



TOWN COUNCIL REGULAR MEETING MINUTES

**TUESDAY, DECEMBER 14, 2021 – 7:00 PM
PIERSON TOWN HALL**

6

7

1. Call meeting to order

8

9 Mayor 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

Mayor Samuel G.S. Bennett

16

Vice Mayor Robert Greenlund

17

Councilmember Thomas R. Larrivee

18

Councilmember Sergia Cardenas

19

Councilmember Gray Leonhard

20

21

Also present were Town Attorney Christian Waugh; Town Planner Mark Karet and Town
22 Foreman Louis Longo, as well as representatives from the Volusia County Sheriff's office.

23

24

3. Invocation and pledge of allegiance

25

26

Mayor Bennett gave the invocation, which was followed by the Pledge of Allegiance.

27

28

4. Approval of Minutes – Mayor Samuel Bennett

29

30

a. Regular Council meeting – November 9, 2021

31

b. Workshop Minutes – November 18, 2021

32

Mayor Bennett asked if there were any additions and deletions if not he would entertain a
33 motion.

34

35

**Councilmember Tom Larrivee made the motion to approve the above listed minutes as
36 written; seconded by Councilmember Sergia Cardenas. All agreed; motion carries.**

37

38

5. NEW BUSINESS

39

40

a. ORDINANCE 2021-10 First Reading (Corrected title and number)

41

42

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF
43 PIERSON, FLORIDA, PROPOSING AMENDMENTS TO THE PIERSON
44 ORDINANCE REGARDING THE EMISSION OF HARMFUL NOISE
45 WITHIN THE TOWN; PROVIDING FOR CODIFICATION,

46 SEVERABILITY, AND AN EFFECTIVE DATE.
47

48 Mayor Bennett turned the floor over to Town Planner Mark Karet who spoke on the changes
49 on Page 3 – definitions; Page 5 – change to sound levels and page 6-7 – clarification of sworn
50 complaint requirement.

51
52 Commissioner Leonhard inquired about the timeframe for the decibel levels and was informed
53 that this is an error as day and night time decibel levels were reversed.

54
55 Mayor Bennett read the title.

56
57 **Councilmember Gray Leonhard made the motion to approve Ordinance 2021-10 on**
58 **First reading subject to the decibel level revisions; seconded by Councilmember Tom**
59 **Larrivee. All agreed; motion carries on roll call vote 5-0.**

60
61 **b. ORDINANCE 2021-XX First Reading**

62
63 Amending Ordinance 2019-02 Fair Housing
64

65 Mr. Waugh explained that the Town Council already passed a Fair Housing ordinance in 2019,
66 which included a familial status non-discrimination clause. Mr. Waugh continued that the
67 Council cannot take any action on this item.

68
69 **c. RESOLUTION NO. 2021-11**

70 A RESOLUTION OF THE TOWN OF PIERSON, FLORIDA UPDATING
71 COMPLIANCE WITH SECTION 504 OF THE REHABILITATION ACT OF
72 1973, ADOPTING A HANDICAP ACCESSIBILITY SELF EVALUATION
73 PLAN, ADOPTING A TRANSITION PLAN FOR HANDICAP
74 ACCESSIBILITY AND ADOPTING A SECTION 504 GRIEVANCE
75 PROCEDURE
76

77 Mr. Waugh read the title into record and Melissa Fox with Fred Fox Enterprises explained the
78 need for this resolution. Ms. Fox spoke on the findings and what the Town needs to
79 change/update in order to be in compliance in various locations and that these improvements
80 can be staggered by priority over three (3) years. Ms. Fox also suggested paying for some of
81 those improvements with CDBG funds, if any remain after the scheduled projects.

82
83 Discussion ensued that this resolution is the first step towards working to correct deficiencies.

84
85 **Councilmember Tom Larrivee made the motion to approve Resolution 2021-11;**
86 **seconded by Councilmember Gray Leonhard. All agreed; motion carries on roll call vote**
87 **5-0.**

88
89 **d. Concerns of no paved parking at Chipper Jones Park – Resident RoxAnne Price**

90
91 Mayor Bennett invited Ms. Price, 401 West Washington Ave. to elaborate on her concerns of
92 no paved parking at Chipper Jones Park.

93 Discussion ensued

- 94 • fencing off the southwest area, open gate once grass is established
- 95 • paving being an expense the Town cannot afford at the moment
- 96 • people can park by the restrooms
- 97 • Install irrigation system and grass

98 **Councilmember Tom Larrivee made the motion to erect fence with double gate,**
99 **irrigation, sodding, fill dirt and one (1) handicap accessible spot; seconded by**
100 **Councilmember Gray Leonhard. All agreed; motion carries**

101 Ms. Price spoke on issues at all three parks to include broken pipes and toilets. Ms. Price is
102 willing to volunteer to assist.

103 Mayor Bennett stated that the parks have experienced vandalism and that they are due a face
104 lift.

105 Councilmember Leonhard asked the VCSO to address the vandalism issue and discussion
106 ensued.

107 e. Sponsorship Request from Operation Outdoor Freedom (Tabled from
108 11/09/2021) - Mayor Samuel G.S. Bennett

109

110 Discussion ensued that the Town should be a blue sponsor in the amount of \$350.

111

112 **Councilmember Gray Leonhard made the motion to sponsor Operation Outdoor**
113 **Freedom in the amount of \$350; seconded by Vice Mayor Greenlund. All agreed; motion**
114 **carries.**

115 f. Taylor Middle-High School 21/22 Yearbook Sponsorship - Mayor Samuel G.S.
116 Bennett

117

118 Mayor Bennett spoke on the request and discussion ensued to sponsor a full page ad in the
119 amount of \$300.

120

121 **Vice Mayor Greenlund made the motion to sponsor Taylor Middle-High school 21/22**
122 **yearbook ad in the amount of \$300; seconded by Councilmember Sergia Cardenas. All**
123 **agreed; motion carries.**

124 g. Water Billing Adjustment Request: 527 N Pine St- Teddy Haynes - Water
125 Committee Mayor/ Vice Mayor Robert F. Greenlund

126

127 Vice Mayor Greenlund spoke on the adjustment and discussion ensued about precedent of
128 giving a full credit for first time requestors.

129

130 Resident Paul Martel, 506 N. Pine Street, spoke and strongly suggested only doing a 50%
131 credit as he feels that this is more than generous.

132

133 Discussion ensued.

134 **Vice Mayor Greenlund made the motion to give an adjustment in the amount of \$965.50**
135 **for Teddy Haynes' account; seconded by Councilmember Gray Leonhard. All agreed;**
136 **motion carries.**

137 h. Town Employees Christmas Bonuses - Mayor Samuel G.S. Bennett
138

139 Discussion ensued to raise all employee's Christmas bonuses by \$100.
140

141 **Vice Mayor Greenlund made the motion to increase all employees' previous Christmas**
142 **bonuses by \$100; seconded by Councilmember Gray Leonhard. All agreed; motion**
143 **carries.**

144 i. Verizon Proposed Equipment Modification and review of current lease
145 agreement at 138 W Third St Water Tower – Karina Fournier, Tower
146 Engineering Professionals Inc (Tabled from 11/09/2021) - Mayor Samuel G.S.
147 Bennett
148

149 Mayor Bennett asked Mr. Waugh to speak on this matter. Mr. Waugh stated that Verizon is
150 not interested in extending the term of the lease but would offer \$465 more each month. Mr.
151 Waugh stated that he countered and requested an amount of \$750 per month and is waiting
152 on Verizon's response.
153

154 **Vice Mayor Greenlund made the motion to table the Verizon agreement until they hear**
155 **back from Verizon; seconded by Councilmember Gray Leonhard. All agreed; motion**
156 **carries.**

157 j. Renewal of Annual Scheduled Maintenance Agreement with Florida Detroit
158 Diesel for the two generators located at Town Hall and Well Pump (Tabled
159 from 11/09/2021) - Mayor Samuel G.S. Bennett
160

161 Mayor Bennett spoke on the quotes for annual scheduled maintenance that were received in
162 addition to the one from Florida Detroit Diesel.
163

164 Discussion ensued.

165 **Councilmember Tom Larrivee made the motion to accept the proposal for annual**
166 **maintenance from Peterson Diesel Services in the amount of \$1,000; seconded by Vice**
167 **Mayor Greenlund. All agreed; motion carries.**

168 k. Updates by Mayor - Mayor Samuel G.S. Bennett
169

170 Mayor Bennett spoke on:

- 171 • Met with VC Schoolboard officials at New Town Center and they are considering
172 putting a library into the Media Center.
- 173 • Town would like to make room available for VCSO, and need to get input if there is
174 interest from them
- 175 • Would like to cancel next Council meeting on 12/28/21

176 **Vice Mayor Greenlund made the motion cancel the regular Town Council meeting**
177 **scheduled for 12/28/21; seconded by Councilmember Gray Leonhard. All agreed;**
178 **motion carries.**

179 l. Update of Town projects from Town Attorney – Town Attorney Christian
180 Waugh

181

182 Mr. Waugh spoke on

- 183 • upgraded the codes through 2017 and that some ordinances are needing signatures,
- 184 • prepared draft Citation for noise ordinance, has call in to VC Clerk of Court, VCSO
- 185 and Mr. Karet spoke on the matter

186 m. Update of Town projects from Town Planner – Town Planner Mark Karet, Zev
187 Cohen & Associates

188

189 Mr. Karet spoke on:

- 190 • All involved parties are working to assist DEP to understand the financials for the
- 191 Sanitary Sewer system project
- 192 • Water system getting ready to go out to bid in January 2022
- 193 • Was onsite on 12/2/21, will be back 12/16
- 194 • P&Z meeting scheduled for 12/16/21

195

196 **6. OLD BUSINESS**

197

198 None

199

200 **7. OTHER BUSINESS**

201

202 a. Council and staff reports

203

204 No additional comments from Councilmembers Larrivee and Cardenas as well as Mr. Waugh.

205

206 Vice Mayor Greenlund inquired about the estimate for the NTC and was informed that the
207 contractor would not be available, but has offered to review any proposals that are received
208 for competitiveness.

209

210 The Vice Mayor thanked Public Works for all their diligent work, especially during
211 emergency situations.

212

213 Mayor Bennett spoke on the backhoe needing to be repaired.

214

215 Councilmember Gray Leonhard inquired about T-Mobile grant. Mrs. Spelozzi will follow up.

216

217 Discussion ensued about a venue for the Christmas party on Monday, 12/20/21.

218

219 The VCSO spoke on the positive changes that the noise ordinance should bring about.

220

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

222

223 Mr. Paul Martel asked about the LDR, was there any movement. Mayor will address in
224 January 2022.

225

226 Mrs. Linnie Richardson is concerned about the Community Center being abused and asked if
227 the Town can refuse renting again to a person or group with a forfeited deposit. Mr. Waugh
228 stated it is possible, but the Town, as a public entity, has to comply with certain rights. Mr.
229 Waugh stated that this stipulation needs to be adopted as a policy, so that renters are aware at
230 time of rental. Discussion ensued about raising the security deposit.

231

232 Mrs. Richardson stated that hedges blocking view on Row at corner of Richardson and
233 Hagstrom, it's a safety issue. Discussion ensued that the Town can trim.

234

235 **9. ADJOURNED**

236

237 Mayor Bennett thanked all in attendance and wished everyone a Merry Christmas.

238

239 **Hearing no further business, meeting adjourned at 8:49 PM.**

240

241 Minutes prepared by:

Minutes approved by:

242

243

244

245

246

247

248 _____
Carmen Spelorzi, Town Clerk

Samuel G.S. Bennett, Mayor