



THE MAILBOAT



VOLUME 16 NO. 2 4th QUARTER

The Town of Malabar got its 1st official Post Office and name on December 24, 1883 when R.A. Ward was named Postmaster by President Chester A. Arthur. Two times a week, the boat that travelled down the intracoastal waterway from Jacksonville, would deliver the mail to the palmetto shack post office along the river bank at Malabar. The mail was dumped on the counter for the population of 25 to shuffle through. With the coming of the railroad, in 1893, the mail boat was no longer needed.

Budget Approved and Millage Does Not Increase!

The Town Council just approved the millage for the next fiscal year budget (October 1, 2010 through September 30, 2011) and kept their promise that rates would not increase. It was important to Council to not increase the millage when the economy is still struggling. With the continued reduction in property values and the millage rate staying at 1.6630 per \$1000.00 of value, a Malabar home with a taxable value of \$152,310, after the \$50,000 exemption taken, would pay \$253.29 in Malabar property taxes. Last year that property paid \$308.50. Malabar has budgeted its expenditures for the next year with 46,000.00 less in Ad Valorem taxes. Malabar Council utilized a Taxpayer Budget Review Board, a committee of citizens appointed by Council and the Mayor to review the draft budget and make recommendations. This is the second year Council has used the citizen participation board and has thanked the Board for their efforts.

Big Ballot For All This Year

The voters in Malabar this year will be asked to complete a multi-page ballot covering the offices of US Senator & Rep (15th Dist), Governor, Atty Gen, Chief Financial Officer, Com of Ag, State Representative (31st), Supreme Court Justice, District Judges in addition to our Local Candidates. There are also six amendments proposed to our State Constitution, Questions 1, 2, 4, 5, 6 and 8 and one state referendum question. There will also be amendments relating to the County Charter. Information on these amendments and questions can be found on the Supervisor of Elections website, www.votebrevard.com, 2010 Amendments and referenda. Malabar will have two questions related to our Charter and three other questions on the ballot. They are all explained in this newsletter.

Candidate Forum October 21, 2010 at 7:00 PM to be held at Town Hall

On November 2, voters in Malabar will be asked to select Council Members for Districts 1, 2 and 3. These positions are elected **At-Large** in the Town-wide vote. Council Members serve a two (2) year term and may serve a maximum of three (3) consecutive terms.

It has been the practice to provide brief background and contact information for each candidate on the ballot. The Clerk's Office requested and received the following information for voter convenience and benefit. Please contact them for more information on their positions and other experience. There is a brief bio on each candidate on inside pages 2 and 3 of this newsletter.

Council District 1 candidates are incumbent Nancy Borton, 141 Riverview Drive, (email nancy@yellowdogcafe.com or 321-508-3209) and previous Mayor Carl Beatty (1985-1987), 2944 Century Oaks Circle, (email beattyCarl@aol.com or 321-514-8623).

Council District 2 candidates are Wayne Abare, 2530 Rocky Point Road, (email wabare@cfl.rr.com or 321-727-8559) and David White, 2110 Ivey Lane, (email dayne8264@yahoo.com or 321-231-0013).

Council District 3 candidates are incumbent Steve Rivet, 2005 Rivet Lane (email srivet@cfl.rr.com or 321-956-6551) and previous Council Member Donald Krieger, 2345 Lineberry Lane (email book@brevard.net or 321-724-2143).

Your vote is very important and could help shape the future of the Town of Malabar. Please take the opportunity to contact these candidates or attend the Candidate Forum on October 19th and ask your questions. If you need information of the referendum questions, please call Town Hall at 727-7764.

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Candidate Bios District 1:

Nancy Borton

Businesswoman and community activist Nancy Borton is in her second two-year term as a member of the Malabar Town Council. The 13-year resident is an unrelenting booster of her home town. "I love this town and want it to continue as it is. In Malabar, if you want to live in a rural setting, with horses and cows on large acreage, you can. Or if you want to live in a subdivision, you can do that. And we have a beautiful riverfront that we get to drive by every day. It's quiet. It's awesome here." Borton, who served a single term as a Town Council member in 2000, was elected again in 2006 and continues to serve. "I love public service," she says. "As a public servant, I am allowed to help people accomplish what they want to accomplish. We help people achieve their dreams. What could be more satisfying than that?"

A Massachusetts native, she is one of the best regarded food professionals in Brevard County and it runs in the family, her parents having owned successful restaurants after having started with virtually nothing.

Borton has operated flourishing dining establishments in her own right since 1980. She and her husband, Stuart Borton, opened the Yellow Dog Café, one of the region's best-regarded and most innovative eateries, in 1997, and have become mainstays of charitable and community efforts in the area.

Carl Beatty

Carl Beatty has been a resident of South Brevard County for 50 years; he has resided in the Town of Malabar for 35 years. Mr. Beatty was a prior employee of the Town from 1994 - 2009 and also served as the Mayor from 1985 - 1987. Mr. Beatty also served on the Planning & Zoning Advisory Board for two years and helped write the first Land Use Plan. Mr. Beatty stated he was also a two-year voting member of the Board of Governors to the Florida League of Cities. Mr. Beatty has been very active in assisting with Keep Brevard Beautiful as the Site Captain for Trash Bash for the past ten years; and he has been very instrumental in assisting the Boy Scouts/Girl Scouts with community service projects. He has also assisted in many projects with the Malabar Fire Department and the Trails and Greenways work projects.

Candidate Bios District 2:

Wayne E. Abare

After graduating from the University of South Florida, Wayne accepted a job with Radiation Incorporated (a Division of Harris Intertype). Wayne started out as an Analog Designer but shortly thereafter switched to nuclear and space radiation effects. He retired from Harris Government Communications System Division in June 2009 after 40+ years with Harris. He is currently a part time Consultant for Trident Systems in Virginia. Mr. Abare was an adjunct professor at Florida Institute of Technology during the 1970s teaching senior level courses in electrical engineering. Mr. Abare has been married to his wife Katie for 44 years. They have two daughters Tamara and Amber. Tamara is an Architect and lives in Tampa. Amber is an Electrical Engineer (PhD) and lives in Raleigh North Carolina. They have four grandchildren.

David White

My name is David White and I am running for Seat 2 on the Town Council. I have been a resident of Malabar for 20 years, and as such, I have seen our town grow from the times of all dirt roads and secluded homes, to paved streets, traffic signs, medical facilities and subdivisions. Along the way I have also watched our town struggle with, yet usually succeed, in meeting with the many scaling needs of our ever-changing community. Living my entire life in Brevard County, I chose Malabar to be my homestead as my wife and I just started out. We now have three sons who have lived their whole lives on the corner of Hall and Ivey.

At work, I am a Regional Manager for Richman Property Services, one of the nation's largest development-construction-management companies of multi-unit residential properties. I spend days traveling across central Florida and along our coast inspecting sites. I have witnessed first hand how development changes towns, and how towns change development. I look forward to using my experience and loyalty gained from a lifetime of enjoying Malabar as my home, as well as my knowledge and understanding of how business and growth can impact a community, to better serve our town. Please consider voting for me, David White, for Town Council District 2.

Candidate Bios District 3:

Steve Rivet

Steve Rivet has lived in south Brevard since 1983, and has owned and resided at 2005 Rivet Lane here in Malabar since 1988. Steve was born and raised in Michigan and moved to Brevard after receiving his BS degree in electrical engineering from the University of Michigan, and began his career as a Product Engineer with Harris Semiconductor (now Intersil Corp). He received his MBA degree from Florida Tech and has been promoted through several engineering and management positions; he is now a Product Line Director for a \$100 million per year business at Intersil. Since 1994, Steve has been married to Dr. Semen Koksalski, now head of the Dept of Mathematical Sciences at Florida Tech. Steve and Semen have a 13 year old son Denis. He can be reached directly at his home at 956-6551, or by email at srivet@cfl.rr.com. He welcomes your questions, comments, suggestions, and constructive criticisms.

Donald Krieger

Efficient government, in my view, always requires an eye on reduced spending. If elected I would employ a 'Back to Basics' set of criteria so our Town adheres to living within its means. Responsible elected officials should reduce spending in times of economic downturn and not burden residents and businesses by raising costs. Employing better communication methods to inform residents of the issues is prime to keeping Malabar the rural environment most of us moved here to enjoy. When I was last on Council I did my best to limit costs, streamline operations, and maintain, improve, and pave roads. My wife and I recently celebrated 34 years of marriage and enjoy sailing on the Indian River Lagoon and bicycle riding around Town. We recognize the fragile nature of the rural lifestyle Malabar currently offers and hopefully will maintain.

I believe this year's vote is critical to this purpose and invite your thoughts and inquiries on the issues important to you. The issues I continue to address are: watchdog upcoming changes to future comprehensive land use planning; maintain the independent rural character and lifestyle of Malabar; maintain Town sovereignty; oppose outside non-funded mandates; maintain appropriate and cost efficient police, fire, rescue, and safety standards; continued roads and drainage enhancement and maintenance and getting Back to Basics while living within our means.

Referendum Questions for November 2010 Ballot

We will have five (5) referendum questions on the ballot this year; three (3) are binding and two (2) are non-binding. If the binding referendum questions are approved by the voters, then there will be action taken to make those decisions effective. The two non-binding referendum questions will provide Council with the voter's opinion on these issues.

Binding Questions:

1. **Amendment to section 2.07 of the Charter relating to the election and term of appointed officials in the office of Town Council and the Mayor.** Proposes a Charter amendment that if a vacancy on Council or in the office of the Mayor is filled by Council appointment pursuant to section 2.09 of the Charter, then such appointive term shall not be used as part of the calculation for term limits.

Explanation of question: This question pertains to a seat that becomes vacant during the term of office of either a Council person or the Mayor. If Council appoints someone to fill the remainder of the term, would that time be counted as a "term" when considering the term limits for Council (a maximum of three consecutive 2-year terms) or the Mayor (a maximum of two consecutive 4-year terms).

2. **Amendment to the Charter relating to the filling of vacancies on the Town Council and in the office of the Mayor.** Shall the Charter be amended to require the Council to schedule a special election to fill a vacancy on Town Council or in the office of the Mayor when one (1) year or more remains in the vacant term.

Explanation of question: This question is asking the voters if they feel a special election should be required if there is a vacancy in a Council Member's seat or the Mayor's seat of one year or more remaining in the term. The current wording in the Charter directs Council to appoint a successor if there is "less than one year" and directs Council to hold a special election if there is "more than one year" – this amendment will clarify the one year period.

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- 3. **Continued Participation in the Brevard County Law Enforcement MSTU.** Shall the Town continue to participate in the Brevard County Law Enforcement MSTU.

Explanation of question: Council approved participation in the Brevard County Law Enforcement MSTU in 2007 with an effective date of 2008. They also adopted Ordinance 2007-06 that required Council to bring the question back to the voters of Malabar every two years thereafter for their input as to whether they wish to continue participation with the MSTU for Brevard County Law Enforcement protection and services.

Non-binding Questions:

- 4. **Support for the future purchases of commercial land in the Town by EELS.** Should the Town of Malabar support future purchases of commercial land in the Town by the Environmentally Endangered Lands Program for Brevard County (EELS).

Explanation of question: The Environmentally Endangered Lands Program has purchased land in Malabar over the years from willing sellers. These properties were in areas designated for industrial development off of US 1, commercial development adjacent to the FEC railroad and Office Institutional along Malabar Road. The Brevard County Commission has asked Malabar Council in recent years to voice support of these purchases before the issue is voted on by the County Commission. Malabar Council wishes to hear from Malabar voters on whether the Malabar property owners support future purchases of commercial land within Malabar by the Environmentally Endangered Lands Program.

- 5. **Support for the future purchases of residential land in the Town by EELS.** Should the Town of Malabar support future purchases of residential land in the Town by the Environmentally Endangered Lands Program for Brevard County (EELS).

Explanation of question: The Environmentally Endangered Lands Program has purchased land in Malabar over the years from willing sellers. These properties were in areas designated for residential

development off of Marie Street, Corey Road and Malabar Road. The EELs are interested in acquiring other properties in residential areas of Malabar. The Brevard County Commission has asked Malabar Council in recent years to voice support of these purchases before the issue is voted on by the County Commission. Malabar Council wishes to hear from Malabar voters on whether the Malabar property owners support future purchases of residential land within Malabar by the Environmentally Endangered Lands Program.



MALABAR OFFICIALS WANT YOUR INPUT!

Council has reviewed the P&Z Board's recommendations for changes to the land use designations in our Comp Plan for the areas along Malabar Road and Babcock Street. Before they can be approved, there will be public meetings and advertised Public Hearings so that the adjacent property owners and any owners within 500' will be notified by mail of these meetings.

Malabar wants the input from its residents. Council has asked the Planning and Zoning Board to continue their review of the "Land Use Designations" along US 1 and the rest of the Town before Public Hearings are held. Once all recommendations are made we will have advertised meetings to seek residents input.

There was a joint meeting of Council and the P&Z Board on February 24, 2010 to review the preliminary recommendations from P&Z. Both the Council and the P&Z Board would like your participation and input on this effort. Should we have more commercial along Malabar Road? Should we provide more commercial along Babcock? Some say we should not allow commercial development until Malabar Road is widened. Some say we should widen Malabar Road so commercial development will come. Malabar Comp Plan and Land Use Regulations prohibit automobile car lots and gas stations along Malabar Road.

Our FLUM was approved in 1988 and extended out to 2010. It is being reviewed to determine if it should be updated. We have made three changes

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to the FLUM since 1988 but they each involved single properties.

RLC would allow mixed use – residential and limited commercial. It was created in the mid 1990's to provide a method for existing home owners along Highway 1 to keep their residence but to allow their business to operate from it. Would you support a similar change along Malabar Road?

CL, commercial limited allows for limited commercial development up to 4,000 sf of retail. OI, office institutional, allows for office development. Most of this type of business would close up at 5PM so it is ideal as a buffer to residential.

Please check our website, www.townofmalabar.org for upcoming agendas for Council and P&Z meetings where this item will be discussed. After the Council and P&Z Board come to a consensus, we will be putting up signs and sending out information on the website to attend public hearings on these proposals. The last time we did this we had an outstanding response.

Malabar's Charter states that the Town shall remain a rural community. But we are also home to Harris Corporation, Digital Graphics, Data Management, Warrior Books, MIMA, Palm Bay Pediatrics, Callagy Tires, Ace Hardware, several commercial storage facilities, and numerous small businesses and home businesses. Malabar Council and the P&Z Board would like to hear what you think.

Volunteers Needed

If you have a few hours available a month and would like to volunteer at Town Hall please contact us at 727-7764. We are looking for a volunteer that can work four to eight hours a month to do general office filing. Applications are available online at www.townofmalabar.org or at Town Hall. We are also accepting applications for openings on our Boards. The Park and Recreation Board, Board of Adjustment and Planning and Zoning Board are all made up of volunteer residents who want to make their Town the best it can be. Call us now for an application.

Sad Note of Passing

Susan Kabana who served as the Clerk/Treasurer from 1995 until 2007 passed away on August 18, 2010 after a long battle with cancer.



The Town recognized her contributions with a Proclamation at the regular Town Council meeting of September 7, 2010.

Official Proclamation of the Town of Malabar

Whereas, the Town Council of the Town of Malabar wishes to express its deepest sympathy to the family of Susan B. Kabana who died August 18, 2010 after a long battle with cancer; and

Whereas, the Town Council, Town Staff and Citizens of Malabar wish to offer our condolences to the family; and

Whereas, Susan B. Kabana was appointed by Town Council on February 12, 1995 to the position of Town Clerk/Treasurer and served in that position until August 2007; and

Whereas, the Town Council wishes to acknowledge Susan's long service to the Town and her many contributions to the Town during her tenure; and

Whereas, the Town of Malabar was well served by "Susan's" efforts and would like to recognize her contributions.

NOW, THEREFORE, I, Thomas Eschenberg, Mayor of the Town of Malabar, along with the Town Council, do recognize

Susan B. Kabana

for her contributions and years of service to the Town and honor her memory. We again extend our deepest sympathy to the family.

Seal of the
Town of Malabar

Town Happenings . . .

News on Town's Website

Residents can find the latest information on the Town's website, www.townofmalabar.org. You can also download building permit applications, business tax receipt applications, citizen contact forms and use of park forms.

Business Tax Receipts

In our efforts to save money, we would like to send out next year's BTR renewals via email. If you have a business within the Town and would like to help us save money, please send an email to townclerk@townofmalabar.org with your business email address. Please reference the 4-digit BTR number in the subject line of the email.

We are also discussing the benefits of allowing local businesses to advertise on the Town's website. If you would be interested in placing an ad on the Town website for an annual fee, please respond via email to bwfree@townofmalabar.org so we can report to Council.

Brevard County Sheriff

The BCSO has attended many Council meetings this year to report on their efforts in crime prevention and response times to Malabar resident's calls. They were successful in capturing the suspects that were vandalizing unlocked cars. They also caught the suspect that was stealing items from boats along the riverfront.

They continue to encourage citizens to call 911 to report any suspicious activity.

EAGLE CORP CITIZENS ON PATROL NEEDS VOLUNTEERS!

Malabar has a group of volunteers that serve the Town weekly by volunteering to drive around Town once a week to observe and report any suspicious activity. It is a great way to learn about your Town, meet your neighbors and contribute to your community. Please contact Town Hall for more information.

MALABAR FEASIBILITY STUDY FOR FOUNDATION PK BLVD EAST:

The Town recently had a feasibility study done on extending Foundation Parkway Boulevard to the east side of Babcock Street in order to connect to the Lett Lane intersection and provide access to the parcels within the CG and CL zoning classifications. The study showed there were wetlands issues but with approaching the access as a curved road around the wetlands, it was very feasible. We have sent out letters to the property owners to determine interest and have had very favorable response. We have held informational meetings with some of the property owners to discuss possible development strategies. We will be providing more information on the Town website.

Fire Chief Resigns

It is with great sadness that we say goodbye to Chief Joseph Gianantonio; his last day with the Town was Sunday September 5, 2010. The Malabar First Baptist Church had its annual ceremony honoring the 9/11 heroes on September 5, 2010 at which our Fire Department participated. When they learned Chief Gianantonio was also leaving they did a presentation to him. Joe has provided thousands of hours of service to the Town's residents and property owners since he started with the Town in 2005. He has served the Town well as the Fire Chief and has always kept Malabar's best interests at the fore front. He taught classes for new volunteers, provided guidance to the young Fire Explorer group and constantly maintained good relations with other agencies.

Joe has accepted a paid position with the City of Palm Bay inspecting the breathing apparatus. We wish him all the best in the future with his new position.

We are currently reviewing applications for this position. Until such an appointment is made, the acting Interim Fire Chief for Malabar is Dan Welton. He is a Malabar resident and an employee of Harris Corporation. He is a long serving volunteer with the Fire Department. We hope you can stop by the Fire Department and offer your congratulations to Dan on a job well done.

Fire Department Wish List

The Fire Department would like to make a request of the citizens of Malabar. As you know, it has been budget preparation time at Town Hall for the next fiscal year starting in October. All departments were asked to cut their expenditures and keep costs down so Council would not have to increase the millage. Several non-essential but important items were removed from the budget in hopes of receiving funding through donations from "Friends of the Fire Department". The total expenses come to \$8,445; they are as follows:

Uniforms	\$1,630
Badges	\$ 160
Explorers	\$1,000
AFG Grant Match	\$3,000
DOF Grant Match	\$2,500
1 st Responder Magazine	\$ 80 (yearly)
Fire/Res Magazine	\$ 30 (yearly)
Fire/Eng Magazine	\$ 45 (yearly)

For anyone who is able to make any donation to the Fire Department, it would be most welcome and very much appreciated. Donations can be made at Town Hall; just let staff know what the donation is ear-marked for.

TIME , TALENT AND TREASURE

Vickie Thomas, Park Board Member

Would you like to make a contribution to one of Malabar's Parks? The Park Board is hoping that a group, organization, family, individual or memorial be made to help our town purchase park benches, add shuffle board courts, picnic tables, a gazebo, grill, trash cans and someday an extra restroom facility. You may have labor to donate or perhaps building material such as cement, lumber, or trees. The donor will receive recognition and if you have any creative ideas or things that you think we may be able to use, please attend one of our meetings at Town Hall on the third Wednesday of every month at 7:30pm or you may call (960-7446) or email me at 321properties@gmail.com.

Ballot Info con't from page 1

If you have questions related to absentee ballots or early voting please call the Elections Office at 633-2124. The League of Women's Voters is a non-partisan group that provides the pros and cons on many of the State and County issues. Their website is www.lwvfla.org and click on voter guide.

The Parks and Recreation Board Wish List

The Parks and Recreation Board is looking to area residents to provide donations for some improvements at local recreation areas. They would like a picnic table for the Fern Creek Crossing located at the SW corner of Corey and Malabar Road. They are soliciting donations for the repair of the canopy over the playground equipment at the Malabar Community Park. They would also like some "in kind" work by contractors so they can get a shuffle board court installed at the Huggins Park at the north end of Florence Street. They would also like to start a recognition program for donations by offering printed bricks, boardwalk planks, park bench signage and special plaques for differing levels of donations. The Golf Disc Park recently got a kiosk installed at a reduced cost thanks to the efforts of Jim Noble of Brevard Hardwoods.

Prescription Drugs – The Silent Killer

Jack Parker, Sheriff of Brevard County.

Exerpts reprinted from the Hometown News

There is a new drug epidemic sweeping the nation. It may be one of the most prolific and most dangerous threats to public safety yet...prescription drugs.

Strong prescription drugs for pain, depression or anxiety can be highly addictive. In Brevard County over the past 5 years, more than 700 people died as a result of prescription drug abuse. In that same 5-year period, only about a quarter of that many died from using street drugs in Brevard.

While addiction affects people of all ages, a special word of caution needs to go out to the parents of teens and young adults. Many people become addicts without the intent to do so. Many suffer legitimate injuries or have medical procedures and are given these pain medications to deal with their pain. Young people, especially those in their teens, seem to be especially susceptible to getting addicted to these medications.

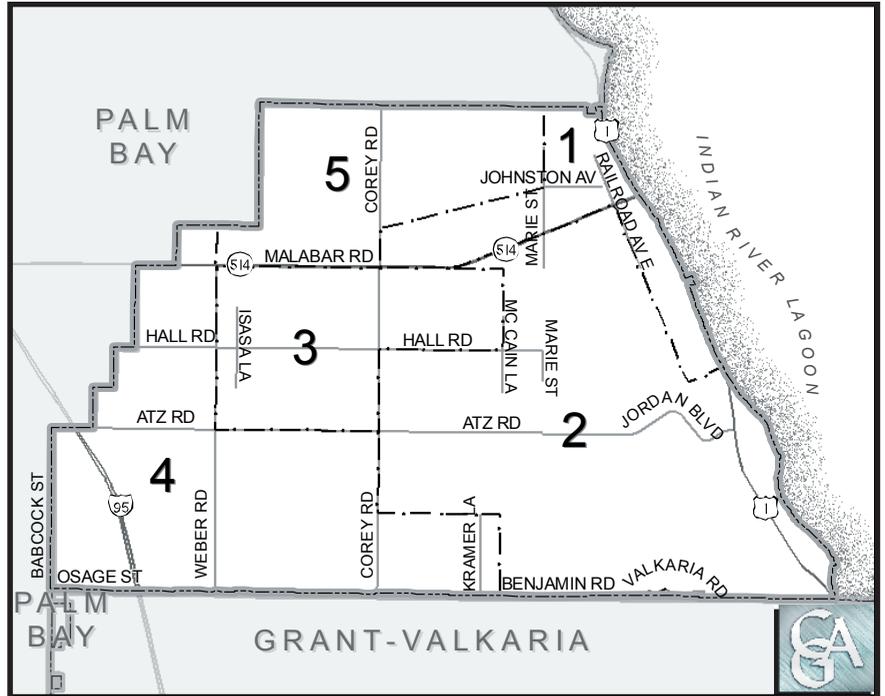
As parents, we must get more involved and ask doctors serious questions when it comes to pain or anxiety medications for our children. Even if you are assured prescribed medications are necessary, you should control these medications and administer them yourself.

For more information concerning pharmaceutical drug abuse or the proper way to dispose of unused medications, please contact the Brevard County Sheriff's Office at (321) 633-1216 or visit our website at www.BrevardSheriff.com.

Know Your Representatives on Council

The Council members to the left represent these districts:

- District 1:** Nancy Borton
724-1540 141 Riverview Dr.
- District 2:** Brian Vail
952-9110 2700 Smith Lane
- District 3:** Steve Rivet
956-6551 2005 Rivet Lane
- District 4:** Jeffrey McKnight
722-1243 2005 Flashy Lane
- District 5:** Marisa Acquaviva
768-1127 1120 Baywood Court
- Mayor:** Tom Eschenberg
724-1007 2835 Beran Lane
- Town Administrator** Bonilyn Wilbanks
Town Hall 727-7764 x13
- Town Clerk/ Treasurer** Debby Franklin
Town Hall 727-7764 x12
- Town Fax** 722-2234
- County Comm.** Trudie Infantini, Dist. 3
952-6300



St. John's River Water Mgmt District www.sjrwmd.com

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