

## MALABAR TOWN COUNCIL REGULAR MEETING

April 5, 2010 7:30 PM

This meeting of the Malabar Town Council was held at Town Hall at 2725 Malabar Road.

### A. CALL TO ORDER:

The meeting was called to order at 7:30 pm by Chair Thomas Eschenberg. The prayer and pledge were led by Council Member Nancy Borton.

### B. ROLL CALL:

MAYOR/CHAIR

VICE-CHAIR:

COUNCIL MEMBERS:

TOWN ADMINISTRATOR:

TOWN ATTORNEY:

TOWN CLERK/TREASURER:

TOM ESCHENBERG

JEFF MCKNIGHT

NANCY BORTON

BRIAN VAIL

STEVE RIVET

MARISA ACQUAVIVA

BONILYN WILBANKS

KARL BOHNE

DEBBY FRANKLIN

**Recess to Commence Closed Session - 7:00 PM.**

### C. CLOSED ATTORNEY-CLIENT SESSION

Pursuant to Florida Statute 286.011(8), the Town Council will hold a private attorney-client session, **which will not be open to the public**, with the Town Attorney, Karl W. Bohne to discuss pending litigation in Town of Malabar v. City of Palm Bay, Case No. [05-2009-CA-049231](#), filed in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, Florida. The following persons will be present at said meeting:

Town Attorney:	Karl W. Bohne, Jr.
Town Administrator:	Bonilyn Wilbanks
Mayor/Chair:	Thomas M. Eschenberg
Council Vice-Chair:	Jeffrey McKnight
Council Member:	Nancy Borton
Council Member:	Brian Vail
Council Member:	Steven Rivet
Council Member:	Marisa Acquaviva
Certified Court Reporter:	King Reporting Service

A verbatim transcript of this meeting shall be transcribed by King Reporting. The transcript will be filed with the Town Clerk and open to the public for inspection **after** the conclusion of the litigation.

**Reopen and announce termination of Closed Session 7:35 PM**

C. **ADDITIONS/DELETIONS/CHANGES** - Mayor said Item #2 has been asked to go to the end of the agenda by Bud Ryan. It was placed under #2 because he is a resident. No objections. It is now Item # 7.

D. **PRESENTATION:**

E. **PROCLAMATIONS:** National Crime Victims Week

F. **CONSENT AGENDA:**

1. **Approval of Minutes**

Regular Town Council Meeting – 3/15/2010

**Exhibit:** Agenda Report No. 1

**Recommendation:** Motion to Approve

**MOTION:** Rivet / Borton to approve the RTCM minutes of 3/15/2010 with correction to Clerk comments – change to thought. **VOTE:** All Ayes.

**G. PUBLIC COMMENTS: General Items not related to agenda items; Speaker Card Required**

One card on non-agenda item

Ronald Thomas, 1835 Malabar Road. He wanted to remind Council he is in the house across from the fire station that burned down. He has problem with some activities at the golf disc park next to his house. The discs are going into his yard and they are climbing and damaging his fence in order to retrieve them. He has posted his property. He doesn't mind them starting at 6:30AM and waking him up and he doesn't mind the game itself but he does mind them destroying his personal property, his fence. It has been pushed and bent over so many times and he has had to reset it many times. He is asking for Town for help. Vail said there is netting they could use. Vail will get with some of the organizers. Wilbanks will follow up with Mr. Thomas. McKnight wanted the Park Board to comment.

Mr. Dick Korn, Chair of the Park and Recreation Board will have it on his next Park Board agenda.

**H. STAFF REPORTS:**  
**ATTORNEY:**

ADMINISTRATOR: Sgt Gary was present to answer any questions. Rivet asked about the shots fired calls. The last several calls they have had but they have not found the shooters. Agent Holiday is averaging one burglary per month in the south Brevard. Today we had a chase through Malabar from the animal shelter. The bad guy left his female companion at the shelter. He was caught at motel on Highway 1. They were writing bad checks. Also have had some boat motors stolen. If there are general questions email ron.cook @bcso.com. Gary is a shift supervisor. He got a call at the last minute to come here. If you see suspicious vehicles in your area, call, don't wait. Richard Kovak from audience asked if there was a particular time when the activities happen. Gary said they tend to happen at night and are from Palm Bay. The car burglaries and the boat motors were at night. The home burglaries are during day – they knock and if there is no answer they break in. Vail said he can attest to people going into the woods at night and calling is the key. Sgt Gary said there was a grow house on Eva Lane. BCSO did a traffic stop and they found 2 kilos of cocaine.

Town has received clearance from FDOT on the stimulus projects. They also approved the additional dollars so there will be no out of pocket.

The pipe on Briar Creek Blvd has been completely replaced. There are two more pipes under that right-of-way that we will need to monitor – we have cleared out the ends so we. We have also replaced the pipe under Hall Road west of Appleby Lane. PW has done a repair on Elaine Lane. Some of these repairs will help with the overall drainage.

Rivet asked about the stormwater plans for the Candy Lane (Mrs. Perry) complaint. He knows it is still wet from recent rains. TA will report back to him on that. She has met with Mr. Hoene and he explained that the ditch along Linrose Lane that has never been maintained drains that area. She explained the drainage projects on Walker, Kelly and Cason Lanes that have begun.

**CLERK:**

- SCLC April dinner is in Cape Canaveral: SCLC Rep Council Member Borton and her husband will be attending, Council Member Acquaviva and her husband, Mayor Eschenberg and Town Administrator will also be attending.

- Would like to propose we amend our road ordinance to provide for another type of road improvement: on local "lanes" only that dead-end, add a "country lane" with grass strip in center as well as grassed edges within the 22' travelway. This would be in addition to the current dirt road standards, paved roads, milled roads. The right-of-way and drainage would still be required.
- Need Council suggestions on land use changes along Malabar, Babcock and US1. We will be putting up signs and asking for public input very soon. Rivet is fine with P&Z recommendations.
- EELs want to buy the area in Oakmont Preserve S/D that is not part of the S/D. They have a willing seller. There will be a tour on Wednesday, April 14, at 9AM. Our concern is the power line trail that cuts through there. BW said that Sue Hann asked Malabar for their opinion. They wanted to get this through before the HOA takes over. BW said Mr. Alcott, project manager for Oakmont Preserve subdivision wants to also give the maintenance of other areas in the subdivision to EELs.

**I. PUBLIC HEARINGS:**

Are legally advertised for 7:30 PM *or as soon thereafter as possible.*

**ORDINANCES: (0)**

**J. PUBLIC: ITEMS DIRECTLY RELATED TO RESIDENTS AND RECOMMENDATIONS FROM TOWN BOARDS/COMMITTEES PRESENT AT MEETING**

- 2. Agenda Request Form, Charles "Bud" Ryan, 1923 Howell Lane, Malabar on the Results of Public Records Requests and Research**

Moved to end of agenda – new Item # 7

**L. ACTIONS ITEMS:**

**ORDINANCE: First Reading – 0**

**RESOLUTIONS: 2**

- 3. Request United Way to Support the South Brevard Sharing Center on Parity with North and Central Sharing Centers (Reso 42-2010)**

A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, ACKNOWLEDGING THE PURPOSE OF THE SOUTH BREVARD SHARING CENTER; RECOGNIZING THE SERVICES PROVIDED BY THE SOUTH BREVARD SHARING CENTER; RECOGNIZING THE RELIANCE OF THE SOUTH BREVARD SHARING CENTER UPON THE GENEROSITY OF INDIVIDUAL DONORS, AREA CHURCHES, AND THE UNITED WAY OF BREVARD; DECLARING SUPPORT FOR THE UNITED WAY OF BREVARD; URGING THE UNITED WAY OF BREVARD TO PROVIDE SUPPORT FOR THE SOUTH BREVARD SHARING CENTER AT PARITY WITH SIMILAR ORGANIZATIONS WITHIN BREVARD COUNTY; PROVIDING AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 3

**Recommendation:** Action on Reso. No. 42-2010

Mayor read by title only.

**MOTION:** Borton / Vail to approve Reso. 42-2010 as presented.

Discussion:

**VOTE: 1)** Borton, Aye; Vail, Aye; Rivet, Aye; McKnight, Aye; Acquaviva, Aye.

Motion carried 5 to 0.

- 4. Transfer reserved funds on deposit to pay FEMA invoice (Reso 43-2010)**

A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, USING RESERVED FUNDS ON DEPOSIT TO PAY FOR THE FEMA INVOICE FROM OVERPAYMENTS FOR THE 2004 AND 2005 HURRICANE DAMAGES; PROVIDING AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 4

**Recommendation:** Action on Reso. No. 43-2010

Mayor read by title only.

**MOTION:** Borton / Rivet to approve Reso. 43-2010 as presented.

Discussion: Franklin explained that the budget is a spending "plan." When we do the budget amendment to increase our revenues and expenditures to cover the ARRA projects totaling 73K, we will add this cost as well. This resolution is simply an acknowledgement that we did not budget for this payment and will be paying for it with our reserved funds.

**VOTE:** Borton, Aye; 1) Vail, Aye; Rivet, Aye; McKnight, Aye; Acquaviva, Aye.

Motion carried 5 to 0.

### **MISCELLANEOUS:**

#### **5. Set Special Meeting for Personnel Discussions (Acquaviva)**

**Exhibit:** Agenda Report No. 5

**Recommendation:** Discussion

Chair has a card Item on this item. Chair asked Acquaviva. She said if the employees wanted to come to a meeting and speak up about those things that they have issues with. She doesn't know what other forum we could use. Chair said if an employee wants to speak to Council, it will be at a public meeting and they may not want to speak out. Acquaviva is trying to get it all out in the open. Now it is hearsay, and it is a lot of burden on employees by this third party talk. She has talked with Attorney Karl Bohne about this. She is looking for a forum for Council to discuss these issues and get beyond them. Chair asked if we can move this item to the end of the agenda. After these other items are discussed. Acquaviva agreed. This is moved to the last item on the agenda, new Item #8.

### **M. DISCUSSION ITEMS:**

#### **6. Carl Beatty (McKnight)**

**Exhibit:** Agenda Report No. 6

**Recommendation:** Discussion

Chair had Speaker Cards:

Bobbi Moccia, Kramer Lane, stated she has also heard a lot from third parties. We have a strong administrator and when you change to a strong administrator from one that was more lax you have resistance. Previous administrator was not an effective one. Not everyone will be happy. Ed Booth did not do evaluations on a lot of them. She did not find this out until after he was gone. This information came from Carl Beatty to her husband at the Post Office during an hour long chat during the work day. There is good work being done now and it is getting done the proper way, with procedures. She is not going to tell her principal how to run the school. That is micro-management. If there is a concern about an action, there is a grievance policy. We have an administrator and we need to let her do her job. She has spoken to many of the current Council to express her opinion. That is what she has to say about that.

William "Skip" Hard, 2560 Hard Lane, thanked Bobbi Moccia. He is presuming a lot by speaking before Mr. McKnight brings us the details of this agenda item. Since the Administrator has been organizing the drainage projects, there has been improvements. Before it was like a fire fighting response; having flooding would result in a ditch being dug deeper. That did not help the drainage problem. He reminded Council that they have a fiduciary duty to support her.

Stuart Borton, 141 Riverview Lane. Seconded what Bobbi Moccia and Skip Hard stated. He is not sure why we are talking about an ex-employee who could potentially sue us. He does not see the point in this. Let Mr. Ryan have his say and then move on.

Jeff McKnight stated this was not an easy thing for him to do. Over a year ago he had concerns about morale. There was a lot of push back from staff. In September 2009 Carl Beatty came to him and he had talked to him after meetings. He had spoken to TA. It was obvious that they were never going to come together. Even if there is just rumors we need to do something. He suggested to her that they lay Carl Beatty off. He regrets having to do this. He stated there were problems with the Building Official and the Fire Chief. He continued to talk to Carl Beatty and that is when he brought it to Council. Both Carl and Bonnie said he should talk to staff. They said they were being mistreated. He talked to 5 employees. He spoke with previous employees. He checked with her past employers and minutes. He read a portion of the Clewiston minutes of 9/22/2002. That council had chastised her for her behavior with the employees. After this research, he is concerned with how the employees are being treated. He has been a manager for 13 years and has never raised his voice.

Rivet said this was an extremely loose ship for a very long time. We hired her and people aren't used to any accountability.

Vail said if there is truth to any of these allegations or these rumors they need to act. It either has to be addressed as a rumor, demeaning statements, or, if true, it needs to be dealt with. It needs to be checked into. If we left it go without looking into it we would be derelict in our duties.

Acquaviva asked McKnight why this is under this agenda item. All she has is material to read and she was given nothing to read. The Council hired her knowing there had been these problems. Acquaviva said if this is all about the TA why it is under Carl Beatty. Beatty was terminated, and then Council directed that she rescind the termination. Now this is going to be an investigation about the TA. If personnel are so unhappy she has not seen it. She is here on a regular basis and she sees them and speaks to them and she has not been told of any grievance. Acquaviva said TA is a contract employee also. McKnight replied he is not looking to discharge her for cause. Acquaviva asked why this is under Carl Beatty item. McKnight said that the claims from Carl Beatty started it and then McKnight did his research. He has found she has a problem.

#### **7. (was#2)Agenda Request Form, Charles "Bud" Ryan, 1923 Howell Lane, Malabar on the Results of Public Records Requests and Research**

Charles Bud Ryan, 1923 Howell Lane, Malabar. He agonized over what he was going to say, especially after the memo. He is not after her for her technical accomplishments. He is after her for her treatment of the employees. He asked about the background check that was done on Free. Everything that he has is a matter of public record. He summarized that he had made a series of requests for public records. Almost all of the public records requests were done by Franklin. The only public records requests not handled by Franklin were on previous employees Rose Futch, Michelle Kelly and Sharon White. Ryan stated he must be very careful with his wording. Rose Futch was terminated. She had to have surgery for hip replacement. Michelle Kelly was hired to fill in. Then Rose was terminated for changing her timesheet. She was told to change her timesheet by her supervisor. The other thing she has done. Someone called TA about a sexual predator and her knee jerk reaction was to look into it. The notice said you should report it to law enforcement – not an administrator issue. This was a big incident and wound up with the attorney. City of Clewiston, 9/23/2002, the minutes said that ...topic of the meeting was the behavior of her treatment of employees. She never admitted there was an issue. There is the famous case in Golden Beach regarding "Mamie" and several unusual cases. Starting in Golden Bch and Clewiston, and Oakland Park, he went over the tenures. 1yr 3mo at Clewiston. Golden Bch employee she worked with for a period of about

two years. Please call and speak. He tried to verify her educational background but was not successful.

Ryan started this because of Carl Beatty. He started asking for documents on legal issues. The amount of money spent on Ford and Harrison: \$1300.00 and from 12/09 – 3/1/10 a large amount on Attorney Karl Bohne. The direct request was for all fees paid for legal fees related to Carl Beatty issue. The total between the two is almost 12,000.00. He spoke to two council members and they were in the dark as to how much was being spent on legal fees.

There were 20 emails going back and forth over a propane tank. The Chief got fed up and “quoted from memo – said the memo was personally demeaning. Here is proof that he did. Ryan also had copies from the Sun Sentinel of some articles. He also stated from Carl Beatty there was a list of demeaning things he was asked to do, such as cleaning the face of the water meters in Country Cove. Everyone took an oath and it would be a gross dereliction of duty if they do not do their duty and review what he has provided. He plans to come back at the next meeting.

Attorney Karl Bohne stated he wanted to clear up the legal fees. If the Public records request was for legal expenses, then the entire bill was probably provided.

Chairman Suspended discussion on Item # 7 and let Vicki Thomas and Liz Ritter speak.

Vicki Thomas, 1605 Country Cove Circle, Malabar. She also recognized Liz Ritter and Bobbi Moccia for the previous Eagle projects they have assisted with to the benefit of Malabar. Thomas serves on the Park and Recreation Board and is the Boy Scout liaison. She is working with Scout Scott Prasse who is a candidate for Eagle Scout. His project will make further improvements to Fern Creek Crossing. Bobbi Moccia and her scout started this with the bridge there over the tributary. Liz Ritter's scout constructed the fence at the location. Thomas said Scott Prasse's budget is 1300.00 for this project. He has gotten some funds but they are shy \$300.00 and are looking for council to possibly donate that amount. Thomas asked Scott to describe the project. He is going to pound in the raised nails in the bridge, build a flower bed and mulch. And clean it up so people would like to visit it.

Vail, Rivet, Acquaviva, Borton and the Mayor will each chip in 60.00. for this project. Liz Ritter, 2860 Orange Avenue stated her son worked with Bobbi Moccia on the two previous projects. They built the fence and gate. The projects require the scout to do the coordinating of the project, and oversee the project. When her son did it there was no need for fund raising. The Town provided material and use of equipment and tools. They do a project to learn how to interact with various groups and agencies. The troop will plant native plants and remove vines from the trees.

Chairman returns to Item #7 on Charles “Bud” Ryan's report.

Borton wanted to go on record. Carl Beatty had called her and if he worked for her Carl would have been gone 12 years ago. She told Carl Beatty to talk to Town Administrator and follow the employee manual, and he just refused to do that. Regarding the comment to just lay him off; you can't lay people off for not doing their job. TA Free has done what we asked her to do. She has improved things and maybe she didn't do it perfectly, but things are better. She can't believe they are checking her background again. She said there were people who have talked to her references during the original selection process. She has also checked with the background of the Building Inspector at Sebastian and Palm Bay and he has record of having issues with management. She is ashamed of how they have treated TA Free and listened to ex-employees and previous employees and even disgruntled current employees. Instead of this, can we help her become a better manager? She is embarrassed by what we have put her through.

Acquaviva said she is the new member and she has to read and she has read alot. She is also a talker and she has talked to Cindi and Denine when she stops in Town Hall, which is quite regular and she has not witnessed this alleged harassment. She has had nothing from Carl Beatty to read on his complaint. If the topic is Carl Beatty, why is this all about TA? Is there anything illegal that she has done in regards to Carl Beatty? She feels the same frustration as McKnight. In reading the material she has nothing from Carl Beatty, but the memos from Administrator to Carl and the write ups and the evaluations done by TA are all included and signed by Carl Beatty. Are there issues with that? She has done the right thing with the letters in the file. Is it her character under discussion for being a harsh manager? She asked Atty Bohne if everything that was done was done properly. The evaluations were signed. She has a problem with these things coming forward and if people aren't coming forth and saying these things themselves, it is again hearsay.

Rivet said he also talked to some people. He also is a manager and with some people, the discussion can get very passionate and in the end we came to an understanding and moved on. You can be a real hard pressing manager and get stuff done. In regards to employees, they have to respect you; they do not have to like you. This is a tempest in a teapot and he invites anyone from town hall to contact him if they want to talk to him. He does not think there is a deeper problem.

McKnight said employees confided that they are working in a hostile environment and they are crying on Sunday night before coming to work and it is not ok for his town hall.

Vail said this is bringing out issues and something needs to be done. Rivet said because we are discussing this does not mean there is evidence that there is a problem. Vail said we should investigate them. Vail has no problem with the way she dots her eyes and crosses her "t's".

Acquaviva said all of this is bogging down the Town. Unless everything you brought up as public record research is new. She has never spoken to anyone who has a problem and the Fire Chief didn't say there was a problem when he was asked.

Chair said this will fester until it is dealt with. Chair said we have to review what Ryan gave them. If any of the material leads them to want to review, then educate yourself and bring back to another meeting. They want to solve a problem. If there is no problem then everyone can agree to it. It has to be on the next meeting. Come back to the next meeting.

Chair doesn't want any public input from PW employees. Tom Miliore can call the Council and speak to them. Anytime the council member

Chair asked who was paying for the court reporter. Bonnie is paying for it.

Karl Bohne said in regarding public records – they can make requests all day, every day. It happens in other jurisdictions. It is part of the job. When you go through this stuff, if you think there is a problem, identify what the problem is. Bohne said to answer Acquaviva, has TA done anything illegal? No. To him it is a management style issue.

Mayor said this is part of the research if it is management style. Determine what you are going to do about that.

TA said that things that Mr. Ryan said that are not true, when it is taken 100% out of context. Rose Futch resigned and only one fired was Michelle Kelly. As an administrator, she doesn't loosely terminate.

Allow her the same courtesy Council allowed Fire Chief: to respond to each allegation. Employees here should be allowed to speak on public records.

This has been hanging over town hall and after the comments made by Beatty about women. She would not meet with him. Carl Beatty stated he was publicly chastised and current staff. Ms. Chambers and Mr. McClullom had an agenda and they wanted to get rid a police chief. Once that was done, she was gone. She wasn't at the meeting on 12/23/2002 because she was with her daughter. Severe staff related issues from the last 4 of the 5 employers.

She provided professional referrals. Alex Diaz is the city mgr that took her place. Clerk gave him to Diaz. Oakland Park – staff issues. The whole place had problems. She left a police chief position to take that job. It is a very political city. There was a finance person for 28 and kept two sets of books. She was given direction to make change. Change makers effect change.

Chair said the matter is set to come back in two weeks.

Borton has no problem and needs no convincing.

Chair said that what seems strange to him is that Carl Beatty also talked to him. If Carl is the focus of this whole thing, why has not anything come from Carl Beatty? McKnight is not advocating for Carl Beatty. He started trying to find out what was going on between them. Chair said this happens all the time all over the State. Marisa said it needs to be resolved.

New Item #8. Not brought back for discussion.

#### **N. MAYOR AND COUNCIL REPORTS:**

- 1) Borton – 2 more weeks of stress
- 2) Vail – Springfest in the park next Saturday. McKnight wants a t-shirt.
- 3) Rivet – const vehicles on residential land – if there is an address
- 4) McKnight – nothing
- 5) Acquaviva – talked about this with Debby and Bonnie; going west on Malabar Road at Corey Road and she was going to look into this. CC HOA Vickie Merrick has also asked about this. Talked to Brevard Cty Sheriff and they will be watching for it. They talked about signage that they could put there by FDOT. A sign that says no passing on the right. It is getting very dangerous. The other item is about security. We have no security here. You could have disgruntled people and why don't we have security. She did not know Carl Beatty and she was afraid. Borton said it is important. Mayor said it was very low risk here. Marisa said it would be nice to have a deputy present.
- 6) Mayor – grandson had his last radiation treatment yesterday and will be home tomorrow. He wants to use the mask as target practice.

#### **O. PUBLIC – speaker card required**

Chair allowed Bud Ryan – asked Council to contact the current and former employees; we don't check the references. He has no qualms about her technicality ability. You will find out that there is a morale problem here at town hall. He will forward anything they ask. McKnight asked if there is any legal reason to not contact former employees. Karl Bohne told Bobbi Moccia there was an agreement to only say regarding Hall. If the new employer has acted on info then there is a problem and could be open for slander. There is no law only fear of civil liability.

Stuart Borton – he has heard so much stuff tonight. He questioned the comment made that any employee can come to Council but if you have a morale problem, is there a process. He referenced the recent complaint about the fire department. How are you going to blame a morale problem at fire dept on Bonnie when the Chief knows they have a chain of command you must go through if someone has a morale problem at the fire dept and you can't take it to Council first. Stuart Borton has never heard any



malcontent comments from Building Official Roger Cloutier or Carl Beatty for that matter. Stuart Borton was on the committee to select the administrator and he and another member called on a lot of Bonnie's references. The information brought out tonight is not new. This is old news. We hired her because she is a hard manager and is result oriented. He thanked her for this. This is just old news. Stuart Borton asked why the Chief applauded for the comments made by Bud Ryan if he doesn't have an issue with Bonnie. Mayor said Chief claps for everyone.

Skip Hard hopes this is the end of the blood letting. What process does the Town have in place for a grievance? If there was an ombudsman and Mayor would be good for that. Does Policy have grievance process. This woman has done a very fine job and needs a statement of support so she can continue to do her job.

Tom Miliore, PW Manager for the Town of Malabar. Has held the position for the last six months and has no problem with working with Bonnie. If he can't do a job they sit down and discuss how they can get it done. Council is invited to speak to him or his staff. The PW staff now works very well together. Miliore said in regards to a statement made by Mr. Ryan that Carl felt it demeaning to clean the faces of the water meters. You can take anything out of context. This is the process of cleaning out the meter box in order to read the meter. He has cleaned meter faces; he is a working PW Manager. He has also had prisoners clean the faces of meters in Brook Hollow. If the water meters were taken care properly, they wouldn't need this to be done. He doesn't have any problem with making statements into the public record and he doesn't hold anything back. He invited Council to call him or his staff.

Pat Dezman, 1670 Country Cove Circle. Commented that this is the first time she has been back since leaving Council. She said she is not done with the review of all the public records. She herself has also made a large number of public records requests. She has also had them reviewed by a professional. By virtue of our constitution, we have certain protections. She stated for the public record that she has not had a problem with Bonnie for the last 4.5 years that she interacted with her. She felt she has done a tremendous job. She also stated that if Bonnie were a man, they would not be having this discussion.

#### **P. ADJOURNMENT**

There being no further business to discuss, **MOTION: Rivet / Vail to adjourn this meeting. VOTE: All Ayes.** The meeting adjourned at 10:00 PM.

BY: Thomas M. Eschenberg  
Mayor Thomas M. Eschenberg, Chair

ATTEST BY:

Debby K. Franklin

Debby K. Franklin, Town Clerk/Treasurer

Date Approved: 4/19/2010