1. **Call to Order**
   1. President Callahan called the meeting to order at 7:01 pm
2. **Roll Call:**

Roll call taken with Council President Callahan, Vice-President Ciotti, Council Member Sindledecker, Council Member Naworensky, Council Member Jones, Mayor Roddy, Attorney Gilligan present

The Lord’s Prayer and the Pledge of Allegiance.

1. Minutes

Motion to accept the minutes by VP Ciotti, Clr Naworensky requested revision to comment made by Clr Naworensky noted on the last page under counsel comments. Clr Naworensky stated the comment was “I am looking forward to working with a town manager who specializes in Municipal administration”. Clr Sindledecker stated that is not what she heard, VP Ciotti stated that is not what he heard. Clr Sindledecker motioned to listen to the recording, Clr Naworensky 2nd motion. Clr Sindledecker stated the minutes could not be changed until the recording was listened to. Clr Sindledecker motioned to approve the July minutes with the exception of Clr Naworensky’s request for review by VP Ciotti, Clr Jones 2nd motion.

1. **Consent Agenda:**

All matters listed within the Consent Agenda have been distributed to each member of the McIntosh Town Council for reading and study, are considered to be routine, and will be enacted by one motion of the Council with no separate discussion. If separate discussion is desired, that item may be removed from the Consent Agenda and placed on the Regular Agenda by request. Please call 591-1047 for questions on Consent Agenda items prior to the Council meeting.

1. **Financials:**
   1. Clr Ciotti stated that the first Budget Public Hearing is scheduled for September 8, 2021 at 6:00 pm.
   2. Motion to accept June and July financials by VP Ciotti, Clr Sindledecker 2nd motion
   3. VP Ciotti announced the new Budget will be announced to the town in the budget meeting on September 8th, 2021.
   4. VP Ciotti announced that we are expecting to see $161k in state revenues, and we will be budgeting $144k, leaving a $17k amount remaining for additional projects.
   5. Clr Jones questioned a check in the amount of $8,465.80 – who and what is it for? President Callahan suggested it was for meters.
   6. Clr Jones questioned a check dated 6/21 Ck # 4821 in the amount of $792.50.
   7. There are 9 Amazon Marketplace transactions and questioned what are these expenditures?
   8. Clr Sindledecker stated that a Chart of Accounts is needed and will be prepared and also Jeannie can address those expenditures next month.
   9. Clr Jones states that the agenda packets should be provided sooner so they council members are prepared.
   10. President Callahan asked council members to send their questions to Jessi so that they can be addressed.
2. **Guests:**

President Callahan announced that Mr. Bowlin was not present to be a guest speaker

1. **Citizen’s Comments:**
   * 1. Clr Jones reiterated the procedures & guidelines for citizen comments and reviewed the topics to be discussed on the agenda.
        1. None
2. **Citizen Board Committee Updates**:
   1. **Code Enforcement Board- George Crawford**
      1. Code enforcement is waiting for official word from the town about any pending issues that have not been resolved that they need to act on.

* 1. **Historic Preservation Board- Melinda Downing**
     1. Meeting for the Historic Board was held on July 22nd, with two items for consideration.
        1. Maryann Carrigan requested replacement of their sign in front of their business.
           1. Motion for approval was made my Celeste Walkup? and was 2nd by Karin Harns. All members with the exception of Matthew Kallenbach were present.
        2. Barbara Feldman requested a shed roof.
           1. Motion to approve made by Allison Soracchi 2nd by Karin Harns. All members with the exception of Matthew Kallenbach were present.
        3. Meeting for August 11th had to be rescheduled due to the announcement not being posted in time per Sunshine Law.
        4. The board voted to request having a special committee meeting with the LPA and code enforcement to discuss derelict properties and look at ordinance for clarification.
        5. Closing statement made by Downing “those that serve on boards, committees or town counsel, do so on a voluntary basis. We make mistakes, they are not intentional or with malice, but because we are human. Having said all that, we also serve the Town of McIntosh, and are challenged to govern ourselves while we govern the town. Thank you”
  2. **Tree Preservation Committee- Dennis Devore**
     1. Meeting was conducted on August 5th with two tree permits to review
        1. Avenue G permit was put on hold until the committee gets clarification as to who owns the tree, the town, or the property owner.
        2. Permit for Jim Winters was approved for the town tree to be removed and stump ground. The tree is on the town right of way and it is affecting his homeowner’s insurance.
        3. A letter was to be sent out by the town to Paul Smith in regard to some trees that were removed without permit

A letter was supposed to be sent out to Paul Smith. An email was received by former manager Jonathan Ward stating that it was incorrect. A letter, 7/21/21, was rewritten to be sent out that would match the minutes, because they had not been approved. The letter was for three trees, $300 and to replant a tree. The wrong letter was hand delivered by our town president Eva Jo Callahan, instead of sending it out certified mail. The wrong letter was sent out, the homeowner did not receive the correct letter.

* + - * 1. Town Attorney Gilligan, suggested to the counsel, an adjustment in hearing the appeal made by Paul Smith that was to be heard further into the agenda.
      1. VP Ciotti asked Devore if a site inspection had been conducted for the Winters property. Devore stated the tree is on the town right of way according to the survey, and that the entire committee did a site inspection. VP Ciotti commented that the Winter’s shed is on town property and that the tree is healthy and should not be cut down, perhaps Mr. Winter should have moved his shed. Devore stated that they are not involved with decisions about building, only with the town trees and the damage they do to dwellings. VP Ciotti asked if there was documentation from the Winter’s insurance company. Devore stated that if he was requesting it, they would obtain it. Devore stated that both trees are water oaks, and Clr Sindledecker stated that they are both protected trees.

Clr Sindledecker commented that if the shed is on town property, and the tree is on town property, and the reason for the tree being requested to be removed is that it is growing into the shed that is on town property, then it needs to be delt with.

Clr Jones questioned if the shed was grandfathered in due to roads construction after the property was established.

Clr Naworensky commented that he personally did a site inspection and that the “shed” is actually a garage, it was built before the setback were put into effect, and the natural growth is damaging the garage. Clr Naworensky also stated that he attended the tree meeting and stated Mr. Winters would like to coordinate with contractor hired by the town for the tree removal so he could pay for trimming on his property at the same time.

Counsel members and an audience member discussed the garage/shed being present when the Winters bought the home in 1976. When the setback were put into effect needs to be investigated.

Clr Sindledecker clarified that the tree committee gave permission for the Winters to pay for one tree to be removed and that the town would pay for the tree against the garage/shed would be removed. Devore confirmed.

President Callahan commented that the town was over in the tree budget currently and that the town may have to wait until the next fiscal year to pay for any more trees to be removed.

Clr Jones commented that if Mr. & Mrs. Winters have notified the town of the concern with the town tree, and the tree falls on their property, that the town will be responsible for the damage.

Citizen spoke on the existence of the shed in 1966

Clr Sindledecker reiterated that the town will be responsible for damages should the tree fall and the counsel needs to decide if they will approve the removal whether it is in the budget or not.

Attorney Gilligan clarified, the tree committee can permit a tree, however the ordinance does not state that they have the authority to grant payment for the removal by the town. A request should be brought to counsel. Gilligan clarified that setbacks don’t covey ownership. The property owner is still the property owner; however, setbacks simply indicate that there are certain thing the owner of the property can’t do where the setbacks are drawn. If the building was built prior to the setbacks, the building would have had to be grandfathered in or the town would be required to pay the owners for taking the property. If the town truly owns the property, then it is the towns responsibility to pay for the tree. If the tree is in the setback, still the owner’s property, it is the owner’s responsibility. Gilligan explained, right of ways and setbacks are not the same thing, right away the town owns, setbacks, the town does not own.

Devore stated that the survey declares the tree in question is on the town right of way.

Clr Sindledecker motioned to have Jessi (town admin /bookkeeper) explore estimates to have the tree removed.

Clr Sindlecker amended her motion to resume with the removal of the tree after viewing what the lowest quote Jessi found would be.

Clr Naworensky 2nd motion.

President Callahan- All in favor? Vote 4-1 in favor of removal. VP Ciotti dissenting.

President Callahan requested Devore and the Tree committee finish and correct the minutes. Devore confirmed they would be done and approved at the next meeting.

* + - 1. Paul Smith Appeal
         1. Paul Smith received a letter stating that he had removed trees and would be fined and asked to replace the trees. Smith contacted the Tree committee for evidence that this occurred. Nothing was provided to Mr. Smith reviewed the ordinances and felt there is a disconnect between the tree committees understanding and the publics.

Attn Gilligan told Mr. Smith that he was there to appeal the July 7, 2021 notice. The tree committee stance is that is was the incorrect notice and that they have supplied the correct one since.

Paul Smith stated he never received another notice

Dennis Devore from the audience assured the town hall has the proper notice on file.

Gilligan told Devore to give Mr. Smith the notice at that present time. Gilligan told Smith that what he was there to appeal was not what the tree committee was actually moving forward with. Smith was presented with the new letter from Devore.

Smith requested clarification from the new letter whether or not there was a fine imposed.

Devore stated the committee has not come to a decision on a fine thus far.

Gilligan clarified that there is nothing to appeal until action is taken against Mr. Smith.

Smith elaborated on prior statement of the mis interpretation of 508.2 allows the tree committee to do. Smith requested clarification as to when the public must ask permission to remove a tree.

VP Ciotti stated the tree committee has been overstepping for years.

Smith reiterated that he has not been provided any proof that he removed protected trees.

VP Ciotti asks Smith if he had removed any protected trees that were 8 inches in diameter and chest high. Smith confirmed he had not.

Clr Sindledecker- The modification and clarifications for rules and procedures with committees and council are on the agenda to improve with the new manage to assure that the town and its committee/council and board member are adhering to ordinances.

Smith referenced a similar case to his (Randy Brown) who was not imposed any fines or punishments for removing trees.

Clr Sindledecker and Mayor Roddy expressed the plan to do tree surveys and create a resgistry for protected trees in town.

Clr Jones questioned removal of the stump near June Glasses home (tree was recently removed).

Devore stated his interpretation was it would be ground

President Callahan stated she never said it would be ground, but that the amount from the first quote for grinding would be $1200 and would need to be discussed at the next meeting.

Devore expressed that the tree committee had already asked Jessi at the town hall to acquire estimates for that stump as well as others.

President Callahan stated that once we get the estimates then we can vote on the matter.

Barbara Feldman took the podium and passed out a printed summary of the tree committee meetings to show consistency of communication and attention to the trees from the tree committee.

1. **Items for Consideration:**
   * 1. Interlocal Agreement for Animal Services Between Marion County and Town of McIntosh
        1. Future Manager of the Town Jeannie Rickman takes the podium and discusses the interlocal agreement from the county in detail.
        2. Vote 5-0 in favor of new agreement.

**X Message from the Town Manager: NONE**

1. **Message from the Attorney**
   1. Attorney Pat Gilligan attended on behalf of Gwen Williams who was not able to attend.
2. **Prior Business**
   1. **New Town Vision**
      1. Clr Sindledecker took the floor and weighed the options to discuss the new vision at the present time or in the budget meeting scheduled for September 8th. Counsel all agreed to discuss at the next budget meeting. Clr Sindledecker agreed to send the drafts to all members.
      2. Replacement of the damaged pole on the tennis courts
         1. Mayor Roddy will collaborate with the town maintenance person (David Perryman) on the next steps for repair or replacement.
3. **New Business:**
   1. Mark Naworensky spoke on moving forward with the options for a new town hall. In the event that the town is considering an existing building to buy, an inspection should be made.

Rickman took the podium and explained the possibility of funding from the legislature in the near future. The delegation meetings starting in September of this year will allow for municipalities to request funding. The new town hall may be something to consider in an appropriation request. The request would have to be for a specific request detail the impact it would have on the town. The result of being granted the funding (matching our budget) could potentially double the budget for the new building. If the funding is received, the plan must remain intact, and changes cannot be made.

Clr Naworensky motioned to have an inspection of the building on 441 and an estimate from a contractor as to what the repairs would cost. Price for this was set at $1000 or less. Clr Jones 2nd motion. Vote 5-0 in favor of motion.

* 1. Clr Naworwensky updated the counsel on the police detail that has been taking place and the vision for the future of the presence of law enforcement in our town.
  2. Melinda Jones gave update on the commercial business plan. The expectation is to have a plan in place for new businesses in town by the next council meeting.
  3. The road repair quotes for 11th street were reviewed. Clr Sindledecker motioned to accept the quote from Perry’s. VP Ciotti 2nd motion. Vote 5-1 in favor of Perry’s Bulldozing.
  4. Counsel reviewed the quotes for repairs of the flooring at the Occupation clinic that the town owns and rents. Clr Jones motioned to accept Ocala Carpet & tile. Bathroom should be sheet vinyl, carpet tile is appropriate for the main areas. $2750 was the agreed upon maximum price. Clr Sindledecker 2nd motion. Vote 5-0 in favor.
  5. Appeal for the sign at 20700 9th street
     1. Clr Jones motioned to send Mr. Davis back to the Historic Board to administer appropriateness.
     2. Clr Naworensky 2nd motion. Vote 5-0 in favor.
  6. Request for payment plan for the H2O bill for account #2364
     1. Council discussed the ongoing issues with the account not being paid, and that there is not a valid mailing address on file.
     2. Clr Ciotti motioned the town will turn the water back on if the tenant pays 50% of her past due amount with 4 lump payments to cover the rest. If a payment is missed, the water will be turned off immediately. Clr Naworensky 2nd motion.

1. **Message from the Mayor:** 
   1. Recognition for those that planted trees
   2. September 1st Swearing in of new town manager Jeannie Rickman at 9 a.m.
2. **Message from the Council:**

**Clr Callahan-** Bank signature papers are available at the office to assign new signees.

**Clr Ciotti-** Trust fund options to move the money into the FL FIT account was suggested.

**Clr Naworensky-**

**Clr Jones-** Clarity and confirmation was given that Clr Jones is not leaving the counsel.

**Clr Sindledecker-**

Meeting Adjourned

*\*\*Notice to Meeting Attendees: As a courtesy to others, please ensure cell phones are turned off during meeting\*\**

*Welcome to the Town of McIntosh Town Council meeting. All persons wishing to address the Town Council will be asked to limit their comments to the specific subject being addressed. However, in order to foster mutual respect between the Town Council and the public, it is requested that comments are directed at specific issues rather than personal comments directed toward Board members or staff.*

*Please note that if a person desires to appeal any decision made to any matter considered at the above meeting, that person may need to ensure that a verbatim record of the proceeding be made, which record includes the testimony and evidence which the appeal is to be based.*