

RESOLUTION NO. 09-2015

A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, IN SUPPORT OF MAINTAINING THE GRAPEFRUIT TRAILS, AND THE CITY OF PALM BAY IN THEIR ATTEMPT TO PRESERVE AND IMPROVE THE GRAPEFRUIT TRAILS, AS AN AMENITY IMPORTANT TO THE CITIZENS OF THE TOWN OF MALABAR, PROVIDING FOR TRANSMISSION OF THIS RESOLUTION TO THE CITY OF PALM BAY, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Grapefruit Trails are a longstanding recreational trail system located along the south bank of the C-1 canal approximately between Interstate 95 and Babcock Street; and

WHEREAS, the trail system has been utilized for approximately three decades by residents and visitors, but had not been authorized by the Melbourne Tillman Water Control District during that time; and

WHEREAS, in 2014, the City of Palm Bay worked cooperatively with the Melbourne Tillman Water Control District to legitimize and accept the Grapefruit Trail system as a Palm Bay park through an Interlocal Agreement; and

WHEREAS, the City of Palm Bay, as well as numerous volunteers and members of the community, through a partnership with the Brevard Mountain Biking Association, including many members of the Town of Malabar, have invested substantial resources towards developing the Grapefruit Trail system to include signage, new trails and new trail features, a BMX bicycling area and trail maintenance; and

WHEREAS, the Grapefruit Trail system is now a unique, destination trail system for hikers, mountain bikers and young adults that cannot be easily replicated because of the varied and unusual terrain, the highly shaded environment, the proximity to services and the creative use of natural and man-made features; and

WHEREAS, the C-1 Re-diversion project had created a proposal by Melbourne Tillman Water Control District and the St. Johns River Water Management District which required substantial modification of the Grapefruit Trail area, effectively eliminating most of the trail, and

WHEREAS, through a series of meetings led by the City of Palm Bay, a compromise between all parties has been reached that potentially will save and possibly even improve the Grapefruit Trails, and

WHEREAS, there are many citizens of the town of Malabar who are members of the Brevard Mountain Biking Association, and many Town Members utilize the Grapefruit Trails.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The above recitals are true and correct and by this reference are hereby incorporated into and made an integral part of this resolution.

SECTION 2. The Town Council acknowledges that the Grapefruit Trail system is an important component of the town's recreational assets.

SECTION 3. The Town Council expresses its support for the City of Palm Bay in seeking a compromise and resolution that will save the Grapefruit Trails.

SECTION 4. The Town Council respectfully requests that the City of Palm Bay convey this inter-local support to both Melbourne Tillman Water Control District and St. Johns River Water Management District.

SECTION 5. The Town clerk is directed to cause a certified copy of this resolution to be transmitted to the City of Palm Bay.

SECTION 6. This resolution shall take effect immediately upon the adoption date.

This Resolution was moved for adoption by Council Member Vail.
This motion was seconded by Council Member KORN and, upon being put to
vote, the vote was as follows:

Council Member Grant Ball	<u>Aye</u>
Council Member Brian Vail	<u>Aye</u>
Council Member Don Krieger	<u>Aye</u>
Council Member Dick Korn	<u>Aye</u>
Council Member Marisa Acquaviva	<u>Aye</u>

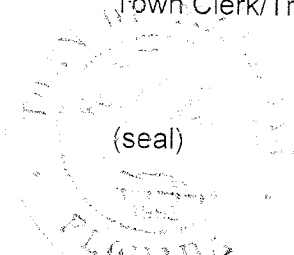
This Resolution was then declared to be duly passed and adopted this 4th day of
May, 2015.

TOWN OF MALABAR

By: Carl A. Beatty
Mayor Carl A. Beatty
Council Chair

ATTEST:

Debby K. Franklin
Debby K. Franklin, C.M.C.
Town Clerk/Treasurer



Approved as to form and content:

Karl W. Bohne, Jr.
Karl W. Bohne, Jr.
Town Attorney