

CITY COUNCIL MEETING

7:00 p.m., Tuesday, February 23, 2010

The regular City Council meeting was held at 7:00 p.m., Tuesday, February 23, 2010 in Council Chambers of City Hall, 1207 Palm Boulevard, Isle of Palms, South Carolina. Present for the meeting were Councilmembers Bergwerf, Bettelli, Buckhannon, Duffy, Loftus, Piening, Stone and Thomas, Mayor Cronin, City Administrator Tucker, City Attorney Halversen, Assistant to the Administrator Dziuban and City Clerk Copeland. There was a quorum present to conduct business.

1. Mayor Cronin called the meeting to order and acknowledged that the press and public had been duly notified of the meeting in accordance with the Freedom of Information Act. Following the invocation, the Mayor led the group in the Pledge of Allegiance; Clerk Copeland then called the roll.

2. Approval of the Minutes of Previous Meetings

MOTION: Councilmember Bettelli moved to approve the minutes of the regular meetings of November 17, 2009 and January 26, 2010, and the Special Meetings of February 1, February 3 and February 8, 2010 as submitted; Councilmember Duffy seconded and the motion PASSED UNANIMOUSLY.

3. Citizens' Comments

Susan King, principal of Sullivan's Island Elementary School, thanked Councilmember Bettelli, who serves on the Improvement Council, for his assistance in getting her added to the Agenda tonight. She expressed thanks to the City Council for its support for the school's continued presence on the islands; she reported that more than a thousand (1,000) letters of support had been collected from Isle of Palms and Sullivan's Island residents. She reported that prospects for a movement to rebuild Sullivan's Island Elementary School looked good at present.

Kathy Stehmayer, 120 Sparrow Lane, brought pictures of the flooding on her street, reported that water has been standing on Sparrow Lane for the past twenty (20) days and expressed concerns over health issues created by the stagnant water. She asked Council for help.

Mac Finch, 133 Sparrow Lane, lives across from Ms. Stehmayer; he reported that people were using his yard because the road was impassable and that he was most concerned about personal liability should someone be injured using his yard and not the road.

Richard Deibel, 135 Sparrow Lane, stated that, until he read it in the newspaper, he did not know the City owned pumps and wanted to know how he could get Sparrow Lane on the list of streets to be pumped. He commented that the Sparrow Lane flooding had been brought to the attention of the previous mayor two (2) years ago, but noted that the problem appeared to be new to this Council. He stated that he was certain that the water in his yard was a foot deep as he had to tread carefully when wearing galoshes for the water not to wash over into them. He asked for assistance from the City in dealing with the flooding on his street.

Holly Covington, 807 Ocean Boulevard, expressed her concern over the proposal to limit rental houses to a maximum of ten (10) persons, a concept she attributed to the Isle of Palms Neighborhood Association (IOPNA). She stated that such an action would hurt the working

families on the island as accommodations taxes would decrease causing the City to reduce services to the residents or property taxes would be increased to make up the loss. She expressed the opinion that, if the working families were forced off the island by higher taxes, investors would replace them. She posed the question to Councilmembers about how they had come to live on the island and suggested that they had visited, fallen in love with the island and decided to make the island their permanent home. She stated her opinion that day-trippers were the island's biggest problem, not short-term renters. She added that she enjoyed interacting with the visitors to the island.

Melinda Mitchell, 702 Ocean Boulevard, expressed her opinion that she approached the short-term rental issues from a unique perspective as she was a long time Isle of Palms resident, a member of the IOPNA and an owner of a short-term rental. She explained that the only way she could keep her home on the ocean was to rent it part of the year to pay the taxes. She indicated that legislation could not solve all problems and that, by concentrating on short-term rental, problems like the safety of bikers and pedestrians on Palm Boulevard, drainage and day-trippers were not being addressed. She stated that many owners of rental houses were not out-of-state investors, but people like herself who must rent their homes a portion of the year in order to afford them. Ms. Mitchell noted that the rental houses on Front Beach were designed for high occupancy, and she thought the previous legislation had been shortsighted. Ms. Mitchell indicated that her mother would be purchasing a rental license tomorrow in order to make her home as marketable as possible since she was of the opinion that the houses with "grandfathered" licenses would be worth more on the commercial market than those without.

Paul Reddy, 404 Merritt Boulevard, identified himself as the Vice-President of the IOPNA. He wanted to clarify anyone's misconception that the IOPNA was opposed to short-term rentals; he stated that the IOPNA supports the right of all residents to rent their homes if they so choose. He maintained that the IOPNA wanted to preserve the neighborhoods for residents of the island; the primary concern of the IOPNA was the commercialization of neighborhoods. The second point Mr. Reddy wanted to make was related to Ordinance 2010-05 on vegetation that was up for First Reading later in the meeting. He expressed the opinion that compacted soil should be considered in floor-to-area (FAR) calculations and lot coverage calculations.

Debbie Jones, 813 Ocean Boulevard, stated that her comments were based on her viewing of the video of the Special Meeting of February 8, 2010; she referenced statements made by Councilmembers Duffy, Piening and Thomas that they wanted a more residential community. She voiced her opinion that this stance ignores the fact that the Isle of Palms is a beach island; she described the island as "a special place to be shared."

Bill Casey, 811 Palm Boulevard, stated that he had been a resident since 1947 and, as such, had welcomed most of the people in the room to the island. He stated that he had attended the February Ways and Means Committee meeting and made several remarks related to the budget including the following:

- Since the City was receiving less than one half of one percent (0.05%) interest on its cash reserves, but paying interest on loans and capital leases; he, therefore, suggested that the City should use cash reserves to pay down debt thereby reducing interest expense.

- He referenced the plan to demolish the Building Department and to use the space for parking; he stated that he was under the impression that the lots behind the Public Works Department had been purchased for parking.
- He expressed the opinion that, since the police officers and any evidence related to crimes was housed in the new Public Safety Building, it made sense to hold court there where there was plenty of parking available in the City parking lots.
- He suggested that two (2) columns strategically placed in Council Chambers would give the needed support to the offices above and cost less than twenty-five thousand dollars (\$25,000).
- He questioned spending a quarter of a million dollars (\$250,000) to renovate the space in City Hall that had housed the entire Police Department to accommodate the four (4) person Building Department staff.

Lisa Roberts, 5200 Palm Boulevard, began her comments by stating that the City “has great employees.” She then displayed a picture on her laptop of the flooding at the end of her street. She commented that she had lived in New Orleans in the past and that the City might consider a series of pump stations, like in New Orleans, to address the flooding on the north end of the island.

Mark Mitchell, 33 Twenty-sixth Avenue, reported that the IOPNA had been very active in the activities in the Save Sullivan’s Island Elementary School campaign and thanked them for their support. He reported that he had discovered the island as a result of a visit and decided to relocate here; currently he is a resident, owns rental units and is a real estate agent. He indicated that he questioned how welcoming the City truly was to visitors when he hears that visitor would be charged twenty-five dollars (\$25.00) for their dogs to run on the beach or attend the doggie park or when he hears how much non-resident owners pay in property taxes.

Nadine Dief, 3305 Hartnett, explained that she wants a bigger home in the one million dollar (\$1,000,000) range but cannot find one; she stated that all of the homes they see have been designed for rental use and not for a family. She suggested that families would not move to the Isle of Palms when family houses are not available.

Mayor Cronin reminded all present that the U.S. Census short forms would be delivered to homes between March 15 and 17; he indicated that the form is simple and straightforward and encouraged everyone to complete and return the forms. He noted that the information gathered through the census would be used in a myriad of valuable ways in the next ten (10) years.

The Mayor reported that *Parents* magazine has listed the Wild Dunes Resort on the Isle of Palms as one of the ten best family beaches.

4. Reports from Standing Committees

A. Ways and Means Committee

In recapping the Treasurer's report, Mayor Cronin stated that projections were made that property taxes, local option sales taxes, insurances licenses, public utilities' franchise fees and residential rental licenses would all meet their projected budget for revenues; the report noted that overall City expenditures from the General Fund are at fifty-four percent (54%) of budget seven (7) months through the fiscal year. In the course of the meeting, the Committee agreed to maintain the existing process for licensing dogs on the island, but to raise the fee from two dollars to five dollars (\$2.00 to \$5.00) effective March 1. The Committee also agreed that more discussion was needed on the subject of visitors' dogs, and it was sent back to the Public Safety Committee for further study. In addition, the Committee had consensus that making the video of Council meetings available on the website was a way to better communicate with residents.

MOTION: Mayor Cronin moved to approve \$420 for posting City Council meeting videos on the City website; Councilmember Duffy seconded and the motion was UNANIMOUSLY APPROVED.

Councilmember Stone acknowledged staff efforts to reduce the original cost estimates.

MOTION: Mayor Cronin moved to increase the dog license fee from \$2 to \$5 for residents and property owners under the existing policy effective March 1, 2010; Councilmember Duffy seconded.

Councilmember Loftus stated that Council had unanimously made a mistake in previously approving a dog collar system, but he said that Council had listened to the citizens and reversed its decision. He urged residents to attend the Public Safety Committee meeting to express their opinions and concerns on the subject.

Mayor Cronin reminded everyone that "Doggie Day at the Rec" is Saturday, February 27 when residents can get their dogs inoculated and get the dog licenses for two dollars (\$2.00).

Vote: The motion PASSED UNANIMOUSLY.

MOTION: Mayor Cronin moved to award a sole source letter of intent to Amick Equipment for a Loadmaster Model Excel 31S packer body mounted on a Mack model GU713 through a letter of intent with the understanding that, if the purchase was not approved in the budget process, the City is not under any obligation to purchase the equipment; Councilmember Duffy seconded and the motion PASSED UNANIMOUSLY.

Mayor Cronin reported that the Ways and Means Committee had reviewed the Capital Budgets for the City and been advised of the rankings of possible future City projects costing in excess of two hundred fifty thousand dollars (\$250,000) as follows:

1. Drainage project at 54th-57th Avenues;
2. Marina dredging;
3. Disaster Recovery Fund increase; and
4. Recreation ball field reconfiguration, scaled back version.

B. Public Safety Committee

Councilmember Bettelli noted that several citizens had spoken regarding the dog collar issue at the beginning of the meeting. The update on the Public Safety Building had been that the punch-list was getting shorter while the list of warranty items was growing longer. The crosswalk at 46th Avenue and Palm has been completed by Wild Dunes. On the subject of the digital radios, Charleston County Council Finance Committee has decided to hire a consultant to review Motorola's proposal to resolve the problems with the radios; the possibility of having a tower on the island still exists. Chief Buckhannon was asked to get pricing for a bike rack at the Public Safety Building. The date set for the Disaster Preparedness Expo has been changed to Friday, June 18; this will be held in cooperation with the Town of Sullivan's Island at the Public Safety Building. The bulk of meeting time was consumed with reviews of the capital budgets for the Fire and Police Departments. Councilmember Bettelli announced that the ALS Race would be held on Saturday, June 12; he noted that the race is included in the list of City approved events.

D. Recreation Committee

Councilmember Buckhannon announced that Director Page had arranged for City employees to participate in a "Total Life Seminar" presented by Dr. Ann Kulze, a nationally recognized nutritionist to be held at the Isle of Palms Methodist Church. He encouraged residents to come to the Tae Kwon Do Tournament to be held at the Recreation Center in March. Despite the weather, Councilmember Buckhannon reported that sixteen (16) bicycles were registered at Island Arcade Day. As in the past, some of the premiere events of the Lowcountry Blues Bash were held at the Recreation Center February 6 and 7. He repeated the Mayor's invitation to participate in "Doggie Day at the Rec" on Saturday, February 27. When the Committee reviewed the capital budget for the Recreation Department, several items were deferred to out years prior to presenting it to Ways and Means.

C. Public Works Committee

Councilmember Duffy announced that the City had received the final permit for the 54th-57th Avenue Drainage Project and staff has been directed to prepare an RFP to determine if the City has funding to proceed with the project. He noted that SCDOT agreed to issue the permit if the City would agree maintain the project. He assured those in the audience concerned with drainage that the Public Works Committee was continuing to pursue ways to lessen and, hopefully, alleviate the problems. The contract with Eadie's Drain and Vacuum Services will complete its five-year program at the end of this fiscal year; because this work has provided significant improvement to the flow of water through the island, staff has been asked to prepare an RFP for the drainage maintenance to continue. Councilmember Duffy praised Director Pitts for extending the life of the Public Works' fleet to fourteen (14) years. The Committee reviewed

the capital budget and made no changes. The annual Hazardous Household Waste collection will be Saturday April 10 in the large parking lot on Front Beach from 9 a.m. until noon.

MOTION: Councilmember Duffy moved to authorize the City Administrator to send a letter to SCDOT indicating that the City would assume maintenance of the drainage system; Councilmember Bergwerf seconded and the motion PASSED UNANIMOUSLY.

E. Personnel Committee

According to Councilmember Piening, the essence of the Personnel Committee meeting had been the review of capital budgets for General Government and the Building Department. He took pride in reading into the minutes the memorandum from Lt. Wright to Chief Buckhannon recommending Detective Sergeant Caldwell for Employee of the Month; a copy of the memo is attached to the historic record of the meeting.

Safety Sweepstakes winners for January were as follows:

Fire Department – Chris Puckhaber
Police Department – Gary Erickson

Public Works – Joseph Ancrum
Recreation Department – Ben Hull

F. Real Property Committee

Councilmember Loftus noted that business at the marina had picked up in January after a rather dismal December and Marina Manager Berrigan is considering the possibility of sub-leasing the deli in the Marina Market. The City Attorney is reviewing the amendment to the Morgan Creek Grill lease. The Committee reviewed the capital budgets for the Marina, Front Beach parking lots and Front Beach area, in general.

5. Reports from City Officers, Boards and Commissions

- A. Board of Zoning Appeals** – minutes attached
- B. Planning Commission** – minutes attached

6. Reports from Special or Joint Committees - None

7. Petitions Received, Referred or Disposed of - None

8. Bills Already in Possession of Council

- A. Second Reading of Ordinance 2010-01** – An Ordinance Amending Title 5, Section 5-4-44, Home Occupation, of the City of Isle of Palms Code of Ordinances to Allow for More than one Home Occupation per Dwelling Unit and to Rename “Home Occupation” as “Home Business Occupation.” **(Second Reading deferred pending a Public Hearing.)**

Mayor Cronin announced that a public hearing would be held at 6:30 p.m., Tuesday, March 23, 2010 on this ordinance and others up for First Reading at this meeting.

- B. Second Reading of Ordinance 2010-02 – An Ordinance Amending Title 7, Chapter 6, Hospitality Tax, of the City of Isle of Palms Code of Ordinances to Provide Cumulative Penalties for the Untimely Payment of Taxes and to Provide that Liability for Civil Penalties will not be Relieved by Criminal Punishment under this Chapter.**

Councilmember Stone asked for clarification of language in the ordinance about business entities holding the hospitality taxes collected in an escrow account until paid to the City; it was classified that this represented no change in language from the original ordinance and that businesses were not required to hold the collections in separate escrow accounts until paid.

Vote: The motion PASSED UNANIMOUSLY.

9. Introduction of New Bills, Resolutions and Proclamations

- A. First Reading, by title only, of Ordinance 2010-04 – An Ordinance Amending Title 5, Planning and Development, Chapter 4, Zoning, Article 1, General Provisions, Section 5-4-12, Additional Regulations, of the city of Isle of Palms Code of Ordinances to Limit the Size of Rooftop Decks.**

MOTION: Councilmember Stone moved to approve Ordinance 2010-04 for First Reading, by title only; Councilmember Duffy seconded.

In response to Councilmember Buckhannon's question about what was different, Director Kerr responded that this amendment had come as a result of the joint City Council/Planning Commission workshop held in the fall and had as a goal eliminating decks encompassing the entire top floor. Presently there is no limit to the size of rooftop decks; this amendment limits the size to ten percent (10%) of the heated footprint of the structure, i.e. a house with a two thousand square foot (2,000 sq ft) footprint could have a rooftop deck of two hundred square feet (200 sq ft). When questioned by Councilmember Bergwerf as to the selection of ten percent (10%), Director Kerr stated that the Planning Commission was of the opinion that the decks would be small, but not objectionably so, and that they would provide the desired view of the ocean.

Councilmember Bettelli asked why the amendment was being presented, and the Director replied that the amendment was an effort to prevent groups of up to one hundred (100) from congregating on a roof creating a noise violation.

Councilmember Buckhannon expressed concern over the number of structures that would become non-conforming, including businesses on the island, and the impact on these should a storm destroy more than fifty percent (50%) of the structure. Director Kerr responded that if such an event occurred, the building would have to be retrofitted to conform to this ordinance. Councilmember Stone wanted to know exactly how many structures on the island would

become non-conforming should this amendment pass; he added that he had inquired and was not aware of any noise problems stemming from the rooftop decks.

When specifically asked why this was being brought before Council, Director Kerr answered that it had been a request from Council at the joint fall workshop.

Councilmember Stone remarked that this action did not fix anything and there was not a safety factor involved.

Councilmember Duffy countered that the residents of 42nd Avenue deal with noise from rooftop decks all summer.

Councilmember Bettelli expressed the opinion that there was no basis for approving this amendment for First Reading without statistical data.

Councilmember Buckhannon asked if this amendment affected all zoning districts since several businesses on Front Beach would be impacted. Director Kerr confirmed that the amendment, as it was presented, would affect all zoning districts.

At this point, Mayor Cronin suggested that Councilmember Stone withdraw his motion until more facts were available, and Councilmember Stone did withdraw the motion, but Councilmember Duffy was not willing to withdraw his second. Councilmember Duffy stated that he wanted to take the amendment to the public hearing since he continued to hear complaints from residents.

Attorney Halversen interjected that, for the motion to go forward, it needed another second; Councilmember Bergwerf seconded.

Vote: The motion PASSED on a vote of 6 to 3 with Councilmembers Bettelli, Buckhannon and Stone casting the dissenting votes.

B. First Reading, by title only, of Ordinance 2010-05 – An Ordinance Amending Title 5, Planning and Development, Chapter 4, Zoning, Article 1, General provisions, Section 5-4-13, Maximum Lot Coverage, Floor Area Ratio Requirements; Additional Setback Requirements, of the City of Isle of Palms Code of Ordinances to Require a Minimum Percentage of lot Area to be Naturally Vegetated or Landscaped and to Require Landscaping Plan Approval and Installation Prior to Issuance of Certificates of Occupancy.

Director Kerr commented that this amendment was also a product of the joint City Council/Planning Commission workshop; the current ordinance limits impervious surfaces, but there is no limit to coverage by pervious area. This ordinance requires that the lot coverage be fifty percent (50%) naturally vegetative; the amendment adds a requirement for a landscape plan that must be completed before a Certificate of Occupancy would be issued. The Director noted that this requirement was a part of the original ordinance presented to City Council five or six years (5-6 yrs) ago, but that it was removed before final approval.

The amendment died because no motion for approval was made by Council.

- C. First Reading, by title only, of Ordinance 2010-06 – An Ordinance Amending Title 5, Planning and Development, Chapter 4, Zoning, Article 9, Short-term Rentals, Section 50-4-203, Maximum Occupancy at any Time, of the City of Isle of Palms Code of Ordinances, to Reduce the Maximum Occupancy Permitted at Short-Term Rental Residences at any Time.**

Director Kerr stated that presently there is a formula for overnight occupancy limits in short-term rental units, but the daytime limit is forty (40) persons no matter how large or small the unit may be; this amendment limits the occupancy at any time to two and one half times (2½ x) the overnight maximum.

MOTION: Councilmember Stone moved to approve Ordinance 2010-06 for First Reading; Councilmember Bergwerf seconded.

Councilmember Duffy commented that the maximum would remain forty (40) persons for high occupancy rental units.

Mayor Cronin looked to Director Kerr to confirm that, administratively, if the owner of a rental property were to approach him to reduce the maximum number of persons allowed to stay in his unit, the Director could do so; the Director stated that he likely would not reduce the number since it is defined by City ordinance. Councilmember Stone said he thought that this option for rental owners to reduce the maximum occupancy should be considered by City Council.

Councilmember Stone informed the Council that, in a conversation with Lieutenant Wright, he had learned that only four (4) tickets had been written since 2007 for too many persons in a rental unit after 11 p.m. Councilmember Bettelli then questioned why legislation was needed where there was no problem.

Vote: The motion PASSED on a vote of 7 to 2 with Councilmembers Bettelli and Buckhannon casting “nay” votes.

Mayor Cronin restated that a public hearing would be held at 6:30 p.m. on Tuesday, March 23, 2010 on these amendments.

10. Miscellaneous Business

Discussion of Amendment to Zoning to Reduce Overnight Occupancy to ten (10) for any NEW Short-term Rental

Councilmember Bergwerf wanted to clarify her motion from the Special Meeting of February 8, 2010; she, therefore, restated the motion as follows:

MOTION: Councilmember Bergwerf moved that all new rental licenses issued by the Isle of Palms will have a maximum occupancy of ten (10) persons; all existing rental licenses will have their occupancy “grandfathered in” and that occupancy will be allowed as long as the license is kept current; if the rental license lapses, the new occupancy regulation will go into effect; in order to apply for a rental

license, the applicant must have a Certificate of Occupancy at the time of application and to task the City Attorney to craft an ordinance so that the rental license occupancy will convey with the sale of the property; Councilmember Duffy seconded.

Councilmember Stone expressed his opinion that this was an emotional issue with unintended consequences; he stated that an impact study was called for to determine what results would be five, ten or twenty years (5, 10 or 20 yrs) into the future. He stated that, if the action were intended to dissuade builders and investors from constructing mini-hotels on the island, the economy had already taken care of that. He stated that this action would have a negative impact on the City's revenues by eroding the accommodations and hospitality tax base, and the loss would have to be made up by the island's residents. In addition, Councilmember Stone questioned the use of trained police officers to enforce this ordinance rather than provide safety for residents and visitors.

Councilmember Bettelli stated that the number ten (10) appeared to be arbitrary since it had not been discussed previously; whereas, Councilmember Bergwerf said that the number was reasonable for a family today.

Councilmember Bettelli recounted that these are hard economic times and that the industry for the Isle of Palms was tourism; in such economic times, families might come together to share a rental in order to afford a vacation.

Councilmember Bergwerf countered that Councilmember Bettelli was ignoring the fact that all existing rental licenses were to be "grandfathered in" and only newly issued rental licenses would be affected.

Mayor Cronin noted that children under two years of age were not included in the occupancy count; he expressed the opinion that the age should be increased to twelve years of age. Councilmember Bergwerf recalled serving on the Planning Commission when they discussed the age, and the Planning Commission had determined that, if a body were taking up bed space as opposed to a crib, it should be included in the count toward occupancy levels. She added the children between the ages of two and twelve can generate as much garbage and create as much noise as adults.

Councilmember Duffy referred to Mrs. Deef who spoke earlier in the meeting about trying to buy a family home, not a rental house. He stated that reducing the maximum occupancy to ten (10) could take speculators out of the housing picture on the island making it possible for families to find homes that are actually designed to be lived in full-time. He remarked that this action would not affect the City's coffers in any way since the short-term rental base, as it exists today, would not be affected.

Councilmember Piening said he would support the motion. He indicated that, as a result of the economy, a change had taken place on the island, but there were no guarantees that a rebound that would not bring construction back to the levels of earlier years. He stated that he and other island residents wanted neighbors living next door, and he was trying to reach that goal through reasonable legislation. He noted that the IOPNA had never advocated

the elimination of rentals on the island, but that it did want to preserve the residential character of the island.

Councilmember Loftus repeated Councilmember Piening's statement that he, too, had no desire to eliminate rentals and that, as long as he served on City Council, he would not take such a stance. He repeated the fact that, according to the Building Department, there are seventeen hundred nine (1,709) rental licenses on the Isle of Palms; he indicated that the supply of rental units is so high that owners are unable to keep them rented for as many weeks as they want. Councilmember Loftus added that, contrary to Councilmember Stone's suggestions, the City's police officers do not go door-to-door "counting heads" to catch renters who have too many people in the residence; the police officers respond to rental units when complaints are made. He noted that 42nd Avenue has many rental units, and the full-time residents have complained to him that they do not have neighbors anymore. Councilmember Loftus stated that he wanted to preserve residential neighborhoods on the island and to protect people's property rights; one way of protecting those rights was by grandfathering properties that have short-term rental licenses at the occupancy levels they already have.

Clarifying the numbers, Mayor Cronin stated that two hundred twenty (220) of the seventeen hundred nine (1,709) rental licenses are for long-term rental units; he stated that three hundred fifty-nine (359) rental houses are located in the SR1 and SR2 zoning districts.

Councilmember Thomas reiterated the point that the present rental license base would not be affected by this legislation; he then expressed concern for the impact on the island's infrastructure should construction rebound to past levels.

Vote: The motion PASSED on a vote of 6 to 3; Councilmembers Bettelli, Buckhannon and Stone voted against the motion.

Councilmember Buckhannon asked to direct Attorney Halversen to amend the short-term rental ordinance to change the age of children that would not be included in the occupancy count to those twelve and under. Councilmember Bergwerf voiced that Councilmember Buckhannon was out of order as the subject was not on the agenda; Mayor Cronin agreed.

Councilmember Buckhannon looked to his fellow Councilmembers stating that they were to be a cohesive unit and that comments not meant for the record should be left unsaid.

11. Executive Session - None

12. Adjourn

MOTION: Councilmember Bettelli moved to adjourn the meeting at 9:17 p.m.; Councilmember Buckhannon seconded and the motion PASSED UNANIMOUSLY.

Respectfully submitted:

Marie Copeland
City Clerk