

**Town of Shalimar
Town Commission Meeting Minutes
June 8, 2010**

CALL TO ORDER – Mayor Gary Combs called the meeting to order at 6:01 p.m. in Town Hall chambers. He led the "Pledge of Allegiance" to the Flag.

ROLL CALL FOR THE RECORD

Mayor Gary Combs - present
Mayor Pro-Tem Ricardo Garcia - absent
Commissioner Jerry McCallister - present
Commissioner Ursel Behnken - absent
Commissioner Glenn Wagner - present

Others in attendance: Town Manager Tom Burns, Town Attorney Mike Chesser, Police Chief John Cash, Deputy Clerk Tina Smith, Deputy Clerk Sheila Hansen, Greg and Rebecca Daniels and Tim and Sharon Smith

PLANNING AND ZONING BUSINESS: The Planning and Zoning Board did not meet in May.

TOWN RESIDENTS' TIME – The residents had nothing to discuss.

TOWN ATTORNEY'S REPORT - Attorney Chesser had nothing to report.

OLD BUSINESS:

- I. **APPROVE MINUTES FROM THE APRIL 13, 2010 TOWN COMMISSION MEETING - Commissioner McCallister moved to approve the minutes of the May 11, 2010 Town Commission Meeting as written. The motion was seconded by Commissioner Wagner and passed unanimously.**

NEW BUSINESS:

- I. **BUDGET AMENDMENT RESOLUTION 2010-05 – Commissioner Wagner made a motion to approve the Budget Amendment Resolution. The motion was seconded by Commissioner McCallister and passed unanimously.**
- II. **T. SMITH UNEMPLOYMENT COMPENSATION – Tom Burns proposed that the Town pay Tina Smith \$7000 in lieu of her filing for unemployment. He stated that she would be eligible for \$6916.00 unemployment for the first 6 months after she leaves and would very possibly be able to get an extension after that so it would be advantageous for the town to pay her this amount. Commissioner McCallister made a motion that the Town pay Ms. Smith \$7000 and have her sign a contract stating she would not file for unemployment. Commissioner Wagner seconded the motion and it passed unanimously.**

MAYOR COMBS' REPORT - Mayor Combs reported that the OCLOC voted 5 to 3 to rescind Resolution 2009-03 which should bring Valparaiso back into the OCLOC.

COMMISSIONER GARCIA'S REPORT - Commissioner Garcia was not present.

COMMISSIONER MCCALLISTER'S REPORT - Commissioner McCallister had nothing to report.

COMMISSIONER BEHNKEN'S REPORT - Commissioner Behnken was not present.

COMMISSIONER WAGNER'S REPORT - Commissioner Wagner had nothing to report.

POLICE REPORT - Chief Cash stated that his report is attached.

TOWN MANAGER UPDATE:

- The antique police car will be advertised in Car Magazine for \$20,000.
- A date needed to be set for the Budget Workshops. It was decided that the Budget Workshop meeting will be on July 6, 2010 at 6:00 p.m.

ANNOUNCEMENTS:

JUNE 30, 2010 - 6:00 - PLANNING AND ZONING MEETING

JULY 13, 2010 - 6:00 - TOWN COMMISSION MEETING

Mayor Combs asked about Sheila Hansen taking over Tina Smith's position. This is a full time position and must be approved by the Commission. It was decided this would be discussed at the Budget Workshop.

Attorney Mike Chesser was asked about the status of a possible lawsuit on Baby J's barge café. He stated that there is not a lawsuit and that Mr. Laird had sent a letter asking to bring Baby J's up before the Commission again because he felt that there was a conflict of interest when Mayor Combs voted. Attorney Mike Chesser explained that there was no conflict of interest because there was no monetary value involved in the decision. He stated that Mr. Laird could bring Baby J's up before the Commission again if he made a change in the application. Attorney Mike Chesser will write a letter to Mr. Laird explaining this.

- Mayor Combs reminded the Commission that the decision to allow the exception had to be made based on compatibility and Attorney Mike Chesser stated that what is in the record had to be clear.

ADJOURNMENT: Commissioner Wagner moved to adjourn the meeting at 6:30 p.m. The motion was seconded by Commissioner McCallister and passed unanimously.


Sheila Hansen, Secretary

June 8, 2010
Date approved