

Grant-Valkaria
Town Council Minutes
Wednesday, April 4, 2007 at 7:00 P.M.
Grant Community Center

A. **CALL TO ORDER** 7:08 P.M.

B. **PLEDGE OF ALLEGIANCE (Hackford)**

C. **ROLL CALL (by Interim Clerk)**

Mayor: Del Yonts – present
Council Member, Seat 1: Joe Hackford – present
Council Member, Seat 2: Danielle Morgan – present
Council Member, Seat 3: Pat Bryan – present
Council Member, Seat 4: Cathy DeMott – present
Council Member, Seat 5: Dan Faden – present
Council Member, Seat 6: Jason Mahaney – present

D. **ADDITIONS AND DELETIONS TO AGENDA**

Yonts: H8) High School Location in South Brevard
Yonts: H9) Repaving (topping) of selected roads in Grant-Valkaria
Bryan: H10) Idea for Town Hall activity
Mahaney: H11) Code Enforcement

E. **CPO REPORT (Copy on file)**

(Cathy DeMott)

Previous balance:	125,610.10
Deposits: (FPL)	16,552.85
Checks issued:	
Jo Faden (printing costs)	19.33
Pending due:	0.00
Bank fees/supplies:	0.00
Ending balance	142,143.62

F. **PUBLIC COMMENT (Non-agenda items only)**

Allen Duff: An independent Building Code Administrator offering assistance. Interested in part time position with the Town.

Claire & Alix Charles: Own property on Osage and Babcock (north of Royal Palm) and want to rezone Commercial to put a diner and strip mall. Informed that the moratorium is currently in place until the Comprehensive Land Use Plan has been developed to identify appropriate areas for commercial, etc. in the Town.

G. **APPROVAL OF MINUTES**

**Motion by J. Hackford to approve minutes of 03-28-07; second by C. DeMott
Voice vote on motion carried unanimously.**

H. NEW BUSINESS

1. Second Reading of Ordinance 2007-01 Relating to landscape/land clearing: AN ORDINANCE OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA; ADOPTING CERTAIN PROVISIONS OF ORDINANCE NO. 06-55 OF BREVARD COUNTY....

No public comment. Council: No changes from first reading.

Motion by D. Faden to accept Ordinance 2007-01 as written; second by J. Hackford

Roll call vote by Interim Clerk, motion carried unanimously.

2. Second Reading of Ordinance 2007-06; Relating to a moratorium on adult entertainment: AN ORDINANCE OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA ESTABLISHING AND DECLARING A MORATORIUM ON THE ISSUANCE OF CERTIFICATE OF OCCUPANCIES AND BUSINESS LICENSE CERTIFICATE FOR CERTAIN BUSINESSES DEFINED AS ADULT ENTERTAINMENT AND ELECTRONIC GAME ARCADES IN THE AREA ...

No public comment. Council: No changes from first reading.

Motion by P. Bryan to accept Ordinance 2007-06 as read; second by C. DeMott.

Roll call vote done by Interim Clerk, motion carried unanimously.

3. Second Reading of Ordinance 2007-07; Relating to creating a Code Enforcement Board: AN ORDINANCE OF THE TOWN OF GRANT- VALKARIA, BREVARD COUNTY, FLORIDA, RELATING TO CODE ENFORCEMENT; PROVIDING FOR THE ESTABLISHMENT OF A CODE ENFORCEMENT BOARD...

No public comment. Council: Del made corrections as discussed after first reading (on file) and revision was reviewed by Mr. Bohne. Changes reviewed by Council Members.

Motion by J. Mahaney to accept Ordinance 2007-7 with changes as read; second by P. Bryan

Roll call vote done by Interim Clerk, motion carried unanimously.

4. Second Reading of Ordinance 2007-08; Relating to Communication Services Tax: AN ORDINANCE OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA ADOPTING A NEW LOCAL COMMUNICATION SERVICES TAX RATE; ...

No public comment. Council: Dan clarified to the public that this ordinance adopts the same rate the Town had been paying through the County. It is called a "new tax" only because the Town is new. There is no additional taxation. The monies that have been going to the County will now come to the Town. Del stated that the only change to the document were filling in of the percentages.

Motion by J. Hackford to approve Ordinance 2007-08 with addition of the percentages; second by P. Bryan

Roll call vote done by Interim Clerk, motion carried unanimously.

Following approval of the Ordinances, Dan did a brief review of all 4 of them for those in the audience who did not attend the discussions resulting in these decisions. (The ordinances can be viewed at the Town web site and in the GCC library.)

5. (DeMott) – Accounting Audit for Fiscal '06

Marie at W.D. Barnes is currently performing the audit. No cost estimate received to date.

6. (DeMott) – RFP for Accountant

Revision of RFP e-mailed to Council for review. The 3 changes identified at the last meeting were made. Cathy briefly explained need and purpose of the RFP to the public attending.

Motion by C. DeMott to accept revised RFP for annual fiscal audit; second by D. Morgan

Voice vote on motion carried unanimously.

7. (Yonts) – Method for naming of the Town (Due by 05/21/07)

Del explained that since there was not a consensus prior to incorporation, the Charter reads (Section 10.1-b) that the Council was mandated to produce a method by which the Town would be named 6 months after the first meeting (which would be May 21st). Council discussed polling to see if the Town's people are satisfied with the name Grant-Valkaria. Bob Thiem inquired if an unofficial poll hadn't been done already. Del responded that it was inconclusive and that most seemed satisfied with hyphenating both community names. He also reminded all that any change in the name at this time would be costly, as all legal documentation, etc. that bears the name Grant-Valkaria would also need to be changed. Harold Angelbeck suggested that perhaps it could be put on the ballot for the next election. Del responded that the Town continues to generate more as time passes and it would just become more costly by the time the election in 2008 came around. Nancy Turner expressed concern that it would mean a change in address or perhaps even the Post Office name. Del responded that those things are decided by the USPS and they weren't going to make a change. Grant-Valkaria encompasses 3 zip codes: Grant, Malabar, and Palm Bay. Residents mailing addresses will remain unchanged. Lisette Kolar will advertise for public input on how to select the name. Del added that the options range from keeping "Grant-Valkaria" to a total change. Dan thought that any informal poll taken could not be used for a judgment. He will look into legal issues and application of straw poll vs. informal poll. This item to appear on the agenda for discussion at the following meetings: 04/18/07, 05/02/07, and 05/09/07.

8. (Yonts) – Location of New High School

Del received a phone call from a Bayside developer regarding the position of the Town on the location of a new high school. Locations in question are by Palm Bay Regional Park west on Malabar Road or south of Sunrise Elementary School.

Discussion ensued. Homer King stated that he would recommend the southern location as it would mean less bus travel for students in the Town. Pat inquired how long the Town had to come to a conclusion. Del stated the School Board was announcing their decision on Tuesday. Dan Robino commented that it would be less costly to build on the southern site than the western. Del stated that was a matter for the School Board at either site. Lisette Kolar advised Council not to take a stand as there is not enough information available. Denni Burr inquired if the School Board asked for the Town's position and response was no. Pat also stated that he felt there was not enough information or time to make a decision. Danielle said that without information there was no knowledge on how it would impact the Town's traffic patterns, etc. George Wolfe commented wherever it was built it could potentially be utilized as a hurricane shelter. Barbara Streber wondered if by supporting a southern site the Town might be giving the developer a tool. This decision is up to the School Board. Alan Webb felt that the Town should make a comment as it potentially impacts our area. Lisette Kolar agreed but added that the School Board decides boundaries and may not even include Grant-Valkaria in the southern site. Troy Smith stated that studies have already been done and the School Board probably already made their decision. Del added that the Town did not have enough notification to make a timely decision. No motion on item.

9. (Yonts) – Paving (topping) of sections of road in Grant-Valkaria

Del stated that he was notified by the County that they will be adding a thin top coat to areas in the Town. In the current plan the areas are Grant Road east of Judy K to east of Grant Lake Sanctuary; Valkaria Road from Henderson to west of Goat Creek and through Valkaria Heights; overpass at I-95; and if any topping left it will go to Pomello Ranch. Plans are to begin next week.

Discussion ensued. Public brought up the intersections of Valkaria Road & Babcock and Grant Road & Babcock. Del stated that an interlocal between the Town and Palm Bay would need to be developed to work on those sites. Del stated that the planned paving will be covered by the MSTU dollars for this year. Next year it will be the decision of the Town on what roads to use the money. When the Town incorporated it inherited the roads. If the Town wants to collect franchise fees it has to accept the road maintenance also. Joe asked if the Town had to accept this decision. Del stated that he drove the areas and they are in need of topping at this time.

Motion by P. Bryan to accept the County recommendations for road paving; second by D. Morgan

Voice vote on motion approved unanimously.

Dan added that currently all monies in the Town are in a general fund and that the gas tax money must be spent on the roads. In time it will need to be separated. Del stated that the Town will not be participating in MSTU for roads. It will be contracting out, perhaps to the County, and using gas tax to pay for services.

10. (Bryan) – Town Hall Photo Idea

Pat suggested that in order to provide décor for the new town hall perhaps the Town could hold a local photo contest, choose a committee to select, and put the photos on display in the building. All agreed and Del added that they could

possibly rotate displays with different photos. Joe stated that through the former Fire Department he has some photos of the original equipment and some aerials of the area. To revisit this issue at the May 30th meeting.

11. (Mahaney) – Code Enforcement

Jim Bursick is the Building Code Administrator at Melbourne Beach and was in attendance at the meeting. The possibility of an interlocal between the two towns for building code enforcement was suggested. Fee would be discussed and the Building Dept. could set up regular hours for Grant-Valkaria. Jason stated that Palm Bay is currently doing the same for Malabar and might be interested in Grant-Valkaria. To follow up when a Town Administrator is in place. Terry Wolfe & Homer King met with Dan Force from Melbourne Code Enforcement. They have officers available to work part time in Grant-Valkaria. All Council Members felt that the Town Administrator must be in place first.

I. UNFINISHED BUSINESS

1. (Yonts) – George Barkett update on resolution of dust problem at SBTC

Mr. Barkett was not present and did not return Del's call. Problem still exists but it is within the time frame for resolution proposed by Mr. Barkett.

2. (Yonts) – Candidate Review and Selection of LPA/P&Z Boards

Del questioned Mr. Bohne on the legality of spouses of Council Members serving on advisory boards within the Town. Mr. Bohne stated that an individual is an individual and that there is no problem, only a matter of appearance. There were 13 applicants for the LPA/P&Z Board and their geographical locations in the Town were plotted on the large wall map. All applicants were introduced and given the opportunity to comment briefly: Denni Burr (spoke), John Chase (not present), Barry Cohen (not present), Christine King (spoke), Lisette Kolar (spoke), John Mafera (spoke), Regina Mahaney (spouse spoke on her behalf), Dan Robino (spoke), John Sessa (spoke), Troy Smith (spoke), Bob Thiem (spoke), Allen Webb (spoke), and Don Whitehouse (spoke). Application review was guided by Ordinance 2007-04 which specifically identifies area of expertise, background, interests and demographic location of residence as criteria for selection. Del stated that the ranking would be difficult with such good candidates and reminded all that demographics were very important to represent the entire Town area. Pat thanked everyone who volunteered their time for the Town, all Council concurred. The three that all Council agreed upon were the members of the Land Use Committee who worked with Pat up to this point (Denni Burr, Lisette Kolar, and John Mafera.) Their demographic locations were marked on the map. All Council felt it was important to include Allen Webb as his area of expertise is wildlife biology. Construction was well represented in the applicants. Discussion continued. Additional points made in discussion were that if someone vacates the Board will decide whether or not an alternate will fill the spot and when the board member's term is up Council will review. The 7 board members and first and second alternates were chosen and terms assigned as follows in alphabetical order: Burr (2yrs.), King (1yr.), Kolar (2yrs.), Mafera (2yrs.), R. Mahaney (2yrs.), Robino (1st Alternate, 2yrs.), Thiem (2nd Alternate, 1yr.), Webb (1yr.), and Whitehouse (1yr.).

Motion by D. Morgan to approve P&Z/LPA Board members as identified by Council; second by J. Hackford

Voice vote on motion carried unanimously.

LPA/P&Z first meeting to be held on April 11, 2007 at 7:00 P.M. at the GCC. At this meeting the chair for each board will be chosen by the board. Lisette Kolar was identified as a good candidate to call the meeting to order and direct the selection process.

Motion by C. DeMott to have L. Kolar chair the inaugural meeting of the P&Z/LPA Board; second by D. Morgan

Voice vote on motion carried unanimously.

3. (Yonts) – Advisory Board Updates

- Citizen’s Advisory Committee: No volunteers, Del to contact potential candidate.
- Code Enforcement: Currently 5 or 6 applications in, need 7 for the board
- Audit Board and Code Advisory Committee to be added to application. Explanation of all boards currently on web site with application. Need volunteers!

4. (Yonts) – Status of county/Town Interlocals

- Del received an e-mail yesterday from the County that the interlocals are on the County Commission agenda for 04-10-07. There were still 2 outstanding issues, one was corrected and the other relates to the FPL revenues from July to October. The County feels that it has provided support to the Town without collecting permit revenue and is due the funds. It would be more costly for the Town to pursue the money than to leave the issue alone as it would most likely go to litigation.
- Road & Bridge MSTU money will continue to go to the County until September. Interlocals with the County for Municipal Services and Road Ownership will be on the agenda next week. Council to review prior to that and contact Mr. Bohne with any issues relating to agreements.

5. (Bryan) – Update on Planner Interviews and Date

Denni Burr has e-mailed and spoken to the 7 firms who responded as requested to the RFP. The letter to the firm that did not fulfill the requirement of 8 copies will be going out. Day of week discussed as well as method used for presentation. It was stated that the project manager from the firm who will be working with the Town should be at the presentation. Pat said that the Land Use Committee has discussed a fee schedule but haven’t brought anything before the council to date. He recommended that the Town stay with the County fee schedule until a budget and cost of the firm are established. At that time perhaps those costs can be adjusted downward.

6. (Yonts) – Update on Chase Building

Conditions as stated in previous meetings have been met (see attachment). Mr. Bohne is working on rewriting the lease. It should be ready by April 11th for review. Stay tuned.

7. (Yonts) – Review of Special Meeting 03/31/07 (Interview of Town Administrator Candidates

The 4 candidates were interviewed at the Chase Building on Saturday. Mr. Chase let the Town use the building for the day at no cost. The interviews went well and the volunteers who planned and worked did an amazing job. The candidates interviewed were (in alphabetical order): Matthew Brock, Stephen Cottrell, Richard Reade, and Hugh Williams. Discussion ensued and included public comment. The Council decided to eliminate Mr. Cottrell from the discussion as the candidate stated that he enjoyed larger capital improvement projects and that the Town may not be what he is looking for. All Council agrees to eliminate him from consideration. After further discussion Council decided to proceed with a reference check on Mr. Brock and Mr. Reade who are both seeking a permanent position and are well qualified. Council Members will take this opportunity to contact them if desired with any further questions. As Mr. Williams is interested only in an Interim Town Administrator position, his further evaluation was put on hold at this time. Mayor Yonts requested that Denni Burr contact the references provided by Mr. Brock and also contact Mr. Reade for a reference list to call. She will report back at the next Council meeting. Danielle will send out to the Council and Denni questions that should not be asked during interviews/reference checks. Del discussed the plan for the 04/11/07 meeting which will be segmented into 3 or 4 meetings. The first will be LPA, then P&Z, followed by the LPA/P&Z Workshop with Mr. Bohne and Mel Scott, and finally the Town Council meeting at which time the Town Administrator discussion will continue.

**11:25 P.M Motion by J. Hackford to continue meeting; second by J. Mahaney
Voice vote on motion approved unanimously.**

8. (Faden) – Town Revenues

Continuing research on addresses and the revenue distribution. Will start paperwork for Communications Service Tax with tonight's approval of Ordinance 2007-08.

J. REPORTS

P. Bryan

- No report.

D. Faden

- No report.

D. Morgan

- No report.

J. Hackford

- Submitted receipts for paint used in the Chase Building.
- Easter Egg Hunt Saturday 9:00 A.M. at the GCC.

J. Mahaney

- No report

C. DeMott

- Will not be present at the April 11, 2007 Town Council Meeting
**Motion by D. Morgan to excuse absence; second by D. Faden
Voice vote on motion approved unanimously.**
- As she was unable to attend the interviews, Cathy will contact both Town Administrator candidates and provide information and her input to Jo Faden, Interim Clerk Staff, who will present to Council for the record on Cathy's behalf at the April 11th meeting.

D. Yonts

- Florida League of Cities published a directory of cities/towns. All information acceptable on Grant-Valkaria except for spelling error.
- Del is unable to attend Space Coast League of Cities meeting Monday, no Council Member available to attend.
- Chris Hackford will serve as Clerk for the special meetings of 04/17/07 and 04/23/07 as agreed with Jo Faden.
- Received more ATV complaints during the past week.
- Denni Burr stated that she received many Town calls this week and wanted to isolate two for the record: 1) Complaint from a person whose neighbor has 6 show dogs kenneled along side of her house called County who referred back to the Town; 2) Fixed income homeowner who can't afford taxes on current zoning, stated he needs change to Agricultural but can't with moratorium in place. Del stated that the homeowner needed to file the tax paperwork by March anyway so he is not eligible this year for the reduction. Denni to seek additional information.

J. PUBLIC COMMENT

None.

K. ADJOURNMENT

**Motion made by D. Morgan to adjourn; second by J. Mahaney
Voice vote on the motion carried unanimously
Meeting adjourned at 11:32 P.M.**

BY:

(Signature on File)

**Del Yonts
Mayor, Grant-Valkaria**

ATTEST:

(Signature on File)

**Jo Faden
Interim Clerk, Grant-Valkaria**

04-11-07

DATE: _____