

MINUTES

**FORT MYERS BEACH TOWN COUNCIL
TOWN HALL – COUNCIL CHAMBERS
2523 ESTERO BOULEVARD
FORT MYERS BEACH, FLORIDA 33931**

AGENDA

December 21, 2009

4:00 PM

I. CALL TO ORDER

Mayor Kiker called the meeting to order at 4:03 p.m. Present with Mayor Kiker was Vice Mayor Acken, Council members Babcock, List and Raymond as well as Interim Town Manager Green, Town Attorney Anne Dalton and Town Clerk Michelle Mayher.

II. INVOCATION

None

III. PLEDGE OF ALLEGIANCE

All stood to recite the pledge of allegiance

Mayor Kiker reviewed the schedule for the day.

IV. PUBLIC COMMENT

Mayor Kiker outlined how public comment would be received.

V. PUBLIC HEARINGS:

A. Continuation of Case FMBDC12006-0001 and FMBDC12006-0002, White Sands, Captiva Villas, and Bayside CPD Amendments

Town Attorney Anne Dalton informed Council that she and Interim Town Manager Green had met with the representatives of the Pink Shell noting staff would be generating additional resolutions to determine if Council wanted more than one resolution to consider. Attorney Dalton noted that was the decision of Mr. Green and herself not the applicants. As a result of that a continuation was requested by the Town with an agreed upon date and time between Mr. Green, Attorney Dalton and the applicant of January 19th, 2009 at 4 p.m. Attorney Dalton stated she had been contacted by Mr. Uhle, the attorney for one of the neighborhood associations who had asked for the meeting to be scheduled for a date other than January 19th. Attorney Dalton indicated she would, as a courtesy, advise Council of his request.

Bill Waichulis, representative of Pink Shell addressed Council agreeing to a continuance of the hearing to be held on January 19th at 4 p.m.

Matt Uhle, attorney for one of the neighborhood associations, requested an earlier time due to another conflicting appointment.

Discussion ensued regarding a date and time certain to schedule the meeting for it to be convenient for all involved.

MOTION: Vice Mayor Acken made a motion to continue the hearing to date certain of January 19th, 6:30 p.m. with a second by Councilmember List.

VOTE: Motion passed 5 to 0

Recess as Town Council at 4:28 p.m.

Convene as the Public Works Services Inc. Board of Directors

Town Council Meeting Reconvenes at 4:33 p.m.

Public Comment Opened

- **Suzanne Ziemer**, 4753 Estero Boulevard, spoke on the public accesses on the island, specifically the Bayview Avenue Public Access site.
- **Matt Uhle** representing Mr. Warren Babcock, reminded Council on the contents of the letter he wrote regarding the Mound House landscaping and asked Council to address it during discussion.

Public Comment Closed

VI. LOCAL ACHIEVEMENTS AND RECOGNITIONS

Interim Town Manager Green indicated the Chairperson for the LPA would like to present a resolution for Mr. Denny Weimer.

Joanne Shamp, Chairperson LPA, presents Resolution 2009-25, Resolution of the Local Planning Agency of the Town of Fort Myers Beach Florida whereas the Existence of the Town of Fort Myers Beach Local Planning Agency, LPA, is mandated by Florida Statute Section 163-3174 and whereas the LPA was established in accordance with requirements of the Town of Fort Myers Beach Land Development Code Section 34-111 and whereas Section 34-113 sets forth requirements for membership on the LPA and whereas Dennis Weimer has been a member of the LPA from April 2nd, 2007 to December 7th, 2009 and has served as LPA Chairman from May 6th, 2008 to November 10th, 2009 and whereas Dennis Weimer in his capacity as an LPA member has been a member of the Historic Preservation Board from April 2nd, 2007 until December 7th, 2009 and whereas during his membership on the LPA and HPB, Dennis Weimer has provided exemplary service to the Town of Fort Myers Beach, it's hereby resolved by the LPA of Fort Myers Beach Florida as follows: Dennis Weimer is recognized for his hard work, outstanding leadership and dedicated service to the Town of Fort Myers Beach. He created a positive environment for the Local Planning Agency and Historic Preservation Board while maintaining an attitude of courtesy toward colleagues, citizens and staff during all discussions and deliberations. He discharged is duties without favor or prejudice while respecting all laws, rules and regulations. His contributions insure that the unique and natural characteristics of the Town of Fort Myers Beach will be preserved. The afore going resolution was adopted by the LPA unanimously.

Mr. Weimer accepted and thanked the LPA.

Councilmember Babcock congratulated Frank Shockey on becoming the Community Development Director and wished everyone a Merry Christmas.

Vice Mayor Acken also congratulated Mr. Shockey and wished all a Merry Christmas.

Councilmember List congratulated Mr. Weimer, Mr. Shockey and wished everyone a Merry Christmas.

Councilmember Raymond echoed the above statements.

Mayor Kiker noted Councilmember Raymond's appointment as the Vice Chairman to the MPO.

Councilmember Raymond indicated the bridge was moved up to number 1 on the list for stimulus money which allows FDOT to do the needed safety work on the bridge so the trolley lane would not be lost. The bridge was also scheduled for paint.

It was also noted by Councilmember Raymond that Congressman Mack had

put the town in for \$3.3 million for water and \$2 million for Storm Water Management.

VII. ADVISORY COMMITTEES ITEMS AND REPORTS

A. CRAB – Founders’ Plaque

▪ **Jim Rodwell**, Community Resource Advisory Board, indicated the committee has recommended to Council that there will be a plaque but without names on the plaques.

Councilmember Babcock thought the plaque was a great idea and the approach with no names would save any that might be omitted.

Councilmember List asked if there had not been one, two or three names who were seeds who started the process.

Vice Mayor Acken understood the politically correct solution, however felt there was value in recognizing those who were present in the first couple of meetings.

A discussion of adding names at a later date ensued.

Mr. Rodwell also noted that the committee voted to request of Council a survey for additional crosswalks on the Southern part of the island. Mr. Rodwell also asked if the Council wanted the committee to be involved in Traffic Mitigation and Public Safety, with Mr. Rodwell feeling it would not be the thing to do as the committee had enough on their plate at the present time.

Council decided against burdening CRAB with additional duties at the present time.

Mr. Rodwell also indicated the committee was moving ahead with the leadership conference and felt it was good for the Town. The Beach Leadership Conference is to attract new people in the community to get involved in community affairs.

VIII. CONSENT AGENDA

A. Approval of Minutes – November 16, 2009

MOTION: Councilmember List moved to approve Consent Agenda with a second by Councilmember Babcock.

VOTE: Motion passed 5 to 0

IX. PUBLIC HEARINGS

A. Second Public Hearing, Ordinance 09-01, Vacation

Mayor Kiker declared the Hearing open at 5 p.m.

Attorney Dalton read the Title::

ORDINANCE 09-01

AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA, AMENDING THE TOWN OF FORT MYERS BEACH LAND DEVELOPMENT CODE; PROVIDING AUTHORITY; FINDING OF NECESSITY; PURPOSE AND INTENT; ADOPTING AMENDMENTS TO CHAPTER 10 OF THE LAND DEVELOPMENT CODE WHICH IS ENTITLED "DEVELOPMENT ORDERS AND ENGINEERING STANDARDS"; ESTABLISHING APPLICATION REQUIREMENTS AND LEGAL PROCEDURES FOR VACATING TOWN OWNED PUBLIC INTERESTS IN REAL PROPERTY; AMENDING DIVISION 5 "PLATS AND VACATIONS"; AMENDING SUBDIVISION II "VACATION OF TOWN INTEREST IN REAL PROPERTY" AMENDING SECTION 10-218 "PURPOSE AND INTENT"; AMENDING SECTION 10-219 "APPLICATIONS"; AMENDING SECTION 10-220 "PROCEDURE"; PROVIDING SEVERABILITY; EFFECT OF ORDINANCE; AND EFFECTIVE DATE.

Interim Town Manager Green reminded Council in the first Hearing Council had asked that the Ordinance emulate as closely as possible the County's that had been utilized for years.

Public Comment Opened

No Public Comment

Public Comment Closed

Vice Mayor Acken stated he felt it was just a tool in the toolbox, however noted there were cases waiting for this Ordinance to move forward.

Attorney Dalton asked to review some of the changes since the previous Hearing noting that language had been cleaned up since the last Hearing. Mr. Green addressed the revisions noting the process was now easier but the review was still intact and that the LPA and Council would get ample opportunity to insure the Town was not giving something away that had public interests. Mr. Green felt a survey within 500 feet of the property in question was excessive and would add to the cost of the survey, noting he felt 100 feet was sufficient.

Councilmember Babcock questioned the 100 feet with Mr. Green stating that notices were sent out to property owners within 500 feet and that the 100 feet was strictly for survey purposes. Councilmember Babcock referenced the staff letter of November, 2009 on page 4 which questioned the possibility of limiting some properties which would never be considered for vacation, such as access to the bay and Gulf and whether that should be included in the

Ordinance with Frank Shockey indicating those policies were already in the Comprehensive Plan and be required to be considered by the Ordinance.

Vice Mayor Acken asked if a vacation wasn't already a part of a sale process. Attorney Dalton noted that would be put in a separate ordinance. Vice Mayor Acken asked to be shown the remuneration language in the draft, stating he understood the potential for conflict but was unclear on the value of removing it from the Ordinance.

MOTION: Councilmember Babcock made a motion to approve Ordinance 09-01 with the modifications suggested for page 1 of Chapter 10, section 10-219, B-3 that it read within 100 feet and that this Ordinance amends the Land Development Code to provide for a process to vacate the Town's public interest in real property with a second by Councilmember List.

VOTE: The Clerk call for a roll call vote:

| | |
|-----------------------|-----|
| Councilmember Babcock | Aye |
| Councilmember Raymond | Aye |
| Councilmember List | Aye |
| Mayor Kiker | Aye |
| Vice Mayor Acken | Nay |

Motion passed 4 to 1 with Vice Mayor Acken dissenting

Hearing concluded at 5:15 p.m.

X. ADMINISTRATIVE AGENDA

A. Approval of Contract, Lobbyist Services – Wm. Peebles

Mr. Green addressed the Services Agreement in Council's packet asking for approval of the contract in the amount of \$64,000.00 an increase from \$44,000.00, noting there were savings in personnel costs to allow for the increase.

Councilmember Raymond stated he did not support this item at all, feeling the Town did not get that much out of it last year and could not agree with the \$64,000.00 fee.

Councilmember Babcock noted he would echo Councilmember Raymond's statements and would not approve of robbing staff money and would rather see the money going toward a new staff member.

Vice Mayor Acken felt the Town had seen a return on their investment and would support the increase.

Councilmember List agreed with Vice Mayor Acken and believed a steady point person would be a plus for recognition value.

Mayor Kiker asked Interim Town Manager Green for a clarification on the disbursement of funds to raise the contract fee to \$64,000.00 noting he was in favor of the contract.

Councilmember Babcock stated he was not trying to say he was not in favor of having a lobbyist but felt the Town had not taken advantage of other opportunities that would not cost the Town to be able to do the same thing. Councilmember Babcock stated his concern for next year's budget.

Councilmember Raymond also stated he was not against lobbyist but was not happy with the increase in the contract amount and would rather see the additional money spent on another temporary code enforcement officer.

Mayor Kiker felt Mr. Romig had already paid for himself.

MOTION: Vice Mayor Acken made a motion to approve the contract with William J. Peebles, P.A. for lobbying and strategic planning services to the Town for calendar year 2010 in the amount of \$64,000.00 increased from \$44,000.00 with a second by Councilmember List.

VOTE: Motion passed 3 to 2 with Council members Babcock and Raymond dissenting

B. Approval to Seek TDC Funding for Beach & Shoreline Projects
Interim Town Manager Green reviewed for Council the Town's continued efforts to seek TDC funding.

Public Comment Opened
No Public Comment
Public Comment Closed

Councilmember Babcock stated he could support what was noted but questioned what was not outlined, such as beach nourishment and what would happen if that project changed. Mr. Green stated the Town would not be asking for Beach Nourishment funding under this scenario.

MOTION: Vice Mayor Acken made a motion for the Town Council to authorize the staff to prepare and submit funding applications to the Lee County Tourist Development Council for Town beach and shoreline operations and maintenance and capital repair of the seawall at Newton Park with a second by Councilmember Babcock.

VOTE: Motion passed 5 to 0

C. Mound House Landscaping Discussion
Interim Town Manager Jack Green stated what staff was asking for was the

authorization to go forward with the upland landscaping at the Mound House.

What the Town would not go forward with was the observation pier or the parking in the right of way at the foot of Connecticut Street and would hold those two items in abeyance. This would allow the Town to get the landscaping done, the pathways and the parking that is on the ring road that would provide approximately a half dozen parking spaces along with a handicapped parking space with an additional handicapped parking space by the garage. This would allow persons with disabilities to have access to the facility when the Shell Mound exhibit is completed. Mr. Green noted that staff has met with some nearby residents to discuss their concerns, one of whom is Mr. Warren Babcock who has concerns about the view corridor and the fringe mangroves.

Public Comment Opened

No Public Comment

Public Comment Closed

Mayor Kiker was happy with the way staff had handled the process and felt the neighborhood had settled down and was aware of the fact that rezoning of the Connecticut property for parking would give all residents with issues of intensity and usage a time to speak.

A discussion ensued regarding the pier, parking and landscaping along with what the actual issues of nearby residents really were with differing opinions of what was really discussed in a previous worksession.

Mr. Green reminded Council that staff really wanted to move forward and get something done on the property to help bring greater interest to the Mound House Project.

Councilmember Babcock felt there was a consensus at the workshop, however the pier had not really been addressed and he wanted to see it under Agenda Management.

Mr. Green stated the issues with the pier did need to be resolved and a worksession with public input would probably be the best way to address it to allow for residents in the area to present their thoughts with Councilmember Babcock wanting to see that occur sooner rather than later.

Councilmember Raymond was not happy with everything in the recommended request but was happy to see something get done.

Mayor Kiker reiterated the need for a stand alone discussion on the pier with Staff noting if any changes to the pier were made it would need to go back before the Historic Preservation Board.

MOTION: Vice Mayor Acken made a motion for staff to proceed with upland site improvement as indicated on the preferred landscape plan with the elimination of parking in the Connecticut Street Right-of-Way and to proceed with the current landscape restoration and improvement plan Alternate 1 which included the moving forward of the observation pier.

Motion died for lack of a second.

MOTION: Councilmember List made a motion to direct staff to proceed with upland site improvements as indicated on the Preferred Landscape Plan with the elimination of parking in the Connecticut Street Right-of-Way deferring work on the pier as is indicated on Alternate 2 with a second by Councilmember Babcock.

Vice Mayor Acken noted he would support the motion so he would be able to bring it up for discussion later if need be.

VOTE: Motion passed 5 to 0

Councilmember Babcock wanted to be sure to capture this as an action item and Mayor Kiker wanted to make sure written guarantee was sent to Mr. Warren Babcock regarding the intentions of the view corridor.

D. Town Manager Recruitment Options

Attorney Dalton indicated the Council had directed Interim Town Manager Green and herself to obtain proposals for a Town Manager search firm. In Council's packet were the proposals with a cover letter of December 14th, 2009 outlining the elements of the proposals. The proposals were from:

- Bob Murray Associates with the local branch out of Tallahassee
- Colin Baenziger and Associates from East Florida
- Slavin Management Consultants from Atlanta

Councilmember Raymond stated he would prefer having an Interim Town Manager for 6 to 8 months.

Councilmember List agreed with Councilmember Raymond and asked if there was a typical time for a firm to locate a candidate with Attorney Dalton indicating approximately 90 days noting she would support whatever the Council wanted to do.

Vice Mayor Acken felt there was value in the assistance he and Mayor Kiker could provide in the search and getting it done now instead of throwing it on a new Council in March. Vice Mayor Acken wanted to have a hand in selecting a new Town Manager and felt he would be good at it.

Councilmember Babcock felt the Town should move as soon as possible and use the expertise the Town had in place.

Mayor Kiker felt uncomfortable and was concerned with being without an Interim Town Manager at the time of Mr. Green's departure. Mayor Kiker stated he had had discussions with two possible candidates who indicated if the Town was bringing them in for less than 2 months they did not want the position. Mayor Kiker also indicated after talking to some for the permanent position they were uncomfortable with being hired by one Council and going to work for another Council. Mayor Kiker then went on to support Councilmember Raymond's position of a 6 to 8 month Interim and would support not waiting but getting them onboard as soon as possible. Mayor Kiker stated he was not in favor of naming one of the three firms now, and noted his hope that the Town might get an Interim Town Manager that would be in favor of becoming permanent.

Vice Mayor Acken reviewed his thoughts on the consulting firms, and the Mayor's thoughts regarding his statement that nothing was getting done with the previous Interim Town Manager with Vice Mayor Acken acknowledging numerous accomplishments not the least was acquiring substantial grants. Vice Mayor Acken felt he would rather put the time and energy into finding a permanent manager, stating the Town had the depth of staff to get through six weeks if need be.

Councilmember Babcock agreed with the position that the next Council make the final decision. Councilmember Babcock stated that no matter how good the Interim Town Manager he still wanted to do a search for other possible candidates for a permanent Manager noting that it is going to be a disruptive process no matter what.

Councilmember List attempted to sum up what Councilmember Babcock had said and then went on to summarize the process.

Councilmember Raymond reiterated that he did not like rushing into anything.

Councilmember Babcock said his goal was to have the person in place no later than May 1st for a permanent Manager.

A discussion began as to whether to retain a search firm immediately to begin a parallel process of finding a permanent and interim manager now.

Councilmember Babcock wanted to see the Town on a parallel course, Vice Mayor Acken didn't feel it was that easy and didn't want to spend taxpayer's money until an interim was in place for the next couple of months on a full time search.

Councilmember List wanted to see an interim person in place then start the search with Councilmember Raymond noting he had no problem with doing both at the same time but felt having an interim for 2 months was putting the entire Town in neutral. Councilmember Raymond indicated he had spoken with a few people who would be good but none having an interest for less than 6 months.

Mayor Kiker preferred going with an interim manager first and then when appropriate engage with a search firm, feeling it would all come out the same in the end regardless.

Mr. Green stated he and Attorney Dalton had contacted all the individuals the Council recommended with only one showing an interest. This person indicated that he would be talking with family and would get back in touch by January 4th to express his interest or not. At that point Mr. Green noted Council could choose to do the duel process or get someone who is an experienced Town Manager and have breathing room. Mr. Green felt the Town could fare well with an interim manager and noted he would be available to assist in getting the new manager up to speed.

Attorney Dalton felt that anyone taking the interim position would consider taking the permanent position and once the consulting firm began it would need to go quickly, noting she would defer the search firm indefinitely in hopes of a good interim manager.

Councilmember Babcock supported looking for as many interim candidates as possible by January 4th.

Mayor Kiker asked if there was a consensus to pursue looking for an interim manager immediately for a length of 6 to 8 months and the search discussion would come up periodically as appropriate. Council then began a discussion on a contract and whether benefits would be offered, with Attorney Dalton stating there was no contract for an interim manager. Ways of locating an interim was then debated with possibilities being Florida League of Cities and Range Riders.

Council then directed Mr. Green and Attorney Dalton to bring forth a pool of candidates to Council on or before January 4th.

XI. TOWN MANAGER'S ITEMS

A. Discussion on Council Worksessions

Interim Town Manager Green asked to establish process regarding the worksessions and issues that have been raised. Mr. Green noted minutes were now being done for the worksessions for Council to be aware of what was discussed. Mr. Green felt it might be good to schedule a worksession each month whether it is filled or not and then at the Council meeting it could be established what would be discussed at the following worksession.

Mr. Green's recommendation to Council is to add the Wednesday meeting

Recess: 6:55 PM

Reconvene: 7:12 PM

following the first Council meeting of the month at 9 a.m. and fill it appropriately at that point and then decide whether the Town Attorney was needed.

The January meeting was needed to prioritize the list of items sitting on agenda management. Tuesday, January 5th at 9 a.m. was selected for the prioritization worksession.

Councilmember Babcock asked if Council felt the Town Attorney needed to be present for the January 5th worksession; with Vice Mayor Acken noting Attorney Dalton was welcome at any meeting; however he brought up the issue of attorney's fees.

Councilmember Raymond felt the M & P and Workshops were Council's meetings as a place to talk and Council did not necessarily need Attorney Dalton or Mr. Green in attendance. Councilmember Babcock agreed but noted you would need to notify the necessary people well before the day before the meeting.

Discussion continued with all of Council voicing their opinions as to how to set up the meetings, what was to be discussed, how to determine those items and who would be asked to attend.

Councilmember List asked if Council could prioritize everything through the end of February of the coming year at the next worksession also noting she did not feel the need for the Town Attorney to be present to prioritize for the next two and a half months.

Councilmember Babcock disagreed with Councilmember List and stated that they were a three-legged stool, consisting of Town Council, Town Manager and Town Attorney. Mayor Kiker disagreed with that stating there was no Town Attorney as a Town Attorney would report and be on salary. Mayor Kiker said what we had was somebody doing contracting, going to all LPA meetings and all Town Council meetings and then do legal work.

MOTION: Councilmember List made a motion for the January 5th meeting be held without the presence of Mr. Green or Attorney Dalton, with a second by Mayor Kiker.

Councilmember Babcock stated two priority issues he wanted addressed at the January 5th meeting was how much staff time was required and how much attorney time was required with any of the projects.

VOTE: Motioned passed 3 to 2 with Vice Mayor Acken and Councilmember Babcock dissenting.

Mr. Green updated Council on the following:

- The North Estero Project slowed a bit due to utilities issues but contractor still within time line. Project would be shutting down for the holidays on December 23rd and commence again on January 4th.
- New Years at Times Square entertainment issue has been resolved, preparation mostly complete.
- League of Women's Voters has a celebration for the 60th year to be held on January 10th with Council having a proclamation ready on January 4th.
- Recognition of Major Matt Powell on January 6th
- MPO request for Transit Authority Oversight alternate, Councilmember List volunteered
- Christmas Eve Town Hall will close at noon and New Years Eve will close at noon with Bay Oaks open from 10 to 2 on those same days, with the pool closed.
- Thanks to FMB Fire Department and Tom Edge playing Santa at Bay Oaks Christmas party
- Lighting upgrade taking place starting December 28th from 6 p.m. to 6 a.m. with no remote access to email during those days
- Mr. Green would be out of town until January 2nd for the holiday.

XII. TOWN ATTORNEY'S ITEMS

Attorney Dalton noted an email she received from Steve Boutelle with a request from the County attorney's office and herself to provide a legal opinion whether or not the interlocal agreement on beach renourishment was still valid. Attorney Dalton responded to Mr. Boutelle that she had no Council direction on the matter. Attorney Dalton recommended to Council to do nothing regarding the email at this time.

Attorney Dalton indicated to Council that she was uncomfortable having further discussion on the topic, as it had not been noticed as an agenda item.

Attorney Dalton suggested the Town get a factual update from the County prior to the County's meeting of January 13th and then act after the 13th in a policy component.

Councilmember Babcock indicated he would support putting the subject on the January 4th agenda, feeling the Council had misled the County and felt it was necessary to provide the County with other options.

Councilmember List asked to have an update included in their packet for January 4th 2010.

XIII. COUNILMEMBERS ITEMS AND REPORTS

Vice Mayor Acken directed the Town Manager to put the revised noise ordinance on the January 4th agenda along with an introductory discussion of outdoor display and temporary signs on the agenda for January 19th.

Interim Town Manager Green asked what material he was to use for the two items with Vice Mayor Acken responding he would provide the material.

Councilmember Babcock called a point of order with Mayor Kiker asking for Council members to address the chair.

Councilmember Babcock stated Vice Mayor Acken had a right to put it on the agenda to discuss it but it would require a majority vote to send the Town Staff to write an ordinance. Councilmember Babcock stated he could not support a proposed change that only Vice Mayor Acken had worked on without discussion of the entire Council.

ACTION ITEMS

Interim Town Manager Green read action items for Vice Mayor Acken

- Beach Nourishment added to the January 4th Agenda
- Discussion regarding the introduction to the revised Noise Ordinance, January 4th
- LDC changes pertaining to outdoor display, January 19th

Councilmember Babcock brought forth a question on grants and funding on Storm Water and asked about the Storm Water Master Plan and where it stood with Mr. Green providing a quick review of the complexities of the issue. Councilmember Babcock updated Council on the aircraft noise, altitude and pollution issues affecting the island.

Councilmember Raymond wished all a Merry Christmas then brought up the proliferation of emails that come between Council meetings and noted he was fed up with getting emails that were lecturing him, with him not being able to respond due to the Sunshine Law.

XIV. AGENDA MANAGEMENT

Mr. Green indicated Agenda Management had been brought up to date and the action item list was being maintained as a separate spread sheet for each Council Meeting.

Mayor Kiker asked for items Council requested to be put on agenda management. Interim Town Manager Green listed the following:

- Observation deck at Mound House
- Storm Water Master Plan

Councilmember Babcock brought up the following issues:

- Recycling
- Meeting with BOCC following completion of Survey
- Joint Meeting with LPA
- Prioritization of Land Development Code issues, Comp. Plan issues

Interim Town Manager Green attempted to focus Council reminding them it was Holiday Season, with staff having time off and Town Hall running on two short weeks due to holiday closings. Mr. Green pointed out Council had a large amount of work that they expected to get a week ahead of their meeting on January 4th which was not possible. Mr. Green reviewed all the hearings that were forthcoming as well as all the additional information and work that was needed to be done to have packets ready for the two forthcoming meetings. Mr. Green asked Council to consider the amount of work that was needed to be done to accomplish all they were asking for.

Councilmember Raymond asked if Council wanted the LPA representative at the M & P meetings. Attorney Dalton stated the LPA had not appointed a representative pending direction from Council. Interim Town Manager Green recommended the joint LPA meeting in February.

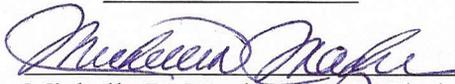
Mayor Kiker questioned Staff on the appeal on January 4th with Mr. Green giving a brief overview of the issue which entailed a building permit and parking agreement. Council continued discussion on the matter with Mr. Green indicating he would prefer not to go into any further detail on the matter.

ADJOURNMENT

The meeting adjourned at 8:55 PM

Adopted 1-19-10 With/Without changes. Motion by Lit/Babcock

Vote: 5-0


Michelle D. Mayher, Town Clerk

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