

TOWN OF GRANT VALKARIA  
CHARTER REVIEW COMMITTEE  
MEETING MINUTES OF TUESDAY, JANUARY 12, 2010 AT 7:00 P.M.  
TOWN HALL BUILDING, 4240 HIGHWAY US1, GRANT VALKARIA, FLORIDA 32949

The Charter Review Committee Meeting of January 12, 2010 was called to order at 7:10 p.m. by Vice Chairperson Tonti, and roll call to the Committee Members with the following present:

Jim Tonti, Vice Chairperson  
Denni Burr  
Dave Folts  
Joe Mullins  
Tom Sammon

Town Clerk Susanne Krueger

Town Clerk Krueger stated that at the December 9, 2009 Town Council meeting Mayor Yonts announced that two members, Reynolds and Landrum, would not be able to attend any more meetings. It was Council consensus to keep the remaining five committee members without adding any additional members since they are almost completed with the charter review.

#### CHANGES TO AGENDA

Member Burr suggested the new quorum for the committee should be three out of five members. It was committee consensus agree with a quorum being three of five members present.

#### APPROVAL OF MINUTES

- 1) Charter Review Committee Minutes of October 20, 2009  
Motions by Member Sammon, second by Member Foltz, and vote unanimous to approve the Charter Review Committee meeting minutes of October 20, 2009 with the condition that it be changed that Dave Folts was present, not Joe Mullins.
- 2) Charter Review Committee Minutes of November 10, 2009  
Motions by Member Burr, second by Member Mullins, and vote unanimous to approve the Charter Review Committee meeting minutes of November 10, 2009 with the condition that "Cemax" be changed to "Cemex" and "Foltz" to changed to "Folts".
- 3) Charter Review Committee Minutes of December 8, 2009  
Motions by Member Sammon, second by Member Burr, and vote unanimous to approve the Charter Review Committee meeting minutes of December 8, 2009.

#### CONTINUED DISCUSSION OF CHARTER

Continued discussion started at Article VI - Section 6.10 - Initiative and Referendum Proceedings with Committee Member comments as follows:

- 1) Article VI - Section 6.10 - Initiative and Referendum Proceedings  
Members discussed that the intent of the charter was for the public to stop something going through before it is effective. Members discussed that the town needs to be sure the words are not in a conflict, and that if the town does not fix the words it will be challenged. Member Folts stated that Council needs to look at the original intent, are all the changes really needed, does Florida State

Statutes supersede it all, and what is the cost involved for all the changes. Member Burr stated that her Council representative stated that he would defer to what the Town Attorney said. Member Folts stated that his Council representative stated that he would recommend changing the window for allowing the petitioner to go forward with a referendum and recall. Member Folts stated that if the state statute says the window is forever, then this is ~~mute~~moot. It was Committee consensus to obtain clarification from Town Attorney Bohne regarding state statute, to obtain a copy of the state law to clarify and to table this section.

2) Article VI - Section 6.11 - Results of Initiative or Referendum

It was Committee consensus that this section would have not changes or suggestions except to renumber 6.09.1, 6.09.2 and 6.09.3 so that it is under one section.

3) Article X - Section 10.09 - State-Shared Revenue

Town Clerk Krueger stated that the state revenue sharing issue regarding the 3 mill equivalency test is going before the Legislature in February.

It was Committee consensus to discuss Article VIII with Committee Member comments as follows:

Article VIII – Charter Amendment

- Section 8.01 – Procedure to Amend the Charter
  - Member Folts stated that the committee needs to know what state statute references this.
  - Section 8.01 (b) – It was Committee consensus to add “as per state statute” at the end of paragraph, to change “ballot” to “election”, and change “special ballot” to “special election”
- Section 8.02 - Charter Review
  - It was Committee consensus that they do not need to change charter to have Council not appoint each other.
- Section 8.03 – Results of the Election
  - There were no recommended changes.

Article IX – Land Use, Zoning and Development

- Section 9.01 – Rural Character of the Town
  - Member Burr stated that her Council representative wanted to make sure rural should be stressed important here.
- Section 9.02 – Land Use, Zoning, and Development Requirements
  - It was Committee consensus to obtain input from Local Planning Agency on this section.
- Section 9.03 – Proposed Change, Prior Notice, Vote Required
  - Member Tonti stated that the State had comments that the terms are vague and should be clarified. Member Folts stated that someone suggested to him that if the use plan and charter plan are consistent it would have more bearing. It was confirmed by the committee that the 1,500 feet used to notify property owners was used because the lots sizes in the town are quite large. It was Committee consensus to leave this section as is with no changes recommended.
- It was Committee consensus to ask Town Administrator Hood if the committee can put these things in Charter before adopting the comprehensive plan.

It was Committee consensus to have the next meeting on March 9<sup>th</sup> to discuss the all the Charter changes that were made, clarification of Section 6.10 and obtain input from Local Planning Agency regarding Article IX.

There were no public comments.

Motions by Member Sammon, second by Member Burr, and vote unanimous to adjourn the meeting at 8:57 p.m.

(signature on file)

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Jim Tonti

ATTEST:

(signature on file)

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Susanne Krueger, Town Clerk