

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

October 26, 2010

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, Mark Reed and Liz Towsley.

Absence

Commissioner Rick Glass

Also attending were the following staff members: City Manager Oel Wingo, Ph.D., City Attorney Scott Simpson, Administrative Services Director Kurt Swartzlander, Public Works Director Brad Johnson, Police Chief Mark Barker, Fire Chief Ron Spencer, Accounting Manager Susan Worde, Audit Specialist Catherine Colwell, and City Clerk Joshua Fruecht.

B. Invocation

Mayor Via delivered the Invocation.

C. Pledge of Allegiance to the Flag

Mayor Via led the Pledge of Allegiance.

2. MINUTES

A. Minutes from the Regular City Commission meeting – October 12, 2010

*Commissioner Reed moved **APPROVAL** for the **MINUTES**, seconded by Commissioner Towsley.*

The motion **CARRIED** 4-0 unanimously: Reed – Yes, Towsley – Yes, Penny – Yes, Mayor Via – Yes.

3. PUBLIC PARTICIPATION

Regarding items not on the agenda.

Mayor Via opened public participation. The following individuals came forward to speak to the City Commission:

- Richard Murdock (520 Peacock Road, Holly Hill, FL 32117) – Addressed the City Commission to speak about Votran running red lights.

4. PRESENTATION

A. American Legion Post 270 – Presentation of Scale Model of the Holly Hill Box Car

Mr. George Guglielmo addressed the City Commission to speak about the American Legion Post 270 and it's gift to the City of Holly Hill; a Scale Model of the Holly Hill Box Car. Mr. Guglielmo also announced that there would be a 40 and 8 Reunion on April 30, 2011.

5. BUSINESS AGENDA

A. SECOND READING OF ORDINANCE NO. 2881

City Attorney Scott Simpson read by short title:

SECOND READING OF ORDINANCE NO. 2881, AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA ANNEXING BY VOLUNTARY PETITION PROPERTY LOCATED AT 1976 N. NOVA ROAD (Tax Parcel Number 4242-19-01-0200 AND 1982 N. NOVA ROAD (Tax Parcel Number 4242-19-01-0190) CONTIGUOUS TO THE CITY OF HOLLY HILL; REDEFINING BOUNDARIES OF THE CITY OF HOLLY HILL TO INCLUDE SAID PROPERTY; DIRECTING THE CITY CLERK TO FILE THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT, WITH THE CHIEF ADMINISTRATIVE OFFICER OF VOLUSIA COUNTY AND WITH THE DEPARTMENT OF STATE; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Via opened public participation. No one spoke.

*Commissioner Reed moved **APPROVAL** for **ORDINANCE NO. 2881**, seconded by Commissioner Towsley.*

The motion **CARRIED** 4-0 unanimously: Reed – Yes, Towsley – Yes, Penny – Yes, Mayor Via – Yes.

B. SECOND READING OF ORDINANCE NO. 2882,

City Attorney Scott Simpson read by short title:

SECOND READING OF ORDINANCE NO. 2882, AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA; AMENDING SECTION 70-125 (USAGE CHARGES GENERALLY); SECTION 70-276 (ESTABLISHMENT); SECTION 70-129 (CHARGES FOR FIRE PROTECTION SYSTEMS); SECTION 70-131 (DISCONTINUANCE OF SERVICE);

SECTION 70-135 (ACCOUNT ADMINISTRATION AND CONNECTION FEE) TO PROVIDE FOR AN AVAILABILITY FEE FOR ALL PREMISES; A SEWER CHARGE ESTABLISHED BY RESOLUTION; AN AUTOMATIC ANNUAL ADJUSTMENT FOR ALL UTILITY CHARGES AND FEES; DELETING SECTION 70-131 (DISCOURAGEMENT OF SERVICE); PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Via opened public participation. The following individuals came forward to speak to the City Commission: Jim Legary, Ronald Zable, Penny Currie, Charlie Sharp, Jeff Khil, and Gilles Blais.

*Commissioner Glass moved **APPROVAL** for **ORDINANCE NO. 2882**, seconded by Commissioner Penny.*

The motion **CARRIED** 4-0 unanimously: Penny – Yes, Reed – Yes, Towsley – Yes, Mayor Via – Yes.

C. SECOND READING OF NO. 2883

City Attorney Scott Simpson read by short title:

SECOND READING OF ORDINANCE NO. 2883, AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING SECTION 14-106 (PERMIT FEES); SECTION 14-107 (PLAN REVIEW FEES) AND CREATING SECTION 82-272 (APPLICATION FEE, NOTICE AND REVIEW PROCEDURE) TO PROVIDE FOR AN ADMINISTRATIVE FEE ESTABLISHED BY RESOLUTION AND A PASS-THROUGH CHARGE FOR ALL COSTS CHARGED BY CONSULTANTS TO REVIEW AN APPLICATION AND ADVISE THE CITY AND PROVIDING FOR A DEPOSIT OF THE ESTIMATED COSTS; PROVIDING FOR CEASING THE REVIEW AND APPROVAL PROCESS IF COSTS AND CHARGES ARE NOT PAID WHEN DUE; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Via opened public participation. No one spoke.

*Commissioner Glass moved **APPROVAL** for **ORDINANCE NO. 2883**, seconded by Commissioner Penny.*

The motion **CARRIED** 4-0 unanimously: Penny – Yes, Towsley – Yes, Reed – Yes, Mayor Via – Yes.

D. RESOLUTION 2010-R-86

City Attorney Scott Simpson read by short title:

RESOLUTION NO. 2010-R-86, A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA ADOPTING A REVISED FEE SCHEDULE FOR BUILDING PERMITS, AND LAND DEVELOPMENT FEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

Mayor Via opened public participation. No one spoke.

*Commissioner Reed moved **APPROVAL** for **RESOLUTION NO. 2010-R-86**, seconded by Commissioner Penny.*

The motion **CARRIED** 4-0 unanimously: Reed – Yes, Penny – Yes, Towsley – Yes, Mayor Via – Yes.

E. RESOLUTION 2010-R-85

City Attorney Scott Simpson read by short title:

RESOLUTION NO. 2010-R-85, APPROVING A SPECIAL EXCEPTION FOR MEETING PLACES FOR CIVIC, FRATERNAL AND COMMUNITY SERVICE ORGANIZATIONS LOCATED 1609 N. NOVA ROAD; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Via opened public participation. No one spoke.

*Commissioner Reed moved **APPROVAL** for **RESOLUTION NO. 2010-R-85**, seconded by Commissioner Towsley.*

The motion **CARRIED** 4-0 unanimously: Reed – Yes, Towsley – Yes, Penny – Yes, Mayor Via – Yes.

6. **CONSENT AGENDA**

A. RESOLUTION 2010-R-87

City Attorney Scott Simpson read by short title:

RESOLUTION NO. 2010-R-87, AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH QUENTIN L. HAMPTON ASSOCIATES, INC. FOR DESIGN AND PERMITTING, BIDDING ASSISTANCE, CONSTRUCTION ADMINISTRATION, AND INSPECTION SERVICES FOR WATER DISTRIBUTION IMPROVEMENTS; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Via opened public participation. No one spoke.

*Commissioner Reed moved **APPROVAL** for **CONSENT AGENDA**, seconded by Commissioner Towsley.*

The motion **CARRIED** 4-0 unanimously: Reed – Yes, Towsley – Yes, Penny – Yes, Mayor Via – Yes.

7. COMMUNICATIONS

A. City Manager

City Manager Oel Wingo informed the City Commission of the outline that was emailed to them for the next City Commission Meeting on November 9, 2010 and asked each of them to contact her if they had any questions. Dr. Wingo also asked the Mayor and City Commissioners to email her any suggestions they may have on Economic Development Goals so that she could submit them to Team Volusia. Dr. Wingo also updated the City Commission on upcoming Special Events, which included Biketoberfest, Holly Fall Festival (Carnival & Truck or Treat), Doggy Day Festival, Annual Tree Lighting, and the 51st Annual Holiday Parade “A Florida Holiday Celebration”.

B. City Attorney

City Attorney Scott Simpson had no comments.

C. Mayor & Commissioners

Commissioner Towsley

Commissioner Liz Towsley informed the City Commission with a TPO board update. She then informed the City Commission that she would be participating in Truck or Treat, and encouraged the other members of the City Commission to participate.

Commissioner Reed

Commissioner Reed informed the City Commission that he has enjoyed his time as a City Commissioner and thanked everyone for the time he has served. Mr. Reed then proceeded to ask that the City Commission consider paying up to \$2,600 towards Mr. Tim Harbuck’s fines.

After brief discussion amongst the City Commission, and City Attorney it was determined that it would be best to wait until the final judgment was released before proceeding with this matter. City Attorney Scott Simpson informed the City Commission that he would provide them with an update on the final judgment once it had been released.

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Commissioner Penny

Commissioner Penny informed the City Commission that the name for the new school would be the “Holly Hill School.” He also informed the City Commission and the public that the Chamber of Commerce Pre-Holiday Party would be on November 11, 2010 at Diamond Backs, and encouraged the public to attend.

Mayor Via

Mayor Via asked City Manager Oel Wingo when the Holly Hill Library would be reopening. City Manager Oel Wingo informed the City Commission that it was planned to reopen January 2011. Mayor Via then asked City Manager Oel Wingo what the status of the CRA Wayfinding Signs, and City Manager Oel Wingo informed the City Commission that they would be bringing a revised bid back to the City Commission at the next meeting on November 9, 2010, due to an issue with the previously approved contract.

D. City Clerk

City Clerk Joshua Fruecht had no comments.

8. ADJOURNMENT

The meeting officially adjourned at approximately 8:14 p.m.

Attest:

City of Holly Hill, Florida

Joshua Fruecht
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.”

An audio recording of Sunshine Law meetings (e.g. City Commission meetings/workshops and CRA meetings) are available upon request from the Office of the City Clerk during regular business hours, Monday through Friday, 8:00 a.m. to 5:00 p.m.