

**MINUTES OF THE REGULAR MEETING OF THE
SANFORD HISTORIC PRESERVATION COMMISSION**

**WEST END CONFERENCE ROOM
7:00 PM, MONDAY, JANUARY 24, 2011
SANFORD MUNICIPAL BUILDING**

Roll Call:

Commissioners Present: David Nestor, Ed Page, Brandon Atkins,
Shannon Gurwitch, Mike Humphrey, &
Al Roethlisberger

Commissioners Absent: Donnie Worley

Staff Present: Planner David Montgomery & Clerk Anne Sears

Government Official Present: Councilman Sam Gaskins

APPROVAL OF THE AGENDA FOR JANUARY 24, 2011

Chairman David Nestor called the meeting to order. Clerk Anne Sears called the roll. Chairman Nestor asked for approval of the agenda. Commissioner Humphrey asked to add the HPC newsletter under New Business, and Commissioner Gurwitch asked to note that she wanted to talk about the Bike Race. Commissioner Roethlisberger moved to approve the agenda as amended. Seconded by Commissioner Page, the motion passed unanimously.

APPROVAL OF THE DECEMBER 20, 2010 MINUTES

Chairman Nestor asked for approval of the December minutes. Chairman Nestor stated that Commissioner Roethlisberger had asked for a correction on the December minutes per his e-mail and Chairman Nestor stated that the correction was done, and that Commissioner Roethlisberger did vote and that he did not abstain. Commissioner Roethlisberger made a motion for the minutes to be approved as amended. Seconded by Commissioner Atkins, the motion passed unanimously.

PUBLIC COMMENT:

There was no public comment.

Old Business:

Staff David Montgomery shared that he has received official confirmation that East Sanford was approved by the National Park Service as a National Register of Historic District in the month of December.

Chairman Nestor noted he had asked Commissioner Humphrey at the last meeting to send him an email with the names of the prospective members for the guidelines committee, and that he had not received that e-mail to date. Commissioner Humphrey said he had that information available tonight, and that he was unable to contact everyone until this afternoon due to health reasons. Commissioner Humphrey stated that everyone who was previously on the committee had agreed to participate except for Bailey Kohl. Commissioner Humphrey also noted that David Christ was interested in participating and that he had not served on the committee in the past. Chairman Nestor stated again that he had asked for a couple of things and it was important for Commissioner Humphrey to have sent him the list by e-mail prior to the meeting so they could go ahead and approve it as a Commission that evening.

Commissioner Humphrey at this time made a motion to approve the committee tonight. Chairman Nestor asked if there was a second. There was none. Chairman Nestor stated that they move forward on the agenda and have something more tangible at the next meeting. Commissioner Humphrey wanted to address the issue again. Councilman Gaskins stated there was no second to the motion, so he could not. Commissioner Roethlisberger shared that although he thought the Chairman was responsible for creating committees, he thought that the Commission may need Attorney Patterson's legal opinion on the matter.

Councilman Gaskins wanted to clarify that the Commission was revising the guidelines and not the Unified Development Ordinance (UDO). Chairman Nestor was in agreement. Mr. Gaskins stated that the Historic Commission could recommend changes to City Council about the UDO, but that the Commission does not have the authority to change the UDO.

Commissioner Gurwitch stated that the Commission should go ahead and approve the people they had already talked to, since so much time had already been wasted with the guidelines in the past and that she wanted the process to move forward. Commissioner Gurwitch stated she wished to second Commissioner Humphrey's motion with the amendment that the Commission try to identify two or three additional new members that were willing to serve on the committee who had not previously served. Chairman Nestor asked if this was a new motion at this time. Commissioner Humphrey said he would withdraw his motion and accept Commissioner Gurwitch's motion. The motion was then seconded by Commissioner Humphrey.

Chairman Nestor asked if there was any other further discussion.

Commissioner Roethlisberger questioned the Chairman's role in appointing committees. Councilman Gaskins explained that the Chairman could appoint committees, he had the full authority to do that, and that he didn't have to ask anyone's permission. Commissioner Page noted that his problem with the motion was that it sounded like the Commission was moving to usurp the Chairman's authority by creating a committee itself. Commissioner Page asked that if a Commissioner wanted certain individuals to serve on the committee then the Commissioners should submit them to the Chairman to create, which he could do in or out of session, whenever the Commissioners sent that information to him.

Discussion continued, and at this time Commissioner Humphrey named the people on the list that he had contacted. They were as follows: Laura Younger, Sheri Myers, Tammy Hebert, and a new person David Christ.

Chairman Nestor said he wanted the names prior to the meeting so that he could call the individuals himself and make sure they were willing to serve based upon the past history of the guidelines and the fact the Historic Commission may not approve all their recommended changes in the future. It was the consensus that calling the individuals was a wonderful idea. Commissioner Roethlisberger stated perhaps the compromise would be a motion to endorse these candidates to the Chairman for what the Commission would like the Chairman to do. If the Chairman felt comfortable after talking with those individuals and getting their commitment, then he could say he talked to these people out of session, and appointed such and such.

Chairman Nestor noted to Commissioner Humphrey once again, that he would take the recommendations from the Commission, and he would contact them and follow-up with him in a week. Commissioner Atkins pointed out at this time, that if the names had been e-mailed prior to the meeting that this discussion would not have continued this long. Councilman Gaskins gave the committee some recommendations for a more effective meeting.

Chairman Nestor stated his goal was to do his best to appoint a committee by next week after calling the names of the people on the list that were given at the meeting that night and to move on. Chairman Nestor asked if there was any other discussion.

Commissioner Roethlisberger asked that the motion be repeated at this time. Commissioner Gurwitch made a motion that the Commission appoint the individuals that were listed previously by Commissioner Humphrey, having served on the committee before and appearing to have the full qualifications to serve on this committee and that Commissioner Humphrey identify two or three additional individuals, not having served on this committee previously, who would be willing to serve on the committee as new members of this committee,. The motion was seconded by Commissioner Humphrey. Chairman Nestor called for a vote. Commissioner Gurwitch, Commissioner Humphrey, and Commissioner Roethlisberger voted for the motion; Commissioner Page, Commissioner Atkins, and Chairman Nestor voted against the motion. It was noted there was a tie vote. Some discussion entailed what to do with a tie vote and whether the

Chairman could vote. It was finally determined that the Chairman could vote and the motion did not carry.

Commissioner Roethlisberger made a motion the next time revisions were made for the Commission's Rules and Procedures that they address the Chairman's voting and what to do in the case of ties. Seconded by Commissioner Atkins, the motion passed unanimously.

NEW BUSINESS:

- Staff, David Montgomery summarized the minor works COAs for from December 21 and up to the date of January 24, 2011. (sheet attached)
- Staff Montgomery noted that staff Liz Whitmore was working with the city IT Department of posting photos of historic properties of all the National Register Districts. Houses on Horner Blvd. would be used as the test model and if no problems arose, then the Rosemount-McIver District would be the first to be completed.
- Staff Montgomery shared that the porch at the residence of 304 Cross Street belonging to Ora B. Reed had been removed.

Staff David Montgomery shared that the winter newsletter would be distributed shortly. He also asked that if members had any articles or ideas for future newsletters to go ahead and submit them now so staff would have working copy instead of having to pull things together at the last minute. Commissioner Humphrey asked about the closing out date for all COAs and what the procedure was. Staff Montgomery noted they would follow up on outstanding COAs by phone call.

Commissioner Gurwitch said she is working with Parker McConville about the annual Bike Race on May 1st, 2011. Parker McConville would like for the running race to expand to a 10K and wanted to highlight the residential historical districts. Commissioner Gurwitch thought that this may be a good opportunity for the Commission to get information out about the Historic Districts and the Commission. Suggestions and ideas continued to be passed among members.

Commissioner Humphrey asked when they were going to have a yearly retreat, and Staff Montgomery said he would e-mail some dates and times to everyone.

Chairman Nestor called for a motion to adjourn. Commissioner Humphrey made a motion to adjourn. Seconded by Commissioner Gurwitch, the motion passed unanimously. The meeting adjourned at 8:15.

Adopted this _____ of _____

David Nestor- Chairman

ATTEST: _____
Clerk: Anne Sears