

**MINUTES
TOWN OF MONTVERDE
SPECIAL COUNCIL MEETING**

July 13, 2017

The Council of the Town of Montverde met in special session on, Thursday July 13, 2017 at 6:30 pm in the Mayor's Office at Town Hall.

Council Members Present:

President, Jim Peacock

Judy Smith

Billy Bates

Absent:

Vice President, Jim Ley

Staff Present:

Joe Wynkoop, Mayor

Graham Wells, Town Clerk

Anita Geraci-Carver, Town Attorney

Mayor Wynkoop called the meeting to order at 6:30 pm and led the Pledge of Allegiance.

Roll call was performed, and it was determined that a quorum was present.

MINUTE APPROVAL

There were no Minutes for Approval

CITIZENS QUESTIONS AND COMMENTS

The Mayor opened citizens questions and comments and there being none closed it.

NEW BUSINESS

RESOLUTION 2017-31 SETTING THE NOT TO EXCEED MILLAGE RATE FOR FISCAL YEAR 2017-18

The Town is required to provide the 'not to exceed millage rate' of Ad Valorem Taxation to the Lake County Tax Collector for Fiscal Year 2017-18 necessary for the operation and expenses for the administration of the affairs of the Town. Resolution 2017-31 sets the not to exceed millage rate and also the date of the budget hearing.

Anita Gerci-Carver read the title of the resolution. Mayor Wynkoop announced the Tentative Millage Rate of 2.83 mills along with the Budget Hearing set for September 7, 2017 and the Final Millage and Budget Hearing set for September 21, 2017. The Mayor opened public comment and there being none closed it and asked Council for discussion and a motion.

MOTION by Councilwoman Smith to approve Resolution 2017-31 adopting the maximum millage rate of 2.83 mills: SECONDED by Councilman Peacock

For: Bates, Peacock, Smith

Against: None

Absent: Ley

MOTION CARRIED 3-0

DISCUSSION ON BACK PAYMENTS FOR GRAHAM WELLS

Mayor Wynkoop explained that when Graham started with the Town three years ago he was an exempt salaried employee but has worked over forty hours per week and not been compensated for it. He has kept a log of the time that he has worked in the three year period.

Anita Geraci-Carver explained that there was a disconnect going back over time as the duties that he performs are not consistent with those of an exempt employee. The Mayor has now made changes and he is required to punch the clock to record his hours ongoing. The Town has been advised by the HR attorney to reclassify the position to non-exempt and pay the time he worked over forty hours back to day one which is around 224 hours.

Councilman Peacock asked how much money was involved and the Mayor replied that although the final figure had not been calculated it would be between \$8,000 and \$9,000. Councilman Bates made a motion to pay the back pay up to a maximum of \$10,000 based on the calculations as we do not have an exact figure yet.

The Mayor opened it up for public comment. Allen Hartle said that Graham had done an excellent job for the Town and earned his keep. Kelly Oliver suggested that the payment be made over a period of time to mitigate the tax liability. Mayor Wynkoop said that he would take his comment on advisement.

Being no further discussion he closed public comment and asked for a second to Councilman Bates Motion. The motion was seconded by Councilman Peacock.

MOTION by Councilman Bates for the Town to pay the back pay up to a maximum of \$10,000 based on the calculations: SECONDED by Councilman Peacock

For: Bates, Peacock, Smith

Against: None

Absent: Ley

MOTION CARRIED 3-0

OPEN DISCUSSION WITH APPLICANTS TO SERVE ON THE PLANNING AND ZONING BOARD

The Mayor stated that there were positions to be filled on the Planning and Zoning Board and that John Keys, Russell Anderson, Joe Martin (not be present), Don Hiatt (not present) and Josie Weiss had approached him to fill the vacancy. The Mayor asked those that were present to introduce themselves, give a brief background summary and what benefits they thought they would bring to the planning and Zoning Board. Council members had the opportunity to ask questions and at the conclusion the Mayor thanked them for their time and interest.

OPEN DISCUSSION WITH APPLICANTS TO FILL THE TEMPORARY COUNCIL POSITION

The Mayor explained that Glenn Burns had resigned his position on Council due to health reasons and that the Charter required Council to appoint a person to take his place until the seat was elected in November. There were three applicants for the position; Allen Hartle, Roxana Stan and Kelly Oliver.

Each person was present and the Mayor asked them to introduce themselves, give a brief background summary and what benefits they thought they would bring to the position. Council members had the opportunity to ask questions and at the conclusion the Mayor thanked them for their time and interest in serving the residents of Montverde.

The Mayor concluded that he would be discussing this further with Council and that a decision would be made at a future Council meeting.

Being no further business a motion to adjourn was requested at 7:17 pm.

MOTION by Councilman Peacock to adjourn; SECONDED by Councilwoman Smith

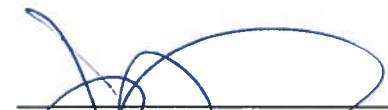
For: Bates, Peacock, Smith

Against: None


Absent: Ley

MOTION CARRIED 3-0


Respectfully submitted,



Joe Wynkoop, Mayor



Jim Peacock, Council President

ATTEST:


Graham Wells, Town Clerk

