

**TOWN COUNCIL MINUTES
AUGUST 13, 2002**

This meeting of the Malabar Town Council was held at the Town Hall at 2725 Malabar Road. This meeting was called to order at 7:30pm by Mayor. Prayer and Pledge were led by Steve Rivet.

ROLL CALL:

MAYOR/CHAIR:	PHILLIP CREWS
COUNCIL MEMBERS:	STEVE RIVET
	BOB ROSSMAN
	NANCY TINIO-BORTON
	BOBBI MOCCIA
CLERK:	SUSAN KABANA

Also present were Ross and Maria Parkhurst, Frasier Engineering, Jim Phelps, building Official.

ADDITIONS AND DELETIONS:

Rivet - addition of Berri Patch exemption from impact fees, feels this needs further discussion.

MOTION: Mayor approves without objection.

ACTION ITEMS:

1. APPROVAL TO BID OUT FEMA-1062 DRAINAGE PROJECT

Parkhurst is here to update the Council.

Parkhurst – a meeting was held with St. John's, attendees: Ron Jones and staff, Beatty, Mayor and EELS representative. Conclusion was St. John's would support Malabar requesting a modification permit: in lieu of doing the Reynolds Pond the Town would commit to doing water quality projects. St. John's won't give a guarantee, they are more saying "we'll let you do this if you submit a plan to us" and after that they will say yes or no. The Town will have to modify the ordinance to require additional retention on single family sites and will have to look at discharges throughout the Town.

Crews – interrupts for clarification of retention and detention. Parkhurst – detention is to hold the water in the form of a pond or a structure. Retention is to retain water before it rushes somewhere. Malabar probably hasn't got too many.

Parkhurst – states that an agreement with St John's would require us to do a certain number of projects for certain number of years. Caveat is the system and it has to be re-analyzed. The staging will be a problem and as yet, it's not completed.

FEMA's deadline date is August 31st. We want to have a bid opening on August 28th. We can have a Council Meeting on August 29th to approve the bid and then award the contract on August 30th.

MOTION: Rossman/Moccia to approve going to bid. VOTE: All aye.

2. BERRI PATCH

Rossman/Rivet/Moccia feel Berri Patch should not have been granted Council support. Rossman – agrees, a business tax base is needed but fault lies with Berri Patch and the County. By voting “no” he felt he was being fair to the Town and to the Foleys. Tinio-Borton – feels sad that we’re discouraging businesses. Moccia – wants to rescind her vote of support.

RIVET/ROSSMAN to rescind motion of support for the Berri Patch.

VOTE: Aye – Rossman, Rivet, Moccia. Nay - Tinio-Borton.

Rivet - talked with the Foleys two weeks ago. Has anyone else had contact with them? Tinio-Borton – no. Crews – told them he would go to the County Commission meeting and speak on their behalf.

Mr. Helenburg’s water issue.

Crews - Mr. Helenburg has a water issue. Jim Phelps can notify the owner of the collapsed culvert and they will have to either recreate swales or put in a culvert but action is needed. Rivet - are we responsible for that? Crews – asked the Fire Chief to send a fire truck out and blow those culverts out when the water goes down. Tinio-Borton agrees, Helenburg’s neighbor built up high so that they wouldn’t have any water.

Phelps – it is a violation of the code to have a driveway and not have the appropriate culvert at the appropriate elevation. Frazier Engineering tried to get the drainage established on Homestead but there was a question with St. John’s and the project was dropped. Phelps will notify the owners that it is their responsibility to pay for this and since it is in the right-of-way then we can pull those culverts out if they choose to do nothing. Crews – without Council objection he instructs Phelps to write the letter.

ADJOURNMENT

Meeting adjourned.

BY:

Mayor Phil Crews, Chair (on 8/13/02)

ATTEST:

Chair Bobbi Moccia (on 6/16/03)

Susan Kabana, CMC
Town Clerk/Treasurer

DATE:
