



Minutes

Town Commission

Regularly Scheduled Meeting

Tuesday • June 14, 2016 • 7:30 pm

1. Call to Order: 7:30 pm
2. Invocation & Pledge of Allegiance to Flag
3. Roll Call:
Commissioners Attending:
 - Joseph Aufmuth Present
 - Virginia Mance, Mayor Present
 - Timothy Parker Present
 - Mike Roberts Present
 - Richard Shutterly, Mayor Pro-Tem Present

 - Debbie Gonano, Town Administrator Present
 - Stephen Lee, Town Attorney Present
 - Patty Polk, Deputy Town Clerk Present
4. Consent Agenda Approval:
 - A. Agenda Approval
 - B. Minutes of Regular Meeting May 10, 2016 & Tree Ordinance Workshop on June 7, 2016
 - C. Review & Acceptance of Financial Transactions & Reports

Motion made and seconded (Shutterly/Roberts) to approve the consent agenda as submitted; passed 5-0
5. Guests
 - A. Scott Modesitt, Summit Professional, Infrastructure & Housing Rehabilitation Grant Opportunity - Scott Modesitt presented different grant opportunities for several categories including; Neighborhood Revitalization, Housing Rehabilitation Category, and Community Development Block Grant. Discussion ensued with citizens' questions and comments.
6. Citizen's Forum (public comments limited to 5 minutes per speaker, please)
 - A. Monica Fowler, Micanopy Chamber of Commerce President, asked for assistance with public restrooms in the downtown district, as the existing commercial septic systems are antiquated and cannot keep up with the use of the visitors to Micanopy. Ms. Fowler stated that some of the vendors have restrooms which are offered to customers who ask, but there just aren't enough operational restrooms.
Frank Dahmer, owner of the Shady Oak Gallery, explained that his bathrooms have been used by visitors to the Town since he opened up his business; but he cannot keep providing this service as his septic and drain field are not built to handle the increased capacity. Mr. Dahmer detailed that he is a home owner, business owner, and landlord; he lives here, votes here, and he is concerned for the future of our Town without public restrooms for our visitors. Mr. Dahmer stated that if we are going to see this business community evolve then public restrooms are necessary. Mr. Dahmer offered to hold a presentation at the next commission meeting regarding the need for public restrooms and possible solutions.
Kelley Harris – Owner of Coffee N Cream, has been here for 13 years and hasn't minded visitors using the restaurant's restroom, but as Mr. Dahmer said, we cannot continue to offer this service as we have in the past. We had many disgruntled visitors this past weekend as we could provide public restrooms to only patrons, and we had no place to send visitors looking for public restroom facilities. Mr. Dahmer put porta-potties in at Lost Arc; but, when porta-potties are offered to elderly customers, they will not use them.

Commissioner Parker – If the situation is an emergency that must be addressed immediately, next month might be too late. If we're going to have visitors that need to use a restroom facility, then maybe the town could provide some portable toilets someplace where people could use them until we could build a structure or address the systems that we presently have.

Mayor Mance – The question that we have to deal with, “Is the town going to provide restrooms?” At residents’ requests, in the past two years, the town has lowered its millage rate and could possibly lower the rate again this year. Each mill is the equivalent of about \$26,000. Between the expected initial investment in a public restroom facility combined with the expense of upkeep (additional 7/day week maintenance employee), the town would not build a public restroom.

Mayor Pro-Tem Shutterly – I’m not against building a public restroom facility if it’s a matter of finding a location that would work. As the business community would be the ones to benefit, Mr. Dahmer could provide ideas for the business community to handle the upkeep or fund the maintenance of the facility. Whether we create a tax for it or whatever; he is not interested in hiring an employee as that becomes a huge issue as far as wages and insurance. Mr. Dahmer answered that he would like to present the proposal next month and it doesn’t require hiring another employee.

Commissioner Parker – in the interim, we should try to put in a temporary restroom somewhere close by with a sign pointing the way.

Commissioner Aufmuth – Supports the porta-potty idea, but we should do something nice; there are better units available.

Bud DesForges – Offered the use of the museum restroom facilities in the event of an emergency; possibly work out a short-term solution with the museum.

Monica Fowler, Micanopy Chamber of Commerce, related that Roberts Antiques is for sale and possibly for rent. Ms. Fowler suggested that the spot is centrally located and it would be a great spot; however, the parcel doesn’t have septic tank or drain field capabilities. A possibility is to place porta-potties inside the building. One of the chamber members priced porta-potties (not handicapped accessible) at a cost of \$80/month with a sink costing an extra \$100/month. Micanopy could hire a local resident to clean the restrooms.

- B. Julie Penrod-Glenn, N Division St, has a question regarding the two traffic signs recently installed on the east side of Division St and Ocala Ave. The signs say *No Parking Anytime*. Mrs. Glenn stated that these are the only two signs that say *No Parking Anytime*. Others on Whiting St say *No Parking Anytime – Tow Away*. Mrs. Glenn acknowledged that the signs were not on her property and should not be of concern.
- C. Troy Blakely, NW Seminary Ave, Is in favor of the grant opportunities presented tonight and questioned when the process can be started. Mayor Mance responded that another grant writer will do a presentation next month for our review.
- D. Bob Page, Regional Market President and Kathleen Barnes, Branch Manager with Harbor Community Bank are pleased to be in Micanopy and will be here a while as they have a 15-year lease opportunity. Thank you for all your support in keeping us open and Kathleen appreciates it from the bottom of her heart.
- E. Monica Fowler, Micanopy Area Chamber of Commerce, The Micanopy Historic Trust is very interested in repairing the Montgomery Wall and questioned if the owner will need to go to the Planning & Historic Preservation Board (P&HPB) for approval to restore the historic wall. Mayor Pro-Tem Shutterly stated that it should go before the P&HPB.

7. Citizen Board and Committee Reports:

- A. Planning & Historic Preservation Board – Unavailable
- B. Tree Committee – Karen Hill, Chair presented
 - No tree permits to report
 - We have 3 tree permits to consider this month
 - Tree ordinance workshop was held, as you know

8. Ordinances (*First Reading*)

- A. Ordinance No. 2016-05 Trees (Chapter 15 Article II) Mayor Mance read on short title. The reason this Ordinance has been created is because the current tree ordinance is weak. Discussion ensued. Commissioner Parker disagrees with the requirement for a tree permit for a tree that you have planted on your own property and believes in keeping government out of your yard. Mayor Pro-Tem Shutterly stated that most trees can be removed without a tree permit before the tree has reached 8” diameter at 4’ high. Christine Steurer thought this should’ve been discussed at the workshop. Karen Hill stated that they moved on from this subject as trees grow and their life span is longer than ours.

Mayor Pro-Tem Shutterly discussed the appeal process if you disagree with the tree permit recommendation. Tree permits are rarely denied and are usually complete within a week. Commissioner Roberts discussed that a homeowner can appeal to the commission if their tree permit was denied, but this didn't work for Mr. Sanders. Mayor Mance supports the removal of Mr. Sanders' tree and asked Karen Hill if this permit can be revisited. Commissioner Aufmuth stated that we are trying to maintain the community. If a tree permit is required, then he will apply for one. If it's an emergency, then he will take a picture of the tree, cut it, and then apply for a tree permit.

Troy Blakely doesn't know of a case in Micanopy when someone raped the trees. Commissioner Aufmuth recalled an incident when a homeowner on Hunter Ave rented a lift and cut limbs along the side of the road so he could get his motorhome from 441 to his house on Hunter Ave without damaging the RV. Troy Blakely agrees that this ordinance is appropriate for commercial power companies or people who would take advantage of us. Residential homeowners with 2 acres or less should be excluded from this ordinance. This is a personal property rights issue. Mayor Mance stated that the town should not apply for a permit for private owners. Mayor Pro-Tem Shutterly stated that this section applies to utility company power lines that are just out of our right-of-way and on private property.

Karen Hill expressed her opinion that she didn't want this ordinance changed without a vote from the commission.

Motion made and seconded (Shutterly/Aufmuth) to pass Ordinance 2016-05 as submitted on first reading; roll call vote 1-4 Motion fails (Shutterly votes yes and Mance, Aufmuth, Roberts, and Parker opposed).

Motion made and seconded (Aufmuth/Shutterly) to direct Mayor Mance to work with interested citizens who have discussed issues with this ordinance and Attorney Lee to craft language to bring to the next meeting; passed 5-0

Ordinances (*Second and Final Reading*)

- A. Ordinance 2016-02 Town Administration (Chapter 2, Article 1 & Article II) – Mayor Mance read on short title.
Motion made and seconded (Shutterly/Aufmuth) to adopt Ordinance 2016-02 as submitted on second and final reading; passed with roll call vote 5-0
Discussion ensued.
 - B. Ordinance 2016-03 Building Permits (Chapter 5, Article 1) – Mayor Mance read on short title.
Motion made and seconded (Aufmuth/Shutterly) to adopt Ordinance 2016-03 as submitted on second and final reading; passed with roll call vote 5-0
 - C. Ordinance 2016-04 Convenience Stores (Chapter 10, Article 1) – Mayor Mance read on short title.
Motion made and seconded (Shutterly/Roberts) to adopt Ordinances 2016-04 as submitted on second and final reading; passed with roll call vote 5-0
 - D. Ordinance 2016-06 Livestock (Chapter 20, Article V) – Mayor Mance read on short title.
Motion made and seconded (Shutterly/Parker) to adopt Ordinance 2016-06 as submitted on second and final reading; passed on roll call vote 5-0
 - E. Ordinance 2016-07 Parks Rules & Regulations (Chapter 35, Article II) – Mayor Mance read on short title.
Motion made and seconded (Shutterly/Aufmuth) to adopt Ordinance 2016-07 as submitted on second and final reading; passed on roll call vote 5-0
 - F. Ordinance 2016-09 Micanopy Water Utility (Chapter 35, Article IV) – Mayor Mance read on short title.
Motion made and seconded (Aufmuth/Roberts) to adopt Ordinance 2016-09 as submitted on second and final reading; passed on roll call vote 5-0
 - G. Ordinance 2016-10 Occupational Licenses (Chapter 45, Article I) – Mayor Mance read on short title.
Motion made and seconded (Shutterly/Aufmuth) to adopt Ordinance 2016-10 as submitted on second and final reading; passed on roll call vote 5-0
9. Town Attorney Report – None
10. Town Administrator Report
- A. F/Y 2016-2017 Preliminary Budget – Town Administrator Gonano presented the preliminary budget which she updates each month. Consideration regarding the roll back rate or a different rate at our next meeting. Discussion ensued.

- B. MFR Garage Door Repair – Quote from Overhead Door to replace the garage door motor.
Motion made and seconded (Aufmuth/Shutterly) to repair the door for \$1,200 as submitted by Overhead Door; passed 5-0

11. New Business:

- A. Request to use Public Property for Exercise Class – Holly Morris would like to organize an early morning group-style “boot camp” outdoor fitness program, which would be open to Micanopy residents (adults age 18+) and any others in the area who might be interested. The fitness program will be led by qualified fitness trainers from Swamp Fitness. The Commission approved the use of the ball park for the exercise program without the use of the restrooms.
- B. Fire Suppression & Final Response Services ILA between Alachua County and Town of Micanopy
Motion made and seconded (Shutterly/Aufmuth) to accept the Interlocal Agreement as submitted; passed 5-0
- C. Planning & Historic Preservation Board Application for Service on Board – Ann Baird - Postponed until next meeting when the applicant can be present.

12. Unfinished Business:

- A. Ordinance No. 2016-08 Micanopy Fire Department (Chapter 35, Article III) Discussion – Mayor Mance discussed that this is presented for discussion. Attorney Lee recommended deleting section 35-17 completely.
Motion made and seconded (Aufmuth/Roberts) to remove section 35-17, Qualification of Fire Chief, from Ordinance 2016-08 on first reading; passed 5-0
- B. Resolution No. 2016-03 Local Mitigation Strategy Discussion
Motion made and seconded (Aufmuth/Roberts) to approve as submitted; passed 5-0
- C. Community Garden – Mrs. Gonano presented pictures of the garden and one plot recently added. Commissioner Roberts described the well-maintained community garden in Ocala on Hwy 40. Commissioner Roberts stated that the organizer for the Ocala community garden program, Rachele Roper, is willing to come to Micanopy to help us out. Roberts would like to give our community garden until September 30, 2016 to clean up. Connor Lassiter spoke on this matter informing us that Joe Pierce is no longer interested in continuing in the position of community garden organizer. Lassiter is willing to help out, and he would like three months to get the garden in shape. Commissioner Aufmuth would like Connor Lassiter and Rochelle Roper, Ocala community garden organizer, to attend our next meeting.
- D. WSPP Landscape Design Project – Our contest winner was offered the job of landscaping our three landscaping projects completing one project at a time, and he declined the offer. Mayor Mance is looking for direction on this matter, and the discussion has been tabled until next month.
- E. Tennis Court Resurfacing – We closed the tennis court due to roots which are cracking the court surface and are a trip hazard. We have two quotes that are not good quotes. Commissioner Roberts stated that the tennis court should be built somewhere else or the trees will tear it up again.

13. Town Commissioner Reports:

- Commissioner Joseph Aufmuth: He’s happy to be back from working with the Virginia Military Institute which is an amazing place. Thank you for your confidence and Skype.
- Commissioner Timothy Parker: It’s been a good night to see the public fill up the chairs and give their input.
- Commissioner Mike Roberts: Nothing to report.
- Commissioner Richard Shutterly: It gets more crowded than this at times. Glad you’re back, Joe, now you can work with Alachua County again.

14. Mayor Virginia Mance Report: Has another heart procedure within the next month and she is always in touch with our Town Administrator.

15. Adjourn: 10:32 pm

MINUTES APPROVED:

As submitted _____ as amended _____ at Town Commission Meeting _____

Virginia Mance, Mayor

Patty S. Polk, Recorder