

**Town of Shalimar
Town Commission Meeting Minutes
September 14, 2010**

CALL TO ORDER – Mayor Gary Combs called the meeting to order at 6:00 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 Attorney Mike Chesser, Deputy Clerk Sheila Hansen, Chief John Cash, Maintenance Supervisor Kent Beck, Sherri Hodgson, Tim and Sharon Smith, Steven Peterson, Stan Pitchford, James Moore, Gloria Turner, Mark Wilson and Brian Hubbard.

PLANNING AND ZONING BUSINESS: The Planning and Zoning Board did not have anything to present.

TOWN RESIDENTS' TIME – Sherri Hobson brought up that she would like to have 2 or 3 chickens for eggs for personal use. There is no ordinance preventing this. It was decided that research would be done to find out what other cities are doing about such situations. The Commissioners felt that there should be an ordinance written that would at least limit the possession of livestock and make conditions that would have to be followed. This item will be followed up at the November meeting.

Gloria Turner of 865 Brande Court stated that the sumac was again taking over her and her neighbor's back fence and yards and the ground cover from behind their yards is also encroaching on their property. Mayor Combs directed the maintenance department to follow up on this and find a solution to the problem.

Mark Wilson of 862 Mande Court asked about the mailbox that had been smashed in a traffic accident, wanting to know when this would be replaced. Chief Cash said it had been reported to the Postal Service and that he would follow up and try to find out when it would be replaced.

Sharon Smith wanted to know about the 10' buffer area on the Richbourg lot that had been mentioned at a previous meeting. The buffer was planned when the lot was going to be used as a storage lot. There will be no final decision made on the storage lot until a full commission is available and Mayor Combs stated that the lot is easier to police for trash and vagrants if it is in clear view.

Tim Smith brought up the uncleared lot on Dana Court that needs to be cleaned up. It was decided that this will be addressed on the next agenda.

Tim Smith also asked about having something done about the parents of elementary students parking on the right-a-way by Shalimar Elementary School to drop off and pick up their children. After a discussion, it was decided that Kent could put railroad ties along that area as well as no parking signs and cones as a temporary fix to the problem. Mayor Combs said to have the Town Manager get a quote on putting curbs on both sides of Richbourg Avenue.

The condition of the lot that was formerly Guisseppi's Restaurant was discussed and it was decided that the town would start a legal process to get the owners to keep the area mowed and cleaned up. Mayor Combs said that if the town has to do the maintenance on the lot we should charge them \$1000.00 for each time it is done.

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

OLD BUSINESS:

- I. APPROVE MINUTES FROM THE August 10, 2010 TOWN COMMISSION MEETING - Commissioner McCallister moved to approve the minutes of the JULY 22, 2010 Town Commission Meeting as written. The motion was seconded by Commissioner Wagner and passed unanimously.**
- II. DRAINAGE EASEMENT AT 2558 BARON COURT** – It was requested to allocate funds to survey the easement by Mr. Monte's house. Attorney Chesser stated that the covenants require drainage areas and swales must be left alone. The Commission did not feel the town should have to pay for the survey. It was decided to table the subject until the Town Manager, Mr. Monte and the engineers could meet with the Commission and explain why this should be done.
- III. CAPPING OF MILLAGE** – The capping of the millage at 2.0 was researched and it has to be put into the Town Charter which needs to be done by a referendum vote by the residents. It was decided that the Town would research putting it on the March ballot.

NEW BUSINESS:

- I. GREEN AREA ON BARRON COURT** – A presentation was done by Stan Pitchford and James Moore requesting the Town to quitclaim the property in the green area behind their homes. The area is not being used and a number of the residents would like to incorporate it into their property and make it go away as a green area. The residents are willing to pay all costs of the quitclaim. **Commissioner Wagner moved that the town agreed to either relinquish the property to the Shalimar Place Homeowners Association or relinquish the property to the adjoining residents as long they agree on how the land will be partitioned and that they agree to carry all of the expense of the transfer. Commissioner McCallister seconded the motion and it passed unanimously.**

MAYOR COMBS' REPORT - Mayor Combs had nothing to report.

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

COMMISSIONER MCCALLISTER'S REPORT - Commissioner McCallister announced that the second budget meeting is scheduled for September 22, 2010 at 5:30 p.m.

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

COMMISSIONER WAGNER'S REPORT - Commissioner Wagner asked about the boats still remaining in the storage lot. The Town Manager is to contact the owners of the boats again and tell them that they must be removed. Resident Mark Wilson asked why boats could not be stored in the lot if the trailers could be kept there. It was explained why this is not allowed and that it is a temporary solution until a final decision is made about the storage lots.

The boat storage question will be brought up again in November if a full commission is available and will be advertised so all residents will be aware that it is being discussed again.

Steve Peterson of the Shalimar Yacht Basin stated that he would give a 50% discount to residents of The Town of Shalimar who would like to store their boats at the Yacht Basin.

POLICE REPORT - Chief Cash was present, his Monthly Activity report was in the paperwork for the meeting.

TOWN MANAGER UPDATE:

- The Town Manager was absent.

ANNOUNCEMENTS:

SECOND BUDGET MEETING -- SEPTEMBER 22, 2010 – 5:30

PLANNING AND ZONING MEETING – SEPTEMBER 29, 2010 – 6:00

TOWN COMMISSION MEETING – OCTOBER 12, 2010 – 6:00

ADJOURNMENT: Commissioner McCallister moved to adjourn the meeting at 8:05 p.m. The motion was seconded by Commissioner Wagner and was passed unanimously.

Sheila Hansen, Secretary

October 12, 2010

Date approved