

# TOWN COUNCIL REGULAR MEETING MINUTES

TUESDAY, FEBRUARY 8, 2022 – 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 PRESENT:

14 Mayor Samuel G.S. Bennett  
15 Vice Mayor Robert Greenlund  
16 Councilmember Thomas R. Larrivee  
17 Councilmember Gray Leonhard

18

19 Also present were Town Attorney Christian Waugh and Town Planner Mark Karet.  
20 Councilmember Sergia Cardenas is excused absent.

21

## 22 3. Invocation and pledge of allegiance

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

24

## 25 4. Approval of Minutes – Mayor Samuel Bennett

26 a. Regular Council meeting – January 25, 2022

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

29

30 **Councilmember Tom Larrivee made the motion to approve the above listed minutes as**  
31 **written; seconded by Vice Mayor Greenlund. All agreed; motion carries.**

32

33 Councilmember Leonhard requested that the minutes be sent out along with the agenda.

34

## 35 5. NEW BUSINESS

36

37 a. Drug Paraphernalia on right of ways – Resident William McClanahan

38

39 Table item per Mr. McClanahan's request as he was not able to be present.

40

41 **Vice Mayor Greenlund made the motion to table item until the next Council meeting;**  
42 **seconded by Councilmember Gray Leonhard. All agreed; motion carries.**

43

44 b. Discussion and approval to contract out mowing needs of the town - Vice  
45 Mayor Robert F. Greenlund

46 Vice Mayor Greenlund touched on the item and introduced Mr. Marlon Bates, Owner of Bates  
47 Land Clearing, who spoke on what his quote would entail and what type of work he can do  
48 for the Town that is beyond the Town's capabilities. Vice Mayor Greenlund stated that the  
49 Council would not take action on this item at this meeting. Councilmember Tom Larrivee  
50 spoke on the bid process the Town has to follow.

51 Discussion ensued about

- 52 • mowing Right of Way and slopes;
- 53 • doing it in phases as needed;
- 54 • local contractor can mobilize quickly
- 55 • Pond is not maintained, almost impossible to do with fence that's around it, legally  
56 fence has to be in place, maybe increase the footprint of the fence area around the pond
- 57 • Removal of muck, remove it or scatter in the area
- 58 • Remove fence to get pond area under control, save what is salvageable and replace old  
59 fence
- 60 • Get a few quotes for fence replacement/removal

61 c. Water Billing Revenues & Receivables (Tabled from 01/25/22) – Vice Mayor  
62 Robert F. Greenlund

63  
64 Vice Mayor Greenlund asked to remove this item from the agenda and that he will bring it  
65 back when ready. All agreed.

66  
67 d. Review and Approval for Tree Trimming Contracts (Tabled from 01/25/22) –  
68 Vice Mayor Robert F. Greenlund

69  
70 Vice Mayor Greenlund spoke on the M&B Tree contract to be renewed. He suggested  
71 reviewing the old contract and also comparing it with Flagler County's contract. Vice Mayor  
72 Greenlund asked to bring it back when ready.

73 **Councilmember Tom Larrivee made the motion to table this item to the next meeting;**  
74 **seconded by Councilmember Gray Leonhard. All agreed.**

75  
76 e. Quotes to Review and Approve for trimming trees at town hall from Fidel  
77 Velazquez LLC and from M & B Tree Service (Tabled from 01/25/22)- Mayor  
78 Samuel G.S. Bennett

79  
80 Mayor Bennett elaborated on both quotes and stated that M&B quoted \$1,300 for the dead  
81 limb and moss removal as well as trimming a few palm trees. Mayor Bennett stated that due  
82 to the emergency nature of this job, he has already authorized M&B Tree service to do the  
83 work and the dangerous limb has been removed.

84  
85 **Vice Mayor Greenlund made the motion to approve M&B to remove the dead limb(s)**  
86 **on the Camphor Trees and the moss from the Live Oaks in the Town Hall parking lot;**  
87 **seconded by Councilmember Gray Leonhard. All agreed; motion carries.**

88 Resident Robin Green asked about the bidding process and was informed that Pierson follows  
89 the State guidelines, which state that an RFP process is not required for jobs under \$35,000.

90  
91 Mr. Paul Martel, 506 N. Pine Street asked if Mr. Velazquez will be notified about the new  
92 tree contract so both his company and M&B Tree service will be able to bid on it.

93  
94 Mayor Bennett stated that both are great companies and it would be helpful to have both of  
95 them on call. The Mayor will contact Mr. Velazquez to let him know about this opportunity  
96 as he has served the Town well in the past.

97

98 f. Discussion and Appointment of a Development Regulations Administrator  
99 (Tabled from 01/25/22)- Mayor Samuel G.S. Bennett

100

101 Mayor Bennet spoke on the item and that he has had discussions with the Town Attorney.

102

103 Mr. Waugh stated that staff was looking into ways the DRA could fulfill their duties other  
104 than what is mentioned in the code and to possibly include the use of Law enforcement. Mr.  
105 Waugh elaborated on his progress and what staff is still waiting on. Mr. Waugh stated that if  
106 the Town wants to explore all possible options, he would recommend tabling the item until  
107 he can get all of his questions answered to be able to properly advise the Town.

108

109 Discussion ensued and all agreed to table the item until a future date.

110

111 **Vice Mayor Greenlund made the motion to table the item for a later date; seconded by**  
112 **Councilmember Tom Larrivee. All agreed; motion carries.**

113 g. Quotes for Backhoe Service and Repair (Tabled from 01/25/22) - Mayor  
114 Samuel G.S. Bennett

115

116 Discussion ensued about the proposal from HMS Equipment and what it entailed and that the  
117 backhoe needs to be fixed as this is a safety issue.

118

119 **Councilmember Gray Leonhard made the motion to approve the quote from HMS**  
120 **Equipment Repair in the amount of \$3,340; seconded by Vice Mayor Greenlund. All**  
121 **agreed; motion carries.**

122 h. Quote for an attachment to be built or fabricated for the tractor (Tabled from  
123 01/25/22)- Mayor Samuel G.S. Bennett

124

125 Mayor Bennett stated that he is still waiting on a quote from Paul George and it should be  
126 available at the next meeting.

127 **Vice Mayor Greenlund made the motion to table the item for a later date; seconded by**  
128 **Councilmember Tom Larrivee. All agreed; motion carries.**

129 i. Discussion on North Road Park Update - Mayor Samuel G.S. Bennett

130

131 Mayor Bennett reiterated the vandalism that happened at the park and in its vicinity and that  
132 the Council discussed placing security cameras at the park. The most recent vandalism  
133 required the immediate placement of cameras.

134

135 Councilmember Leonhard suggested, that if it is not required by law to have a restroom at the  
136 park, to close them permanently. Discussion ensued that with the cameras they might be able  
137 to keep them open for the public. Councilmember Leonhard recommended looking at Port  
138 Orange's bathroom as they appear nearly indestructible.

139

140 Mr. Waugh stated that the Town is not required to provide public restrooms, but if they do,  
141 the restrooms need to be ADA compliant.

142

143 j. New Town Center Action or Decision - Mayor Samuel G.S. Bennett

144

145 Mayor spoke on

- 146 • Approving local carpenter Eric Nelson to do work around Town as needed
- 147 • Library/Media Center will be done by him

148 Councilmember Gray Leonhard would like to see the Administrative office(s) done first and  
149 fix other areas after the move.

150 Mrs. Spelorzi stated that she has been working on getting the site plan etc and has asked a  
151 group called Office Solutions to come up with suggestions for an interior design. This work  
152 has to follow rules and regulations.

153 Discussion ensued that this carpenter did exquisite work and to get approval to have Eric  
154 Nelson start the work.

155 Residents expressed concerns about

- 156 • needing a budget before hand
- 157 • site plan to begin the work and to get fire/electrical inspections
- 158 • having at least some kind of plan to give to the carpenter in order of priority

159 Mayor Bennett stated that for those carpenter repairs a site plan is not needed and that the  
160 Council is in favor of getting started right away. The Council agrees to get something going  
161 and that they have to start somewhere.

162 Councilmember Leonhard asked the Town Clerk why a site plan would be needed. Mrs.  
163 Spelorzi stated that two site plans should be obtained. One for the makeup of the  
164 administrative office and another for the complex itself. Mrs. Spelorzi feels strongly that staff  
165 utilizing this space should meet with the Office solutions professionals to create a plan that  
166 benefits everybody using this new space.

167 Vice Mayor Greenlund feels that telling the Carpenter what staff is looking for will be  
168 sufficient and that the space needs to be fixed and cleaned up so that this move can happen.  
169 The Council suggested Mrs. Spelorzi meet with the carpenter onsite.

170 Mayor Bennett stated that the carpenter can start on items that were listed as non-ADA  
171 compliant and Mrs. Spelorzi can come up with a plan for the overall layout.

172 Councilmember Tom Larrivee requests that Mr. Nelson attends the next meeting. Mr. Waugh  
173 stated that the Council needs to know the carpenter's hourly rate before they can make a  
174 motion.

175 **Vice Mayor Greenlund made the motion to approve Eric Nelson to start the process of**  
176 **renovating/repairing the new Town Center at the rate of \$65.00; seconded by**  
177 **Councilmember Tom Larrivee. All agreed; motion carries.**

178 Mr. Paul Martel recollects that the Town has up to five (5) years to fix the non ADA compliant  
179 items.

180 Mrs. Donna Leonhard volunteered to help with the design of the office space for the new  
181 Town Center as she worked in this building for many years.

182 k. Updates by Mayor - Mayor Samuel G.S. Bennett

183

184 Mayor Bennett stated that he already touched on the items below during the course of this  
185 meeting

- 186 • North Park Rd
- 187 • Trees cleaning and limb removal
- 188 • Eric Nelson

189 l. Update of Town projects from Town Attorney – Town Attorney Christian  
190 Waugh

191

192 Mr. Waugh stated that his items were mostly covered.

193

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

196

197 Mr. Karet spoke on

- 198 • Water treatment plant construction bids went out, and have all come in over budget  
199 and staff cannot move forward at the time. Looking into supplemental funding and  
200 trying to arrange a meeting with FRW and DEP to discuss grants for shovel ready  
201 project to plug the funding gap
- 202 • Undesirable Options are value engineering or breaking up the project in phases;
- 203 • Onsite for appointments 2/3/22 and 2/17/22
- 204 • Having reached out to a vendor in regards to the security cameras in parks. Need  
205 budget and locations

206

207 **6. OLD BUSINESS**

208

None

209

**7. OTHER BUSINESS**

210

a. Council and staff reports

211

212 No additional comments from Vice Mayor Greenlund as well as Mr. Waugh.  
213  
214 Councilmembers Larrivee spoke on having received a letter that the Daytona Beach News  
215 Journal will stop home delivery to Pierson as of 2/28/22.  
216  
217 Mayor Bennett asked about the status of the pole replacement for Chipper Jones Park. Mrs.  
218 Spelozzi will send email to vendor to follow up.  
219  
220 Councilmember Gray Leonhard stated that 3<sup>rd</sup> Ave needs to be cleaned up. If PW cannot do  
221 it get someone in the County to do so. Use front and loader to pick up. Mayor will have Public  
222 Works review.  
223  
224 Mrs. Spelozzi spoke on ethics workshop 2/11/22 and holding a workshop for  
225 discussion/review of Utility/Deputy Clerk position for Tuesday 2/24/22 at 5 PM. All in  
226 consensus.  
227  
228 Mayor Bennett brought up concerns from a resident that heavy construction equipment is  
229 being moved into an A-1 area that is not zoned for Heavy Industrial. Mayor asked the town  
230 attorney to send a letter reminding the resident of the zoning and the regulations.  
231

232 **8. GOOD AND WELFARE (public participation)**  
233

234 Mrs. Sue Elliott spoke on schools not opening up gates until 5 min before school dismissal  
235 and that this is causing issues with parking on ROW and traffic backing up. Mrs. Elliott stated  
236 that Pierson is not too bad, but other Towns are creating plans to rectify that situation.  
237 Discussion ensued.  
238

239 Mrs. Linnie Richardson asked if the citations are done. Mr. Waugh advised it has been  
240 approved by the VCSO and it is in their hands now.  
241

242 Resident Jimmy Anderson spoke of telephone pole at his property one Western Ave that is  
243 destroyed and Duke says it is not theirs, who's is it. Councilmember Leonhard will check into  
244 it.  
245

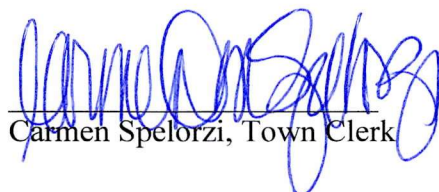
246 **9. ADJOURNED**

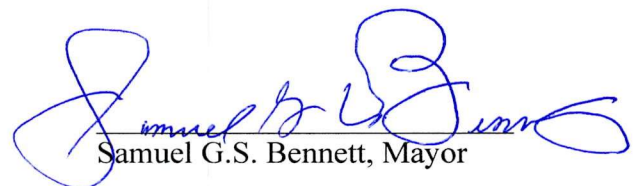
247 Mayor Bennett thanked all in attendance.  
248

249 **Hearing no further business, meeting adjourned at 9:20 PM.**  
250

251 Minutes prepared by:

Minutes approved by:

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254  
255  
256  
257   
Carmen Spelozzi, Town Clerk

  
Samuel G.S. Bennett, Mayor