



REGULAR CITY COUNCIL MEETING

August 16, 2012 @ 6:00 P. M. at the Oran White Civic Center

MINUTES

The City of Tool, City Council meeting was called to order at 6:00 pm. Present were Councilmen Williams, Phillips, Sonka, Wright and Reeder. Quorum was established with Mayor Pitts presiding.

Invocation and Pledge of Allegiance was led by Mayor Pitts. Mayor Pitts took a second to introduce the new Tool Police Chief, Mike Grant.

Motion to approve the Minutes as presented for Regular City Council Meeting July 19, 2012; Special City Council Meeting August 2, 2012; Special City Council Meeting August 7, 2012; and Special City Council Meeting August 14, 2012 was made by Councilman Reeder and seconded by Council Person Sonka. Council Person Sonka wanted it noted that the minutes from Item 4 of the August 2, 2012 Special Meeting should reflect the suggested changes to the City's Personnel Policy. Mayor Pitts advised that the City Secretary is formulating those changes and incorporating them into policy for the council's approval at a later date. Motion carried 5-0.

Motion to approve the Consent Agenda relating to Monthly Activity Reports for July of 2012. Discussion on Police and Maintenance reports by Council Person Sonka. Council Person Sonka commended the Police Department for a new report they have started using reflecting monthly activity. Council Person Sonka asked Maintenance Supervisor Frank Martin about his report. She questioned the number of personnel and number of man hours worked in relation to the report. Frank Martin advised Council Person Sonka he would sit down with her after the meeting and explain the report. Mayor Pitts commended Frank Martin and the Maintenance Department for a job well done on the Heatherwoods project. He also thanked Henderson County for their assistance in the project. Frank Martin thanked Councilmen Phillips and Williams for their voluntary work in assisting with the project. Motion to approve Consent Agenda was made by Councilman Williams and seconded by Councilman Phillips. Motion carried 5-0.

ITEM 1: Phil Ringley of 117 Oak Creek Dr. to make recommended changes to the City's Planning and Zoning Ordinance as it pertains to fence requirements on water front properties. Phil Ringley was present for the Council Meeting and presented his suggestions for an Amendment to City Ordinance 20 Section VII. Also present were other residents of Arnold Hills subdivision agreeing with his concerns / suggestions. The following are his suggestions:

The following restrictions apply to WATERFRONT PROPERTY ONLY.

1. Screen type barrier fences that extend beyond the rear wall of any adjacent residence toward the water shall be built to a maximum height of 4 ft as measured from the natural grade of the property.
2. Where a screen type barrier fence is constructed to code between two adjacent residence structures and that fence continues toward the water a transition from the highest portion of the fence to 4 ft is allowed. The transition shall be no greater than 8 linear feet and shall begin at the post nearest the rear wall of any adjacent residence.
3. Plantings of any kind including but not limited to shrubs, bushes, trees, vines, or other flora that form a screen or barrier that obstructs the neighboring view shall not exceed the established fence height at that location without a variance granted by council. Trees native to the property are exempt from any restriction.



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4. No variance shall be granted by council without written consent of affected property owners. Such consent is revocable and shall not be binding on subsequent property owners.
 5. No bamboo shall be permitted on any waterfront property.

There was some discussion on the topic, such as Councilman Reeder suggested that this is a Property Owner's Association issue rather than a City Council issue. Mr. Ringley stated that if Arnold Hills had a Property Owner's Association that had enforcement powers he would get with them on this issue. Councilman Reeder suggested maybe Mr. Ringley and his neighbors could band together and form one and tackle the issues that should be handled by a Property Owner's Association. Mayor Pitts suggested the City Council contact the City Attorney and get a ruling on the matter before proceeding with any decisions as far as plant life. Upon that decision a Motion to table the issue was made by Council Member Sonka, second by Council Member Williams. Motion carried 5-0.

ITEM 2: Consideration and/or action to approve Resolutions 2012-04R-CSB, Citizens State Bank and 2012-05R-FNB, First National Bank; as it pertains to the removal and appointment of check signers to all City of Tool bank accounts. Mayor Pitts explained the reason for approving these Resolutions is only to remove Warren Loscuito, who is no longer employed by the City of Tool as an authorized signer on the City bank accounts. There are to be no other signatures added, only to remove Warren Loscuito as an authorized signer. Motion to adopt Resolutions 2012-04R-CSB, Citizens State Bank and 2012-05R-FNB, First National Bank was made by Councilman Williams, second by Councilman Phillips. Motion carried 5-0.

Motion to adjourn was made by Council Member Sonka, second by Council Member Williams. Motion carried 5-0 at 6:24pm.

Passed and approved this 20th day of September 2012