



TOWN COUNCIL REGULAR MEETING MINUTES

TUESDAY, AUGUST 9, 2022 – 7:00 PM
PIERSON TOWN HALL

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1. Call meeting to order

Mayor Samuel G.S. Bennett called the meeting to order at 7:00 PM and asked Deputy Town Clerk Yvonne Braddock to take the roll call.

2. Roll call

PRESENT:

Mayor Samuel G.S. Bennett
Vice Mayor Robert Greenlund
Councilmember Sergia Cardenas
Councilmember Gray Leonhard

Also present were Town Attorney Christian Waugh; Town Planner Mark Karet and representatives from the Volusia County Sheriff's office. Town Planner Carmen Spelorzi was excused absent.

3. Invocation and pledge of allegiance

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

4. Approval of Minutes – Mayor Samuel Bennett

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|----------------------------------|---------------|
| a. Regular Meeting | July 26, 2022 |
| b. Workshop- Water Bills & Liens | July 26, 2022 |
| c. Workshop- Budget | July 26, 2022 |
| d. Special Meeting- Budget | July 26, 2022 |

Vice Mayor Greenlund stated that no minutes were attached and he wanted the record to reflect that the Council tabled the workshop for the Water Bills and Liens. (**Note:** All the meetings/workshops listed above were held on July 26th. During the workshop for the Water bills and liens the Council voted to table the matter until a future time. Minutes for all meetings were created, but inadvertently not attached to this agenda for the Council's review. The minutes will be available at the next Council meeting)

Vice Mayor Robert Greenlund made the motion to table this item; seconded by Councilmember Gray Leonhard. All agreed; motion carries.

5. NEW BUSINESS

47 a. **ORDINANCE NO. 2022-02 PUBLIC HEARING** **Second Reading**
48 AN ORDINANCE OF THE TOWN OF PIERSON, FLORIDA AMENDING
49 ITS COMPREHENSIVE PLAN BY ADDING A NEW PROPERTY RIGHTS
50 ELEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR
51 CODIFICATION AND PROVIDING FOR AN EFFECTIVE DATE.
52 (Recommendation for approval from the Planning Commission)

53 Mayor Bennett read the title into record and opened the floor for public participation.

54
55 Hearing no comments, Mayor Bennett closed the public participation.

56
57 Town Planner Mark Karet spoke on current legislative requirements and the need for this
58 action.

59
60 Discussion ensued.

61
62 **Vice Mayor Robert Greenlund made the motion to approve Ordinance 2022-02 on**
63 **Second Reading; seconded by Councilmember Sergia Cardenas. All agreed, motion**
64 **carries on roll call vote 4 -0.**

65
66 b. **ORDINANCE NO. 2022-03 PUBLIC HEARING** **Second Reading**
67 AN ORDINANCE OF THE TOWN OF PIERSON, FLORIDA RELATING TO
68 THE AMENDMENT OF THE TOWN OF PIERSON COMPREHENSIVE
69 PLAN; PROVIDING FOR ADOPTION OF A SMALL SCALE
70 COMPREHENSIVE PLAN AMENDMENT FOR REAL PROPERTY
71 TOTALING APPROXIMATELY 14,000 ± SF IN SIZE LOCATED ON THE
72 NORTH SIDE OF PALMETTO AVENUE, EAST OF NORTH VOLUSIA
73 AVENUE AKA C R 3 AND WEST OF THE FLORIDA COAST RAILWAY
74 AND US HIGHWAY 17 NORTH WITH ADDRESS OF 120 WEST
75 PALMETTO AVENUE WITHIN THE TOWN OF PIERSON; PROVIDING
76 FOR A CHANGE IN THE FUTURE LAND USE MAP DESIGNATION
77 FROM TOWN OF PIERSON AGRICULTURAL AND RURAL
78 RESIDENTIAL TO TOWN OF PIERSON MEDIUM DENSITY MOBILE
79 HOME USE; INCLUDING CONFORMANCE OF THE FUTURE LAND USE
80 MAP OF THE COMPREHENSIVE PLAN TO THE ADOPTED
81 AMENDMENT; REPEALING ALL CONFLICTING ORDINANCES;
82 PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN
83 EFFECTIVE DATE.
84 (Recommendation for approval from the Planning Commission for Torres, M)

85 Mayor Bennett read the title into record and opened the floor for public participation.

86
87 Mrs. Linnie Richardson spoke on the history of this ordinance in her capacity as Vice Chair
88 of the Planning and Zoning Committee.

89
90 Hearing no further comments, Mayor Bennett closed the public participation.

91

92 Mayor Bennett asked the Town Attorney to read the title into record again.

93

94 **Vice Mayor Robert Greenlund made the motion to approve Ordinance 2022-03 on**
95 **Second Reading; seconded by Councilmember Gray Leonhard. All agreed, motion**
96 **carries on roll call vote 4 -0.**

97 c. **ORDINANCE NO. 2022-04 PUBLIC HEARING Second Reading**

98 AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE
99 TOWN OF PIERSON, FLORIDA PROVIDING FOR THE REZONING OF
100 REAL PROPERTY TOTALING APPROXIMATELY 14,000 ± SF IN SIZE
101 LOCATED ON THE NORTH SIDE OF PALMETTO AVENUE, EAST OF
102 NORTH VOLUSIA AVENUE AKA C R 3 AND WEST OF THE FLORIDA
103 COAST RAILWAY AND US HIGHWAY 17 NORTH WITH ADDRESS OF
104 120 WEST PALMETTO AVENUE WITHIN THE TOWN OF PIERSON,
105 FLORIDA; PROVIDING FOR THE IMPLEMENTATION OF
106 ADMINISTRATIVE PROCEDURES; PROVIDING FOR THE ADOPTION
107 OF THE OFFICIAL ZONING MAP; REPEALING ALL CONFLICTING
108 ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING
109 FOR AN EFFECTIVE DATE.

110 (Recommendation for approval from the Planning Commission for Torres, M)

111 Town Attorney Christian Waugh read the title into record and Mayor Bennett opened the floor
112 for public participation.

113

114 Hearing no comments, Mayor Bennett closed the public participation.

115

116 Town Planner Mark Karet explained that some of those ordinances are pertaining to the same
117 property and the need for this action.

118

119 Mayor Bennett asked the Town Attorney to read the title into record again.

120

121 **Councilmember Gray Leonhard made the motion to approve Ordinance 2022-04 on**
122 **Second Reading; seconded by Vice Mayor Robert Greenlund. All agreed, motion carries**
123 **on roll call vote 4 -0.**

124

125 d. **ORDINANCE NO. 2022-05 PUBLIC HEARING Second Reading**

126 AN ORDINANCE OF THE TOWN OF PIERSON, FLORIDA RELATING TO
127 THE AMENDMENT OF THE TOWN OF PIERSON COMPREHENSIVE
128 PLAN; PROVIDING FOR ADOPTION OF A SMALL SCALE
129 COMPREHENSIVE PLAN AMENDMENT FOR REAL PROPERTY
130 TOTALING APPROXIMATELY 7.0± ACRES IN SIZE LOCATED ON THE
131 WEST SIDE OF LAMAR ROAD AT ITS INTERSECTION WITH COUNTY
132 ROAD 3 WITH ADDRESS OF 208 LAMAR ROAD WITHIN THE TOWN
133 OF PIERSON; PROVIDING FOR A CHANGE IN THE FUTURE LAND USE
134 MAP DESIGNATION FROM TOWN OF PIERSON MEDIUM DENSITY
135 RESIDENTIAL TO TOWN OF PIERSON AGRICULTURAL AND RURAL
136 RESIDENTIAL USE; INCLUDING CONFORMANCE OF THE FUTURE

137 LAND USE MAP OF THE COMPREHENSIVE PLAN TO THE ADOPTED
138 AMENDMENT; REPEALING ALL CONFLICTING ORDINANCES;
139 PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN
140 EFFECTIVE DATE.

141 (Recommendation for approval from the Planning Commission for Angel,
142 T&L)

143 Town Attorney Christian Waugh read the title into record and Mayor Bennett opened the floor
144 for public participation.

145
146 A resident asked what the property is being used for and was informed that it was for
147 agricultural uses.

148
149 Hearing no further comments, Mayor Bennett closed the public participation.

150
151 Mayor Bennett asked the Town Attorney to read the title into record again.

152
153 **Vice Mayor Robert Greenlund made the motion to approve Ordinance 2022-05 on**
154 **Second Reading; seconded by Councilmember Gray Leonhard. All agreed, motion**
155 **carries on roll call vote 4 -0.**

156 e. **ORDINANCE NO. 2022-06 PUBLIC HEARING Second Reading**
157 AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE
158 TOWN OF PIERSON, FLORIDA PROVIDING FOR THE REZONING OF
159 REAL PROPERTY TOTALING APPROXIMATELY 7.0± ACRES IN SIZE
160 LOCATED ON THE WEST SIDE OF LAMAR ROAD AT ITS
161 INTERSECTION WITH COUNTY ROAD 3 WITH ADDRESS OF 208
162 LAMAR ROAD WITHIN THE TOWN OF PIERSON, FLORIDA;
163 PROVIDING FOR THE IMPLEMENTATION OF ADMINISTRATIVE
164 PROCEDURES; PROVIDING FOR THE ADOPTION OF THE OFFICIAL
165 ZONING MAP; REPEALING ALL CONFLICTING ORDINANCES;
166 PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN
167 EFFECTIVE DATE.

168 (Recommendation for approval from the Planning Commission for Angel,
169 T&L)

170 Town Attorney Christian Waugh read the title into record and Mayor Bennett opened the floor
171 for public participation.

172
173 Hearing no comments, Mayor Bennett closed the public participation.

174
175 Mayor Bennett asked the Town Attorney to read the title into record again.

176
177 **Councilmember Gray Leonhard made the motion to approve Ordinance 2022-05 on**
178 **Second Reading; seconded by Councilmember Sergia Cardenas. All agreed, motion**
179 **carries on roll call vote 4 -0.**

180 f. Request for Sponsorship of Taylor Middle-High School Cheerleaders program
181 – Chelsea Holmes, Head Coach of Cheer

182 Ms. Holmes was not present, but a letter explaining the request was included in the agenda
183 packet.

184 Discussion ensued and the Council decided to approve a sponsorship in the amount of \$250.00

185 **Councilmember Gray Leonhard made the motion to approve a sponsorship in the**
186 **amount of \$250.00; seconded by Councilmember Sergia Cardenas. All agreed, motion**
187 **carries.**

188 g. DeLeon Springs Eighth Annual Autumn in the Oaks Art, Music and Crafts
189 Festival – November 5, 2022, sponsorship request \$100/ \$200 -Mayor Samuel
190 G.S. Bennett

191 Discussion ensued about previous donations and the Council decided to approve a
192 sponsorship in the amount of \$100.00

193 **Vice Mayor Robert Greenlund made the motion to approve a sponsorship in the amount**
194 **of \$100.00; seconded by Councilmember Gray Leonhard. All agreed, motion carries.**

195 h. Updates by Mayor - Mayor Samuel G.S. Bennett

196 Mayor Bennett spoke on

- 197 • No additional work completed at the New Town Center
- 198 • Being contacted by Little League to have Town get fields in shape, PW has been
- 199 working on that
- 200 • Heard from County that culvert repairs will be done as soon as possible
- 201 • Rescheduled workshop for playground equipment
- 202 • Marlon Bates to start mowing

203
204 i. Update of Town projects from Town Attorney – Town Attorney Christian
205 Waugh

206 Mr. Waugh spoke on

- 207 • Draft resolution for Town Museum will be on next agenda for Council’s consideration
- 208 • Waste Services contract amendment drafted and awaiting signature by the Mayor
- 209 • Multi step process to address nuisance property, 1st Notice has been served and 10 day
- 210 response period has started

211 Discussion ensued about changes that happened on this property and that people are still living
212 there without running water and property facilities. Mr. Waugh stated that this item cannot be
213 discussed further, as it is not on the agenda.

214 j. Update of Town projects from Town Planner – Town Planner Mark Karet, Zev
215 Cohen & Associates

216

- 217 Mr. Karet spoke on
218 • Onsite August 4th and met with individual
219 • Back onsite August 18th
220 • WWTP surveyor will be starting soon
221 • WTP waiting to hear if equipment procurement has been completed
222

223 **6. OLD BUSINESS**

224
225 None

226
227 **7. OTHER BUSINESS**

228
229 a. Council and staff reports
230

231 Mr. Waugh had no additional comments
232

233 Vice Mayor Greenlund confirmed dates for upcoming meetings and workshops and
234 commented on being approached by a resident who would like to do some pressure
235 washing/painting of the chutes as the Rodeo grounds. All agreed to have improvements done.
236 Mayor Bennett explained all renovations that the Town had done.
237

238 Councilmember Sergia Cardenas spoke on the food drive on 8/10/22 and stated that volunteers
239 are needed.
240

241 Councilmember Gray Leonhard spoke on

- 242 • Met with Playground equipment company
243 • Must attend ECO grant training workshop on 9/29/22 to be able to apply for grants,
244 Mr. Waugh cautioned about Sunshine law if more than two (2) Councilmembers
245 attend.
246 • Asked about progress on walking path concrete improvements, Mayor getting
247 estimates, discussion about PW doing concrete work,
248 • Field repairs and improvements at ball fields
249

250 The Volusia County Sheriff's department commented on an upcoming promotion.
251

252 **8. GOOD AND WELFARE (public participation)**
253

254 Ms. Linnie Richardson, Richardson Lane, spoke on

- 255 • Having another person that could assist with finalizing the work for the New Town
256 Center and inquired about the process of outstanding work.
257 • Will ask for an agenda item to address issues at the Community center – Discussion
258 ensued
259 • Water Chlorinator failure – would like to know what happened and that no notice
260 seems to have been sent out. Discussion ensued.
261

262 **9. ADJOURNED**

263 Mayor Bennett read upcoming meeting dates/times and thanked all in attendance.

264

265 **Hearing no further business, meeting adjourned at 8:09 PM.**

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267 Minutes prepared by:

Minutes approved by:

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Yvonne Braddock,

276 Deputy Town Clerk

Samuel G.S. Bennett, Mayor