

INDIAN SPRINGS VILLAGE
TOWN COUNCIL MEETING
September 5, 2017

The Indian Springs Village Town Council met Tuesday, September 5, 2017. Mayor Bell-Guercio called the meeting to order at 7:00 P.M. After the Pledge of Allegiance, the Town Clerk called the roll and all Council members were present.

Council Meeting Minutes of August 15, 2017 were reviewed and endorsed as written.

Chief Buddy Tyler reported that there were a total of 138 calls in August, 48 fire related and 90 medical related. He also noted the average response time was 5 minutes and 17 seconds. NSFD is currently beginning a program of inspecting and replacing smoke detectors in the Indian Valley subdivision. This is scheduled to begin September 9th. He also stated NSFD will give out free batteries for smoke alarms beginning October 1st. Fire Prevention Week begins October 8th, the fire department will be going to the schools making presentations. Fire dues will be mailed out September 8th. Tyler also noted they are still collecting donations to the Texas Relief Effort if anyone would like to donate, please take items to Station #2 on Caldwell Mill Road.

McKinnon Maddox of MacMedia was in attendance and he presented a first look at the new web-site. He held a question and answers session and stated he would be working with the Town Clerk in order to put the finishing touches into the product. He stated it should be completed in a couple of weeks.

Councilmember Robins reported the remaining major items to be completed by contractor are countertops and back splash which is due to be installed September 13th, along with general cleanup and punch list. Robins also reported that Henry Hughes is no longer working as an arborist. He recommended Ace Tree Service and they will be out next week to assess the oak tree in front of the Town Hall. Robins also reported a sign has been ordered for Oak Mountain Trail that notifies drivers that this is a dead end road.

Mayor Bell-Guercio reported that Ed Zwilling is no longer able to continue in his ZBA position as he is no longer a resident of ISV. Therefore, she recommended that the Council appoint Billy Longshore as his replacement with the appointment running through February 26, 2018. Harrington made a motion to accept Billy Longshore as a ZBA member and Robins seconded the motion. The vote was unanimous. Bell-Guercio acknowledged a letter from the North Shelby Library thanking ISV for their continued summer reading support and referenced the success of this year's program. She also advised the Council that September 25th has been proclaimed as "Family Day", a worthwhile recognition campaign.

Founders Day was discussed and it was decided to go with the same format as last year.

Appliances need to be purchased for the new building. Robins made a motion to suspend the rules in order to vote on purchasing these items. Elliott seconded and a roll call vote was

unanimous. Robins made a motion to approve \$2200 expenditure for these items. Elliott seconded and the vote was unanimous.

City Engineer, Frazier Christy was in attendance to discuss the letter received by the land use attorney, Bill Justice. The Council had asked for a legal opinion on whether mini-storage units were a permitted use as described in the court order from the case of Wyatt v. City of Pelham. It was Justice's opinion that mini-warehouses were not contemplated as a permitted use in the court order. The ISV ordinance in Section 7.0 provides that the Town Engineer is to make an interpretation as to whether a particular use falls within a zoning district. Justice acknowledged the present situation is a little different as we are dealing with a court order rather than the zoning ordinance, but he believes it would still be appropriate for the Town Engineer to make this determination. Christy deferred to the legal opinion of Justice that mini-warehouses are not contemplated as a legal use. Thus, the property owner has at least two alternatives: he may appeal to the zoning board of adjustment as provided in Section 7.0, or he could request that his property be re-zoned to B-2, which by the terms of the zoning ordinance would permit mini-warehouses. The property owner was in attendance therefore is aware of his options.

Bell-Guercio adjourned the meeting at 8:10 pm.

Respectfully submitted:
Joan Downs, Town Clerk