

MALABAR TOWN COUNCIL REGULAR MEETING

September 6, 2016

7:30 PM

This meeting of the Malabar Town Council was held at Town Hall at 2725 Malabar Road.

A. CALL TO ORDER:

Council Chair Mayor Phillip Crews called the meeting to order at 7:30 pm. CM Krieger led the prayer and pledge.

B. ROLL CALL:

COUNCIL CHAIR:

Mayor PHIL CREWS

VICE-CHAIR:

BRIAN VAIL

COUNCIL MEMBERS:

GRANT BALL

DON KRIEGER

DICK KORN

RICHARD KOHLER, excused

TOWN ADMINISTRATOR:

DOUGLAS HOYT

TOWN ATTORNEY:

KARL BOHNE, excused

TOWN CLERK/TREASURER:

DEBBY FRANKLIN

For the Record, the Fire Chief Christopher Robinson was also present.

C. ADDITIONS, DELETIONS, CHANGES APPROVAL OF AGENDA

CM Krieger add current roads condition, hurricane season; short discussion on road classifications. CM Vail said if they are not too long winded. No further objections? Agenda stands approved. Make them 4 and 5.

D. APPROVAL OF THE MINUTES:

1. Budget Workshop Meeting Minutes 8/29/16 & 9/3/16

Regular Council Meeting & Budget WS of 8/15/16

Regular Council Meeting Minutes 8/01/16

Exhibit: Agenda Report No. 1

Recommendation: Request Approval

Chair stated without object minutes are approved.

E. SHERIFF REPORT: none

F. ATTORNEY REPORT: none

G. STAFF REPORTS: ADMINISTRATOR: We do have an emergency procedure. Same with definition of roads. We can accomplish both by end of week.

H. CLERK: nothing

I. FIRE CHIEF: Commented on the previous week from 8/26-9/1. They had 1,529 volunteer hours for the month of August

J. PUBLIC COMMENTS: None.

K. PUBLIC HEARINGS/SPECIAL ORDERS:

2. Adopt Millage (Ord 2016-05)

Clerk to read Ord 2016-05 by title only. Clerk stated that the FY2016/2017 proposed millage rate is 2.0260. That levy represents a 10% increase over the rollback rate of 1.8422. The proposed millage rate is to fund the expenses commencing October 1, 2016 and ending September 30, 2017.

AN ORDINANCE OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, ADOPTING THE MILLAGE RATE OF 2.0260 FOR THE LEVY OF AD VALORUM TAX WITHIN THE TOWN OF MALABAR FOR THE PERIOD FROM OCTOBER 1, 2016 THROUGH AND INCLUDING SEPTEMBER 30, 2017, PROVIDING FOR REPEAL AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 2

Recommendation: Adopt Ord 2016-05

PH opened.

Wayne Abare, 2530 Rocky Point Road. Thanked Mayor and TC. Three years ago FD was empty 50% of time. He read statement into record (attached).

Bob Siegmann, 2305 LaCourt Lane, this country was founded in 1776. The King was taxing everything in America 2% and it started a revolution. He said costs do go up, but referring to his TRIM Notice and the open letter from Mayor Crews, 162% is a little much. Thank you. PH closed.

MOTION: CM Vail / CM Korn to approve the levy of 2.0260 mil by adopting Ord 2016-05.

ROLL CALL VOTE: CM Ball, Aye; CM Vail, Aye; CM Krieger, Nay; CM Korn, Aye; CM Kohler, Excused. Motion carried 3 to 1.

3. Adopt Budget (Ord 2016-06) Chair asked Clerk to read Ord 2016-06 title and first Section. Clerk read title and Section 1.

AN ORDINANCE OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA ADOPTING THE BUDGET OF \$1,563,508.00 FOR THE TOWN OF MALABAR FOR THE PERIOD FROM OCTOBER 1, 2016 THROUGH AND INCLUDING SEPTEMBER 30, 2017; PROVIDING FOR REPEAL AND PROVIDING FOR AN EFFECTIVE DATE.

SECTION 1. The Town Council, in regular session duly assembled adopt the final Budget of \$1,563,508.00 for the proposed expenditures from October 1, 2016 through and including September 30, 2017, reflecting the general operating millage rate of 2.0260 mils.

Exhibit: Agenda Report No. 3

Recommendation: Adopt Ord 2016-06

PH opened. None. PH closed.

MOTION: CM Korn / CM Vail to approve Ord 2016-06 setting budget for FY2016/2017.

ROLL CALL VOTE: CM Ball, Aye; CM Vail, Aye; CM Krieger, Nay; CM Korn, Aye; CM Kohler, Excused. Motion carried 3 to 1.

L. PUBLIC COMMENTS: General Items (Speaker Card Required)

Skip Hard, 2560 Hard Lane, commented on drainage and ditch maintenance.

4. CM Krieger added items – roads, classifications, maintenance, etc.

M. REPORTS – MAYOR AND COUNCIL MEMBERS

TA: none

CM Kohler: excused

CM Korn: This has been a concern of his and it goes back to his issue with culverts. We have to find a way to help them do that.

CM Krieger: Road classification and maintenance. *(Clerk's note: Send 2014 Quarterman Lane research to all of Council.)* CM Krieger said he was out at Mr. Sylinski's on Quarterman Lane and saw the tire threads from the gradall causing further damage to an already bad road. Wants this as an agenda item. Also talk about Rebel and Reese. Also re: Waring Lane where it is being self-maintained by people. Chair asked CM Krieger to please write up agenda item and get it to Clerk.

CM Ball: Agrees with CM Vail. Regarding the ones that maintain their own – what is town policy?

CM Vail: Very familiar with the Quarterman situation and stated it is better than some other roads. He wanted Council to discuss the policy on unaccepted roads in our town.

Clerk: Explained about the budget and how it was just cut and the discussion on how the town can "help" residents with the culvert replacements and now the road repairs. We have a code that we refer to daily on the requirements to improve a road because the town does not build roads. The code provides for various methods of road improvement, but those are adopted by Council – staff utilizes the code to assist folks wanting to develop their land. If Council wants to provide for other assistance, then Chapter 13 needs to be amended by Council.

Mayor: thanked everyone for their professionalism during the meeting and reminded Council to not engage the speaker or to respond directly to another council member; all comments should be directed to Chair. Then he clarified the "table" motion and said that such a motion cannot be made to a future time certain. A Motion to table cannot be modified. He suggested council use the "Motion to Postpone" instead.

N. ANNOUNCEMENTS:

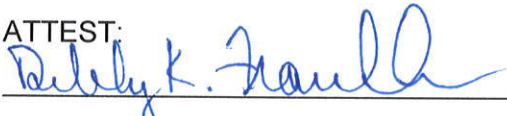
- (2) Vacancies on the Board of Adjustment;
- (3) Vacancies on the Park and Recreation Board;
- (1) Vacancy on the Planning & Zoning Board

O. ADJOURNMENT:

There being no further business to discuss and without objection the meeting was adjourned by the Chair at 9:10PM.

BY: 
Mayor Phillip R. Crews, Council Chair

ATTEST:



Debby K. Franklin, C.M.C.
Town Clerk/Treasurer

Date Approved: 9/22/2016