

**Grant-Valkaria
Town Council Minutes
Wednesday, April 25, 2007 at 7:00 P.M.
Grant Community Center**

A. CALL TO ORDER 7:07 P.M.

B. PLEDGE OF ALLEGIANCE

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 - absent (excused)
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

None

E. CPO REPORT (C. DeMott)

Previous balance	138,696.12
Deposits	5,665.73
Checks issued (total)	<u>3,135.17</u>
Ending balance	141,226.68

F. PUBLIC COMMENT (Non-agenda items only)

Doug Balog: Purchased a piece of property off of Grant Road which he would like to start clearing. Requesting an Agricultural exemption so that he can begin the process. Plans to build home there eventually. States that he spoke with Dan VanGenechten from Dept. of Natural Resources who informed him that the County was not doing that any longer. Del stated that now that the Municipal Services contract is in place they should be processing these requests and that he will contact Mr. VanGenechten to follow up. Dan told the applicant to keep in mind that with the new county ordinance in place if he does get the Ag exemption he will not be able to build his home for 3 years. Del added that that 3 years begins when he establishes the property with livestock which is the purpose of that exemption.

Kevin McLearn: Resident of Grant Farm Island. The jetty on the north end of the island is important to keep the mouth of the canal open and to be in compliance with the state, the jetty must be permitted through Florida Dept. of Environmental Protection (DEP). DEP has informed the residents that the next step would be an appraisal of the jetty which would run \$5,000.00 to \$7,000.00 with no guarantee that it would be permitted or that there wouldn't be additional costs involved. Mr. McLearn states that the homeowners association has no means to assess the homeowners. He is requesting that the Town help pay the fee or try to obtain a waiver. Mr. McLearn will send all information to Del for review.

Chris Marshall: Introduced himself as the President of Bear Creek Property Owners Assn. The County removed their subdivision sign during road construction. The association requested right-of-way use to construct a new sign. Through miscommunications, a member began construction prior to approval being given. Del contacted Mr. Marshall and asked them to stop construction (which they did) until the issue was resolved and the job properly permitted. Mr. Marshall is requesting the Town hear the request on May 2nd rather

than May 9th. Del stated that he has reviewed the application and it looks good. Mr. Bohne has also reviewed it and stated there was no need for his presence during the discussion. Town Council agrees to move item to May 2nd.

Don Darby: Truman Scarborough's appointment to the Valkaria Airport Advisory Board and resident of Grant-Valkaria presented information regarding the proposed airport master plan. Stated that he was the only community non-aviation person in audience at the last review. The airport proposed budget calls for \$10,000,000.00 over 20 years. Part of the "plan within the plan" seems to be to increase activity at the airport, invest in the infrastructure, increase the demand for night lights and bring them into the picture. The plan currently calls for a rotating beacon at the airport in 2008. Mr. Darby states the plan does not represent the interests of the community. His opinions as a resident were not well received by the rest of the VAAB members. May 1st will be the final review of the document at FIT and a meeting will follow for VAAB approval. Anyone interested in a soft copy of the plan on CD should contact Don. There is a form to e-mail in to FIT with your concerns about the plan. It is important that your voice is heard. Also, helicopter operations at the airport are becoming a problem. Silver State has been doing training over the area homes. The airport manager has been contacted with complaints and public should continue to voice their concerns to him. Mr. Darby urged the Town Council to try and gain a measure of control of future airport plans as his input was ineffective and community representation was basically non-existent. May 17th the plan will be reviewed by the Commission at Viera (5:30P.M.). Public is invited to attend. Residents are encouraged to attend. If unable, e-mail the Commissioners with your concerns.

G. APPROVAL OF MINUTES

Motion made by J. Mahaney to approve minutes as written from 04-18-07; second by J. Hackford

Voice vote on the motion carried unanimously.

H. NEW BUSINESS

1. (Quasi judicial) Rezoning request: Ref ID# GV070312

SCI Funeral Services, doing business as Fountainhead Memorial Park is requesting a change of classification on 92.37 acres. The property is located on the northeast corner of the intersection of Babcock St. and Elfin St.

Current zoning: AU (Agricultural Residential)

Request: IN(L) (Institutional Use-Low Intensity)

Del stated that per protocol the applicant had 15 minutes to present and public who submitted speaker cards on this issue would have 5 minutes per card (none on this item). He stated that there has been much communication with regards to this issue and appropriate public notification has been made. This request was initiated prior to the incorporation of Grant-Valkaria which is the reason for consideration at this time. County staff reviewed the request and felt the applicant had everything in order. The request was approved unanimously by the Town P&Z Advisory Board on 04-17-07. Del continued that since it was a change of zoning there had to be 6 affirmative votes by the Council for the application to be approved. David Schopp, representing SCI, stated that the memorial park wants to add a mausoleum. AU in the past allowed this, but since then the County has changed the zoning for cemeteries and is currently working to update all of the county facilities. No public comment. Discussion: Cathy inquired as to their future plans for development. Mr. Schopp stated that there was nothing currently on the books, but the "resident population" is unpredictable. Any future development will follow the Town application process.

Motion by J. Mahaney to approve rezoning as applied for; second by C. DeMott
Voice vote on the motion carried unanimously.

2. (Site Plan Review)

SCI Funeral Services, doing business as Fountainhead Memorial Park is requesting site plan approval for construction of a mausoleum on property located on the northeast corner of the intersection of Babcock St. and Elfin St.

Mr. Schopp stated that the proposed mausoleum would be adjacent to those in existence and similar in architectural design. Site plans have been appropriately submitted and reviewed. No further discussion or public comment.

Motion to approve site plan for additional mausoleum made by J. Hackford; second by D. Morgan

Voice vote on the motion carried unanimously.

3. (Yonts) - Guests: Chief Farmer and Representatives of Brevard County Fire Dept.

Following his introduction, questions from the public were accepted by Chief Farmer and incorporated into his presentation. Fireworks are legal in the state of Florida. With current exemptions in place it is almost impossible to stop use. Public was encouraged to call legislators and voice concerns. It is the responsibility of the utility company who put fire hydrants in place to test them. BCFD can test them for effectiveness but is not responsible to do repair. Residents were instructed to call 911 on red flag days when they see any burning of yard trash in progress. Yard stoves don't usually present problems but ground burning has restrictions with regards to configuration of area and distance from structures. Properties under $\frac{3}{4}$ acre typically cannot meet the set requirements. Chief Farmer will have their IT personnel contact Del to make a link from the Town web site to access burn information from BCFD. Goal for 911 response time is 6 to 8 minutes. A fire station for south Babcock St. is in the 5 year plan but there is no funding available at this time. The Valkaria Road station is projected to be finished in May of '08. The unit utilizing airport property will be relocated to that site upon completion. Community Emergency Response Team (CERT) can be integrated into the system to the extent possible for volunteer groups. Chief Farmer stated that he supports the CERT program. The Valkaria Volunteer Fire Department is not recognized by BCFD. They can join the training group and become part of the reserve fire response team if they choose. Brevard County is involved in a mutual aid agreement with all municipalities within the county except Cocoa. Chief Farmer will provide Del with details regarding which departments move up to cover area when 86 & 87 are on a call. BCFD follows guidelines set by the National Fire Protection Association. Training is through FLOSHA and 1582 (medical requirements). The Cypress Creek home that burned was a unique fire. It burned inside the home before it was visible from the outside as nobody was home at the time and was extremely hot due to items inside the home that were burning. Unit 87 was on the scene but human error was acknowledged with regards to the response of unit 86. GPS was suggested by the public as an option for the trucks. Due to lack of county monies a fund raiser to provide specific units with GPS capabilities would be an option. Fire Department maps are updated every 6 months. Discussion continued. Chief Farmer will supply Del a list of companies who do fire hydrant evaluations as Cypress Creek residents expressed an interest. He strongly suggested the installation of residential indoor sprinklers for fire protection. Chief Farmer continued and included discussion of staffing requirements for responding units. It is planned that Chief Farmer will return to the May 30th Town meeting with maps and for further discussion.

4. (Yonts) – Albright Motor Sport Communications LLC Requesting Occupational Lic.

County needs direction from Council to approve occupational license. Does Town want to handle these or allow the County to do it through the Municipal Services Agreement? Discussion ensued and decision was made to let the County handle it for now as that process is already in place. In the future it could be transferred to the Town. During discussion Allen Webb inquired as to what sort of licenses could be granted to R1 zoning. Del responded that in accepting the County codes the Town has accepted its conditions for now. Dan Robino stated that the County is strict about what it allows.

Motion by D. Morgan to have the County continue to issue Occupational Licenses for the Town at this time; second by J. Hackford

Discussion: Dan stated that the Town should take this over once the Town Administrator and Clerk are in place to recoup the associated funds.

Voice vote on motion carried unanimously.

4. (DeMott) – Budget Review & Discussion

Tim Reynolds reviewed the ledger spread sheet he created to encompass the Town budget. Everything balanced “to the penny” with nothing outstanding. The majority of variance from the initial proposed budget is the Communication Service Tax. Dan stated that the County is collecting it currently and it will automatically transition to the Town 03/08. Tim will continue to keep the ledger up to date until the Town Administrator takes it over. Discussion ensued. It was stated that the county does not have legal right to these funds and legal investigation may be necessary for the Town to collect. Dan will continue to research and follow this issue. Del asked if the Council wanted to amend the budget to reflect the spreadsheet “actuals”.

Motion by C. DeMott to amend the existing budget by accepting the budget as presented by Tim Reynolds and documented on file; second by D. Faden

Voice vote on the motion carried unanimously.

Mr. Bohne to look into the Communication Service Tax. Application needs to be in by 09/30/07 and the ordinance done. Dan to work with Regina Mahaney to get addresses submitted. All applauded Tim’s work and dedication.

I. UNFINISHED BUSINESS

1. (Yonts) – Town Administrator Update

Matt Brock has accepted the last contract change and will be starting as the Town Administrator on 05/01/07. He intends to be present for all of the Planner Interviews. Special thanks to Denni Burr and Karl Bohne who along with Del spent time and effort rewriting and negotiating the contract. Lisette Kolar will look into Workers Comp through the Florida League of Cities. One of the first items of business for Mr. Brock will be to move forward with the hiring of a Town Clerk.

Motion by J. Mahaney to accept Town Administrator contract as written and accepted by Mr. Brock; second by D. Morgan

Voice vote on the motion carried unanimously.

2. (Faden) - Grant for Open Spaces/Parks

Ray Kolar has researched the possibility of applying this year and it is too late and too massive of a project to go forward and meet the timeline. Ray, Dan, and Matt will attend a workshop during the year which will inform and prepare them to move forward for the grant next year. Del stated that the Town would support them for the workshop cost.

3. (Yonts) – Moving into the Town Hall

The Chase Building will physically become the Town Hall this Saturday beginning at 8:00 A.M. Volunteers needed to help move in. Discussion ensued. Terry Wolfe to ask Nancy & Peter deVoss tomorrow at the CERT class about the desk they wanted to donate and when it could be picked up. Door key situation discussed with regards to how many will be needed and who will be assigned access. Joe stated that he took 3 bids on having the floors stripped and sealed. It is done at a cost of \$325.00. He will contact company to go ahead with the waxing prior to moving in. Company who did floor gave him an estimate for weekly cleaning and sealing of floor. This will be discussed as needs are determined. New address is 5120 US Highway 1. P.O. Box will continue to be in service.

4. (Yonts) – Valkaria Airport Master Plan

Plan is on the County web site (www.brevardcounty.us/valkariaairport/index.cfm). Discussion ensued and Council feels that this issue should be reviewed thoroughly prior to the May 17th decision by the Commission to approve. Input from the Town is essential. Scheduled for the May 9th general meeting.

J. REPORTS

P. Bryan

- No report.

D. Faden

- Will be absent from the 05/02/07 interviews and general meeting.
Motion by C. DeMott to excuse absence; second by J. Hackford
Voice vote on the motion carried unanimously.
- Special thank you to Ray Kolar for all his time and effort.

D. Morgan

- No report.

J. Hackford

- When will Grant Community Club be paid for use of the GCC building. Cathy stated that a check will be written at the end of April for the quarter as previously agreed upon.

J. Mahaney

- Will be absent from 05/01/07 interview workshop.
Motion by J. Hackford to excuse this absence; second by D. Morgan
Voice vote on the motion carried unanimously.
- Presented proposed flow chart for process of naming Town. To be discussed at the 05/02/07 meeting.

C. DeMott

- Thank you to Tim Reynolds for all of his time and effort regarding the budget.

D. Yonts

- All meetings from April 30th forward will be at the new Town Hall unless otherwise announced. Denni Burr will be changing the ads in the paper.
- Lisette Kolar will contact Nancy Turner about scheduling the May 30th meeting with BCFD at GCC.
- Volunteer board applications are available. Residents encouraged to participate. Still need volunteer to serve on the MPO Advisory Board.
- Planner Interview Workshop will be followed by a Town meeting on 05/02/07.
- Mr. Bohne is currently working on ordinances for the Board of Adjustment and Unpaved Roads.

- There is a volunteer willing to help with the Town for community service hour scholarship credit.
- Massive land clearing on US 1 north of Winnerz. L. Kolar contacted the county and they have no record of activity at that site. Brevard County Code Enforcement was on site yesterday and took photos. County will follow up. Information will be shared as available.
- Clearing also on Babcock east side of road between Valkaria Rd. and Grant Rd. No permits visible at site.
- Complaints made regarding panel truck blocking public sidewalk at east end of Valkaria Rd. Danielle will contact sheriff's department.

Staff report by L. Kolar

- Audit done, annual report will be submitted. Deadline met.
- RFP's for Auditor: Ad run, Del has signed letters. Proposals due back by 07/01/07, Cathy to be contact.
- Financial disclosure forms received from Council.
- National Flood Insurance: Del and Matt to meet with Frank Skarvelis, Flood Plane Manager. Town will need GIS data and ordinance to go forward.
- Commissioner Scarborough's office contacted Del with information that "My Region" will have a workshop 04/26/07 at 10:00 P.M.
- Need screen and projector for planner interviews.
- Lisette will provide agendas for the 3 planner workshops April 30th, May 1st, & May 2nd and Chris Hackford will record minutes for all three workshops. Jo will do the general meeting agenda for May 2nd and provide copies, but will be unable to attend. Karlene Folts will record the minutes for that meeting.

K. PUBLIC COMMENT

Steve Eastwood: A resident of Palm Bay, Mr. Eastwood introduced self as member of Valkaria Volunteer Fire Department. He stated that it was up to the Council to determine which fire service to use. Requested to be on the agenda to present the Town with their volunteer alternative to county service. Mr. Eastwood read all of the offerings the volunteer department would offer.

Ed Beirsto: Also representing Valkaria Volunteer Fire Dept. reiterated statements made by Mr. Eastwood and requested to be able to make a presentation to the Town of their offerings and abilities.

Discussion: Council agrees to put Valkaria Volunteer Fire Dept. presentation on the agenda for the May 16th Town meeting.

L. ADJOURNMENT

Motion made by D. Morgan to adjourn; second by J. Hackford

Voice vote on the motion carried unanimously

Meeting adjourned at 11:10 P.M..

BY:

(Signature on File)

Del Yonts

Mayor, Grant-Valkaria

ATTEST:

(Signature on File)

Jo Faden

Interim Clerk, Grant-Valkaria

5/2/07

DATE: -----