

Message History (13)

On 2/5/2026 3:42:50 PM, Dave Jaye wrote:

Cape Coral's Refusal to Disclose DROP Pension Bonuses Violates Florida Sunshine Law

RE: Public Records Request R105882120425

Original Request Date: December 4, 2025

Date: February 5, 2026

Kimberly Burns

City Clerk

City of Cape Coral

1015 Cultural Park Blvd.

Cape Coral, FL 33990

kburns@capecoral.gov

To City Clerk Kimberly Burns:

This letter responds to your February 2, 2026 correspondence regarding my December 4, 2025 public records request for employeelevel pension bonus (DROP accrual) information.

Your response confirms multiple violations of Florida's Public Records Act, Chapter 119, Florida Statutes, and raises additional concerns regarding the City's handling of pensionrelated documents.

1. The City's own letter admits the requested records exist and are being withheld

Your February 2 message states:

“The City is not in possession of the records... but [they] are in the possession of Foster and Foster who will be pulling them to fulfill your request.”

This is a direct admission that the requested pension bonus records do exist and are held by the City's actuary on behalf of the City.

Under Florida law, records held by a contractor performing a government function are public records and must be produced promptly.

The City cannot avoid disclosure by claiming the vendor “has” the records.

This admission also contradicts the City's earlier statement that “no such records exist.”

2. The City is in violation of §119.07(1)(a), Florida Statutes

Florida law requires:

“Every person who has custody of a public record shall permit the record to be inspected and copied... at any reasonable time, under reasonable conditions.”

My request was submitted on December 4, 2025 — now two months ago.

Since then, the City has:

- Denied the existence of the records
- Later admitted partial records exist
- Now admits Foster & Foster holds the remaining records
- Still refuses to produce the pension bonus amounts
- Demands payment before confirming what records exist
- Failed to produce any responsive documents

This is not “reasonable time.”

This is unlawful delay and obstruction.

3. The City is misusing §119.07(4)(d) and the “extensive research” clause
You cite §119.07(4)(d) and the Colby case to justify charging \$225.

However, the “extensive research” provision applies only when an agency must locate, review, or redact records.

It does not apply when:

- The records already exist
- The records are routinely provided to the City
- The vendor already produces the documents as part of its contract
- No redaction is required

Foster & Foster already provides the City with:

- Annual actuarial valuation reports
- DROP accrual schedules
- Employeelevel pension bonus data
- Documents used by HR to confirm pay, service time, and DROP changes

These are existing public records, not custom work.

Charging citizens to “compile” information the City already receives is improper and unlawful.

4. Formal demand for production of all existing pensionbonus documents

In addition to the original request, and based on your admission that Foster & Foster holds responsive records, I hereby demand the immediate production of:

All documents, spreadsheets, reports, emails, actuarial schedules, or data files sent by any vendor — including Foster & Foster — to the City of Cape Coral or its Human Resources Department that contain:

- Employeelevel DROP accrual amounts
- Employeelevel pension bonus calculations
- Pensionable pay changes
- Servicetime adjustments
- DROP entry or exit confirmations
- Any actuarial data used by HR to verify pay, benefits, or personnel changes

These documents are routinely transmitted to the City for payroll, HR, and pension administration purposes and are therefore public records.

They must be produced without delay and without charge.

5. I dispute the fee and will not pay it

For the record:

I dispute the City’s fee demand and will not pay any deposit.

The delay in producing these records is solely attributable to the City.

Until the City confirms whether it is withholding existing public records, no fee is appropriate or lawful.

6. Required written clarification

Before I determine next steps under §119.11 (judicial enforcement), please provide written answers to the following:

1. Does the City possess — directly or through Foster & Foster — any existing documents containing employeelevel DROP accrual or pension bonus amounts?

2. If yes, why have these existing records not been produced?

3. If no, is the City asserting that Foster & Foster does not provide the City with any employeelevel pension accrual data?

4. Why did the City initially claim “no such records exist” when your February 2 letter now states Foster & Foster holds them?

5. What is the legal basis for charging a fee for records that already exist and require no redaction?

6. What is the legal justification for a delay now exceeding two months?

Please respond within five business days.

Sincerely,
Dave Jaye
25810 Hickory Blvd. Apt. 603

Bonita Springs, FL 34134

586 488 5177

On 2/2/2026 10:27:00 AM, Cape Coral FL Public Records Support wrote:

Subject: [Records Center] Public Records Request :: R105882-120425

Body:



RE: PUBLIC RECORDS REQUEST of December 04, 2025, Reference # R105882-120425

Dear Mr. Jay,

Thank you for your correspondence. Please be advised that the City is not in possession of the records that would be responsive to this request, but are in the possession of Foster and Foster who will be pulling them to fulfil your request. Please further be advised of the City’s “Extensive” Public Records Request policy, pursuant to §119.07(4)(d), Fla. Stat. Florida public records law is clear that the City is not required to create a public record to fulfil a public records request. Further, “Florida has long required those who seek [public] records to defray the extraordinary costs associated with their requests.” *Board of County Commissioners of Highlands County v. Colby*, 976 So.2d 31, 35 (2d DCA 2008). As a result of these longstanding legal principles, the City’s policy is collect an up-front deposit of half of the estimate in order to complete your request.

A copy of the City’s “Extensive” Public Records Request policy is located here: https://www.capecoral.gov/Documents/Departments/City%20Clerk/City%20Clerk%20FAQ/Extensive_Request_Policy.pdf?t=202511131359250

A deposit of \$112.50 is required to complete your request. Please confirm whether you wish to proceed with this request

and indicate the method by which you will submit the required deposit.

Please excuse any formatting issues of the text in this message, as GovQA has acknowledged a formatting glitch and is working to find a solution.

Sincerely,

City Clerk's Department
City of Cape Coral
1015 Cultural Park Blvd.
Cape Coral, FL 33990

NOTE: Under Florida law, written communications, including email addresses to or from City Employees and Officials regarding City business, are considered public records and will be made available to the public and media upon request, unless there is a legislatively created exemption which makes it confidential.

On 1/31/2026 8:12:04 AM, Dave Jaye wrote:

TO: "Cape Coral FL Public Records Support"[capecoralfl@mycushelp.net], [kburns@capecoral.gov]

Florida Sunshine Law Violation

RE: Public Records Request R105882-120425

January 31, 2026

To Kimberly Bruns, Cape Coral Clerk:
239-574-0411 kburns@capecoral.gov

City Clerk Kimberly Burns:

This letter responds to your January 2026 notice demanding a \$225 payment for access to pension-accrual records.

I must again object to the City's handling of this request. The City's actions now constitute a violation of Florida's Sunshine Law, specifically §119.07(1)(a), Florida Statutes, which requires that public records be produced in a reasonable amount of time and prohibits agencies from delaying or obstructing access.

1. Timeline of the City's Delays and Contradictions

- December 4, 2025: I submitted a public records request for City of Cape Coral pension accrual records, including employee-level DROP accrual amounts.
- Initial City Response: "The City has reviewed their files and has determined there are no documents responsive to your request."

- Subsequent City Response: The City then produced partial retirement information, including:
- Full employee names
- Salaries
- DROP start dates
- DROP end dates

This confirms that the City does possess employee-level pension records, directly contradicting its earlier claim that no such documents exist.

Despite providing partial data, the City continues to withhold the pension bonus / DROP accrual amounts, which are part of the same actuarial records the City receives from Foster & Foster.

2. The City Is Withholding Existing Public Records

The City now asserts that Foster & Foster must perform “4.5 hours of research” at \$50/hour to “compile” the requested information. This is improper.

Under Florida law:

- Agencies cannot charge citizens for the creation of new records.
- Agencies cannot shift vendor labor costs to the public.
- Agencies must produce existing records, not commission new work.

Foster & Foster already provides the City with:

- Annual actuarial valuation reports
- DROP participation and accrual summaries
- Employee-level pension accrual data
- Required actuarial schedules used to administer the City’s pension plans

These are existing public records.

They are not “extensive research.”

They are not exempt.

They are not optional.

3. The City Is Violating §119.07(1)(a), Florida Statutes

Florida law requires:

It is not reasonable for the City to:

- First deny the existence of the records
- Then admit partial records exist
- Then demand \$225 to access the remaining portion
- Then refuse to produce the pension accrual amounts that Foster & Foster already provides to the City

This pattern constitutes unlawful delay and obstruction under the Sunshine Law.

4. Request for Immediate Clarification

Before I determine next steps under §119.11 (enforcement), please answer the following:

1. Does the City possess any existing documents from Foster & Foster that contain employee-level DROP accrual or pension bonus amounts?
2. If yes, why have these existing records not been produced?
3. If no, is the City asserting that Foster & Foster does not provide the City with any employee-level pension accrual data?

Please provide a written response within five business days.

5. I am not agreeing to pay the \$225 fee

Until the City confirms whether it is withholding existing records, I cannot agree to pay the fee demanded.

Sincerely,

Dave Jaye

25810 Hickory Blvd. Apt. 603 Bonita Springs, FL 34134

586 488 5177

On Fri, Jan 30, 2026 at 2:33 PM Cape Coral FL Public Records Support wrote:

On 1/30/2026 2:33:10 PM, Cape Coral FL Public Records Support wrote:

Subject: [Records Center] Public Records Request :: R105882-120425

Body:



RE: PUBLIC RECORDS REQUEST of December 04, 2025, Reference # R105882-120425

Dear Dave Jaye,

Pursuant to the Florida Public Records Laws Section 119.07(4)(d) and the City's Extensive Research Policy, please be advised that in order to proceed with your records request, I am hereby notifying you of the extensive cost involved in compiling the remaining records. This is to inform you that the City will require assistance from Foster & Foster to compile the requested information. Foster & Foster has estimated that this research will take approximately 4.5 hours to complete at a rate of \$50 per hour, for a total estimated cost of \$225. Additionally, it will take the City approximately 1 hour to complete our review of all records for exempt/confidential data and subsequently redact said information.

Pursuant to City policy, the first hour of City review is provided at no cost. Therefore, the only amount due in connection with this request is Foster & Foster's estimated cost of \$225. The collection of at least half is required prior to completing the request.

If you do not want to come in to City Hall, to make the payment by cash, debit or credit, please send a check made out in the amount of \$112.50 to the City of Cape Coral, with "PRR No. R105882-120425" written in the memo section and mail to:

City Clerk's Department - Attention - Records Division

City of Cape Coral

P.O. Box 150027

Cape Coral, FL 33915-0027

Please confirm whether you wish to proceed with this request and indicate the method by which you will submit the required deposit.

Please excuse any formatting issues of the text in this message, as GovQA has acknowledged a formatting glitch and is working to find a solution.

Sincerely,

City Clerk's Department
City of Cape Coral
1015 Cultural Park Blvd.
Cape Coral, FL 33990

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On 1/29/2026 3:33:10 PM, Cape Coral FL Public Records Support wrote:

Subject: [Records Center] Public Records Request :: R105882-120425

Body:



RE: PUBLIC RECORDS REQUEST of December 04, 2025, Reference # R105882-120425

Dear Dave Jaye,

Thank you for your correspondence. To give you an update and advise you on the status of your request, the City Clerk's office has followed up with Foster and Foster, who administers the City's pension program. The City is awaiting an extensive time quote from Foster and Foster for the fulfilment of your request. Once the City receives the information from Foster and Foster, the City will forward the same to you. Thank you.

Please excuse any formatting issues of the text in this message, as GovQA has acknowledged a formatting glitch and is working to find a solution.

Sincerely,

City Clerk's Department
City of Cape Coral
1015 Cultural Park Blvd.
Cape Coral, FL 33990

NOTE: Under Florida law, written communications, including email addresses to or from City Employees and Officials regarding City business, are considered public records and will be made available to the public and media upon request, unless there is a legislatively created exemption which makes it confidential.

On 1/23/2026 3:57:38 PM, Dave Jaye wrote:

Subject: Second Follow-Up – Public Records Request R105882-120425 – Missing DROP Accrual Amounts
January 23, 2026
Kimberly Bruns, MMC
City Clerk
City Hall

1015 Cultural Park Blvd.
Cape Coral, FL
(239) 574-0411
kbruns@capecoral.gov
Ms. Bruns,

This is a second formal follow-up to my original public records request submitted December 4, 2025, and my January 21, 2026 clarification. While the City has now provided employee names, job titles, salaries, and DROP participation dates, it continues to withhold the Projected DROP Accrual / Projected DROP Payout amounts—despite clear statutory obligations to disclose non-exempt financial records.

Your initial claim that “no responsive records exist” has already been disproven by the subsequent release of DROP participation data. The City’s own DROP Activity Reports for FY23 and FY24 show annual additions, interest, and distributions—calculations that require underlying participant-level accrual data. Moreover, other Florida agencies, including Lee County Government and the Lee County School District, have routinely provided projected DROP accrual amounts dating back to 2018.

The City’s continued refusal to produce these records—now marked “SENT FOR OPINE” in the portal—appears to be a delay tactic. This obstructs public access to pension bonus data ahead of the January 31, 2026 Town Hall Meeting, where taxpayers expect transparency.

To reiterate: under Chapter 119, Florida Statutes, the City must produce all non-exempt portions of existing records. The Projected DROP Accrual / Payout amounts are not exempt under §119.071(4)(d)2., which applies only to specific personal-safety categories and does not authorize withholding pension projections.

I therefore request immediate production of:

1. Any spreadsheet, report, database extract, actuarial file, or HR/Payroll record that contains:
 1. DROP Begin Date
 2. Projected DROP End Date
 3. Projected DROP Accrual or Payout
 4. For each employee currently participating in DROP

2. If the City believes any portion of these records is exempt, please provide:

1. The specific statutory exemption for each withheld field
2. A redacted copy of the record with only the exempt information removed
3. A written explanation of the basis for each redaction, as required by §119.07(1)(d)

If the City continues to withhold these records or fails to respond promptly, I will proceed with a formal petition for enforcement under §119.11, Florida Statutes, including a request for attorney’s fees.

Time is of the essence. Please confirm whether the City intends to produce these records, claim an exemption, or continue withholding them.

Sincerely,
Dave Jaye
25810 Hickory Blvd. Apt. 603
Bonita Springs, FL 34134
586-488-5177

On 1/21/2026 7:50:52 AM, Dave Jaye wrote:

January 21, 2026

Subject: Follow-Up Public Records Request – Missing DROP Begin Dates, Projected End Dates, and Projected Accrual Amounts

Ms. Bruns,

Thank you for providing the redacted employee names, job descriptions, and salary information. However, the City did not provide the remaining portions of my original request—specifically:

- DROP Begin Date
- Projected DROP End Date
- Projected DROP Accrual / Projected DROP Payout

These fields were explicitly requested and are clearly maintained by the City, as evidenced by:

1. The City's own DROP Activity Reports for FY23 and FY24, which show annual additions, interest, and distributions that cannot be calculated without underlying participant-level DROP data.
2. The Active DROP Participants list you provided, which already includes names and dates—demonstrating that the City maintains participant-level DROP records.
3. The City's statutory obligation to maintain accurate pension and DROP records for actuarial, payroll, and financial reporting purposes.

Under Chapter 119, Florida Statutes, the City must produce all non-exempt portions of existing records. The DROP Begin Date, Projected End Date, and Projected Accrual are not exempt under §119.071(4)(d)2., which applies only to specific personal-safety categories and does not authorize withholding pension participation dates or projected pension payouts.

To avoid unnecessary escalation, I respectfully request that the City produce the following existing records:

1. Any spreadsheet, report, database extract, actuarial file, or HR/Payroll record that contains:

- DROP Begin Date
- Projected DROP End Date
- Projected DROP Accrual or Projected DROP Payout
- For each employee currently participating in DROP

2. If the City believes any portion of these records is exempt, please provide:

- The specific statutory exemption for each withheld field,
- A redacted copy of the record with only the exempt information removed, and
- A written explanation of the basis for each redaction, as required by §119.07(1)(d).

Please confirm whether the City intends to produce these records, claim an exemption, or continue withholding them. If the City maintains that no responsive records exist, I will proceed with a formal petition for enforcement under §119.11, Florida Statutes, including a request for attorney's fees.

I look forward to your prompt response.

Sincerely,

Dave Jaye
25810 Hickory Blvd. Apt. 603
Bonita Springs, FL 34134
586 488 5177

On 1/20/2026 4:29:01 PM, Cape Coral FL Public Records Support wrote:

Subject: [Records Center] Public Records Request :: R105882-120425

Body:



RE: PUBLIC RECORDS REQUEST of December 04, 2025, Reference # R105882-120425

Dear Dave Jaye,

After further review of the City's records, responsive records were found.

Please log in to the Cape Coral FL, Public Records Center at the following link to retrieve the appropriate responsive documents. Please download and save the documents, as the files in your portal have a 2 download limit.

[Public Records Request - R105882-120425](#)

Please excuse any formatting issues of the text in this message, as GovQA has acknowledged a formatting glitch and is working to find a solution.

Sincerely,

City Clerk's Department
City of Cape Coral
1015 Cultural Park Blvd.
Cape Coral, FL 33990

Note: Florida has a very broad public records law. Most written communications to or from city staff regarding city business are considered to be public records and will be made available to the public and the media upon request. Therefore, your email message may be subject to public disclosure. Also, under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

On 1/14/2026 2:22:13 PM, Dave Jaye wrote:

Ms. Bruns,

Thank you for your response. However, the City's assertion that "there are no documents responsive to your request" is not consistent with the City of Cape Coral's own published financial disclosures, actuarial reports, and DROP activity summaries.

The City has already acknowledged—both publicly and in writing—that:

Cape Coral employees participate in a DROP pension bonus program,

The program generates annual additions, interest, and distributions, and

The City maintains actuarial reports, DROP activity reports, and payroll/HR records that necessarily contain the names, job titles, DROP entry dates, projected DROP end dates, and projected DROP payouts for each participant.

These records cannot legally exist for accounting and actuarial purposes while simultaneously "not existing" for publicrecords purposes.

Under Chapter 119, Florida Statutes:

A custodian may not deny the existence of records that are known to exist,

A custodian must produce any portion of a record that is not exempt, and

A custodian may not withhold records simply because they are inconvenient, sensitive, or embarrassing to disclose.

To avoid unnecessary escalation, I am giving the City an opportunity to clarify:

1. Does the City contend that no employee is currently in DROP?

2. Does the City contend that no HR, payroll, actuarial, or pension administrator maintains any list, report, spreadsheet, or database showing DROP participants?

3. Does the City contend that the Foster & Foster actuarial reports—which the City pays for—contain no participantlevel DROP data?

4. Does the City contend that the City's own DROP activity reports (which I have already obtained) were created without any underlying participantlevel records?

If the City maintains its position that no responsive records exist, I will proceed with the following:

Filing a formal petition for enforcement under §119.11, Florida Statutes,

Requesting attorney's fees and costs under the mandatory feeshifting provision,

Submitting a complaint to the Office of the Attorney General,

Notifying the State Attorney for the 20th Judicial Circuit regarding potential unlawful refusal to produce public records, and

Requesting an independent review of the City's recordretention and disclosure practices.

Before I initiate these steps, I request a final confirmation from the City as to whether it intends to:

Produce the existing records,

Claim an exemption, or

Continue asserting that no responsive records exist.

Please respond within five business days so that I may determine the appropriate next action.

Sincerely,

Dave Jaye

25810 Hickory Blvd. Apt. 603

Bonita Springs, FL 34134

On 12/4/2025 2:06:07 PM, Cape Coral FL Public Records Support wrote:

Subject: [Records Center] Public Records Request :: R105882-120425
Body:

RE: PUBLIC RECORDS REQUEST of December 04, 2025, Reference # R105882-120425

Dear Dave Jaye,

The City received a public records request from you on December 04, 2025. Your request states:

Pursuant to Chapter 119, Florida Statutes, I respectfully request copies of any public record(s) – in whatever format they currently exist (spreadsheet, report, list, database extract, PDF, etc.) – that contain the following information for all current City of Cape Coral employees and any contractors or other individuals who are paid through City payroll or who receive City-funded retirement benefits:

1. Full legal name
2. Current job title/position
3. Current annual base salary or current hourly rate (as of the most recent pay period)
4. Whether the individual is currently enrolled in the Florida Retirement System Deferred Retirement Option Program (DROP) or any similar deferred retirement program offered or funded by the City
5. If enrolled in DROP or a similar program, the DROP entry date (if available)
6. Any City-paid or City-funded annuity payments the individual is currently receiving while still employed by or contracted with the City of Cape Coral (including the annual or monthly amount of such annuity, if applicable)
7. The Start Date, End Date and projected DROPor Annuity Accrual ammount

This request is intended to be satisfied by the production of existing documents or electronic files (for example: the City's current payroll register, active employee roster with salaries, FRS DROP participant list, or any report showing City-funded annuities). I am not asking for the creation of a new document; I simply request any existing record(s) that already contain some or all of the fields listed above.

Preferred Format: Electronic (Excel, CSV, PDF, or native format).

Inspection Option: If providing copies is costly or delayed, I am willing to inspect the records at City Hall.

Cost: Please advise in advance if the cost will exceed \$25.00. Thank you for your prompt attention to this request.

Please acknowledge receipt of this request promptly and provide the records (or a reasonable estimate of when they will be available) within a reasonable time as required by Florida law. Thank you for your assistance. I may be reached at the contact information below if you have any questions regarding this request.

Sincerely,
Dave Jaye
25810 Hickory Blvd. Apt. 603
Bonita Springs, FL 34134
586 488 5177

The City has reviewed their files and has determined there are no documents responsive to your request.

Please excuse any formatting issues of the text in this message, as GovQA has acknowledged a formatting glitch and is working to find a solution.

Sincerely,

City Clerk's Department
City of Cape Coral
1015 Cultural Park Blvd.
Cape Coral, FL 33990

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On 12/4/2025 1:48:08 PM, Cape Coral FL Public Records Support wrote:

Subject: [Records Center] Public Records Request :: R105882-120425
Body:



Dear Dave Jaye,

Thank you for your interest in public records for the City of Cape Coral, FL.

Your request has been received and is being processed in accordance with the State of Florida Public Records Laws. Your request for the following:

Pursuant to Chapter 119, Florida Statutes, I respectfully request copies of any public record(s) – in whatever format they currently exist (spreadsheet, report, list, database extract, PDF, etc.) – that contain the following information for all current City of Cape Coral employees and any contractors or other individuals

who are paid through City payroll or who receive City-funded retirement benefits:

1. Full legal name
2. Current job title/position
3. Current annual base salary or current hourly rate (as of the most recent pay period)
4. Whether the individual is currently enrolled in the Florida Retirement System Deferred Retirement Option Program (DROP) or any similar deferred retirement program offered or funded by the City
5. If enrolled in DROP or a similar program, the DROP entry date (if available)
6. Any City-paid or City-funded annuity payments the individual is currently receiving while still employed by or contracted with the City of Cape Coral (including the annual or monthly amount of such annuity, if applicable)
7. The Start Date, End Date and projected DROPor Annunity Accrual ammount
This request is intended to be satisfied by the production of existing documents or electronic files (for example: the City's current payroll register, active employee roster with salaries, FRS DROP participant list, or any report showing City-funded annuities). I am not asking for the creation of a new document; I simply request any existing record(s) that already contain some or all of the fields listed above.

Preferred Format: Electronic (Excel, CSV, PDF, or native format).

Inspection Option: If providing copies is costly or delayed, I am willing to inspect the records at City Hall.

Cost: Please advise in advance if the cost will exceed \$25.00. Thank you for your prompt attention to this request.

Please acknowledge receipt of this request promptly and provide the records (or a reasonable estimate of when they will be available) within a reasonable

time as required by Florida law. Thank you for your assistance. I may be reached at the contact information below if you have any questions regarding this request.

Sincerely,

Dave Jaye

25810 Hickory Blvd. Apt. 603

Bonita Springs, FL 34134

586 488 5177,

was received in this office on 12/4/2025 and given the reference number R105882-120425 for tracking purposes.

Your request will be forwarded to the relevant City department(s) to locate the records you seek and to determine the volume and any costs associated with satisfying your request. You will be contacted about the availability and/or provided with copies of the records in question.

PLEASE NOTE:

- The State of Florida Public Records Laws does not require a governmental body to create new records, to do legal research, or to answer questions.
- **If a deposit, clarification or additional information is needed** and you have not contacted our office **within 10 days**, the request will be cancelled. If this should happen, you are welcome to resubmit your request with the understanding that the same process will apply.

If you have any questions, please contact the City Clerk's Department at 239-574-0411.

You can monitor the progress of your request at the link below and you'll receive an email when your request has been completed. Again, thank you for using the City of Cape Coral's Public Records Center.

Please login to "[My Request Center](#)" to update your account information, track the status of your request and receive requested records when they become available.

This is an auto-generated email and has originated from an unmonitored email account. Please DO NOT REPLY

Note: Florida has a very broad public records law. Most written communications to or from city staff regarding city business are considered to be public records and will be made available to the public and the media upon request. Therefore, your email message may be subject to public disclosure. Also, under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.



On 12/4/2025 10:25:25 AM, Cape Coral FL Public Records Support wrote:

Dear Dave Jaye:

Thank you for your interest in public records for the City of Cape Coral, FL.

Your request has been received and is being processed in accordance with the State of Florida Public Records Laws.

Your request for the following:

Pursuant to Chapter 119, Florida Statutes, I respectfully request copies of any public record(s) – in whatever format they currently exist (spreadsheet, report, list, database extract, PDF, etc.) – that contain the following information for all current City of Cape Coral employees and any contractors or other individuals who are paid through City payroll or who receive City-funded retirement benefits:

1. Full legal name
2. Current job title/position
3. Current annual base salary or current hourly rate (as of the most recent pay period)
4. Whether the individual is currently enrolled in the Florida Retirement System Deferred Retirement Option Program (DROP) or any similar deferred retirement program offered or funded by the City
5. If enrolled in DROP or a similar program, the DROP entry date (if available)
6. Any City-paid or City-funded annuity payments the individual is currently receiving while still employed by or contracted with the City of Cape Coral (including the annual or monthly amount of such annuity, if applicable)
7. The Start Date, End Date and projected DROPor Annuity Accrual amount

This request is intended to be satisfied by the production of existing documents or electronic files (for example: the City's current payroll register, active employee roster with salaries, FRS DROP participant list, or any report showing City-funded annuities). I am not asking for the creation of a new document; I simply request any existing record(s) that already contain some or all of the fields listed above.

Preferred Format: Electronic (Excel, CSV, PDF, or native format).

Inspection Option: If providing copies is costly or delayed, I am willing to inspect the records at City Hall.

Cost: Please advise in advance if the cost will exceed \$25.00. Thank you for your prompt attention to this request.

Please acknowledge receipt of this request promptly and provide the records (or a reasonable estimate of when they will be available) within a reasonable time as required by Florida law. Thank you for your assistance. I may be reached at the contact information below if you have any questions regarding this request.

Sincerely,
Dave Jaye
25810 Hickory Blvd. Apt. 603
Bonita Springs, FL 34134
586 488 5177,

was received in this office on 12/4/2025 and given the reference number R105882-120425 for tracking purposes.

Your request will be forwarded to the relevant City department(s) to locate the records you seek and to

determine the volume and any costs associated with satisfying your request. You will be contacted about the availability and/or provided with copies of the records in question.

[Public Records FAQ's](#)

[Extensive Request Policy](#)

PLEASE NOTE: The State of Florida Public Records Laws does not require a governmental body to create new records, to do legal research, or to answer questions.

If you have any questions, please contact the City Clerk's Office at 239-574-0411.

You can monitor the progress of your request at the link below and you'll receive an email when your request has been completed. Again, thank you for using the City of Cape Coral's Public Records Center.

To monitor the progress or update this request please log into the [Cape Coral FL, Public Records Center](#).

On 12/4/2025 10:25:24 AM, Dave Jaye wrote:

Request Created on Public Portal