



City Commission Workshop Meeting Agenda

Thursday, August 27, 2026, at 4:30 PM

City Commission Chambers – 105 S. 2ND Street, Flagler Beach, FL 32136

All meeting items will be continued until meeting is complete.

- 1. Call the meeting to order**
- 2. Pledge of Allegiance followed by a moment of silence to honor our Veterans, members of the Armed Forces and First Responders**
- 3. General Business**
 - a. Discussion and direction related to Pier Operations after re-opening.

4. Adjournment

RECORD REQUIRED TO APPEAL: In accordance with Florida Statute 286.0105 if you should decide to appeal any decision the Commission makes about any matter at this meeting, you will need a record of the proceedings. You are responsible for providing this record. You may hire a court reporter to make a verbatim transcript. The City is not responsible for any mechanical failure of the recording equipment. In accordance with the Americans with Disabilities Act, persons needing assistance to participate in any of these proceedings should contact the City Clerk at (386) 517-2000 ext 233 at least 72 hours prior to the meeting. The City Commission reserves the right to request that all written material be on file with the City Clerk when the agenda item is submitted.



Staff Report

City Commission Regular Meeting

August 27, 2026

To: City Commission
From: Dale Martin, City Manager
Meeting Date: August 27, 2026
Item Name: Discussion and direction related to Pier Operations after re-opening.

Background:

The operations at the pier upon re-opening need to be addressed and direction provided so staff is well-prepared.

Directions on the following topics are needed:

- Charging for walk-outs and/or fishing
- City operation of a bait/concession shop
- Hours of operation of the pier
- Moving the Lifeguard headquarters to the former bat shop area or leasing the space

Staff has attached for your review:

- Revenue and Expenditure report for the years 2016 – 2023
- Fiscal Year Budgets for Pier Fund 2013 - 2014 -- 2016 - 2017
- Pier Rules
- Chapter 6 Article II Municipal Pier from the Code Of Ordinances, which regulates pier fees
- Chapter 6 Article I regulates shark fishing
- Chapter 6 Article 1 regulates swimming near pier
- Pier Rental Packet (Staff will revise once the Beachwalk event area is developed)

Fiscal Impact:

Staff Recommendation:

Attachments:

1. Pier Fund Revenue and Expenditure Report 2016 - 20230001
2. 2013 - 2014 Pier Fund Budget
3. 2014-2015 Pier Fund Budget
4. 2015-2016 Pier Fund Budget
5. 2016-2017 Budget Pier Fund
6. ARTICLE_II.____MUNICIPAL_PIER
7. Chapter 6, Article I
Sec. _6_8.____Feeding__catching_sharks_from_pier_prohibited__penalty_for_violation
8. Chapter 6 Article I Sec. _6_3.____Swimming_near_pier
9. ARTICLE_II.____MUNICIPAL_PIER
10. Pier Rental Packet

REVENUE AND EXPENDITURE HISTORY REPORT FOR CITY OF FLAGLER BEACH

GL #	Description	BALANCE AS OF 09/30/2016	BALANCE AS OF 09/30/2017	BALANCE AS OF 09/30/2018	BALANCE AS OF 09/30/2019	BALANCE AS OF 09/30/2020	BALANCE AS OF 09/30/2021	BALANCE AS OF 09/30/2022	BALANCE AS OF 09/30/2023
Fund: 103 PIER									
Account Category: Revenues									
103.3300.331101	FEDERAL/STATE GRANT-FEMA	0.00	0.00	0.00	63,665.62	0.00	0.00	9,515.00	790,501.09
103.3300.331105	CARES ACT	0.00	0.00	0.00	0.00	1,077.00	0.00	0.00	0.00
103.3300.331108	ARPA FUNDS SPENT	0.00	0.00	0.00	0.00	0.00	0.00	7,658.00	1,762.00
103.3300.334305	STATE GRANT -TDC	0.00	0.00	0.00	0.00	90,435.80	59,564.20	0.00	0.00
103.3300.337210	MISC GRANTS	0.00	0.00	0.00	0.00	0.00	3,405.00	5,000.00	0.00
103.3400.347200	PIER TICKET SALES	186,552.03	43,300.57	138,608.34	163,803.22	123,162.28	198,658.90	207,401.58	(3,223.67)
103.3400.347202	BAIT SHOP SALES - BAIT	90,726.41	33,815.14	70,249.39	87,360.06	59,927.20	93,223.01	114,423.16	12,023.71
103.3400.347203	Bait Shop Rentals	13,943.00	4,104.87	11,204.00	13,262.91	7,800.00	15,407.00	15,270.00	91.00
103.3400.347204	T-SHIRTS BAIT SHOP	1,519.11	4,646.05	10,558.83	11,568.85	5,259.64	9,667.78	13,909.06	5,620.06
103.3600.362100	PIER RENTAL	112,398.77	120,890.57	124,163.03	132,770.59	98,169.77	140,870.83	151,147.86	147,632.57
103.3600.362102	PIER LEASE - GASB 87 CONTRA	0.00	0.00	0.00	0.00	0.00	0.00	7,453.00	4,238.00
103.3600.364100	GAIN/LOSS ON IMPAIRMENT	0.00	(46,308.00)	0.00	0.00	0.00	0.00	0.00	0.00
103.3600.369100	MISCELLANEOUS REVENUE	10,081.00	141.97	(121.37)	0.00	0.00	0.00	0.00	(173.85)
103.3600.369200	INSURANCE PROCEEDS	0.00	0.19	0.00	0.00	0.00	0.00	0.00	485,750.00
Revenues		415,220.32	160,591.36	354,662.22	472,431.25	385,831.69	520,796.72	531,777.66	1,444,220.91
Account Category: Expenditures									
103.0000.160001	ACCUMULATED AMORTIZATION LEASE	0.00	0.00	0.00	0.00	0.00	0.00	(2,603.00)	(2,602.00)
103.5391.809400	DEPRECIATION EXPENSE	0.00	95,038.00	0.00	0.00	0.00	0.00	0.00	0.00
103.5392.606304	CAPITAL CONTRIBUTION	0.00	(1,421,571.00)	0.00	0.00	0.00	0.00	0.00	0.00
103.5725.101200	SALARY	84,330.95	79,879.51	94,093.13	103,632.84	111,901.53	99,467.50	121,084.85	72,226.15
103.5725.101400	OVERTIME	3,971.43	1,750.65	9,225.19	9,212.03	10,987.36	3,383.83	7,901.01	5,093.69
103.5725.102100	FICA/MEDICARE	6,752.98	5,948.71	8,445.56	8,504.53	9,894.32	8,431.61	10,188.02	5,914.94
103.5725.102200	RETIREMENT	610.21	1,894.73	6,841.41	2,015.13	3,053.85	2,205.74	2,301.90	2,042.27
103.5725.102300	LIFE & HEALTH INSURANCE	2,009.51	7,456.47	10,270.72	8,552.68	9,249.93	9,900.55	10,480.35	7,773.91
103.5725.102400	WORKER'S COMPENSATION	332.89	290.86	450.00	243.11	330.11	162.48	142.80	170.74
103.5725.102500	UNEMPLOYMENT COMPENSATION	0.00	0.00	0.00	0.00	0.00	0.00	0.00	4,812.00
103.5725.102601	OPEB EXPENSE	0.00	0.00	0.00	0.00	0.00	1,897.00	(986.00)	(6,476.00)
103.5725.303100	PROFESSIONAL SERVICES	0.00	76,257.37	24,314.25	12,826.54	3,287.70	0.00	32,632.00	143,222.96
103.5725.303400	CONTRACTUAL SERVICES	661.20	4,992.00	5,003.20	405.60	3,050.00	0.00	0.00	8,607.82
103.5725.304000	TRAVEL TRAINING	435.78	672.74	0.00	0.00	0.00	0.00	0.00	0.00
103.5725.304100	TELECOMMUNICATIONS	1,230.62	1,596.28	2,760.93	2,919.24	2,869.02	3,338.09	3,150.62	1,913.38
103.5725.304300	UTILITY SERVICES	17,414.23	10,638.83	11,391.48	12,867.09	12,348.24	14,145.14	18,097.92	14,504.00
103.5725.304400	RENTALS & LEASES	11,565.28	2,965.30	4,381.19	8,503.19	12,632.75	(0.16)	26,365.45	6,419.47
103.5725.304402	LEASE INTEREST EXPENSE	0.00	0.00	0.00	0.00	0.00	0.00	408.00	333.00
103.5725.304403	LEASE EXPENSE GASB 87 CONTRA	0.00	0.00	0.00	0.00	0.00	0.00	(2,628.00)	(2,895.00)
103.5725.304500	INSURANCE	129,366.21	160,256.24	170,683.46	196,907.00	203,530.22	216,357.69	161,125.33	98,786.06
103.5725.304600	REPAIRS & MAINTENANCE	8,310.88	5,121.90	3,285.82	2,744.24	3,053.74	26,716.38	5,573.96	9,654.61
103.5725.304650	PERMIT FEES	0.00	0.00	0.00	0.00	0.00	0.00	0.00	(0.12)
103.5725.304900	OTHER CURRENT CHARGES	4,666.48	2,229.26	4,672.71	4,867.82	3,492.66	6,552.61	8,563.57	3,342.73
103.5725.304901	LEGAL & PERSONAL NOTICES	0.00	690.80	0.00	0.00	0.00	0.00	0.00	0.00
103.5725.305100	OFFICE SUPPLIES	275.38	0.00	561.70	0.00	153.43	0.00	0.00	0.00
103.5725.305200	OPERATING SUPPLIES	63,720.59	29,226.65	52,619.40	54,077.28	40,832.79	51,211.63	72,337.09	11,809.30
103.5725.305400	MEMBERSHIPS SUBSCRIPTS DUES	879.51	1,138.17	1,314.00	930.92	1,130.92	930.92	1,957.87	951.00
103.5725.606200	BUILDING CONSTRUCTION-PIER	0.00	0.07	0.00	0.00	0.00	0.00	(18,184.58)	0.31
103.5725.606300	IMPROVEMENTS	0.00	(0.29)	0.00	(0.32)	0.00	0.00	0.00	0.00
103.5725.606401	EQUIPMENT LESS THAN \$5000	1,615.19	5,124.95	0.00	139.00	2,080.00	209.99	0.00	1,207.69
103.5725.800000	AMORTIZATION EXPENSE LEASE	0.00	0.00	0.00	0.00	0.00	0.00	2,603.00	2,602.00
103.5725.809400	DEPRECIATION EXPENSE	0.00	0.00	105,073.06	114,961.00	113,396.00	103,290.00	130,046.00	129,727.00
Expenditures		338,149.32	(928,401.80)	515,387.21	544,308.92	547,274.57	548,201.00	590,558.16	519,141.91

REVENUE AND EXPENDITURE HISTORY REPORT FOR CITY OF FLAGLER BEACH

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Fund: 103 PIER									
Fund 103 - PIER:									
TOTAL REVENUES		415,220.32	160,591.36	354,662.22	472,431.25	385,831.69	520,796.72	531,777.66	1,444,220.91
TOTAL EXPENDITURES		338,149.32	(928,401.80)	515,387.21	544,308.92	547,274.57	548,201.00	590,558.16	519,141.91
NET OF REVENUES & EXPENDITURES:		<u>77,071.00</u>	<u>1,088,993.16</u>	<u>(160,724.99)</u>	<u>(71,877.67)</u>	<u>(161,442.88)</u>	<u>(27,404.28)</u>	<u>(58,780.50)</u>	<u>925,079.00</u>

THE PIER FUND

DEPARTMENT FUNCTION AND BUDGETARY HIGHLIGHTS

The Pier Fund was created for the 2012/2013 FY budget in order to highlight the operation of our Pier more as an enterprise. Included in the fund are the revenues/expenses of the Pier itself, the Pier Shop, and the Pier Restaurant property lease.

Budgetary Highlights for 2013-2014:

Revenues:

- The fund is balanced with \$351,361 revenues/expenses. Proposed Ticket/Pass sales to Pier increase by 6.61% or \$9,811.
- Pier Bait Shop sales remain unchanged at \$92,375.
- Pier Shop rentals increase by 36% or \$3,000.
- T-Shirt sales are reduced by 50% to \$1,000.
- Pier Restaurant Lease is increased by 123% or \$44,000 (Due to Lease clause of 2.5%
- Requires use of General Fund Reserves in the amount of \$8,875.

Expenses:

- Assumes a 3% salary increase to all Pier Shop employees.
- Pier Shop Coordinator position increase from \$9.54/hr. to \$11.50/hr. or to \$19,136 annually, a 15% increase.
- Assumes a 10% increase in life insurance costs (no health care insurance required for staff scheduling of less than 29 hours per week.)
- Utilities Services reduced by 24% or \$5,580 – primarily due to less water usage in updated restrooms.
- Pier insurance increased to \$121,425 premium @75% insured. (vs. prior 40% at \$69,300.) We are now only \$5000,000 self-insured.
- Other Current Charges increases to \$3,600 due to higher credit card volume (from \$200 to \$300 per month.)
- Operating Supplies (Pier Shop) maintained at \$65,000 or 30% gross margin.

PIER FUND (rolls into General Fund at YE)

	Future Year Budget	2010/11 Actual Audited	2011/2012 Actual Audited	20112/2013 Budget as Amended	2012/2013 Actual Expenditures Estimated to YE	2013/2014 Budget Proposal	% Change 2012/2013 to 2013/2014
103	3400-347200 Pier Ticket Sales	126,360	146,844	148,500	158,311	158,311	6.61%
103	3400-347202 Bait Shop Sales	43,290	82,593	92,375	77,840	92,375	0.00%
103	3400-347203 Bait Shop Rentals	4,867	9,984	7,350	10,000	10,000	36.05%
103	3400-347204 T-Shirts @ Bait Shop	98	2,955	3,000	1,269	1,500	-50.00%
103	3600-362100 Pier Rental	36,000	16,227	36,000	71,000	80,300	123.06%
103	3600-909304 Transfer from General			16,227	1,800	0	100.00%
		210,615	258,603	303,452	320,220	342,486	12.86%

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Line Item Support

103- 3400-347200 Pier Ticket Sales

PIER TICKET SALES

158,311

103- 3400-347202 Bait Shop Sales

bait, tackle, food, ice

92,375

92,375

103- 3400-347203 Bait Shop Rentals

rentals

10,000

10,000

103- 3400-347204 T-Shirts @ Bait Shop

t shirts

1,500

1,500

103- 3600-362100 Pier Rental

Months

Per Mon.

TOTAL

PIER RESTAURANT RENTAL (MONTHLY)

12

3,000

36,000

Radio Station Rental

1,800

Additional Restaurant Revenue

35,000

Pier Restaurant Insurance Reimbursement

7,500

80,300

103- 3600-909304 Transfer from General

Excess Expenditures over Revenue

0

BAIT SHOP

		2010/11	2011/2012	20112/2013	2012/2013	2013/2014	% Change
	<u>Future Year Budget</u>	Actual	Actual	Budget as	Actual	Budget	2012/2013
		Audited	Audited	Amended	Expenditures	Proposal	to
					Estimated to		2013/2014
					YE		
103-	5725-101200 SALARY	72,239	75,353	93,651	76,000	101,975	9%
103-	5725-101400 OVERTIME	948	2,988	3,000	4,000	3,000	100%
103-	5725-102100 FICA	5,499	6,067	7,394	6,120	8,031	9%
103-	5725-102300 LIFE & HEALTH INSURANCE	85	168	292	292	318	9%
103-	5725-304000 TRAVEL	295	0		0	0	0%
103-	5725-304100 TELEPHONE	886	664	1,200	1,200	1,200	100%
103-	5725-304300 UTILITY SERVICES	0	1,196	23,400	17,500	17,820	-24%
103-	5725-304400 RENTALS & LEASES	0		11,024	14,000	14,924	100%
103-	5274-304500 INSURANCE			121,925	121,925	128,925	6%
103-	5725-304600 REPAIRS & MAINTENANCE	1,411	116	8,000	1,000	6,500	-19%
103-	5725-304900 OTHER CURRENT CHARGES	217	2,001	2,000	3,500	3,600	100%
103-	5725-305100 OFFICE SUPPLIES - BAIT SHOP	77	244	275	275	275	0%
103-	5725-305200 OPERATING SUPPLIES - BAIT SHOP	31,576	54,572	68,000	65,000	68,000	0%
103-	5725-606300 IMPROVEMENTS	209		15,916	15,916	0	0%
103-	5725-606400 EQUIPMENT	4,043	3,895			0	0%
103-	5725-909100 TRANSFER TO GENERAL					0	0%
	TOTAL	117,485	147,264	356,077	326,728	354,568	-0.42%

BAIT SHOP
Line Item Support

103- 5725-101200 SALARY			
Bait Shop Attendant	18,871	Eligible	0
Bait Shop Attendant	16,894		0
Bait Shop Attendant	16,930		0
Bait Shop Attendant	16,841		0
Bait Shop Attendant (Fill In)	9,500		
Bait Shop Manager	19,968		
	101,975		0

103- 5725-101400 OVERTIME	3000
	3,000

103- 5725-102100 FICA	Wages	Rate	Annual
	104,975	7.65%	8,031

103- 5725-102300 LIFE & HEALTH INSURANCE	Wages	Rate/K/Mo.	Annual
Life	101,975	0.00312	318

103- 5725-304100 TELEPHONE / COMMUNIC	Units	\$/Unit	Annual
SUNCOM	12	20	240
Bighthouse	12	80	960
			1,200

103- 5725-304300 UTILITY SERVICES	Units	\$/Unit	Annual
FPL	12	1,300	15,600
Water	12	185	2,220
			17,820

103- 5725-304400 RENTALS & LEASES			
Credit Card Machine	12	27	324
Pier Lease /Submerged Land Fees			14,000
POS & Watchguard Maintenance			600
			14,924

103- 5724-304500 INSURANCE			
Pier			121,425
Restaurant			7,500

			<u>128,925</u>
103- 5725-304600	REPAIRS & MAINTENANCE		
	ASSEY SERVICES (MONTHLY EXTERMINATING)	12	55
	ACING, JOIST, DECKING, RAILING, LIGHTING		660
			<u>5,840</u>
			<u>6,500</u>
103- 5725-304900	OTHER CURRENT CHARGES		
	Credit card fees		3,600
			<u>3,600</u>
103- 5725-305100	OFFICE SUPPLIES		
	Cash Register, Misc		275
			<u>275</u>
103- 5725-305200	OPERATING SUPPLIES		
	Bait, Tackle, T-Shirts, Ice		63,000
	License		530
	Janitorial Supplies, Planks, Office Supplies		4,470
			<u>68,000</u>

THE PIER FUND

DEPARTMENT FUNCTION AND BUDGETARY HIGHLIGHTS

The Pier Fund has been created for the 2012/2013 FY budget in order to highlight the operation of our Pier more as an enterprise. Included in the fund are the revenues/expenses of the Pier itself, the Pier Shop, and the Pier Restaurant property lease.

Budgetary Highlights for 2014-2015:

Revenues

- Total revenue is projected at \$352,861 or a +.42% over 2013-2014 fiscal year or \$8,987 increase. As such, revenues will exceed overall expenses by \$6,553.
- Pier Ticket sales will remain at \$158,311.
- Pier Shop sales for bait will remain at \$101,250.
- Pier Shop rentals remain at \$10,000.
- Pier Shop T-Shirt sales are increased by 100% or \$1,500 for total of \$3,000.
- Pier property rentals remain at \$72,800.
- Pier misc. revenue from Funky Pelican Restaurant insurance reimbursement for improvement amount remains at \$7,500.

Expenses

- Overall salary costs decrease by 15% or \$14,609. (Along with corresponding FICA and insurance.)
- Insurance costs for casualty is projected to increase by 9% or \$12,143.
- Repairs and Maintenance is decreased by 22% or \$1,800 due to major re-hardening project being completed in 2013-2014 fiscal year

PIER FUND (rolls into General Fund at YE)

	<u>Future Year Budget</u>	2011/12 Actual Audited	2012/2013 Actual Audited	2013/2014 Budget as Amended	2013/2014 Actual Revenues Estimated to YE	2014/2015 Budget Proposal	% Change 2013/2014 to 2014/2015
103	PIER TICKET SALES	146,844	162,994	158,311	160,000	158,311	0.00%
103	BAIT SHOP SALES - BAIT	82,593	89,398	101,250	90,000	101,250	0.00%
103	Bait Shop Rentals	9,984	11,097	10,000	8,500	10,000	0.00%
103	T-SHIRTS BAIT SHOP	2,955	1,402	1,500	1,000	3,000	100.00%
103	PIER RENTAL	16,227	68,566	72,800	72,000	72,800	0.00%
103	MISCELLANEOUS REVENUE		89	7,500	6,799	7,500	100.00%
		258,603	333,546	351,361	338,299	352,861	0.43%

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Line Item Support

103- PIER TICKET SALES

PIER TICKET SALES

158,311

103- BAIT SHOP SALES - BAIT

bait, tackle, food, ice

101,250

101,250

103- Bait Shop Rentals

rentals

10,000

10,000

103- T-SHIRTS BAIT SHOP

t shirts

3,000

3,000

103- 3600-362100 Pier Rental

Months

Per Mon.

TOTAL

PIER RESTAURANT RENTAL (MONTHLY)

12

3,000

36,000

Radio Station Rental

1,800

Additional Restaurant Revenue

35,000

72,800

103- MISCELLANEOUS REVENUE

Pier Restaurant Insurance Reimbursement

7,500

7,500

	Future Year Budget	2011/2012 Actual Audited	2012/13 Actual Audited	2013/14 Budget as Amended	2013/14 Actual Expenditures Estimated to YE	2014/15 Budget Proposal	% Change 2013/14 to 2014/15
103-	5725-101200 SALARY	75,353	70,632	99,005	76,000	84,396	-14.76%
103-	5725-101400 OVERTIME	2,988	3,222	3,000	3,000	3,000	0.00%
103-	5725-102100 FICA	6,067	5,650	7,803	6,120	6,686	-14.32%
103-	5725-102300 LIFE & HEALTH INSURANCE	168	175	309	292	263	-14.78%
103-	5725-102400 WORKERS COMP					300	#DIV/0!
103-	5725-304100 TELEPHONE	664	1,333	1,200	1,200	1,200	0.00%
103-	5725-304300 UTILITY SERVICES	1,196	14,801	17,820	17,500	17,820	0.00%
103-	5725-304400 RENTALS & LEASES		10,636	14,924	14,000	15,000	0.51%
103-	5274-304500 INSURANCE		83,354	128,925	123,552	141,068	9.42%
103-	5725-304600 REPAIRS & MAINTENANCE	116	6,892	8,300	8,300	6,500	-21.69%
103-	5725-304900 OTHER CURRENT CHARGES	2,001	3,001	3,600	3,500	3,600	0.00%
103-	5725-305100 OFFICE SUPPLIES - Pier SHOP	244	139	275	275	275	0.00%
103-	5725-305200 OPERATING SUPPLIES - Pier SHOP	54,572	49,533	65,600	48,000	65,600	0.00%
103-	5725-305201 RENTAL EQUIPMENT PURCHASES					0	#DIV/0!
103-	5725-305400 MEMBERSHIPS/SUBSCRIPTIONS			600		600	
103-	5725-606300 IMPROVEMENTS		15,916	0	0	0	#DIV/0!
103-	5725-606400 EQUIPMENT	3,895				0	#DIV/0!
	TOTAL	147,264	265,284	351,361	301,739	346,308	-1.44%

Pier SHOP

Line Item Support

103-	5725-101200 SALARY			Eligible
	Pier Shop Attendant		14,215	0
	Pier Shop Attendant		14,722	0
	Pier Shop Attendant		14,693	0
	Pier Shop Attendant		16,413	0
	Pier Shop Attendant (Fill In)		7,000	
	Pier Shop Coordinator		17,353	
			84,396	0
103-	5725-101400 OVERTIME		3000	
			3,000	
103-	5725-102100 FICA	Wages	Rate	Annual
		87,396	7.65%	6,686
				6,686
103-	5725-102300 LIFE & HEALTH INSURANCE	Wages	Rate/K/Mo.	Annual
	Life	84,396	0.00312	263
				263
103-	5725-102400 WORKERS COMP			Annual
				300
				300
103-	5725-304100 TELEPHONE / COMMUNIC	Units	\$/Unit	Annual
	SUNCOM	12	20	240
	Brighthouse	12	80	960
				1,200
103-	5725-304300 UTILITY SERVICES	Units	\$/Unit	Annual
	FPL	12	1,300	15,600
	Water	12	185	2,220
				17,820
103-	5725-304400 RENTALS & LEASES			
	Credit Card Machine			400
	Pier Lease /Submerged Land Fees			14,000
	POS & Watchguard Maintenance			600
				15,000

103- 5724-304500	INSURANCE			
	<i>Pier</i>			133,568
	<i>Restaurant</i>			7,500
				141,068
103- 5725-304600	REPAIRS & MAINTENANCE			
	WASSEY SERVICES (MONTHLY EXTERMINATING)	12	55	660
	PAINTING, JOIST, DECKING, RAILING, LIGHTING			5,840
				6,500
103- 5725-304900	OTHER CURRENT CHARGES			
	<i>Credit card fees</i>			3,600
				3,600
103- 5725-305100	OFFICE SUPPLIES			
	<i>Cash Register, Misc</i>			275
				275
103- 5725-305200	OPERATING SUPPLIES			
	<i>Bait, Tackle, T-Shirts, Ice</i>			63,000
	<i>Janitorial Supplies, Planks, Office Supplies</i>			2,600
				65,600

THE PIER FUND

DEPARTMENT FUNCTION AND BUDGETARY HIGHLIGHTS

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The Pier Fund, created for the 2012/2013 FY budget in order to highlight the operation of our Pier more as an enterprise. Included in the fund are the revenues/expenses of the Pier itself, the Pier Shop, the Pier Restaurant property lease, and Radio Station room lease.

Budgetary Highlights for 2015-2016:

Revenues

- Total revenue is projected at \$362,292 or a + 2.7% over 2014-2015 fiscal year or \$9,431 increase. As such, revenues will exceed overall expenses by \$52,364.
- Pier Ticket sales will increase to \$160,000 or +1%.
- Pier Shop sales for bait will reduce to \$80,000.
- Pier Shop rentals remain at \$10,000.
- Pier Shop T-Shirt sales are decreased to \$1,200.
- Pier property rentals will increase to \$103,992.
- Pier misc. revenue from the Funky Pelican Restaurant, insurance reimbursement for improvement amount reduced to \$7,100.

Expenses

- Overall salary costs decrease by 9% or \$7,381. (Along with corresponding FICA and insurance.)
- Overtime increased by 17% or \$500.
- Workers Comp. cost increased by 2%.
- Telephone costs are reduced by 5%.
- Utility Services cost reduced by 21% or \$3,820 due to electric usage reduced.
- Rentals and Lease costs reduces by 24% or \$3,400 due to a reduction in the lease from the State for the submerged land on which the Pier is located.
- Insurance costs are down for casualty loss by 12% or \$17,268 with new policy.
- Repairs and Maintenance costs reduced by 13% or \$850.
- Other Current Charges for credit card fees reduced by 11% or \$400.
- Operating Supplies for bait & tackle, etc. reduced by 10% or \$6,574, due to lower sales.
- Memberships increased by 17% or \$25 for expected cost of general pier-fishing license from State.
- Office Supplies increase by 9% or \$25.

Dept 3400-CHARGES FOR SERVICE

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GL NUMBER	DESCRIPTION	2012-13	2013-14	2014-15	2014-15	2015-16	%PERCENT
		ACTUAL	ACTUAL	AMENDED	PROJECTED	RECOMMENDED	CHANGE FROM
		AUDITED	AUDITED	BUDGET	ACTIVITY	BUDGET	2014-15 AMENDED
103.3400.347200 **	PIER TICKET SALES	162,994	147,768	158,311	170,000	160,000	1.07%
103.3400.347202 **	BAIT SHOP SALES - BAIT	89,398	81,146	101,250	85,000	80,000	-20.99%
103.3400.347203 **	BAIT SHOP SALES - RENTALS	11,097	12,182	10,000	10,000	10,000	0.00%
103.3400.347204 **	T-SHIRTS BAIT SHOP	1,402	466	3,000	1,200	1,200	-60.00%
Totals for dept 3400-CHARGES FOR SERVICE		264,891	241,562	272,561	266,200	251,200	-7.84%

DEPARTMENT 3400 CHARGES FOR SERVICE

347200	PIER TICKET SALES	160,000
	TICKETS, PASSES	
347202	BAIT SHOP SALES - BAIT	80,000
	ALL SALES TACKLE, BAIT, ETC.	
347203	BAIT SHOP RENTALS	10,000
	RENTAL ITEMS, POLES	
347204	T-SHIRTS BAIT SHOP	1,200
	T-SHIRTS ONLY	
DEPT. '3400' TOTAL		251,200

Dept 3600-MISCELLANEOUS REVENUE

2

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GL NUMBER	DESCRIPTION	2012-13 ACTUAL	2013-14 ACTUAL	2014-15 AMENDED BUDGET	2014-15 PROJECTED ACTIVITY	2015-16 RECOMMENDED BUDGET	2014-15 AMENDED CHANGE FROM
103.3600.362100 * *	PIER RENTAL	68,566	72,516	72,800	99,880	103,992	42.85%
103.3600.369100 * *	MISCELLANEOUS REVENUE	89	10	7,500	6,372	7,100	-5.33%
Totals for dept 3600-MISCELLANEOUS REVENUE		68,655	72,526	80,300	106,252	111,092	38.35%

DEPARTMENT 3600 MISCELLANEOUS REVENUE

362100

PIER RENTAL

PIER RENTAL

ADDITIONAL RESTAURANT REVENUE

RADIO STATION RENT

ACCOUNT '362100' TOTAL

369100

MISCELLANEOUS REVENUE

PIER INSURANCE REIMBURSEMENT

DEPT. '3600' TOTAL

7,100
111,092

Dept 5725-BAIT SHOP

GL NUMBER	DESCRIPTION	2012-13		2013-14		2014-15	2014-15	2015-16	CHANGE FROM 2014-15 AMENDED
		ACTUAL	AUDITED	ACTUAL	AUDITED	AMENDED BUDGET	PROJECTED ACTIVITY	RECOMMENDED BUDGET	
103.5725.101200 **	SALARY	70,633		73,824		84,396	79,703	77,015	-8.75%
103.5725.101400 **	OVERTIME	3,222		3,378		3,000	3,500	3,500	16.67%
103.5725.102100 **	FICA/MEDICARE	5,650		5,906		6,686	6,886	6,240	-6.67%
103.5725.102300 **	LIFE & HEALTH INSURANCE	175		112		263	150	150	-42.97%
103.5725.102400 **	WORKER'S COMPENSATION					326	326	333	2.15%
103.5725.304100 **	TELEPHONE	1,045		1,134		1,200	1,140	1,140	-5.00%
103.5725.304300 **	UTILITY SERVICES			13,499		17,820	14,000	14,000	-21.44%
103.5725.304400 **	RENTALS & LEASES	399		8,891		15,000	10,400	11,400	-24.00%
103.5725.304500 **	INSURANCE			123,219		141,068	125,028	123,800	-12.24%
103.5725.304600 **	REPAIRS & MAINTENANCE	252		7,820		6,500	5,620	5,650	-13.08%
103.5725.304900 **	OTHER CURRENT CHARGES	3,001		3,871		3,600	2,800	3,200	-11.11%
103.5725.305100 **	OFFICE SUPPLIES	139		78		275	300	300	9.09%
103.5725.305200 **	OPERATING SUPPLIES	46,107		51,674		65,574	53,000	59,000	-10.03%
103.5725.305201 **	EQUIPMENT LESS THAN \$5000							3,500	#DIV/0!
103.5725.305400 **	MEMBERSHIPS SUBSCRIPTS DUES	228		835		600	675	700	16.67%
103.5725.909302	RESERVE FOR PIER OPERATIONS							0	#DIV/0!
Totals for dept 5725-BAIT SHOP		132,534		294,241		346,308	303,328	309,928	-10.51%

DEPARTMENT 5725 BAIT SHOP

SALARY

PIER SHOP ATTENDANT
PIER SHOP ATTENDANT
PIER SHOP ATTENDANT
PIER SHOP ATTENDANT
PIER SHOP ATTENDANT (FILL IN)
PIER SHOP COORDINATOR
ACCOUNT '101200' TOTAL

14,208
14,728
9,791
15,935
5,000
17,353
77,015

101400

OVERTIME
OVERTIME

3,500

102100

FICA/MEDICARE
7.65% GROSS WAGES

6,240

102300

LIFE & HEALTH INSURANCE
LIFE INSURANCE PIER GUARDS

150

102400

WORKER'S COMPENSATION
PIER FUND EMPLOYEES

333

304100

TELEPHONE
SUNCOM
BRIGHHOUSE
ACCOUNT '304100' TOTAL

240
900
1,140

Dept 5725-BAIT SHOP

304300

UTILITY SERVICES

FPL

WATER

ACCOUNT 304300' TOTAL

6,000
8,000
14,000

304400

RENTALS & LEASES

CREDIT CARD MACHINE

PIER LEASE/SUBMERGED LAND FEE

ACCOUNT 304400' TOTAL

400
11,000
11,400

304500

INSURANCE

PIER

RESTAURANT PAID BY FUNKY PELICAN, REIMBURSED TO MISC REVENUE.

ACCOUNT 304500' TOTAL

116,700
7,100
123,800

304600

REPAIRS & MAINTENANCE

PEST CONTROL

BRACING, JOIST, DECKING, RAILING, LIGHTING

ACCOUNT 304600' TOTAL

650
5,000
5,650

304900

OTHER CURRENT CHARGES

CREDIT CARD FEES

OFFICE SUPPLIES

OFFICE SUPPLIES

CASH REGISTER

ACCOUNT 305100' TOTAL

150
150
300

305200

OPERATING SUPPLIES

BAIT, TACKLE, FOOD, ICE

JANITORIAL SUPPLIES

ACCOUNT 305200' TOTAL

55,000
4,000
59,000

305201

EQUIP - GRANT FUNDS LESS THAN \$5000

NEW POINT OF SALE SYSTEM

MEMBERSHIPS SUBSCRIPTS DUES

MEMBERSHIPS

RESERVE FOR PIER OPERATIONS

3,500
700

909302

NOTE: ANY RETURN TO FUND BALANCE WILL BE RESERVED AT YEAR END FOR ITEMS RELATED TO PIER OPERATIONS
DEPT. '5725' TOTAL

0
309,928

Pier & Baitshop Fund

Revenues \$ 419,130

Salary \$ 124,822

Operations \$ 301,964

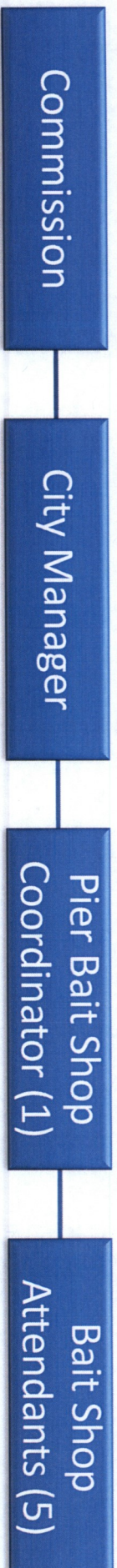
Debt Services \$ -

Capital \$ -

\$ 426,786

Use of Reserves \$ (7,656)

Pier Department



PIER & BAITSHOP - REVENUES

	2013-14	2014-15	2015-16	2015-16	2016-17	2016-17	
	ACTIVITY	ACTIVITY	AMENDED BUDGET	PROJECTED ACTIVITY	RECOMMENDED BUDGET	RECOMMENDED % CHANGE	
103.3400.347200 * *	PIER TICKET SALES	147,768	175,767	160,000	180,000	165,000	3.13%
103.3400.347202 * *	BAIT SHOP SALES - BAIT	81,146	85,403	80,000	95,000	105,000	31.25%
103.3400.347203 * *	Bait Shop Rentals	12,182	13,972	10,000	12,500	14,000	40.00%
103.3400.347204 * *	T-SHIRTS BAIT SHOP	466	1,523	1,200	1,200	5,000	316.67%
103.3600.362100 * *	PIER RENTAL	72,516	99,971	103,992	108,184	118,130	13.60%
103.3600.369100 * *	MISCELLANEOUS REVENUE	10	12,581	7,100	12,000	12,000	69.01%
TOTAL PIER AND BAITSHOP REVENUE		\$ 314,088	\$ 389,217	\$ 362,292	\$ 408,884	\$ 419,130	15.69%

PERCENT INCREASE
(DECREASE) FROM 2015/16
15.69% BUDGET

PIER & BAITSHOP - EXPENDITURES

GL NUMBER	DESCRIPTION	2013-14 ACTIVITY	2014-15 ACTIVITY	2015-16 AMENDED BUDGET	2015-16 PROJECTED ACTIVITY	2016-17 PROJECTED BUDGET	2016-17 RECOMMENDED BUDGET	2016-17 % CHANGE
103.5725.101200 **	SALARY	73,824	80,371	77,015	93,807	103,567		34.48% FT BAITSHOP COORDINATOR, 5 PT
103.5725.101400 **	OVERTIME	3,378	3,463	3,500	3,500	3,500		0.00% BAITSHOP ATTENDANTS
103.5725.102100 **	FICA/MEDICARE	5,906	6,413	6,240	7,800	8,191		31.26% FICA
103.5725.102200	RETIREMENT					1,893		#DIV/0! RETIREMENT
103.5725.102300 **	LIFE & HEALTH INSURANCE	112	126	150	150	7,394		4829.60% INSURANCE
103.5725.102400 **	WORKERS COMPENSATION		326	333	333	277		-16.97% WORKERS COMP
SALARIES & BENEFITS TOTAL		\$ 83,220	\$ 90,699	\$ 87,238	\$ 105,590	\$ 124,822		43.08%

OPERATIONS									
	2013-14 ACTIVITY	2014-15 ACTIVITY	2015-16 AMENDED BUDGET	2015-16 PROJECTED ACTIVITY	2016-17 PROJECTED BUDGET	2016-17 RECOMMENDED BUDGET	2016-17 % CHANGE		
103.5725.303400 **	CONTRACTUAL SERVICES		662	7,500	5,000		655.29%	RESTROOM CLEANING	
103.5725.304100 **	TELEPHONE	1,134	1,167	1,140	1,140	1,140	0.00%	TELEPHONE	
	TRAVEL & TRAINING				400	850		#DIV/0! MILEAGE	
103.5725.304300 **	UTILITY SERVICES	13,499	14,012	14,000	14,000	14,000	0.00%	UTILITY SERVICES	
103.5725.304400 **	RENTALS & LEASES	8,891	11,331	11,400	11,480	13,480	18.25%	RENTALS & LEASES	
103.5725.304500 **	INSURANCE	123,219	118,656	161,040	130,000	178,644	10.93%	INSURANCE	
103.5725.304600 **	REPAIRS & MAINTENANCE	7,820	4,512	6,488	5,650	3,150	-51.45%	REPAIRS & MAINTENANCE	
103.5725.304900 **	OTHER CURRENT CHARGES	3,871	2,953	3,200	4,200	4,200	31.25%	CREDIT CARD FEES	
103.5725.305100 **	OFFICE SUPPLIES	78	109	300	300	800	166.67%	OFFICE SUPPLIES	
103.5725.305200 **	OPERATING SUPPLIES	51,674	60,884	59,000	59,000	75,000	27.12%	OPERATING SUPPLIES	
103.5725.305201 **	EQUIP - LESS THAN \$5000			3,500	3,500	5,000	42.86%	NEW POS SYSTEM	
103.5725.305400 **	MEMBERSHIPS SUBSCRIPTS DUES	835	577	700	700	700	0.00%	MEMBERSHIPS SUBSCRIPTS DUES	
103.5725.909302 **	RESERVE FOR PIER OPERATIONS			700	700	700		#DIV/0! THIS IS NOW AN ENTERPRISE FUND	
Totals for dept 5391-FUND EXPENSE		\$ 211,021	\$ 214,201	\$ 261,430	\$ 272,870	\$ 301,964	15.50%		

TOTAL SALARY & OPERATIONS	\$ 294,241	\$ 304,900	\$ 348,668	\$ 378,460	\$ 426,786	22.40% FROM 2015/16 BUDGET	PERCENT INCREASE (DECREASE)
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ARTICLE II. MUNICIPAL PIER

Sec. 6-21. Fishing rods.

Use of Flagler Beach Pier shall be limited to one (1) fishing rod or pole per person. However, for an additional daily fee a second pole may be used. There will be a limit of twenty (20) second pole tickets issued per day and the continued use throughout the day of the second pole is at the discretion of the pier security guard without refund of the fee.

(Ord. No. 86-7, § 1, 3-27-86; Ord. No. 88-2, § 1, 3-10-88; Ord. No. 90-8, § 1, 7-12-90; Ord. No. 2003-15, § 1(Exh. A), 8-28-03)

Sec. 6-22. Admission tariff.

The following tariff is published as the official tariff for admission of persons to the municipal pier of the city:

	Admission	Tax	Total***
Walk out—Daily Rate	\$1.40	\$0.10	\$1.50
Walk out—Daily Rate—Senior Citizen/Active Military/Retired Military*	0.93	0.07	1.00
Fishing—Daily Rate	5.61	0.39	6.00
Fishing—Daily Rate—Senior Citizen/Active Military/Retired Military*	3.67	0.33	4.00
Additional pole per day (Up to 20 at one time)	0.93	0.07	1.00
Single Pass—1 month	23.36	1.64	25.00
Single Pass—3 months	39.25	2.75	42.00
Single Pass—6 months	56.08	3.92	60.00
Single Pass—1 year	93.44	6.56	100.00
Senior Citizen/Active Military/Retired Military Pass—1 month*	18.69	1.31	20.00
Senior Citizen/Active Military/Retired Military Pass—3 months*	32.71	2.29	35.00
Senior Citizen/Active Military/Retired Military Pass—6 months*	46.73	3.27	50.00
Senior Citizen/Active Military/Retired Military Pass—1 year*	74.76	5.24	80.00
Family Pass—1 month**	46.73	3.27	50.00
Family Pass—3 months**	74.76	5.24	80.00
Family Pass—6 months**	93.44	6.56	100.00
Family Pass—1 year**	140.16	9.84	150.00

* Senior citizen is defined as anyone age sixty-five (65) or over and must show ID. Active military is defined as a person who is on active duty for the United States Armed Forces and must show

Military ID. Retired military is defined as a person who has retired from the United States Armed Forces and must show Military ID.

** Family passes are good for spouses and their children under the age of eighteen (18).

- (1) The city may issue free family pier passes (family to include spouse and children under eighteen (18) years old only) to all city employees, city commissioners and mayor during term of employment.
- (2) Past city commissioners and mayors shall be issued a lifetime pass.
- (3) Individual pier passes (not including family) may be issued to all city board members and volunteer fire department members during term of service.
- (4) The city clerk shall maintain a list of persons eligible for such passes and such lists shall be made available to those persons having responsibility for pier admissions.
- (5) Active members of the Disabled American Veterans/Jim Booe Chapter 86 shall have free access to the pier. Said members shall present their member identification as passes to the pier.
- (6) Project team members of the Marineland Right Whale Survey Project shall have a waiver of Pier Walk-Out Fees during the months of January, February and March. The team coordinators shall provide a list of members to the person having the responsibility for pier admissions.
- (7) The 9-11, Veterans Day, Memorial Day, D-Day, and Victim Advocate Memorial Services shall have a waiver of Pier Walk-Out Fees for the participants of these specific events.

(Ord. No. 86-7, § 2, 3-27-86; Ord. No. 88-2, § 2, 3-10-88; Ord. No. 90-8, § 2, 7-12-90; Ord. No. 90-17, § 2, 12-13-90; Ord. No. 91-22, § 2, 10-10-91; Ord. No. 97-19, § 1, 11-6-97; Ord. No. 98-26, § 1, 10-22-98; Ord. No. 99-26, § 1, 8-26-99; Ord. No. 2001-37, § 1, 12-13-01; Ord. No. 2002-09, § 1, 5-9-02; Ord. No. 2003-15, § 2, 8-28-03; Ord. No. 2005-05, § 1, 3-24-05; Ord. No. 2005-26, § 1, 12-1-05; Ord. No. 2007-07, § 1, 3-22-07; Ord. No. 2014-13, § 1, 5-22-14; Ord. No. 2015-10, § 1, 9-24-15)

Sec. 6-23. Collection of tariffs; owners of real property to pay city resident rate upon proof of ownership by current tax receipt.

- (a) The city administrator shall be responsible for the receipt and collection of all tariffs required in this article and the city commission may, from time to time, designate other persons as collection agents for the tariffs set in this article.
- (b) For the purpose of this section only, the term "city resident", as used herein, shall include owners of real property within the city, upon showing proof of ownership in the form of a current property tax receipt for the subject property. A "city resident" shall also be defined as legal residence of the city, upon showing proof of a voter registration card, Florida driver's license, Florida identification card, or utility bills. Such persons shall be charged a city resident rate for admission to the municipal pier as provided for by law.

(Ord. No. 86-7, § 3, 3-27-86; Ord. No. 88-16, § 1, 1-12-89; Ord. No. 88-2, § 3, 3-10-88; Ord. No. 90-8, § 3, 7-12-90; Ord. No. 90-17, § 3, 12-13-90; Ord. No. 97-19, § 2, 11-6-97)

Sec. 6-24. Passes; registration.

In collecting tariffs as set forth above, the city administrator or such other person designated by the city commission to be a collection agent of such tariffs, except for those tariffs designated above for day to day admissions, it shall be required that persons seeking admission to the municipal pier provide written identification establishing such person's name, address, and such further information as will enable the city administrator or other designated collection agent to determine the proper rate to charge for admission to the municipal pier.

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(Supp. No. 40, Update 1)

Further, the city administrator or designated collection agent shall maintain a registration book, which book shall show the name of the person to whom an admissions pass has been granted, together with such person's address, the type of admissions pass issued and the amount of money collected therefor, showing also the date such admissions pass was issued, and listing the identification shown to the city administrator or collections agent at the time of issuance of the pass. The person issuing the admissions pass and the person receiving such pass shall both sign the registration book acknowledging the information shown to be true and correct. At that time a pass shall be issued to the person requesting admission to the pier and such pass shall contain the person's name, address, the type of pass issued, and the date of issue, and shall likewise be signed by the person issuing the pass and the person receiving the pass.

(Ord. No. 86-7, § 4, 3-27-86; Ord. No. 88-2, § 4, 3-10-88; Ord. No. 90-8, § 4, 7-12-90; Ord. No. 90-17, § 4, 12-13-90; Ord. No. 91-22, § 4, 10-10-91)

Sec. 6-25. Reserved.

Editor's note(s)—Ord. No. 2021-01, § 3, adopted February 11, 2021, repealed § 6-25, which pertained to insufficient identification for pass, and derived from Ord. No. 86-7, § 5, adopted March 27, 1986; Ord. No. 88-2, § 5, adopted March 10, 1988; Ord. No. 90-8, § 5, adopted July 12, 1990; Ord. No. 90-17, § 5, adopted December 13, 1990; and Ord. No. 91-22, § 5, adopted October 10, 1991.

Sec. 6-26. Motorized wheelchairs and other motorized vehicles for the disabled exempted from the prohibition applying to motor vehicles on municipal pier.

Motorized wheelchairs and other motorized vehicles for the disabled are hereby exempted from the prohibition of motorized vehicles on and about Flagler Beach Municipal Pier, subject to the condition that any person operating such vehicle shall first execute and deliver to the city an agreement to hold the city harmless from any damages arising from the operation of such vehicle on or about the pier.

(Ord. No. 87-24, § 1, 1-14-88)

Editor's note(s)—Being not specifically amendatory of the Code, the provisions of § 1 of Ord. No. 87-24, adopted Jan. 14, 1988, have been codified as § 6-26 at the discretion of the editor.

Sec. 6-27. Consuming, dispensing, or possessing alcohol or intoxicating beverages on municipal pier.

- (a) *Consumption or possession prohibited.* It shall be unlawful for any person to consume or to have in his possession, custody or control any alcoholic beverage on the municipal pier, unless exempted by Section 4-129.
- (b) *Consuming, possessing, or dispensing prohibited.* It shall be unlawful for any person to drink, consume, dispense, sell or possess an open container containing any alcoholic or intoxicating beverage of any kind whatsoever on the municipal pier, unless exempted by Section 4-129.
- (c) *Authority to inspect coolers.* The law enforcement agency of the City of Flagler Beach is hereby permitted to inspect all coolers if there is probable cause to believe that alcoholic beverages have been transported onto the municipal pier.
- (d) *Penalty for violation.* A violation of this section shall result in a fine of one hundred dollars (\$100.00) being imposed for the first violation and a two hundred dollar (\$200.00) fine being imposed for a second violation and any subsequent violation thereof.

(Ord. No. 99-25, §§ 1—4, 7-22-99; Ord. No. 2015-10, § 1, 9-24-15)

Editor's note(s)—Ord. No. 99-25, adopted July 22, 1999, amended the Code by adding provisions designated as § 2-31. In order to provide for more appropriate classification and to facilitate indexing, reference and use, the editor, at his discretion, has redesignated these new provisions as § 6-27.

Sec. 6-28. Use charges.

A charge for the use of the municipal pier for special events shall be established by resolution.

The use of the municipal pier for special events or any portion thereof shall be limited to a maximum of six (6) times per calendar year, and not more than once per month.

Functions of the city including the Flagler Beach Museum are not subject to the use fee. Fees are subject to change. Should any unpaid portion of a special event invoice/account be placed for collection with an outside agency or attorney, the special event applicant/promoter agrees to be responsible for all costs related to collection.

(Ord. No. 2015-10, § 1, 9-24-15)

Secs. 6-29—6-40. Reserved.

Sec. 6-8. Feeding, catching sharks from pier prohibited; penalty for violation.

- (a) In order to protect the public health, safety and welfare of the citizens of Flagler Beach, no person with specific intent shall feed, take, catch, trap or kill sharks of any species whatever from the municipal pier of the City of Flagler Beach, or attempt to feed, take, catch, trap or kill sharks of any species whatever from the municipal pier of the City of Flagler Beach. In addition, the following specific activities are expressly prohibited on the municipal pier of the City of Flagler Beach:
 - (1) Use of a 6/0 or greater fishing reel in conjunction with a fishing rod; or
 - (2) Chumming (i.e. dumping cut or ground bait into the water to attract fish to the area being fished).
- (b) Except as provided by any rules, regulations or laws of the United States or State of Florida, or any agencies or subdivisions thereof, one (1) unintentionally caught shark per day may be kept and shall not be considered a violation of this section.
- (c) Any person violating any of the provisions of this section may be subject to code enforcement proceedings and subject to a fine not to exceed five hundred dollars (\$500.00) if found to have committed a violation causing irreparable harm. Any person convicted of violating this section may be responsible to the city for any monies expended by the city as a result of the violation of this section.

(Ord. No. 63-6, § 1, 8-15-63; Ord. No. 93-2, §§ 1, 2, 2-25-93; Ord. No. 2010-03, § 2, 2-25-10)

Cross reference(s)—General penalty, § 1-11.

Sec. 6-3. Swimming near pier.

It shall be unlawful for any person, other than lifeguards or other emergency personnel acting in the course of official duty, to swim within one hundred fifty (150) feet on either side of the municipal pier; provided, however, that due to adverse conditions the restricted area may be expanded at the discretion of the lifeguard on duty.

(Ord. No. 82-23, § 1, 9-9-82)

ARTICLE II. MUNICIPAL PIER

Sec. 6-21. Fishing rods.

Use of Flagler Beach Pier shall be limited to one (1) fishing rod or pole per person. However, for an additional daily fee a second pole may be used. There will be a limit of twenty (20) second pole tickets issued per day and the continued use throughout the day of the second pole is at the discretion of the pier security guard without refund of the fee.

(Ord. No. 86-7, § 1, 3-27-86; Ord. No. 88-2, § 1, 3-10-88; Ord. No. 90-8, § 1, 7-12-90; Ord. No. 2003-15, § 1(Exh. A), 8-28-03)

Sec. 6-22. Admission tariff.

The following tariff is published as the official tariff for admission of persons to the municipal pier of the city:

	Admission	Tax	Total***
Walk out—Daily Rate	\$1.40	\$0.10	\$1.50
Walk out—Daily Rate—Senior Citizen/Active Military/Retired Military*	0.93	0.07	1.00
Fishing—Daily Rate	5.61	0.39	6.00
Fishing—Daily Rate—Senior Citizen/Active Military/Retired Military*	3.67	0.33	4.00
Additional pole per day (Up to 20 at one time)	0.93	0.07	1.00
Single Pass—1 month	23.36	1.64	25.00
Single Pass—3 months	39.25	2.75	42.00
Single Pass—6 months	56.08	3.92	60.00
Single Pass—1 year	93.44	6.56	100.00
Senior Citizen/Active Military/Retired Military Pass—1 month*	18.69	1.31	20.00
Senior Citizen/Active Military/Retired Military Pass—3 months*	32.71	2.29	35.00
Senior Citizen/Active Military/Retired Military Pass—6 months*	46.73	3.27	50.00
Senior Citizen/Active Military/Retired Military Pass—1 year*	74.76	5.24	80.00
Family Pass—1 month**	46.73	3.27	50.00
Family Pass—3 months**	74.76	5.24	80.00
Family Pass—6 months**	93.44	6.56	100.00
Family Pass—1 year**	140.16	9.84	150.00

* Senior citizen is defined as anyone age sixty-five (65) or over and must show ID. Active military is defined as a person who is on active duty for the United States Armed Forces and must show

Military ID. Retired military is defined as a person who has retired from the United States Armed Forces and must show Military ID.

** Family passes are good for spouses and their children under the age of eighteen (18).

- (1) The city may issue free family pier passes (family to include spouse and children under eighteen (18) years old only) to all city employees, city commissioners and mayor during term of employment.
- (2) Past city commissioners and mayors shall be issued a lifetime pass.
- (3) Individual pier passes (not including family) may be issued to all city board members and volunteer fire department members during term of service.
- (4) The city clerk shall maintain a list of persons eligible for such passes and such lists shall be made available to those persons having responsibility for pier admissions.
- (5) Active members of the Disabled American Veterans/Jim Booe Chapter 86 shall have free access to the pier. Said members shall present their member identification as passes to the pier.
- (6) Project team members of the Marineland Right Whale Survey Project shall have a waiver of Pier Walk-Out Fees during the months of January, February and March. The team coordinators shall provide a list of members to the person having the responsibility for pier admissions.
- (7) The 9-11, Veterans Day, Memorial Day, D-Day, and Victim Advocate Memorial Services shall have a waiver of Pier Walk-Out Fees for the participants of these specific events.

(Ord. No. 86-7, § 2, 3-27-86; Ord. No. 88-2, § 2, 3-10-88; Ord. No. 90-8, § 2, 7-12-90; Ord. No. 90-17, § 2, 12-13-90; Ord. No. 91-22, § 2, 10-10-91; Ord. No. 97-19, § 1, 11-6-97; Ord. No. 98-26, § 1, 10-22-98; Ord. No. 99-26, § 1, 8-26-99; Ord. No. 2001-37, § 1, 12-13-01; Ord. No. 2002-09, § 1, 5-9-02; Ord. No. 2003-15, § 2, 8-28-03; Ord. No. 2005-05, § 1, 3-24-05; Ord. No. 2005-26, § 1, 12-1-05; Ord. No. 2007-07, § 1, 3-22-07; Ord. No. 2014-13, § 1, 5-22-14; Ord. No. 2015-10, § 1, 9-24-15)

Sec. 6-23. Collection of tariffs; owners of real property to pay city resident rate upon proof of ownership by current tax receipt.

- (a) The city administrator shall be responsible for the receipt and collection of all tariffs required in this article and the city commission may, from time to time, designate other persons as collection agents for the tariffs set in this article.
- (b) For the purpose of this section only, the term "city resident", as used herein, shall include owners of real property within the city, upon showing proof of ownership in the form of a current property tax receipt for the subject property. A "city resident" shall also be defined as legal residence of the city, upon showing proof of a voter registration card, Florida driver's license, Florida identification card, or utility bills. Such persons shall be charged a city resident rate for admission to the municipal pier as provided for by law.

(Ord. No. 86-7, § 3, 3-27-86; Ord. No. 88-16, § 1, 1-12-89; Ord. No. 88-2, § 3, 3-10-88; Ord. No. 90-8, § 3, 7-12-90; Ord. No. 90-17, § 3, 12-13-90; Ord. No. 97-19, § 2, 11-6-97)

Sec. 6-24. Passes; registration.

In collecting tariffs as set forth above, the city administrator or such other person designated by the city commission to be a collection agent of such tariffs, except for those tariffs designated above for day to day admissions, it shall be required that persons seeking admission to the municipal pier provide written identification establishing such person's name, address, and such further information as will enable the city administrator or other designated collection agent to determine the proper rate to charge for admission to the municipal pier.

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(Supp. No. 40, Update 1)

Further, the city administrator or designated collection agent shall maintain a registration book, which book shall show the name of the person to whom an admissions pass has been granted, together with such person's address, the type of admissions pass issued and the amount of money collected therefor, showing also the date such admissions pass was issued, and listing the identification shown to the city administrator or collections agent at the time of issuance of the pass. The person issuing the admissions pass and the person receiving such pass shall both sign the registration book acknowledging the information shown to be true and correct. At that time a pass shall be issued to the person requesting admission to the pier and such pass shall contain the person's name, address, the type of pass issued, and the date of issue, and shall likewise be signed by the person issuing the pass and the person receiving the pass.

(Ord. No. 86-7, § 4, 3-27-86; Ord. No. 88-2, § 4, 3-10-88; Ord. No. 90-8, § 4, 7-12-90; Ord. No. 90-17, § 4, 12-13-90; Ord. No. 91-22, § 4, 10-10-91)

Sec. 6-25. Reserved.

Editor's note(s)—Ord. No. 2021-01, § 3, adopted February 11, 2021, repealed § 6-25, which pertained to insufficient identification for pass, and derived from Ord. No. 86-7, § 5, adopted March 27, 1986; Ord. No. 88-2, § 5, adopted March 10, 1988; Ord. No. 90-8, § 5, adopted July 12, 1990; Ord. No. 90-17, § 5, adopted December 13, 1990; and Ord. No. 91-22, § 5, adopted October 10, 1991.

Sec. 6-26. Motorized wheelchairs and other motorized vehicles for the disabled exempted from the prohibition applying to motor vehicles on municipal pier.

Motorized wheelchairs and other motorized vehicles for the disabled are hereby exempted from the prohibition of motorized vehicles on and about Flagler Beach Municipal Pier, subject to the condition that any person operating such vehicle shall first execute and deliver to the city an agreement to hold the city harmless from any damages arising from the operation of such vehicle on or about the pier.

(Ord. No. 87-24, § 1, 1-14-88)

Editor's note(s)—Being not specifically amendatory of the Code, the provisions of § 1 of Ord. No. 87-24, adopted Jan. 14, 1988, have been codified as § 6-26 at the discretion of the editor.

Sec. 6-27. Consuming, dispensing, or possessing alcohol or intoxicating beverages on municipal pier.

- (a) *Consumption or possession prohibited.* It shall be unlawful for any person to consume or to have in his possession, custody or control any alcoholic beverage on the municipal pier, unless exempted by Section 4-129.
- (b) *Consuming, possessing, or dispensing prohibited.* It shall be unlawful for any person to drink, consume, dispense, sell or possess an open container containing any alcoholic or intoxicating beverage of any kind whatsoever on the municipal pier, unless exempted by Section 4-129.
- (c) *Authority to inspect coolers.* The law enforcement agency of the City of Flagler Beach is hereby permitted to inspect all coolers if there is probable cause to believe that alcoholic beverages have been transported onto the municipal pier.
- (d) *Penalty for violation.* A violation of this section shall result in a fine of one hundred dollars (\$100.00) being imposed for the first violation and a two hundred dollar (\$200.00) fine being imposed for a second violation and any subsequent violation thereof.

(Ord. No. 99-25, §§ 1—4, 7-22-99; Ord. No. 2015-10, § 1, 9-24-15)

Editor's note(s)—Ord. No. 99-25, adopted July 22, 1999, amended the Code by adding provisions designated as § 2-31. In order to provide for more appropriate classification and to facilitate indexing, reference and use, the editor, at his discretion, has redesignated these new provisions as § 6-27.

Sec. 6-28. Use charges.

A charge for the use of the municipal pier for special events shall be established by resolution.

The use of the municipal pier for special events or any portion thereof shall be limited to a maximum of six (6) times per calendar year, and not more than once per month.

Functions of the city including the Flagler Beach Museum are not subject to the use fee. Fees are subject to change. Should any unpaid portion of a special event invoice/account be placed for collection with an outside agency or attorney, the special event applicant/promoter agrees to be responsible for all costs related to collection.

(Ord. No. 2015-10, § 1, 9-24-15)

Secs. 6-29—6-40. Reserved.



City of Flagler Beach Pier Rental Policies and Procedures

General Information

Municipal Pier Located at 215 South Oceanshore Boulevard, the pier can accommodate small to large groups. The Pier's vibe is low-key and laid-back. This setting offers unparalleled views, the ocean breeze and the setting provides for an unforgettable unique event. Consider this venue for your wedding, anniversary, fundraising or banquet event. The Pier has an 800 person maximum capacity. The Pier includes electric connections and potable water along with restroom facilities.

User Responsibilities

The applicant reserving the Flagler Beach Pier must remain on the premises throughout the period for which it is reserved or until the event ends. The Pier may not be sub-let to another individual or business/organization. The Pier must be restored to their clean condition. Users of the Pier agree to pay for any damages to City property.

The following are prohibited:

- Drugs and the use of such products.
- Disruptive behavior.
- The use of any equipment that interferes with City operations or which creates any losses or liabilities for the City.
- Organizations or individuals gathering petition signatures may not block the public right-of-way, interfere with the conduct of business, or create litter problems.
- Admission fees (except for preauthorized fundraisers)
- Alcohol except as exempted by Chapter 4, Section 4-129 of the Code of Ordinance

Reservations

To reserve the Flagler Beach Pier, a fully completed and signed City of Flagler Beach Pier Rental Application and Special Event Application must be submitted to City Hall during regular business hours (Monday through Friday 8:00 a.m. to 5:00 p.m.).

Note: Reservation must be submitted (90) days prior to the event.

Flagler Beach Pier reservations/special event applications requested by not-for-profit organizations must include a copy of the 501(c) 3 or a tax-exempt certificate granting a tax-exempt status recognized by the United States Internal Revenue Service.

The Flagler Beach Pier will not be booked until the deposit is paid in full. Any additional fees must be paid in full before the event date; otherwise the event will be cancelled by the City. Use of the Pier is limited to the type of meeting or activity stated on the application.

The Flagler Beach Pier is made available on an equitable basis, regardless of the beliefs or affiliations of individuals or groups requesting its use. Allowing a group to meet at the Flagler Beach Pier does not constitute the City's endorsement of the group's policies, beliefs or practices. Advertisements or announcements by any group implying such endorsement are not permitted. Some restrictions regarding time, place, and manner of presentation may apply.

A final guaranteed number of guests and security arrangements (if necessary) with the Flagler Beach Police Department must be completed by noon **three business days** (72 hours) prior to the event date. If no guarantee is received, the City will prepare and charge for the number of guests specified on the original reservation.

Spaces and Fees

A charge for the use of the Municipal Pier is hereby established to be as follows:

<u>Fee Schedule</u>	
<i>Municipal Pier*</i> Rental rate is in addition to the established walk out rates: Required Deposit \$115.00 <i>T-Portion of Pier</i> **Required deposit \$75.00 Deposit will be deducted from invoice total Fees established by Special Event Ordinance and subsequent Resolutions establishing fees associated with Special Events apply in addition to rental rates and deposits	\$115.00 per hour – three-hour minimum – eighteen hour maximum. <i>Non-refundable fees:</i> \$75.00, and walk out fees. *The T-portion of Pier \$75.00 per hour – one hour minimum – three hour maximum ** required deposit \$75.00.
<u>Additional Services</u>	
Electric use Restroom supply and facility charge Sanitation rates Police Staff Other Staff	\$10 per hour \$35.00 \$75.00 for special pick up. Event size may require dumpster and additional fees. Current amount established by F.O.P. Union Agreement Overtime rates apply

**The T-portion of the pier is the end of the pier approximately 25 X 35 or around 875 square feet.*

Fees are based on a minimum of three hours and maximum of eighteen hours for entire Pier, or one hour minimum and three hour maximum for the T-portion of the Pier and shall be subject to change.

Should any unpaid portion of the Special Event invoice/account be placed for collection with an outside

agency or attorney, the undersigned agrees to be responsible for all costs related to collection.

Insurance

The Applicant shall procure and retain commercial general liability insurance in an amount of not less than \$1,000,000 per occurrence for bodily injury and property damage and shall name the City of Flagler Beach as certificate holder and additional insured and shall provide a copy of the same to the City Clerk prior to the utilization of the before-described premises. The requirement of insurance shall be within the sole discretion of the City.

Operating Hours

The Flagler Beach Pier is available for use Sunday through Saturday from 6 a.m. to midnight. When planning an event, please take these hours into consideration when arranging the set-up and cleanup of the event. Applicants must return the pier to the condition it was rented and then vacate the Pier by the time noted on the rental application.

Right to Cancel

Either party may cancel this Agreement, within 3 days (72 hours) prior to the event and with written notice to the other, without liability as a result of acts of God, over which neither party has control, government regulation, terrorism, disaster, strikes, civil disorders, or any other factors over which neither party has control, making it impossible or illegal to conduct the program consistent with those conditions that existed at the time the contract was entered into. The parties may, however, agree to go forward on such terms and conditions that may be re-negotiated. With proper written notice, any advance deposit(s) made shall be refunded minus \$75.00 non-refundable fee to the party who made the deposit.

Refund of Security Deposit/Cancellation Fees

Deposits are refunded after City personnel inspect the Pier. Deposit refunds take 2-4 weeks to be processed.

If this event is cancelled less than 48 hours prior to the date of the event, the undersigned applicant agrees to forfeit fifty percent (50%) of the deposit. If this event is cancelled without notification, the undersigned Applicant agrees to forfeit one hundred percent (100%) of the deposit.

Pier Configuration

The Applicant will be responsible for any seating requirements.

Food and Beverage

Alcoholic beverages are allowed with the permission of the Flagler Beach City Commission, the promoter of the event must obtain the proper licensing and permits. If violation of the City's alcohol ordinance or Florida state law is found, the event will immediately be closed and participants will be asked to leave and will be subject to full cancellation fees.

Food and beverage may be served on the Pier, provided the City Commission and the Fire Captain or

Fire Inspector have approved the heating source for the food, and proper care is given to clean-up after the event.

All food and beverage trash must be placed in receptacles provided by the City.

Cleaning

The pier must be returned to the condition in which it was when you entered. The bathrooms are to be cleaned and wiped down. Please make sure that you turn all equipment completely off before you exit the premises. You are responsible to place all trash, solid waste and recyclables in the dumpsters and or tipper carts provided as required by Chapter 4, Article III, Section 4-116.

Parking

The City assumes no responsibility for lost or stolen items or damage to vehicles while parking within the City of Flagler Beach.

Security/Emergency Personnel

The applicant is responsible for providing off duty officers for any event when the attendance is above 100 persons or whenever deemed necessary by the City of Flagler Beach. Each event, regardless of size of attendance, is to be reviewed and approved by the Flagler Beach City Commission, Flagler Beach Police Department, and Flagler Beach Fire Department, to determine if additional emergency personnel are required.

Publicity

Each group is responsible for its own publicity. Any printed publicity must include the statement: "This event is not sponsored by the City of Flagler Beach." Publicity is not to include the City's telephone number, nor may the City's name and address be used as a mailing address.

Signage and Decorations

Unauthorized signs will be removed without notice.

Materials may not be attached to walls, windows, doors or furnishings.

No open flames, glitter, confetti, silly string, etc. may be used on the pier. Flameless votive candles will be allowed.

Indemnification

Applicant shall indemnify and hold harmless the City of Flagler Beach and its elected officials, directors, agents and employees from and against all losses, damages, claims, costs and expenses arising from injury or death of any person(s), or damage to property resulting from any act or omission of Applicant or its employees, agents, representatives, guests, invitees, or the general public to the extent that such losses, damages, claims, costs and expenses arise in connection with or relate to this Contract and applicant's use of the Premises.

Applicant shall indemnify and hold harmless the City of Flagler Beach if the Pier is deemed unsafe and unusable due to an act of nature or war.

The City of Flagler Beach will not assume or accept any responsibility for damage to or loss of any merchandise or articles brought onto the premises prior to, during or following the Applicant's event.

Damages

A member of Staff will perform a walk through with the applicant prior to and after the event. Conditions will be noted. The Applicant is liable for all damages, expense, and loss, including theft and property loss, caused by any person who attends, participates in, or provides goods and services connected with the Applicant's use of the Flagler Beach Pier and all tangible property. Repair or replacement costs due to damage of City of Flagler Beach Pier, furnishings and equipment will be charged to the event sponsor. The cost of damages assessed by the City of Flagler Beach will be based on the replacement value.

Revocation and Refusal of Authorization for Use

Each applicant understands that authorized City personnel may enter the Pier at any time during the scheduled event for periodic checks. The privilege of using the City of Flagler Beach Pier will be revoked, all persons will be removed from the property, and forfeiture of entire deposit will be made if the activities of the Pier users negatively impact in the following ways:

- The event is conducted in a noisy, disorderly or inflammatory manner.
- The size of the event presents personal safety or security issues, or creates an undue parking demand on the surrounding neighborhood.
- The Pier users neglect to pay all required fees, or neglect to pay for damage to the Pier.
- The Pier users neglect to leave the Pier in the condition in which it was found.
- There is any violation of City policy.
- An applicant fails to show for a scheduled rental without prior notification.

The City of Flagler Beach reserves the right to decline applicants the use of City Pier based on prior rental history violations.

Priorities

Priority will be given to: City of Flagler Beach sponsored events; groups that are City of Flagler Beach based, including the Flagler Beach Museum. All other groups will be given consideration on a first-come/first-served basis. The City of Flagler Beach reserves the right to preempt any event for a City-sponsored event. In such rare instances, the City will make every reasonable effort to give ample notice and to assist the group in reserving another date. If that is not possible, there will be a full refund of any advanced deposit.

The City reviews this policy annually and reserves the right to change it anytime.

Applicant Signature

Date

Applicant Name/Title (Please print)

City of Flagler Beach

Date

Flagler Beach Staff/Title (Please print)



City of Flagler Beach Pier Rental Application

Event Date: _____ Time Requested: _____

Type of Function/Event: _____

Tentative # of Guests: _____ Guaranteed # of Guests: Due _____ before noon

Name/Organization: _____

Address: _____

Phone: _____ Fax: _____

Driver's License #: _____

Fundraiser _____ Yes _____ No

(Copy of the organization's 501 (c) 3 Certificate and Insurance Certificate Required)

Deposit Paid: _____ ☐ Credit Card ☐ Cash ☐ Check ☐ Money Order
(Includes non-refundable fee(s))

Amount Due: _____ ☐ Cash ☐ Check ☐ Money Order ☐ Credit Card

Amount of Returned Deposit: _____ Date returned: _____

IN CASE OF EMERGENCY - PLEASE CALL 911.

IN THE EVENT THAT THERE IS NO ONE TO UNLOCK/LOCK THE FACILITY AT YOUR SCHEDULED TIME PLEASE CALL (386) 517-2020.

Applicants Signature

Date

City of Flagler Beach

Date

City of Flagler Beach
SPECIAL EVENTS APPLICATION



105 South 2nd Street,
Post Office Box 70
Flagler Beach, Florida 32136
Phone (386) 517-2000 Fax (386) 517-2008

INSTRUCTIONS:

Please print or type all information. The application must be filled out accurately and completely. Answer all questions. Do not leave an item blank. If an item does not apply, write N/A (not applicable). Incomplete applications will not be considered. All statements made on the application are subject to verification.

If you have a 5013 C exemption certificate please attach a copy to this application for the application fee waiver.

OFFICE USE ONLY
DATE REC'D _____

FEE REC'D \$ _____

INITIALS: _____

APPROVED ☐

DISAPPROVED ☐

REASONS: _____

PX _____

BY: _____

CITY SPONSOR: ☐ YES

☐ NO

Please type or print legibly
Required Information

Name of Event _____

Producer\Promoter: _____

Type of Organization: _____ non-profit _____ profit _____ charitable _____ government

Will the City be asked to sponsor or co-sponsor? _____ Yes _____ No

Contact Person: _____

Address: _____

City: _____ State: _____ Zip: _____

Work Phone: _____ Home Phone: _____

Fax: _____ Mobile Phone: _____

E-Mail Address: _____

Billing Information

Is the party responsible for billing same as above? _____ Yes _____ No

If No, please provide the proper information below:

Attention: _____

Address: _____

City _____ State _____ Zip _____

Work Phone: _____ Fax: _____

EVENT INFORMATION

Event Name: _____

Date(s) Requested: _____

Location: _____

Brief Description of Event: _____

Site Plan Attached? ☐ Yes ☐ No

If No, explain here: _____

Will admission fee be charged for event? ☐ Yes ☐ No

Event Time: Date _____ Start _____ End _____

 Date _____ Start _____ End _____

 Date _____ Start _____ End _____

Set Up: Date _____ Start _____ End _____

Break Down: Date _____ Start _____ End _____

Rain Date: Date _____ Start _____ End _____

Total Number of Expected attendees\participants: _____

Age Breakdown: ☐ 1-10 ☐ 11-18 ☐ 19-25 ☐ 26-40 ☐ Over 40

Have you held this event previously? ☐ No ☐ Yes

If Yes, Previous Date(s): _____

 Location: _____

Does this event differ from previous years? ☐ No ☐ Yes

If Yes, explain how: _____

SIGNS\BANNERS

Will you require signs and banners at your event? ☐ No ☐ Yes

If Yes, list # and dimensions of each: _____

Proposed locations: _____

ENTERTAINMENT

Will there be entertainment? ____ No ____ Yes

If Yes, a complete detailed listing of names and times must be provided for all entertainment.

Will you be using a sound system? ____ No ____ Yes

If Yes,

Contractor: _____ Type System _____

Note: City ordinances require

Sound Times Date: _____ Start _____ am\pm End _____ am\pm

Date: _____ Start _____ am\pm End _____ am\pm

Will there be games or rides? ____ No ____ Yes

If Yes, list all: _____

(Including but not limited to: carnival ride, bounce house or other inflatable, rock wall, etc.)

SPECIAL EFFECTS

Will there be special effects used? ____ No ____ Yes

If Yes, complete the rest of this section:

Type of Effects: Fireworks ____ Laser light show ____ Other _____

**Note: Flagler Beach Fire Department will issue a permit contingent upon separate insurance being provided for fireworks*

Time(s) of Date: _____ Start _____ am\pm End _____ am\pm
Special Effects

Date: _____ Start _____ am\pm End _____ am\pm

Location: _____

Effects Producer\Company: _____

Address: _____

Phone: _____ Fax: _____

PARADES

Parade permits for SR A1A or SR 100 are provided by FDOT. The City will apply for the permit but can not guarantee approval. A map of the route designating requested street closures must be attached.

Estimated number of parade units in each category:

_____ Bands _____ Floats _____ Cars _____ Marching units _____ Miscellaneous

Parade time Date: _____ Start _____ am\pm End _____ am\pm

Set-up time Date: _____ Start _____ am\pm End _____ am\pm

Break down Date: _____ Start _____ am\pm End _____ am\pm

Rain date Date: _____ Start _____ am\pm End _____ am\pm

TRAFFIC

Will normal traffic patterns be altered by the event? ____ No

If Yes, explain: _____

Will public parking, streets, sidewalks, etc. be restricted or obstructed?

____ No ____ Yes (If yes, designate on site sketch)

Does your plan include on-site parking? ____ No ____ Yes (If yes, designate on site sketch)

Does your plan include off-site parking? ____ No ____ Yes (If yes, designate on site sketch)

Will shuttles be used to transport? ____ No ____ Yes

FACILITY REQUIREMENTS

Will you utilize temporary structures at event? ____ No ____ Yes

If yes, indicate # of each: ____ Stages ____ Tents ____ Scaffolding ____ Booths ____ Fences
____ Concession Stands ____ Miscellaneous

Location of these structures on site sketch required.

Note: Special Permits are required for tents exceeding 200 sq.ft. Special Building permits are required for temporary structures 700 or more sq.ft in area and those that are four feet above grade.

How many tents exceeding 200 sq.ft. will be used? _____ List tent location and size: _____

Will you need electric? ____ No ____ Yes

If yes, type of equipment: _____ # of Amps needed: _____

Will you employ an electrician? ____ No ____ Yes

If yes, provide name & phone number: _____

PROPOSED RETAIL SALES

*** Note: All vendors are required to complete an Itinerant Merchants License application**

Estimated total number of vendors: _____ Estimated # of each type of vending: _____ Crafts
_____ Clothing _____ Food/Beverage _____ Jewelry _____ Misc (Describe in detail below.)

Prepared Food and Alcoholic Beverages\Liquor Liability

Will food\beverage be prepared\sold at this event? _____No _____Yes (If yes, see below.)

Note: Fire extinguishers are required and will be inspected by the Flagler Beach Fire Department, Department of Business & Professional Regulation or Department of Agriculture licenses are required and copies must be provided to the City, additional liability insurance required as set by Special Events Ordinance.

Will alcoholic beverages be dispensed, provided or served? _____No _____Yes (If yes, see below.)

Note: Liquor Liability Coverage required.

Name of Organization licensed to serve alcohol at this event: _____

This organization is _____for profit _____not for profit

RESTROOM FACILITIES

Toilet Facilities available?* _____No _____ If Yes, how many: _____

Will you provide Port-o-lets?* _____No _____ If Yes, how many: _____ (Designate on site plan.)

**Note: ADA requires one handicapped restroom in each group of restrooms*

AMERICANS WITH DISABILITIES ACT

ADA requires with accessibility guidelines as adopted by the State of Florida are now in effect.

SANITATION

Please review the Special Events Ordinance, and Resolution 2008-32 regarding fees for sanitary requirements.

POLICE SERVICES\CROWD CONTROL

Please review the Special Events Ordinance for Police\Security requirements.

LIABILITY INSURANCE WILL BE REQUIRED

See Special Events Ordinance for insurance\indemnity requirements

SIGNATURE(S)

I understand this is an application only and does not obligate the City in any fashion to reserve any facility location or approve an event. I also understand that if application is approved, non-compliance with event ordinances and agreements within these pages, could impact future event terms or approvals.

Signature of Applicant _____ Date _____

Title of Applicant _____

Affiliation _____

CITY OFFICIALS

To be signed after review of application by department heads
or at Special Event Planning Meeting, if required.

Chief of Police _____ Date _____

Fire Chief _____ Date _____

Sanitation _____ Date _____

City Manager _____ Date _____

City Commission Chair _____ Date _____

City of Flagler Beach

Agenda Application

INDIVIDUAL'S NAME: _____

BUSINESS NAME: _____
(If Applicable)

STREET ADDRESS: _____
(If within City of Flagler Beach)

MAILING ADDRESS: _____
(Please provide City & Zip Code)

PHONE NUMBER: _____

SUBJECT MATTER TO BE DISCUSSED WITH THE COMMISSION:
(This is the wording you would like on the agenda)

BACKGROUND INFORMATION REGARDING THE SUBJECT:

(OVER)

City of Flagler Beach

Agenda Application Continued

REQUESTED ACTION SOUGHT FROM THE COMMISSION:

ATTACHMENTS:

Please note the City Commission's Rules of Procedures require all supporting documents to be provided at the time the agenda application is submitted. Please refrain from handing out material at the Commission Meetings.

The maximum time allowed for each request is 10 minutes.

SIGNATURE OF APPLICANT

DATE

RESOLUTION 2015-26

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF FLAGLER BEACH, CREATING EVENT USE FEES FOR THE FLAGLER BEACH MUNICIPAL PIER, PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE

NOW THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FLAGLER BEACH, AS FOLLOWS:

SECTION 1. Whereas the City Commission desires to establish a Special Event Use Fee for rental of the Municipal Pier creating an additional venue for events in Flagler Beach.

SECTION 2. The below table shall establish a fee structure for rental of the pier facility for special events.

Spaces and Fees

A charge for the use of the Municipal Pier is hereby established to be as follows:

<u>Fee Schedule</u>	
<u>Municipal Pier*</u> Rental rate is in addition to the established walk out rates: <u>Required Deposit \$115.00</u>	<u>\$115.00 per hour – three-hour minimum – eighteen hour maximum.</u> <u>Non-refundable fees: \$75.00, and walk out fees.</u>
<u>T-Portion of Pier</u> <u>**Required deposit \$75.00</u> <u>Deposit will be deducted from invoice total</u>	<u>*The T-portion of Pier \$75.00 per hour – one hour minimum – three hour maximum ** required deposit \$75.00</u>
<u>Fees established by Special Event Ordinance and subsequent Resolutions establishing fees associated with Special Events apply in addition to rental rates and deposits</u>	
<u>Additional Services</u>	
<u>Electric use</u> <u>Restroom supply and facility charge</u> <u>Sanitation rates</u>	<u>\$10 per hour</u> <u>\$35.00</u> <u>\$75.00 for special pick up. Event size may require dumpster and additional fees.</u>
<u>Police Staff</u>	<u>Current amount established by F.O.P. Union Agreement</u>
<u>Other Staff</u>	<u>Overtime rates apply</u>

*The T-portion of the pier is the end of the pier approximately 25' X 35' or approximately 875 square feet.

Fees are based on a minimum of three hours and maximum of eighteen hours for entire Pier or one hour minimum and three hour maximum for the T-portion of the Pier and shall be subject to change.

Should any unpaid portion of the Special Event invoice/account be placed for collection with an outside agency or attorney, the undersigned agrees to be responsible for all costs related to collection.

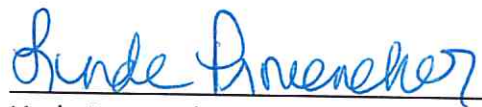
SECTION 3. All resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed.

SECTION 4. This Resolution shall become effective immediately upon passage as provided by law.

PASSED AND ADOPTED THIS 24th DAY OF September, 2015.

ATTEST:

CITY OF FLAGLER BEACH, FLORIDA
CITY COMMISSION


Linda Provencher, Mayor


Penny Overstreet, City Clerk

ORDINANCE 2015-10

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF FLAGLER BEACH, AMENDING THE CODE OF ORDINANCES, CHAPTER 6, BEACHES AND RECREATION, ARTICLE II, MUNICIPAL PIER; SECTION 6-22 ADMISSION TARIFF; SECTION 6-27; AND CREATING SECTION 6-28 USE CHARGES, TO ESTABLISH A FEE FOR RENTAL OF THE PIER STRUCTURE FOR SPECIAL EVENTS; PROVIDING FOR SEVERABILITY; INCLUSION IN THE CODE OF ORDINANCES; CONFLICT; AND AN EFFECTIVE DATE.

WHEREAS, Section 6 of the Code of Ordinances relates to the regulations and operation of the Municipal Pier; and

WHEREAS, City Staff and the Elected Officials at their 2014-2015 Strategic Planning Session established a goal to reevaluate the pier fee ordinance and develop rental fee table.

NOTE: Underlined words constitute the additions to the existing text of the *Flagler Beach Code of Ordinances*, strikethroughs constitute deletions to the existing text, and asterisks (***) indicate an omission from the existing text which is intended to remain unchanged.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FLAGLER BEACH, AS FOLLOWS:

SECTION 1. The City Commission of the City of Flagler Beach hereby amends Chapter 6, Beaches and Recreation, Article II as follows:

Sec. 6-22. - Admission tariff.

The following tariff is published as the official tariff for admission of persons to the municipal pier of the city:

Admission	Tax	Total***	
Walk out—Daily Rate	\$1.40	\$0.10	\$1.50
Walk out—Daily Rate—Senior Citizen/Active Military/Retired Military *	0.93	0.07	1.00
Fishing—Daily Rate	5.61	0.39	6.00
Fishing—Daily Rate—Senior Citizen/Active Military/Retired Military *	3.67	0.33	4.00
Additional pole per day (Up to <u>20</u> at one time)	0.93	0.07	1.00
Single Pass—1 month	23.36	1.64	25.00

Single Pass—3 months	39.25	2.75	42.00
Single Pass—6 months	56.08	3.92	60.00
Single Pass—1 year	93.44	6.56	100.00
Senior Citizen/Active Military/Retired Military Pass—1 month *	18.69	1.31	20.00
Senior Citizen/Active Military/Retired Military Pass—3 months *	32.71	2.29	35.00
Senior Citizen/Active Military/Retired Military Pass—6 months *	46.73	3.27	50.00
Senior Citizen/Active Military/Retired Military Pass—1 year *	74.76	5.24	80.00
Family Pass—1 month**	46.73	3.27	50.00
Family Pass—3 months**	74.76	5.24	80.00
Family Pass—6 months**	93.44	6.56	100.00
Family Pass—1 year**	140.16	9.84	150.00

* Senior citizen is defined as anyone age sixty-five (65) or over and must show ID. Active military is defined as a person who is on active duty for the United States Armed Forces and must show Military ID. Retired military is defined as a person who has retired from the United States Armed Forces and must show Military ID.

** Family passes are good for husband, wife and children under the age of eighteen (18).

- (1) The city may issue free family pier passes (family to include spouse and children under eighteen (18) years old only) to all city employees, city commissioners and mayor during term of employment.
- (2) Past city commissioners and mayors shall be issued a lifetime pass.
- (3) Individual pier passes (not including family) may be issued to all city board members and volunteer fire department members during term of service.
- (4) The city clerk shall maintain a list of persons eligible for such passes and such lists shall be made available to those persons having responsibility for pier admissions.
- (5) Active members of the Disabled American Veterans/Jim Booe Chapter 86 shall have free access to the pier. Said members shall present their member identification as passes to the pier.
- (6) Project team members of the Marineland Right Whale Survey Project shall have a waiver of Pier Walk-Out Fees during the months of January, February and March. The team coordinators shall provide a list of members to the person having the responsibility for pier admissions.
- (7) The 9-11, Veterans Day, Memorial Day, D-Day, and Victim Advocate Memorial Services

shall have a waiver of Pier Walk-Out Fees for the participants of these specific events.

Sec. 6-27. - Consuming, dispensing, or possessing alcohol or intoxicating beverages on municipal pier.

(a) *Consumption or possession prohibited.* It shall be unlawful for any person to consume or to have in his possession, custody or control any alcoholic beverage on the municipal pier, unless exempted by Chapter 4, Section 4-129 of the Code of Ordinances.

(b) *Consuming, possessing, or dispensing prohibited.* It shall be unlawful for any person to drink, consume, dispense, sell or possess an open container containing any alcoholic or intoxicating beverage of any kind whatsoever on the municipal pier, unless exempted by Chapter 4, Section 4-129 of the Code of Ordinances.

~~Secs. 6-28—6-40. - Reserved.~~

Sec. 6-28. – Use charges.

A charge for the use of the Municipal Pier for Special Events shall be established by Resolution .

The use of the Municipal Pier for Special Events or any portion thereof shall be limited to a maximum of six times per calendar year, and not more than once per month.

Functions of the City including the Flagler Beach Museum are not subject to the use fee. Fees are subject to change. Should any unpaid portion of a Special Event invoice/account be placed for collection with an outside agency or attorney, the special event applicant/promoter agrees to be responsible for all costs related to collection.

Secs. 6-29—6-40. - Reserved.

SECTION 2. If any Section, Subsection, sentence, clause, phrase, or portion of this ordinance, or application thereof, is for any reason held invalid or unconstitutional by any Court, such portion or application shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

SECTION 3. It is the intent of the City Commission of Flagler Beach, and is hereby provided that the provisions of this ordinance shall be made a part of the Flagler Beach Code; that the sections of this ordinance may be re-numbered or re-lettered; and that the word “ordinance” may be changed to “section”, “article”, “chapter” or other appropriate designation to accomplish such intention.

SECTION 4. All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 5. This ordinance shall take effect immediately upon passage as provided by law.

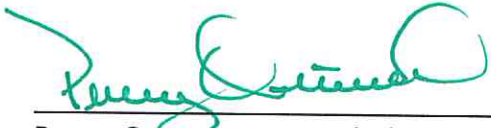
PASSED ON FIRST READING THIS 10TH DAY OF SEPTEMBER, 2015.
PASSED AND ADOPTED THIS 24TH DAY OF SEPTEMBER, 2015

CITY OF FLAGLER BEACH, FLORIDA
CITY COMMISSION



Linda Provencher, Mayor

ATTEST:



Penny Overstreet, City Clerk