

TOWN COUNCIL REGULAR MEETING
WEDNESDAY, MAY 27, 2009 AT 7:00 P.M. AT
TOWN HALL BUILDING, 5120 HIGHWAY US1, GRANT VALKARIA, FLORIDA 32949

The regular Town Council meeting of the Town of Grant-Valkaria, Florida, of Wednesday, May 27, 2009 was called to order at 7:00 p.m. by Mayor Del Yonts followed by the Pledge of Allegiance led by Council Member Hackford, and roll call to the Council Members with the following present:

Mayor – Del Yonts	Town Administrator Richard Hood
Seat No. 1 – Joe Hackford	Town Clerk Susanne Krueger
Seat No. 2 – Lisette Kolar	
Seat No. 4 – Jason Mahaney, Vice Mayor	
Seat No. 6 – Cathy DeMott	

CHANGES TO AGENDA

There were no changes to the agenda.

(It was noted for the record that Council Members Faden arrived shortly after roll call.)

PUBLIC HEARING - ORDINANCE NO. 2009-02 - SECOND READING (Council Action)

An Ordinance Of The Town Of Grant-Valkaria, Brevard County, Florida; Rezoning Property As Follows: Township 29, Range 38, Section 34, Parcel 518 Also Known As 6445 Highway 1, Grant Valkaria, Florida; From Brevard County BU-1 (General Retail Commercial) To Brevard County RU1-9 (Single-Family Residential); Providing For Amendment Of The Official Zoning Map; Providing An Effective Date (Rezoning No. Z-2009-01).

Applicant: Andrew W. and Alison M. Goodrich

Rezoning Requested: Change existing zoning classification BU1 (General Retail Commercial) to proposed zoning classification RU1-9 (Single-Family Residential) on the following parcel described as 5445 Highway US1 (Parcel ID: Township 29 South, Range 38 East, Section 34, Parcel 518) and containing .38 acres, more or less. A complete description of the property is available at Town Hall.

Mayor Yonts stated for the record that legal notice was advertised April 9, 2009 in Florida Today newspaper, read Ordinance No. 2009-02 by title only, and opened the public hearing. Town Administrator Hood stated that the applicant, Mr. Goodrich, wishes to build a new home on this lot and have it centered on the lot instead of the current configuration of being offset because of zoning. No one from the public spoke; therefore, Mayor Yonts closed the public hearing. Motions by Council Member Kolar, second by Council Member Hackford, and vote by roll call as follows: Yonts - yes; Hackford - yes; Bryan - not present; Mahaney - yes; Faden - yes; DeMott - yes. Roll call passed to approve Ordinance No. 2009-02, second reading.

APPROVAL OF MINUTES

Town Council Special Meeting Minutes of April 30, 2009

Motions by Council Member DeMott, second by Vice Mayor Mahaney, and vote unanimous to approve Town Council Special Meeting Minutes of April 30, 2009 with scriveners errors corrected.

PUBLIC COMMENTS (non- agenda items)

There were no public comments.

UNFINISHED BUSINESS

There was no unfinished business.

(It was noted for the record that Council Member Bryan arrived before New Business.)

NEW BUSINESS

- 1) Discussion/Action Re Direction From Council to the Charter Review Committee (Yonts)

(It was noted for the record that the entire Charter Review Committee was in attendance of this meeting.) Mayor Yonts stated that this committee reports back to Council and if there is something that could come before them for discussion that they need to be aware of the Sunshine Laws. Town Administrator Hood stated that any changes they may have need to go before the Council, town attorney and staff for review as soon as possible.

Council had the following guidance for the committee:

Kolar - every word is up for review; the thought, input and what you change will have an impact on things; you can ask any entity anything; you might want to look at the analysis that was done for incorporation for some things that might need clarifying

Faden - establish a time line at the first meeting; committee can poll staff; if not sure of concept bring before Council and we can discuss it; do not be concerned about cost of changes to hold you back

Mahaney - check not only typos but things of substance; decide what are the priorities

Yonts - okay if no changes; give Council your level of importance; talk to staff; check Article 10 - maybe it can automatically come out; check Article 9 - maybe revise with specific numbers

It was the consensus of the Charter Review Committee to hold their first meeting on Tuesday, June 16th. Town Clerk will send out agenda to all committee members. It was consensus of Council not to speak at the Charter Review Committee if they wish to attend. It was consensus of Council that the committee not screen out any errors.

- 2) Discussion/Action Re Scheduling of Town Administrator's Annual Review (Yonts)

Mayor Yonts stated that the Town Administrator's anniversary date is June 12th and that Council should bring in his review on June 1st. It was Council consensus to have Town Clerk email them the performance review form in MS Word and place the review on the June 11th agenda

- 3) Discussion/Action Re Support Distribution of Byrne Grant Monies To The Brevard County Sheriff's Department (Yonts)

Mayor Yonts stated that the Sheriff's Department requests support each year for the Byrne Grant money allocation. Motions by Council Member Kolar, second by Council Member Faden, and vote unanimous to support distribution of Byrne Grant monies more specifically to Brevard County.

- 4) Discussion/Action Re Resolution No. 09-2009 - A Resolution Of The Town Of Grant-Valkaria, Brevard County, Florida; Supporting The Scenic Highway Designation Of The Fellsmere Corridor Extension; Providing An Effective Date. (Yonts)

Mayor Yonts read Resolution No. 09-2009 by title only, stated this was requested by a neighboring city and it was discussed at the last Council meeting to bring it forward as a resolution. Motions by Council Member Kolar, second by Council Member Bryan, and vote unanimous to adopt Resolution No. 09-2009.

- 5) Discussion/Action Re New Town Hall Lease (Yonts)

Town Administrator Hood stated that the committee consisting of Mayor Yonts, Denni Burr, Town Attorney Bohne and himself have reviewed the proposed lease and made changes; staff and committee are in favor of the new lease which is the copy before them; and if lease approved the Town can enter into the lease. He suggested 60 days after obtaining building permits will give enough time to move dais, etc. (For the record it was noted that Mr. Surles was present.)

Jim Tonti was concerned about Mr. Surles financial stability in that he would not go out of business in a year. Mr. Surles assured him that he has no intention of going out of business.

Several concerns were brought up by Council:

- Where would the sign go - Mr. Surles was fine with moving the sign; that there is electric on site that can be worked out
- Is dumpster available - Mr. Surles stated that trash pickup is at the curb now
- Is additional landscaping okay - Mr. Surles stated that he wanted a list of what town wants to plant
- Boat parked at site - Mr. Surles assured that anything around the immediate building will be moved
- Parking - access to entire parking will be addressed in lease; about 50 cars can be parked there; Mr. Surles stated his outside storage area may be gated or fenced off
- Shutters - Mr. Surles stated he has metal panels and if Town wants to put them up themselves it will be accessible
- Day to day maintenance - it will be the responsibility of the Town for day to day maintenance, but if air-conditioner or hot water heater is broke the landlord will repair/replace
- Use of Council chamber - Mr. Surles agreed that anything related to Town Hall operation there would be no problem with them using it
- Insurance - Mr. Surles stated that he has insurance as public storage building and he cannot see if there would be a problem with a use as town facility and meeting place; Mr. Hood stated that the fire department will ensure that the building meets all their requirements

- Water system - Mr. Surles stated that there is a water re-generation system that has maintenance scheduled once a year
- The word “test” needs to be changed to “text” on page 15 of lease agreement

Motions by Council Member Hackford, second by Council Member DeMott, and vote unanimous to accept the lease with Mr. Surles with the condition that the Council Chamber can be used by civic organizations and change the word “test” to “text”, with the effective date as the date the permit is pulled.

Council discussed the layout presented with the following comments:

- Entrance to Town Hall will be in the front and entrance to Council Chamber will be in the rear of building
- Possibility of having an awning over the front door to Town Hall
- Electronic cabinet door accessible by Council to control audio system
- Allow Joe Mullins to run electric before wallboard installed - this was agreed by Mr. Surles
- Concerned about the possibility of needing a second exit from the Council Chamber
- Handicapped accessible bathrooms
- Dais is designed to seat seven to nine members with an angle that the Mayor or Chair can see all board members
- Chamber will have a 58-80 seating capacity
- Mounting of projector overhead
- Town Administrator has the final decision

Motions by Council Member Kolar, second by Council Member Bryan, and vote unanimous to accept layout as presented and any changes would be discussed with Town Administrator Hood and the final design layout of the dais be his.

REPORTS

1) Town Administrator’s Report

Town Administrator Hood gave his report as follows:

- A) FEMA - we have received FEMA money from damage incurred from Tropical Storm Fay in the amount of about \$14,000.00
- B) He is officially living in southwest Grant-Valkaria (Palm Bay) and is now fifteen minutes from Town Hall

2) Council Reports and Comments

Council Member Faden suggested using Citizens on Patrol (COPs) to direct parking to the bar next door and requested Sheriff Deputy be present. Council Member Mahaney stated that he would not be at the June 1 meeting (he will be out of town-work related). Council Member Hackford thanked everyone who helped with Grant-Valkaria Day. Council Member Kolar stated that the Grant Valkaria Preservation Committee will help offset the cost of Grant-Valkaria Day by \$500.00, unused hamburgers were donated to homeless center and unused hotdogs were donated to summer recreation; everyone she talked to loved the live Christmas tree. Council Member Bryan suggested having a boat parade at the Christmas tree lighting ceremony starting north or south along US1 and go to Fisherman’s Landing where the tree will be located. Mayor Yonts stated that he received a request from the CERT team to get shirts and to use the current

logo on shirts. It was Council consensus to approve CERT team to get town shirts. Mayor Yonts stated that there will be an article in Florida Today newspaper tomorrow regarding the Town seal. He stated that he attended E-Team training, and Town Hall will be closed tomorrow while Town Clerk will be attending this training learning this way to communicate during crises. Mayor Yonts stated that he talked to Don Whitehouse, Local Planning Agency (LPA) Chairperson, about how the meeting on June 1 will go - LPA will hold meeting first, and then Town Council will hold their meeting.

3) Board Reports and Comments

Town Administrator Hood stated that of all the violations sent to the Code Enforcement Officer they have complied.

ADJOURN

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

(signature on file)

ATTEST:

Del Yonts, Mayor

(signature on file)

Susanne Krueger, Town Clerk