



CITY OF HOLLY HILL, FLORIDA

CITY COMMISSION

REVISED MINUTES • AUGUST 11, 2015

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

Youth Pastor Chris Custard from Flomich Baptist Church, Holly Hill.

C. Pledge of Allegiance to the Flag

2. PUBLIC PARTICIPATION

The following individuals spoke to the Mayor and City Commissioners: Pastor Johnny Pruitt, Flomich Baptist Church, Holly Hill, COHH Police Chief Aldrich; and Jim Legary, 342 Burleigh Avenue, Holly Hill.

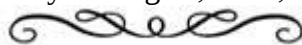
3. APPROVAL OF MINUTES

1.

Minutes - July 28, 2015 Regular City Commission Meeting and Budget Workshop
(Requested by Valerie Manning, City Clerk)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Arthur J. Byrnes, District 1 - Commissioner
SECONDER:	John F. Capers, District 3 - Commissioner
AYES:	Byrnes, Currie, Capers, Albert, Penny

Enacted and approved this 11th day of August, 2015, in Holly Hill



4. CONSENT AGENDA - ITEMS (1 - 3)

Mayor Penny opened public participation. No one spoke.

1. Resolution

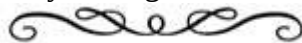
FDOT Traffic Signal Maintenance and Compensation Agreement

(Requested by Jacki Maswary, Public Works)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Elizabeth Albert, District 4 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Byrnes, Currie, Capers, Albert, Penny

RESOLUTION

Enacted and approved this 11th day of August, 2015, in Holly Hill



2. Resolution

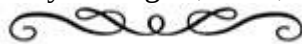
Interlocal Agreement for Municipal Fleet Fueling Services with County of Volusia

(Requested by Jacki Maswary, Public Works)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Elizabeth Albert, District 4 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Byrnes, Currie, Capers, Albert, Penny

RESOLUTION

Enacted and approved this 11th day of August, 2015, in Holly Hill



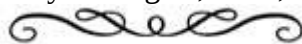
3.

Team Volusia - Economic Development Agreement

(Requested by Valerie Manning, City Clerk)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Elizabeth Albert, District 4 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Byrnes, Currie, Capers, Albert, Penny

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5. REGULAR AGENDA

None

6. PUBLIC HEARINGS

1.

1310 Center Street Condemnation and Demolition

(Requested by Larry Hites, Building and Zoning)

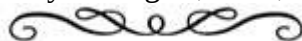
Larry Hites, Building Official discussed the staff report. Staff is requesting that the house be condemned and torn down and cleaned up.

Commissioner Albert made a motion that the property is found to be a public nuisance, any interested party shall have until August 26, 2015 to bring the property up into compliance, if not, staff shall be authorized to move forward with demolition, seconded by Commissioner Currie.

Mayor Penny opened public participation. No one spoke.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Elizabeth Albert, District 4 - Commissioner
SECONDER:	Penny Currie, District 2 - Commissioner
AYES:	Byrnes, Currie, Capers, Albert, Penny

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2.

1125 : 814 8th Street Condemnation

(Requested by Larry Hites, Building and Zoning)

Larry Hites, Building Official discussed the staff report. Mr. Hites informed the Mayor and Commissioners that he was called out to this property as a code-case and this is different than the last condemnation and demolition item they just approved. The tenant that was there made a complaint that the roof was leaking. Mr. Hites stated he went out to the property with the Code Enforcement Officer and went into the home and noticed that several parts of the roof had actually fallen through. The water that was coming into the home began to deteriorate the flooring. The floor was sagging in different areas. Mr. Hites stated the other concern he has with this is all the water that has been leaking through the roof and coming into the house, there are electrical wires that were live. They are going to be damaged. Those wires that are in there are not designed to take any kind of moisture. Mr. Hites stated the owners have been notified and asking them to come in and see him if they were interested in pulling permits and start doing what is necessary. They have come in and he has spoken to them and explained what they needed to do and he has no problem with working with the owners in trying to rebuild the home. Mr. Hites

informed the Mayor and Commissioners that he believes this home is economically repairable. He explained to the owners that he wanted something in writing from the engineer and architect stating that the foundation over the floor beams were okay. The rest of it is relatively simple to repair.

Mayor Penny asked Mr. Hites what would be a reasonable time frame be to bring this property into compliance.

Mr. Hites stated compliance to him would be to come in and get a building permit and get started. He can't say exactly without an assessment on the home how long its going to take or what they're going to need to do or how much its going to cost. If they were to come in and get a permit and get started, he could see them finishing by the end of the year, easily.

Mayor Penny stated he would be in favor of putting a time frame for compliance.

Attorney Simpson stated the order would be to resolve the public nuisance within a certain period of time, not get a certificate of occupancy.

Commissioner Currie stated her concern is...and she doesn't recall exactly how long this house has been in this condition but she does know its been quite some time now. There have been numerous people living in the home off and on. She doesn't know if anyone is living there now, she's not sure. She hasn't seen anybody there lately. She sees this house all the time, it happens to be at the end of her street so she sees it daily. There have been people allowed to live there under these conditions and that's a problem. Obviously, it has not been safe and that concerns her. Something needs to be done about that.

Attorney Simpson stated the direction should be that the owners be given a certain amount of time to come in and get the permit and start working on it.

Michael Hathaway, owner of 814 8th Sreet and his business partner, Larry Sturgis spoke to the Mayor and Commissioners. Mr. Sturgis stated the tenants that were in there, are gone. Multiple steps have already been taken at the home with the plumbing, it is up to spec. The had Cunningham come in and do the water heater, the air conditioning has been fixed for electrical situations. Right now they have around the clock restoration coming in to use the hydro meter for the wood to see what's damaged and what's not. Mr. Sturgis discussed the pictures that were shown to the Mayor and Commissioners at this time. Mr. Sturgis stated this home is instantly going to be repaired. Budget wise, it is going to be a while. It isn't going to be a month that they can do it but it already has been jumped on. The grass has been mowed, there's no fire hazard.

Mayor Penny stated Mr. Hites, since this is a rental property, do the permits have to be pulled by a licensed contractor or can the homeowner pull them?

Mr. Hites stated a license contractor if they are going to rent it.

Mayor Penny asked Mr. Sturgis what is a realistic time frame, when should the neighborhood expect not to see that blue tarp on the roof anymore?

Mr. Hathaway stated as far as he knows, he has three to five leaks. As soon as they can get somebody out there to asset it. They are going to have to take some rotten wood out, he knows some of the beams need to be replaced, the drywall and the insulation in all those areas. He would hope to get the roof fixed within four to five weeks.

Attorney Simpson asked Mr. Hathaway what is the time frame, can he have a licensed contractor give them an opinion.

Mr. Sturgis stated all of his contractors he is trying to get for the floor alone are backed up. Their roofers, if the City can give them at least two weeks to get a roofer out there to give us some kind of an idea as to whether or not the whole roof needs to be replaced or patched.

Mr. Forte stated he would suggest that within a two week period of time the owners can get a roofing estimate, an estimate for any other structural components need to be repaired like some of the windows and at least start there. If they come back and they say its going to cost \$10,000 to replace the roof and they can't afford it then he doesn't see the structure being repaired and then the Commission can make a decision at that time.

Attorney Simpson the motion would be to continue this item to the August 25, 2015 City Commission meeting with the instructions to the property owners that they are to provide all estimates to make the necessary repairs at that time to eliminate the public nuisance. The estimates needed is for the roof, electrical, and flooring. Commissioner Albert made the motion as stated above, seconded by Commissioner Currie. Passed, 5-0.

Mayor Penny opened public participation. No one spoke.

RESULT: TABLED

Next: 8/25/2015 7:00 PM



3.

Ordinance 2964 - Restaurant Special Exception Operating Hours

(Requested by Thomas Harowski, Planning)

Mayor Penny opened public participation. No one spoke.

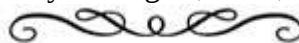
RESULT: APPROVED [UNANIMOUS]

MOVER: Penny Currie, District 2 - Commissioner

SECONDER: John F. Capers, District 3 - Commissioner

AYES: Byrnes, Currie, Capers, Albert, Penny

Enacted and approved this 11th day of August, 2015, in Holly Hill



7. PUBLIC PARTICIPATION

None

8. COMMUNICATIONS**a. City Manager & Staff Reports**

Mr. Forte

1. -DOC-2015-36**Audit Committee Selection**

(Requested by Joseph Forte, City Manager)

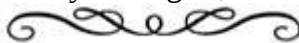
Mr. Forte stated he wanted to discuss with them the creation of the Audit Committee. The City is due to put out their audit out on the street for bid. Typically, in most agencies, the Commission will serve as the Audit Committee and staff is recommending that the City does the same. What would happen is, if you appoint yourselves as the audit committee, the Audit Committee will review an Request for Qualifications (RFQ) that staff will put together and solicit any recommendations or changes, put that out on the street and then the City would receive bids back. Staff would review the submittal's and provide information to the Commission as the Audit Committee where you would individually go through and review the audit information, rank them and then meet in a public meeting to go through your selection and then make a recommendation based on that.

Commissioner Albert made the motion that the Commission serve as the Audit Committee, seconded by Commissioner Capers.

Mayor Penny opened public participation. No one spoke.

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

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**b. City Attorney**

None

c. Mayor's Report

Mayor Penny reported that the City received a grant in the amount of \$750 by the League of Mayors and those funds will be used for the City's bookcases for the City's public lending library at the YMCA in the hallway. Mayor Penny welcomed Mark Juliano for coming back to the City as the Public Works Director.

d. District Commissioners Reports

Commissioner Capers great event for the National Night Out event, went real well.

Commissioner Currie great job to Chief Aldrich and all those involved, great event, a lot of people came out, the Police Explorers looked very professional; welcomed back Mr. Juliano and looking forward to the FLC Annual Conference this week.

Commissioner Byrnes welcomed back Mr. Juliano; great sidewalk sale from one of the City's local merchants, National Night Out was a great event.

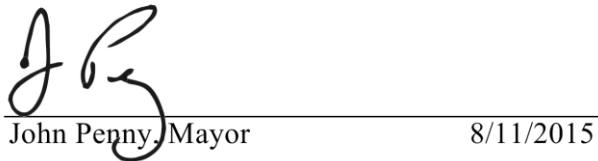
Commissioner Albert enjoyed National Night Out, great event; Thursday, August 13, from 6:00 to 8:00 pm the media center will be open to meet the new Principal.

Mayor Penny asked about music in the park. Mr. Forte informed them it's still going on, its the weather that has cancelled the last two times.

9. ADJOURNMENT

The meeting adjourned at approximately 8:00 PM.


Valerie Manning, City Clerk 8/11/2015


John Penny, Mayor 8/11/2015