

**BOARD OF MAYOR AND COMMISSIONERS
REGULAR MEETING
JULY 28TH, 2021
5:30 p.m.**

MINUTES

Members Present: Jonathan Elmore, Mayor
Brian Fisher, Mayor Pro Tem
Lisa Shortell, Commissioner
Lionel Laratte, Commissioner
Dee Merriam, Commissioner

Staff Present: Patrick Bryant, City Manager
Paul Hanebuth, Asst. City Manager
Shannon Powell, Asst. City Manager
Gina Hill, City Clerk
Stephen Quinn, City Attorney

Item #1 Meeting Called to Order

Item #2 Adoption of Agenda
Commissioner Merriam moved to adopt. Commissioner Shortell seconded. All ayes.

Item #3 **Commissioner Comments**

Commissioner Laratte wished the Mayor and happy birthday. He also pointed out the change in CDC guidance regarding masks. Commissioner Merriam read a statement about her concerns about the zoning code up for a vote before the board. Commissioner Shortell praised local garden groups for their recent activities. Mayor Pro Tem Fisher commented on the July 4th fireworks display and the work being done on the town green site. Mayor Elmore commented on the recent residential fire and he was glad to report that everyone was safe.

Item #4 **Second Reading – An Ordinance by the City of Avondale Estates to Adopt a New Zoning Ordinance as New Chapter 21 of the City’s Code of Ordinances; to Repeal the Existing Zoning Ordinance Designated as Appendix “A” to the Code; and for Other Purposes.**
The BOMC will consider the above ordinance for adoption.

- Commissioner Shortell made a motion to remove language allowing planned unit development (PUDs) in the residential areas. Mayor Elmore seconded. All ayes.

- Mayor Pro Tem Fisher moved to adopt the ordinance as amended. Commissioner Laratte seconded. All ayes.

Mayor Pro Tem Fisher said there was never any intent to develop the residential areas. He offered reasoning behind having the measure in the draft code. He remarked that it did not matter to him whether it was in the code or not. Commissioner Shortell read a prepared statement remarking that she is very proud of the new code of which PUDs are just a small part. She doesn't feel having PUDs in the residential area will make much difference whether it's in the code or not. She had no problem removing it. Mayor Elmore agreed. City Manager Bryant handed out and read aloud proposed replacement language. Commissioner Laratte was supportive. Residents who spoke in favor of removing the PUDs from the residential areas included Lyda Steadman, Jeanie Daniels, Jane Darnell, Martha McDermott. Commissioner Merriam made a motion to post material for projects that require a public hearing on the city website 15 days before the hearing. Commissioner Laratte seconded. After much discussion, Mr. Bryant said that would be the city's policy. Ms. Merriam withdrew the motion. Lyda Steadman, Klaus van Den Berg, Phil Feibish, Bill Hover, Israel Korn and Paul Dorroh weighed in.

Item #5

Resolution Ratifying the 2020 Coronavirus Relief Fund Budget

This resolution would clarify that CARES Act revenues and expenses were budgeted as part of a special revenue fund instead of the general fund.

- Commissioner Shortell moved to adopt. Commissioner Laratte seconded. All ayes.

City Manager Bryant explained that this was an accounting procedural matter. Relief funds had been allocated by the end of 2020. He added that there are additional funds available to the city and staff is currently researching the best use for those to recommend to the BOMC. John Mizell asked when decisions would be made for spending. Mr. Bryant said the BOMC would discuss that at a future work session and there would be more time allowed for spending new funds over a multi-year period.

City Attorney Quinn requested a 10-minute recess. Afterwards, Mayor Elmore announced that the ordinance approving the zoning map must also be approved but was not placed on the agenda. He distributed copies of the map and apologized for the mistake. City Manager Bryant explained that, by law, the map must be approved in addition to the new zoning code. City Clerk Hill told the mayor that the map and its ordinance were posted on the website with the night's agenda. Bill Hover and Lyda Steadman both had procedural questions.

- Mayor Pro Tem Fisher moved to approve. Commissioner Shortell seconded. All ayes.

Item #6

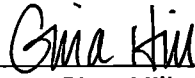
Public Comment: None

Item #7

Adjournment

Commissioner Shortell moved to adjourn. Commissioner Merriam seconded. All ayes.

APPROVED AUGUST 11TH, 2021



Gina Hill, City Clerk