

**M I N U T E S**  
**REGULAR COUNCIL MEETING**  
**CITY OF HOLLY HILL, FLORIDA**  
**NOVEMBER 9, 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, Chief of Police Pat Finn and Deputy City Clerk Sue W. Blackwell.

**2. PLEDGE OF ALLEGIANCE TO THE FLAG**

**3. INVOCATION**

The Invocation was given by Councilman Byrnes.

**4. MAYOR'S REPORT/COMMENTS**

Mayor Gaither reported on the two days he spent in Tallahassee with the Juvenile Justice Committee. He said the committee is trying to get the Senate to pass tougher gun laws and urged everyone to contact their Senators to let them know "the people" want the gun laws passed.

**5. COUNCIL'S REPORT/COMMENTS**

Councilman Byrnes asked for a motion to be made in support of Mr. Ascher's efforts to allow the Cities to take over the Beach Rangers.

Councilman Walker moved to SUPPORT Mr. Ascher in his efforts to allow the Cities to take over the Beach Rangers being seconded by Councilman Chesnowitz.

The motion CARRIED 5-0 on roll call.

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Councilman Byrnes added he has attended both meetings of the Youth Advisory Board and the young people are very enthusiastic about being able to help the City help them. Councilman Byrnes said he hopes everyone will support the youth when they come up with ideas they feel the City can help them with.

Councilman Mellette said he concurs with Councilman Byrnes and added all the youth are "up" about the Youth Advisory Board. He said everyone in the City, especially the Council, needs to support the youth involved in the Board.

Councilman Walker brought up the problem with the Cable company not posting payments when they are received and asked if there is anything the City could do to force them to post payments when they are received.

City Attorney Simpson said he would look into this matter and get with Mr. Hester about it.

Officer Hatcher said the young people are very anxious to get to work on the Recreation Center so they can entertain themselves. They are setting up requirements and incentives to get the other youth to stay in school. They are trying to pin point the "at risk" youth and give them an opportunity to stay out of trouble.

Officer Hatcher said by letting the young people take part in fixing up the building it will help to give them "pride" in their accomplishment and they will take care of it.

Mayor Gaither asked for donations of cookies or baked goods to donate to the Youth Advisory Board when they have their meetings.

Councilman Chesnowitz brought up that the Cable Television Company has offered to let the City use their Channels for Public Service.

Mr. Hester said the City would have to purchase the equipment to produce what ever was going to be shown on the Cable channels.

**6. ADVISORY COMMITTEE REPORTS**

None.

**7. AUDIENCE PARTICIPATION**

Mr. Jess Aviles, 721 State Avenue, had a problem with a burglary which occurred in his home.

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Mayor Gaither asked Chief Finn to get with Mr. Aviles and take care of the problem.

Mr. Lester Parker, 1147 Ridgewood Avenue, asked the City to spray for Mosquitos at Sunrise Park.

Mayor Gaither asked Mr. Chattin to get in touch with Mosquito Control and have them take care of the problem.

Mr. Mike Marcovich, 19 Ridge Trail, Ormond Beach, asked if the Hungarian-American Club could get a special exception to serve alcoholic beverages at Sica Hall for their Christmas Party.

There was a lengthy discussion on this matter and it was decided there was not enough time to advertise to change anything in the Ordinance.

Lorraine Buckles, 140 State Avenue, said her residence is in an area zoned I-1, Light Industrial, and there is a business doing automobile body work and painting. She said there are terrible fumes and noise coming from the business. The business has a "blower" and is blowing paint dust and fumes into the neighborhood. Ms. Buckles is asking something be done to control this.

Mayor Gaither asked Mr. Harbuck to go and check the business out again.

Ms. Buckles said the noise is excessive and she has even known the business to cut a car in half with a metal cutter. She feels the City should take care of this matter instead of deferring her to other agencies such as the health department.

Mrs. Pearl Ward, 1112 Riverside Drive, said she was at Ms. Buckles one afternoon and the fumes were so strong they burned her eyes. She said she walked in front of the shop and there was a car nosed out. Mrs. Ward said she talked to a gentleman and he moved the car into a spray booth.

Chief Lacy said his department inspected the business and they are in code. The spray booths are regulated by the fire department. He said he can not make them use the spray booth but if they are caught spraying outside the booth then they are breaking the law.

Councilman Byrnes said he requested the business be inspected a few weeks ago and it was inspected and found to be in compliance with the City codes.

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Mr. Harbuck said even with a spray booth there will be fumes. He said the business does have a spray booth and it did pass inspection. This type of business is allowed in I-1 and is a permitted use.

Mayor Gaither asked Mr. Harbuck to step up surveillance to see if the business is spraying cars outside the spray booth.

A lengthy discussion ensued with Mayor Gaither ensuring Ms. Buckles the matter would be looked into further and if she has any problems to get in touch with him or the City.

Mr. Dennis Dehn, 627 Cherokee Lane, said he has been attending the Redevelopment Board Meetings and would like the Council and the citizens to know there are some outstanding businessmen contributing their time and efforts for the "positive" growth of this community.

Mr. Dehn also commented on what a great job Ms. Christy Redmond, Administrative Assistant to the City Manager, is doing. He said she is holding the Board to the "grind stone" and she doesn't always have an easy time of it but she has really done a fantastic job and deserves commendation for her efforts.

Mr. Dehn said he has just recently been appointed to the Beautification Board and there are some wonderful things that are going to happen with that Board also.

He said there are some fantastic things happening in the City and he would like to see more citizens come and voice their opinions.

Mr. Dehn commented on what a great job Charlene Panos and the ground crew are doing and said they deserved a "pat on the back".

**8. CONSENT AGENDA**

- A. Approval of Minutes
- B. Bill and Accounts

Councilman Mellette moved to APPROVE the Consent Agenda being seconded by Councilman Chesnowitz.

The motion CARRIED 5-0 on roll call.

**9. ORDINANCE NO. 2361 - LAND DEVELOPMENT REGULATIONS**

City Attorney Simpson read:

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AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING ORDINANCE NO. 2352 WHICH ADOPTED THE CITY OF HOLLY HILL'S LAND USE AND DEVELOPMENT REGULATIONS; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Councilman Walker moved to ADOPT Ordinance No. 2352 being seconded by Councilman Mellette.

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

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

**10. RESIGNATION FROM REDEVELOPMENT BOARD/APPOINTMENT TO REDEVELOPMENT BOARD**

Mr. Ryan LaRoche, Sun Bank, tendered his resignation stating he has been promoted out of the area and can no longer attend the meetings.

Councilman Mellette moved to ACCEPT Mr. Ryan LaRoche's resignation from the Redevelopment Board being seconded by Councilman Chesnowitz.

The motion CARRIED 5-0 on roll call.

There were four applications of interest to serve on the Redevelopment Advisory Board submitted. A ballot vote with a point scale from one to ten was taken with Mr. Jeffrey Hoblick, Sun Bank, receiving the highest points.

Councilman Chesnowitz moved to APPOINT Jeffrey Hoblick to the Redevelopment Board being seconded by Councilman Mellette.

The motion CARRIED 5-0 on roll call.

**11. REQUEST APPROVAL TO EXPEND \$7,600 TO RELOCATE POLICE DISPATCH SERVICES**

Mr. Chattin said the dispatch center needs to be relocated from its present position to its new location in the remodeled police department. This will involve moving the radios and the console in addition to consolidating the antenna system.

There was a brief discussion about the radio tower.

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Councilman Walker moved to APPROVE \$7,600 expenditure to relocate the police dispatch services being seconded by Councilman Chesnowitz.

The motion CARRIED 5-0 on roll call.

**12. REQUEST AWARD OF HVAC FOR CITY HALL RENOVATION PHASE I**

Mr. Chattin said on October 29, 1993, four bids were received for the HVAC systems for a part of Phase I of the City Hall Renovation Program. The low bidder, Von-Aire, Inc., has done work for the City before. Mr. Chattin said they do a good job and staff recommends the award of the contract to them in the amount of \$8,446.

Councilman Walker moved to APPROVE the Award of the HVAC bid to Von-Aire in the amount of \$8,446 being seconded by Councilman Byrnes.

The motion CARRIED 5-0 on roll call.

**13. REQUEST AWARD OF CONTRACT FOR FURNISHING AND INSTALLING THE WHEELCHAIR LIFT FOR CITY HALL RENOVATION**

Mr. Chattin said on October 29, 1993, one bid was received for furnishing and installing the wheelchair lift which is a part of the City Hall Renovation Program. This bid was from Miami Elevator Company and was in the amount of \$9,739. This Company previously submitted a proposal for this work that was \$251 less than the amount of the bid. Mr. Deward Martin contacted this company and inquired as to why the price was increased. They expressed concern as to the accessibility of the building to allow them to move the lift in as a single unit therefore they increased their price. After some discussion they agreed to honor their previous proposal of \$9488.

Staff recommends the award of the contract to Miami Elevator in the amount of \$9488.

Councilman Walker moved to AWARD the contract to Miami Elevator in the amount of \$9488 being seconded by Councilman Mellette.

The motion CARRIED 5-0 on roll call.

**14. REQUEST AWARD OF CONTRACT FOR CITY PERSONNEL UNIFORMS TO NATIONAL UNIFORM SERVICE**

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On August 12, 1993 bids were received for furnishing employees uniforms. There were two bids with National Uniform being the low bidder (see attached).

Staff recommends awarding the Uniform bid to National Uniform Service.

Councilman Walker moved to AWARD the City personnel uniform contract to National Uniform Service being seconded by Councilman Byrnes.

The motion CARRIED 5-0 on roll call.

**15. ORDINANCE NO. 2363 - SIX RESIDENTS ASKING FOR VOLUNTARY ANNEXATION**

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 APPROVE Ordinance No. 2363 being seconded by Councilman Walker.

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

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

**16. REQUEST AWARD FOR ENGINEERING SERVICES FOR ROSS POINT PARK IMPROVEMENTS**

Mr. Chattin said in order to continue with the Ross Point Improvements the City needs to employ an engineer to do engineering services required to finish the work. Staff recommends Alann Engineering Group, Inc. There proposal is in the amount of \$21,360.

Councilman Byrnes moved to AWARD the engineering services to Alann Engineering Group, Inc. in the amount of \$21,360 being seconded by Councilman Mellette.

The motion CARRIED 5-0 on roll call.

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**17. CHAMBER OF COMMERCE LEASE AGREEMENT**

Mr. Hester said the City of Holly Hill has a "generic" lease with which it would like to enter into with the Chamber of Commerce. This is the same type of lease that has been used in previous years.

Councilman Mellette moved to ACCEPT the lease with the Chamber of Commerce being seconded by Councilman Chesnowitz.

The motion CARRIED 5-0 on roll call.

**18. CITY MANAGER REPORTS/COMMENTS**

- A. Discussion on Annexation Requests
- B. Discussion on Youth Program in Old School Cafeteria

Mr. Hester said the City has received requests from Edith Hall Hardesty for annexation of three parcels located on the Northwest corner of Calle Grande and Parque Drive at the North end of the City limit and from Mr. & Mrs. Ort located at the Southwest corner of Nova Road and 15th Street.

Staff requests permission to begin the formal annexation process.

Councilman Walker moved to begin the formal annexation process on the Hardesty and Ort property being seconded by Councilman Mellette.

The motion CARRIED 5-0 on roll call.

Mr. Hester said Officer Hatcher and himself have discussed using the old school cafeteria as a community center for the youth and have the youth participate in the clean up of the project. Mr. Hester said approximately \$15,000 would be required to bring the building up to code. That figure is for materials only not the labor.

Mr. Hester said he's recommending at the same time to tear down some of the old buildings that create an obstacle for the police department and anybody utilizing the old cafeteria building. He is asking for the Council to consider tearing down three buildings. (see sketch attached) He said the "top end" would be no more than \$40,000 to tear down all three buildings.

Councilman Walker asked if the buildings Mr. Hester was referring to were the most modern buildings.

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Mr. Hester answered yes, but the buildings are in a state of disrepair and the City really has no use for the buildings. By tearing the buildings down it would open the area up for better police patrol and give the area better parking.

A lengthy discussion ensued.

Both, Chief Finn and Officer Hatcher concurred it would help the police if the buildings were torn down because it would be less obstacles and dark places for someone to hide. It would also give more lighting to the area which would serve for better security.

Councilman Walker moved to APPROVE the expenditure of \$15,000 to bring the old cafeteria up to code to be used as a Youth Community Center being seconded by Councilman Mellette.

The motion CARRIED 5-0 on roll call.

Council asked Mr. Hester to come back with some figures for the disposal of the three buildings to be torn down.

Councilman Mellette brought out the fact that if the buildings did not belong to the City they would have already been condemned.

Mr. Hester said the Police Department has some bicycles that need to be auctioned. He said he would like the City to take the first step and offer "seed" money for the work to begin in the cafeteria by authorizing the police department to have an auction before Christmas.

There are seventy-eight bikes to be auctioned. The funds from the auction will be dedicated to the youth group for supplies.

Councilman Mellette moved to AUTHORIZE the Police Department to auction the surplus bicycles being seconded by Councilman Chesnowitz.

The motion CARRIED 5-0 on roll call.

Chief Finn said he thought it was terrific that the City was going to donate the money from the auction to the youth program.

Mr. Hester announced the street sweeper will arrive next week.

**19. CITY ATTORNEY REPORTS/COMMENTS**

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None.

**20. MISCELLANEOUS COUNCIL COMMUNICATIONS**

None.

**21. ADJOURNMENT**

With nothing further to come before Council the meeting was adjourned at 8:50 p.m.

ATTEST:

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Mayor

\_\_\_\_\_  
City Clerk/Manager