



CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

MINUTES • MAY 22, 2018

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 C. Danio	District 3 - Commissioner	Present	
Chris Via	District 4 - Commissioner	Present	
John Penny	Mayor	Present	

b. Invocation

Commissioner Via led the Invocation.

c. Pledge of Allegiance

Mayor Penny led the Pledge of Allegiance to the Flag.

2. POSITIVITY AWARD

1.

Copper Bottom Craft Distillery

(Requested by Valerie Manning, City Clerk)

Commissioner Via thanked the owners of Copper Bottom Craft Distillery for their business in Holly Hill and appreciates all they do for the community and coming to Holly Hill.



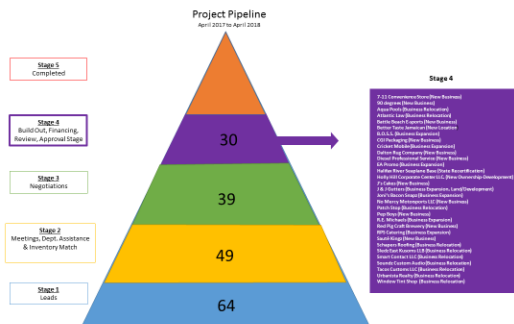
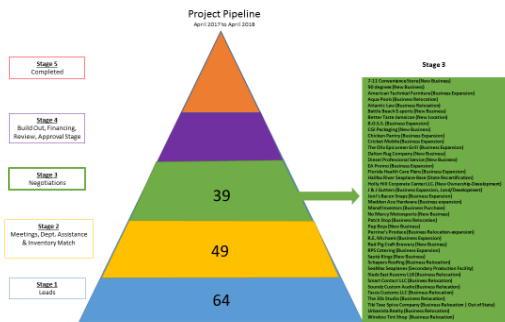
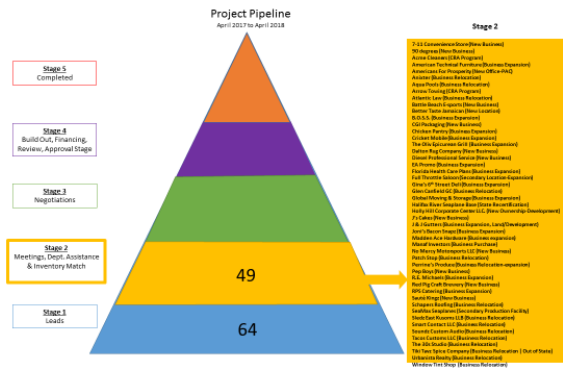
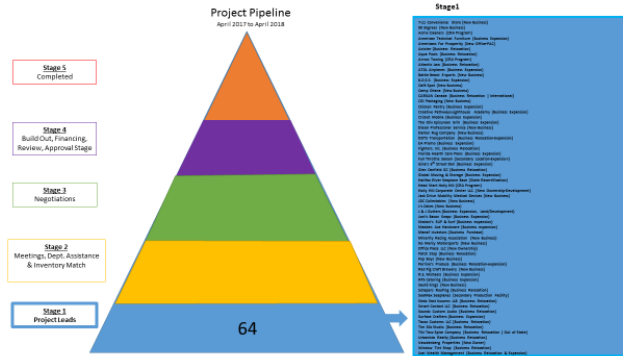
3. PRESENTATION

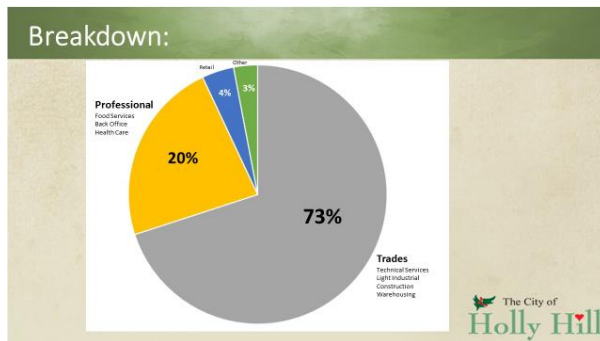
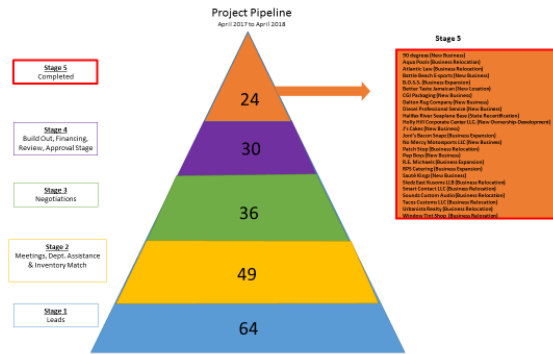
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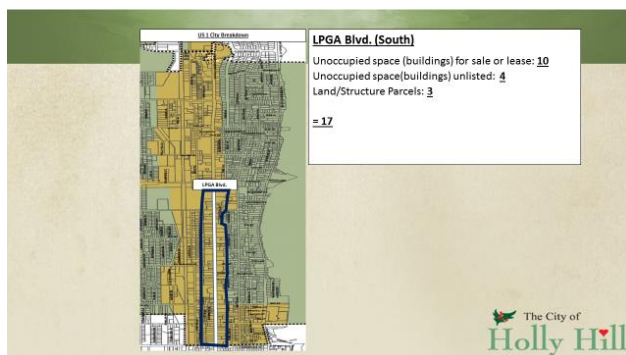
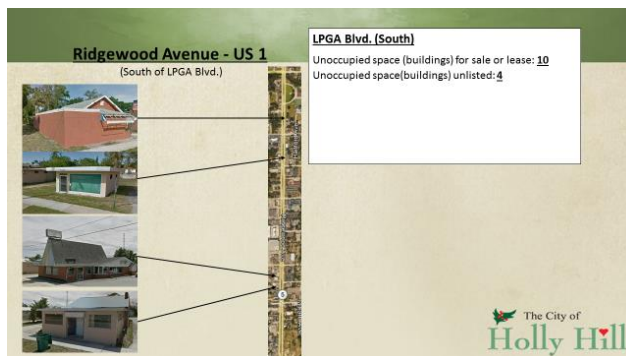
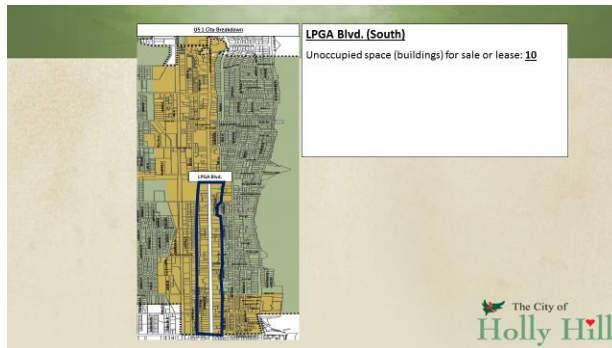
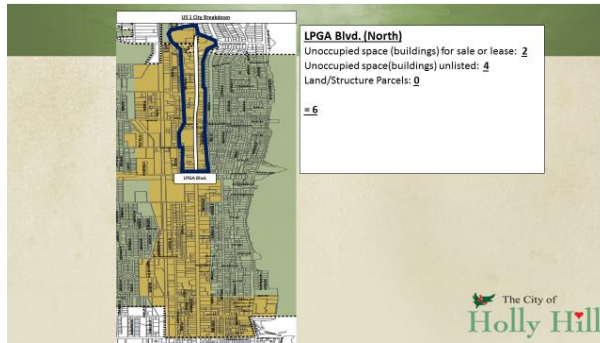
Department Presentation

(Requested by Nick Conte, Economic Development)

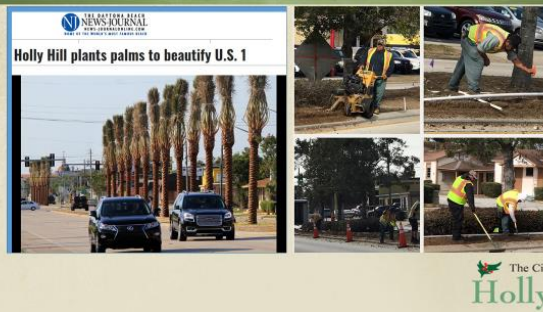
Nick Conte, Economic Development Director/CRA Coordinator shared a PowerPoint presentation to the Mayor and Commissioners. The following slides were discussed by Mr. Conte.





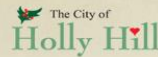


CRA Update



CRA GRANTS

2016 - 2017	2017-2018
4 Projects	11 Projects
• (1) Demolition Grant • (1) Paving Grant • (1) Sign Grant • (1) Façade Beautification Grant	• (7) Sign Grants • (5) Paving Grants • (2) Façade Beautification Grants • (1) Demolition Grant
= \$20, 628.00	= \$56, 530.00



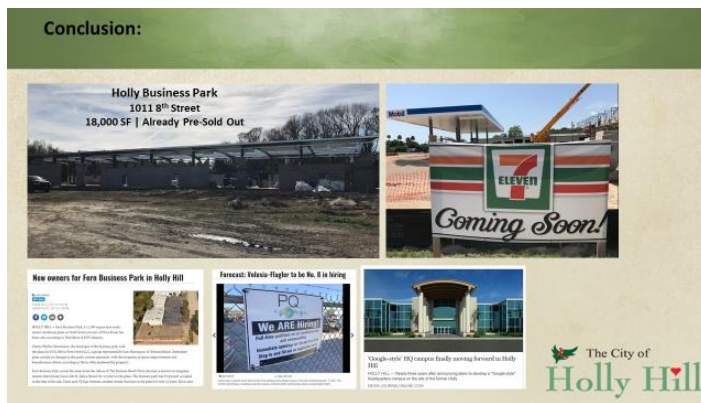
Targeted Work:

- Special CRA Grant **"Paint The Future of Holly Hill"** - Date Extension (March 31, 2019)
- Addressing use of Outdoor Displays
- Review of Non-Conforming Properties/Sunset Timeline



Conclusion:





4. PUBLIC COMMENTS

The following individuals spoke to the Mayor and City Commissioners:

Jim Schultz, 117 Harvard Drive, Ormond Beach, shared his concerns about fluoride to the Mayor and City Commissioners.

Dennis Smith, 107 7th Street, Holly Hill, thanked the Police Department because he has had to use them a few times; suggested the city put some money towards the Police Department to help keep the drug dealers and vagrants out of the city; spend money on radar detectors to help with traffic enforcement or put some officers on overtime to help protect the parks.

Steve Smith, 1410 Riverside Drive, Holly Hill, hopes staff can find some money to help fund the Police Department so that they can step up their game to improve the quality of life along the river; shared his frustrations about being called ignoramus for thinking that he could come up to the podium and talk to the Mayor and Commissioners to get them to react to do something and listen to a citizen; nobody is saying or doing anything about the things he comes forward with; gets called an ignoramus for coming to the podium thinking he can make a difference.

Jim Legary, 342 Burleigh Avenue, Holly Hill, mentioned he heard some discussions on Facebook about moving the current dog park to Hollyland Park and was looking for an update from someone.

Mr. Forte stated he will forward the email he sent out.

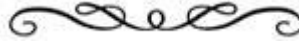
5. APPROVAL OF MINUTES

1.

Minutes - May 8, 2018 - Regular City Commission and CRA Meeting
(Requested by Valerie Manning, City Clerk)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Chris Via, District 4 - Commissioner
SECONDER:	John C. Danio, District 3 - Commissioner
AYES:	Byrnes, Currie, Danio, Via, Penny

Enacted and approved this 22nd day of May, 2018, in Holly Hill



6. CONSENT AGENDA - ITEM (1)

Mayor Penny asked if any member of the Commission would like to pull or discuss the Consent Agenda item or if any member of the audience would like to discuss the item. There was no one.

1. Resolution

Resolution 2018-R-31 A Resolution of the City Commission of the City of Holly Hill, Florida, Authorizing the City Manager to Enter into a Grant Agreement H0018 with the Florida Division of Emergency Management and Perform a Budget Appropriation in the Amount of \$167,970 to the Stormwater Fund; Providing for Severability; and Providing for an Effective Date.

(Requested by Antoine Khoury, Public Works)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Arthur J. Byrnes, District 1 - Commissioner
SECONDER:	Chris Via, District 4 - Commissioner
AYES:	Byrnes, Currie, Danio, Via, Penny

RESOLUTION

Enacted and approved this 22nd day of May, 2018, in Holly Hill



7. REGULAR AGENDA

1.

Request for Lien Reduction - 113 / 115 Walker Street

(Requested by Joseph Forte, City Manager)

Mr. Forte briefly discussed the staff report for the lien reduction request for 113/115 Walker Street with the Mayor and City Commissioners. The property is owned by Angelo Noviello, Jr. The original Code Enforcement action commenced in 2012 under the ownership and responsibility of Angelo Noviello, Jr., in violation of Section 82-131 and 304.1. The issue involving this case is that Mr. Noviello's father, Mr. Noviello, Sr., was responsible for the property up until his incarceration last year. Following Mr. Noviello, Sr's incarceration, Mr. Noviello, Jr., brought the property into compliance in anticipation of selling the property and does not want to maintain it any longer. The request is to reduce the lien amount to \$1,135.16, payable no later than June 15, 2018.

Mayor Penny asked if the applicant was there and he was not.

Mayor Penny opened public participation.

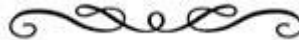
Steve Smith, 1410 Riverside Drive, Holly Hill, stated he walks pass that property every day for the last 20 years and he looked at the Volusia County website and they don't have a 113 Walker, it doesn't exist. His question is, where is 113 Walker?

Mayor Penny closed public participation.

Mr. Forte stated they used 113 Walker because that's what it is referred to a lot through our utility billing department or through our land records. Staff makes sure they announce both numbers so that there's no conflict.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John C. Danio, District 3 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Byrnes, Currie, Danio, Via, Penny

Enacted and approved this 22nd day of May, 2018, in Holly Hill



8. PUBLIC HEARINGS

1. Ordinance

SECOND READING - Ordinance 3005 An Ordinance of the City of Holly Hill, Florida, Amending the Land Development Regulations, by Rezoning the Parcel Described in Exhibit "A" from B-5 (General Commercial District) to BPUD (Business Planned Unit Development); Providing for Conflicting Ordinances; Providing for Severability; and Providing for an Effective Date.

(Requested by Brian Walker, City Planner)

Brian Walker, City Planner, gave a brief description of the Halifax Media Holly Hill BPUD rezoning item with the Mayor and City Commissioners. The applicant is requesting a rezoning for 1.58 acres, located on the east side of Nova Road, approximately 600 feet south of 6th Street. The applicant is requesting a rezone to BPUD (Business Planned Unit Development) in order to develop lots 3, 4 and 5 of the Halifax Media Plat. Lots 3 and 4 are divided between the cities of Holly Hill and Daytona Beach.

The portions lying within the City of Daytona Beach are part of the Halifax Media Planned District Agreement between the City of Daytona Beach and RPS News Journal Building, LLC. The portions lying within the City of Holly Hill are zoned B-5 (General Commercial District). Therefore, each lot has two different zoning districts. The applicant proposes commercial structures on the portions of lots 3 and 4 lying within the City of Daytona Beach. On the portions of lots 3 and 4 lying within the City of Holly Hill, the applicant proposes to develop the site as parking area and drainage only, in support of the commercial structures proposed on those same lots within the City of Daytona Beach. The portions of lots 3 and 4 that are proposed for parking and drainage are zoned B-5 which does not allow parking and drainage without a structure. Since the proposed structures are in another jurisdiction and zoning district, it is necessary to rezone the B-5 zoned property to a zoning classification that will allow parking and drainage as a support use only. The Business Planned Unit Development zoning district is designed to allow a flexibility of business uses and their supporting infrastructure. The rezone will allow the portions of lots 3 and 4 lying within the City of Holly Hill to be used as parking and drainage in support of the commercial structures within the City of Daytona Beach. Lot 5 is entirely within the City of Holly Hill and is currently zoned B-5 (General Commercial District). The applicant proposes to include this lot within the BPUD with the permitted uses to be consistent with the permitted uses under the B-5 zoning district of the Land Development Regulations of the City of Holly Hill. Mr. Walker stated with regards to the adjacent land uses and zoning, they are included as stated in their staff report. There is also a site analysis that is provided in their staff report. With regards to the consistency of the Land Development Code, the request is consistent with the Land Development Regulations of Holly Hill and the surrounding area. The proposed project supports the objectives of the BPUD zoning designation in that it supports economical and orderly development consisting of compatible land uses. With regards to consistency of the Comprehensive Plan, the proposed Business Planned Unit Development (BPUD) zoning classification is compatible with the allowable uses and density provisions of the General Commercial Development future land use designation as well as with existing adjacent and future land uses, the natural environment and the impact upon supporting public infrastructure. At the Board of Planning and Appeals meeting on May 7, 2018, the board unanimously recommended that the City Commission adopt the Ordinance enacting a Rezone from B-5 (General Commercial) to BPUD (Business Planned Unit Development), and approve the associated Development Agreement and Preliminary Development Plan. Therefore, staff recommends that the Commission adopt the Ordinance enacting a Rezone from B-5 (General Commercial) to BPUD (Business Planned Unit Development), and approve the associated Development Agreement and Preliminary Development Plan for approximately 1.58 acres, located on the east side of Nova Road approximately 600 feet south of 6th Street.

Mayor Penny stated Mr. Walker, he understands that there might have been some discussion with the applicant about possibly using the lot in discussion to absorb stormwater retention for possible future development parcels that are in Holly Hill? Was that a discussion?

Mr. Walker asked are you speaking in regards to lots 3 and 4?

Mayor Penny stated yes, for future development.

Mr. Walker stated there was the issue of them possibly allowing some of the parking. It wasn't really discussed with the applicant but it was something that came up after the BOPA meeting as maybe some ways of being able to enhance lot 5 and make it more usable. That's the only lot that's within Holly Hill.

Commissioner Via asked how many parking spaces would be available in lot 5?

Mr. Walker stated that would depend on the actual use. For example, if you have a commercial office structure, it would be one space for every 250 square feet. If it were a convenient store it would be one space for every 200 square feet. It depends on the actual use.

Commissioner Via stated so nothing is currently planned to go in there.

Mr. Walker stated not for lot 5.

Mayor Penny asked if the applicant would like to make a presentation.

Robert Merrell, Cobb Cole, 149 S. Ridgewood Avenue, Daytona Beach, mentioned that he is there on behalf of the applicant. He brought with him the development team to help answer questions of the Mayor and City Commissioners if needed. Mayor, your question about the parking. I've looked at the Daytona version, the mirror image of the BPUD from Daytona and I think it's flexible in the sense that parking can be shared among all the properties if it works out that way. Mr. Merrell stated they actually have one under contract that's hopefully going to come in and build on the middle lot and the others, at this point, are theoretical. He hopes that will be a cascading effect and others will come along and they're hoping that the city will see some new commercial development out there on the frontage of this property that's been vacant for so long.

Mayor Penny stated he thinks they collectively encourage the development but they would wish that they might get some taxable value in the city.

Mr. Merrell stated for sure, unquestionably, the piece on the south end, is entirely within Holly Hill and there will be something built there at some point in time. They are hoping that this first piece that is mostly within Daytona will happen and be a catalyst for the rest of it. They know that the city has water and sewer for sale there and so, the city will get that certainly. He thinks tax benefit, water/sewer benefit is going to come and then just the whole new idea of there being some new commercial development on this frontage. As far as he's concerned, when he drives down Nova Road it looks like Holly Hill to him there. He thinks that's Holly Hill but it's only partially. The effect, outwardly, of new development in the city, he thinks is certainly a big positive. They are hoping to bring that to the city. That's what they are here for today.

Commissioner Byrnes stated it is a little sad that Daytona gets these nice buildings and Holly Hill gets parking and retention ponds. It would be nice if Cobb Cole represented the other properties and could tell the City Commission that Cobb Cole is going to work

hard to get something to develop on the rest of the property that's in the Holly Hill city limits.

Mr. Merrell stated he thinks the folks that are here with him tonight are definitely going to be cheerleaders for either side of the line. He didn't drawn the line. It's kind of an odd way that it was drawn, he guesses. By the end of the day, they are hoping it's going to be all boats are rising with the tide. That's what they are hoping.

Commissioner Via asked his client would be open to the shared parking for lot 5? His concern is and probably Mr. Merrell's as well, you want to sell lot 5 and you want to put a building there, just don't want to restrict it because it's a smaller lot, so the bigger you build the place the less lots you have and then you can't put certain businesses there. Is that something their client...

Mr. Merrell stated let him suggest that they do this. A lot of the Daytona BPUD, the mirror image of this, doesn't have a whole lot in there about parking but he thinks they can sort of bootstrap it by putting something in the Holly Hill BPUD, that they are hopefully approving tonight, that says just what Commissioner Via said. That it allows that to happen. Mr. Merrell stated as they know right now, the plan that they are looking at as part of this, is a concept plan.

Commissioner Via and Mayor Penny stated, right.

Mr. Merrell stated they have to come through and get the site plan approved and when that gets pinned down, they are going to leave that option open from a zoning standpoint because that's the only place they're at now. The zoning standpoint. He will make sure that's in there. Hopefully, that will be okay with Attorney Simpson as far as having that at the second reading.

Mr. Forte asked where would it be?

Mr. Merrell stated he can put it in the BPUD agreement and make it clear that the parking will be allowed to be across the lines, if they will. Just to make that clear. So, the opportunity for the next buyer to come along, they can have shared parking.

Mr. Walker stated he has a question with regards to that. The reason that they were requesting or thinking about the other lots absorbing some of the parking spaces for lot 5, would be to allow lot 5 to actually have a bigger building. For example, let's say lot 5 had an office building on it and lot 5 is allowed an office building of 30,000 square feet. Well, 30,000 square feet, once we figure out the required parking for 30,000, it might not be enough. It might not fit. So then they would say, we have to reduce our building. We can't do 30,000 square feet. We have to do 22,000 square feet. If they were allowed to put some of our parking on other lots then we could do our 30,000 square foot building and maybe do 60 of the required spaces on our lot and the other 20 somewhere else on lots 3 and 4. That's why the idea came up of *expressly* stating a number of parking spaces that would be used to benefit lot 5. To just say their shared parking, he just wants the Mayor and City Commissioners to understand, to say that there's going to be shared parking, will not accomplish lot 5 being able to do a larger building.

Mr. Merrell stated but it could.

Mr. Walker stated not if it's *specifically* stated.

Mr. Merrell asked can he elaborate....

Mayor Penny stated let's let the attorney's hash it out before second reading.

Mr. Merrell stated they can work on this before second reading.

Mr. Forte stated he wants to make sure he gets the direction though.

Mayor Penny stated, yes. Okay.

Mr. Merrell stated if the direction is to keep the flexibility there, he is all in favor of that. Mr. Walker's idea to make it a specific number on something that is theoretical at this point anyway, he thinks, is a bad idea. Mr. Merrell stated he wants to keep it open. He wants to have the option so when somebody comes in...he deals with this stuff every single day and he knows they're struggling between the government's role and the private sector's role but in this case, the private sector is not here yet saying this is what we want to build. The market's not there telling them ten spaces here or ten over there. They will get there and when they do, they want to leave the options open. They're trying to get things built here and they don't know what they are yet. They are doing what Mr. Walker said, and although he sees where Mr. Walker is going, it's get them too locked in, he's afraid. Keeping it flexible, gets the city what it wants, Commissioner Via, what Mayor Penny is suggesting, and he thinks that's the best they can do.

Mr. Forte stated just hypothetically, if the realtors come to the city and say, "I have somebody that wants to build on lot 5", and they have somebody that wants to build this building, stormwater is taken care of but between landscaping requirements and parking requirements and floor area ratios, we don't have enough parking space, can anybody in that PUD say, "nope, no room here".

Mr. Merrell stated so they have a master developer that's doing the PUD...

Mr. Forte stated, right.

Mr. Merrell stated somebody comes in and buys a piece from them or they're leasing, they have control of that.

Mr. Forte stated, right.

Mr. Merrell stated he wants to make sure the documents are clear. Right now, looking at the PUD it doesn't say anything. It doesn't say that they can or cannot do it. So, he thinks you can. It's in a PUD, it's in a master plan.

Mr. Forte stated but he thinks anybody can park there if they want but if the city is going to go this route, he wants to make sure that when Mr. Walker reviews the document for

parcel 5, if it's short parking, and he thinks Cobb Cole would be in favor of it and help market parcel 5, that the city can use an allocation, not a designated "these ten spots" but an allocation of spots.

Mr. Merrell stated the Mayor mentioned stormwater. (speaking to his client): To the extent that you guys have offsite stormwater, do you want to address that or is there a chance that some of the stormwater that is going to accommodate the lot, may have a bigger building? Is there a chance for that? (speaking to his client).

Mr. Forte stated he thinks the stormwater for that parcel is covered...

(Inaudible from the audience at this time - Mr. Merrell's clients speaking).

Mr. Forte stated it's handled.

Mr. Merrell stated it's in and it's not on that lot. So, the city already has the benefit of what the Mayor's question was on that. Mr. Merrell stated, Mr. Forte, between first and second reading can they work through some of the ideas...

Mr. Forte stated he thinks so.

Mr. Merrell stated that they want to have the opportunity, that if somebody comes along and doesn't have enough parking to do the building they want to do on lot 5, they have the opportunity.

Commissioner Via stated he just doesn't want to handcuff themselves.

Mr. Forte stated he thinks he understands what the Commissioners want and what Mr. Merrell is trying to accomplish and what Mr. Walker is looking for and they have an extra week between meetings so the attorney's can discuss it and work it out.

Mayor Penny asked if there were any more questions from the Commission. There was no one.

Mayor Penny opened public participation.

Donna Alderette, 325 Scotland Drive, Holly Hill, stated she directly abuts this property and shared her concerns about this request for Halifax Media and the BPUD to the Mayor and Commissioners. She informed them that she has gone to almost every meeting in Daytona Beach and attended BOPA meeting for this and this request affects her quality of life. Shared her concerns about the landscaping suggested for the request that shows it to be put in on the Nova Road side and the rear side of the requested property. The original plans shows trees that were supposed to be planted and not one tree has been planted. She would rather look at nice landscaping than a parking lot right now. Mentioned that she wasn't notified about the meeting; received no notice but her neighbor did. Shared her concerns about the headlights shining in through her windows at night with a fast food restaurant there and 24-hour service.

Mayor Penny closed public participation.

Mayor Penny asked Mr. Walker if he has any knowledge of the agreement with the trees and the buffers and all of that stuff?

Mr. Walker stated he doesn't have any knowledge with respect to this specific circumstance.

Mayor Penny stated, okay.

Mr. Forte stated keep in mind, the landscaping requirements is a Daytona standard.

Mayor Penny stated it's a Daytona Beach requirement.

Mr. Merrell stated he appreciates Ms. Alderette's comments and certainly, everybody is landscape sensitive these days but the landscaping that they don't see there is going to be installed when the buildings come in through the site plan approval process. When Ms. Alderette is saying she doesn't see landscape it's because nothing's been built.

Mayor Penny asked would it be typical not to put the landscape in until right before the Certificate of Occupancy.

Mr. Merrell stated you don't tear a landscape up and then put the building in. It's going to happen when the buildings come through the site plan approval process. They will see the details. That's how it works and he thinks the Mayor and City Commissioners understand that. He just wanted to be responsive to Ms. Alderette so what she sees is not what's going to be done ultimately.

Commissioner Byrnes stated if they don't sell lot 5 for ten more years, this resident is going to have to put up with that kind of concern.

Mr. Merrell stated he looks at lot 5 and sees a whole lot of landscaping there now and he just Google Earth it and he is trying to understand what Ms. Alderette is looking for on that side of the property. He was thinking the other side; that was the opposite lot. If they wouldn't mind, maybe they can talk about it between first and second reading and try to make sure they understand her concerns fully and try to bring forward something the Commissioners will feel is responsible.

Mayor Penny stated sounds good.

Commissioner Currie stated she would be happy as long as they take some of that into consideration.

Mayor Penny stated he just doesn't know how much control the city will have because they can only control Holly Hill side.

Commissioner Currie asked but lot 5 is all of the city's?

Mayor Penny stated, correct.

*Commissioner Via made a motion to **APPROVE the First Reading of Ordinance 3005 with the City Attorney and Mr. Merrell talking about the shared parking and figuring out a formula for that**, seconded by Commissioner Danio.*

Commissioner Byrnes stated he would like to find out why the notice wasn't received.

Mr. Forte stated he will find out.

Commissioner Byrnes stated he is going to preliminary vote "yes" but he's reserving the right to change that vote at second reading.

Mayor Penny stated since this is a PUD, can they mandate some of those things that they want?

Mr. Forte stated generally, a PUD is a negotiation between the jurisdiction and the applicant.

Mayor Penny stated that's what he means. They can throw it out there as a negotiating tool and let the attorney's hash that out between first and second reading.

Mr. Forte stated, right. That's why he wanted to make sure he got the direction from the Commission as to what they are looking for.

PASSED, 5-0.

RESULT:	APPROVED AT 1ST READING [UNANIMOUS]	Next: 6/12/2018 7:00 PM
MOVER:	Chris Via, District 4 - Commissioner	
SECONDER:	John C. Danio, District 3 - Commissioner	
AYES:	Byrnes, Currie, Danio, Via, Penny	



9. COMMUNICATIONS

A. City Manager & Staff Comments

Mr. Forte informed the Commission that staff got the prices in for the demolition for the property on Sunset Lane off of 3rd Street and 627 Ridgewood Avenue, the old Brass Works buildings. Those will be coming down over the next week or two.

B. City Attorney Comments

Not present.

C. City Commission Comments

Mrs. Manning asked the Mayor and City Commissioners who would like to be designated as the Voting Delegate for the upcoming annual Florida League of Cities.

Commissioner Via stated he doesn't mind doing it again.

*There was **consensus** from the Commissioners for Commissioner Via to be the voting delegate for Holly Hill during the annual conference in August 2018.*

Commissioner Byrnes words mean things and he clarified for Mr. Smith the meaning of ignorance and he was accused of using a word that he has not used (ignoramus). When he used the word ignorance, he meant it as the dictionary term, which means "you just don't know". Commissioner Byrnes mentioned that he doesn't believe anyone should be trying to reapply for their job as Commissioner or Mayor until qualifying period.

Commissioner Currie mentioned attending the Police Memorial last Friday; attended Brevard County's Police Memorial as well; her husband had the opportunity to go to Washington, D.C. with the Volusia County Honor Guard and said it was a very humbling experience; appreciates all of Holly Hill's officers and Fire Department for being there to help with her mom on several occasions. She does listen to the citizens.

Commissioner Via mentioned the Crime Stoppers event with Chief Aldrich and Mr. Forte, great event to honor the officers; proud of the work that staff has done to market itself to bring in businesses and thanked Mr. Conte, Mr. Forte and Mr. Walker, the whole team. Holly Hill is very lucky to have these people in place to be there on behalf of the Commissioners and city day-in and day-out and excited about a future, possible announcement. Addressed Mr. Smith's concerns and spoke about the Sally Port and the fences at the dog park. There is a rumor going around that they are moving the dog park and leaving it. Everyone knows his stance on it and that is leave that dog park alone and fix it up.

The **consensus** at the workshop about the dog park was that they were going to wait to hear from Mr. Forte, that it was still up in the air.

Commissioner Byrnes stated there was no definite, "we're not going to move it". They were waiting to hear from Mr. Forte about possible future funding and plans but they didn't say "no, don't move it and keep it where it is", they said, "let's fix it" but they weren't going to put a lot of money in there until they know whether they are keeping it there or if they're moving it. That's his understanding.

Commissioner Via stated Commissioner Byrnes, that's not what I said. What I said is, we're not saying we're "not moving it but we're not actively looking to move it at this point." Commissioner Via stated he thought that's where they stood and correct him if he's wrong because that's what Commissioner Byrnes is saying and if the Commissioners feel differently, he needs to know that.

Mayor Penny stated he understood that they were gathering information.

Commissioner Currie stated that's exactly what she understood.

Commissioner Byrnes stated and it was still a possibility.

Commissioner Currie stated Commissioner Via was against it but the other

Commissioners and the Mayor were seeking more information.

Commissioner Via stated, okay.

Mr. Forte stated there's not a scheduled time to move the dog park.

Mayor Penny stated he doesn't think anyone is actively pursuing that at this time. What he thinks they should actively pursue is reach out to the County, Ormond Beach and Daytona Beach and ask them to assist the city in funding it so that they can do some of these dreams that Commissioner Via might have. That's something that they should do.

Commissioner Via stated and that's where he thought they were in the conversation. Commissioner Via addressed Commissioner Byrnes' comment about reapply for their jobs. He is proud to have the opportunity to run for office again and none of the decisions he makes up here is because he's running for an election. He wants to make that clear.

Commissioner Byrnes stated he didn't mean it like that. He just meant he doesn't think it's what they should be doing. They should be doing it at the time the Charter is set.

Mayor Penny stated the Charter says that's the deadline. He doesn't think anyone is actively delaying their decisions based on the upcoming election.

Commissioner Via stated and he will tell them this, if something were to change...he declared in November 2017. If something were to change in that timeframe, he would pull out. His heart is in serving and he'll serve until the voters say get out.

D. Mayor's Comments

Mayor Penny stated that next month they will award the Positivity Award and it's his turn. Thanked the Commissioners for cooperating and their input and wonderful suggestions. Mayor Penny commented on a couple of things from the Public Comments that were made: it was his recollection that the fishing pier at the south end of town on Riverside Drive next to Marina Grande that was always designed as an "observation pier" and the fear was that if there were fish cleaning tables that it would be nasty and disgusting and so that's his understanding that's why there is no fish cleaning tables. He hears Mr. Smith's concerns about park usage and staff is doing some research on that and he believes they will have a workshop on that in the near future. He knows it's been workshopped with previous Commissions. The one thing he learned from being here is that government moves very slow and when citizens come and they're passionate, there's nothing more important to that citizen than their one concern. The Commission hears the citizens, they just don't have the ability to turn this battleship like a little jet ski. There's a million other little plates in the air and maybe if they had more open communication and more stopping by someone's office and have more one-on-one conversations, they might be able to resolve some of these issues. The Commissioners don't ignore people. Honestly, he doesn't know what's going on with the dog park. He doesn't know anything about Sally Port gates or anything like that but he's sure they can get staff to research that.

Mr. Forte stated there's no problems with Sally Ports.

Mayor Penny stated he has no knowledge of it.

Mr. Forte stated it's not a problem and that's what he said when they first had this discussion. There's no problem at the dog park that can't be resolved and he has received "no" complaints about the exchange of dogs as they enter in over there.

Mayor Penny stated, okay.

10. ADJOURNMENT

The meeting adjourned at approximately 8:10 PM.


Valerie Manning, City Clerk, CMC 5/22/2018


John Penny, Mayor 5/22/2018