



TOWN COUNCIL REGULAR MEETING MINUTES

**TUESDAY, JULY 14, 2015 – 7:00 PM
PIERSON TOWN HALL**

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7

1. Call meeting to order

8

9 Chairman Samuel G.S. Bennett called the meeting to order at 7:00 PM and asked Town Clerk
10 Carmen Spelorzi to take the roll call.

11

12

2. Roll call

13

14

PRESENT:

15

Chairman Samuel G.S. Bennett

16

Vice Chairman James Peterson

17

Councilmember Herbert Bennett

18

Councilmember Robert Greenlund

19

Councilmember Thomas R. Larrivee

20

Mayor James Sowell

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22

Also present were Town Attorney Wade Vose; Town Foreman Louis Longo, and
23 representatives from the Volusia County Sheriff's office.

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3. Invocation and pledge of allegiance

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27

Vice Chair Peterson gave the invocation, which was followed by the Pledge of Allegiance.

28

29

4. Approval of Minutes – Chairman Samuel Bennett

30

31

a. Council Meeting June 23, 2015

32

33

Chair Bennett read the date for the Minutes and asked if there are any changes/additions or
34 deletions and hearing none he entertained a motion for approval of the minutes listed above.

35

36

**Councilmember Herbert Bennett made the motion to approve the minutes listed above;
37 seconded by Councilmember Tom Larrivee. All agreed; motion carries.**

38

39

Chair Bennett welcomed the new legal counsel Mr. Wade Vose.

40

41

5. NEW BUSINESS

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43

a. Water Billing Adjustments Requests: – Water Committee Chairman/ 44 Councilman Robert F. Greenlund

45

46

i. #1.169 – Pierson Family Laundry – 304 S Center Street

- 47 1. Request \$230.00 – Leak from toilets. Has been
48 repaired.
49

50 Chair Bennett turned the items over to Councilmember Robert Greenlund who summarized
51 them and stated that they have been repaired.
52

53 **Councilmember Robert Greenlund made the motion to approve the credits as**
54 **requested; seconded by Vice Chair James Peterson. All agreed; motion carries.**
55

- 56 b. Resolution No. 2015-08 – To Volusia County to allow for a four-way
57 stop on county road 3 – N Volusia Ave - Councilman Thomas
58 Larrivee
59

60 Chair Bennett read the title and turned it over to Councilmember Larrivee who summarized
61 the history of the item and moved to approve the resolution. Chair Bennett read the resolution.
62

63 **Councilmember Tom Larrivee made the motion to approve the resolution as written;**
64 **seconded by Councilmember Herbert Bennett. All agreed; motion carries on roll call**
65 **vote 6-0.**
66

- 67 c. Resolution No. 2015-09 – Concerning the Volusia County Local
68 Mitigation Plan - Chairman Samuel G.S. Bennett
69

70 Chair Bennett summarized the item and asked Mr. Vose for his opinion. Mr. Vose clarified
71 the intent of this resolution and discussion ensued. Councilmember Greenlund was concerned
72 about voting on this item without knowing what their mitigation plan is. Ms. Spelorz
73 explained that this is an authorization from the Town of Pierson for Volusia County to give
74 assistance in emergency situations.
75

76 **Councilmember Robert Greenlund made the motion to approve the resolution as**
77 **written; seconded by Councilmember Tom Larrivee. All agreed; motion carries on roll**
78 **call vote 6-0.**
79

- 80 d. Renewal request from the Supervisor of Elections Ann McFall of the
81 Memorandum of Agreement for a polling place for March 15, August
82 30th and November 8th 2016 - Chairman Samuel G.S. Bennett
83

84 Chair Bennett summarized the item and entertained a motion.
85

86 **Councilmember Robert Greenlund made the motion to approve the renewal request;**
87 **seconded by Vice Chair James Peterson. All agreed; motion carries.**
88

- 89 e. Renewal request from Volusia County Sheriff's Office for the
90 Interlocal Agreement for the Provision of Law Enforcement for FY
91 2015-2016 for a cost of \$261,487. – Chairman Samuel G.S. Bennett
92

93 Chair Bennett read the item and presented the Interlocal Agreement. Discussion ensued.
94

95 **Councilmember Herbert Bennett made the motion to approve the agreement; seconded**
96 **by Councilmember Tom Larrivee. All agreed; motion carries.**

97

98 f. Consideration for public bathrooms at Nixon Park / goals and netting
99 / park benches - Chairman Samuel G.S. Bennett

100

101 Chair Bennett summarized the item and gave a brief history on how this item came about.
102 Discussion ensued about the need for further consideration and to get port-o-lets in the
103 interim.

104

105 **Councilmember Herbert Bennett made the motion to get two (2) port-o-lets for Nixon**
106 **Park; seconded by Vice Chair James Peterson. All agreed; motion carries.**

107

108 Chair Bennett stated that he would get more details on the pricing for other items and bring
109 that information back at a later meeting.

110

111 g. Resignation letter from Viola Roach from the Planning Committee -
112 Chairman Samuel G.S. Bennett

113

114 Chair Bennett read the resignation letter from Planning Committee Member Viola Roach.
115 Chair Bennett asked his fellow Council member to think of names for a suitable replacement
116 to be presented as an agenda item during the next council meeting.

117

118 h. Discuss Roofing Permit process and owner/builder responsibility –
119 Councilman Robert F. Greenlund

120

121 Chair Bennett read the item and turned it over to Councilmember Robert Greenlund who
122 stated that he been approached by a few residents about the rules and regulations for obtaining
123 a building permit. The residents felt that they had been denied a permit for reasons that may
124 be too restrictive.

125

126 Discussion ensued if you need to hire a licensed contractor if you own/occupy the house and
127 want to do the work as an owner/builder. Mr. Wade gave a few scenarios when an
128 owner/builder can do the work himself, but that he would need to read up on the roofing laws
129 in order to give an accurate answer to this question. However, a permit is required regardless
130 of who does the work.

131

132 Further discussion ensued that the Homeowners Insurance may be negatively affected if the
133 work is not done by a knowledgeable contractor.

134

135 Councilmember Robert Greenlund informed the Council that a resident inquired about the
136 cost of a demolition permit. Ms. Spelorzi explained how the permit fees are established and
137 what costs are incurred by the Town. Discussion ensued about why permits for demolition are
138 needed and if the Council can waive demolition fees. Mr. Vose stated that if the Town waives
139 the permit fee it may be ultimately responsible for charges relating to the demolition. Ms.
140 Spelorzi gave an example of a demolition where the Town up fronted the costs, but that these
141 were applied to the property with the lien.

142 Discussion ensued about the existence of a noise ordinance. Chair Bennett asked the Sheriff's
143 office representative about the County Ordinance and he elaborated that there is an ordinance
144 that contains two (2) provisions and that they are complaint based.
145

146 **6. OLD BUSINESS**

- 147
148 a. Fourth of July Family Fun Celebration update - Chairman Samuel
149 G.S. Bennett
150

151 Chair Bennett opened the discussion and stated that the Fireworks were wonderful even
152 though there was a rain delay. Discussion ensued about the train being a big hit and a few
153 improvements that can be done for the next event like getting more volunteers and putting an
154 ad in the News Journal.
155

156 Mayor Sowell will check with the ROTC to have the National Guard for the colors.
157

158 **7. OTHER BUSINESS**

- 159
160 a. Council and staff reports
161

162 Town Clerk Spelorzi spoke on

- 163 • calendar dates for the Budget workshops and charter review meetings;
164 • RSVP for the Volusia League of Cities meeting on July 23.
165 • county and the sanitation department requesting a meeting with the Town about
166 recycling and garbage issues
167

168 Town Attorney Vose would like to have access to all of the Town's codes and ordinances.
169 Ms. Spelorzi stated that she has been working on getting Mr. Vose access through Municode.
170

171 Vice Chair James Peterson stated that he would like the Town Clerk to work with the Attorney
172 on issuing a code violation citation to a resident who has tents on his property. Ms. Spelorzi
173 stated that the resident is aware of the violation and that a deadline for rectifying the violation
174 is in effect.
175

176 Councilmember Herbert Bennett mentioned recent thefts in the area and the Sheriff's office
177 commented on their findings.
178

179 Councilmember Robert Greenlund stated that he won't be available for the July 28th meeting.
180

181 Councilmember Tom Larrivee:

- 182 • Stated that there will be an Airport inspection on August 3, 2015.
183 • Gave an update on the scoreboard coverings. Has received a quote for all three (3)
184 boards for around \$1000. He is open to getting other quotes.
185

186 Mayor Sowell spoke of the River of Lakes meeting and that there was a good turnout and
187 their Banner will be displayed in the Town Hall Lobby.
188

189 Chair Bennett thanked the Sheriff's office for their diligent work.
190

191 Volusia County Sheriff's office had no further comments.

192

193 **8. GOOD AND WELFARE (public participation)**

194

195 Ms. Sue Elliott gave an update about a report from the CTST monthly meeting that addressed
196 back to school safety month. Ms. Elliott commented on a National Night Out event and that
197 municipalities are encouraged to attend as well as other dates that are noteworthy. She will
198 leave that information with the Town Clerk. Ms. Elliott informed the board that she is now a
199 representative on the W. Volusia County Tourism Board and that she can bring the Town's
200 wishes to this board.

201

202 **9. ADJOURNED**

203

204 **a. Chairman -**

205 i. Next Council Meeting: Tuesday, July 28, 2015 at 7:00 p.m.

206

207 **Hearing no further business, meeting adjourned at 8:45 PM**

208

209 Minutes prepared by:

Minutes approved by:

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211

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213

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219

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221

222

Carmen Spelorzi, Town Clerk

Samuel G.S. Bennett, Chairman