

RESOLUTION 2024-12

A RESOLUTION OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER AND POLICE CHIEF TO EXECUTE A CONCURRENT ENFORCEMENT ZONE INTERLOCAL/MUTUAL AID AGREEMENT WITH THE CITY OF MELBOURNE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Sections 23.12 through 23.127, 163.01, and 166.0495, Florida Statutes, authorizes municipalities to enter into inter-local and mutual aid agreements to provide law enforcement services within the boundaries of adjoining municipalities within the same county, and

WHEREAS, Melbourne and Palm Bay have adjoining, adjacent, and abutting jurisdictional boundaries and are situated entirely within Brevard County, Florida, and

WHEREAS, for more than two (2) decades narcotics and violent persons crimes have plagued a specifically identified area that encompasses both Melbourne and Palm Bay, occurred along, within and at the north border of Palm Bay and south border of Melbourne, and

WHEREAS, there is statistical evidence of an unusually high rate of victimization of violent crime, to include the use of firearms and homicides of juveniles and young adults, over a period of decades within a designated area, and

WHEREAS, Melbourne and Palm Bay have determined that the designated area is bordered on the north by the ordinary high water mark along the northern bank of the waterway south of U.S. 192, known as Crane Creek, extending from the west bank at the mean high water mark of Indian River to the east right-of-way line of Dairy Road in Melbourne, on the south by the south right-of-way line of Palm Bay Road, Northeast in Palm Bay, and on the east by the west bank at the mean high water mark of the Indian River Lagoon in both Melbourne and Palm Bay, and

WHEREAS, both agencies have, jointly and separately, attempted to reduce the crime in said “designated area” through numerous and various methods, tactics, operations, and investigations, at great expense to the taxpayer, and

WHEREAS, the law-abiding citizens within the designated area have regularly and consistently hosted and held community meetings with residents and community leaders from the designated area and have met with law enforcement at all levels requesting and demanding effective police action to reduce the incidence of violent crime and narcotics violations, and

WHEREAS, criminals in the designated area are familiar with the jurisdictional boundaries and the limitations of law enforcement under Florida Statutes to take action for offenses occurring outside an officer’s employing jurisdiction, and

WHEREAS, jurisdictional questions have created problems in Court when enforcement action has been taken, and

WHEREAS, during the five-year period that the previous Interlocal/Mutual Aid Agreement was in effect, the agreement produced significant benefits for the community in the reduction of violent incidents and narcotics crimes, and improved law enforcement efficiency, and

WHEREAS, the City of Palm Bay desires to continue the cooperative relationship between the City of Palm Bay and the City of Melbourne regarding concurrent enforcement for an additional five (5) years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, 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 Palm Bay City Council hereby authorizes the City Manager and Police Chief to execute the Concurrent Enforcement Zone Interlocal/Mutual Aid Agreement.

SECTION 3. This resolution shall take effect immediately upon the enactment date.

This resolution was duly enacted at Meeting 2024-XX, of the City Council of the City of Palm Bay, Brevard County, Florida, held on _____, 2024.

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK