

**FORT MYERS BEACH
TOWN COUNCIL**

**Town Hall- Council Chambers
2523 Estero Boulevard
Fort Myers Beach, Fl 33931
October 23, 2006**

AGENDA	Special Town Council Meeting	6:30 PM
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I. CALL TO ORDER

Members Present: Mayor Dennis Boback, Vice Mayor Don Massucco, Councilman Garr Reynolds, Councilman Charles Meador, Jr., Councilman Bill Shenko, Jr.

Absent: None

Town Staff Present: Town Attorney Anne Dalton, Town Manager Rachel Lambert, Community Development Director Jerry Murphy, Public Works Director Jack Green, Finance Director Evelyn Wicks.

II. PLEDGE OF ALLEGIANCE:

All present stood for the recitation of the Pledge of Allegiance.

III. PUBLIC COMMENT: Please note that public comment will be heard at the time the agenda item is discussed.

IV. Appointment to the Citizens Advisory Committee

Mayor Boback announced Lee Melsek who submitted for the

MOTION: Councilman Reynolds made a motion to accept Lee Melsek to be appointed to the Citizens Advisory Committee. Councilman Meador 2nd the motion.

Mayor Boback opens public comment:

- No public comment was given.

Mayor Boback closes public comment:

Discussion:

Councilman Shenko noted that the CAC may be redundant with some of the other committees, but had no discussion in regards to appointing Lee Melsek.

Councilman Meador pointed out that Mr. Lee Melsek would be an asset to the Citizens Advisory Committee.

VOTE: The motion passes 5-0.

V. Interim Town Manager

Mayor Boback opens public comment:

- No public comment was given.

Mayor Boback closes public comment:

Discussion ensued regarding whether an applicant for the permanent position should be considered for the interim position.

Councilman Meador pointed out that they may be paying more on a short-term basis than they would want to negotiate as a long-term with benefits to a full-time Town Manager, and points out that it would be harder to negotiate back from what the base pay rate would be.

Councilman Shenko agrees with Councilman Meador stating that they should choose a candidate who is not an applicant for the permanent job.

Mayor Boback suggested looking over the candidates for the position to make sure everyone has the same number, and asked Ms. Dalton to read their names.

Ms. Dalton proceeded to read the candidates:

1. Mitchell Babalsky
2. Steven Catrell and noted that he is available on November 13th as he is in Mississippi doing hurricane Katrina work.
3. Chuck Dobbins originally applied; then withdrew his name.
4. Jim Gallagher
5. Jack Green
6. Michael Philips
7. David Sallie
8. Jim Steel
9. Ms. Lepley
10. Scott Dye; he just sent his materials this morning and is from Surfside Florida.

Councilman Meador asked Ms. Dalton if any of these individuals applied for the Town Manager position.

Ms. Dalton responded that she will review the list.

Mayor Boback announced Mr. Phillips and Mr. Green has applied for full-time position.

Ms. Dalton noted Mr. Babalsky did not say either way.

MOTION: Councilman Shenko made a motion to offer the position to Steven Catrell, and by separate motion they can discuss salary. Councilman Meador 2nd the motion.

Discussion:

Discussion ensued about the time in which Mr. Catrell could be available and what measures would need to be taken in the event that he was not available as needed. Ms. Dalton reminded the Council that the Charter does provide for the existence of a Town Manager.

VOTE: The motion fails 3-2; with Mayor Boback, Vice Mayor Massucco and Councilman Reynolds dissenting.

Mayor Boback questioned if the Council members are willing to consider a candidate who has applied for the permanent Town Manager's position to be the interim Town Manager. Mayor Boback noted that if they weren't this would eliminate several of these people from the list.

Mayor Boback pointed out that they need to know the answer before going further.

Mayor Boback suggested not disqualifying the people who have applied for the permanent position.

Mr. Meador suggested Mr. Sallie as their first choice, Mr. Babalsky as the second, and Mr. Catrell as their third choice, adding that the three he has suggested were based on their Florida experience in the position.

Mayor Boback reviewed the candidate's names: Mr. Sallie, Mr. Babalsky, and Mr. Steele, and added Mr. Green to the selective list.

Conversation ensued as to the qualifications of the selected applicants.

Ms. Dalton noted that she had just spoken with Mr. Baenziger, and he confirmed with Ms. Dalton the candidates who did apply.

Mr. Babalsky did apply;
Mr. Catrell did apply.
Mr. Gallagher did not apply.
Mr. Green did apply.
Mr. Phillips did apply;
Mr. Sallie did not apply.
Ms. Lepley did apply.
Mr. Steel did not apply.
Mr. Dye did not apply.

MOTION: Councilman Meador made a motion to propose Mr. David Sallie for Town Manager on an Interim basis. Councilman Shenko 2nd the motion.

Discussion:

Discussion continued as to the qualifications of the selected applicants, and added that Mr. Sallie had Florida City Management experience, and Mr. Green was most valuable in his current position as Public Works Director.

VOTE: Mayor Boback called the question if all were in favor for Mr. Sallie. The motion passes 5-0.

Ms. Dalton reported in speaking with Mr. Sallie, he referred to the memo regarding his expectations of \$ 2461.54 weekly, which \$116,000.00 annually plus an additional \$1,000.00 for vehicle allowance which would be negotiable, and would include meals. Ms. Dalton noted that Mr. Sallie would be available on Friday, and that he lives in Cape Coral.

MOTION: Councilman Meador made a motion to accept the terms indicated by Mr. Sallie as Town Manager on an interim basis. Councilman Shenko 2nd the motion.

VOTE: The motion passes 5-0.

VI. Council Members Items and Reports

Councilman Reynolds announced the Transit Oversight Committee has changed their date to November 8th at 2:00PM.

Councilman Meador thanked the Council members for showing their support of Mr. Sallie.

Councilman Shenko asked if they can have the Special meetings advertised so they can discuss other matters. Mr. Shenko questioned

whether or not Council members will be attending Wednesday's meeting with the County Commission regarding FEMA, or if they were just relying on Thursday.

Mayor Boback responded that was addressed during the previous meeting.

Ms. Dalton noted that she will ask the Town Clerk how that was advertised.

Councilman Shenko questioned if all Council members were planning to attend.

Michelle Mayher responded that the meeting was specific to the CAC appointment, and the Interim of Town Manager.

Councilman Shenko pointed out the specific CAC appointment is a CAC to the MPO, stating it is not noted anywhere in the materials.

Ms. Dalton noted that it was not appropriately advertised.

Mayor Boback responded to move on..

VII. Town Manager Items

None were given.

VIII. Town Attorney Items

None were given.

IX. Public Comment: Public comment at this time is heard on any item and/or issue of concern.

Boback opens public comment:

- Pat Loffreno resident; Mr. Loffreno spoke about the Fire Commissioners noting there is only one this year.
- Carol Morris introduced herself as she is running for seat #3 for the Fire Commissioner.

Mayor Boback closes public comment:

X. ADJOURNMENT

MOTION: Vice Mayor Massucco made motion to adjourn. Councilman Reynolds 2nd the motion.

VOTE: The motion passes 5-0.

Mayor Boback adjourned the meeting at 8:11 PM

If a person decides to appeal a decision made by the Council in any matter considered at this meeting/hearing, such people may need to ensure that a verbatim record of the proceeding is made, to include the testimony and evidence upon which any such appeal is to be based. Please note: Agendas will be available on the Friday prior to this meeting at www.fmbeach.org.

Respectfully submitted,

Debbie Cardoso

Town Clerk

Date