M I N U T E S
REGULAR COMMISSION MEETING
COMMUNITY REDEVELOPMENT AGENCY (CRA) MEETING
CITY OF HOLLY HILL, FLORIDA

November 12, 2013

1. CALL TO ORDER

A. Roll Call

Mayor Johnson called the meeting to order in the Commission Chambers at City Hall, 1065 Ridgewood Avenue, at approximately 7:00 pm. Attending with Mayor Johnson were Commissioners John Penny, and Elizabeth Albert.

Absent: Commissioner Penny Currie

Also attending were the following staff members: City Attorney Scott Simpson, City Manager James A. McCroskey, Finance Director Kurt Swartzlander, Police Chief Mark Barker, Fire Chief Jim Bland, City Planner Tom Harowski, Community Services Director Jacki Maswary, Economic Development Director Lynn Dehlinger, Information Technology Director Scott Gutaukis, Sergeant Chris Yates, and City Clerk Valerie Manning.

*Commissioner Penny made a motion to **EXCUSE** Commissioner Currie from the meeting, seconded by Commissioner Albert.*

The motion **CARRIED** 4-0 by roll call vote: Penny – Yes, Albert – Yes, Moore – Yes, and Mayor – Yes

B. Invocation

Pastor Varga led invocation.

C. Pledge of Allegiance to the Flag

Mayor Johnson led the Pledge of Allegiance.

2. PRESENTATIONS

A. Concerned Citizens for Animal Welfare – Pat Mihalic

B. Team Volusia Update – Keith Norden

3. MINUTES

A. Minutes from the City Commission Workshop – October 22, 2013 *(City Clerk)*

B. Minutes from the Regular City Commission meeting – October 22, 2013 *(City Clerk)*

Commissioner Penny moved ***APPROVAL*** *for the* ***MINUTES****, seconded by Commissioner Moore.*

The motion **CARRIED** 4-0 by roll call vote: Penny – Yes, Moore – Yes, Albert – Yes, and Mayor – Yes

4. PUBLIC PARTICIPATION

Regarding items not on the agenda.

Mayor Johnson opened public participation.

The following individuals came forward to address the City Commission about various issues: Pastor Varga, Holly Hill; Jim Legary, 342 Burleigh Avenue, Holly Hill; Matt Forester, 1034 Grand Hickery Avenue, Holly Hill.

Mayor Johnson closed public participation.

5. CONSENT AGENDA

A. Volusia County Food Drive *(City Manager)*

B. Law Enforcement Trust Fund (LETF) Expenditure Request – Police Programs and Equipment *(Police Chief)*

Commissioner Moore moved ***APPROVAL*** *for the* ***CONSENT AGENDA****, seconded by Commissioner Albert.*

The motion **CARRIED** 4-0 by roll call vote: Moore – Yes, Albert – Yes, Penny – Yes, and Mayor – Yes

6. BUSINESS AGENDA

A. PUBLIC HEARING – SECOND READING OF ORDINANCE 2945, POLICE PENSION ORDINANCE CHANGE *(Finance Director)*

City Attorney read by title only:

ORDINANCE NO. 2945

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING CHAPTER 42 (PENSION AND RETIREMENT) ARTICLE II - POLICE OFFICERS, OF THE CODE OF ORDINANCES OF THE CITY OF HOLLY HILL, FLORIDA, PROVIDING FOR INTERNAL REVENUE CODE COMPLIANCE; PROVIDING FOR A REPEALER, PROVIDING FOR A SAVINGS CLAUSE, PROVIDING FOR CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Moore moved **APPROVAL for Second Reading of Ordinance 2945** as amended, seconded by Commissioner Penny.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 4-0 by roll call vote: Moore – Yes, Penny – Yes, Albert – Yes, and Mayor – Yes

B. PUBLIC HEARING – SECOND READING OF ORDINANCE 2946, ORDINANCE CHANGE SALE OF PERSONAL PROPERTY *(Finance Director)*

City Attorney read by title only:

ORDINANCE NO. 2946

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING CHAPTER 50 (SALES) ARTICLE II – PERSONAL PROPERTY SECTION 26, OF THE CODE OF ORDINANCES OF THE CITY OF HOLLY HILL, FLORIDA; PROVIDING FOR A REPEALER, PROVIDING FOR A SAVINGS CLAUSE, PROVIDING FOR CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Moore moved **APPROVAL for Second Reading of Ordinance 2946** as amended, seconded by Commissioner Albert.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 4-0 by roll call vote: Moore – Yes, Albert – Yes, Penny – Yes, and Mayor – Yes

C. RESOLUTIONS 2013-R-78 AND 2013-R-79, FUEL STORAGE TANK REPAIRS BUDGET AMENDMENT AND ASSET DISPOSAL *(Community Services Director)*

City Attorney read by title only both Resolutions:

RESOLUTION 2013-R-78

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO AMEND THE FY 2014 BUDGET TRANSFERRING $13,000 FROM FIRE DEPARTMENT CAPITAL OUTLAY TO COMMUNITY SERVICES FLEET CAPITAL OUTLAY; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 2013-R-79

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO DISPOSE OF ASSET NUMBER 2013000087; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Moore moved **APPROVAL** for **Resolution 2013-R-78 and Resolution 2013-R-79,** seconded by Commissioner Penny.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 4-0 by roll call vote: Moore – Yes, Penny – Yes, Albert – Yes, and Mayor – Yes

D. RESOLUTION 2013-R-80, FY 2012-2013 AMENDED BUDGET *(Finance Director)*

City Attorney read by title only:

RESOLUTION 2013-R-80

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA, AMENDING THE FINAL BUDGET FOR THE CITY OF HOLLY HILL FOR THE FISCAL YEAR 2012-2013; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Albert moved **APPROVAL** for **Resolution 2013-R-80**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 4-0 by roll call vote: Albert – Yes, Moore – Yes, Penny – Yes, and Mayor – Yes

E. RESOLUTION 2013-R-81, US 1 SIDEWALK & DRIVEWAY RECONSTRUCTION – OVERHEAD TO UNDERGROUND UTILITIES CONVERSION PROJECT *(Community Services Director)*

City Attorney read by title only:

RESOLUTION 2013-R-81

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH TRAFFIC ENGINEERING DATA SOLUTIONS TO PROVIDE PROFESSIONAL SERVICES FOR THE PROJECT US 1 SIDEWALK & DRIVEWAY RECONSTRUCTION PHASE 1 OVERHEAD TO UNDERGROUND CONVERSION; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Moore moved **APPROVAL** for **Resolution 2013-R-81**, seconded by Commissioner Albert.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 4-0 by roll call vote: Moore – Yes, Albert – Yes, Penny – Yes, and Mayor – Yes

F. RESOLUTION 2013-R-82, PURCHASE OF 224 RIVERSIDE DRIVE FOR STORMWATER RETENTION *(Economic Development Director)*

City Attorney read by title only:

RESOLUTION 2013-R-82

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SALE AND PURCHASE AGREEMENT BETWEEN THE CITY OF HOLLY HILL AND ROBERT L. DIXON, JTRS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Moore moved ***APPROVAL*** *for* ***Resolution 2013-R-82****, seconded by Commissioner Penny.*

Mayor Johnson opened public participation.

The following individuals came forward to address the City Commission: Anna Marie Peresson, 112 Monty Drive, Lot 77, Holly Hill; Mike Chuvan, 407 Miriam, Holly Hill; Jim Legary, 342 Burleigh Avenue, Holly Hill.

Mayor Johnson closed public participation.

The motion **CARRIED** 3-1 by roll call vote: Moore – Yes, Penny – Yes, Albert – No, and Mayor – Yes

G. RESOLUTION 2013-R-83, PURCHASE OF 246 RIVERSIDE DRIVE KNOWN AS RIVERSIDE TRAILER PARK FOR STORMWATER RETENTION *(Economic Development Director)*

City Attorney read by title only:

RESOLUTION 2013-R-83

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SALE AND PURCHASE AGREEMENT BETWEEN THE CITY OF HOLLY HILL AND CLYDE & ANITA WILSON, TTEE & SUSAN W. WILLIAMS, TTEE PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Moore moved **APPROVAL** for **Resolution 2013-R-83**, seconded by Commissioner Penny.*

Mayor Johnson opened public participation.

The following individuals came forward to address the City Commission: Jim Legary, 342 Burleigh Avenue, Holly Hill; Mike Chuvan, 407 Miriam Avenue, Holly Hill.

Mayor Johnson closed public participation.

The motion **CARRIED** 3-1 by roll call vote: Moore – Yes, Penny – Yes, Albert – No, and Mayor – Yes

H. VARIANCE REQUEST – 1322 RIVERSIDE DRIVE – APPLICANT: FRANK BELL *(City Planner)*

Mr. Harowski gave a brief staff report pertaining to the variance request for 1322 Riverside Drive by the applicant Frank Bell.

*Commissioner Penny moved **APPROVAL** for the **Variance Request located at 1322 Riverside Drive,** seconded by Commissioner Moore.*

The motion **CARRIED** 4-0 by roll call vote: Penny – Yes, Moore – Yes, Albert – Yes, and Mayor – Yes

I. APPROVAL OF BUDGETED EXPENDITURE – POLICE DEPARTMENT LAPTOPS *(Information Technology Director)*

*Commissioner Albert moved **APPROVAL** for the **Approval of Budgeted Expenditure for the Police Departments laptops,** seconded by Commissioner Penny.*

The motion **CARRIED** 4-0 by roll call vote: Albert – Yes, Penny – Yes, Moore – Yes, and Mayor – Yes

J. LIVE STREAMING OF CITY COMMISSION MEETINGS *(Information Technology Director)*

Mr. McCroskey stated that he would work with Attorney Simpson and Scott Gutaukis on the live streaming. There was discussion amongst the Commissioners and the consensus was to allow the current contract to expire then look at other options to make the live streaming better. *No vote was needed at this time.*

K. DOG PARK ISSUE *(City Manager)*

Mr. McCroskey spoke briefly and updated the Mayor and Commissioners on the County's position pertaining to the dog park. There was discussion amongst the Mayor and Commissioners and there was consensus for the City Manager to inform the County that they can continue to take care of the dog park themselves.

7. RECESS THE REGULAR CITY COMMISSION MEETING

8. CONVENE THE COMMUNITY REDEVELOPMENT AGENCY (CRA) MEETING

BUSINESS AGENDA

A. RESOLUTION 2013-R-84, US1 SIDEWALK & DRIVEWAY RECONSTRUCTION – OVERHEAD TO UNDERGROUND UTILITIES CONVERSION PROJECT *(Community Services Director)*

City Attorney read by title only:

RESOLUTION 2013-R-84

A RESOLUTION OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH TRAFFIC ENGINEERING DATA SOLUTIONS TO PROVIDE PROFESSIONAL SERVICES FOR THE PROJECT US 1 SIDEWALK & DRIVEWAY RECONSTRUCTION PHASE 1 OVERHEAD TO UNDERGROUND CONVERSION; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Albert moved **APPROVAL** for **Resolution 2013-R-84**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 4-0 by roll call vote: Albert – Yes, Moore – Yes, Penny – Yes, and Mayor – Yes

B. RESOLUTION 2013-R-85, PURCHASE OF 224 RIVERSIDE DRIVE FOR STORMWATER RETENTION *(Economic Development Director)*

City Attorney read by title only:

RESOLUTION 2013-R-85

A RESOLUTION OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SALE AND PURCHASE AGREEMENT BETWEEN THE CITY OF HOLLY HILL AND ROBERT L. DIXON, JTRS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Penny moved **APPROVAL** for **Resolution 2013-R-85**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 3-1 by roll call vote: Penny – Yes, Moore – Yes, Albert – No, and Mayor – Yes

C. RESOLUTION 2013-R-86, PURCHASE OF 246 RIVERSIDE DRIVE KNOWN AS RIVERSIDE TRAILER PARK FOR STORMWATER RETENTION *(Economic Development Director)*

City Attorney read by title only:

RESOLUTION 2013-R-86

A RESOLUTION OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SALE AND PURCHASE AGREEMENT BETWEEN THE CITY OF HOLLY HILL AND CLYDE & ANITA WILSON, TTEE & SUSAN W. WILLIAMS, TTEE PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Moore moved **APPROVAL** for **Resolution 2013-R-86**, seconded by Commissioner Penny.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 3-1 by roll call vote: Moore – Yes, Penny – Yes, Albert – No, and Mayor – Yes

9. CONTINUATION OF PUBLIC PARTICIPATION
Regarding items not on the agenda.

None.

10. COMMUNICATIONS

a. City Manager

Mr. McCroskey gave an update on the Daytona Avenue bridge.

b. City Attorney

None.

c. City Clerk

Ms. Manning thanked everyone for their participation during the Trunk or Treat event.

d. Mayor & Commissioners

Commissioner Penny thanked everyone who was at the Veteran's Day memorial on Monday. It was very nice.

Commissioner Moore shared his concerns pertaining to the dog park and the County's position.

Commissioner Albert thanked everyone who attended the Veteran's Day memorial on Monday out front of City Hall; very nice program; spoke of the Volusia Council of Government meeting she attended as it pertains to various gangs; thanked staff for moving so quickly on the bus benches issue.

Mayor Johnson asked everyone to keep the Philippines in your prayers; thanked Bob Space Racers for the donation of the stuff animals for the Trunk or Treat event; shared his concerns about the homeless issue throughout Volusia County.

11. ADJOURNMENT

Mayor Johnson officially adjourned the meeting at approximately 8:55 pm.

____
Valerie Manning
City Clerk