

MALABAR TOWN COUNCIL REGULAR MEETING MINUTES

JULY 16, 2018

7:30 PM

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

A. **CALL TO ORDER:**

Chair, Mayor Patrick Reilly called the meeting to order at 7:30 pm. CM Rivet led P&P.

B. **ROLL CALL:**

CHAIR:

MAYOR PATRICK T. REILLY

VICE CHAIR:

STEVE RIVET

COUNCIL MEMBERS:

GRANT BALL

LAURA MAHONEY

DICK KORN

DANNY WHITE

TOWN ADMINISTRATOR:

DOUGLAS HOYT

TOWN ATTORNEY:

KARL BOHNE

TOWN CLERK/TREASURER:

DEBBY FRANKLIN

For the record Malabar Fire Chief Mike Foley also present.

C. **APPROVAL OF AGENDA - ADDITIONS: Reso to approve Gradall Financing**

D. **CONSENT AGENDA:**

1. **Regular Town Council Meeting Minutes 7/2/18**

Exhibit: Agenda Report No. 1

Recommendation: Request Approval

MOTION: CM Rivet / CM Ball to approve the 7/2/18 minutes as presented. Discussion: CM Mahoney stated she can't approve the 7/2/18 minutes referencing the workshop minute discussion. **Vote:** Ayes, 4; Nay, 1 (CM Mahoney).

E. **ATTORNEY REPORT:** none

F. **STAFF REPORTS:**

ADMINISTRATOR: 3 things 1) W Railroad Ave. is being completed. 2) Ditcher – Working on a temp ILA with PB to do a demo. 3) Gradall on order.

FIRE CHIEF: Went over report. To date at 237 calls.

CLERK: Nothing. CM Mahoney stated she did not review and approve the newsletter articles before printing and does not approve of the articles.

G. **PUBLIC COMMENTS:** Comments at this point may address items NOT on the Agenda. Comments related to subsequent Agenda Items may be made as those items come up. Public comments do not require a Council response. (Speaker Card is Required) **Three (3) Minute Limit per Speaker.** Speaker card: none.

Stuart Buchanon, introduced himself, to ask about de-annexation of Scott Glaubiz property, owner of BSE Engineering. He explained that property owner owns a parcel that is partially in both towns. He requests Council allow this to be placed on a future agenda. Access and only from GV. Met with GV for a SW project – 2 pond treatment system. Asking to please place it on future agenda.

H. **PUBLIC HEARINGS/SPECIAL ORDERS: 1 – PH opened- none -PH closed**

2. **MSTU Question for 2018 Ballot (Ord 2018-06)**

AN ORDINANCE OF THE TOWN OF MALABAR, BREVARD COUNTY FLORIDA; REPEALING ORDINANCE 2016-01; CALLING AND SCHEDULING A PERIODIC ELECTION TO DETERMINE IF THE TOWN SHOULD CONTINUE TO PARTICIPATE IN THE BREVARD COUNTY MUNICIPAL SERVICE TAXING UNIT (MSTU) FOR LAW ENFORCEMENT; PROVIDING FOR THE MANNER IN WHICH SUCH ELECTION SHALL BE CONDUCTED; ESTABLISHING THE FORM OF THE BALLOT FOR SUCH ELECTION; PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report 2

Recommendation: Adopt Ord 2018-06

Ordinance read by title. Speaker Card: None.

MOTION: CM Rivet / CM Korn to adopt Ordinance 2018-06. Discussion: none.

ROLLCALL Vote: CM Ball, Aye; CM Mahoney, Aye; CM Rivet, Aye; CM Korn, Aye; CM White, Aye. Motion Carried 5 to 0.

I. UNFINISHED BUSINESS/GENERAL ORDERS

ORDINANCES FOR FIRST READING: 0

RESOLUTIONS: 1

3. Financing for Gradall (Reso 07-2018)

A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA; PERTAINING TO THE ACQUISITION OF A 2018 GRADALL XL4300 w/ 60" DREDGING BUCKET; AUTHORIZING THE TOWN TO ENTER INTO A MUNICIPAL LEASE AGREEMENT WITH BRANCH BANKING AND TRUST TO PROVIDE THE FUNDS REQUIRED TO SECURE THIS ACQUISITION; PROVIDING FOR REPEAL OF RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report 3

Recommendation: Adopt Reso 07-2018

Resolution read by title. Speaker Card: None.

MOTION: CM Korn / CM White to adopt Resolution 07-2018. Discussion: none

ROLLCALL Vote: CM Ball, Aye; CM Mahoney, Nay; CM Rivet, Aye; CM Korn, Aye; CM White, Aye. Motion Carried 4 to 1.

MISCELLANEOUS: 1

4. Form DR-420 – Tentative Maximum Millage and Public Hearing Date

Exhibit: Agenda Report No. 2

Recommendation: Request Approval

MOTION: CM White / CM Rivet to set date for first Public Hearing on 9/5/18 and the tentative maximum millage at 2.1582. **Vote:** All Ayes.

J. DISCUSSION/POSSIBLE ACTION: none

K. PUBLIC COMMENTS: General Items (Speaker Card Required) none

L. REPORTS – MAYOR AND COUNCIL MEMBERS

CM Ball: Questioned the decision on annual event. Running out of time to put on a great event if decision is this fall – he supports a spring fest in spring for cooler temps.

CM Mahoney: Citizens concerns on how the Town is using budget from basic expenses to a tax and spend method without transparency. Wants all records financial transactions uploaded.

CM Rivet: nothing

CM Korn: The Mailboat – it is outstanding - very professionally done. Thanked Clerk and staff for the whole thing. Stated that West Railroad Avenue (south of Malabar Road) needs fixing; it is a Town road.

CM White: Thanked TA for Eva Lane ROW repairs; good job by PW. Also stated that he and wife volunteered to fix the signage at corner of Marie and Malabar directing to trailhead before the August 2 tour. He will also fix the sign at Fern Creek.

Mayor: nothing.

O. ADJOURNMENT:

There being no further business to discuss and without objection, the meeting was adjourned at 7:57PM.

BY: Patrick T. Reilly

Mayor Patrick Reilly, Council Chair

ATTEST:

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

Date Approved: 8/6/2018