



CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES • APRIL 12, 2016

City Commission Chamber

Regular City Commission Meeting

7:00 PM

CITY HALL
1065 RIDGEWOOD AVENUE
HOLLY HILL, FL 32117

City Clerk's office: (386) 248-9441 - Fax: (386) 248-9448

1. CALL TO ORDER

A. Roll Call

Attendee Name	Title	Status	Arrived
Arthur J. Byrnes	District 1 - Commissioner	Present	
Penny Currie	District 2 - Commissioner	Present	
John F. Capers	District 3 - Commissioner	Present	
Elizabeth Albert	District 4 - Commissioner	Present	
John Penny	Mayor	Present	

B. Invocation

Commissioner Capers led the invocation.

C. Pledge of Allegiance to the Flag

Mayor Penny led the Pledge of Allegiance to the Flag.

2. PRESENTATION

1.

Proclamation - Water Conservation Month

(Requested by Valerie Manning, City Clerk)

Mayor Penny read into the record two proclamations for Public Works. One was for Water Conservation Month for the Month of April and the other for Public Works Week, May 15 - 21, 2016.



3. PUBLIC PARTICIPATION

The following individuals spoke to the Mayor and Commissioners:

Jim Schultz, 117 Harvard Drive, Ormond Beach, stated what he wants to mention is the water issue, is maybe more emphasis towards zero scaping, himself, doesn't have grass he has mostly native plants, they don't get watered, nature gives them what they need. If he transplants them he'll give them a little water but other than that, 40% of the water in Florida is used on greenery and grass. Its sometimes a counterproductive thing when it can be used more efficiently for humans. Its hard to win a battle against grass. It takes a lot of pesticides,

lots of effort. Florida natives love to be in Florida. Mr. Schultz stated what he actually wanted to mention was he noticed on the sign out front "Children's Health" is a special issue this month. Right now there is a movie out called "Vaxxed" by Andrew Wakefield who is a British doctor, who got involved with the MMR (Measles, Mumps and Rubella) issue and lost his license and a lot of other things had the British system come down on him. What he showed was a relationship between MMR and gut issues, he was a Gastroenterologist, he didn't do most of the studies but John Mucker-Smith did and he lost his license too but his insurance company paid for him to go to court and he was totally exonerated and he had done all the examinations to the children that were supposedly in the British system found to be dishonest and yet he was totally exonerated. The MMR, the British had used a cast off version that the Canadians had used and found defective and injured too many kids but the British decided to take it in as theirs and change the name on it to make it safer but it didn't work well. The MMR in the USA the trishad is a live virus and its sold by Murk, the only licensed provider but Murk scientist biologist are actually suing saying that they had to fake the data to make the mumps portion pass the tests because it never has in twenty years been able to work that's why they hear about hockey players getting the mumps and people getting the mumps at an advanced age because it hasn't worked in a long time. The movie Vaxxed is out there now about a study that was done by doctors in 2001. When the data showed the opposite of what they wanted, they shuffled the data, they took the offense part of it and got rid of it. They altered the protocol which is very unethical. Wakefield is like a whistle blower years later and this is what the movie is about.

Jim Legary, 342 Burleigh Avenue, Holly Hill asked if anyone knows how much longer the thumping is going to go on at Marina Grande. Its a lovely addition to the noise pollution in the area.

Steve Smith, 1410 Riverside Drive, Holly Hill, stated he is here to talk about the property at 1570 and the city-owned property across the street. A while back there was a meeting where Dallas ??? from 1584 Riverside Drive came up with a proposal here at the podium and in his opinion, the best proposal that he has heard about that particular park. Its never been named. People started calling it the Donnie Moore park when Donnie was a Commissioner and got with Mr. Forte and they put the picnic tables and the curbing in there but since then there's never been done with it but Dallas had a five minute presentation here and he was promised by the Mayor or the Commission who said they would follow up with him and Mr. Smith said he spoke with Dallas today and he said that he hasn't been contacted but he is still interested and follow through with the plans he presented in bringing something positive to that park. Five minutes won't get it. Mr. Smith stated he would like to have a presentation or give Dallas more than five minutes to address the Commission and share with them his ideas on how the park can be improved and what can be done with some citizens input. This has been going on for over two years now, over two different Mayors, people have received apologies from the current and previous Mayor for allowing individuals to go on for fifteen and twenty minutes, workshops on this and his request is to put them on the agenda for a presentation so they can have more than five minutes so they can have a discussion about what they can positively do for that park and make it an asset to the trail that goes by there.

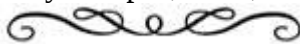
4. APPROVAL OF MINUTES

1.

Minutes - Feb. 23, March 8 and March 22, 2016 - Regular City Commission Meetings
(Requested by Valerie Manning, City Clerk)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John F. Capers, District 3 - Commissioner
SECONDER:	Elizabeth Albert, District 4 - Commissioner
AYES:	Byrnes, Currie, Capers, Albert, Penny

Enacted and approved this 12th day of April, 2016, in Holly Hill



5. **CONSENT AGENDA - ITEMS (1 - 2)**

Mayor Penny asked if there was any member from the audience who wished to speak to any item on the Consent Agenda. No one spoke.

1. Resolution

Firefighters Pension Fund Board of Trustees - Re-Appointment and Appointment -
Resolution 2016-R-14

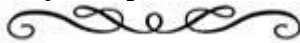
(Requested by Valerie Manning, City Clerk)

Arthur Morris was appointed as the new board member and all current members are re-appointed as submitted.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Arthur J. Byrnes, District 1 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Byrnes, Currie, Capers, Albert, Penny

RESOLUTION

Enacted and approved this 12th day of April, 2016, in Holly Hill



2. Resolution

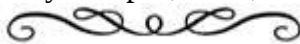
Water System Improvements Between Us1 and Riverside Drive - Phase II - Resolution
2016-R-15

(Requested by Mark Juliano, Public Works)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Arthur J. Byrnes, District 1 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Byrnes, Currie, Capers, Albert, Penny

RESOLUTION

Enacted and approved this 12th day of April, 2016, in Holly Hill



6. REGULAR AGENDA

None.

7. PUBLIC HEARINGS

None.

8. COMMUNICATIONS

a. City Manager & Staff Comments

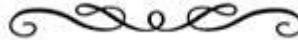
Mr. Forte stated the Brown and Brown contract is for reporting purposes only. Several months ago the City Commission authorized an extension to the Brown and Brown contract but staff didn't realize there was a fiscal date and an annual date conflict in the contract and what that did is it caused for the calling of five quarterly payments in the current budget year, current fiscal year. What staff did is they extended out this memorandum out to January. It didn't cost any additional dollars, the dollars for the contract will be the same, they are just pushing the months out for an additional quarter so that last quarter will actually be paid in the last fiscal year and not have to be done in this budget. Mr. Forte stated there are also a number of budget amendments in their packets. These are amendments that have been authorized and is before them for informational purposes only. These are not new dollars taken out of the General Fund but dollars that are in the budget but just moved from one line item to a more appropriate auditing and accounting line item. Mr. Forte stated he wants to make the Commission aware that last Thursday the Mayor and himself attended the County Council meeting where Synergy Billing received support, unanimously from the Volusia County Council as part of their State QTI which is Qualified Target Industry Jobs Growth Incentive package in which the County is going to be their 20% financial support for that program. That's a nice step in the right direction for Synergy Billing and the City is looking forward to moving that project along.

1.

Brown & Brown Contract Report Only

(Requested by Kurt Swartzlander, Finance)

RESULT:	CM COMMENTS
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2.

City Manager Budget Amendments - Staff Report
(Requested by Kurt Swartzlander, Finance)

RESULT:	CM COMMENTS
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b. City Attorney Comments
None.

c. Mayor's Comments

Mayor Penny shared with the Commissioners the work that is continuing on the homeless situation in Volusia County. There is something called a Point and Time Study which once a year all the homeless people that can be identified are identified that moment in time. There are some amazing statistics that are put together by it. In Volusia County there was 901 identified and in the City of Holly Hill there were 51 people identified which is 6% of the homeless population. If they look at Daytona Beach, 567 people which is 63% of the homeless population. The one flaw in the study, in his opinion, is that its done by zip codes and there is no accounting for unincorporated Volusia County in any of these statistics. In his opinion, many of these statistics are skewed, they lump everyone into a county zip code. Its pretty overwhelming the amount of people but he shared with them the VI-SPDAT program which is the homeless assistance entry test, to date there has been 396 people have gone through the assessment process, 189 have been put into permanent supportive housing. The biggest bang for the buck for getting people off the streets and back into a permanent home continues through travelers aide out of the 189 people, 87 have been relocated back home with their families through travelers aide. Mayor Penny stated he has a conflict for their first commission meeting in May which is May 10th, All-State has a biannual convention once every two years, that's the beginning of their budgetary process and he understands they may have to schedule a special meeting in between their regular meetings to begin those discussions so on May 10th, Commissioner Currie will facilitate that meeting.

d. District Commissioners Comments

Commissioner Capers thanked those who spoke during public participation; commended the road crew for the paving jobs on Flomich and Walker. They did a quick job with minimum down time on the roads, paving markings were done very nice and also on 15th Street they filled a pot hole that was there for quite a while and took care of the sidewalk that was being undermined, they took dirt and filled that area in and did a good job. Commissioner Capers stated he would like to see more of, like what Steve Smith talked about, the park, Commissioner Capers believes the City needs to work a little harder and

look at locking it in, people continue to try and take it away to either buy it, rent it, lease it and he is against that and will be as long as he is up here. There are some advantages to naming the park, he thinks it then becomes more of an official park and it may help in determining where the sexual predators can and cannot live, it might be an area that the city can keep it clean so he would like to see it on the agenda and have the gentleman that Steve Smith talked to and of course, public participation to see how everyone else feels because he is here to represent the citizens and if the citizens speak up and feel the same way he does then he feels the city needs to try and seal this in forever.

Mayor Penny stated he was going to suggest that the gentleman contact Mr. Forte or Mr. Forte contact him to see what the proposal is before it gets placed on the agenda and allow Mr. Forte to brief each of us individually and see if we want to put it on the agenda.

Commissioner Currie stated and just so the Mayor has a third, that was under her comments as well.

Commissioner Byrnes stated if it involves some kind of privatization he doesn't even want to hear it. He wants to make sure that those properties stay available to all the people.

Mr. Forte stated for his clarification, the last time we discussed the park on Riverside Drive when Marcy Albright was here, the Commission gave him direction to bring back a form of a lease agreement for at least approximately 5 foot of the main height water mark which would allow the property owners to put in a dock and a boat lift. That was direction that he was given, that was the direction he was going in and he was anticipating bringing that back to the Commission at the next meeting or two.

Commissioner Byrnes stated but that doesn't prevent us from the rest of the property being public.

Mr. Forte stated the rest of the property will remain a park as the Commission has directed him and made it clear. That area will remain a park and will be secured as such but he was also bringing back a lease agreement for the property owners to build a dock and a boat lift.

Commissioner Capers stated its all part of the discussion.

Commissioner Albert stated she would say that they would have to be consistent in what they say. You don't change what you say in the intent of the conversation based on who is standing in front of you at the time. This is not a new topic they have discussed, its come around multiple times through her tenure, she thinks the best course is before they bring it publicly they do individually discuss their intent with the City Manager so that he is clear on what each one of us has as a vision for that location.

Mr. Forte stated he pretty much knows how most everyone feels about that park.

Commissioner Byrnes stated he believes they made it clear at a public meeting that they want to see that lease come back.

Commissioner Capers stated he thinks Commissioner Byrnes made it clear that he wanted that lease to come back, I never did.

Commissioner Albert stated she was interested in pursuing the lease.

Commissioner Currie stated she was interested in information.

Commissioner Byrnes stated so they want it to come back and see what it is and they can vote for it or against it, that's their prerogative.

Commissioner Capers stated, okay.

Mr. Forte stated that may be the most appropriate action is that when that item comes up, it would be an opportunity to open it up to the public to make comment but again, leasing 5 feet of that may not have as much of an impact on the entire park as some people may think. That park will remain as a park. They can still continue to treat it as a park and maintain it like a park.

Commissioner Currie stated there is no intent to lease the park; that's never been a discussion since 2012 as far as she knows.

Commissioner Byrnes stated and from the comments during public comments, he's talking about improving it, maybe he has some funding sources or sponsors they might be able to bring forward. Commissioner Byrnes stated he sat quiet during public participation but he doesn't know if some of you know that one of the things he does is he works on debunking legends and myths and things along that line, he doesn't care if they go see Vaxxed or not but if you watch that and you don't get your child vaccinated because of that then you are doing a disservice to your child because there has been no thimerosal, no mercury, none of that stuff in American vaccinations since 2000. Its a sad fact that all of this came about because of the one doctor that was mentioned who lied and put out a study that said that the vaccines caused Autism's. It has been thoroughly and totally debunked and researched by the scientists community and there is no correlation. The problem and its very sad, the reason that it keeps going on is because when you're a parent and something happens to your child, it is very difficult to deal with. Its a lot easier for you to go those nasty drug companies they all did this to us. Vaccines, like anything we do, is not 100% safe. Yes, once in a while very few children are injured by vaccines but the amount of lives that are saved by those vaccines hugely out numbers that. It is not, you should not base your decision on this piece of fiction and that was the message that was delivered. The CDC hasn't done anything to stop that movie from being out, they don't care. They got work to do. Its the public that stopped that. Its the people who understand science and who understand the publicity and who understand what he just explained about parents because it is sad. It is sad when something happens to your child and its better to blame it on some big government agency or some big company than it is to just say stuff happens because it does. The lying and the misrepresentation that has gone on and the people whose children have died because they didn't get them vaccinated, those people are the ones that suffer the most in this stuff that is constantly spread because the internet is now a big echo chamber because

these people that believe that, they all get on there and talk to each other and they think what they're spreading is the truth when what they're spreading has already been debunked and is already junk.

Commissioner Currie asked Mr. Forte if he had an answer to the Marina Grande issue or no?

Mr. Forte stated he doesn't know anything about it. He will look into it.

Commissioner Currie asked is there a way to get back to Mr. Legary and let him know so he can rest in peace. Commissioner Currie congratulated Mr. Morris for being appointed on the Firefighters Trust Fund Board.

9. ADJOURNMENT

The meeting adjourned at approximately 7:30 PM.


Valerie Manning, City Clerk CMC 4/12/2016


John Penny, Mayor 4/12/2016