

TOWN OF GRANT-VALKARIA, FLORIDA
REGULAR TOWN COUNCIL MEETING MINUTES
SEPTEMBER 5, 2007
TOWN HALL BUILDING, 5120 HIGHWAY US 1, GRANT, FL 32949

The Regular Meeting of the Town of Grant-Valkaria, Florida, Town Council was called to order at 7:05 p.m. by Mayor Del Yonts followed by the Pledge, and roll call to the Council Members, with the following present:

Mayor – Del Yonts
Seat No. 1 – Joe Hackford, Vice Mayor
Seat No. 2 – Danielle Morgan
Seat No. 3 – Pat Bryan
Seat No. 4 – Cathy DeMott
Seat No. 5 – Dan Faden
Seat No. 6 – Jason Mahaney

Town Manager Matthew Brock
Town Clerk Susanne Krueger

CHANGES TO AGENDA

Town Manager Brock requested adding under New Business – Item H.7 – Resolution No. 15-2007 Re charge card application from Riverside Bank, and adding under Unfinished Business Item G.2 – an interlocal agreement with the County for Stormwater Management.

Mayor Yonts requested adding Discuss Town Name Change.

APPROVAL OF MINUTES

- 1) Town Council Meeting Minutes of August 22, 2007

Motions by Council Member Faden, second by Vice Mayor Hackford, and vote unanimous to approve the Town Council Meeting Minutes of August 22, 2007 with corrections on page 5 to include changing Don Laurie to Don Darby and September 27, 2007 to August 27, 2007.

REPORTS

- 1) Town Manager's Report

Town Manager Brock introduced Linda Munroe to Council and residents as the new part time administrative assistant. He further thanked Dan Robino and Vice Mayor Hackford for their assistance in the pre-bid meeting that was held Friday, August 31st at which seven to eight different companies attended.

Town Manager Brock gave a brief synopsis of the upcoming meetings as follows:

Code Enforcement Board – Monday, September 10th
Council name change meeting – Saturday, September 8th
Comprehensive plan meeting – Saturday, September 8th

Numerous calls have been received regarding the construction project on Route 1 along the river. Town Manager Brock advised that the building meets setback requirements, it has a bathroom

which the waste will be bored under Route 1 to the house on the other side, and that the permit does not allow for a stove. On Friday, September 7th, inmates will be coming into town to do road litter control on Valkaria Road.

2) Treasurer's Report

Town Manager Brock stated that there was a beginning balance of \$108,623.031 of the Town's account and an ending balance of \$120,568.22.

3) Town Attorney's Report – No report given, Town Attorney excused.

4) Discuss Town Name Change (Yonts)

No one spoke regarding this item.

5) Council Reports and Comments

Lisette Kolar, Chairman of the Local Planning Agency informed Council that at their last meeting they voted to recommend to Council approval of work authorization #4 from Miller-Legg regarding developing the Land Development Regulations (LDR) concurrently with the Comprehensive Plan. She also stated that Todd of Miller-Legg will create a fee schedule for the next LPA/PZ meeting on September 19th and then it will go to Council. Ms. Kolar informed Council that at the community meeting scheduled for Saturday, September 8th they will need several pop-up tents, tables, chairs, water, ice, sodas and snacks. After discussion with Council and residents, this issue was resolved.

Mayor Yonts stated that he attended the County Commission meeting regarding the Valkaria Airport Master Plan. The County Commission approved the rotating beacons, REIL's and PAPI's. and there were about 55 pilots that spoke.

Council Member Bryan stated that a resident informed him that Code Enforcement removed signs off the street pole at Old Dixie Highway and 1st Street.

Vice Mayor Hackford requested Code Enforcement check the Chevron Station on Route 1 regarding the property needing to be maintained. He further stated that Mayor Yonts and Council Member Faden did a great job representing the town at the airport.

6) Public Comments (Non-Agenda Items Only)

Doug Balog submitted a draft road improvement ordinance that he created for Council's review. Mayor Yonts explained to Mr. Balog that this document will be forwarded to the Town Attorney for review.

Curt Lorenc spoke regarding the Community Meeting scheduled for Saturday, September 8th. He stated that several residents are fearful about attending a meeting at that location and that there will be a noise issue. He stated that all meetings must be audible, the town is legally required to have

summary minutes, and all sides of issues must be addressed at the meetings, not just the Board and staff. He stated he had a problem with inmates working on Valkaria Road and that we should use them on industrial areas, not residential.

Council Members Faden and Mahaney stated they had no problem using inmates in the area.

Mayor Yonts stated he had no problem with having the meeting at the airport, but agreed there may be a problem with noise. He also stated that he is not looking for anything more to be in the minutes.

UNFINISHED BUSINESS

1) Review/Action Re: Policy For Procedure For Inclusion On Agenda (Brock)

Town Manager Brock was directed by Council to make changes to the policy which includes deleting several sentences, adding all requests are considered and will be placed on the agenda for the next available Town Council meeting after new business, and that if more information is provided the more likely Council will address the issue at that meeting.

Lisette Kolar, Dan Robino, Terrence Bydos, Jo Faden and Pete DeVos spoke in support of everyone having a right to bring forward something to Council.

Curt Lorenc informed Council that they can be personally sued for violating someone's civil rights and that "one day you guys are going to be sued". He suggested that this agenda item should be open to all residents, remove the thirty days, and Council should decide.

It was the consensus of Council to bring back at next meeting with the revisions.

2) Update Re: Interlocal Agreement With The County For Municipal Services – Building, Stormwater Management and Contractor Licensing (Brock)

Town Manager Brock stated that Town Attorney Bohne already reviewed the interlocal agreement for stormwater management and made changes; however, building services and contractor licensing have not yet been received.

Lisette Kolar inquired if these services will be continued. Mayor Yonts stated that it was determined that the fastest way was to keep the County performing these for duration of one year, unless terminated.

3) Review/Action Re: Public Records Policy (Brock)

Curt Lorenc submitted a document which addressed conflicts with Florida State Statutes and the proposed public records policy.

It was the consensus of Council to postpone this item until Town Attorney Bohne can review Mr. Lorenc's comments and make changes to the policy if needed.

Terry Bydos and George Wolfe spoke regarding the cost of copies and the maximum allowed for free, respectively.

4) Review/Action Re: Electronic Mail Policy (Brock)

Motions by Council Member Mahaney, second by Vice Mayor Hackford, and vote unanimous to accept the electronic mail policy and have operating procedures on file for system backups or “archiving” of inactive email.

NEW BUSINESS

1) Update Re: Continuing Discussion With The County For Transfer Of Valkaria Road (Brock)

Town Manager Brock stated that the County is not responding to his request as to the status of Valkaria Road. Mayor Yonts stated he will personally call Mel Scott of Brevard County.

Lisette Kolar stated that Council should slowly look over the document – do we really want to give up driveway cuts on Valkaria Road. Several other residents – Terry Bydos, Don Whitehouse and Allen Webb spoke regarding speed trap, and costs associated with transfer.

2) Update Re: Valkaria Lakes Project (Brock)

Council stated that the County should explain where the money for this project is. Since they were setting money aside for years for this project, they should pay for this project.

3) Review/Action Re: Municipal Elections Agreement (Brock)

Motions by Council Member Mahaney, second by Council Member DeMott, and vote unanimous to approve the municipal elections agreement.

4) Review/Action Re: Displaying Artwork At Town Hall (Yonts)

The following people spoke regarding this agenda item:

- Don Whitehouse – what do other places do
- Dan Robino – where would it be hung, waiver or not Town will be sued
- Terry Bydos – considered it a can of worms
- Allen Webb – Town should not take responsibility of liability
- George Wolfe – what one might think offensive may not be to another
- Jo Faden – does not see a problem with this
- Pete DeVos – it is the community spirit, waiver can be signed releasing Town of responsibility
- Lisette Kolar – suggested Council drop this agenda item

It was the consensus of Council to not take any action on this agenda item.

- 5) Review/Action Re: Resolution No. 11-2007- A Resolution Of The Town Of Grant-Valkaria, Brevard County, Florida; Providing For An Intent To Adopt A Special Assessment For Fire Services In The Fiscal Year 2007-2008; Providing For An Intent To Adopt The Current Brevard County Fire Service Special Assessment; Providing An Intent To Utilize The Uniform Method Of Levy Of Non-Ad Valorem Assessments; Providing For A Need To Levy; Providing For A Legal Description; Providing For A Repeal, Severability And An Effective Date. (Brock)

Mayor Yonts read Resolution No. 11-2007 by title only.

Motions by Council Member Mahaney, second by Vice Mayor Hackford, and vote unanimous to approve Resolution No. 11-2007.

- 6) Review/Action Re: Resolution No. 15-2007 – Riverside Bank charge card application (Brock)

Town Manager Brock stated to Council that this charge card has a \$5,000 limit with 11.69% interest. He further stated that if this card is used, the balance would be paid off each month so there would be zero percent finance charge.

Motions by Council Member Bryan, second by Council Member Morgan, and vote unanimous to approve Resolution No. 15-2007.

PUBLIC FORUM

Janis Walters complained about Silver State helicopters flying so low that they could see what they were wearing. She turned in some documents to the Council and stated that things are not getting any better.

Motions by Council Member Morgan, second by Vice Mayor Hackford, and vote unanimous to adjourn the meeting at 9:50 p.m.

(signature on file)

ATTEST:

Del Yonts, Mayor

(signature on file)

Susanne Krueger, MMC, Town Clerk