

M I N U T E S
REGULAR COUNCIL MEETING
CITY OF HOLLY HILL, FLORIDA
NOVEMBER 23, 1993

1. CALL TO ORDER

Mayor Jim Gaither called the meeting to order in Council Chambers, 1065 Daytona Avenue, Holly Hill, Fl. at 7:30 p.m..

Answering roll call were Mayor Gaither, Councilman Arthur Byrnes, Councilman J. D. Mellette, Councilman Robert Chesnowitz and Councilman William Walker.

Also attending were City Manager Ralph Hester, City Attorney Edward Simpson and Deputy City Clerk Sue W. Blackwell.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION

The Invocation was given by Father Lawrence Redmond, Prince of Peace.

4. MAYOR'S REPORT/COMMENTS

Mayor Gaither said D.M. Martin and he spent a few days in Tallahassee trying to get a \$31,000 grant for a new roof for City Hall. Unfortunately the City was turned down this time but it looks like the City will get it at the next meeting in December.

The division of Historical Services will be looking at the "old" school house to see about restoring it. Mayor Gaither asked anyone interested in seeing the "old" school house restored to contact the staff at City Hall.

5. COUNCIL'S REPORT/COMMENTS

Councilman Byrnes said the Juvenile Advisory Committee had a meeting Wednesday, November 17, 1993, and decided they wanted to start work Saturday, November 20, 1993. They worked Saturday from 1:00 p.m. to 5:00 p.m. Mr. Byrnes said they would be doing it again Saturday, November 27, 1993, and invited anyone who would like to come out and volunteer their help.

6. ADVISORY COMMITTEE REPORTS

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Mr. Tony LaSorsa, Citizen's Advisory Committee, said there was really nothing to report and there would be no meeting until January.

Mr. Dennis Dehn, Beautification Board, said the Board has moved forward. He said they were looking into a direct phone line from Sunrise Park to the Police Station. Mr. Dehn said the City Gardener has come up with three different shrubs to use in the Spring give away.

7. AUDIENCE PARTICIPATION

Mrs. Anna Seay, 1324 Riverside Drive, said six weeks ago people started talking about a candidates' forum. She said there was a forum at Bishop's Glen but there were still citizens who wanted to see the candidates in a forum. Mrs. Seay said with the cooperation of the City they were going to have a forum at Sica Hall. It will be Tuesday November 30, 1993, at 7:30 p.m. She invited all the incumbents and the new candidates to come to the forum. She asked everyone to spread the word so there would be a good turnout.

8. CONSENT AGENDA

A. Approval of Minutes - Regular Meeting - November 9, 1993, Special Meeting - November 16, 1993.

Councilman Walker moved to APPROVE the Consent Agenda being seconded by Councilman Byrnes.

The motion CARRIED 5-0 on roll call.

9. ORDINANCE NO. 2363 - ANNEXING CERTAIN PROPERTY INTO THE CITY OF HOLLY HILL

City Attorney Simpson read:

AN ORDINANCE ANNEXING CERTAIN UNINCORPORATED PROPERTY IN THE COUNTY OF VOLUSIA INTO THE MUNICIPAL LIMITS OF THE CITY OF HOLLY HILL, FLORIDA; REDEFINING THE MUNICIPAL LIMITS OF THE CITY OF HOLLY HILL, FLORIDA, TO INCLUDE SAID PROPERTY; PROVIDING FOR THE TERMS AND CONDITIONS THEREOF; PROVIDING FOR THE REPEAL OF LAWS OR PARTS OF LAWS IN CONFLICT HERewith; PROVIDING THE TERMS AND CONDITIONS THEREOF; AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

Councilman Mellette moved to ADOPT Ordinance No. 2363 being seconded by Councilman Chesnowitz.

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The motion CARRIED 5-0 on the following roll call:

Mellette, yes; Chesnowitz, yes; Walker, yes; Byrnes, yes;
Gaither, yes.

**10. ORDINANCE NO. 2364 - ANNEXES HARDESTY PROPERTY ON PARQUE DRIVE
BETWEEN CALLE GRANDE AND ARROYO PARKWAY**

City Attorney Simpson read:

AN ORDINANCE ANNEXING CERTAIN UNINCORPORATED PROPERTY IN THE COUNTY OF VOLUSIA INTO THE MUNICIPAL LIMITS OF THE CITY OF HOLLY HILL, FLORIDA; REDEFINING THE MUNICIPAL LIMITS OF THE CITY OF HOLLY HILL, FLORIDA, TO INCLUDE SAID PROPERTY; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Councilman Walker moved to APPROVE Ordinance No. 2364 being seconded by Councilman Chesnowitz.

The motion CARRIED 5-0 on the following roll call:

Walker, yes; Chesnowitz, yes; Byrnes, yes; Mellette, yes;
Gaither, yes.

**11. ORDINANCE NO. 2365 - ANNEXES ORT PROPERTY WEST OF NOVA ROAD IN
THE CITY OF HOLLY HILL**

AN ORDINANCE ANNEXING CERTAIN UNINCORPORATED PROPERTY IN THE COUNTY OF VOLUSIA INTO THE MUNICIPAL LIMITS OF THE CITY OF HOLLY HILL, FLORIDA, REDEFINING THE MUNICIPAL LIMITS OF THE CITY OF HOLLY HILL, FLORIDA, TO INCLUDE SAID PROPERTY; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Councilman Walker moved to APPROVE Ordinance No. 2365 being seconded by Councilman Chesnowitz.

The motion CARRIED 5-0 on the following roll call:

Walker, yes; Chesnowitz, yes; Mellette, yes; Byrnes, yes;
Gaither, yes.

**12. SET PUBLIC HEARING TO CONSIDER ISSUANCE OF A CERTIFICATE OF
CONVENIENCE FOR EAST COAST CAB AND SHUTTLE**

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Mr. Hester said the City is asking a Public Hearing to be set for December 14, 1993.

Councilman Mellette moved to set a Public Hearing for December 14, 1993, being seconded by Councilman Walker.

The motion CARRIED 5-0 on roll call.

13. REQUEST AWARD OF CONTRACT FOR QUICKLIME

Mr. Hester said the City received two bids as follows:

Tenn Luttrell Company	\$81.00 per ton
Dravo Lime Company	\$86.17 per ton

Staff recommends the award of the bid to the low bidder, Tenn Luttrell Company.

Councilman Chesnowitz moved to AWARD the quicklime bid to Tenn Luttrell Company being seconded by Councilman Walker.

The motion CARRIED 5-0 on roll call.

14. RESOLUTION NO. 93-R-59 - ALLOWING THE CITY TO SUBMIT AN APPLICATION FOR CONSIDERATION IN THE POLICE HIRING SUPPLEMENT GRANT PROGRAM

City Attorney Simpson read:

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA AUTHORIZING THE CITY TO REQUEST A GRANT FROM THE POLICE SUPPLEMENT HIRING PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

Councilman Walker moved to ADOPT Resolution No. 93-R-59 being seconded by Councilman Chesnowitz.

Mr. Hester said the City has a potential to get a three year grant from the Department of Justice to supplement the police officers in high crime areas. All expenses incurred would be funded at 75% and the City would be obligated to fund 25%.

The officers would be concentrated in the high crime areas where the City borders Daytona Beach.

The motion CARRIED 5-0 on the following roll call:

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Walker, yes; Chesnowitz, yes; Byrnes, yes; Mellette, yes;
Gaither, yes.

**15. RESOLUTION NO. 93-R-60 - ALLOWING THE CITY TO SEEK COMPETITIVE
BIDS FOR THE DEMOLITION OF THREE CITY OWNED BUILDINGS**

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY TO SEEK COMPETITIVE BIDS FOR THE DEMOLITION OF THOSE CERTAIN CITY BUILDINGS AS SPECIFICALLY SHOWN IN THE ATTACHMENT HERETO; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

Mr. Hester said based on the comments from the last meeting the City is looking at taking out some of the old buildings on Daytona Avenue to open up a courtyard and one rectangular building on the west side of the property so an area can be paved for parking.

Councilman Mellette moved to ADOPT Resolution No. 93-R-60.

Councilman Chesnowitz questioned removing the building on the south side.

Mr. Hester said removing that building will provide for parking for the youth center.

Mr. Hester said it is hard to patrol the area in the courtyard with the buildings on Daytona Avenue.

There was a brief discussion on the need for these buildings versus tearing them down.

Councilman Byrnes seconded above motion made by Councilman Mellette.

Mr. Dehn said this was brought before the Council at the last meeting and the Department Heads told Council of the hazards and the cost of renovation.

Council agreed to look at the bids before making a final decision. Staff was asked to prepare invitations and advertise for bids on each building.

The motion CARRIED 5-0 on the following roll call:

Mellette, yes; Byrnes, yes; Chesnowitz, yes; Walker, yes;
Gaither, yes.

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16. BROTHERS OF THE THIRD WHEEL REQUEST TO USE HOLLYLAND PARK FOR A MEETING MARCH 11, 1994.

Mr. Bob Bracy, Pioneer Trail, said the organization was requesting to sell sodas, hot dogs and shirts. He stated they are a non-profit organization.

Mr. Hester said the organization had agreed to abide by the park rules.

Councilman Walker moved to allow the Brothers of Third Wheel to use Hollyland Park for a Meeting March 11, 1994 and allow them to sell sodas, hot dogs and shirts being seconded by Councilman Byrnes.

The motion CARRIED 5-0 on roll call.

17. ALLOWANCE FOR UNCOLLECTIBLE ACCOUNTS

Each year the accounts receivables are analyzed to determine those that may be uncollectible. This procedure is required for the year-end audit process.

Charges billed for water, sewer, garbage and trash totalled \$4.7 million this year. This list of possible uncollectible (see attached) totals \$15,560.30 and represents about three-tents of one percent of the total billings. The list is about \$5,000 less than last year and this is due to a variety of collection procedures including the use of a collection agency.

Mrs. Gubernator said they have turned over the accounts to the collection agency and she receives monthly reports on the status of the accounts.

Councilman Mellette moved to APPROVE the list of Uncollectible Accounts being seconded by Councilman Walker.

The motion CARRIED 4-1 on roll call with Councilman Byrnes voting No.

18. CITY MANAGER REPORTS/COMMENTS

Mr. Hester said he would like to discuss a financial plan for water service agreement for areas being annexed into Holly Hill. He said he would like Council to consider a Five year plan with a down payment of 20% and payments tied into the prime interest rate plus 2% with a maximum of deferred payments of \$2,500. He said if Council concurs philosophically then he will ask the attorney to

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draw up some "iron clad" language to bring back to the next Council Meeting.

There was a brief discussion on the interest rate and the cost to the residents.

Mrs. Wine, 223 11th Street, said the City is not in the banking business. She said the people who want to be annexed should provide their own funding. She said at some point you have to decide if annexing is worth it to off-set the revenue the City will receive.

Councilman Walker moved to authorize the City Attorney to draw up an agreement using 20% down and prime plus 2% being seconded by Councilman Mellette.

The motion CARRIED 5-0 on roll call.

Mr. Hester said he has been approached by a citizen on Alta Drive, across from the Public Services Department, about selling a piece of property to the City. He wants to sell a 200 foot piece of land.

There was a lengthy discussion on whether Council was interested or not in this piece of property. Council directed Mr. Hester to check into this further and to get figures on the cost of acquiring the property.

19. CITY ATTORNEY REPORTS/COMMENTS

None.

20. MISCELLANEOUS COUNCIL COMMUNICATIONS

None.

21. ADJOURNMENT

With nothing further to come before the Council the meeting was adjourned at 8:16 p.m.

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Mayor

ATTEST:

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City Clerk/Manager