

MEETING MINUTES FOR THE  
TOWN COUNCIL REGULAR MEETING  
WEDNESDAY, APRIL 14, 2010 AT 7:00 P.M.  
TOWN HALL, 4240 HIGHWAY US1, GRANT VALKARIA, FL 32949

The Regular Town Council Meeting of April 14, 2010 was called to order at 7:00 p.m. by Mayor 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, Vice Mayor	
Seat No. 5 – Dan Faden	
Seat No. 6 – Cathy DeMott	

EXCUSE COUNCIL MEMBER MAHANEY

Mayor Yonts reminded Council that Council Member Mahaney stated at the last meeting that he would not be able to attend this meeting. Motions by Council Member Hackford, second by Council Member Faden, and vote unanimous to excuse Council Member Mahaney.

CHANGES TO AGENDA

Town Administrator Hood stated that at the Town Council Workshop on April 7, 2010 Council Member Mahaney requested adding an agenda item #3 as “Naming Emergency Management Coordinator”; Mayor Yonts requested adding agenda item #4 as “Discussion of Mayor having a meeting with other Board Chairs reviewing conduct of meetings”; Vice Mayor Kolar requested adding agenda item #5 as “Discussion/action regarding Grant-Valkaria Day”.

CONSENT AGENDA

- 1) Joint Town Council Regular Meeting and Town Council Workshop Minutes of March 10, 2010
- 2) Joint Town Council/Local Planning Agency Workshop Minutes of March 17, 2010

Council Member Faden requested removing Joint Town Council Regular Meeting and Town Council Workshop Minutes of March 10, 2010 from the consent agenda. Motions by Council Member Hackford, second by Council Member DeMott, and vote unanimous to approve the consent agenda.

Council Member Faden inquired if the resolutions for the early release of inmates and oil drilling are ready. Town Administrator Hood responded that staff is currently working on them.

FOR THE RECORD: Council Member Bryan arrived at 7:05 p.m.

Motions by Council Member Hackford, second by Council Member Faden, and vote unanimous to approve the Joint Town Council Regular Meeting and Town Council Workshop Minutes of March 10, 2010.

ACCEPTANCE OF FISCAL YEAR 2008/2009 AUDIT BY BERMAN, HOPKINS, WRIGHT AND LAHAMM CPAS AND ASSOCIATES, LLP (Hood)

Town Administrator Hood introduced Mr. Ross Whitley from Berman, Hopkins, Wright and LaHamm, CPAs and Associates, LLP who will be presenting the audit to Council. Mr. Whitley explained that in governmental accounting it is required to submit two sets of annual financial statements one as a full accrual method and one as a modified accrual method and he proceeded to give a brief overview of the audit as follows:

- Donated roads were placed on the books last year
- page 1 - in the independent auditor report there is a mention that there is no material mistakes
- pages 3 through 7 - in management discussion and analysis it gives a narrative of the financial picture of the town
- page 8 - is full accrual method and there is a net asset of \$102,399,041 which is due to infrastructure of \$101,000,000
- page 9 - is a statement of net activities; 90 % of revenue is direct revenue from taxes; depreciation of roads at the value at time of donation
- page 10 - is a balance sheet showing two funds – general fund with about \$697,000 and stormwater fund with about \$135,000 totaling about \$857,000
- page 13 – depreciation is the roads
- page 22 – new GASB requires statement of post employment benefits; retired employees have to be able to purchase insurance at the same rate as employees and will be applicable in the next year
- page 24 – budget-to-actuals reflect the town received \$50,610 more than budgeted and spent \$186,71 less than budgeted resulting in a profit of \$237,325
- page 31 - management findings and recommendations reflect that a financial procedures manual and segregation of duties needs to be addressed; donated capital assets are documented; there are no new comments for the year; Town Administrator Hood responded that journal entries are documented by himself which results in a backup documents and tracking; Mr. Hood stated that once he has completed the financial procedures manual Mr. Whitley will review to ensure we have addressed all issues and controls

Motions by Vice Mayor Kolar, second by Council Member DeMott, and vote unanimous to accept the audit as presented by Berman, Hopkins, Wright and LaHamm CPAs and Associates, LLP for year ended September 30, 2009.

PUBLIC COMMENTS (non- agenda items)

There were no public comments.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

1) Discussion/Action Re: Unpaved Road Agreement - Southern Extension of Unpaved Road-Amandas Avenue (Hood)

Town Administrator Hood advised Council that the road extension is for a 147 foot extension to an existing 700 foot long unpaved road. The drawings have been reviewed and approved by this office and have been found to meet the required specifications for construction of an unpaved road. The St. John's River Water Management permit and a temporary easement must be submitted and approved prior to construction beginning. Mr. Hood noted for the record that the applicant was not present; applicant wants to build house and bring in road after construction; no certificate of occupancy will be issued until the road is completed. Motions by Council Member Bryan, second by Council Member Hackford and vote unanimous to approve the unpaved road agreement for Amandas Avenue extension.

2) Discussion/Action Re: Special Event Permit

Event: Bike Road Race, Sunday, May 16, 2010

Location: Start at east end of Grant Road, south on Old Dixie Highway, east on Shell Pit Road, south on US1, west on Micco Road, north on Babcock Street, east on Grant Road

Applicant: Abe Pollard

Mr. Rob Downey spoke on behalf of Abe Pollard and presented Council with a map of the proposed bike route. Mr. Downey stated that there will be about 250-300 entrants, some groups will make 1, 2 or 3 laps, and port-o-potties will be at the start/finish line. Council informed Mr. Downey that Alfred Park on Grant Road does not have adequate room for parking and setting up the start/finish line there. Council requested the following be provided: 1) an alternate route by suggesting Grant Community Club site, Old Dixie Highway at First Street or Grant Lake Sanctuary on Grant Road; 2) copy of the agreement with the Brevard County Sheriff's Office that they would be providing an officer at the intersections of Shell Pit Road and Highway US1, Highway US1 and Barefoot Bay Boulevard, Highway US1 and Micco Road, Micco Road and Babcock Street, Babcock Street and Grant Road, Grant Road and Old Dixie Highway; 3) consideration of the railroad crossings on Shell Pit Road and Micco Road by contacting Florida East Coast Railways and obtaining their schedule; 4) publicize the event to the press; 5) approval from the Health Department as to the location and number of port-o-potties required; 6) method of disposal of trash and bottles from the cyclists; 7) method of disposal of trash around tents; 8) either resubmit or make changes on original application to reflect the correct number of patrons and any other changes; 9) obtain confirmation/approval from City of Palm Bay and Brevard County that the event will travel through their town. Motions by Council Member Hackford, second by Vice Mayor Kolar and vote unanimous to table this special event permit to be heard on April 28, 2010.

Mayor Yonts called for a brief recess at 8:51 p.m.

Mayor Yonts called the meeting to order at 9:10 p.m.

3) Naming Emergency Management Coordinator (Mahaney)

Motions by Vice Mayor Kolar, second by Council Member Hackford, and vote unanimous to designate Town Administrator Hood as the Emergency Management Coordinator.

4) Discussion of Mayor having a meeting with other Board Chairs reviewing conduct of meetings (Yonts)

Mayor Yonts explained that he would like to get together with the Chairs and Vice Chairs of the Local Planning Agency/Planning and Zoning Board and the Code Enforcement Board to address any concerns they may have and to make sure that everyone is handling the meeting in a similar manner so that staff can obtain accurate minutes. Mayor Yonts suggested obtaining enough microphones for each seat on the dais to ensure that everyone's voices are picked up on the recording. It was Council consensus to approve the meeting providing that it meets the Sunshine Law.

5) Discussion/Action regarding Grant-Valkaria Day (Kolar)

Vice Mayor Kolar stated that the original date for Grant-Valkaria Day was May 16<sup>th</sup> but would like Council approval to hold it on Saturday, May 15<sup>th</sup>. It was Council consensus to approve the day as May 15<sup>th</sup>. Vice Mayor Kolar stated that Pat Brink from the South Mainland Community Center volunteered to run games for the kids and next year they will coincide their kids fishing tournament on the same day as Grant-Valkaria Day; George Geletko, Waste Management, volunteered to bring a cooker and cook food, and bring the garbage truck converted into a theatre showing educational clip about recycling; she needs volunteers to assist with this function and for them to contact Town Hall. It was Council consensus to have an article in the newsletter and placing on the website exactly what volunteers are needed for; ascertain if Waste Management will be purchasing food, cooking, serving, and how Town or Council can assist.

Mayor Yonts stated that per the new regulations, Waste Management will be starting soon to pick up electronic and hazardous recycling at the curbside. Town Administrator Hood stated that the County may possibly go to 5 day workweek and possibly 1 day per week pick up with reduced rates.

## REPORTS

1) Town Administrator's Report

Town Administrator Hood gave his report as follows:

- A) Code Enforcement Board - the Code Enforcement Board met for the first time this year on Tuesday, April 6, 2010. The Board re-elected the same officers to serve the remainder of the current year. The officers are Terry Wolfe as Chairperson, Homer King as 1<sup>st</sup> Vice Chairperson, John Krupp as 2<sup>nd</sup> Vice Chairperson. The Board heard 3 cases and found all 3 in violation. The Board also reduced the fine for a previous violation if the fine is paid within 60 days. The fine was for overgrowth and an abandoned vehicle and amount to \$26,944. The fine was reduced to \$10,000. He thanked the Board for their services, as this is a Board that is typically not very well liked because of the nature of their duties. He would also like to thank our Code Enforcement Officer, Mr. Richard Andre for the work he has done which resulted in this being the first Board meeting in the past year.
- B) Workshop Schedule - he has been working on the changes for the home occupation code and the accessory structure code and would like to schedule them for a 2<sup>nd</sup>

workshop on April 21, 2010. Depending on the Town Attorney, we may also be introducing an additional code relating to public nudity at the same workshop.

- C) Miscellaneous - he thanked Council Member Hackford for his help in moving the fireproof file cabinets into Town Hall and emptying the storage unit. Mr. Hood presented Council with 2 options for the CITGO gas station: 1) approval to have the Greek sandwich vendor to be at their location Monday through Thursday, and the bait shop open on Friday, Saturday, and Sunday; the mobile Greek sandwich vendor would park on the south side of the building in the proper location and take his vehicle home each night; any violation of written agreement would be immediate removal of both vendors; 2) require a site plan for the bait shop allowing it to stay as a permanent accessory structure, then the mobile Greek sandwich vendor can come back which would be a \$7,000 - \$8,000 for their total cost. Motions by Council Member Hackford, second by Council Member Bryan, and vote unanimous to approve the mobile Greek sandwich vendor open on Monday through Thursday removing the vehicle each day, and the bait shop open on Friday, Saturday, and Sunday at the CITGO gas station condition upon that both vendors not be open at the same time, that sketch be on file with their location, snipe signs removed, dumpsters moved and if there is every an issue their business tax receipt will be revoked.

## 2) Financial Report

Town Administrator Hood stated that the finance program is taking out retirement contributions twice and it should actually be at 47% of the budget; he just authorized \$20,000 worth of ditch cleaning and the contractor offered a decrease in the rate; does not see any need for a tax increase; if the Town does not received the money from the state the Town will financially stable but the Town may have to cut back on spending on roads.

## 3) Council Reports and Comments

Vice Mayor Kolar briefed Council on Spring Splash - it is on track for Friday and Saturday; she received the permit; received \$3500 in sponsor cash and \$1600 in-kind. Vice Mayor Kolar stated that she received a request from David King regarding Little League wanting to pursue the use of the property immediately west of Valkaria Park. It was Council consensus to tell him the Town does not want ball field lights and they may need to look elsewhere.

Council Member Hackford stated that the Grant Historical House will be holding their annual Fish Fry on Saturday, April 17<sup>th</sup>, 5:00 p.m. until 6:30 p.m.

Council Member DeMott stated that last Thursday she attended the Grant Valkaria Business Association (GVBA) annual meeting where there were 4 of their members present who showed displeasure with the Town/Town Boards and how the Town has mistreated other businesses like CITGO and Playerz Club. Vice Mayor Kolar stated for the record that the intent of of starting a business association was not this and she has spoken to other businesses and they know that the Town is here to support them. It was Council consensus that Council will not attend GVBA meetings.

Mayor Yonts stated he received an email from Don Whitehouse requesting signs be placed at the entrances to the Town. It was Council consensus to place "Grant-Valkaria Town Limits" signs at west end of Grant Road, west end of Valkaria Road, Weber Road, Corey Road, north and south town limits on Highway US1, and Babcock Street. Mayor Yonts stated he attended the Space Coast League of Cities meeting where they mentioned the Supervisor of Elections has a list of registered voters and email listings of all voters, County wants to control of all the CRA money and dole it out, TABOR bill has died but may come around again next year, State is trying to pass 12 year term limits, and City of Palm Bay has done a lot of paving which costs 45% less than a year ago and they suggested the County piggyback on their contract. Mayor Yonts stated that the regular meetings are getting close be held once a month, and if something urgent comes up the Town can have the 2<sup>nd</sup> meeting. Motions by Council Member Bryan, second by Council Member Hackford, and vote unanimous to go to one meeting a month held on the 2<sup>nd</sup> and 4<sup>th</sup> Wednesday to be determined by staff.

4) Board Reports and Comments

There were no Board reports or comments

ADJOURN

Motions by Council Member Bryan, second by Council Member Hackford, and vote unanimous to adjourn the meeting at 11:15 p.m.

(signature on file)

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Del Yonts, Mayor

ATTEST:

(signature on file)

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Susanne R. Krueger, Town Clerk