority. Finish deterioration caused by chemical reactions including, but not limited to, acid rain, industrial fallout or improper cleaning materials
 8. Damage to soft trim and appearance items even if such damage is due to normal use, wear and tear, or exposure to elements.
 9. Customer supplied items.
 10. Claims requested without proper guarantee documentation.

WARRANTY TERMINATION The following actions or events will result in the automatic termination of this Warranty and relieve Warrantor from any and all obligations under this Warranty:

1. Misuse or neglect of the product, failure to provide reasonable and necessary maintenance, unauthorized alteration or modification, accident or improper loading.
2. Sale of the product by original retail purchaser.
3. The expiration of the Warranty period (s) set out herein.

WARRANTOR RIGHTS Warrantor reserves the unrestricted right to change the parts and designs of its products from time to time without notice and with no obligation to make corresponding changes in its product previously manufactured.

CLAIM PROCEDURES All Warranty Service is to be performed at Warrantor's factory or at an authorized Warranty Service location. **Warrantor must authorize all Warranty Service in writing, PRIOR to performance.** Such written authorization instructing Owner as to where and when to deliver the product for Warranty Service will be given within five (5) working days of receipt of notification of a defect or malfunction provided that the Warranty covers such defect or malfunction and all other terms of this Warranty have been satisfied in full. Notice shall be presented in writing to First Priority Emergency Vehicles, Inc., 2444 Ridgeway Blvd., Bldg. 500, Manchester, NJ 08759 or electronically to warranty@1fpg.com, and must be submitted on or before the date of expiration of the appropriate Warranty period. Notice shall give Owner's name and address, a brief description of the problem, the product model and serial number (if applicable), the date of purchase, product mileage, the name of the dealer who sold the product, the current product location and Owner's location for contact during regular business hours.

DAMAGE RECOVERY LIMITATIONS No person shall be entitled to recover from Warrantor for any consequential or incidental damages arising out of or relating to any defect in the product.

WARRANTY DISCLAIMER

WARRANTOR HEREBY DISCLAIMS ALL IMPLIED WARRANTIES INCLUDING WARRANTIES OF MERCHANTABILITY AND OF FITNESS FOR A PARTICULAR PURPOSE. THERE ARE NO WARRANTIES OF ANY NATURE, EXPRESS OR IMPLIED, MADE BY WARRANTOR BEYOND THE CONTENTS OF THIS LIMITED WARRANTY. NO PERSON HAS AUTHORITY TO ENLARGE, AMEND OR MODIFY THIS WARRANTY. THIS WARRANTY GIVES ONLY THOSE LEGAL RIGHTS SPECIFICALLY ENUMERATED HEREIN. YOU MAY HAVE OTHER LEGAL RIGHTS, WHICH VARY FROM STATE TO STATE. SOME STATES DO NOT ALLOW THE EXCLUSION OF LIMITATION OF INCIDENTAL OR CONSEQUENTIAL DAMAGES OR OF THE DURATION OF IMPLIED WARRANTIES, SO THE ABOVE LIMITATIONS MAY NOT APPLY TO YOU.

PURCHASER'S SIGNATURE

DATE

SALES ORDER NO.





AGENDA ITEM

TO: Town Council

FROM: James Harpring, Town Manager

DATE: October 23, 2025

SUBJECT: Appointment to Treasure Coast Regional Planning Council

BACKGROUND:

The Treasure Coast Regional Planning Council appointments are on a three-year cycle in which the Town of Indian Shores will return to alternate status in 2026 after a one-year hiatus. The next meeting of the TCRPC is December 5, 2025 and new members and alternates will be officially read into the record at that time. The appointed alternate is welcome – and encouraged to attend. Council meetings usually are held on the third Friday of each month in Stuart.

In 2024, Councilmember Sam Carroll had served as the full member and Mayor Brian Foley served as the alternate to that appointment. In 2023, Vice Mayor Bob Auwaerter served as the alternate member with Councilmember Sam Carroll serving as the alternate member to the alternate member.

RECOMMENDATION:

Staff recommend Town Council appoint a member and alternate to serve as the Town's representative on the Treasure Coast Regional Planning Council.

ATTACHMENTS:

1. None



AGENDA ITEM

TO: Town Council

FROM: James Harpring, Town Manager

DATE: November 4, 2025

SUBJECT: Resolution 25-17 Leave Policy for Full-Time Employees

BACKGROUND:

The Leave Policy for Full-Time Employees was last updated by Resolution 23-07 on June 26, 2023. Resolution 25-17 provides administrative updates to reflect current practices, clarify vacation and sick leave accrual schedules, address use and payout provisions, and codify guidance on negative leave balances and personal leave usage.

The new policy (effective November 20, 2025) supersedes all prior versions. It aligns the Town's internal procedures with the provisions of the collective bargaining agreement approved September 23, 2025, and ensures uniform application across departments.

RECOMMENDATION:

Staff recommend Town Council approve Resolution 25-17.

ATTACHMENTS:

Resolution 25-17 – Leave Policy for Full-Time Employees (with Exhibit A)

RESOLUTION NO. 25-17

**A RESOLUTION OF THE TOWN OF INDIAN RIVER SHORES,
FLORIDA, AMENDING THE LEAVE POLICY FOR FULL-TIME
EMPLOYEES; PROVIDING FOR SEVERABILITY; AND
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Town of Indian River Shores seeks to maintain a uniform policy regarding vacation, sick, and personal leave benefits for all full-time employees; and

WHEREAS, on September 23, 2025, the Town Council approved the Collective Bargaining Agreement between the Town of Indian River Shores and the Indian River Shores Public Safety Officers Bargaining Unit; and

WHEREAS, the most recent leave policy was approved on June 26, 2023, and requires amendment to reflect current accrual rates, provisions for vacation and sick leave usage, and updated administration consistent with the Town's employment practices; and

WHEREAS, the Town now wishes to adopt this Resolution amending the leave policy as provided herein.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of Indian River Shores that:

Section I. Approval and Adoption of Policy. The Policy, in substantially the form attached hereto as Exhibit "A", is approved, subject to such changes as may be acceptable to the Town Manager and the Town Attorney as to form and legality.

Section II. Authorization and Implementation. The Town Manager and/or designee are authorized to take any and all action necessary to implement the purposes of this Resolution and the Policy.

Section III. Severability. That if any section, sentence, clause or phrase of this Resolution is held invalid or unconstitutional by any court of competent jurisdiction then said holding shall in no way affect the validity of the remaining portions of this Resolution

Section IV. This Resolution shall take effect immediately upon its adoption.

PASSED AND DULY ADOPTED at a Regular Meeting of the Town Council this 20th day of November 2025.

Brian T. Foley
Mayor

ATTEST:

Janice C. Rutan
Town Clerk

Town Policy Statement

Subject: Leave Policy

Effective date: November 20, 2025

Purpose:

This policy describes the methods used by the Town of Indian River Shores to provide uniform vacation, sick and personal leave benefits. This policy supersedes and replaces prior versions of the leave policy. Where a conflict exists between this policy and the Collective Bargaining Agreement (CBA), the CBA shall prevail for employees who are part of the bargaining unit.

Policy:

A. Vacation Leave

All regular full-time employees earn vacation leave as follows:

Years of Service	30 Hour/Wk		37.5 Hour/Wk		40 Hour/Wk		24 Hour Shift		Dept Heads	
	Payroll	Annual	Payroll	Annual	Payroll	Annual	Payroll	Annual	Payroll	Annual
1 – 4 Years	2.31	60	2.89	75	3.08	80	5.54	144	4.33	112.5
5 – 9 Years	3.47	90	4.33	112.5	4.62	120	7.39	192	5.77	150
10 – 14 Years	4.62	120	5.77	150	6.16	160	9.24	240	6.35	165
15 – 19 Years	5.08	132	6.35	165	6.77	176	11.08	288	6.93	180
20 – 24 Years	5.54	144	6.93	180	7.39	192	12.93	336	7.50	195
25 + Years	6.00	156	7.50	195	8.00	208	14.77	384	7.50	195

- Employees must use vacation hours within one (1) year. On the employee's anniversary date, unless previously approved in writing by the Town Manager, amounts in excess of the annual limit will be forfeited.
- If approved by the Town Manager, negative balances may occur when employees take vacation before earning it ("vacation advance"). Any unearned balance will be owed back to the Town upon separation.
- Requests for vacation shall be made with sufficient advance notice for scheduling. Granting vacation time is at the discretion of the department head and the Town Manager.

B. Sick Leave

All regular full-time employees earn sick leave as follows:

Shifts	Payroll Accrual	Annual
30 hour/wk	2.77	72
37.5 hour/wk	3.47	90
40 hour/wk	3.70	96
24 Hour Shift	5.54	144

- In the final pay period of each fiscal year, each employee will be given the option to cash out any unused sick leave that was accrued during the period of that fiscal year only. For any employee electing the payout option, the employee will receive 50% of the value of the sick leave at the employee's then hourly rate for every hour of sick leave cashed out. Employees who elect not to cash out any sick leave at the end of the fiscal year will be permitted to carry over their sick leave balance to the following year, although any unused sick leave will not be eligible for payout on separation.
- A doctor's note may be required whenever there are objective circumstances suggesting that an employee may be abusing sick leave.
- Employees who become ill or are injured during vacation may request that the vacation time be converted to sick leave.
- If approved by the department head or designee, negative balances may occur when employees take sick leave before accruing or earning it.
- An employee may donate his/her accumulated sick leave hours to another employee who has a need on an hour for hour basis.

C. Compensatory Time

When an employee works hours which qualify for overtime pay, the Town may grant compensatory time in lieu of overtime pay at the request of the employee. Such compensatory time will accumulate at one and one half (1 ½) for each applicable hour of overtime pay.

- Compensatory time must be used within ninety (90) days of accrual unless except by the approval of department head.
- Supervisors are responsible for tracking and approving comp time usage within this timeframe.
- Unused comp time beyond 90 days may be paid out.

D. Personal Leave

The Town no longer provides separate personal leave days. Employees may use vacation or compensatory time for personal matters, subject to supervisory approval.



5h.

AGENDA ITEM

TO: Town Council

FROM: James Harpring, Town Manager

DATE: November 5, 2025

SUBJECT: Resolution No. 25-18 Amending FY 24/25 Budget

BACKGROUND:

Pursuant to Town financial policies, monthly budget reviews are presented to the Town Council, with corresponding budget amendments submitted as needed based on those reports.

This amendment includes several adjustments.

- Increased General Fund revenues resulting from higher than anticipated ad valorem, state-shared and investment income, as well as the recognition of lease proceeds.
- Reductions in departmental expenditures due to rescheduling of capital projects and lower-than-expected operating costs across multiple functions.
- Updates to reflect the timing of projects and reallocations among departments.

Additional adjustments are included in the special revenue funds to account for reduced fuel tax and impact fee collections, higher building fees revenues, and lower-than-expected costs.

RECOMMENDATION:

It is recommended Resolution No. 25-18 be approved by Town Council.

ATTACHMENTS:

1. Resolution No. 25-18
2. Exhibit "A"

RESOLUTION NO. 25-18

A RESOLUTION BY THE TOWN COUNCIL OF THE TOWN OF INDIAN RIVER SHORES, FLORIDA FOR THE FINAL AMENDMENT TO THE BUDGET FOR FISCAL YEAR ENDING 2025 AS PROVIDED; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town adopted the budget for FY 2024/2025 by Resolution 24-16 on September 24, 2024; and

WHEREAS, the Town amended the budget for FY 2024/2025 by Resolution 24-19 on November 14, 2024; and

WHEREAS, the Town amended the budget for FY 2024/2025 by Resolution 25-02 on February 27, 2025; and

WHEREAS, the Town amended the budget for FY 2024/2025 by Resolution 24-07 on May 22, 2025; and

WHEREAS, an analysis of the revenues and expenditures for the twelve (12) months that ended on September 30, 2024, indicated that certain budget adjustments need formal approval by the Town Council.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of Indian River Shores that:

Section I. The Town Council hereby makes the final amendment for the Fiscal Year beginning October 1, 2024 and ending September 30, 2025 as identified as Exhibit "A." The revised appropriations, if any, are set out therein and are hereby made to maintain and carry on the government of the Town of Indian River Shores.

Section II. This Resolution shall take effect immediately upon its adoption.

PASSED AND DULY ADOPTED at a Regular Meeting of the Town Council this 20th day of November 2025.

Brian T. Foley
Mayor

ATTEST:

Janice C. Rutan
Town Clerk

EXHIBIT "A" OF RESOLUTION 25-18
SUMMARY OF BUDGET CHANGES
FOR THE YEAR ENDED SEPTEMBER 30, 2025

GENERAL FUND		
Revenues		
Department	Event Description	Amount
Operating Revenues	Receipt for revenues higher than anticipated including but not limited to: ad valorem taxes, state shared revenues, sales of assets, and interest.	\$ 110,000
Capital Revenues	Receipt of higher state revenues than anticipated, capital grant revenue. Additionally, the Town entered into long-term software and capital lease arrangements that required the recognition of proceeds.	100,000
Increase In General Fund Revenues		210,000
Expenditures		
Department	Significant Event Description	Amount
Town Council	While the cost of for the AV system maintenance was higher than expected several items were less than expected including special events, software, travel expense, etc. to offset this cost.	(4,000)
Town Manager	There was a mid-year salary adjustment for the promotion of the Facilities Coordinator and employees utilized the sick leave buyout for the year.	3,000
Finance	One employee retired at the end of the fiscal year which was not included in the original budget. Payout included the annual sick leave buyout, vacation and comp time payouts.	(7,000)
Town Clerk	Several items were less than expected (ie software, did not attend a conference, etc.)	(5,000)
Postal Center	There was a change in insurance enrollments and employee utilized the sick leave buyout for the year. These were offset by a reduced costs in supplies/inventory.	(3,000)
Public Works	One project for the Town had been postponed with most of the expenditures expected to occur in the next fiscal year. Additionally, late in the fiscal year there was a change in staffing which reduced the over personel costs. Finally, a cushion has been provided (\$10,000) for any unbilled costs.	(60,000)
Public Safety	Throughout the year several positions were covered by per diems prior to being filled by a full-time position. Moreover, several employees have reached the 300-hour overtime limit for pension qualifications. Additionally, certain travel and training courses that had been budgeted were not used. Further, several peices of equipment were on backorder and will be expensed in fiscal year 2026. Finally, a cushion has been provided (\$50,000) for any unbilled costs (including amounts related to the worker's comp audit that is completed each year).	(190,000)
General Government	Several items were slightly than expected (ie insurance costs, postage, etc.)	(20,000)
Information Technology	The remodeling of the IT room and wiring was postponed to early in the next fiscal year. Additionally, the software project for records management/workflow was delaying into fiscal year 2026.	(65,000)
Town Attorney	The Town did not need all of the funds related to the litigation attorney. A cushion has been provided (\$50,000) for any unbilled costs.	(55,000)
Planning Board/Code Enfocement	A portion of the Town's code enforcement officer salary is allocated to the building department based on actual hours worked.	(25,000)
Town Engineer	A few engineering projects were not completed prior to fiscal year end (Comp plan, stormwater atlas, etc) but are expected to be complete in the next fiscal year.	(25,000)
Water Transportation	Since the ALA agreement was not completed until late in the year, there were no expenditures.	(50,000)
Cemetery	The Town now coordinates burials with its contractor. We are paid and the money is then passed through to the contractor.	5,000
Community Center	Several items were less than expected (ie repair and maintenance, etc.)	(5,000)
Capital expenditures	Several projects budgeted for the current fiscal year were not be completed within the year. This includes the Public Safety Building remodel and the roadway project at Beachcomber and Pebble Lane. A cushion has been provided (\$50,000) for any unbilled costs.	(1,300,000)
Decrease In General Fund Expenditures		(1,806,000)
Net Change In General Fund Budget		\$ 2,016,000

EXHIBIT "A" OF RESOLUTION 25-18
SUMMARY OF BUDGET CHANGES
FOR THE YEAR ENDED SEPTEMBER 30, 2025

Road & Offsite Drainage Fund		
Revenues		
Department	Event Description	Amount
State Revenues	The Town received less in gas tax than originally expected	(6,000)
Impact Fees	New Construction is down therefore impact fees were less than expected	(1,200)
	Decrease In Fund Revenues	(7,200)
Expenditures		
Department	Event Description	Amount
Transportation	Several items were less than expected (ie light repairs, striping, pothole repairs, etc.)	(15,000)
	Decrease In Fund Expenditures	(15,000)
	Net Change In Fund Budget	\$ 7,800

Bikepath and Pedestrian Walkway Fund		
Revenues		
Department	Event Description	Amount
Impact Fees	Amount collected during the year.	\$ 600
	Increase In Fund Revenues	600
Expenditures		
Department	Event Description	Amount
	Increase In Fund Expenditures	-
	Net Change In Fund Budget	\$ 600

Planning, Zoning & Building Fund		
Revenues		
Department	Event Description	Amount
Revenue	Revenues came in much higher than expected due to increased credit card usage fees and slightly higher activity.	\$ 39,000
	Increase In Fund Revenues	39,000
Expenditures		
Department	Event Description	Amount
Public Safety	Costs include increased the plan reviews in house and the cost of the code enforcement officers performing inspections.	(15,000)
General Admin	Allocated overhead came in less than expected.	(2,000)
Capital Expenditures	New vehicle came in less than expected	(6,000)
	Decrease In Fund Expenditures	(23,000)
	Net Change In Fund Budget	\$ 62,000



AGENDA ITEM

TO: Town Council

FROM: James Harpring, Town Manager

DATE: November 6, 2025

SUBJECT: Resolution No. 25-19 Amending FY 25/26 Budget

BACKGROUND:

Pursuant to the Town's financial policies, monthly budget reviews are presented to the Town Council, with corresponding budget amendments submitted as needed based on those reports.

This amendment primarily allocates funding for projects approved or initiated in the prior fiscal year that were not completed by September 30, 2025. Adjustments include carryforwards for capital projects such as the Pebble Lane and Beachcomber Lane roadway improvements, Public Safety facility renovation, and various IT, engineering, and public works initiatives. The amendment also provides for changes to benefit enrollments, software to support short-term vacation rental enforcement and an estimate towards the cost of the Town Hall roof and Council Chamber HVAC replacement.

The total amendment reallocates \$1,248,410 from General Fund reserves to maintain project continuity and ensure accurate financial reporting for FY 2025-2026.

RECOMMENDATION:

Approve Resolution No. 25-19.

ATTACHMENTS:

1. Resolution No. 25-19
2. Exhibit "A"

RESOLUTION NO. 25-19

A RESOLUTION BY THE TOWN COUNCIL OF THE TOWN OF INDIAN RIVER SHORES, FLORIDA FOR THE FIRST AMENDMENT TO THE BUDGET FOR FISCAL YEAR ENDING 2026 AS PROVIDED; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town adopted the budget for FY 2025 – 2026 by Resolution 25-12 on September 23, 2025; and

WHEREAS, an analysis of the revenues and expenditures for the month that ended on October 31, 2025 indicated that certain budget adjustments need formal approval by the Town Council.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of Indian River Shores that:

Section I. The Town Council hereby makes the final amendment for the Fiscal Year beginning October 1, 2025 and ending September 30, 2026 as identified as Exhibit "A." The revised appropriations, if any, are set out therein and are hereby made to maintain and carry on government functions of the Town of Indian River Shores.

Section II. This Resolution shall take effect immediately upon its adoption.

PASSED AND DULY ADOPTED at a Regular Meeting of the Town Council this 20th day of November 2025.

Brian T. Foley
Mayor

ATTEST:

Janice C. Rutan
Town Clerk

EXHIBIT "A" OF RESOLUTION 24-19
SUMMARY OF BUDGET CHANGES
FOR THE YEAR ENDED SEPTEMBER 30, 2026

GENERAL FUND		
Revenues		
Department	Event Description	Amount
Insurance proceeds	Anticipated insurance proceeds for ambulance and related equipment	\$ 416,000
Net Increase In General Fund Revenues		416,000
Expenditures		
Department	Event Description	Amount
Postal Center	There was a change in benefit enrollment for this department	28,000
Public Works	There was a change in benefit enrollment for this department	(25,000)
Public Works	Allocation of prior year projects not completed/expended (Dune Crossover Access Gate & Lighting projects)	50,000
Information Technology	Allocation of prior year projects not completed/expended (IT Server room renovation & workflow/records management software)	63,230
Information Technology	Cost of the development of the new website as approved by Town Council on September 23, 2025	29,150
Engineering	Allocation of prior year projects not completed/expended (comp plan, stormwater atlas, BMAP, NPDES/MS4 compliance)	53,030
Planning Board/Code Enforcement	Software service to assist in the location and reporting of short-term rentals to the Town	5,000
Public Safety	Allocation of prior year equipment not ordered but not received prior to end of the fiscal year (Aeds/Bunk Gear/Other Fire Equipment)	25,000
Capital expenditures - Cemetery	Allocation of prior year project not completed/expended (landscape)	25,000
Capital expenditures - Transportation	Allocation of prior year projects not completed/expended (Pebble Lane and Beachcomber)	840,000
Capital expenditures - Public Safety	Allocation of prior year project not completed/expended (Public Safety Renovation)	155,000
Capital expenditures - General Admin	Town Council HVAC & copula replacement and Town Hall Roof Replacement - estimate using infrastructure replacement reserves	200,000
Capital expenditures - Public Safety	Purchase of replacement ambulance and equipment using insurance proceeds	416,000
Net Increase In General Fund Expenditures		1,864,410
Net Change In General Fund Reserves		\$ (1,448,410)



AGENDA ITEM

TO: Town Council

FROM: James Harpring, Town Manager

DATE: October 23, 2025

SUBJECT: Ordinance No. 584 – Amendment to Chapter 165.16
Substantial Improvements – Second Reading

BACKGROUND:

Ordinance No. 584

As amended by SB 180 (2025), section 163.31795, Florida Statutes prohibit certain local governments from adopting ordinances for substantial improvements or repairs to structures which include cumulative substantial improvement periods. The one-year period for considering substantial improvement will be deleted from Section 165.16, Code of Ordinances. At the September 23, 2025, Town Council Meeting, Councilmember Altieri asked for the Ordinance to be tabled for further review and discussion of the cumulative substantial improvement period.

At the October 23, 2025 meeting, Council voted to approve Ordinance No. 584 on First Reading.

RECOMMENDATION:

Staff recommend approval of Ordinance No. 584 on Second Reading

ATTACHMENTS:

1. Ordinance No. 584

ORDINANCE NO. 584

AN ORDINANCE OF THE TOWN OF INDIAN RIVER SHORES, FLORIDA, A MUNICIPAL CORPORATION, AMENDING SECTION 165.16 – BUILDING AND STRUCTURES (C) FLORIDA BUILDING CODE, TECHNICAL AMENDMENTS (1); PROVIDING FOR A BUSINESS IMPACT ESTIMATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENOR’S ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Senate Bill 180 was enacted into law during the 2025 Legislative Session, and;

WHEREAS, Senate Bill 180 prohibits certain local governments from adopting Ordinances for substantial improvements or repairs to structures which include cumulative substantial improvement periods; and

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF INDIAN RIVER SHORES, FLORIDA, THAT:

Section 1. Revisions.

Section 165.16 - Buildings and Structures (C) Florida Building Code, Technical Amendments. (1) Substantial improvement shall mean the combination of repair, reconstruction, rehabilitation, alteration, addition or other improvement of a building or structure ~~taking place during a one-year period~~, the cost of which equals or exceeds 50 percent of the market value of the building or structure before the improvement or repair is started.

Section 2. Business Impact Statement.

Pursuant to Section 166.041(4), Florida Statutes, the Town is required to prepare a business impact estimate for certain proposed ordinances. This proposed Ordinance is exempt from the requirement of a business impact estimate pursuant to Section 166.041(4)(c)1, as the ordinance is required for compliance with Section 163.31795(2), Florida Statutes.

Section 3. Severability.

In the event that any portion of this Ordinance is determined to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such a decision shall in no manner affect the remaining portions of sections of this Ordinance which shall remain in full force and effect.

Section 4. Effectivity.

This Ordinance shall take effect as provided by state law within ten (10) days of adoption.

1 st Reading:	October 23, 2025
Published:	November 7, 2025
2 nd Reading:	November 20, 2025

I HEREBY CERTIFY that the foregoing Ordinance was passed by the Town Council of the Town of Indian River Shores, Florida, on this _____ day of November, 2025.

Brian T. Foley, Mayor

ATTEST:

Janice C. Rutan, Town Clerk



AGENDA ITEM

TO: Town Council

FROM: James Harpring, Town Manager

DATE: October 31, 2025

SUBJECT: Ordinance No. 585 – Minor Modification of Approved Site Plans

BACKGROUND:

Section 168.01(F), Code of Ordinances provides a process to approve minor modifications to approved site plans. The purpose of the ordinance is to streamline the process of approval of minor modifications to existing site plans. The language of the ordinance requires amendment for clarification and efficiency of the process of approval of minor changes.

RECOMMENDATION:

Staff recommend Council approval of Ordinance No. 585.

ATTACHMENTS:

1. Ordinance No. 585
2. Section 168.01(F), Code of Ordinances

ORDINANCE NO. 585

AN ORDINANCE OF THE TOWN OF INDIAN RIVER SHORES, FLORIDA, A MUNICIPAL CORPORATION, AMENDING SECTION 168.01 – SITE PLAN DEVELOPMENT PROCESS (F) MINOR MODIFICATION OF APPROVED SITE PLANS (1 – 6); PROVIDING FOR A BUSINESS IMPACT ESTIMATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENOR’S ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 168.01. Site Plan Development Process (F) Minor Modification of Approved Site Plans, provides a process to approve minor modifications to existing site plans; and

WHEREAS, the current language of Section 168.01(F) places an undue time delay and hardship on the applicant and requires clarification to ensure efficiency; and

WHEREAS, amending the Ordinance to allow authorization of the minor modification of an approved site plan by the Town Building Official with review and approval by the Town Manager and final report to the Town Council will provide the required oversight and compliance with the Florida Building Code and Ordinances of the Town of Indian River Shores.

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF INDIAN RIVER SHORES, FLORIDA, THAT:

Section 1. Revisions.

Section 168.01. Site Plan Development Process (F) Minor Modification of Approved Site Plan is hereby amended as follows:

F) *Minor modification of approved site plan.* Minor changes as listed below require authorization by the Town ~~Manager or Designee~~ Building Official with review and approval by the ~~Planning, Zoning, and Variance Board~~ Town Manager, ~~after review and approval of the Town Building Official.~~ If approved as a minor change, the site plan shall not ~~be required to be returned to approval by the Planning, Zoning and Variance Board, or Town Council for reapproval.~~ The Town Manager shall report each change so approved to the ~~Planning, Zoning and Variance Board for the record~~ Town Council at the next scheduled meeting. Minor changes to the site plan include the following:

(1) *Building details.* The addition of awnings, canopies or ornamental structures; and modifications, ~~adjustments, and additions to~~ in stairways or elevations of decks, porches, pools, terraces, ~~and fencing-, signage, lighting details, and site walls.~~

(2) *Parking lots.* Parking lot reconfiguration or the addition of parking spaces not to exceed 25 percent, including fractions thereof, of the total number of existing parking spaces or 20 spaces, whichever is the lesser amount.

(3) *Building additions.* Attached or detached additions to buildings which do not increase the floor area in excess of ten percent of the ground floor area of the principal structure or 500 square feet, whichever is the lesser amount.

(4) *Infrastructure*. Changes of a technical engineering nature to the water, sewer, drainage or street designs.

(5) *Landscaping*. Any upgrading of the original landscape plan.

(6) *Site features and structures. Installation of fences, gates, gazebos or small accessory structures. Adding bike racks, benches, or decorative walls. Adding signage consistent with approved sign ordinance.*

Section 2. Business Impact Statement.

Pursuant to Section 166.041(4), Florida Statutes, the Town is required to prepare a business impact estimate for certain proposed ordinances. This proposed Ordinance is exempt from the requirement of a business impact estimate pursuant to Section 166.041(4)(c)1, as the ordinance is Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits.

Section 3. Severability.

In the event that any portion of this Ordinance is determined to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such a decision shall in no manner affect the remaining portions of sections of this Ordinance which shall remain in full force and effect.

Section 4. Effectivity.

This Ordinance shall take effect as provided by state law within ten (10) days of adoption.

1st Reading: November 20, 2025

Published: November 30, 2025

2nd Reading: December 11, 2025

I HEREBY CERTIFY that the foregoing Ordinance was passed by the Town Council of the Town of Indian River Shores, Florida, on this _____ day of _____, 2025.

Brian T. Foley, Mayor

ATTEST:

Janice C. Rutan, Town Clerk

168.01

(F) *Minor modification of approved site plan.* Minor changes as listed below require authorization by the Town ~~Manger or Designee~~ Building Official with review and approval by the ~~Planning, Zoning, and Variance Board~~ Town Manager, ~~after review and approval of the Town Building Official.~~ If approved as a minor change, the site plan shall not ~~be required to be returned to approval by the Planning, Zoning and Variance Board, or Town Council for reapproval.~~ The Town Manager shall report each change so approved to the ~~Planning, Zoning and Variance Board for the record~~ Town Council at the next scheduled meeting. Minor changes to the site plan include the following:

(1) *Building details.* The addition of awnings, canopies or ornamental structures; and modifications, adjustments, and additions to in stairways or elevations of decks, porches, pools, terraces, ~~and fencing-, signage, lighting details, and site walls.~~

(2) *Parking lots.* Parking lot reconfiguration or the addition of parking spaces not to exceed 25 percent, including fractions thereof, of the total number of existing parking spaces or 20 spaces, whichever is the lesser amount.

(3) *Building additions.* Attached or detached additions to buildings which do not increase the floor area in excess of ten percent of the ground floor area of the principal structure or 500 square feet, whichever is the lesser amount.

(4) *Infrastructure.* Changes of a technical engineering nature to the water, sewer, drainage or street designs.

(5) *Landscaping.* Any upgrading of the original landscape plan.

(6) *Site features and structures.* Installation of fences, gates, gazebos or small accessory structures. Adding bike racks, benches, or decorative walls. Adding signage consistent with approved sign ordinance.



AGENDA ITEM

TO: Town Council

FROM: James Harpring, Town Manager

DATE: November 7, 2025

SUBJECT: Ordinance No. 586 – Certified Recovery Residences

BACKGROUND:

In 2025, the Florida Legislature enacted SB 954, amending § 397.487(15), Florida Statutes, to require all municipalities to adopt procedures for the review and approval of Certified Recovery Residences (CRR). Local governments must establish a written process allowing applicants to request reasonable accommodations from any land-use regulation that would otherwise prohibit the establishment of a certified recovery residence.

Ordinance No. 586 establishes the Town's review process for Certified Recovery Residences. The ordinance details application requirements, review timelines, and final determination standards consistent with state and federal law. An associated application form is included for Building Department implementation.

RECOMMENDATION:

Approve Ordinance No. 586 for First Reading, establishing procedures for Certified Recovery Residences as required by § 397.487(15), Florida Statutes, and authorizing codification.

ATTACHMENTS:

1. Ordinance No. 586 – Certified Recovery Residences
2. Certified Recovery Residence Reasonable Accommodation Application Form

ORDINANCE NO. 586

AN ORDINANCE OF THE TOWN OF INDIAN RIVER SHORES, FLORIDA, A MUNICIPAL CORPORATION, AMENDING THE TOWN CODE OF ORDINANCES AT CHAPTER 161, SECTION 161.14 – SUPPLEMENTAL REGULATIONS TO INCLUDE REASONABLE ACCOMMODATION REQUESTS IN HOUSING, INCLUDING SUCH REQUESTS FROM CERTIFIED RECOVERY RESIDENCES AS REQUIRED BY FLORIDA STATUTE SECTION 397.487; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 161 – SUPPLEMENTAL REGULATIONS, ZONING SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING FOR A BUSINESS IMPACT ESTIMATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SCRIVENOR’S ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature passed SB 954 during the 2025 legislative session which requires all municipalities to adopt by January 1st, 2026, an ordinance establishing procedures for the review and approval of certified recovery residences and to establish specific reasonable accommodation procedures associated therewith; and

WHEREAS, the Town Council desires to comply with the aforesaid legislative mandate by amending its current Code of Ordinances to comply with the new state law; and

WHEREAS, the Town Council determines the proposed revisions as set forth herein shall safeguard the health, safety, and welfare of the citizens of the Town of Indian River Shores.

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF INDIAN RIVER SHORES, FLORIDA, THAT:

Section 1. Creation. Chapter 161 – Supplemental Regulations of the Code of Ordinances of the Town of Indian River Shores is hereby created at Section 161.14 which shall hereafter read as follows:

I. Reasonable accommodation process in housing.

- (1) *Purpose and intent.* The purpose of this section is to establish procedures for the request of a reasonable accommodation for certified recovery residences from the Town's land development regulations and related rules, policies, practices and procedures, for persons with disabilities as provided by Title VIII of the Civil Rights Act of 1968 (FHA), the Fair Housing Amendments Act of 1988 (FHAA), the Florida Fair Housing Act (§§ 760.20-760.37), Florida Statutes, and Title II of the Americans with Disabilities Act (42 U.S.C. Section 12131. et seq.) (ADA), as these laws may be amended from time to time. Any person who is disabled, or qualifying entities, may request a reasonable accommodation, pursuant to the procedures set out in this section.
- (2) *Definitions.* For the purposes of this section, the following terms, phrases, words, and their derivations shall have the meaning given herein:

“Certified Recovery Residence” means a recovery residence that holds a valid certificate of compliance and is actively managed by a certified recovery residence administrator as

defined under section 397.311 Florida Statutes as that state law may be amended from time to time.

- (3) *Applicability.* An applicant shall be required to apply for all applicable development review processes available in the Town's Zoning Code prior to filing a request for reasonable accommodation, unless compliance with available development review processes deprive the applicant, or persons with disabilities served by the applicant, of an equal opportunity to use and enjoy housing.
- (4) *Notice to the public of availability of accommodation.* The Town shall endeavor to provide notice to the public, advising that qualifying individuals or qualifying entities may request reasonable accommodation.
- (5) *Application procedures.* The request for reasonable accommodation may be submitted on application forms provided by the Town. All requests for reasonable accommodation shall be submitted to the Town Clerk's office. Upon receipt of an application for reasonable accommodation the Town Clerk shall date stamp the application with the date received.
 - a. *Application contents.* The reasonable accommodation request shall at a minimum provide the following information:
 - 1. The legal name(s) of all persons for whom a reasonable accommodation is sought, and if a qualifying entity, the legal name(s) of all persons for whom it has been authorized to submit an application.
 - 2. Name and address of the applicant.
 - 3. Address and parcel control number of the location at which the reasonable accommodation is requested, if different from the address of the applicant.
 - 4. The type of reasonable accommodation being requested, and an explanation of why it is necessary in order for persons with qualifying disabilities to live at the location.
 - 5. A description of the Town ordinance, rule, policy, practice or procedure, from which the Applicant seeks a reasonable accommodation.
 - 6. If the disability is not known or readily apparent, information and/or documentation that (1) certifies the person's disability status under the FHA and/or ADA; (2) described the needed accommodation; and (3) shows the relationship between the person's disability and the need for the requested accommodation. The Town is not seeking information relating to the nature and severity of the person's specific disability.
 - 7. In the case of a certified recovery residence, a copy of the Certified Recovery Residence Certificate of Compliance issued by a credentialing entity pursuant to Sec. 397.311, *Florida Statutes* as that law may be amended from time to time.
- (6) *Review by Town Manager.* All applications for reasonable accommodation shall be submitted to the Town Clerk's office. As soon as practicable after receipt, the Town Clerk

shall forward all requests to the Town Manager for review. The Town Manager shall issue a written notice of determination to the applicant within sixty (60) days from the date the application is received by the Town Clerk's Office. If needed to reach a determination on the request for reasonable accommodation, the Town Manager may, within the first thirty (30) days of receipt of the application, issue a written request for additional information to the applicant, specifying in sufficient detail what information is required. The applicant shall then have thirty (30) days after the date of the written request for additional information to provide said information. In the event a written request for additional information is made, the sixty (60) day period to issue a written notice of determination shall no longer be applicable, and the Town Manager shall issue a written notice of determination within sixty (60) days after receipt of the additional information. If the Applicant fails to provide the requested additional information and/or fails to request an extension of time to provide said information within thirty (30) days after the date of the request for additional information, then the request for reasonable accommodation shall be deemed withdrawn and no further action by the Town shall be required. If a final written determination is not issued within sixty (60) days after receipt of a completed application, the request is deemed approved unless the parties agree in writing to a reasonable extension of time. The applicant may renew their request for reasonable accommodation at any time. The applicant may request additional time to respond either in writing or verbally to the Town Clerk's Office. The Town shall not unreasonably withhold consent to an applicant's request for additional time to respond.

- (7) *Findings for Reasonable Accommodation.* In determining whether the reasonable accommodation request shall be granted or denied, the applicant shall be required to establish that:
- a. They are protected under the FHA or ADA, as defined in the FHA or ADA. Although the definition of disability and/or handicap is subject to judicial interpretation, for purposes of this policy, a person with a disability is defined as having:
 1. a physical or mental impairment which substantially limits one or more major life activities;
 2. a record of having such impairment; or
 3. that they are regarded as having such impairment.
 - b. The proposed reasonable accommodation being sought is reasonable and necessary to afford the person with the disability equal opportunity to use and enjoy housing. An accommodation is not reasonable if it imposes undue financial and administrative burdens on the Town; or requires a fundamental alteration to the Town's zoning scheme.

The foregoing, as interpreted by the Courts, shall be the basis for a decision upon a reasonable accommodation request.

- (8) *Notice of Determination.* The Town Manager shall issue a written notice of determination to the applicant in accordance with section (7) above, which shall:
- a. Grant the accommodation request in full without conditions; or

- b. Impose conditions upon the portion of the request that was granted; or
- c. Deny the request, stating with specificity the objective, evidence-based reasons for denial and identifying any deficiencies or actions necessary for reconsideration.

All written determinations shall give notice of the right to appeal. The notice of determination shall be sent to the applicant (i.e. the person with a disability or his/her authorized agent, attorney or representative) by certified mail, return receipt requested at the address listed by the Applicant on the application form, or as otherwise provided to the Town in writing.

- (9) *Appeal from Notice of Determination by Town Manager.* Within forty-five (45) days after the Town Manager has rendered a decision on a reasonable accommodation request, the applicant may appeal the decision. This timeframe shall be based upon the date that the letter is mailed to the requesting party. All appeals shall include a statement containing sufficient detail of the grounds for the appeal. Appeals shall be made to the Town Clerk's Office. The appeal shall be heard by the Special Magistrate for Code Enforcement matters. The Special Magistrate shall conduct a quasi-judicial public hearing on the appeal as soon as reasonably practicable, but in no event later than sixty (60) days after an appeal has been filed unless the applicant agrees in writing to an extension of the hearing date. The Special Magistrate shall not be required to render a decision on the request at the public hearing but shall render a determination no later than thirty (30) days after the conclusion of the public hearing. Such public hearing shall be de novo.

Once a public hearing date has been coordinated with the applicant the Town shall, at least ten (10) days prior to the hearing, post a notice of hearing on the Town's public notice bulletin board and on its website, and shall maintain copies available for review in the Town Clerk's office. The notice shall contain a brief description of the request for reasonable accommodation, the property to which the request is applicable, and the time and place of the Special Magistrate hearing on the request. The notice shall not contain any information relating to the applicant's specific disability or other medical information.

The Special Magistrate's decision on the appeal shall be in writing and be based on the criteria listed in Section (7) above. The Special Magistrate's decision may:

- (1) Grant the reasonable accommodation request in full, with no conditions.
- (2) Impose conditions upon the portion of the request that was granted.
- (3) Deny the request, stating with specificity the objective, evidence-based reasons for denial and identifying any deficiencies or actions necessary for reconsideration.

The Special Magistrate's decision shall give notice of the right to appeal. The written decision of the Special Magistrate shall be sent to the applicant by certified mail, return

receipt requested. The written decision shall be sent to the applicant at the address listed by the applicant on the application form, or as otherwise provided to the Town in writing.

- (10) *Stay of enforcement.* While an application for reasonable accommodation, or appeal of a determination of same, is pending before the Town, the Town will not enforce the subject land development regulation, or related rules, policies, practices or procedures, against the applicant.
- (11) *Fee.* There shall be no fee imposed by the Town for a request for reasonable accommodation under this section or an appeal of a determination on such request, and the Town shall have no obligation to pay the applicants, or an appealing party as applicable, attorneys' fees or costs in connection with the request, or an appeal.
- (12) *Applicants Representative(s).* An applicant may be represented at all stages of the reasonable accommodation process by a person designated by the applicant as their authorized agent (e.g., family member, attorney, or other representative). If an authorized agent, attorney, or other representative represents a person, or, if applicable, a qualifying entity, a written authorization designating such authorized agent, attorney or representative shall be submitted to the Town, or an in-person meeting between the Town and the applicant shall confirm the applicant's authorized agent, attorney or representative. The Town will not accept authorizations outside of those made in writing or in-person. Authorization forms shall be made available by request via the Town Clerk's Office.
- (13) *Town Assistance.* The Town shall provide assistance as required by the FHA, the ADA, or other applicable law in connection with a person with disability's request for reasonable accommodation to ensure the process is accessible.
- (14) *Confidential Information.* Upon submittal of any medical information or records, including but not limited to condition, diagnosis, or history related to persons with disabilities, an applicant may request that the Town, to the extent allowed by law, treat the information or records as confidential. In such case, the Town shall endeavor to keep the applicant's medical information confidential to the extent permitted by federal and state laws, including but not limited to the Health Insurance Portability and Accountability Act of 1996 (HIPAA) and Chapter 119, Florida Statutes (the Florida Public Records Law). The Town shall have no obligation to defend against any action seeking to compel the production of public records, or to incur any legal or other expenses in connection therewith, and shall produce the records to the extent the Town determines the records are not exempt from the Public Records Act, or to comply with any judicial or administrative order without prior notice to the Applicant. The Town, however, shall endeavor to provide notice to the person with disabilities, or their representative, of any request received by the Town for disclosure of the medical information or documentation which the applicant has previously requested be treated as confidential by the Town.

- (15) *Revocation of Reasonable Accommodation.* A reasonable accommodation to operate within the Town of Indian River Shores may be immediately revoked via written notice in the event of any of the following:

- a. Violation of any condition of approval of reasonable accommodation.
- b. Lapse, revocation, or failure to obtain and maintain any certification or licensure required under this ordinance if not reinstated within 180 days of expiration.

In either instance the Town Manager shall issue written notice of the revocation to the applicant via certified mail return receipt requested at the address listed by the Applicant on the application form, or as otherwise provided to the Town in writing. Applicant shall have the right to appeal the revocation decision of the Town Manager to the Town's Special Magistrate following the same appeal procedure outlined in section (9).

Section 2.

Each and every other section and subsection of Chapter 161 Supplemental Regulations shall remain in full force and effect as previously adopted.

Section 3. Conflict.

All Ordinances or parts of Ordinances in conflict herewith be and the same are hereby repealed.

Section 4. Jurisdiction.

Should any Section or provision of this Ordinance or any portion thereof, any paragraph, sentence or word be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this Ordinance.

Section 5. Authority.

Specific authority is hereby granted to codify this Ordinance.

Section 6. Business Impact Statement.

Pursuant to Section 166.041(4), Florida Statutes, the Town is required to prepare a business impact estimate for certain proposed ordinances. This proposed Ordinance is exempt from the requirement of a business impact estimate pursuant to Section 166.041(4)(c)1, as the ordinance is required for compliance with Section 397.487, Florida Statutes.

Section 7. Severability.

In the event that any portion of this Ordinance is determined to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such a decision shall in no manner affect the remaining portions of sections of this Ordinance which shall remain in full force and effect.

Section 8. Effective Date.

This Ordinance shall become effective immediately upon passage.

1st Reading: November 20, 2025

Published: _____, 2025

2nd Reading: December , 2025

I HEREBY CERTIFY that the foregoing Ordinance was passed by the Town Council of the Town of Indian River Shores, Florida, on this _____ day of December, 2025.

161

Brian T. Foley, Mayor

ATTEST:

Janice C. Rutan, Town Clerk



6001 Highway A1A, Indian River Shores, FL 32963
(772) 231-1771

Inspector Jacob Maikranz
Building Department
Phone: 772-231-1771
Email: code@irshores.com

CERTIFIED RECOVERY RESIDENCE REASONABLE ACCOMODATION REQUEST PROCESS

Overview

A Certified Recovery Residence is a dwelling intended to provide a supportive, alcohol- and drug-free environment for people in recovery from substance use disorders. This form establishes the process of requesting reasonable accommodation for establishment of a Certified Recovery Residence and ensures compliance with federal fair housing and disability law.

Statutory Reference

This process is established pursuant to § 397.487(15), F.S. (2025), the Fair Housing Amendments Act of 1988 (42 U.S.C. § 3601 et seq.), and Title II of the Americans with Disabilities Act (42 U.S.C. § 12131 et seq.).

If you have any questions, please contact Inspector Jacob Maikranz, Building Department at code@irshores.com or 772-231-1771.



6001 Highway A1A, Indian River Shores, FL 32963
(772) 231-1771

**CERTIFIED RECOVERY RESIDENCE
REASONABLE ACCOMMODATION REQUEST FORM**

If you have any questions about this form, please contact Inspector Jacob Maikranz, Building Department at code@irshores.com or 772-231-1771.

DATE: _____

1. Applicant Information

Applicant Name: _____

Organization (if applicable): _____

Mailing Address: _____

City: _____ State: _____ ZIP: _____

Phone: _____ Email: _____

Applicant is Property Owner

Authorized Agent for Owner

If authorized agent, provide the following:

Property Owner Name: _____

Mailing Address: _____

Phone: _____ Email: _____

2. Property Information

Property Address: _____

Parcel Identification Number: _____

Zoning District: _____

3. Description of Requested Accommodation

Describe the accommodation requested and identify the specific land-use regulation, ordinance, or policy from which relief is sought:

Explain why this accommodation is necessary consistent with Florida Statutes.

4. Attachments (Required)

- Proof of property ownership or authorization letter from owner.
- Site plan, sketch, or aerial photo identifying the subject property.
- Description of the proposed Certified Recovery Residence (purpose, occupancy, and management summary).
- Any documentation supporting the requested accommodation or identifying relevant hardship.

5. Applicant Acknowledgement

I certify that the information provided is true and complete to the best of my knowledge. I understand that this request will be reviewed in accordance with § 397.487(15), Florida Statutes, the Fair Housing Amendments Act, and the Americans with Disabilities Act.

Applicant Signature: _____ Date: _____

Printed Name: _____

Property Owner Signature (if different): _____ Date: _____

6. For Office Use Only

Date Application Received (Stamped): _____

Date Application Deemed Complete: _____

Additional Information Requested: Yes No

Date Requested: _____

Applicant Response Received: _____

Final Written Determination (issued within 60 days of completed application):

Approved _____ Approved with Conditions _____ Denied _____

Date of Determination: _____ Reviewed By: _____

Title: _____

If Denied, Reason for Denial (attach if needed):

Appeal Deadline: 30 days from written determination.



AGENDA ITEM

TO: Town Council

FROM: James Harpring, Town Manager

DATE: October 31, 2025

SUBJECT: Proposed Town Council Meeting Schedule - 2026

BACKGROUND:

Town Council annually establishes a schedule for Town Council Meetings and Holiday Closings. Attached is a recommended schedule for 2026. The following dates are pending:

September: First Public Budget Hearing

November: Regular Town Council Meeting. The meeting date for November 2026 falls on November 26, Thanksgiving Day.

December: Regular Town Council Meeting. The meeting date for December 2026 falls on December 24, Christmas Eve.

RECOMMENDATION:

Staff recommend Council establish the Town Council Meeting Schedule and Holiday Closing Schedule for 2026.

ATTACHMENTS:

1. Draft Town Council Meeting Schedule - 2026



TOWN COUNCIL MEETING SCHEDULE – 2026

JANUARY:	Thursday, January 22, 2026 at 9:00 a.m.
FEBRUARY:	Tuesday, February 17, 2026 at 9:00 a.m.
MARCH:	Thursday, March 26, 2026 at 9:00 a.m.
APRIL:	Thursday, April 23, 2026 at 9:00 a.m.
MAY:	Thursday, May 28, 2026 at 9:00 a.m.
JUNE:	Thursday, June 25, 2026 at 9:00 a.m.
JULY:	Thursday, July 23, 2026 at 9:00 a.m.
AUGUST:	Thursday, August 27, 2026 at 9:00 a.m.
SEPTEMBER:	Tuesday, September at 5:01 p.m. (First Public Budget Hearing) TBD Tuesday, September 24, 2026 at 3:30 p.m. (Regular Town Council Meeting) Tuesday, September 24, 2026 at 5:01 p.m. (Final Public Budget Hearing)
OCTOBER:	Thursday, October 22, 2026 at 9:00 a.m.
NOVEMBER:	Thursday, November at 9:00 a.m. TBD
DECEMBER:	Thursday, December at 9:00 a.m. TBD

All meetings are held in Council Chambers, 6001 Highway A1A, Indian River Shores, FL.

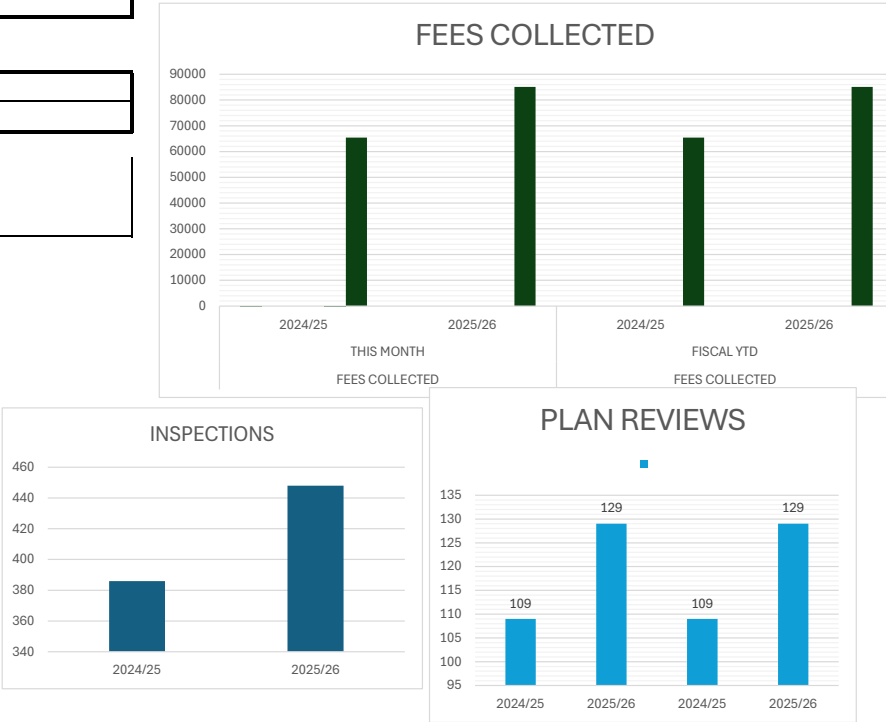
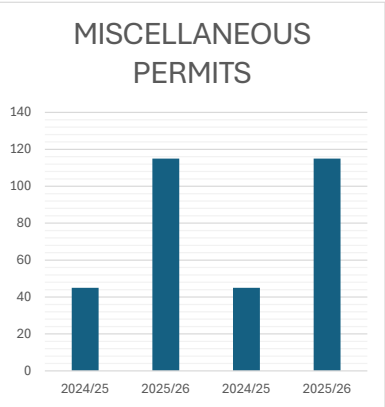
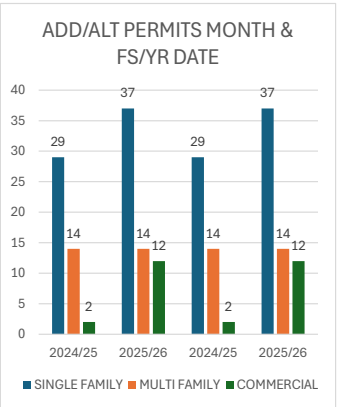
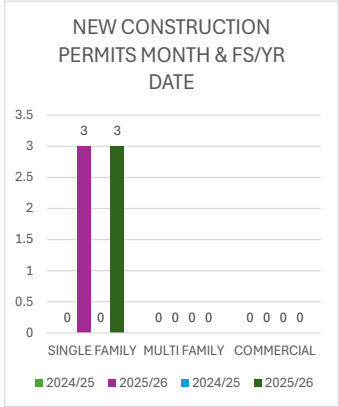
HOLIDAY CLOSINGS – 2026

New Year's Day	January 1, 2026
President's Day	February 16, 2026
Good Friday	April 3, 2026
Memorial Day	May 25, 2026
Independence Day Holiday	July 3, 2026
Labor Day	September 7, 2026
Veteran's Day	November 11, 2026
Thanksgiving Day	November 26, 2026
Thanksgiving Holiday	November 27, 2026
Christmas Eve	December 24, 2026
Christmas Day	December 25, 2026

OCTOBER (2025)							9a.			
PERMITS***	PERMITS ISSUED THIS MONTH		PERMITS ISSUED FS/YR TO DATE		CONSTRUCTION VALUATION FS/YR TO DATE		FEES COLLECTED THIS MONTH		FEES COLLECTED FISCAL YTD	
	2024/25	2025/26	2024/25	2025/26	2024/25	2025/26	2024/25	2025/26	2024/25	2025/26
NEW CONSTRUCTION	2024/25	2025/26	2024/25	2025/26	2024/25	2025/26				
SINGLE FAMILY	0	3	0	3	\$ -	\$ 7,075,000.00				
MULTI FAMILY	0	0	0	0	\$ -	\$ -				
COMMERCIAL	0	0	0	0	\$ -	\$ -				
(SUB-TOTAL)	0	3	0	3	\$ -	\$ 7,075,000.00				
ADDITIONS / ALTERATIONS	2024/25	2025/26	2024/25	2025/26	2024/25	2025/26				
SINGLE FAMILY	29	37	29	37	\$ 1,852,822.87	\$ 2,947,747.13				
MULTI FAMILY	14	14	14	14	\$ 1,591,001.78	\$ 174,784.25				
COMMERCIAL	2	12	2	12	\$ 15,969.16	\$ 1,385,749.15				
(SUB-TOTAL)	45	63	45	63	\$ 3,459,793.81	\$ 4,508,280.53				
OTHER PERMITS (MISC.)	2024/25	2025/26	2024/25	2025/26	2024/25	2025/26				
(TOTALS)	45	115	45	115	\$ 448,429.59	\$ 1,911,366.00				
INSPECTIONS*	2024/25	2025/26	2024/25	2025/26			\$ 65,426.69	\$ 85,106.30	\$ 65,426.69	\$ 85,106.30
(TOTALS)	386	448	386	448						

PLAN REVIEWS*	2024/25	2025/26	2024/25	2025/26		
(TOTALS)	109	129	109	129		

Inspections are completed within 24 hrs of request.



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VICE MAYOR
BOB AUWAERTER

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WILLIAM DANE



TOWN MANAGER
JAMES HARPRING

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PETER J. SWEENEY, JR.

6001 Highway A1A, Indian River Shores, FL 32963
(772) 231-1771

To: Town Manager Jim Harpring

From: Fire Marshal/Code Enforcement Official/Building Inspector, Jacob Maikranz

Date: October 16, 2025 – November 10, 2025

Ref: Monthly Code Enforcement Report

The following Code Enforcement violations were observed and rectified:

ANNUAL FIRE & LIFE SAFETY INSPECTIONS

An annual fire and life safety inspection was completed at Oak Point Professional Center and Pebble Beach Villas. Fire Code violations were observed; inspection reports were emailed to the respective property management companies and were given 30 days to rectify the violations and become compliant with the Fire Code. Re-inspections were scheduled, and all properties are now in compliance.

- KNOX BOX INSPECTIONS:

- 1) A Knox Gate Access Switch was installed at the Village Shores gated community.

SIGN VIOLATIONS

- One (1) advertisement and five (5) Real Estate signs were removed from Highway A1A's right-of-way throughout the Town. The business and real estate agents were notified, and written warnings with a copy of the Town's Ordinance were issued.

ORDINANCE COMPLAINTS

- Received a call from a resident, who had questions relating to Town Ordinance and parking. The resident was given a copy of the ordinance, and all questions were answered.
- A follow up email was sent to the resident at 5301 Hwy A1A, which provided information on intersection visibility and the visibility triangle where stated in the Town Ordinance.

- Ongoing code investigation at Ocean Pearl II East and The Blue community. A survey was initiated and completed by Meridian Land Surveyors to determine the property/boundary line. The final survey report has not been submitted at this time.

SHORT-TERM VACATION RENTALS

- Multiple STVR owners have submitted the required application and fees. Fire Safety inspections are pending for four (4) properties and will be in compliance with the Town once approved.
- Spoke with four (4) unregistered STVR owners regarding the proper steps to follow and the required documents needed in order to register the rental with the Town and become compliant.

LIEN REQUESTS

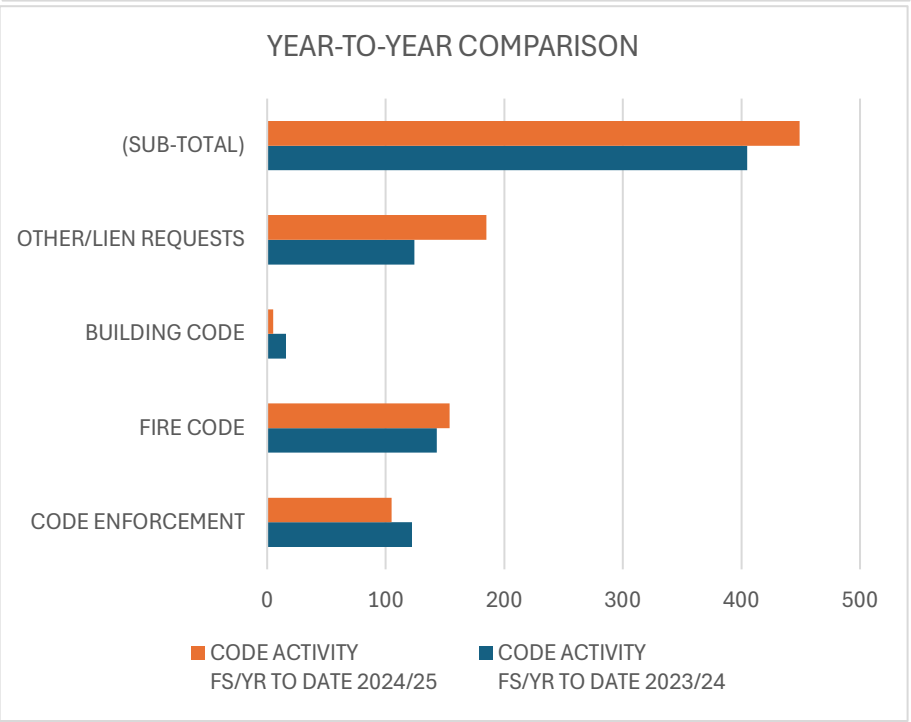
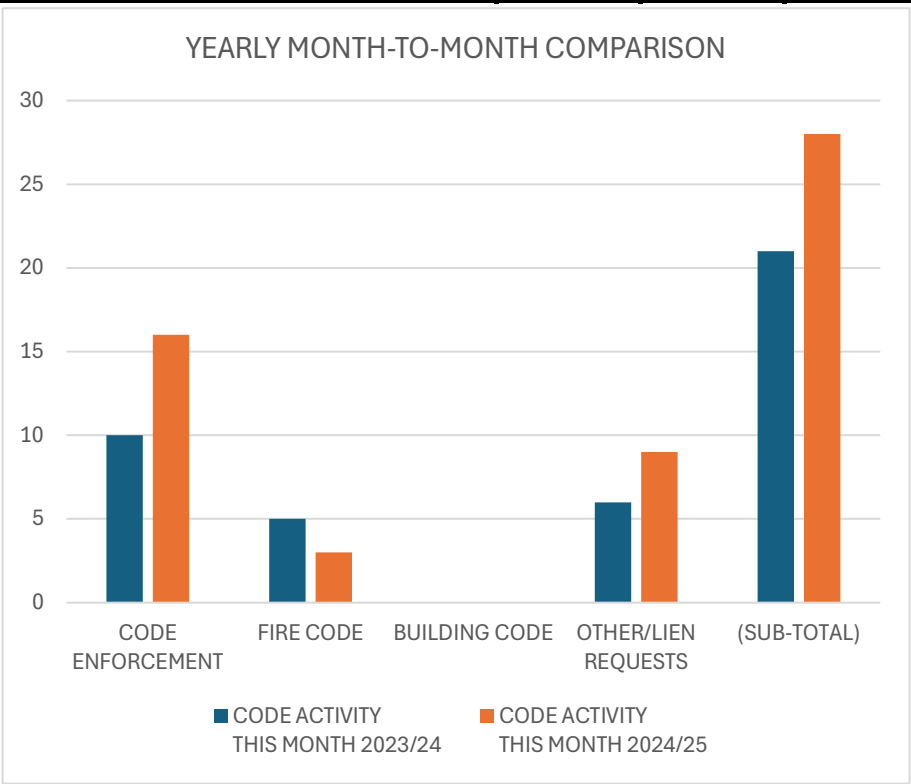
- Between October 16, 2025 – November 10, 2025, eight (8) lien requests were processed.

OTHER

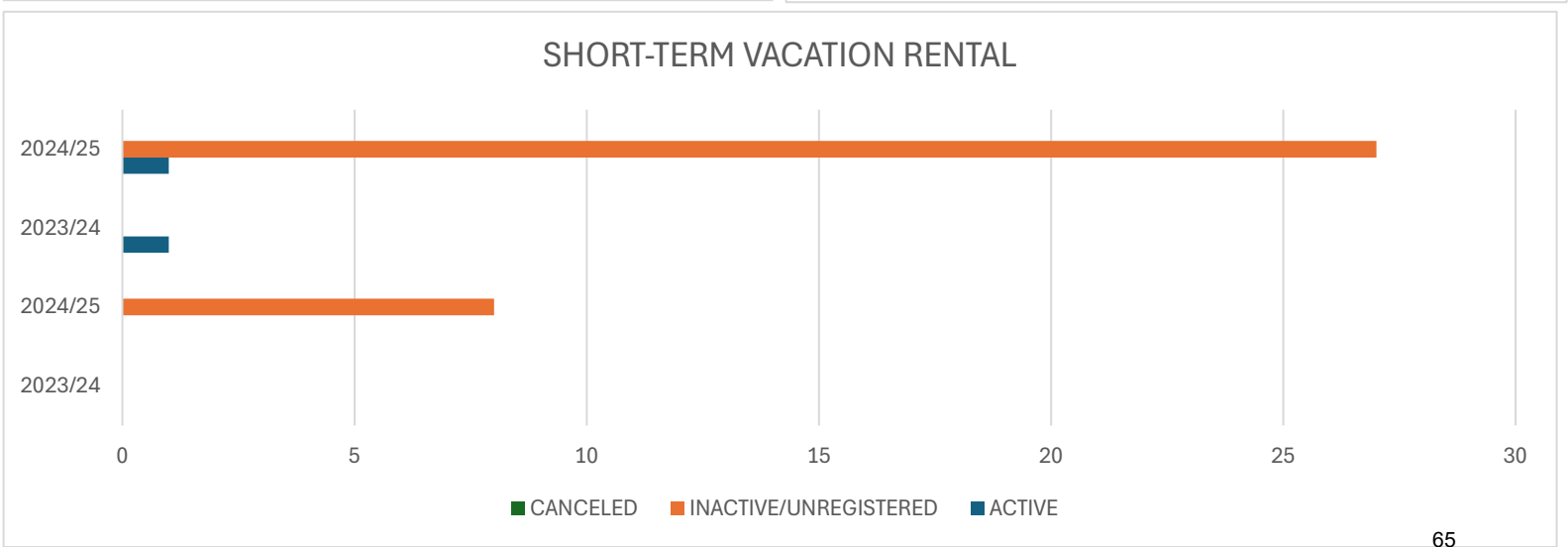
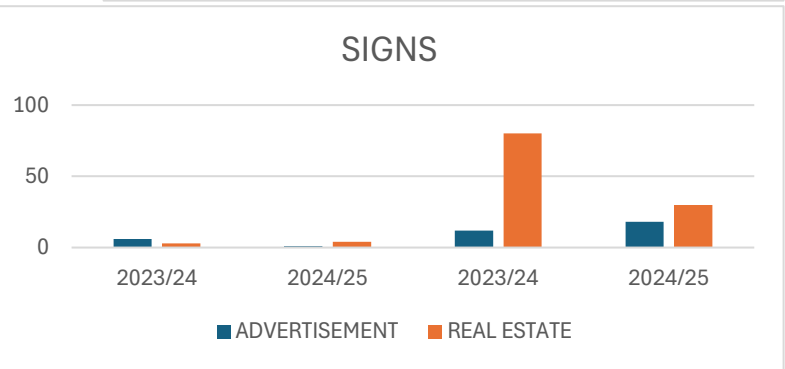
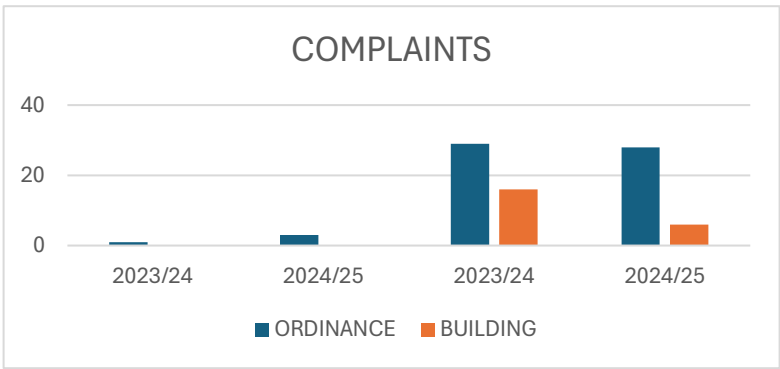
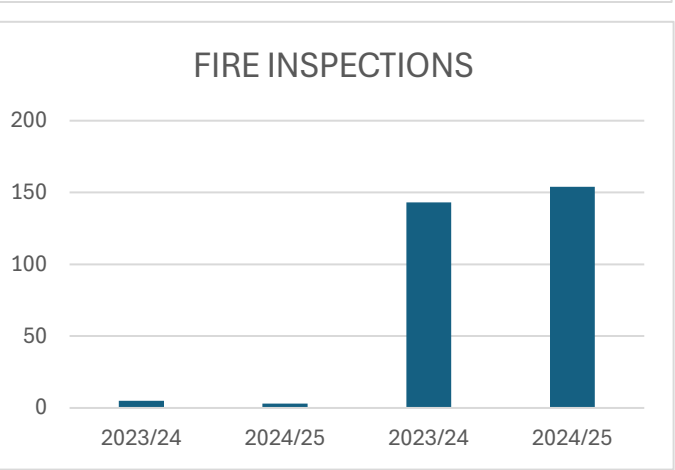
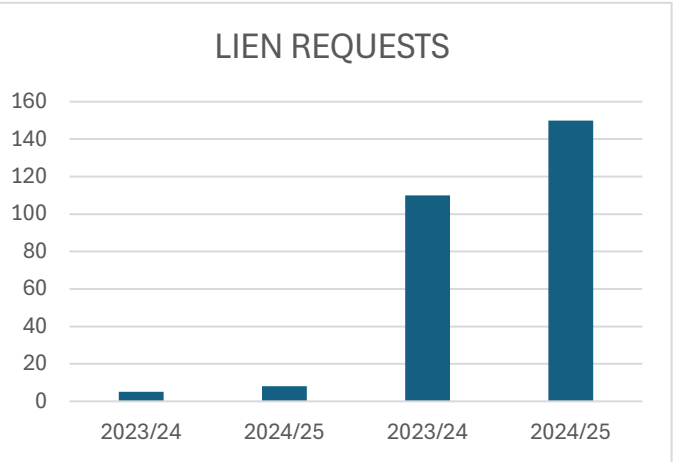
- Reviewed fire plans, building permits and plans for code compliance for renovated, altered, existing and new buildings. After review, on-site inspections were requested and scheduled from the contractors. All inspections were conducted, and re-inspections were scheduled, if needed, when deficiencies were observed. All properties met compliance after re-inspection.

NOVEMBER (2025)

VIOLATIONS AND LIEN REQUESTS	CODE ACTIVITY THIS MONTH		CODE ACTIVITY FS/YR TO DATE	
	2023/24	2024/25	2023/24	2024/25
CODE ENFORCEMENT	10	16	122	105
FIRE CODE	5	3	143	154
BUILDING CODE			16	5
OTHER/LIEN REQUESTS	6	9	124	185
(SUB-TOTAL)	21	28	405	449



BREAKDOWN	ACTIVITY BY MONTH		ACTIVITY BY FISCAL YEAR	
COMPLAINTS	2023/24	2024/25	2023/24	2024/25
ORDINANCE	1	3	29	28
BUILDING			16	6
SIGNS	2023/24	2024/25	2023/24	2024/25
ADVERTISEMENT	6	1	12	18
REAL ESTATE	3	4	80	30
STVR	2023/24	2024/25	2023/24	2024/25
ACTIVE			1	1
INACTIVE/UNREGISTERED		8		27
CANCELED				
LIEN REQUESTS	2023/24	2024/25	2023/24	2024/25
REQUESTS	5	8	110	150
FIRE INSPECTIONS	2023/24	2024/25	2023/24	2024/25
FIRE INSPECTIONS	5	3	143	154
OTHER	2023/24	2024/25	2023/24	2024/25
	1	1	14	35
TOTAL	21	28	405	449



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TOWN MANAGER
JAMES HARPRING, JD

TOWN CLERK
JANICE RUTAN

TOWN ATTORNEY
PETER J. SWEENEY, JR.

Public Works and Facilities STATUS REPORT 11/12/2025

NPDES MS4

- Completed inspections post rain events on October 6th, 8th, 10th, 16th, 27th and November 7th and stormwater pollution prevention plan reports for compliance with NPDES M4 permit requirements.
- Documented swales at Old Winter Beach Road retained water after substantial rain event on 10/8/25.

CEMETERY

- Onsite cemetery visit to locate and mark grave marker for burial service on November 8th.
- Hedge and mulch project at JI Cemetery: developed scope of service (*remove existing hedge, level ground, installation of 200 seven-gallon Clusia, deliver and install 65-bags of mulch, and irrigation adjustment as necessary*), coordinated with vendors for onsite review of project, completed review of quotes, references from lowest bidder received and currently under review. Project award pending.

BEACH, SR A1A AND ROADS

- Located damage to sidewalk at Old Winter Beach Road. Established scope of service for repairs. Coordinated with vendors for onsite project review. Quotes received and under review. Project award pending.
- Resod project at Town Hall Courtyard: coordinated with vendors for onsite review of project, met with several landscaping companies to discuss scope of services and review project, initial quotes received from two companies, project award pending receipt of additional quotes.
- Communicated with FPL for follow up for light repair at Reef Lane.
- Fred Tuerk Drive overgrowth project: vendor selected; project start date scheduled for November 13th.
- Identified water issue at Village Shop: coordinated with COVB to inspect issue and determine course of action; repairs completed.

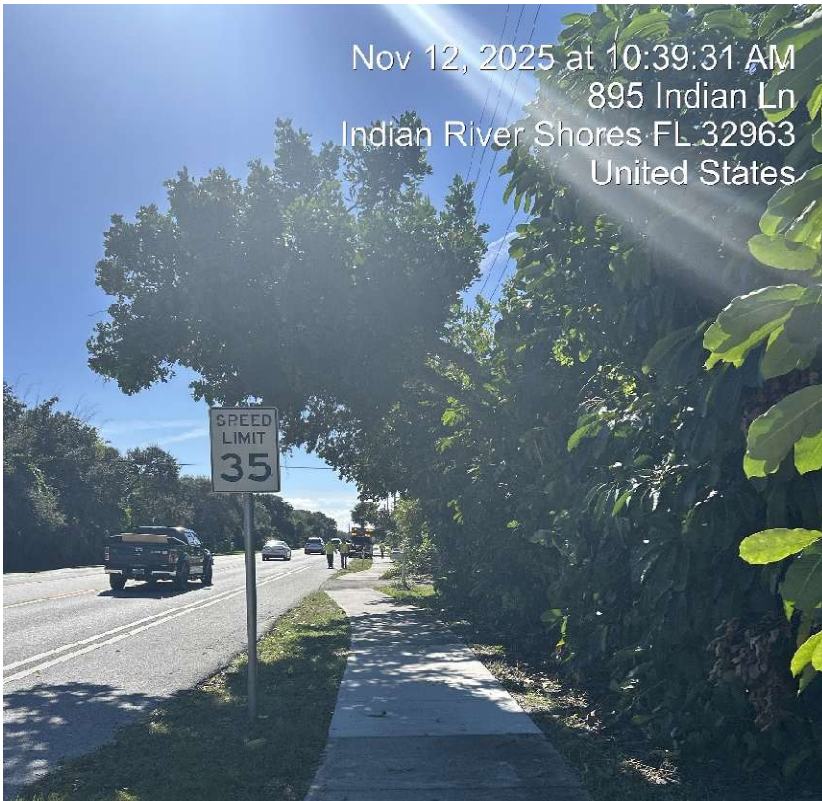
TOWN HALL AND PSD

- Coordinated with vendors for two quotes either to repair or reroof of Building Department/Finance Building roof. Company responsible for roof install in 2019 to complete repairs under terms of warranty. Roof repairs being scheduled.

October 8th



Nov 12, 2025 at 10:39:31 AM
895 Indian Ln
Indian River Shores FL 32963
United States



Before trimming

Nov 12, 2025 at 10:40:14 AM
5301 N Highway A1A
Indian River Shores FL 32963
United States



After trimming

Sidewalk repair at Old Winter Beach Road





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(772) 231-1771

Memorandum

TO: Jim Harpring, Town Manager

FROM: Heather Christmas, Town Treasurer

DATE: November 5, 2025

SUBJECT: October 2025 Budget Analysis

The October 2025 budget analysis was prepared using financial data available as of November 5, 2025. To date, no amendments have been adopted to the FY 2025–2026 budget; however, the first budget amendment will be presented at the November Town Council meeting for consideration.

As this is the first review of the current fiscal year's activity, forecasted amounts generally align with the adopted budget, except as noted in the following adjustments included in the proposed amendment:

1. Postal Center - An increase of \$28,000 reflects changes in employee benefit elections for this department.
2. Public Works – A reduction of \$25,000 results from benefit enrollment changes. In addition, \$50,000 has been carried forward for prior-year projects not completed before year-end, including the dune crossover access gate and lighting improvements.
3. Public Safety – \$25,000 has been allocated for equipment ordered but not received before fiscal year-end, including AEDs, bunker gear, and other fire-related items.
4. Information Technology – \$63,230 has been reappropriated for projects not completed during the prior year, including the server room renovation and workflow/records management software. An additional \$29,150 has been included for the new Town website approved by Town Council on September 23, 2025.

5. Planning Board / Code Enforcement – \$5,000 has been appropriated for software to assist in identifying and monitoring short-term rental properties within the Town.
6. Engineering – \$53,030 has been carried forward to continue ongoing work on the Comprehensive Plan update, Stormwater Atlas, BMAP, and NPDES/MS4 compliance activities.
7. Capital Revenues – The Town anticipates receiving approximately \$416,000 in insurance proceeds related to the ambulance electrical fire and associated equipment replacement.
8. Capital Expenditures - Forecasted capital activity exceeds the current budget due to several carryforward and new project requirements. These include \$25,000 for cemetery landscaping improvements, \$840,000 for continuation of the Pebble Lane and Beachcomber Lane reconstruction projects, and \$155,000 for the Public Safety Building renovation. An additional \$200,000 is projected for the Town Council HVAC and cupola replacement, along with the Town Hall roof replacement, to be funded through infrastructure replacement reserves. The forecast also includes \$416,000 for the purchase of a replacement ambulance and related equipment, fully offset by anticipated insurance proceeds.

TOWN OF INDIAN RIVER SHORES
2026 BUDGET ANALYSIS
AS OF OCTOBER 2025

5%

<i>FUND/Department</i>	<i>As of 10/31/2025</i>	<i>Prorated Budget</i>	<i>Difference to Prorated Budget</i>	<i>Amended 2025 Budget</i>	<i>Forecasted Actual</i>	<i>Difference to 2025 Budget</i>	<i>Notes</i>	<i>% of Budget Utilized*</i>
GENERAL FUND								
Operating revenues	\$ 56,375	56,375	\$ -	\$ 8,659,238	\$ 8,659,238	\$ -		1%
Town Council	2,898	2,898	-	92,274	92,274	-		3%
Town Manager	20,167	20,167	-	354,368	354,368	-		6%
Finance Department	14,658	14,658	-	385,897	385,897	-		4%
Town Clerk	9,752	9,752	-	176,888	176,888	-		6%
Postal Center				-				
Operating	8,934	6,844	(2,090)	91,711	119,711	(28,000)	1	10%
Cost of Stamps sold	7,200	7,200	-	170,300	170,300	-		4%
Public Works	23,010	21,745	(1,265)	429,841	454,841	(25,000)	2	5%
Public Safety	342,587	340,977	(1,610)	5,295,408	5,320,408	(25,000)	3	6%
General Administration	83,471	83,471	-	384,736	384,736	-		22%
Information Tech	33,767	23,591	(10,176)	214,161	306,541	(92,380)	4	16%
Town Attorney	-	-	-	255,000	255,000	-		0%
Code Enforc/PZB Board	8,328	8,008	(320)	124,979	129,979	(5,000)	5	7%
Town Engineer	-	-	-	70,000	123,030	(53,030)	6	0%
Waterway Transportation	-	-	-	40,000	40,000	-		0%
Cemetery	42	42	-	17,449	17,449	-		0%
Community Center	166	166	-	31,337	31,337	-		1%
Total Expenditures	554,980	539,519	(15,461)	8,134,349	8,362,759	(228,410)		7%
Operating Surplus	\$ (498,605)	\$ (483,144)	\$ (15,461)	\$ 524,889	\$ 296,479	\$ (228,410)		
Capital Activity								
Capital source revenues	\$ -	\$ -	\$ -	\$ 830,000	\$ 1,246,000	\$ 416,000	7	0%
Capital Expenditures	-	-	-	1,037,300	2,673,300	(1,636,000)	8	0%
	\$ -	\$ -	\$ -	\$ (207,300)	\$ (1,427,300)	\$ (1,220,000)		
Estimated Surplus/Contingency				\$ 317,589	\$ (1,130,821)	\$ (1,448,410)		
ROAD AND OFFSITE DRAINAGE								
Total Revenues	\$ 2,049	\$ 2,049	\$ -	\$ 120,076	\$ 120,076	\$ -		2%
Total Expenditures	2,261	2,261	-	69,617	69,617	-		3%
Surplus	\$ (212)	\$ (212)	\$ -	\$ 50,459	\$ 50,459	\$ -		
SOLID WASTE SPECIAL ASSESSMENT FUND								
Total Revenues	\$ 1,077	\$ 1,077	\$ -	\$ 337,329	\$ 337,329	\$ -		0%
Total Expenditures	-	-	-	337,329	337,329	-		0%
Surplus	\$ 1,077	\$ 1,077	\$ -	\$ -	\$ -	\$ -		
PLANNING, ZONING AND BUILDING FUND								
Total Revenues	\$ 90,732	\$ 90,732	\$ -	\$ 930,918	\$ 930,918	\$ -		10%
Building Department	45,163	45,163	-	863,478	863,478	-		5%
Capital Expenditures	-	-	-	15,000	15,000	-		0%
General Administration	3,699	3,699	-	77,398	77,398	-		5%
Total Expenditures	48,862	48,862	-	955,876	955,876	-		5%
Surplus	\$ 41,870	\$ 41,870	\$ -	\$ (24,958)	\$ (24,958)	\$ -		

**TOWN OF INDIAN RIVER SHORES
FINANCIAL CASH REPORT
FOR OCTOBER 2025**

CASH AND INVESTMENTS ON DEPOSIT:

Beginning Balance	\$ 8,641,995
ADD: Receipts	389,815
LESS: Disbursements	(812,770)
TOTAL ON DEPOSIT	<u>\$ 8,219,040</u>

ACCOUNTS DETAILED:

SouthState Bank (0.08% interest rate)**	\$ 463,656
State & Local Government Investment Pool: Florida Prime (4.29% interest rate)	7,755,384

TOTAL ALL ACCOUNTS

\$ 8,219,040

FUND BREAKOUT*

General Fund	\$ 7,292,775
Road & Bridge Fund	50,954
Bike Path & Pedestrian Way	29,463
Planning Zoning & Building Fund	844,752
Solid Waste Special Assessment Fund	1,077
Law Enforcement Forfeiture Fund	19

TOTAL ALL FUNDS

\$ 8,219,040

**all Bank Deposits are held in 100%
Guaranteed Florida Qualified Public Depositories

Estimated Balance based on
information available as of 11/05/2025

TOWN OF INDIAN RIVER SHORES
PUBLIC SAFETY REMODEL
AS OF 10/31/2025

	ORIGINAL ESTIMATES	CHANGE ORDERS*	CURRENT ESTIMATES	PAID TO DATE**	REMAINING TO COMPLETION
ENGINEER	\$ 54,000	\$ 72,930	\$ 126,930	125,730	1,200
CONSTRUCTION	1,088,882	217,656	1,306,538	1,271,271	35,267
ACCESS CONTROL	152,843	7,300	160,143	160,143	-
CONTINGENCY	300,000	(224,956)	75,044	-	75,044
TOTAL COST	<u>\$ 1,595,725</u>	<u>\$ 72,930</u>	<u>\$ 1,668,655</u>	<u>\$ 1,557,144</u>	<u>\$ 111,511</u>

Change orders					
	# of Council Approved	\$ of Council Approved	# of Town Manager Approved	\$ of Town Manager Approved	% of Town Manager
Engineer	1	64,680	1	8,250	7%
Construction	2	165,086	2	52,570	4%
Access Control	-	-	1	7,300	5%
The Town Manager is authorized to approve change orders to contracts executed under the Town Manager's authority and the total value of the contract does not exceed 15 percent.					
Changes in excess of 15 percent of the total contract price or any change in excess of \$35,000 must have the prior approval of the Town Council.					

Key Vendors:

Engineer	Kimley Horn and Associates, Inc.
Construction	De La Hoz Builders, Inc.
Access Control	Indian River Camera and Access

** Amounts paid-to-date include retainage

Current retainage balance: \$ 127,127

TOWN OF INDIAN RIVER SHORES
PENSION REPORT
FISCAL YEAR 2025
October 2024 - September 2025 Activity

	Total Police & Fire Pension Plan	General Employee Defined Benefit Plan	Other Post- Employment Benefit Plan
Net Position at October 1, 2024	\$ 20,158,050	\$ 1,809,641	\$ 2,642,594
Contributions			
Employer*	311,222	36,459	-
Employee*	141,528	1,044	-
State	438,623	-	-
Total contributions	891,373	37,503	-
Distributions	(1,955,137)	(40,965)	(171,508)
Earnings	2,281,720	160,202	241,829
Fees*	(156,245)	(9,894)	(3,157)
Net Position September 30, 2025*	\$ 21,219,761	\$ 1,956,487	\$ 2,709,759

* Includes estimates for accrued contributions and expenses as of 09/30/2025.

Current Performance %	11.88%	8.51%	9.04%
Investment return for the FY 2024	22.19%	20.96%	21.77%
Investment return for the FY 2023	10.19%	9.32%	10.20%
Investment return for the FY 2022	-13.10%	-13.80%	-14.46%
Investment return for the FY 2021	16.41%	22.20%	19.86%
Investment return for the FY 2020	3.68%	6.82%	7.01%
Investment return for the FY 2019	5.99%	5.60%	4.94%
Investment return for the FY 2018	8.84%	8.99%	8.38%
Investment return for the FY 2017	9.46%	15.78%	13.70%
Investment return for the FY 2016	12.18%	8.58%	11.32%
Investment return for the FY 2015	-2.76%	-0.10%	-3.43%
Average performance net of fees	7.72%	8.44%	8.03%

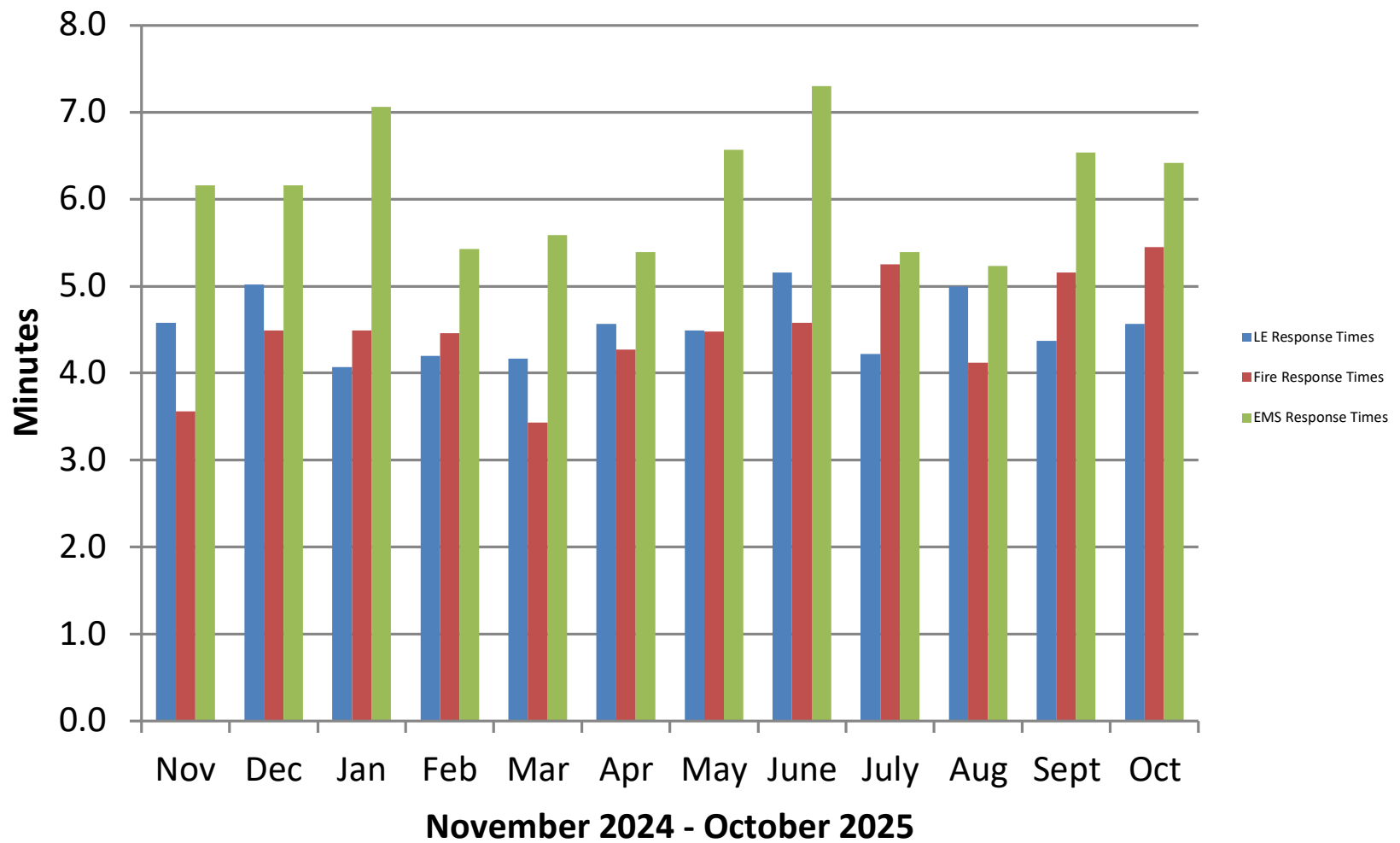
Latest Actuarial Study

Latest Actuarial Study Date	10/1/2024	10/1/2024	10/1/2024
Key Assumptions			
Asset Mix Target	60/30/10	60/30/10	60/30/10
Investment Return Rate %	6.75%	5.90%	6.04%
Funding Status			
Actuarial Value of Assets	20,144,482	1,809,641	2,642,594
Actuarial Accrual Liability	18,454,406	1,451,445	1,612,414
Underfunded/(Surplus) \$	(1,690,076)	(358,196)	(1,030,180)
% Funded	109.16%	124.68%	163.89%
% Funded Prior Actuarial	95.90%	93.68%	137.89%
Contributions			
2025 Required Contribution %	17.79%	0.00%	0.00%
2024 Required Contribution %	17.79%	40.34%	0.00%
2023 Required Contribution %	22.74%	44.75%	0.00%
2022 Required Contribution %	12.57%	24.86%	0.00%
2021 Required Contribution %	12.72%	40.91%	0.00%
2020 Required Contribution %	14.42%	43.05%	0.00%

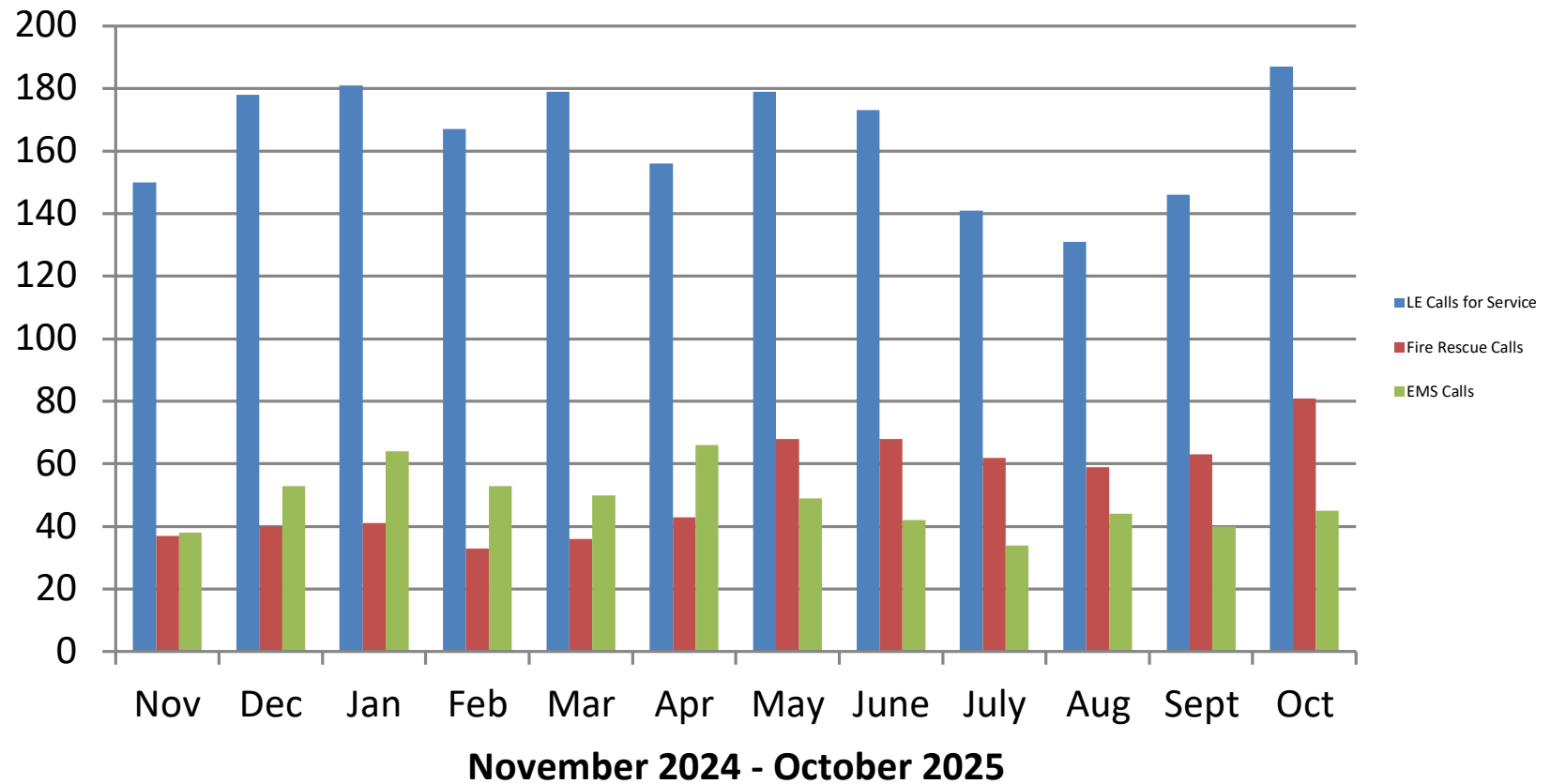
Balances based on information available as of 10/28/2025.

Amounts provided are for analysis purposes only and should not be used to determine the actual plan value.

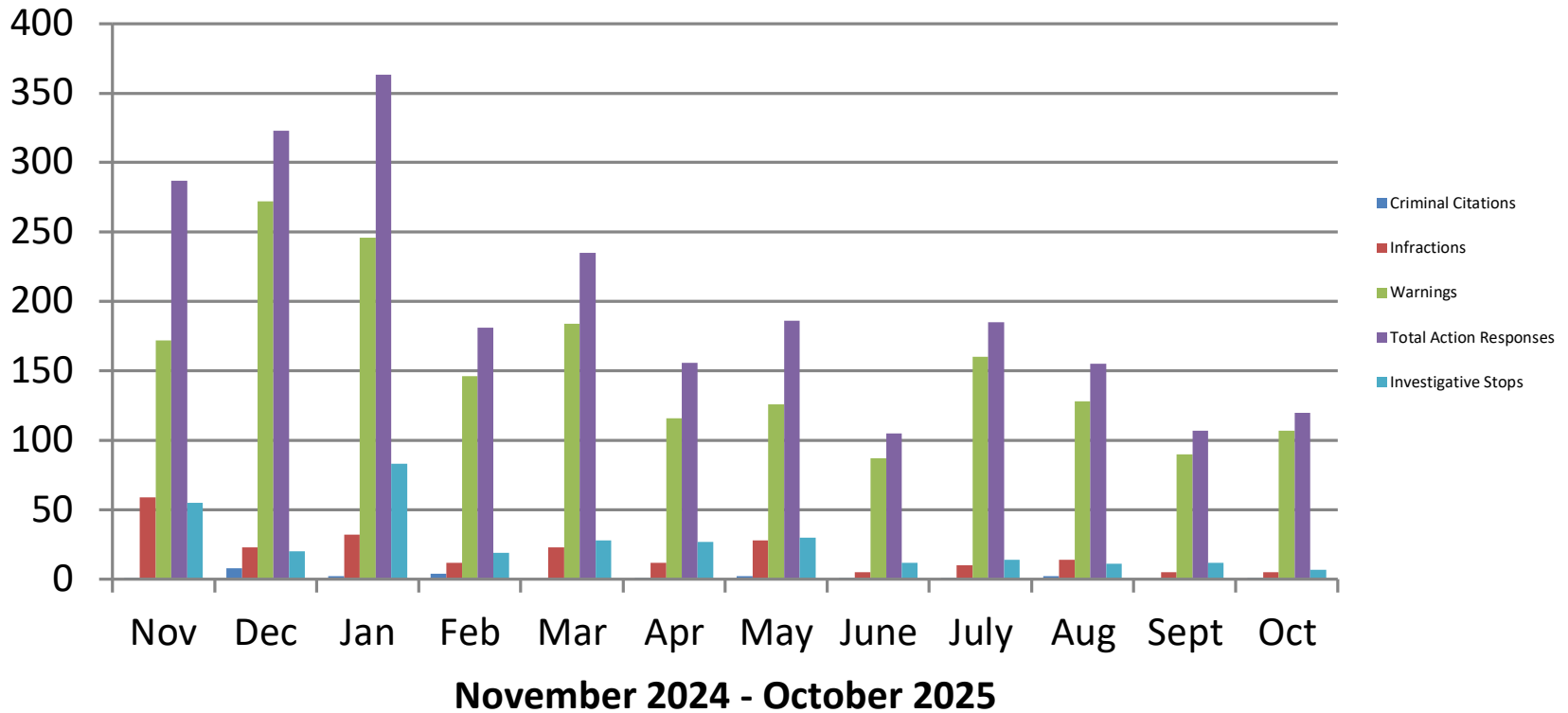
Public Safety Response Times



Public Safety Calls for Service



Law Enforcement Interactions with Public



Sec. 91.05. Prohibited acts.

In order to assure that the public health, safety and welfare of all persons using public or commercial beaches within the Town is maintained, it shall be the duty of all persons operating, maintaining, and using any public or commercial beaches to adhere to the following minimum regulations:

- (1) *Alcoholic beverages.* The drinking, selling or possession of spirituous beverages, including liquor, beer and wine, in any manner of containers shall be prohibited at or on the beaches.
- (2) *Hours.* The park and beach areas shall be closed during the hours between 9:00 p.m. and 6:00 a.m. of the next day. It shall be unlawful for any person or persons to use the park or beach areas during these times.
- (3) Reserved.
- (4) *Surfing.* It shall be unlawful for any person to surf or use surfboards within any park and beach areas, including the waters of the Atlantic Ocean within the park and beach boundaries.

(1978 Code, § 4.02(e), (g)—(i); Ord. No. 96, 9-17-70; Ord. No. 468, § 1, 7-25-2002)

Cross reference(s)—Operation of vehicles on beaches prohibited, § 70.02.

Name	Address
Morgan, Steven and Theresa	935 Beachcomber Lane
Topal, Steven and Verna	925 Beachcomber Lane
Margadonna, Mark and Mary Lou	926 Beachcomber Lane
Jones, Michael and Johanna	916 Beachcomber Lane
Rathke, Joan	936 Beachcomber Lane
Aben, Cornelius (Jerry)	945 Beachcomber Lane
Grant, Susan Lynn	945 Beachcomber Lane
Hagerty, Brian	946 Beachcomber
Arnold, Louise	955 Beachcomber Lane
Sommers, Clare	956 Beachcomber Lane
Terry, Charlotte	965 Beachcomber Lane
Dixon, Daniel and Eleanor	966 Beachcomber Lane
Naylor, Gordon and Annamarie	975 Beachcomber Lane
Leman, Doug and Gates, Denise	976 Beachcomber Lane
Jaramillo, E. Terry	109 W. Park Shores Cir, Apt. 40W
Yeomanson, Francis Peter	214C Park Shores
Yeomanson, Yvonne	214C Park Shores
Monahan, Denis	220 E Park Shores Circle
Nix, Ron and Sue	5601 #211N
Zook, Diane	416 Conn Way, Vero Beach, FL 32963
Popio, John A.	129 Park Shores Cir #129
Heartfield, Betsy	5601 Hwy A1A Robles Del Mar
Brugler, Debbie	107 Park Shores Circle Apt. 21 and 22 W
Silkworth, Denise	104 River Oak Drive
Kaylor, Kay	123 E Park Shores Circle 25E
Paulsen, Charlotte	125 E Park Shores Circle #24E
McCrea, Nancy	131 East Park Shores Circle
Johnson, Phil and Dilys	101 Park Shores Circle Unit 7W
Pierson, Dee	101 W. Park Shores Circle 1W
Pierson, Duane	101 W. Park Shores Circle 1W
Robertson, Elizabeth	271 Island Creek
Roff, Suzanne	200 Sable Oak Lane #301
Hallerman, Helen	404 Sable Oak Drive
McDermott, Michael & Brenda	107 Park Shores Circle W, Unit 28W
Cupp, Olen	222A Park Shores Circle
Scott, Cynthia	222A Park Shores Circle
Colon, Gabriel & Lillian	105 W. Park Shores Circle Apt. 19
Salerno, Joseph	221A Park Shores Circle
Howell, Lynn	213B Park Shores Circle
Blew-Ochoa, Betsy	221C Park Shores Circle
Blew, Marilyn	221C Park Shores Circle
Cleary, Christopher and Elizabeth	105 Park Shores Circle 20W
Warriner, Cheryl	227B Park Shores Circle
Terry, Charlotte	965 Beachcomber Lane
Roberts, Cynthia	129 Park Shores Cir Unit 18E
Dean, Jeffrey	107 Park Shores Circle 23W

Lucy Scheidt

From: Theresa Morgan <theresa@tmorgancpa.com> on behalf of Theresa Morgan
Sent: Tuesday, November 4, 2025 3:43 PM
To: bfoley@irshores.com; jaltieri@irshores.com; scarroll@irshores.com;
bauwaerter@irshores.com; wdane@irshores.com; jharpring@irshores.com
Cc: Janice Rutan
Subject: Petition from Beachcomber residents
Attachments: Beachcomber Resident Petition copy.pdf

Good morning, Town Councilmen & Town Manager.

Thank you for your attention to all of the correspondence received thus far on the matter of the gates at Beachcomber.

I wanted to provide an electronic copy of a different document; a petition from the homeowners on Beachcomber Lane. The original hard copies, signed by all available residents (13 of 15), have been delivered to Town Hall.

This petition offers a more nuanced, first-hand perspective from those who live closest to the access and who will be most directly affected by any changes. It also addresses the matter of the dune crossover more directly.

I am grateful for your thoughtful consideration of the attached document in advance of the upcoming meeting.

Finally, know that I appreciate your dedication to the residents of Indian River Shores. Although I am at that stage in life where my parents need most of my time, I do attend the Council meetings whenever I can. I know better than most how much work you do, how many thankless meetings you must attend, and how much preparation is required.

So please know that I do not take your attention to this matter for granted, and respectfully ask that you grant the request set forth in the petition.

Thank you,

Theresa Morgan
935 Beachcomber Lane

List of Resident signatures:

916 Michael & Johanna Jones
925 Steven Topal
926 Mark & Marilou Margadonna
935 Steven & Theresa Morgan
936 Francis & Joan Rathke
945 C. Gerald Aben & Susan Grant
946 Brian & Donna Hagerty
955 Louise Arnold
956 Wayne & Clare Sommers
965 Charlotte Terry
966 Daniel & Eleanore Dixon
975 Gordon & AnnMarie Naylor
976 Douglas Leman

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

RE: Opposition to Proposed Gate(s) Installation

We, the undersigned homeowners of Beachcomber Lane, wish to collectively express our opposition and deep concern regarding the proposed installation of two gates at the Beachcomber Lane beach access and the restriction of nighttime closures.

Why We Love Living on Beachcomber Lane

- We chose Beachcomber Lane for the **natural beauty** of the beach access.
- We chose Beachcomber Lane because we believed the **Town shared our appreciation for the unspoiled, natural aesthetic** of this area. For years, the Town faithfully preserved the charm and character of the beach access, giving us every reason to believe that stewardship would continue when we made this large investment.
- We chose Beachcomber Lane **knowing it was a public beach access**. We value the sense of community created when residents from nearby neighborhoods—The Estuary, Park Shores, Robles Del Mar, Bermuda Bay, and others—walk with their families to enjoy this beautiful, natural stretch of beach.

We therefore appeal to the Town Council: Please **do not approve or fund the two proposed gates or any infrastructure that would alter the natural character of our neighborhood**. Such changes would diminish the aesthetic appeal of the area, negatively affect property values, and degrade the quality of life we all share.

Comments on the Sand Dune Crossover & Night Closures

Beachcomber Lane residents have firsthand knowledge of the circumstances surrounding use of the beach access:

- The **dune ramp is regularly and legally used by Town and emergency vehicles**, preventing vegetation from taking hold. Occasional pedestrian use of the ramp is not a violation of Town ordinance, as the ordinance merely prohibits walking on dune *vegetation*—of which there is none in this location.
- The **dune ramp is essential for accessibility**. It allows children, dog walkers, and residents who are unsteady on their feet to safely reach the beach when the steep stairway is too difficult to navigate.
- The **proposed nighttime closure from 9 p.m. to 6 a.m.** would restrict peaceful activities long enjoyed by residents for over 68 years—watching night launches, sunrise walks, and moonlit strolls. The gathering and camaraderie at night launch viewing reflects the

unique privilege of living in a place where such extraordinary events can be safely enjoyed.

Our Request

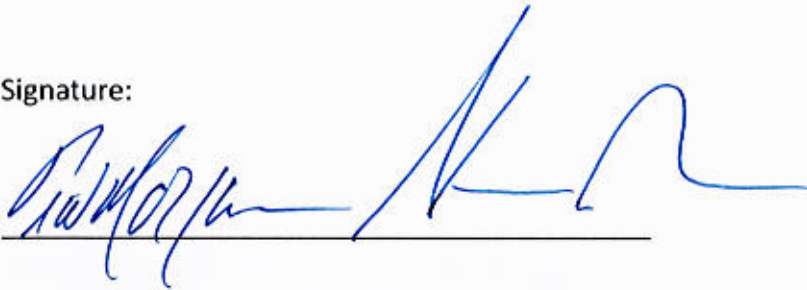
We respectfully urge the Town Council to **abandon the proposed gate installations and nighttime closure**, and to preserve this long-standing, problem-free public access as it has been for decades.

Beachcomber Lane has always represented the best of Indian River Shores: beauty, accessibility, and community spirit. We ask that you keep it that way.

Respectfully,

Homeowner of Beachcomber Lane

Signature:

A handwritten signature in blue ink, appearing to be "D. M. Lopez", written over a horizontal line.

Address:

935 Beachcomber Ln.
IRS

TO: The Town Council & Town Manager of Indian River Shores
FROM: Homeowner of Beachcomber Lane
DATE: November 4, 2025
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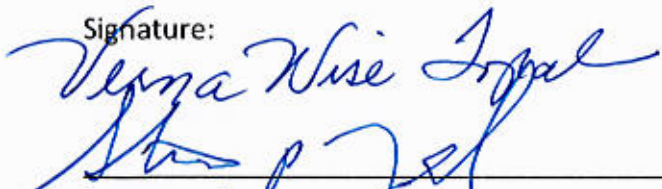
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Respectfully,

Homeowner of Beachcomber Lane

Signature:



STEVE TOPAK

Address:

925 Beachcomber Lane
Vero Beach Florida 32963

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

RE: Opposition to Proposed Gate(s) Installation

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Respectfully,

Homeowner of Beachcomber Lane

Signature:




Address:

926 BEACHCOMBER LN.

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

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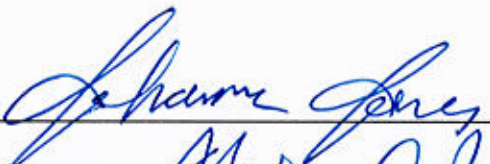
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Respectfully,

Homeowner of Beachcomber Lane

Signature:



Thomas A. Jones

Address:

916 Beachcomber Lane

IRS 32963

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

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Respectfully,

Homeowner of Beachcomber Lane

Signature:

Constance L. O'Brien
Heather R. Frost

Address:

945 Beachcomber Lane
VERO Beach FL 32963

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

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Respectfully,
Homeowner of Beachcomber Lane

Signature:

Joanne Fithke

Address:

936 Beachcomber Lane

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

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unique privilege of living in a place where such extraordinary events can be safely enjoyed.

Our Request

We respectfully urge the Town Council to **abandon the proposed gate installations and nighttime closure**, and to preserve this long-standing, problem-free public access as it has been for decades.

Beachcomber Lane has always represented the best of Indian River Shores: beauty, accessibility, and community spirit. We ask that you keep it that way.

Respectfully,

Homeowner of Beachcomber Lane

Signature:



Address:

946 Beachcomber Lane
Vero Beach, FL 32963

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

RE: Opposition to Proposed Gate(s) Installation

We, the undersigned homeowners of Beachcomber Lane, wish to collectively express our opposition and deep concern regarding the proposed installation of two gates at the Beachcomber Lane beach access and the restriction of nighttime closures.

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We therefore appeal to the Town Council: **Please do not approve or fund the two proposed gates or any infrastructure that would alter the natural character of our neighborhood.** Such changes would diminish the aesthetic appeal of the area, negatively affect property values, and degrade the quality of life we all share.

Comments on the Sand Dune Crossover & Night Closures

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Respectfully,

Homeowner of Beachcomber Lane

Signature:



Address:

955 Beachcomber Lane

IRS

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

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Respectfully,

Homeowner of Beachcomber Lane

Signature:

Charlotte N. Terry

Address:

*965 Beachcomber Ln.
Ven Beach, FL
Indian River Shores*

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

RE: Opposition to Proposed Gate(s) Installation

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Respectfully,

Homeowner of Beachcomber Lane

Signature:

Clare Sommer

Address:

956 Beachcomber Lane
Vero Beach FL 32963

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

RE: Opposition to Proposed Gate(s) Installation

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Respectfully,

Homeowner of Beachcomber Lane

Signature:



Address:

966 Beachcomber Ln
VRB, F1 32963

**Gordon and Annmarie Naylor
975 Beachcomber Lane
Indian River Shores, FL 32963**

November 1, 2025

**TO: Indian River Shores Town Council & Mayor
RE: Gate Installation at Beachcomber Public Beach Access**

We are writing to express our extreme disagreement with the Town's intent to install gates at the public beach access on Beachcomber Lane.

As we understand it, the Beachcomber beach access has been open to the public for 7 decades. During the 5 years that we have lived on Beachcomber Lane, we have observed that the access point is used respectfully by residents of many surrounding neighborhoods.

We live right beside the access point. Incidences of unlawful activity are exceedingly rare. When people chum for fish or let their dogs run wild, we remind them of the "rules." People comply and apologize. We have never had a problem. Frankly, the biggest disruption to the public's enjoyment of THEIR beach is the regular "authorized" use of ATV jockeys to "survey" the beach. I know several of these guys personally. These patrols are nothing but an opportunity for a few connected individuals to get out of the house and go for a ride – at the taxpayers' expense.

Even the most tasteful of gates will negatively impact the aesthetics of the street – and our property value.

For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue and preservation of property values—we urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Yours truly,

Gordon and Annmarie Naylor

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

RE: Opposition to Proposed Gate(s) Installation

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We therefore appeal to the Town Council: **Please do not approve or fund the two proposed gates or any infrastructure that would alter the natural character of our neighborhood.** Such changes would diminish the aesthetic appeal of the area, negatively affect property values, and degrade the quality of life we all share.

Comments on the Sand Dune Crossover & Night Closures

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Our Request

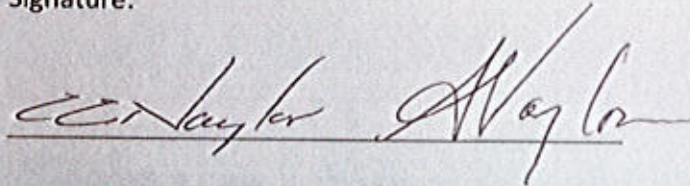
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Respectfully,

Homeowner of Beachcomber Lane

Signature:

A handwritten signature in cursive script, appearing to read "C. Taylor Maylor", written over a horizontal line.

Address:

975 Beachcomber Ln.
Indian River Shores, FL 32963

TO: The Town Council & Town Manager of Indian River Shores

FROM: Homeowner of Beachcomber Lane

DATE: November 4, 2025

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Respectfully,

Homeowner of Beachcomber Lane

Signature:



Address:

974 Beachcomber Ln

From: E.Terry Jaramillo <etjaram444@aol.com> on behalf of E.Terry Jaramillo
Sent: Friday, November 7, 2025 12:19 PM
To: Bill and Peggy Ames; Chris Arkison; Steve Bernier; Gabriel & Lily B. Colon; Jo and Lee Darrow; Dean_107_23W; Dominique Dekindt; Ruth Fleigh; Charles and Rita Gardner; Dick & Patsy Howe; Susan Jaramillo; Jack Kemp; Stephen Leonard; P. Lyons; Joe Morris; Pam Morris Pam Morris; CPA Jim Rogers; RogersB_109_38W; Sage1_107_25W; William & Patricia Schmeling; Samuel Taylor; Bonnie Taylor; John & Monica Watt; Elizabeth Read Pusser; Meggan Watterson
Cc: Ischeidt@irshores.com; Jorge Rodriguez; Charlotte Terry; Laurie Tyler; loris@elliottmerrill.com
Subject: Opposition to Gate Installation at Beachcomber Public Beach Access - Please Forward This to Other Interested Parties
Attachments: IRS Beach Access Gate Petition.pdf

To Whom it may Concern:

Unit Owners, Home Owners, HOA Board Members, Neighbors, and others Affected by the Proposed Gate Installation at Beachcomber Lane Public Beach Access by the Indian River Shores ("IRS") Without Providing for Public Comment or Proper Notice

I became aware of this proposal from my wife, Susan, who received the attached Specimen Protest/Petition Letter to the IRS Town Council and Town Manager from a resident on Beachcomber Lane, which they asked all interested parties to sign and send to the Township prior to the November 20th Council meeting. I will be delivering ours in person.

To me, I believe that such an action will cause a basic diminution of real estate values to the above-captioned parties. Upon information and belief, I further assert that it may contravene a number of laws, not the least of which is the ADA's Title II, covering "public entities" (state and local governments) and requires that their programs, services, and activities be accessible to individuals with disabilities. In our 13+ years as residents of IRS, we have seen countless wheelchairs and walkers at the top of the ramp, where disabled persons can enjoy the scenery, breathe the fresh ocean breeze, and watch rocket launches from the Cape. To have any impediment to that is, in my opinion, not just wrong, but egregious in nature.

Further, under Florida Statutes Chapter 161, the public has a right of "access" to sandy beaches: "Access" or "public access" ... means the public's right to laterally traverse the sandy beaches of this state ... where such access exists ... by prescription, prescriptive easement, or any other legal means. And: "...development or construction shall not interfere with such right of public access unless a comparable alternative accessway is provided." So, the statute recognizes existing public access rights and forbids interference unless a comparable alternative is provided.

Indian River County's land-development regulations state: "All new public beach access areas shall include at minimum one dune crossover structure specifically designed and located for handicap access." That codifies an accessibility obligation at County-provided access points. This underscores that accessways are to be preserved as access facilities (not casually blocked). County code and guidance restrict placing obstructions in rights-of-way or easements without proper authorization, which supports removal of private barriers at public ends of roads.

Therefore, I would ask that you review the attachment, make your own informed decision(s), which will, hopefully, result in your joining me in my position on the matter.

Kindest regards to all,

E. Terry Jaramillo – 109 W. Park Shores Cir, Apt. 40W

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

I/We are writing to express our concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane.

As you know, the Beachcomber beach access has been open to the public for more than 68 years—dating back to at least 1957. It is used by residents of surrounding neighborhoods, including The Estuary, Park Shores, Robles Del Mar, Bermuda Bay, and others. It has provided safe, convenient, and responsible access to the ocean for generations of residents and visitors.

Restricting this access would eliminate entirely peaceful and well-established uses: sunrise walks, moonlit strolls, and viewing of nighttime rocket launches. At least one wheelchair-bound resident regularly depends on this access for evening ocean viewing. Closing the walkway at night would deny her and others the opportunities they have long enjoyed—and believed would be always be available—when they invested in Indian River Shores. In more than six decades, there has been no meaningful history of nuisance, damage, or safety issues that would justify limiting access now.

Rare incidences of unlawful activity could be easily addressed via ordinance change and/or law enforcement. Installing a permanent barrier penalizes all residents for the behavior of a few individuals. The use of restrictive infrastructure in place of sensible enforcement feels both punitive and arbitrary, particularly given the absence of any long-term problems.

Moreover, restricting access could unintentionally drive residents to use private neighborhood paths to reach the beach, creating potential friction and additional law enforcement burden.

A gate would also introduce a negative aesthetic at the beach access, potentially reducing property values for residents—all of whom purchased or built their homes with the clear understanding that this public walkway has always been freely accessible. That 68-year precedent has helped define both the character and value of the neighborhood.

For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue, and potential for unintended enforcement consequences—we respectfully urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature] 
[Print] FRANCIS PETER Y. ROMAN

[Address] 214C Park Shores Circle
Apt. C, Vero Beach, FL 32963
Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

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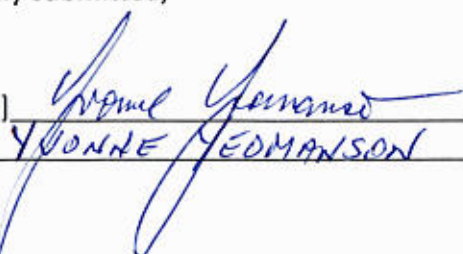
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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature]

[Print]


YVONNE EDMANSON

[Address]

214 PARK SHORES CIR APT C
VERO BEACH, FL 32963
Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

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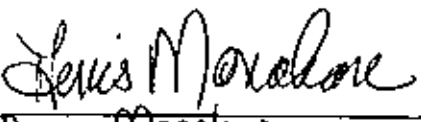
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Respectfully submitted,

[Signature] 
[Print] Denis Monahan

[Address] 220 E Park Shores Circle
Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

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Respectfully submitted,

[Signature] Ron + Sue Nix
[Print] Ronald + Sue Nix

[Address] 5601 #211N, Hwy A1A
Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: **Opposition to Gate Installation at Beachcomber Public Beach Access**

I am writing to express my concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane. Although not a resident of Indian River Shores, I utilize this beach access frequently when visiting IRS friends to view nighttime launches and sky views (moon and stars).

As you know, the Beachcomber beach access has been open to the public for more than 68 years—dating back to at least 1957. It is used by residents of surrounding neighborhoods, including The Estuary, Park Shores, Robles Del Mar, Bermuda Bay, and others. It has provided safe, convenient, and responsible access to the *ocean for generations of residents and visitors.*

Restricting this access would eliminate entirely peaceful and well-established uses: sunrise walks, moonlit strolls, and viewing of nighttime rocket launches. At least one wheelchair-bound resident regularly depends on this access for evening ocean viewing. Closing the walkway at night would deny her and others the opportunities they have long enjoyed—and believed would be always be available—when they invested in Indian River Shores. In more than six decades, there has been no meaningful history of nuisance, damage, or safety issues that would justify limiting access now.

Rare incidences of unlawful activity could be easily addressed via ordinance change and/or law enforcement. Installing a permanent barrier penalizes all local resident for the behavior of a few individuals. The use of restrictive infrastructure in place of sensible enforcement feels both punitive and arbitrary, particularly given the absence of any long-term problems.

Moreover, restricting access could unintentionally drive residents to use private neighborhood paths to reach the beach, creating potential friction and additional law enforcement burden.

A gate would also introduce a negative aesthetic at the beach access, potentially reducing property values for residents—all of whom purchased or built their homes with the clear understanding that this public walkway has always been freely accessible. That 68-year precedent has helped define both the character and value of the neighborhood.

For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue, and potential for unintended enforcement consequences—we respectfully urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature] 
Diane Zook

[Address] 416 Conn Way
Vero Beach, FL 32963

TO: Indian River Shores Town Council (copy all Council members) & Town Manager

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,


[Signature] JOHN A. POPIO
[Printed Name] JULIA POPIO

129 PARK SHORES CIR.
#129

[Address] INDIAN RIVER SHORES
32963

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature] Betsy Healy
[Print] Betsy Healy

[Address] 5601 HWY A1A Robles Del Mar
Indian River Shores, FL 32963

Janice Rutan

From: Janice Rutan <jrutan@irshores.com> on behalf of Janice Rutan
Sent: Wednesday, November 5, 2025 4:41 PM
To: Janice Rutan
Subject: FW: Opposition to Gate Installation at Beachcomber Public Beach Access

From: James brugler <jbrugler@rochester.rr.com>
Sent: Saturday, November 1, 2025 3:22 PM
To: bfoley@irshores.com; bauwaarter@irshores.com; jaltieri@irshores.com; scarroll@irshores.com; jharpring@irshores.com
Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

Dear Gentlemen,

The purpose of this email is to express my disapproval of your intent to install gates at the public beach access on Beachcomber Lane. We live in Park Shores for 6 months of the year and my parents (recently deceased) have lived in the same community for 40+ years and the #1 reason we have all loved it, is the easy walk to the unrestricted beach one block away. Although they may be fancier, there are not many developments on the west side of A1A that have such a convenient access and that's why we stay put. We love getting up early to watch the sunrise and going late to witness the bioluminescence amongst other things but it is a common occurrence for us to be there during those hours, whether it be alone, with our grandkids, or meeting up with friends. It is the quintessential coastal environment that we deliberately chose to be a part of.

I find it disturbing that this plan has been quietly in the works for some time and this is the first we have heard about it so can't help but wonder if you had hoped to get it passed in the off-season when snowbirds wouldn't be around or aware to voice any opposition. I can't even fathom your reasoning behind it other than you don't want to respond to a disturbance or a small influential group is pressuring you. Regarding the latter, I think there is a much larger contingency of residents in surrounding neighborhoods that would be adamantly opposed but may not even know about this right now. This 24/7 access to the beach is a way of life for the neighborhood. It's not a revolving door of riffraff...we see many of the same folks regularly at these early and late times in addition to throughout the day. It is a social gathering spot for the locals and over the years, we have met many of our best friends there...night space launches are a great example. If you are viewing this as a crime-ridden area, you are wrong. We have been at this very quiet beach A LOT in the last half century and only witnessed a problem one time when some shark fishermen were pouring chum in the water, but the local policeman (one block away) indiscreetly showed up and professionally put an end to it.

I could go on and on with more reasons why installing a gate is a bad idea but the two major points as mentioned above are the depreciating value it will cause to the surrounding properties and the controlling intrusion it will place on a beloved way of life. Our investment in Park Shores was very methodical and nothing beat the location for the lifestyle we were seeking and I know we are not alone in this sentiment. This public beach access has been freely accessible for years and defined this neighborhood. People strategically purchased homes in this area with the clear understanding that this public walkway would always be freely accessible both day and night. By installing this barrier, you

would deny residents opportunities they thought would always be available and consequently reduce home values in a suddenly less than desirable area. Please do not penalize responsible people like us that have invested so much to live in this specific location.

Thank you for your attention to this matter and with all due respect, I ask you to retain the unrestricted beach access.

Sincerely,
Debbie Brugler
107 Park Shores Cir
Apt 21 & 22W
Vero Beach, FL 32963
585-943-2254
jbrugler@rochester.rr.com

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From: Brian Foley <btfoley12@gmail.com> on behalf of Brian Foley
Sent: Monday, November 3, 2025 5:45 PM
To: Robert Stabe, Town Manager
Subject: Fwd: Gate

----- Forwarded message -----

From: Sue Nix <oswegoart193@gmail.com>
Date: Mon, Nov 3, 2025 at 5:00 PM
Subject: Gate
To: Brian Foley <btfoley12@gmail.com>

Not sure if you had heard this but DelMar just voted to dismantle their gate due to the cost of upkeep. Makes no sense to us to erect a gate at the end of Beachcomber and take on that expense. It won't stop intruders. Little does. They will just go right over/around it. Thought you'd want to know.
Sue & Ron Nix - Robles Del Mar.
Sent from my iPhone.

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

I/We are writing to express our concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane.

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Rare incidences of unlawful activity could be easily addressed via ordinance change and/or law enforcement. Installing a permanent barrier penalizes all residents for the behavior of a few individuals. The use of restrictive infrastructure in place of sensible enforcement feels both punitive and arbitrary, particularly given the absence of any long-term problems.

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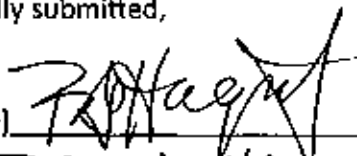
For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue, and potential for unintended enforcement consequences—we respectfully urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature]

[Print]


BRIAN W. LIBERTY

[Address]

946 BEACHCOMBER LN.
Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature] 
[Print] William S. Kravitz

[Address] 104 River Oak Dr.
Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager
(Clerk, Please copy all)

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Public Beach Access**

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

Cornelius G. Aden
[Signature] *Jessica H. Collette*
[Address] *945 Beachcomber Lane*
[Print] *Cornelius G ADEN + Jessica H Collette*
Indian River Shores, FL 32963

TO: Indian River Shores Town Council (copy all Council members) & Town Manager

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Respectfully submitted,

Kay T. Kaylor Kay T. Kaylor 1238 Park Shores Circle 25E
[Signature] [Printed Name] IRS [Address]

TO: Indian River Shores Town Council (copy all Council members) & Town Manager

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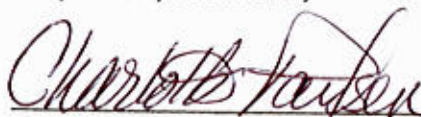
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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,



[Signature]

Charlotte Paulsen 125E Park Shores Cir #2/E (IRS)

[Printed Name]

[Address]

TO: Indian River Shores Town Council & Town Manager
(Clerk, Please copy all)

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Respectfully submitted,

[Signature] Denise Silkworth
[Address] 104 River Oak Dr Vero Beach 32963
[Print] Denise Silkworth Indian
River Shores, FL 32963

RECEIVED

RECEIVED
TOWN OF INDIAN RIVER
JAN 10 2011
OFFICE OF THE TOWN CLERK

TO: Indian River Shores Town Council (copy all Council members) & Town Manager

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

Lulie Arnold 955 Beachcomber Lane
[Signature] [Printed Name] [Address]

Janice Rutan

From: Jim Harpring <jharpring@irshores.com> on behalf of Jim Harpring
Sent: Sunday, November 2, 2025 7:04 AM
To: Janice Rutan
Cc: Lucy Scheidt
Subject: Fwd: Closing beach access after 9PM

For the packet.
Thanks
Sent from my iPhone

Begin forwarded message:

From: CORNELIUS ABEN <jerryaben@aol.com>
Date: November 1, 2025 at 12:51:33 PM EDT
To: Jim Harpring <jharpring@irshores.com>
Subject: Closing beach access after 9PM

Mr. Jim, the proposed closure of the Beach Deck and Beach Access on Beachcomber Lane after 9PM creates a host of other problems and may even be illegal.

This historic 365/24 easement is well established over 50 years.

We figure this proposed closure would stop the Shark Fisherman some of whom stay all night using the beach as a public toilet, and attracting sharks by chumming.

Perhaps a new law that prohibits Shark Fishing could be rammed thru the State Legislature limiting Shark Fishing to stop after 9PM.

Jerry Aben
945 Beachcomber Lane
Sent from my iPhone

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Janice Rutan

From: Jim Harpring <jharpring@irshores.com> on behalf of Jim Harpring
Sent: Monday, November 3, 2025 3:31 PM
To: Janice Rutan
Subject: FW: Opposition to possible gate installation at Beachcomber Lane beach access

Thanks

James Harpring, JD
Town Manager
Town of Indian River Shores
6001 Highway A1A
Indian River Shores, FL 32963
(Office) 772-231-1771



From: NMCCrea <nellen_bville@yahoo.com>
Sent: Monday, November 3, 2025 3:26 PM
To: bfoley@irshores.com; bauwaerter@irshores.com; jaltieri@irshores.com; scarroll@irshores.com; jharpring@irshores.com
Subject: Opposition to possible gate installation at Beachcomber Lane beach access

I am writing to express my concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane.

As a resident of Park Shores, I enjoy access to the beach for regular walks and feel that beach access is a considerable factor in the property value of my home. While the hours of access would not generally restrict my use, I am more concerned about the aesthetics of a proposed gate. I have been proud to show out-of-town guests "my beach" with its unspoiled and calm views. I can't imagine a gate that would not detract from that. In the five years I have lived at Park Shores, I have never felt unsafe because the beach is open to the public, nor am I aware of any incidents that would justify limiting access. If there are significant safety concerns that require restricting beach access, those should be communicated to residents.

I hope you will choose to preserve the character, beauty, and accessibility of our community by retaining unrestricted beach access.

Thank you,
Nancy McCrea
131 E Park Shores Circle
Indian River Shores, FL 32963

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Janice Rutan

From: Jim Harpring <jharpring@irshores.com> on behalf of Jim Harpring
Sent: Monday, November 3, 2025 1:27 PM
To: Janice Rutan
Subject: Fwd: Proposal to install a gate to limit beach access from Beachcomber Lane

Janice:

For the packet.

Thanks.
Sent from my iPhone

Begin forwarded message:

From: Phil and Dilys Johnson <philndil@philndil.net>
Date: November 3, 2025 at 12:31:40 PM EST
To: bfoley@irshores.com, bauwaerter@irshores.com, jaltieri@irshores.com, scarroll@irshores.com, jharpring@irshores.com
Subject: Proposal to install a gate to limit beach access from Beachcomber Lane

We have just been informed of plans to close beach access from Beachcomber Lane from the hours of 9 pm to 6 am. We are writing to you to strongly voice our objection to this proposal. As frequent users of this access point throughout the day, including times after 9 pm to view rocket launches from the small seating area at the top of the steps, and before 6 am in the summertime, we consider this proposal an infringement to our rights of access.

Please refer to the attached letter outlines our position more fully.

As local taxpayers, we urge you to consider our opinions and those of others who will strongly object to such a move.

Regards
Phil and Dilys Johnson
101 Park Shores unit 7W
Indian River Shores
<Beachcomber Lane objection.jpg>

IMPORTANT PRIVACY NOTICE: Florida has very broad public records laws. Under Florida law, the content of email communications, including personal information and email addresses, are considered a public record and will be released to the public or the media in response to a public records request. If you do not want this information released do not send electronic communications via email. Rather, contact the Town in person or by phone.

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

I/We are writing to express our concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane.

As you know, the Beachcomber beach access has been open to the public for more than 68 years—dating back to at least 1957. It is used by residents of surrounding neighborhoods, including The Estuary, Park Shores, Robles Del Mar, Bermuda Bay, and others. It has provided safe, convenient, and responsible access to the ocean for generations of residents and visitors.

Restricting this access would eliminate entirely peaceful and well-established uses: sunrise walks, moonlit strolls, and viewing of nighttime rocket launches. At least one wheelchair-bound resident regularly depends on this access for evening ocean viewing. Closing the walkway at night would deny her and others the opportunities they have long enjoyed—and believed would be always be available—when they invested in Indian River Shores. In more than six decades, there has been no meaningful history of nuisance, damage, or safety issues that would justify limiting access now.

Rare incidences of unlawful activity could be easily addressed via ordinance change and/or law enforcement. Installing a permanent barrier penalizes all residents for the behavior of a few individuals. The use of restrictive infrastructure in place of sensible enforcement feels both punitive and arbitrary, particularly given the absence of any long-term problems.

Moreover, restricting access could unintentionally drive residents to use private neighborhood paths to reach the beach, creating potential friction and additional law enforcement burden.

A gate would also introduce a negative aesthetic at the beach access, potentially reducing property values for residents—all of whom purchased or built their homes with the clear understanding that this public walkway has always been freely accessible. That 68-year precedent has helped define both the character and value of the neighborhood.

For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue, and potential for unintended enforcement consequences—we respectfully urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature] *Duane A. Pierson*
[Print] DUANE A. PIERSON

[Address] 101 W PARK SHORES CIR, 1W
Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue, and potential for unintended enforcement consequences—we respectfully urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature] DEE PIERSON
[Print] DELORES PIERSON

[Address] 101 Park Shores Circle, #1W
Indian River Shores, FL 32963

Elizabeth Robertson

271 Island Creek

JOHN'S ISLAND

Indian River Shores, FL 32963

Oct 31, 2025

Attn: Indian River Shores Town Council, Mayor & Town Manager

Re: Gate Installation at Beachcomber Public Beach Access

I am writing to express my concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane.

The Beachcomber Lane beach access has been open to the public for longer than the 50 years I have been a resident here. It is used by residents of surrounding neighborhoods, including The Estuary, Park Shores, Robles Del Mar, Bermuda Bay, John's Island and others. It has provided safe, convenient, and responsible access to the ocean for generations of residents and visitors. The "vehicular" access is particularly valuable to me, a senior, as I am unable to use the stairs at John's Island. My grandchildren use this public access to cart their surfboards and kayaks to the water so as to avoid navigating the DANGEROUS staircases found on nearby access points.

I am also concerned about our neighborhood's loss of character in the name of "progress". NO ONE wants to look at gates – locked or otherwise. The few small streets in our area East of A1A – particularly Beachcomber Lane – are charming reminders of the past that should be honored and even enhanced, not needlessly restricted.

I urge the Town Council to retain the unrestricted public beach access and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Sincerely,

Elizabeth J. Robertson

10/30/25

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

I/We are writing to express our concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane.

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Restricting this access would eliminate entirely peaceful and well-established uses: sunrise walks, moonlit strolls, and viewing of nighttime rocket launches. At least one wheelchair-bound resident regularly depends on this access for evening ocean viewing. Closing the walkway at night would deny her and others the opportunities they have long enjoyed—and believed would be always be available—when they invested in Indian River Shores. In more than six decades, there has been no meaningful history of nuisance, damage, or safety issues that would justify limiting access now.

Rare incidences of unlawful activity could be easily addressed via ordinance change and/or law enforcement. Installing a permanent barrier penalizes all residents for the behavior of a few individuals. The use of restrictive infrastructure in place of sensible enforcement feels both punitive and arbitrary, particularly given the absence of any long-term problems.

Moreover, restricting access could unintentionally drive residents to use private neighborhood paths to reach the beach, creating potential friction and additional law enforcement burden.

A gate would also introduce a negative aesthetic at the beach access, potentially reducing property values for residents—all of whom purchased or built their homes with the clear understanding that this public walkway has always been freely accessible. That 68-year precedent has helped define both the character and value of the neighborhood.

For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue, and potential for unintended enforcement consequences—we respectfully urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature]

[Print]

[Address]

925 Beachcomber Ln.

Indian River Shores, FL 32963

Steven J. Topal

Verna Wise Topal

TO: Indian River Shores Town Council & Town Manager
(Clerk, Please copy all)

**Subject: Opposition to Gate Installation at Beachcomber
Public Beach Access**

I/We are writing to express our concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane.

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Rare incidences of unlawful activity could be easily addressed via ordinance change and/or law enforcement. Installing a permanent barrier penalizes all residents for the behavior of a few individuals. The use of restrictive infrastructure in place of sensible enforcement feels both punitive and arbitrary, particularly given the absence of any long-term problems.

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For these reasons—historic precedent, community inclusion,

aesthetic impact, lack of any demonstrated safety issue, and potential for unintended enforcement consequences—we respectfully urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature] Clare Sommers

[Address] 956 Beachcomber Lane

[Print] Clare Sommers

Indian

River Shores, FL 32963

October 29, 2025 TO: Indian River Shores Town Council & Town Manager

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

I'm writing to express our concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane.

As you know, the Beachcomber beach access has been open to the public for more than 68 years—dating back to at least 1957. It is used by residents of surrounding neighborhoods, including The Estuary, Park Shores, Robles Del Mar, Bermuda Bay, and others. It has provided safe, convenient, and responsible access to the ocean for generations of residents and visitors.

Restricting this access would eliminate entirely peaceful and well-established uses: sunrise walks, moonlit strolls, and viewing of nighttime rocket launches. At least one wheelchair-bound resident regularly depends on this access for evening ocean viewing. Closing the walkway at night would deny her and others the opportunities they have long enjoyed—and believed would be always be available—when they invested in Indian River Shores. In more than six decades, there has been no meaningful history of nuisance, damage, or safety issues that would justify limiting access now.

Rare incidences of unlawful activity could be easily addressed via ordinance change and/or law enforcement. Installing a permanent barrier penalizes all residents for the behavior of a few individuals. The use of restrictive infrastructure in place of sensible enforcement feels both punitive and arbitrary, particularly given the absence of any long-term problems.

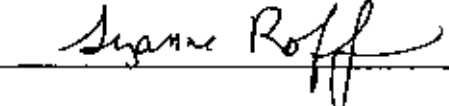
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A gate would also introduce a negative aesthetic at the beach access, potentially reducing property values for residents—all of whom purchased or built their homes with the clear understanding that this public walkway has always been freely accessible. That 68-year precedent has helped define both the character and value of the neighborhood.

For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue, and potential for unintended enforcement consequences—we respectfully urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

 Suzanne Roff

200 Sable Oak Lane #301, Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

I/We are writing to express our concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane.

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Restricting this access would eliminate entirely peaceful and well-established uses: sunrise walks, moonlit strolls, and viewing of nighttime rocket launches. At least one wheelchair-bound resident regularly depends on this access for evening ocean viewing. Closing the walkway at night would deny her and others the opportunities they have long enjoyed—and believed would be always be available—when they invested in Indian River Shores. In more than six decades, there has been no meaningful history of nuisance, damage, or safety issues that would justify limiting access now.

Rare incidences of unlawful activity could be easily addressed via ordinance change and/or law enforcement. Installing a permanent barrier penalizes all residents for the behavior of a few individuals. The use of restrictive infrastructure in place of sensible enforcement feels both punitive and arbitrary, particularly given the absence of any long-term problems.

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For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue, and potential for unintended enforcement consequences—we respectfully urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature]



[Print] Helen Hallermann

[Address]

404 Sable Oak Dr.

Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

Dear Indian River Shores Leadership,

We are writing to express our concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane. This access point has been open to the public for over 68 years, dating back to at least 1957, and is used by residents of surrounding neighborhoods such as The Estuary, Park Shores, Robles Del Mar, Bermuda Bay, and others. It has provided safe, convenient, and responsible access to the ocean for generations of residents and visitors.

Restricting this access would eliminate peaceful and well-established activities such as sunrise walks, moonlit strolls, and viewing nighttime rocket launches. At least one wheelchair-bound resident regularly depends on this access for evening ocean viewing. Closing the walkway at night would deny her and others the opportunities they have enjoyed and believed would always be available when they invested in Indian River Shores.

In more than six decades, there has been no significant history of nuisance, damage, or safety issues that would justify limiting access now. Rare instances of unlawful activity could be easily addressed through ordinance changes and/or law enforcement. Installing a permanent barrier penalizes all residents for the behavior of a few individuals. The use of restrictive infrastructure instead of sensible enforcement feels both punitive and arbitrary, particularly given the absence of any long-term problems.

Moreover, restricting access could unintentionally drive residents to use private neighborhood paths to reach the beach, potentially creating friction and unnecessary law enforcement involvement. A gate would also introduce a negative aesthetic at the beach access, potentially reducing property values for residents who purchased or built their homes with the understanding that this public walkway has always been freely accessible. The 68-year precedent has helped define both the character and value of the neighborhood.

For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue, and potential law enforcement burden—we respectfully urge the Town Council to retain unrestricted public beach access and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane

Respectfully submitted,

Michael McDermott

Brenda McDermott

Michael & Brenda McDermott
107 Park Shores Circle West
Unit 28W
Indian River Shores, FL 32963

TO: Indian River Shores Town Council (copy all Council members) & Town Manager

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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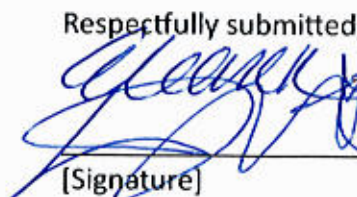
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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,


[Signature]

Eleanor S. Dixon
Daniel J. Dixon
[Printed Name]

966 Beachcomber Lane
[Address] UB, FI

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

I/We are writing to express our concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane.

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature] 
[Print] Olen P. Cupp

[Address] 222A Park Shores Circle
Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature] 
[Print] Cynthia G. Scott

[Address] 222A Park Shores Circle
Indian River Shores, FL 32963

TO: Indian River Shores Town Council (copy all Council members) & Town Manager

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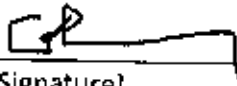
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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,


[Signature]

Gabriel & Lillian Colon
[Printed Name]

105 W Park Shores Cir. Apt. 19W
[Address]

TO: Indian River Shores Town Council (copy all Council members) & Town Manager

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,


[Signature]

JOSEPH SALERNO
[Printed Name]

221A PARK SHORES CIR
[Address]

**Subject: Opposition to Gate Installation Beachcomber
Public Beach Access**

Dear Members of Indian River Shores Town Council & Town
Manager,

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Lane.

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

926 BEACHCOMBER LN. Address:

Mark Margadonna
Mary Lou Margadonna

Janice Rutan

From: Lynn Howell <lynnhowellusa@gmail.com> on behalf of Lynn Howell
Sent: Thursday, October 30, 2025 3:20 PM
To: jharpring@irshores.com; jrutan@irshores.com; info@irshores.com
Subject: Opposition to Gate Installation at Beachcomber Public Beach Access
Attachments: Opposition to Gate Installation at Beach.pdf

To : Indian River Town Council & Town Manager,

Please find the attached signed letter below in opposition to the gate installation at Beachcomber public beach access.

Thank you,

Lynn Howell

TO: Indian River Shores Town Council (copy all Council members) & Town Manager

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

I/We are writing to express our concern regarding the Town's Intent to install gates at the public beach access on Beachcomber Lane.

As you know, the Beachcomber beach access has been open to the public for more than 68 years—dating back to at least 1957. It is used by residents of surrounding neighborhoods, including The Estuary, Park Shores, Robles Del Mar, Bermuda Bay, and others. It has provided safe, convenient, and responsible access to the ocean for generations of residents and visitors.

Restricting this access would eliminate entirely peaceful and well-established uses: sunrise walks, moonlit strolls, and viewing of nighttime rocket launches. At least one wheelchair-bound resident regularly depends on this access for evening ocean viewing. Closing the walkway at night would deny her and others the opportunities they have enjoyed and believed would be always be available to them when they invested in Indian River Shores. In more than six decades, there has been no meaningful history of nuisance, damage, or safety issues that would justify limiting access now.

Rare incidences of unlawful activity could be easily addressed via ordinance change and/or law enforcement. Installing a permanent barrier penalizes all residents for the behavior of a few individuals. The use of restrictive infrastructure in place of sensible enforcement feels both punitive and arbitrary, particularly given the absence of any long-term problems.

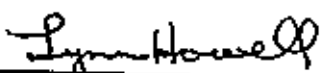
Moreover, restricting access could unintentionally drive residents to use private neighborhood paths to reach the beach, potentially creating friction and unnecessary law enforcement involvement.

A gate would also introduce a negative aesthetic at the beach access, potentially reducing property values for residents—all of whom purchased or built their homes with the clear understanding that this public walkway has always been freely accessible. That 68-year precedent has helped define both the character and value of the neighborhood.

For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue, and potential law enforcement burden—we respectfully urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

	Lynn Howell	213 B Park Shores Circle	Indian River Shores
(Signature)	(Printed Name)	[Address]	

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature]

[Print]

[Address]

Indian River Shores, FL 32963

Joan A. Rathke
936 Beachcomber
Joan A. Rathke

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature]  [Address] 935 Beachcomber Ln.
[Print] Steven Morgan & Theresa Morgan Indian River Shores, FL 32963

Lucy Scheidt

From: Jim Harpring <jharpring@irshores.com> on behalf of Jim Harpring
Sent: Monday, November 10, 2025 10:13 AM
To: Janice Rutan
Cc: Lucy Scheidt
Subject: Fwd: Beachcomber Lane

FYI
Sent from my iPhone

Begin forwarded message:

From: Christopher Cleary <Christopher.Cleary@pultegroup.com>
Date: November 10, 2025 at 9:42:14 AM EST
To: bfoley@irshores.com, bauwaerter@irshores.com, jaltieri@irshores.com, scarroll@irshores.com, jharpring@irshores.com
Cc: Lizzie Cleary <lizzie.lovern@gmail.com>, Chris Cleary <cdaviscleary@gmail.com>, gabriel.colon00@gmail.com
Subject: Beachcomber Lane

Dear Town Officials,

Please see the attached signed letter regarding the beach access on Beachcomber Lane. Thank you!

Christopher Cleary – Director of Land Acquisition
Central Florida Division
Direct 407-661-1552 : : Cell 407-844-7278
4901 Vineland Road, Suite 460, Orlando, FL 32811
<image001.jpg>

CONFIDENTIALITY NOTICE: This email may contain confidential and privileged material for the sole use of the intended recipient(s). Any review, use, distribution or disclosure by others is strictly prohibited. If you have received this communication in error, please notify the sender immediately by email and delete the message and any file attachments from your computer. Thank you.

<Beachcomber Beach Access Petition Cleary 11 10 25.pdf>

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TO: Indian River Shores Town Council (copy all Council members) & Town Manager

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

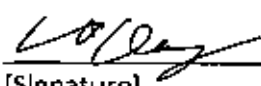
Respectfully submitted,

Elizabeth Cleary

Christopher Cleary

105 Park Shores Circle
Unit 20W

Indian River Shores, FL 32963


[Signature]

[Printed Name]

[Address]

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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Respectfully submitted,

[Signature] 
[Print] T. T. O'Brien

[Address] 2210 Park Shores Circle
Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature] Betsy Blew-Ochoa
[Print] Betsy Blew-Ochoa

[Address] 221 E Park Shores Circle
Indian River Shores, FL 32963

TO: Indian River Shores Town Council & Town Manager (Clerk, Please copy all)

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,

[Signature] Cheryl Wassiner [Address] 2278 Park Shores Circle
[Print] Cheryl Wassiner Indian River Shores, FL 32963

Janice Rutan

From: Gord Naylor <naylor.gord@gmail.com> on behalf of Gord Naylor
Sent: Thursday, October 30, 2025 10:53 AM
To: Jim Harpring
Cc: jrutan@irshores.com; Gord Naylor
Subject: Request for additional agenda item for November 20th council meeting

Mr Harpring:

I'm writing to formally request that a Topic for deliberation and action be added to the November 20th council meeting Agenda.

The item I would like to have addressed is the Town's proposal to alter public access to the Beachcomber Lane public beach access point.

Please let me know if there's anything else you need from me in order to have this agenda item added.

Thank you for your consideration.

Gordon Naylor

975 Beachcomber Lane

Janice Rutan

From: Jim Harpring <jharpring@irshores.com> on behalf of Jim Harpring
Sent: Thursday, October 30, 2025 10:50 AM
To: Janice Rutan
Subject: FW: Citizen Contact

Janice:

This can be included in the information we put in the packet for Town Council.

Thanks

James Harpring, JD
Town Manager
Town of Indian River Shores
6001 Highway A1A
Indian River Shores, FL 32963
(Office) 772-231-1771



From: Tad Stone <tstone@irspsd.org>
Sent: Thursday, October 30, 2025 10:42 AM
To: jharpring@irshores.com
Subject: Citizen Contact

Good morning sir,
Just as an FYI, I had a conversation with Mark Margadonna (732-996-4631) who lives on Beachcomber Ln. He and his wife were concerned about the proposed gates and the closing of the beach access at 9:00pm. I told him that there is a discussion about putting a sliding gate across the area where the dunes are being impacted and that a smaller gate will be installed on the boardwalk to be closed at 9:00pm in accordance with Town code which has been in place since 1978. As you can imagine they were less than thrilled about the prospects of closing access at night. The conversation was civil, and they thanked me for the information.

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TO: Indian River Shores Town Council & Town Manager

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

We are writing to express our concern regarding the Town's intent to install gates at the public beach access on Beachcomber Lane, both on the dune, and the dune crossover.

As you know, the Beachcomber beach access has been open to the public for more than 68 years—dating back to at least 1957. It is used primarily by residents of surrounding neighborhoods, including The Estuary, Park Shores, Robles Del Mar, Bermuda Bay, and others. It has provided safe, convenient, and responsible access to the ocean for generations of residents and visitors. The Town showcases this access and there is a picture of the access on the Town's website of how it used to look, a path through the vegetation just large enough for the IRS PSD ATV to get through. The Dune crossover has undergone several different looks depending on how it fared in a hurricane.

The dune vegetation was destroyed during the beach renourishment project that used Beachcomber Lane as a drop off point. If the vegetation would have been replaced then it would be impossible for vehicles to drive out there like some have done. A more aesthetic fix than a gate would be to replant the vegetation so it looks like the picture on the Town's website, the way it was when we all bought property here and expected no changes. The little foot traffic through that path did less damage than the ATV does to the dune. This would also save time in an emergency situation where an officer would have to unlock a gate before he could drive to the emergency.

The current ordinance about beach access times, as it is written, seems to be intended for Tracking Station Beach and is now being interpreted and posted at this entrance to eliminate the idea of overnight shark fishing. While this is a problem, and this is a tool that can be used for this, there are much easier options that don't affect the rest of the people that use the beach daily, lawfully, without leaving shark carcasses, beer cans, fish head bait, hooks and lines, and other trash around. One idea is a simple ordinance that prohibits shark fishing within 500 yards of a beach access where others are present to keep the danger away from people enjoying the access while allowing those who shark fish their right to do it. Any night activity can be deterred by the turtle protection laws, and the noise abatement laws already in place.

Restricting this access for all is unnecessary, would eliminate entirely peaceful and well-established uses: sunrise walks, moonlit strolls, and viewing of nighttime rocket launches. At least one wheelchair-bound resident regularly depends on this access for evening ocean viewing. Closing the walkway on the crossover at night would deny her and others the opportunities they have long enjoyed—and believed would be always be available—when they invested in Indian River Shores. In more than six decades, there has been no meaningful history of nuisance, damage, or safety issues that would justify limiting access to residents now.

Rare incidences of unlawful activity could be easily addressed via ordinance change and/or law enforcement. Installing a permanent barrier penalizes all residents for the behavior of a few

individuals. The use of restrictive infrastructure in place of sensible enforcement feels both punitive and arbitrary, particularly given the absence of any long-term problems.

Moreover, restricting access could unintentionally drive residents to use private neighborhood paths to reach the beach, creating potential friction and additional law enforcement burden.

A gate introduces a negative aesthetic at the beach access, potentially reducing property values for residents—all of whom purchased or built their homes with the clear understanding that this public walkway has always been freely accessible. That 68-year precedent has helped define both the character and value of the neighborhood. This also means additional traffic every day at 6AM and 9PM for someone to unlock the gates unless there is an automatic opening of these gates.

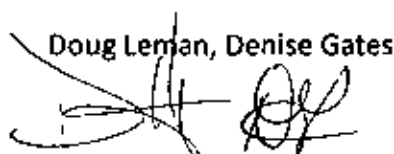
A gate will not stop certain people anyway. They will step over or around. We are talking about people that come down the street that has signs at the entrance that say NO TURNAROUND NO PARKING, and yet they proceed down the street, park right under the No Parking sign and proceed to the beach. So many times, I have encountered people parking directly under the No Parking signs and they feel the need to give me their excuse of "I'm just going for a quick walk", "I just need to take a picture", "I heard I can walk my dog here and he can't walk on pavement", "I'm waiting for my spouse who is walking the beach and she can't walk down the street to the parking by Town Hall" to name a few.

One recent encounter three vehicles came down, parked under the no parking signs as I was walking by, saw the keep off the dune sign, and said to me (as if I was someone to explain their lawlessness to): "We're only going to be here for an hour or so as we are renewing our vows", and proceed to move the barriers and have a wedding on the dune. (I have pictures if you would like to see them)

Given the long history of peaceful public use, the absence of serious issues, and the strong aesthetic, practical, and community arguments against restricting access, we respectfully urge the Town Council to preserve Beachcomber Lane as an open, ungated public beach access. Please do not turn a non-issue into a new problem. For those who campaigned on a promise of fewer regulations, this is a perfect opportunity to uphold that principle and maintain the character and accessibility of our community.

Thank you for your time, attention, and commitment to keeping Indian River Shores both beautiful and welcoming.

Respectfully submitted,

Doug Lemjan, Denise Gates


976 Beachcomber Lane
Indian River Shores, FL 32963

Janice Rutan

From: 'bhagerty@comcast.net' via info@irshores.com <info@irshores.com> on behalf of 'bhagerty@comcast.net' via info@irshores.com
Sent: Wednesday, October 29, 2025 3:43 PM
To: info@irshores.com
Subject: Opposition to gate installation at Beachcomber Public Beach Access
Attachments: Beach Access.pdf

Good afternoon

Attached is a letter expressing my opposition to a proposed gate installation at the end of Beachcomber lane that would prevent access to the deck after 9pm and access to the beach after that time. I appreciate the denial of the beach access to limit the shark fisherman and people who illegally park at the end of the street but I would still like to watch launches after 9pm from the deck which the proposed gate would restrict (as I understand what will be installed (at the front deck)).

Regards,
Brian Hagerty
946 beachcomber lane, Vero beach, FL 32963

TO: Indian River Shores Town Council (copy all Council members) & Town Manager

Subject: Opposition to Gate Installation at Beachcomber Public Beach Access

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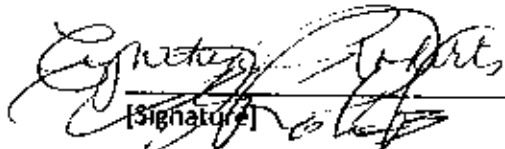
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For these reasons—historic precedent, community inclusion, aesthetic impact, lack of any demonstrated safety issue, and potential law enforcement burden—we respectfully urge the Town Council to retain the unrestricted public beach access, and avoid penalizing responsible beachgoers or altering the character of Beachcomber Lane.

Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,


[Signature]

Cynthia Roberts
Ted Roberts
[Printed Name]

11/4/2025

129 Park Shores Circle
Unit 18 E
Indian River Shores, FL 32963
[Address]

TO: Indian River Shores Town Council (copy all Council members) & Town Manager

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Thank you for your thoughtful consideration and for your continued commitment to preserving the beauty, safety, and accessibility of Indian River Shores.

Respectfully submitted,



[Signature]

Jeffrey Dorn
[Printed Name]

107 Park Shores Cir
23W
[Address]

Indian River 56245