

MINUTES

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

NOVEMBER 8, 2005

1. CALL TO ORDER

A. Roll Call

Mayor Arthur called the meeting to order in the Commission Chambers at City Hall, 1065 Ridgewood Avenue at approximately 7:30 p.m. Attending with Mayor Arthur were Commissioners Arthur Byrnes, Gilles Blais, Lou Schmitt and Roland Via.

Also attending were City Manager Joe Forte, City Attorney Butch Simpson, newly elected City Commissioner for District 4 Traci Anderson, Public Works Director Milton Hallman, Public Safety Director Don Shinnamon, Community Development Director Stuart Buchanan, Finance Director Brenda Gubernator, Community Redevelopment Coordinator Marsha Radulovich and Human Resource Director Diane Cole (sitting in for City Clerk Valerie Manning).

B. Invocation

Matthew McKeown delivered the invocation. He then sang a tribute to Mayor Arthur on his behalf with this being Mayor Arthur's last official City Commission meeting before the newly elected officials take office on Tuesday, November 22, 2005, the next City Commission meeting.

C. Pledge of Allegiance to the Flag

2. PRESENTATIONS & PROCLAMATIONS

Mayor's Choice – Special Beautification Award for 8 years – Jim and Johnette Vodenicker

Mayor Arthur presented this award to Jim and Johnette Vodenicker.

MINUTES

3. CONSENT AGENDA

Minutes of the Regular City Commission meeting – October 11, 2005

Minutes of the City Commission Workshop – October 25, 2005

Minutes of the Regular City Commission meeting – October 25, 2005

Report of Purchase Orders over \$5,000

- Dell Computer Corporation – \$6,186.95
- Motion Industries – \$9,124.70
- Solarcom LLC – \$6,715
- Communications Int'l, Inc. – \$5,460.50
- Morganelli and Assoc. – \$5,396
- P & S Paving, Inc. – \$15,868.95
- Volusia County – \$11,709.24

Report of Emergency Purchase – Force Main Break

- Municipal Contracting Corp. – \$29,191.25

*Commissioner Via moved **APPROVAL** of the items on the consent agenda, seconded by Commissioner Schmitt.*

The motion **CARRIED** 5-0 on roll call: Via – Yes, Schmitt – Yes, Blais – Yes, Byrnes – Yes, Mayor Arthur – Yes.

4. COMMITTEE REPORTS

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

No reports were given tonight.

5. AUDIENCE PARTICIPATION

Regarding items not on the agenda.

J.D. Townsend, 1598 Riverside Drive, spoke about the Flomich Park located on Riverside Drive and he was wondering if there was a possibility of that park being extended because next to that park, a house has been torn down. He then stated he would like to see the City open up the riverfront as much as possible. He thinks expanding that park a little bit would be in the best interest of the citizens. He would like the City Commission to consider expanding Flomich Park.

Ed Perkins, 920 Riverside Drive, thanked the Mayor and stated that it has been a pleasure to live in the City with him. He briefly discussed whether or not having something in the Charter regarding a time frame for the minutes to be completed and Mr. Forte stated that would not be a likely thing to happen because there are different circumstances that may arise. Mr. Forte let Mr. Perkins know that whoever wants a copy of the meetings, may contact the City Clerk and a tape of the meeting can be made available to them.

MINUTES

Beth Legary, 342 Burleigh Avenue, stated that she has contacted the City Clerk in the past for a copy of the minutes and she has told me that the minutes are not available until they are approved. She then stated she has never found any draft minutes, prior to them being approved, on the Internet.

At this time Mayor Arthur read the unofficial results of the November 8, 2005 Run-Off Election. Mr. Forte stated these votes do not include any of the provisional ballots that are coming in.

District 1 Maureen Monahan John Penny	534 1004
District 3 Mark Reed Lou Schmitt	795 721
Mayor Roy Johnson Roland Via	748 809

6. RESOLUTION 2005-R-49, FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Mr. Simpson read by short title:

RESOLUTION NO. 2005-R-49

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA, AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR FINANCIAL ASSISTANCE UNDER THE STATE REVOLVING FUND LOAN PROGRAM FOR WASTEWATER SYSTEM REHABILITATION; IDENTIFYING REVENUES PLEDGED FOR REPAYMENT OF LOAN FUNDS; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Byrnes moved to **APPROVE** Resolution 2005-R-49, seconded by Commissioner Schmitt.*

The motion **CARRIED** 5-0 on roll call: Byrnes – Yes, Schmitt – Yes, Blais – Yes, Via – Yes, Mayor Arthur – Yes.

MINUTES

7. **RESOLUTION 2005-R-52, COMMUNITY REDEVELOPMENT ADVISORY (CRA) BOARD APPOINTMENTS**

Mr. Simpson read by short title:

RESOLUTION NO. 2005-R-52

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPOINTING MEMBERS TO THE COMMUNITY REDEVELOPMENT ADVISORY BOARD AND SETTING FORTH THE TERM EXPIRATION DATES FOR SAID MEMBERS; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Byrnes moved to **APPROVE** Resolution 2005-R-52, seconded by Commissioner Schmitt.*

The motion **CARRIED** 5-0 on roll call: Byrnes – Yes, Schmitt – Yes, Blais – Yes, Via – Yes, Mayor Arthur – Yes.

8. **PUBLIC HEARING – FIRST READING OF ORDINANCE 2748, VOLUNTARY ANNEXATION – 1104 SOUTH NOVA ROAD**

Mr. Simpson read by short title:

ORDINANCE NO. 2748

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA ANNEXING BY VOLUNTARY PETITION PROPERTY LOCATED 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.

*Commissioner Via moved to **APPROVE** the First Reading of Ordinance 2748, seconded by Commissioner Blais.*

MINUTES

The motion **CARRIED** 5-0 on roll call: Via – Yes, Blais – Yes, Byrnes – Yes, Blais – Yes, Mayor Arthur – Yes.

9. PUBLIC HEARING – FIRST READING OF ORDINANCE 2749, VOLUNTARY ANNEXATION – 1104 SOUTH NOVA ROAD

Mr. Simpson read by short title:

ORDINANCE NO. 2749

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA ANNEXING BY VOLUNTARY PETITION PROPERTY LOCATED 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.

*Commissioner Byrnes moved to **APPROVE** the First Reading of Ordinance 2749, seconded by Commissioner Blais.*

The motion **CARRIED** 5-0 on roll call: Byrnes – Yes, Blais – Yes, Schmitt – Yes, Via – Yes, Mayor Arthur – Yes.

*Commissioner Byrnes moved to **APPROVE** Resolution 2005-R-50, seconded by Commissioner Blais.*

Mayor Arthur stated the bottom line is this is one of the few projects with the MPO that's in the County and the City that they were going to ask for Federal money.

The motion **CARRIED** 5-0 on roll call: Byrnes – Yes, Blais – Yes, Schmitt – Yes, Via – Yes, Mayor Arthur – Yes.

9. CONTRACT FOR PORTABLE RADIO MAINTENANCE

Mr. Forte stated this is a budgeted item and staff had budgeted \$25,000 and were given a price quote of \$22,000 but thanks to Mike Mellon, the Executive Director for EVAC, he let the City piggyback off of his contract and this unit actually came in at \$17,851.50.

MINUTES

*Commissioner Byrnes moved to **APPROVE** the sole source purchase of the Medtronic LifePak 12, seconded by Commissioner Blais.*

The motion **CARRIED** 5-0 on roll call: Byrnes – Yes, Blais – Yes, Via – Yes, Schmitt – Yes, Mayor Arthur – Yes.

11. NEW VEHICLE PURCHASES – 2005-2006 BUDGET

*Commissioner Byrnes moved to **APPROVE** purchase of the new vehicles from Duval Ford for a total of \$119,119 under the Sheriff's contract, seconded by Commissioner Blais.*

The motion **CARRIED** 5-0 on roll call: Byrnes – Yes, Blais – Yes, Schmitt – Yes, Via – Yes, Mayor Arthur – Yes.

12. COMMUNICATIONS

A. City Manager

Mr. Forte took a moment to thank Arthur Byrnes for working with him, for his sixteen years and Commissioner Byrnes eighteen years. He thanked Commissioner Schmitt for the three years they have worked together. He then stated it has been his pleasure and his honor for working for you gentlemen and the other Commissioners that have been here. Mr. Forte stated they will be missed by him and he appreciates their cooperation, time and patience with him, especially when he was a new manager six years ago. He then addressed Mayor Arthur for a moment and briefly mentioned a dozen things that if somebody said, "What do you remember Bill Arthur by?", and he shared those with Mayor Arthur at this time.

B. City Attorney

Mr. Simpson discussed his fishing trip to the Keys, a Memorial Day outing, with the Mayor and a bunch of guys and about a week after they got back from that fishing trip the Mayor had his heart attack. He then stated he had no idea how close he was to giving the Mayor mouth-to-mouth. "Thank you Mayor."

C. Mayor & Commissioners

Ms. Cole wished the Mayor good luck.

MINUTES

Commissioner Blais stated when everybody put their hat in for running for Office in the City, he noticed the new names coming up and he said, "Oh, my, if the incumbents don't come in I'll be the senior Commissioner." Therefore, he signed up for the *Advanced Institute for Elected Officials* and he attended that last week and found it very interesting so that they can keep continuity in the City. He then briefly discussed that four years ago when he ran for the mayoral office against Mayor Arthur, it was a challenge and that the Mayor was friendly and that's why he decided to run for Commissioner a couple of years ago because at least he got the chance to be on the Mayor's side for a couple of years. He then stated that he enjoyed it. "Lou, I hope to see you around." He enjoyed it when they went to classes and seminars together. Commissioner Byrnes, when they went to these Urban League dinners and Commissioner Byrnes introduced me to all the people, I was brand new, and he was a big help to me. Commissioner Via always helped a lot as well. He then stated it was an interesting, educational two years for him and of course, he has also learned a lot from their City Manager, Mr. Forte. Thank you.

Commissioner Via stated somebody told him before this election, "Be careful what you wish for", so that's something he is going to have to pay attention to. He then congratulated John Penny and Mark Reed. It's going to be really good to work with them. Looking across the dais, they have had their battles over the years but he always relied on Commissioner Byrnes' history lessons and eighteen years of expertise and how we used to do it in the old days and he is going to miss that. "Lou, from your brother up and through the things that we've been through together in Holly Forest; Holly Forest will miss having that "*direct*" representation but Mark will be able to handle a lot of that." He then stated he will miss working with Commissioner Schmitt on a lot of different things and thanks to him and his brother's legacy of what they brought on. "Mayor, I'm not so sure how in the world I am going to be able to fill that seat. It's been an honor to be your Vice-Mayor and it's been fun every once in a while filling in on the seat but filling in on that seat is kind of like grandkids, they are real fun to play with but you can always give them back." He then stated he always knew that he had that option but he is going to rely on the Mayor's past expertise. Commissioner Via stated it was part of the Mayor's election ten years ago that got him interested in being on boards so that he could learn more about this City and under the Mayor's guidance these last ten years, some folks just don't know how lucky the City has been to have Mayor Arthur at the helm because this City through the last ten years has been through the most dynamic changes that there ever was. Mayor Arthur got to celebrate with the Commission their 100th Anniversary which is a very special day and time. The name that Mayor Arthur has on the plaques around here will forever be here because Mayor Arthur will forever be here. He then stated the City has had great mayors before and he just has to say that it's going to be hard living up to everything. Congratulations to Commissioner Byrnes for their tenure and also to Commissioner Schmitt.

MINUTES

Commissioner Schmitt stated he wanted to congratulate his opponent, Mark Reed. "Congratulations, Mark and to your wife." He then stated he himself wasn't too sure about politics because he has too big of a mouth and he doesn't sugarcoat nothing and he says what's on his mind and that's it and he still remains the same. Anyhow, he ran for office and it went into a run-off and luckily he got elected and he wants to tell them that he has had lots of jobs in his short life and dealt with lots of people from Hollywood movie stars to corporate leaders and around the world but this undoubtedly has been one of this *best* jobs ever dealing with the City of Holly Hill. In fact, it's amazing how the staff...he calls it "Stepford Village" because the staff gets along so well it's unbelievable and he never hears anybody talking behind anybody's back. He will miss coming here to City Hall. "It's been a habit for the last three years but God closes one door and opens another one so it must be that I'm ready to do something else." He then thanked everyone for their support and for the support they gave his brother when he passed away.

Commissioner Byrnes stated, "Eighteen years; how do you sum up eighteen years without boring the heck out of all you people?" He then stated that there is a saying or a song that says, "What a long strange trip this has been." He remembers sitting across the street when they met in Sica Hall. He had been on the Commission for four years and whoever was the City Manager at that time came to the Commission with an ordinance and said, "Look, we can save \$1,000 a month by pulling the City Commission off the retirement; we won't have to pay retirement for you guys", and I said, "Well, gee, it's been four years, I'm not going to be here. I'm not going to make that eight years that you need to have the tenure, so sure", and he vote against the pension. He then stated he served with several mayors and he must say Mayor Arthur is the most recent one he served with. He believes Commissioner Via alluded to it before, the Commission has had their knockdown, drag out fights up here but when it's over, it's over. When they are out of the room and off the issue, they are as close as friends can be when they have the Sunshine Law between them. It has been an interesting eighteen years. "Butch, the one constant in my political life has been you sitting in that chair and in recent years having Scott there and I know that your job, this whole time, has been to keep me out of trouble and you did a pretty good job." From legal issues, Mr. Simpson has kept the Commission and himself out of trouble and it has been a pleasure to serve with Mr. Simpson and he is going to miss seeing him all these times. "Scott, you have done a great job." He then stated the one consolation for him is knowing that the person that is going to be sitting in this chair is a stable person, that's living in the City for a while and has level headed thoughts. "To you folks that are coming in, lose the shirts because now you represent everybody and remember that the person who started all of that was trounced rather bad so you need to think about who the people really are out there and remember when you are representing the people, you need to represent everybody because once you sit up here, when your in these chairs, things change. The same people that were patting you on the back and telling you what a great job you're going to do, in about six months from now they'll say what was that and why did you vote that way." He then stated he knows all of them will do a good job and that it will take a little while to settle in. They will learn that one of the best things they have in this City is a staff that takes wonderful care of us; from the City Manager on down. If they have a question, ask staff and they will tell you. All of the City staff has been wonderful and has helped him. "Joe, the Mayor's remarks that you said about any monkey can do it, was certainly a joke because it takes a special person that can sit there that has to use the word "no" sometimes and it's tough because sometimes as a Commissioner you think there are things that

MINUTES

you can do and that you want to do and you realize that some of them are either against the law or we have done it and it didn't work. And Joe, along with Butch, Joe is another factor that has kept us in line and has kept us focused and I believe that with another person in that chair, that the City wouldn't be anywhere near where it is at now." He then stated that since Joe has sat in that chair they have annexed more land, a lower tax rate, and they have kept their fees low and he doesn't think the City could ask for much more. "Thank you for a wonderful eighteen years."

Mayor Arthur stated for a long time he has looked forward to giving the Commission a great closing speech but he actually got tied up so much more in watching the elections this year because it was a great turning point. With that, he wants to congratulate Dottie and Mark, John, and Roland. He hates the part when they tear us, you, them, and everybody down for trying to do what they truthfully believe in. That's what they wanted to do. That's what they put their hearts in and for them to get torn down for any reason is just not right, fair, and it's not worth it. He thanked Butch and Scott for all of their help and advice over the years. They are some great people to work with. When he thinks of people that they can lose in this City that means more than anybody else, maybe even Joe because of the quality of the job, is Milt Hallman. That man is a great engineer without an engineering degree. Mr. Hallman knows every bit of the City. Mr. Hallman knows how everything works. The thought of Milt Hallman leaving this City bothers the Mayor as much as anybody. "Mr. Hallman would be the hardest man I know to replace." Mr. Hallman has been a super person. A good friend and he has an awful lot of respect for him. "Thanks Milt for being there." "Don, you're a super guy. Thank you for being with us, you run a great department." "Brenda, your as good as they get." "How do you get an employee better than Brenda?" Thirty sum years, she works overtime every night. The hardest working people he has ever been around and it's funny coming from him because he had a different idea of how a City should run when he started. A lot of the workers around this City are super people. He is very proud that they all let him be a part of this City. He then mentioned that Cindy in Finance is a wonderful person. At this time he thanked Marsha for helping him out with his speech. He was worrying about everything and she has helped him with a beautiful speech. "Virginia, you're a queen." She told him when he first became Mayor that the reason why she went full-time was for him. "Thank you Virginia for the painting. Thank you for being my friend and it is wonderful being with you." "Joe, I'm still a little upset with you engraving my table." It's a long story but the way I got started was I didn't like the way the City treated businesses and Joe demonstrated fine. Joe signed his table two or three years later when they became friends. He then stated nobody in the world could be luckier than this Commission to have worked with Joe Forte. When they talk about a type of government that does work and doesn't work, and I strongly believe in a strong Mayor form of government, but he wouldn't run against Joe Forte. "Joe is a super person and he has super ideas and he is a great person and he has become a friend of mine." They keep their distances but they are extremely close. Whenever there are ideas, Joe tells them what it's going to cost and the other sides of it. That doesn't come from any city manager. The Mayor stated he has worked with one that did the exact opposite. For any City or anybody to get someone like Joe, is going to be a lucky City. He then stated he loves the firemen, he loves our policemen although he has a little trouble with the Unions. One of the most joys he has had in his life is when he was elected and Traci, Mark, and John are going to know that. It's a feeling that's going to knock you down when you get put in and Commissioner Via will feel it too. "Lou, it's been a pleasure working with you and I know we've fought and we've had many, as I have with Roland and Arthur." "Byrnes, I have always had a lot of respect

MINUTES

for you. Please tell A.J. he has been my best friend forever.” “Roland, good luck. For the incoming newly elected, good luck. You have a big job ahead of you and I know you all can do it.” “If you can run this City the way you run campaigns, wonderful.” He thanked the Commissioners, staff, and the residents for putting up with him for the past ten years and that they have made a big part of his life and Holly Hill will always be in his heart.

13. ADJOURNMENT

The meeting officially adjourned at approximately 8:55 p.m.

Attest:

City of Holly Hill, Florida

Valerie Manning
City Clerk

Roland D. Via
Mayor