

MINUTES

**MINUTES
REGULAR COMMISSION MEETING
CITY OF HOLLY HILL, FLORIDA**

OCTOBER 14, 2008

1. CALL TO ORDER

A. Roll Call

Mayor Via called the meeting to order in the Commission Chambers at City Hall, 1065 Ridgewood Avenue at approximately 7:00 p.m. Attending with Mayor Via were Commissioners John Penny, Rick Glass, Mark Reed and Liz Towsley.

Also attending were the following staff members: City Manager Tim Harbuck, Assistant City Attorney Scott Simpson, Public Works Director/City Engineer Chris Hurst, Finance Director Kurt Swartzlander, Catherine Colwell, Audit Specialist/Analyst, Community Development Director Doug Gutierrez, Community Redevelopment Area Coordinator Marsha Radulovich, and City Clerk Valerie Manning.

B. Invocation

Mayor Via delivered the invocation.

C. Pledge of Allegiance to the Flag

2. PROCLAMATIONS AND PRESENTATIONS

None.

3. CONSENT AGENDA

- Minutes from the Community Redevelopment Agency meeting – September 23, 2008
- Minutes from the Regular City Commission meeting – September 23, 2008
- Minutes from the City Commission workshop – September 23, 2008
- Law Enforcement Trust Fund Expenditure (LETf) Request (4 cellular telephone recording interface devices, \$140 (\$35) each; window tinting for a CID vehicle (\$100); metal shelving for storage in the department armory (\$100).
- Identity Theft Program
- **Report of Purchases over \$5,000**
 - *Volusia County – \$18,396.19 (fuel for the month of July)
 - *Volusia County – \$16,279.12 (fuel for the month of August)

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Commissioner Towsley asked for clarification for the purchases of the fuel.

*Commissioner Glass moved **APPROVAL** for the Consent Agenda, seconded by Commissioner Towsley.*

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Towsley – Yes, Penny – Yes, Reed – Yes, Mayor Via – Yes

4. AUDIENCE PARTICIPATION **Regarding items not on the agenda.**

The following individual came forward to speak to the Mayor and City Commission: Eddie Colosimo, Bikers for First Amendment Rights (B.F.F.A.R.).

5. PUBLIC HEARING – SECOND READING OF ORDINANCE 2838, AMENDED BUDGET FY 2007-2008

Attorney Simpson read by short title:

ORDINANCE NO. 2838

AN ORDINANCE AMENDING ORDINANCE NO. 2813 THE APPROPRIATIONS BUDGET FOR THE CITY OF HOLLY HILL, FLORIDA, FOR THE FISCAL YEAR OCTOBER 1, 2007 THROUGH SEPTEMBER 30, 2008; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

Mayor Via opened public participation. No one spoke.

*Commissioner Reed moved **APPROVAL** for Second Reading of Ordinance 2838, seconded by Commissioner Glass.*

The motion **CARRIED** 5-0 by roll call vote: Reed – Yes, Glass – Yes, Penny – Yes, Towsley – Yes, Mayor Via – Yes

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6. FIRST READING OF ORDINANCE 2840, AMENDING THE CITY'S CHARTER TO CHANGE CITY'S ELECTION DATES

Attorney Simpson read by short title:

ORDINANCE NO. 2840

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, EXEMPTING THE CITY FROM THE UNIFIED ELECTION DATE ESTABLISHED IN FLORIDA STATUTES CHAPTER 95-462, AS AMENDED BY FLORIDA STATUTES CHAPTER 98-506; AMENDING THE CITY'S CHARTER TO SELECT NEW ELECTION DATES; PROVIDING FOR ADJUSTMENTS TO THE TERMS OF OFFICE OF THE EXISTING ELECTED OFFICIALS TO ACCOMMODATE THE CHANGE IN ELECTION DATES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Via opened public participation.

The following individual came forward to speak to the Mayor and City Commission: Jim Legary, 342 Burleigh Avenue.

Mayor Via closed public participation.

*Commissioner Reed moved **APPROVAL** for the First Reading of Ordinance 2840, seconded by Commissioner Glass.*

The motion **CARRIED** 3-2 by roll call vote: Reed – Yes, Glass – Yes, Penny – Yes, Towsley – No, Mayor Via – No

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7. FIRST READING OF ORDINANCE 2841, ILLICIT DISCHARGE AND CONNECTION

Attorney Simpson read by short title:

ORDINANCE NO. 2841

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING CHAPTER 94, OF THE CODE OF ORDINANCES, CITY OF HOLLY HILL, FLORIDA; CREATING ARTICLE III, DIVISION 3; ILLICIT DISCHARGE AND CONNECTION; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HEREWITH; AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

Mayor Via opened public participation. No one spoke.

*Commissioner Glass moved **APPROVAL** for the First Reading of Ordinance 2841, seconded by Commissioner Penny.*

The motion **CARRIED** 5-0 by roll call vote: Glass – Yes, Penny – Yes, Reed – Yes, Towsley – Yes, Mayor Via – Yes

8. COMMITTEE REPORTS

Members of the Commission are encouraged to give a brief report from the various committees on which they serve.

Mayor Via gave a brief committee report on WAV.

Commissioner Reed gave a brief committee report from the EVWA meeting.

9. COMMUNICATIONS

A. City Manager

Mr. Harbuck mentioned that Mr. John Malphurs contacted him; Community Redevelopment Advisory (CRA) Board wants to meet with the City Commission.

B. City Attorney

None.

C. Mayor & Commissioners

Commissioner Penny mentioned the following: flag drawing contest is going well with the Middle and Elementary school students; contact the Chamber if you are interested in participating in the Trunk or Treat on Halloween, October 31st in Hollyland Park; Woody's B-B-Q- on November 1st for a fundraiser for the Holly Hill Middle School; the Chamber's 3rd Annual Christmas fundraiser will be held at Diamond Backs.

Commissioner Glass asked if the stormwater/sewer information be placed back in the *Heartbeat* for the citizens; former Mayor of Holly Hill Jim Gaither passed away this week.

Commissioner Towsley apologized for not making Chamber Quarterly breakfast this morning but congratulated Sheila Hancock as "Citizen of the Year".

Mayor Via mentioned the dedication ceremony that took place for the Veterans Van; the Boys and Girls Club Golf Tournament; PAL Golf Tournament; read a "thank you" letter from *Solar Fit* who received a grant from the CRA to fix their business sign.

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10. ADJOURNMENT TO WORKSHOP

The meeting officially adjourned at approximately 7:50 p.m.

Attest:

City of Holly Hill, Florida

Valerie Manning
City Clerk

Roland D. Via
Mayor

Florida Statutes 286.011 and Government-In-The-Sunshine Manual

“The minutes of Sunshine Law meetings need not be verbatim transcripts of the meetings; rather the use of the term “minutes” as stated in F.S. 286.011, contemplates a brief summary or series of brief notes or memoranda reflecting the events of the meeting.”

*A verbatim copy of Sunshine Law meetings (e.g. City Commission meetings/workshops/Agency meetings and CRA meetings) are available upon request to the City Clerk during regular business hours, Monday through Friday,
8:00 a.m. to 5:00 p.m.*