

**SANIBEL CITY COUNCIL REGULAR MEETING
APRIL 15, 2008**

Mayor Denham called the meeting to order at 9:00 a. m.

Vice Mayor Ruane gave the Invocation and led the Pledge of Allegiance.

Members present: Mayor Denham, Vice Mayor Ruane, Councilman Jennings and Councilmember Johnston.

PRESENTATION(S)

Proclamation announcing April as Autism Awareness Month

Vice Mayor Ruane read the proclamation and presented it to Ginny Fleming.

Ms. Fleming thanked Sanibel City Council for the recognition.

Proclamation recognizing May 18 through 24 as National Public Works Week

Mayor Denham read the proclamation and presented it to Gates Castle, Public Works Director.

Mr. Castle thanked City Council for recognition of the Public Works Department employees.

Employee of the Quarter, 2nd Quarter, FY 2007-2008

Mayor Denham recognized Robert Conklin, Jr. as Employee of the 2nd Quarter.

Mr. Conklin thanked Council and City staff for the recognition.

Public Comments

Jim Labelle spoke to Council not addressing the expenditure-side of the City budget.

Ms. Zimomra stated that lay-off information was discussed at the April 01 meeting.

Discussion ensued regarding Council had begun discussion, the City Manager reviewing expenditures, further discussion on the May 06 agenda, Vice Mayor Ruane reviewing the State investment pool and the City's involvement, revenue streams need to be included, this year's budget process more difficult, reduction in Ad Valorem taxes across the State, tax deduction on individual 1040, millage rate could be set higher in July and reduced in September, funds to respond to an emergency, and Council would review employee positions and new projects.

Paul Barrins spoke to a move to impose a utility tax. He further spoke to items coming before Council when the vast majority of property owners were elsewhere.

Mr. Cuyler advised Council that the above-mentioned was on the agenda for first reading and a second reading/public hearing would be scheduled.

Discussion ensued regarding the City business 12 months per year and all City business could not be taken care of in only 6 months, information for Council discussion was on the website, and budget hearings timeframes were set by the state.

Rae Ann Wessell spoke to the fertilizer bill continued to have bad language, and was still in committee. She also spoke to the Everglades Restoration and Florida Forever bills with no funding on the house side.

Steve Maxwell spoke to issues of taxes and fee increases the first reading policy be re-examined. He stated that in other jurisdictions discussion was held at the first reading. He also stated that hearings should be scheduled at a time when residents could attend.

Mr. Cuyler stated that every second reading of an ordinance does have a time certain.

Council Comments

Councilmember Johnston thanked Councilman Jennings for his work in Tallahassee follow through with legislators. She also spoke to Council deciding what projects would be done in the upcoming budget process. She thanked the Nave family for providing stewardship of the large piece of property normally referred to as the "Town Center" property.

Mayor Denham commented how good the island and beaches look.

Planning Commission Report

Commissioner Dr. David Berger gave the following report of the April 08, 2008 Planning Commission meeting:

- Consider an application for a conditional permit for new vinyl seawall and cap along a manmade canal at 1515 San Carlos Bay Drive constructed with asbestos and the hearing was continued so the applicant could present an engineering report

Discussion ensued regarding a dangerous situation with asbestos in seawalls and Councilman Jennings commended the Planning Commission recognizing the problem.

First Reading of an ordinance and scheduling of public hearing

ORDINANCE 08-009 AN ORDINANCE LEVYING A PUBLIC SERVICE TAX ON THE PURCHASE IN THE CITY OF ELECTRICITY AND WATER SERVICE, EQUAL TO TEN PERCENT (10%) OF THE PAYMENTS RECEIVED BY THE SELLER OF SUCH TAXABLE ITEMS; PROVIDING THAT SUCH PUBLIC SERVICE TAX IS LEVIED PURSUANT TO THE AUTHORITY OF SECTION 166.231, FLORIDA STATUTES; PROVIDING FOR EXEMPTIONS; PROVIDING FOR COLLECTION BY SELLER FROM PURCHASER AND TAX TO BE REMITTED BY SELLER TO CITY; PROVIDING FOR RIGHT OF SELLER TO DISCONTINUE SERVICE FOR FAILURE TO PAY TAX; PROVIDING FOR CONFLICT AND SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE FOR THE ORDINANCE, AND AN EFFECTIVE DATE FOR THE LEVY OF THE TAX OF OCTOBER 1, 2008

Ms. Zimomra read the title of Ordinance 08-009. She stated that Council direction was to have first reading now and schedule the second reading and public hearing for the first meeting in June. She further stated that direction was to have legislation come before City Council due to discussions in Tallahassee.

Mr. Cuyler stated that there had been discussions of new fees moratorium by the legislatures.

Discussion ensued regarding the need to have the public hearing earlier, Council decided to have the public hearing May 06, 2008 at 9:30 a. m.

Public Comment

Dr. David Berger spoke to wording in the title.

Mr. Cuyler stated the maximum percentage would be up to 10% and Council could reduce the percentage.

Council set the second reading and public hearing Tuesday, May 06, 2008 at 9:30 a. m.

SECOND READING AND PUBLIC HEARING

ORDINANCE 08-006 AMENDING THE CODE OF ORDINANCES, SUBPART A GENERAL ORDINANCES, CHAPTER 30 ENVIRONMENT, ARTICLE III NOISE, SECTION 30-65 EXCEPTIONS, TO MAKE EMERGENCY ELECTRICAL POWER GENERATORS EXEMPT FROM THE MAXIMUM PERMISSIBLE SOUND PRESSURE LEVELS; AND AMENDING SUBPART B LAND DEVELOPMENT CODE, CHAPTER 126 ZONING, DIVISION 16 EMERGENCY ELECTRICAL POWER GENERATORS, SECTION 126-1305 GENERALLY, TO REVISE AND ADD DEFINITIONS AND CHANGE PROCEDURES FOR PERMITTING EMERGENCY ELECTRICAL POWER GENERATORS; AND CHANGE SOUND PRESSURE LEVEL STANDARDS FOR EMERGENCY ELECTRICAL POWER GENERATORS; AND ADDING A NEW SECTION 126-1307 ADMINISTRATION AND ENFORCEMENT; AND AMENDING SECTION 82-401 TO ADD PERMANENTLY INSTALLED EMERGENCY ELECTRICAL POWER GENERATORS TO THE LIST OF ITEMS ELIGIBLE FOR A SHORT FORM DEVELOPMENT PERMIT; PROVIDING FOR CONFLICT AND SEVERANCE; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE

Ms. Zimomra read the title of Ordinance 09-006.

Discussion ensued regarding individuals biggest concern was the need for a generator to remove moisture, surprised at the number of people that stayed on island in 2004/05, insurance company's now have a mold cap provision, problems to have equipment available with certain decibel levels, need to protect the neighbors peace, buffer to reduce sound, adequate vegetation coverage, placement of the generator as not to disturb neighbors, clarification in time frame when generator would come on during times of no electricity (page 14 item (3)), Mr. Cuyler stated that there was no requirement to have an automatic delay of the generator start-up, shall include a sound barrier, if applicable, and the need for tighter language to protect neighbors.

Public Comment

Jeff Molnar spoke to the delay switch not being a bad idea. He stated there was no equipment available for a time-frame delay, and ordinance would need to have an option to have a generator begin immediately for medical reasons.

Discussion ensued regarding providing a time frame for generators to have something that would allow the delay, Council asked if Mr. Molnar thought 78 dba's would allow for different models, Mr. Molnar stated that levels were coming down, and there would be issues with smaller lots.

Discussion ensued regarding page 7 item (4) change of language (refer to tables on pages 10, 11 and 12).

Public Comment

Judy Michie spoke to generator testing once a week for 10 minutes not a problem.

Claudia Burns asked if the ordinance applies to permanently installed generators and if a temporary generator was installed would it require a permit and Council answered only permanent generators and does not apply to temporary generators. .

Herb Rubin spoke to the decibel measure being a ratio measure without a based referenced level. He further spoke to the increase in decibel level from 72 to 78 doubles the loudness.

Karen Storijsch spoke to past discussion of decibel levels and the noise would come from the first level of a house not ground level and vegetation would not be large enough to abate the noise. She further spoke to coming back on-island sooner due to less large trees and noise pollution.

John Morse spoke in favor of ordinance. He suggested on page 8 item 6 at the wording “normal load,” add “average load”, and reducing the 4 hour delay time to “30 minutes”.

John Wainwright cautioned that the ordinance should not be complicated or expensive.

Bruce Rogers spoke to page 7 item 4 sound barrier issues. He stated the language spoke to a performance standard and generators could not exceed 78 dba's. He suggested changing wording to “the site plan shall include the sound barrier wall if needed as not to exceed maximum permitted dba levels.” He spoke to contacting the City of Naples regarding the generator issue and stand-by generators were exempted from maximum limit and have a dba level for regularly used generators. He also stated that the sound pressure levels listed by the manufacturer was the dba level measured at 23 feet off the property line, and the closer the generator the higher the noise level.

Discussion ensued regarding using page 8 item 6 adding average, add first floor level rather than ground level, may need to have the generator at the 100 year flood line, 30 minute delay should be added, include medical necessity, concern about neighbor issues, need reasonable assurance that noise level would not be out-of-hand, was there a maximum noise level at the Donax Plant, Ms. Zimomra stated that there were certain standards, Donax Plant a different situation, technology improved, expense in putting in a permanent generator, and exempt generators only during emergencies.

Mayor Denham made a motion, seconded by Vice Mayor Ruane, to adopt Ordinance 09-006 with a delay mechanism of 30 minutes, and 12 months to find a mechanism.

Mr. Cuyler stated the ability to enforce was through a permit and once the permit was issued the ability to require a retrofitting would be more difficult. He stated that on page 14 item (3) could have similar language and asked Council for some discretion in finalizing the additional language:

- The generator shall be equipped with a programmable time delay engine switch which delays start of generator for at least 30 minutes to over ride brief power outages. For the first 12 months permits may be issued by the City for installation with a condition that the delay switch be installed and retrofitted within 6 months after such 12 month grace period.

Mayor and Vice Mayor accepted the amended language as well as giving the City Attorney discretion on amended language.

Discussion ensued regarding the wording has some protection of sound barriers, and Mr. Cuyler stated he would have wording similar to the following; “shall include the sound barrier wall, if necessary to meet the allowable dba levels established by this ordinance.” He further stated that during public comment it was suggested adding on page 8 item (6) after generator operating under average add “and/or normal loads.”

Mayor Denham and Vice Mayor Ruane agreed with the additional language.

The motion carried. Councilman Pappas was absent.

Mr. Molnar stated that FEMA regulations do not mandate the generator be located at the 100 year flood mark.

Council recessed at 10:41 a. m.

Council reconvened at 10:54 a. m.

ORDINANCE 08-007 AMENDING ORDINANCE 07-014 WHICH ESTABLISHED MEMBERSHIP FEES FOR THE CITY OF SANIBEL RECREATION CENTER; ESTABLISHING FEES FOR CERTAIN SUMMER AQUATICS PROGRAMS; AMENDING ORDINANCE 07-011 TO REVISE CERTAIN FEES FOR THE YOUTH SUMMER PROGRAM AND SUMMER AQUATICS PROGRAMS; PROVIDING FOR CONFLICT AND SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE

Ms. Zimomra read the title of Ordinance 08-007. She stated that as part of the budget the process staff would be revising and reviewing the entire fee structure. She further stated that for the staff recommended fees for the aquatic program not offered in the past, due to no facilities or offered, but without a fee. She explained staff was recommending an increase in the members summer youth fee per week from \$58 \$85 and non-members from \$78 to \$105.

Discussion ensued regarding impact on the remaining quarter of the year, scholarship program could cover requests, and people need to pay their own way.

Councilman Jennings made a motion, seconded by Vice Mayor Ruane, to adopt Ordinance 08-007.

Public Comment

None

The motion carried. Councilman Pappas absent.

ORDINANCE 08-008 OF THE CITY OF SANIBEL ESTABLISHING THE CITY COMMUNITY PARK LOCATED AT 2221 PERIWINKLE WAY AS A TOBACCO FREE PUBLIC SPACE; PROVIDING FOR ENFORCEMENT AND PENALTIES FOR VIOLATIONS; PROVIDING FOR CONFLICT AND SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE

Ms. Zimomra read the title of Ordinance 08-008.

Discussion ensued regarding the need to define City Park.

Mr. Cuyler read the amended language proposed for Section 1 (a) as follows:

“The City Council hereby establishes and designates the entirety of City of Sanibel Community Park located at 2221 Periwinkle Way, including but not limited to, the playground area, as a tobacco free public space and the use and/or disposal of any and all tobacco products at or on such Community Park property is hereby prohibited and is a violation of this Ordinance.

Discussion ensued regarding the City of Naples looking at expanding no smoking at beaches, and Ms. Zimomra stated that all facilities at the school were already tobacco free with good compliance. She further stated the next playground to come before Council would be Bowman’s Beach and possibly the beaches.

Councilman Jennings made a motion, seconded by Mayor Denham, to adopt Ordinance 08-008 with amended language.

Public Comment

Claudia Burns spoke to how people would know the park was tobacco free?

Ms. Zimomra stated that there would be signage on the playground, at the parking lot and on the west end listing the ordinance number. She explained that with Special Events a sheet would be given to the applicant for notice that Community Park was a tobacco-free area.

Dr. Berger spoke in favor of the ordinance and urged that banning tobacco in out-door seating arrangements at restaurants.

Discussion ensued regarding a state statute that would address the above.

Public Comment
None.

Mt. Cuyler stated that there was no state prohibition, but the City could mandate it.

The motion carried. Councilman Pappas was absent.

CONSENT AGENDA

f. RESOLUTION 08-043 AMENDMENT/TRANSFER NO. 2008-038 AND PROVIDING AN EFFECTIVE DATE (mid-year budget adjustment)

Ms. Zimomra read the title of Ordinance 08-043.

Mayor Denham made a motion, seconded by Councilmember Johnston, to adopt Resolution 08-043.

Public Comment
None.

The motion carried. Councilman Pappas was absent.

- a. Approval of minutes – April 01, 2008 Regular Meeting, March 18, 2008 Regular Meeting and March 04, 2008 Regular Meeting**
- b. Award 2008 Sanibel Sewer Expansion Projects to Dave Foote Environmental Construction, Inc., in the amount of \$395,141.61 and authorize the City Manager to execute the contract ; Project involves tying in of Bowmans' Beach Park, Turner Beach and Sanibel Bayous to the City's sewer system (funding through two (2) Tourist Development Council (TDC) grants, sewer fund 450, Sanibel Bayous Special Assessment, Blind Pass Condominium Special Assessment, \$10,000 reimbursement by Sanibel Community Association)**
- c. Award 2008 Bridge and Box Culvert Repairs to Hobbs and Gillmore, Inc., in the amount of \$19,607 and authorize the City Manager to execute the contract (funding through the FY08 Capital Improvement Budget)**
- d. Approval of an annual Interlocal Agreement between the City of Sanibel and the Lee County School District to provide a Resource Officer and D. A. R. E. Program for FY 2008-2009 and acceptance of grant in the amount of \$38,295 and authorize the City Manager to execute same (the grant supports the salary for a Police Officer at The Sanibel School for the D. A. R. E. and School Resource Officer (SRO) program from Lee County School Board)**

e. Request approval of additional Special Event dates for the Sanibel Music Festival at the Sanibel Congregational Church, 2050 Periwinkle Way, to be held on March 03, 07, 10, 14, 17, 21, and 24, 2009

Councilmember Johnston made a motion, seconded by Mayor Denham, to approve the above-mentioned.

The motion carried. Councilman Pappas was absent.

OLD BUSINESS

Budgetary Issues

Meeting with Chief Financial Officer (CFO) Alex Sink, Vice Mayor Ruane and staff Monday, April 07, 2008 (Vice Mayor Ruane)

Vice Mayor Ruane spoke to the following:

- City Manager, City Attorney, Vice Mayor, Finance Director and Assistant Finance Director met with CFO Alex Sink and staff in Tallahassee
- Letter sent to Dr. Francis, Economist
- Florida Statue speak to protecting principle and liquidity and objective not met
- Items in pool not of highest quality to date
- 60% in corporate notes
- Sat in on a conference call Monday, April 15th
- Assured that no loss taken
- \$13.4 million left in Pool A - need to have a provision for liquidity
- Change to take place May 15th being the liquidity percentage would increase from 37% to 50%
- Would enable Sanibel to withdraw funds with the smallest amount of liquidity
- 1st municipality meeting with CFO
- Investments selected were variable notes with a small return
- Pooled items not consistent with City's investment policy
- Requested additional information
- Recommendation to withdraw funds on or before May 15th with the least amount of penalty
- CFO Sink cognizant that \$9 million would be withdrawn

Discussion ensued regarding recommendation, liquidity, Mr. Cuyler stated that under the City's investment policy the City Manager had the authority to do what may be necessary, Ms. Zimomra stated that if the scenario stays as is, then staff would look at removing a significant amount, what needs to be done between now and May 15 when school system would be concerned on liquidity for end of year, Vice Mayor Ruane stated that there were 3 designated time as heavy periods; 1) winter; 2) spring; need to met the liquidity needs, Pool A has about 6 items that mature and sell, could be a \$270,000 penalty, Senate Bill gives people confidence, would the CFO make funds whole, and a 30 day window until May 15.

Public Comment

Jim Labelle spoke to securities being Triple A, liquidity crisis, if securities were relatively short-term securities whole funds could be withdrawn, and careful no to over react and force government agency to sell corporate bonds. Are the corporate bonds short term?

Vice Mayor Ruane answered that liquidity was for 37 days for about 20%, the next liquidity 150 days, 240 days and then 270 days, reviewing the statute for 270 days was longer than anticipated, there were variable notes with an interest rate that was decreasing. He stated the biggest issue was using the principle to pay litigation expenses.

Ms. Zimomra spoke to the following:

- Moved \$18 million based on securities coming due

- General Council direction as to be prudent, do not over react
- Timing adjustments with interest payments in a scheduled way

Claudia Burns asked once funds were removed on May 15th what happens.

Ms. Zimomra answered that the basic strategy were CD's and T-bills. She explained staff was reviewing a depository that combines a number of banks across the country in to one fund and invest a series of \$100,000 insured instruments, which would take Council approval. She further explained that there were very specific statutes mandating the treatment and investment of public funds to meet standards.

Water Quality Issues

Reports from City Council members

Mayor Denham continues to watch the fertilizer bill.

Staff Reports

Northern Everglades Restoration project ranking meeting

James Evans spoke to the following:

- April 03 meeting to discuss project selection
- Met with Janet Starnes, Temperance Morgan and John Mitnik
- Presented 5 projects – all projects named within management measures and consistent with Council recommendations
- Filter marsh for STA-43 reservoir
- Lake Hickobechee flow away treatment feature
- Centralize recyclable water containment area
- Lehigh Acres centralized treatment and reuse facility
- Billy Creek filter marsh phase 1 and 2 (funded in the 3rd year)

Discussion ensued regarding any attempts to take funds from last year and under pressure from the legislature, reduction in property values would affect the County match, any results from Lee County, SCCF, and other entities, Lee County and SCCF agree, the need for a letter signed by all governmental entities regarding keeping funds for the project and the Everglades Restoration Project, and Mayor Denham stated he would work with staff to get the letter written.

PowerPoint presentation of the Sanibel River Impairment, water quality monitoring, watershed status and ongoing improvement projects

James Evans gave a brief PowerPoint presentation.

Ms. Zimomra stated that a past presentation was given to Council on all water quality testing. She explained this would be an overview of the program, as well as the results and trends seeing to date with the steps being pursued with recommendation. She stated that Council would receive a little about golf courses. She further stated that staff wrote each golf courses requesting a site visit to inspect their facilities, review their management practices as they relate to water quality and begin recommendation discussion with all three.

Public Comment

Claudia Burns spoke to living on the Panama Canal and kayaking in the water and noted stormwater drainage pipes. She asked if the stormwater was treated and what extent the wildlife waste affected the water.

Mr. Evans stated the drainage outflows and do have a natural treatment component before being discharged in to the Sanibel River. He further stated there were ways to look at source tracking for wildlife waste.

Herb Rubin spoke to observing wildlife from Rabbit Road and had not seen a Moor Hen or River Otters in the last 5 years.

Ms. Evans stated he had see 2/3 otters this year and Moor Hens nesting in cattails.

Council thanked Mr. Evans for his presentation.

Notice of MOD waters of public comment period

Ms. Zimomra stated this information was included in the packet.

Army Corps of Engineers (ACOE) holding public hearing for Comprehensive Everglades Restoration Plan (CERP)–Master Recreation Plan Tuesday, April 29 at 6:30 pm SFWMD Lower West Coast Service Center 2301 McGregor Blvd., Ft. Myers

Ms. Zimomra noted the time and place of the public hearing.

Pharmaceutical Disposal and Protecting Sanibel’s Water Quality

Ms. Zimomra stated that national there had been press of flushing meds down the toilet and passes through the treatment facility and the drug stores would dispose of old meds.

Report regarding Council’s position and profile of Town Center District

Ms. Zimomra stated that Council comments would be incorporated and come back to Council.

CITY MANAGER

Informational Items

Hurricane Preparedness – FDOT & FHWA Emergency Response & Recovery New Rules & Procedures

She spoke to the following:

- Staff preparing a debris program, which would be submitted to the state
- Have program on file FEMA would reimburse at a higher percentage
- Waste going to an approved EPA site (need disposal license and sites on file)
- Preparing bid specifications in place for monitoring debris and structural safety
- How debris was managed on private streets
- Legislation for debris pick-up on private streets

Councilman Jennings asked the newspapers to advise the public of special needs residents signing up for Special Needs Shelters.

Final review of Council liaison assignments

Ms. Zimomra called Council’s attention to the assignments.

Councilmember Johnston noted that she would be the alternate to Councilman Pappas for the Horizon Council.

Building Department Monthly Revenue Accumulative as of March 31, 2008

Informational purposes.

Building Department Permits and Inspections Monthly Report

Informational purposes

City of Sanibel selected to receive the Community Sustainability Program Excellence Award from the Florida City and County Management Association for

the Sanibel Recreation Center (Fit for Life) and selected to receive the Program Excellence Award: Community Partnership for the Sanibel Historic Museum and Village for a population under 20,000

Ms. Zimomra called Council's attention to the 2 above-mentioned awards.

Sanibel Historic Museum and Village, Inc., 2nd Quarter Financial Report

Ms. Zimomra spoke to this report in the agenda packet.

Island Night – Wednesday, May 14, 2008 – Lee County Sports Complex Hammond Stadium

Informational purposes.

Continue to right-size the Building Department by the elimination of the contractual building inspector for the remainder of the fiscal year.

Report earlier in the meeting.

Growth and Development Trends Report for the City of Sanibel as submitted to the Lee County School District pursuant to the interlocal agreement approved by the City and School Board.

Ms. Zimomra noted a requirement to submit the above-mentioned report to Lee County.

CITY ATTORNEY'S REPORT

No report.

COUNCIL MEMBERS' REPORT

Request from Sanibel resident to place a discussion of Dog Park Development at Algiers (Gulfside City Park) 2001 Algiers Lane on the Agenda of May 06, 2008

Mayor Denham spoke to the request for an agenda item.

Discussion ensued regarding resident asking for a dog park at Algiers Park, what Lee County was doing on the Causeway and Bunche Beach Park, better discussion of a location, Algiers Park not a good location, dog club should make recommendations of possible locations and ways to deal with potential problems, the need for qualifications of an area, Councilman Pappas noted at an earlier discussion he would take the responsibility to find a dog park location, give residents the opportunity to address Council, content for a memo, open to discuss when there is a location not interfering with wildlife, has water, parking, not affect neighbors and contain a plan to deal with feces and urine, then discussion would be scheduled,

Councilmember Johnston made a motion, seconded by Mayor Denham, to direct the City Manager to write a letter to Dr. Sugarmann and address the components that Council would like addressed regarding a proposed dog park including the following:

- Recommended location that does not interfere with wildlife
- Location has water and parking
- Location does not affect neighbors
- Contains a plan to deal with feces and urine

Public Comment

Karen Storijohann spoke to the need to verify inoculations and dog licenses.

Ms. Zimomra stated that Lee County had not made a decision regarding dogs on the Causeway and no dogs were allowed on Bunche Beach due to nesting birds.

The motion carried. Councilman Pappas was absent.

Participation in LCEC strategic planning session Tuesday, April 29, 2008 at Cape Coral Hampton Inn

Councilman Jennings spoke to a discussion with Commissioner Judah regarding alternative fuel. He also stated that he heard of a group of people wading in the water to get a photo with the crocodile, and when asked to stay away from the crocodile, they wanted to take the photo.

PUBLIC COMMENT

Dr. John Harries spoke to COTI active in water quality.

Claudia Burns spoke to a member of the audience at the Planning Commission stated that building a house was a pleasant experience and Chairman Valiquette agreed that abiding by the rules building a house could be a pleasant experience.

Karen Storijohann spoke to the generator ordinance being written by a lobbyist not staff and seek input from people.

Mr. Cuyler stated that there was a general generator ordinance. He further stated that Mr. Rogers and Mr. Molnar came in and gave input for amending the generator ordinance, but the verbiage was reviewed by Director Duffy.

There being no further business the meeting was adjourned at 1:02 p. m.

Respectfully submitted by,

Pamela Smith, CMC

City Clerk

At the May 6, 2008 Council meeting Councilmember Johnston spoke to a discussion about how neighbors could be protected on the generator issue.

Vice Mayor Ruane made a motion, seconded by Councilman Pappas, to approve the minutes of April 15, 2008 with the inclusion of the request from Councilmember Johnston as noted above.

The motion carried.