



TOWN COUNCIL REGULAR MEETING MINUTES

**TUESDAY, JUNE 9, 2015 – 7:00 PM
PIERSON TOWN HALL**

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1. Call meeting to order

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9 Chairman Samuel G.S. Bennett called the meeting to order at 7:01 PM and asked Town Clerk
10 Spelorzi to take the roll call.

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2. Roll call

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PRESENT:

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Chairman Samuel G.S. Bennett

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Vice Chairman James Peterson

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Councilmember Herbert Bennett

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Councilmember Robert Greenlund

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Councilmember Thomas R. Larrivee

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Mayor James Sowell

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Also present were Town Foreman Louis Longo, Deputy Clerk Carrie Ward and
23 representatives from the Volusia County Sheriff's office, Captain David Brannon and Deputy
24 Austin Warensford.

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3. Invocation and pledge of allegiance

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

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4. Approval of Minutes – Chairman Samuel Bennett

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a. Council Meeting May 26, 2015

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b. Special Council Meeting May 28, 2015

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

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

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5. NEW BUSINESS

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a. Update on Water Tower chlorination and maintenance – Water Committee

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Chairman / Councilman Robert F. Greenlund

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Chair Bennett summarized the item and turned it over to Councilmember Greenlund who

46 asked Town Foreman Louis Longo. Mr. Longo updated the Council that there was an incident
47 that required the water tower to be drained and all the hydrants needed to be flushed. Mr.
48 Longo continued that it has been resolved.

49 Town Clerk Spelozzi stated that residents were advised to flush their faucets.

50 Mr. Longo also informed the Council that the control panel for the generator is being replaced
51 as well as a box it being constructed to protect it from the weather.

52 b. Tabled from May 28th meeting: To seek approval to purchase a John Deere
53 Gator Cart from South Daytona Tractor as was budgeted to be done this year.
54 – Public Works Director/ Councilmember Herbert Bennett

55 Chair Bennett summarized the item and turned it over to Councilmember Herbert Bennett
56 who started the discussion on some of the prices obtained thus far and the actual needs of the
57 Town.

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59 Mr. Longo stated that he is still waiting on another price estimate and that this would be
60 through the State Bid.

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62 **Councilmember Robert Greenlund made the motion to table the John Deere Cart until**
63 **the other price is obtained; seconded by Councilmember Tom Larrivee. All agreed;**
64 **motion carries.**

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66 c. Update on four-way stop request to County - Councilmember Tom Larrivee

67 Chair Bennett summarized the item and turned it over to Councilmember Tom Larrivee who
68 spoke on an email sent to Council Representative Pat Patterson.

69 Discussion ensued about road closures during school hours and how this impacts the local
70 businesses in that area. Chair Bennett stated that the school had requested the Council to block
71 the roads for the safety of the school children.

72 Ms. Sue Elliott updated the Council on a TPO project to get “School Zone” signs for CR 3
73 and that a new school schedule would also come into effect that could change the need for
74 road closures.

75 Mayor Sowell spoke on the school issue and getting a turning lane.

76 Councilmember Larrivee does not want to have the real issue that exists at this intersection
77 clouded by other scenarios.

78 Chair Bennett stated that he had a chance to speak with Pat Patterson about this subject at a
79 recent League of Cities meeting and also received confirmation that Mr. Patterson is checking
80 into the matter.

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82 d. Consideration of and hire a Town Attorney - Chairman Samuel G.S. Bennett

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1. INTERVIEWED:

- a. Andrew J Hand, Shepard, Smith & Cassidy P.A.
- b. Wade C Vose, Vose Law Firm LLP

Chair Bennett summarized the item and stated that he had spoken with Mr. Hand of Shepard, Smith & Cassidy P.A, who learned from the Special meeting minutes that the Council’s recommendation would be to retain Vose Law Firm and decided to leave today’s meeting.

The Chair entertained a motion.

Councilmember Herbert Bennett made the motion to hire Vose Law Firm, LLP as per the recommendation from the Special Meeting; seconded by Vice Chair James Peterson. All agreed; motion carries.

Chair Bennett stated that Mr. Vose was not able to be present but will be present at the next meeting and that he is available if needed.

Ms. Spelorzi asked to schedule a meeting with Mr. Vose to update/get him prepared for the next meeting. The Council agreed.

- e. Seek Council approval for soccer upgrades and proper naming of Nixon Park – Resident Deann Gemeinhardt

Chair Bennett summarized the item and invited Mrs. Gemeinhardt to introduce herself. Mrs. Gemeinhardt spoke on this request and discussion ensued about maintaining the underbrush and the fields.

Town Clerk Spelorzi was asked to follow up on:

- Soccer Park – get a quote on a new system
- Children’s equipment – what to do with it
- Signage with proper name – get quote
- Looking to improve park

- f. Request to rent tent and fans for the 4th of July festivities – Chairman Samuel G.S. Bennett

Chair Bennett summarized the item and opened the floor for discussion about renting a tent and fans in the amount of \$1,060.

Councilmember Robert Greenlund made the motion to approve rental in the amount of \$1,060; seconded by Councilmember Tom Larrivee. All agreed; motion carries.

Town Clerk Spelorzi gave a report on the progress staff had made with the preparations for the 4th of July event including the Fireworks.

6. OLD BUSINESS

- a. None

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7. OTHER BUSINESS

a. Council and staff reports

Vice Chair James Peterson inquired about a code violation where a resident has tents on their property. Ms. Spelorzi stated that the resident is aware of the violation and that she is still doing her due-diligence. A notification letter will be sent to this resident as well as other non-compliant properties that have been brought to Ms. Spelorzi' s attention.

Councilmember Herbert Bennett had no comments.

Councilmember Robert Greenlund had no comments.

Councilmember Tom Larrivee inquired about lights for the fields. Town Foreman Longo explained and Town Clerk Spelorzi will contact the County who does the lighting to get their support.

Discussion ensued about covering the Scoreboard during off season. Councilmember Larrivee will look into getting prices.

Mayor Sowell touched on the topics discussed during a recent Mayor's round table pertaining to Homelessness, driving on beach, water and transportation.

Mayor Sowell updated the Council that the River of Lakes meeting will be held in Pierson on Monday, July 13 at the Community Center and encouraged attendance. Town Clerk Spelorzi will properly advertise this meeting so all Councilmembers can legally attend.

Chair Bennett gave an update on the new Elementary school and discussion ensued. Ms. Spelorzi stated that a School Board representative will attend the Regular Council Meeting on July 28.

Town Clerk Spelorzi

- Asked if the Town had a debris management plan for the hurricane season, and was advised that there was none.
- Advised of meet and greet with Fred Hawkins of WCA and that she would follow up and get dates
- Updated on Ethics Workshop
- Advised about flyer on Federation of the Blind

Deputy Clerk Carrie Ward had no comments.

Volusia County Sheriff's office, Captain Brannon spoke on preparedness for the hurricane season. Chair Bennett advised that Ms. Spelorzi had attended the Emergency Management workshop.

8. GOOD AND WELFARE (public participation)

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Sue Elliott commented on some issues with a road at 363 N. Pine that ensued with a neighbor after asked for the common road to be graded. Ms. Elliott continued that attempts to appease the neighbor did not work, so they turned the matter over to the Sheriff's office as the other party is threatening to close off the road which is a prescriptive easement and that might set a precedent.

Chair Bennett advised that he would have the Town Attorney look into it and discuss further.

9. ADJOURNED

a. Chairman -

i. Next Council Meeting: Tuesday, June 23, 2015 at 7:00 p.m

Hearing no further business, meeting adjourned at 8:30 PM

Minutes prepared by:

Minutes approved by:

Carmen M. Spelorzi

Samuel G.S. Bennett, Chairman