



**TOWN OF SEWALL'S POINT**  
**TOWN COMMISSION MINUTES OF COMMISSION SPECIAL MEETING**  
**APRIL 10, 2018**

[Verbatim details available at [www.sewallspoint.org](http://www.sewallspoint.org) by clicking the "audio" link for the meeting]

**CALL TO ORDER**

Mayor Luger called the meeting to order at 5:32 p.m.

**PLEDGE OF ALLEGIANCE**

Mayor Luger led the Pledge of Allegiance.

**ROLL CALL**

Mayor Paul Luger (left meeting at 6:28 p.m.), Vice Mayor Frank Fender, Commissioner Vinny Barile, Commissioner James W. Campo, Town Manager Pamela M. Walker, Town Attorney Glen Torcivia and Town Clerk Lakisha Burch. Absent: Commissioner Dan Morris.

**ADDITIONS, DELETIONS OR CHANGES TO THE AGENDA**

Commissioner Barile stated that for the future we should not have a special meeting; instead we should have a workshop, close the workshop, and then have a regular meeting.

Mayor Luger stated that he would be leaving the meeting early to attend an award ceremony for his daughter.

**Motion was made by Commissioner Campo seconded by Commissioner Barile to TABLE items 9 and 10 to the next meeting of April 24, 2018; it was voted as follows: Ayes: Mayor Luger, Vice Mayor Fender, Commissioners Barile and Campo. Motion passed unanimously.**

**CONSENT AGENDA**

- 1. Financial Reports**
- 2. Meeting Minutes**
- 3. Building Activity Report**
- 4. Police Activity Report**

Commissioner Campo asked if the Meeting Minutes item number 2 could be removed off the Consent Agenda for discussion.

**Motion was made by Commissioner Campo seconded by Vice Mayor Fender to approve the Consent Agenda as is expect for Meeting Minutes and Meeting Minutes will be placed as the new item number 9 on the agenda; it was voted as follows: Ayes: Mayor Luger, Vice Mayor Fender, Commissioners Barile and Campo. Motion passed unanimously.**

### **COMMENTS FROM COMMISSIONERS ON NON-AGENDA ITEMS**

Commissioner Barile expressed his thoughts and concerns regarding Town Manager summary of meetings that has gone out to the citizens. There was discussion among the Commissioners regarding the matter. Town Manager Walker responded to the Commissioner's concerns and questions regarding summary of meetings.

**Motion was made by Commissioner Barile second by Commissioner Campo to discontinue with the Town Manager summary of meetings that are sent to citizens by email; it was voted as follows: Ayes: Commissioner Barile and Campo. Nays: Mayor Luger and Vice Mayor Fender. Motion failed.**

### **COMMENTS FROM PUBLIC ON NON-AGENDA ITEMS**

There was public comment by Mona Leonard.

### **WORKSHOP DISCUSSION**

#### **5. Town Commons Playground**

Town Manager Walker presented the item to the Commission. Steve Garrett of Lucido & Associates presented at PowerPoint presentation to the Commission regarding Town Commons Park Playground. There was discussion among the Commission.

**The Commissioners reached a consensus to allow Lucido & Associates to continue on the process and bring back to the Commission their final recommendations.**

#### **6. Homewood Park Concept Plan**

Town Manager Walker presented the item. There was discussion among the Commissioners.

There was public comment by Jonathan Chontos.

**The Commissioners reached a consensus to bring the issue back at the next meeting.**

#### **7. Boat Dock Variance Process**

Town Manager Walker presented the item. Town Attorney gave an update on this process.

**The Commissioners reached a consensus to bring back to a future workshop.**

### **PUBLIC HEARING**

#### **8. Second Reading of Ordinance No. 415 Prohibiting Medical Marijuana Dispensaries**

Town Attorney Torcivia read the Ordinance title into the record.

**Motion was made by Commissioner Barile seconded by Commissioner Campo, to approve Ordinance No. 415 Prohibiting Medical Marijuana Dispensaries on second reading; therefore it was read into the record by title by Town Attorney Torcivia; therefore it was**

**voted as follows: Ayes: Vice Mayor Fender, Commissioners Barile and Campo. Motion passed unanimously.**

### **MEETING DISCUSSION**

**9. Charter Review Committee**

**10. Statement of Civility**

**Both items were TABLED until the next Commission Meeting to be held on April 24, 2018. This change was made during ADDITIONS, DELETIONS and ADDITIONS section.**

#### **9. Meeting Minutes (pulled from Consent-former item 2)**

Commissioner Campo stated that there were some spelling and date corrections that needed to be made to the meeting minutes for February 27, 2018 and then asked for clarification regarding actions permitted at workshops based on the consensus given at the March 13, 2018 Workshop meeting for item number 1.

There was discussion among the Commissioners regarding the difference between a workshop and regular meeting, with a recommendation made by the Town Attorney.

**Motion was made by Commissioner Campo seconded by Commissioner Barile to approve the Meeting Minutes with the spelling and date corrections; it was voted as follows: Ayes: Vice Mayor Fender, Commissioners Barile and Campo. Motion passed unanimously.**

### **COMMISSIONERS OR STAFF COMMENTS**

Commissioner Campo raised issues about the public records process, including the roles of the staff in distributing the requests. He urged that the Town Attorney be involved in public records requests. The Town Attorney indicated his willingness to be involved but stated that he was confident that the recently concluded public records request was handled correctly by the Town Clerk. Commissioner Campo urged that the Town Attorney be provided every public records request, at least when the request involves Commissioners. There was discussion among the Commissioners on the issue, with Vice Mayor Fender acknowledging the complexity and expense to the Town of these requests but indicating that he received all necessary assistance from staff, and Commissioner Barile stating that he had no problem complying with the request as processed.

Commissioner Campo pointed out that the Town's Information Technology Services Agreement does not include the signature of the Town Attorney evidencing his review, and suggested that the lack of clarity regarding the County's role in Town Public Records Requests might have been addressed more clearly had the Town Attorney reviewed the contract. The Town Manager pointed out that the Agreement was approved at a Town Commission meeting, which are attended by the Town Attorney, but neither party specifically recollected whether it had been reviewed by the Town Attorney in 2014. Commissioner Campo recommended that all contracts be reviewed by the Town Attorney, who indicated his willingness to do so but noted that most municipalities establish a minimum value that requires legal review.

Other Commissioners weighed in on these issues. After further discussion among the staff and Commissioners, consensus was reached to give staff direction to place three issues on future workshop agendas:

- Town Attorney review of contracts
- Town Attorney role in public records request
- Procedures of workshop vs regular meetings

**ADJOURN**

There being no further business the meeting adjourned at 8:12 p.m.

**APPROVED:**

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**Mayor Paul Luger, Presiding Officer**

**ATTEST:**

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**Lakisha Q. Burch, Town Clerk**