

MEMORANDUM OF UNDERSTANDING  
INTERGOVERNMENTAL RADIO COMMUNICATION PROGRAM  
800 MHz ADVISORY COMMITTEE

This Memorandum of Understanding (MOU) is made and entered into this 10 day of April 2018 by and between the BOARD OF COUNTY COMMISISONERS OF BREVARD COUNTY, FLORIDA, (the "COUNTY") and the SHERIFF OF BREVARD COUNTY, the CITY OF CAPE CANAVERAL, the CITY OF COCOA, the CITY OF COCOA BEACH, the TOWN OF GRANT/VALKARIA, the TOWN OF INDIALANTIC, the CITY OF INDIAN HARBOUR BEACH, the TOWN OF MALABAR, the CITY OF MELBOURNE, the TOWN OF MELBOURNE BEACH, the TOWN OF MELBOURNE VILLAGE, the CITY OF PALM BAY, the TOWN OF PALM SHORES, the CITY OF ROCKLEDGE, the CITY OF SATELLITE BEACH, the CITY OF TITUSVILLE, and the CITY OF WEST MELBOURE, and all of which are municipalities located in Brevard County, Florida (collectively the "CITIES.")

WITNESSETH:

WHEREAS, the COUNTY, pursuant to Section 318.21(9) Florida Statutes, receives \$12.50 (minus an administrative fee for the Clerk of the Court) for each moving traffic violation for which a civil penalty is imposed to fund the Intergovernmental Radio Communication Program (ICP); and

WHEREAS, the COUNTY 800 MHz Intergovernmental Radio Communications Program (ICP) was approved by the Division of Communications of the Department of Management Services (DIVCOM), on January 11, 1994 under the subsection 318.21(9) Florida Statutes; and

WHEREAS, the COUNTY maintains the 800 MHz Intergovernmental Radio Communications Program (ICP); and

WHEREAS, it is acknowledged that the COUNTY incurs additional responsibility, financial and otherwise, for the maintenance and upkeep of the countywide Intergovernmental Radio Communication Program (800 MHz Public Safety Radio System); and

WHEREAS, monies collected by the Clerk of Court for all traffic ticket citations/tickets issued throughout the incorporated and unincorporated areas of the County are placed and shall continue to be placed into a separate interest-bearing account maintained for the benefit of the ICP. The monies collected are and shall be expended in such a way as benefits the 800 MHz Public Safety Radio System as a whole.

NOW THEREFORE, in consideration of the mutual promises and covenants herein contained, it is agreed as follows:

(1) Florida Statutes, Chapters 316 and 318 provide for various offenses and infractions and resulting fines, penalties, assessments, and costs of the State of Florida's Uniform Traffic Control Law.

(2) Pursuant to Florida Statute §318.21 (9), \$12.50 of each civil penalty imposed for a moving traffic violation shall be collected by the Clerk of the Court.

(3) There shall be an Intergovernmental Radio System Advisory Committee ("the COMMITTEE") established to make recommendations to the COUNTY solely as to how the \$12.50 funds shall be expended. The membership of the COMMITTEE shall be established as follows:

- The eleven (11) PSAP (Public Safety Answering Points) Managers within Brevard County or their designees.
- The 800 MHz Public Safety Radio System Manager or his/her designee.
- The Director of Brevard County Emergency Management or his/her designee.

(4) The COMMITTEE shall meet at least twice a year to review collection of the \$12.50 monies referred to herein and to consider and make recommendations to the County Manager and to the Brevard County Board of County Commissioners as to how the COUNTY should expend surcharge monies collected. Such recommendations shall be limited to those purposes authorized by law.

(5) This MOU shall become effective upon approval by the respective governing bodies of the COUNTY and all of the CITIES who are parties hereto. This MOU shall terminate on the earlier of any of the following events:

- (a) The consent of all parties hereto to terminate this MOU;
- (b) A change in Florida Law which renders this MOU void.

(6) This MOU supersedes the Agreement between the parties which is dated November 27, 2007. The parties agree that the Agreement dated November 27, 2007 shall have no further force or effect.

(7) The County Manager of Brevard County is hereby authorized and directed after approval of this MOU by the respective parties and the execution thereof by the duly qualified and authorized officers of each of the parties hereto, to file and record in the Official Records Book of the Brevard County Public Records, this MOU with the Clerk of the Circuit Court of Brevard County, Florida.

IN WITNESSES WHEREOF, each of the respective parties hereto has caused this MOU to be executed as of the day and year first written above.

**THE COUNTY**

Brevard County Board of County Commissioners,  
A Political subdivision of the State of Florida

By: 

Rita Pritchett, Chairman

Date: 4/10/18

As approved by the Board on: 4/10/18

**ATTEST:**



Scott Ellis, Clerk

Date: 4/10/18

**Reviewed for legal form and content:**



Date: 2/1/18

**SHERIFF OF BREVARD COUNTY**



Wayne Ivey  
Brevard County Sheriff

Date: 6/1/18

ADDITIONAL SIGNATURES ON FOLLOWING PAGES

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City of Cocoa

By: 

Name: Henry U. Parrish, III

Its: Mayor

Date: 5/22/2018

ATTEST:

  
City Clerk



City of Cocoa Beach

By: [Signature]

Name: BOY MAUK

Its: MAYOR

Date: May 17, 2018

ATTEST:

[Signature]  
City Clerk

Loredana Kalaghchy



**Town of Grant/Valkaria**

By: \_\_\_\_\_

*Del Yonts*

Name: Del Yonts

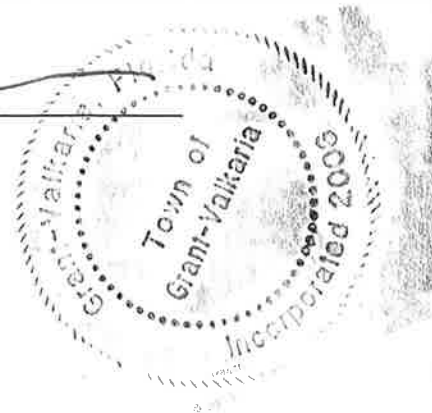
Its: Mayor

Date: June 13, 2018

ATTEST:

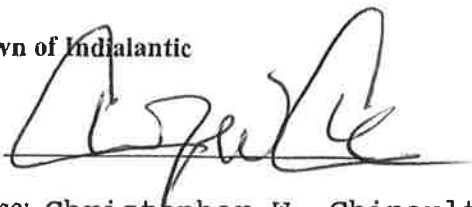
*Rebekah R*

City Clerk



Town of Indialantic

By:



Name: Christopher W. Chinault

Its: Town Manager

Date: 6/18/18

(Approved by Indialantic Town Council 6/18/18)

ATTEST:

City Clerk





City of Indian Harbour Beach

By: David Butler

Name: David Butler

Its: Police Chief

Date: 4/24/18

ATTEST:

Sue Frank  
City Clerk

**Town of Malabar**

By: [Signature]

Name: Douglas C Hoyt

Its: Town Administrator

Date: 5.30-2018

ATTEST:

[Signature]  
City Clerk



City of Melbourne

By: Michael A. McNees

Name: Michael A. McNees

Its: City Manager

Date: 5-30-18

ATTEST:

Cathleen A. Wysor

City Clerk

**Cathleen A. Wysor**  
City Clerk

**Town of Melbourne Beach**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Its: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST:

City Clerk

City of Cape Canaveral

By: \_\_\_\_\_

Name: Robert E. Hoog

Its: Mayor

Date: June 19, 2018

ATTEST:

\_\_\_\_\_  
City Clerk

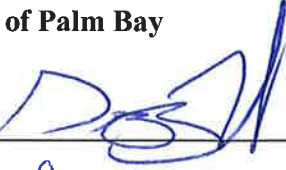
**City of Palm Bay**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Its: \_\_\_\_\_

Date: \_\_\_\_\_



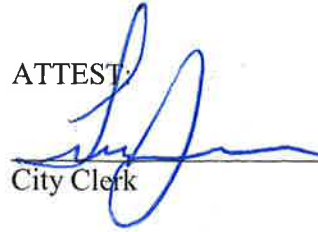
Gregg Lynk

CITY MANAGER

02-16-18

ATTEST:

City Clerk



Town of Palm Shores

ATTEST:

By: Mayor

Name: Carol M. McCormack

Its: \_\_\_\_\_

Date: 5/30/2018

Patricia Burke  
City Clerk

City of Rockledge

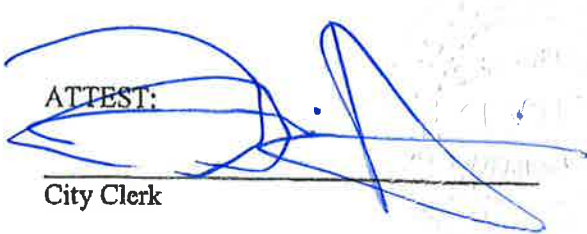
By: Brenda Fettrow

Name: Dr. Brenda Fettrow

Its: City Manager

Date: June 21, 2018

ATTEST:

  
\_\_\_\_\_  
City Clerk



City of Satellite Beach

By: 

Name: FRANK CATINO

Its: MAYOR

Date: 7/18/18

ATTEST:

City Clerk

1773

City of Titusville

ATTEST:

By: W. S. Larese

Wade Y. Wells  
City Clerk

Name: WILLIAM S. LARESE

Its: City Manager

Date: 25 Apr 18



City of West Melbourne

By: Hal Rose

Name: Hal Rose

Its: Mayor

Date: May 1, 2018

ATTEST:

Cynthia Stanson  
City Clerk



**Town of Melbourne Village**

ATTEST:

By: RAND CARROLL

[Signature]  
City Clerk

Name: Rand Carroll

Its: Mayor

Date: 11/6/18