

**JOINT
TOWN COUNCIL REGULAR MEETING AND
TOWN COUNCIL WORKSHOP
WEDNESDAY, APRIL 28, 2010 AT 7:00 P.M.
TOWN HALL BUILDING, 4240 HIGHWAY US1, GRANT VALKARIA, FL 32949**

The Regular Town Council Meeting of April 28, 2010 was called to order at 7:00 p.m. by Mayor Yonts, followed by the Pledge of Allegiance led by Vice Mayor Kolar, 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. 3 – Pat Bryan	
Seat No. 4 – Jason Mahaney	
Seat No. 6 – Cathy DeMott	

EXCUSE COUNCIL MEMBER FADEN

Mayor Yonts stated that Council and staff received an email from Council Member Faden informing that he would not be able to attend tonight's meeting and wished to be excused. Motions by Council Member Mahaney, second by Council Member DeMott, and vote unanimous to excuse Council Member Faden.

CHANGES TO AGENDA

There were no changes to the agenda.

CONSENT AGENDA

- 1) Joint Town Council Regular Meeting and Town Council Workshop Minutes of March 24, 2010
- 2) Resolution No. 04-2010 - A Resolution Of The Town Of Grant-Valkaria, Brevard County, Florida, Relating To The Second Chance For Children In Prison Act Provided For In The Committee Substitute For Senate Bill 184 And The Committee Substitute For House Bill 23; Making Findings; Recommending Disapproval Of The Legislation; Providing For Distribution Of This Resolution; Providing An Effective Date; And Providing For Adoption.
- 3) Resolution No. 05-2010 - A Resolution Of The Town Of Grant-Valkaria, Brevard County, Florida, Relating To The Elderly Rehabilitated Inmate Program Provided For In Florida Senate Bill 484 And House Bill 1515; Making Findings; Recommending Disapproval Of The Legislation In Its Present Form Or Providing For Substantial Amendment; Providing For Distribution Of This Resolution; Providing An Effective Date; And Providing For Adoption.

Mayor Yonts requested Resolution No. 04-2010 and Resolution No. 05-2010 be pulled from the consent agenda. Motions by Council Member Bryan, second by Council Member Mahaney, and vote unanimous to approve Consent Agenda Item #1. Mayor Yonts stated that the legislative session end this Friday, all the bills are dead and it is a mute point to move forward on this with the State. It was Council consensus to agree not to move forward on the Resolutions.

PUBLIC COMMENTS (non- agenda items)

There were no public comments.

UNFINISHED BUSINESS

1) Discussion/Action Re: Special Event Permit (Hood)

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

Town Administrator Hood stated that the applicant has provided the Town with documents from Brevard County Parks and Brevard County Sheriff's Office. Rob Downey, representing the applicant, stated that he has contracted with a port-a-let firm for 4 port-a-lets which will be picked up on Monday, May 17th and will be positioned on Alfred Park; they have opted not to use the Grant Community Center because it is too far from the start/finish line which will be 200-300 yards south of Grant Road on Old Dixie Highway; they will be using Alfred Park for parking; he contacted Palm Bay City Manager Lee Feldman stated there is no issue because it will not be in their town; County is aware of what is going on by use of the Sheriff's Office and use of the park; there will be several groups making 1, 2, or 3 laps depending on the category they are in; insurance is provided by U.S. Cycling which should be sent to the Town next week; Florida Road Cycling Association is heavily involved with officiating the race, timing, scoring, safety issues, etc.; 4 Officers are contracted of which 1 will lead the pack and block off each intersection before they approach; Florida East Coast Railways have been contacted and they advised there will be 3 trains going through Town on Sunday but could not give definite times; applicant plans to run an ad in the Florida Today newspaper before the event occurs and mail postcards to all the people affected on Old Dixie Highway. It was confirmed by staff that all paperwork has been received except for the certificate of insurance. Motions by Council Member ~~Faden~~ Bryan, second by Council Member Hackford, and vote unanimous to approve the special event permit for the bike road race pending receipt of insurance and have Council review the special event in 60 days. It was Council consensus to place the resolution for this special event on the May 12th meeting as a consent agenda item.

NEW BUSINESS

1) FIRST READING - ORDINANCE NO. 2010-02 (Hood)

An Ordinance Of The Town Of Grant-Valkaria, Brevard County, Florida Amending Ordinance 2009-05; Extending The Duration Of That Certain Moratorium Declared In Ordinance 2009-05; Providing For Severability; Providing An Effective Date.

(This ordinance pertains to the moratorium on adult entertainment and electronic game arcades.)

Mayor Yonts read Ordinance No. 2010-02 by title only. No one from the audience spoke regarding this ordinance. Motions by Council Member Mahaney, second by Council Member Bryan, and vote unanimous to approve Ordinance No. 2010-02, first reading, with ordinance expiring July 30, 2010.

Town Administrator Hood stated that the May 26th meeting could be a joint meeting with the Planning and Zoning Board similar to the airport meeting so the Town Attorney can explain only once if Council approves. Vice Mayor Kolar stated the purpose of having separate meetings is to give people two chances to speak and she does not like to make it a practice to combine meetings. Dan Robino, Vice Chairperson of the Planning and Zoning Board, stated that all the Board members agreed to combine the meetings because they have not had anyone at their meetings for months and if it speeds it up and saves cost it would be okay. Council Member Mahaney stated that this is something that the town is initiating and not someone else. Council Member Bryan stated that he did not have an issue with the same dates. Council Member DeMott stated she agreed with Vice Mayor Kolar. Denni Burr stated that she agreed with the fact that the town should stick to the schedule criteria regardless of the attorney fees. Motions by Council Member Mahaney, second by Council Member Hackford, and vote 3 to 3 to approve a joint May 26, 2010 meeting. (Aye-Hackford, Mahaney, DeMott; Nay-Yonts, Kolar, Bryan) Motion failed due to tie vote.

REPORTS

1) Town Attorney's Report

There was no Town Attorney report.

2) Town Administrator's Report

Town Administrator Hood gave his report as follows:

- A) The local bill passed Senate and now goes to the Governor; will get with Representative Poppel's office to try to get it signed before June 1st to qualify for revenues
- B) The bill for Valkaria Road crossing was budgeted for \$80,000, but the actual bill came to \$46,958
- C) He looked at property at First Street and talked to neighbors; vacant lot west of the property and the house on the east said they did not want town hall there because it would generate traffic and have an adverse impact on their property; if town contracted to purchase property we would have to change zoning, go before Planning and Zoning public hearing, site plan process and build a Council Chamber; the town is committed to 24 months at the present location; the town has to account for adding on, square footage, land acreage, and be concerned with land to house any equipment if needed. It was Council consensus to have Town Administrator continue looking around for a permanent location for Town Hall. Town Administrator Hood stated that he would get together some costs to develop a vacant lot to a town hall facility or convert an existing house.
- D) Received a request in the mail if the Town would like to advertise in the Florida League of Cities Annual Conference magazine. It was Council consensus not to advertise.

3) Council Reports and Comments

Vice Mayor Kolar gave an update on Grant-Valkaria Day as she spoke to Waste Management and they will donate hamburgers, hotdogs, chips, drinks and they will cook; talked to Pat at the South Mainland Civic Center who stated she would run the kids games but they need prizes;

music is provided; Bonnie Allan will obtain raffle prizes; Council Member DeMott, Vice Mayor Kolar and Mayor Yonts will serve food; Council Members Hackford, Bryan and possibly Faden will cook; Council Member Mahaney will not be present. It was Council consensus to send out postcards regarding the kids' events, and put something on the Town website and mass email about Grant-Valkaria Day. Vice Mayor Kolar stated that Spring Splash made double on raffle this year.

Council Member Hackford stated that the Grant Community Club has an old base station and radios for emergency management if the Town would like it and inquired if it could be stored at Town Hall. Town Administrator Hood stated that it could be stored at Town Hall.

Council Member Mahaney stated that the fishing tournament sponsored by Grant-Valkaria Community Association on the front page should be under special event like all others; he was concerned if Vice Mayor Kolar needed any help with the website the Town could hire a company to do it. Vice Mayor Kolar stated that she would let Council know if she needs assistance.

Council Member Bryan stated that there is an increase of traffic on Highway US1 around Treasure Coast Marina and the new boat ramp; people are crossing Highway US1 to get to Treasure Coast Marina; suggested slowing traffic at certain parts of Highway US1. Council Member Mahaney stated that if this is route the town wants to go they should contact Mr. Jamie Seymour because he has attempted to do this in the past. Town Administrator Hood stated that he can make a phone call to Department of Transportation to request a study. It was Council consensus to look at this problem.

Mayor Yonts stated that he received a letter from Mayors for Meals thanking him for participating and he wants to place a letter in the newsletter regarding those needing drivers.

4) Board Reports and Comments

There were no Board reports or comments.

ADJOURN TOWN COUNCIL REGULAR MEETING

Motions by Council Member Bryan, second by Council Member Mahaney, and vote unanimous to adjourn the regular Town Council meeting at 9:12 p.m.

Mayor Yonts called for a brief recess at 9:12 p.m.

CALL TO ORDER THE TOWN COUNCIL WORKSHOP

Mayor Yonts called the Town Council Workshop to order at 9:25 p.m.

WORKSHOP AGENDA ITEM

1) Discussion of accessory structures

Council Member Mahaney stated that the height of the accessory structure should define how the height is measured. Town Administrator Hood responded that the Planning and Zoning Board

wants to redefine it to mean to the peak. Council Member Mahaney stated that 3,000 square feet maximum size was a good size because greater than 3,000 square feet you can go into commercial codes. Vice Mayor Kolar did not want a big massive building on 1.4 acre lots for accessory structures. Denni Burr was concerned about allowing trades people to build structures to store their equipment on RR 1.25 zoning. Vice Mayor Kolar stated she does not support allowing commercial activity in a residential area. Dan Robino did not have a problem with allowing several out-buildings on property. Linda Landrum was concerned about restrictions being placed. It was Council consensus to have Town Administrator Hood draft an ordinance as presented.

ADJOURN TOWN COUNCIL WORKSHOP

Motions by Council Member Mahaney, second by Council Member Hackford, and vote unanimous to adjourn the meeting at 10:00 p.m.

(signature on file)

Del Yonts, Mayor

ATTEST:

(signature on file)

Susanne R. Krueger, Town Clerk