

**MINUTES
REGULAR COMMISSION AND
COMMUNITY REDEVELOPMENT AGENCY MEETING
CITY OF HOLLY HILL, FLORIDA**

JANUARY 11, 2011

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 7:03p.m. Attending with Mayor Johnson were Commissioners John Penny, Rick Glass, Donnie Moore and Liz Towsley-Patton.

Also attending were the following staff members: Interim City Manager Mark D. Barker, City Attorney Scott Simpson, Administrative Services Director Kurt Swartzlander, City Planner Thomas Harowski, Human Resource Manager Diane Cole, Interim Police Chief Steve Aldrich, Fire Chief Ron Spencer, Interim Public Works Director Jackie Maswary, Accounting Manager Susan Worde, Audit Specialist Catherine Colwell, Economic Development Director Lynn Dehlinger, and City Clerk Joshua Fruecht.

B. Invocation

Mayor Johnson delivered the Invocation.

C. Pledge of Allegiance to the Flag

Mayor Johnson led the Pledge of Allegiance.

2. MINUTES

A. Minutes from the City Commission workshop – December 14, 2010

B. Minutes from the Regular City Commission meeting – December 14, 2010

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

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Moore – Yes, Penny – Yes, Patton – Yes, Mayor Johnson – Yes.

3. PUBLIC PARTICIPATION

A. Regarding items not on the agenda.

City Clerk Joshua Fruecht opened public participation for items not on the agenda.
The following individuals came forward to speak to the City Commission:

- Jim Legary (342 Burleigh Avenue, Holly Hill, FL 32117) – Addressed the City Commission regarding the possibility of planting trees in Holly Hill in recognition of Mr. Gordon Williamson and his contributions to natural and scenic preservation.

There was a majority **consensus** of the City Commission to have a tree planting ceremony on April 29, 2011 (Arbor Day), in recognition of Gordon Williamson.

- Burt Bialozynski (128 Ridgewood Avenue, Holly Hill, FL 32117) – Addressed the City Commission regarding the establishment of a new enterprise fund for replacement and renewal of infrastructure.
- Bill Arthur (1140 Riverside Drive, Holly Hill, FL 32117) – Addressed the City Commission regarding the possibility of naming a municipal building, park, or street after former Mayor Don Wiggins in recognition of his many contributions to the City of Holly Hill.

There was a majority **consensus** of the City Commission for staff to look into the possibility of recognizing former Mayor Wiggins' significant contributions to the City of Holly Hill.

- Steve Smith (1410 Riverside Drive, Holly Hill, FL 32117) – Addressed the City Commission commending their consensus at the workshop to ban smoking in City Parks.

Mayor Johnson closed Public Participation.

4. PRESENTATION & DISCUSSION

A. Rental Property Inspections

Fire Chief Ron Spencer made a presentation to the City Commission regarding his proposal for a new rental inspection program for the City, which is currently required on an annually basis. Chief Spencer's proposal includes changing the current rental inspection program to one that would require rental property owners to hire their own licensed home inspector and remit a signed inspection form to the City on an annual basis.

Interim City Manager Mark Barker informed the City Commission that due to the exorbitant cost associated with the current rental inspection process, he feels that this new program would be a good alternative.

There were several changes suggested by the City Commission. Commissioner Moore asked that staff include a requirement for the proper placement of house numbers to ensure police and fire services are able to locate an address in an emergency. Mr. Penny also asked that staff include a place on the form listing the brand, in addition to the type, of electrical box as currently required by insurance carriers.

City Clerk Joshua Fruecht opened public participation. The following individuals came forward to speak to the City Commission:

- Ed Perkins (920 Riverside Drive, Holly Hill, FL 32117)
- Mickey Peterson (801 Ridgewood Avenue, Holly Hill, FL 32117)
- Jay Crandall (808 S. Beach Street, Daytona Beach, FL 32117)
- Brad Taylor (920 Riverside Drive, Holly Hill, FL 32117)

There was a majority **consensus** of the City Commission to have a workshop on Rental Property Inspections prior to first reading the of the proposed ordinance change.

- Dale Janovsky (141 Heritage Circle, Ormond Beach, FL 32174)

Mayor Johnson closed Public Participation.

5. BUSINESS AGENDA

A. RESOLUTION 2011-R-01

City Attorney Scott Simpson read by short title:

RESOLUTION 2011-R-01, A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING A VARIANCE FOR 1558 DAYTONA AVENUE, HOLLY HILL FLORIDA. THE VARIANCE IS TO PERMIT AN EIGHT FOOT RELIEF FROM THE REQUIRED EIGHT FOOT SIDE YARD SETBACK; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

City Planner Thomas Harowski provided the City Commission with an overview of the staff report provided.

City Clerk Joshua Fruecht opened public participation. No one spoke.

*Commissioner Glass moved **APPROVAL** for **RESOLUTION 2011-R-01**, seconded by Commissioner Moore.*

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Moore– Yes, Penny – Yes, Patton – Yes, Mayor Johnson – Yes.

B. FIRST READING OF ORDINANCE NO. 2886

City Attorney Scott Simpson read by short title:

ORDINANCE NO. 2886, AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING THE ADOPTED COMPREHENSIVE PLAN, AS PREVIOUSLY AMENDED, BY REVISING MAP 1, THE FUTURE LAND USE MAP, TO CHANGE THE FUTURE LAND USE DESIGNATION OF APPROXIMATELY 3.6 ACRES CONSISTING OF TAX PARCELS 4244-01-20-0040, 0041 AND 0043 FROM LOW DENSITY RESIDENTIAL LAND USE TO WHOLESALE, COMMERCIAL AND INDUSTRIAL LAND USE; REVISING MAP 1, THE FUTURE LAND USE MAP, TO CHANGE THE FUTURE LAND USE DESIGNATION OF APPROXIMATELY 1.6 ACRES CONSISTING OF TAX PARCEL NUMBERS 4244-01-20-0060 AND 0061 FROM LOW DENSITY RESIDENTIAL TO GENERAL COMMERCIAL; REVISING MAP I, THE FUTURE LAND USE MAP, TO CHANGE THE FUTURE LAND USE DESIGNATION OF APPROXIMATELY 2.0 ACRES CONSISTING OF TAX PARCEL NUMBERS 4244-01-20-0045, 0046 AND 0048 FROM LOW DENSITY RESIDENTIAL TO LOW/MEDIUM DENSITY RESIDENTIAL LAND USE. PROVIDING FOR SEVERABILITY; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HERewith; AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

City Planner Thomas Harowski provided the City Commission with an overview of the staff report provided.

City Clerk Joshua Fruecht opened public participation. The following individuals came forward to speak to the City Commission:

- City Clerk Joshua Fruecht read into the record a letter from the resident of 639 Dahlia Avenue, Holly Hill, FL 32117)
- Jerry Finley - Finley Engineering Group, Inc. (5531 South Ridgewood Avenue Unit 1 Port Orange, FL 32127)
- Michael Redding – Daytona Beach News Journal (901 Sixth Street Daytona Beach, FL 32117)
- Elizabeth Hoe (610 Cedar Avenue, Holly Hill, FL 32117)
- Stacey Wendle (606 1/2 Dahlia Avenue, Holly Hill, FL 32117)
- Charlie Sharp (1300 Riverside Drive, Holly Hill, FL 32117)

Mayor Johnson closed Public Participation.

*Commissioner Glass moved **APPROVAL** for **ORDINANCE NO. 2886** as it applies to Parcel Numbers 4244-01-20-0060 AND 0061 only, seconded by Commissioner Moore.*

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Moore– Yes, Penny – Yes, Patton – Yes, Mayor Johnson – Yes.

C. FIRST READING OF ORDINANCE NO. 2887

City Attorney Scott Simpson read by short title:

ORDINANCE NO. 2887, AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING THE ADOPTED COMPREHENSIVE PLAN, AS PREVIOUSLY AMENDED, BY REVISING MAP 1, THE FUTURE LAND USE MAP, TO CHANGE THE FUTURE LAND USE DESIGNATION OF APPROXIMATELY 0.36 ACRES CONSISTING OF TAX PARCELS 4242-19-01-0190 AND 4242-19-01-0200, FROM VOLUSIA COUNTY MIXED-USE, LIGHT INDUSTRIAL LAND USE TO CITY OF HOLLY HILL GENERAL COMMERCIAL; PROVIDING FOR SEVERABILITY; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HEREWITH; AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

D. FIRST READING OF ORDINANCE NO. 2888

City Attorney Scott Simpson read by short title:

ORDINANCE NO. 2888, AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING ORDINANCE 2352, THE LAND DEVELOPMENT REGULATIONS, BY REZONING APPROXIMATELY 0.36 ACRES LOCATED ON THE WEST SIDE OF NOVA ROAD BETWEEN ALCAZAR STREET AND ALABAMA AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM THE CURRENT COUNTY ZONING OF I-1 TO CITY ZONING CC-1 (COMMERCIAL CORRIDOR); PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

City Planner Thomas Harowski provided the City Commission with an overview of the staff report provided.

City Clerk Joshua Fruecht opened public participation. No one spoke.

Mayor Johnson closed Public Participation.

*Commissioner Penny moved **APPROVAL** for **ORDINANCE NO. 2887 AND ORDINANCE NO. 2888**, seconded by Commissioner Glass.*

The motion **CARRIED** 5-0 unanimously: Penny – Yes, Glass– Yes, Moore – Yes, Patton – Yes, Mayor Johnson – Yes.

E. FIRST READING OF ORDINANCE NO. 2889

City Attorney Scott Simpson read by short title:

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING ORDINANCE 2352, THE LAND DEVELOPMENT REGULATIONS, BY REZONING APPROXIMATELY 0.91 ACRES CONSISTING OF PARCELS A AND B LOCATED ON THE SOUTHWEST CORNER OF 8TH STREET AND CARSWELL AVENUE AND PARCEL C LOCATED ON THE SOUTHEAST CORNER OF 8TH STREET AND CARSWELL AVENUE, MORE PARTICULARLY DESCRIBED HEREIN, FROM THE CURRENT CITY ZONING OF CC-1 (COMMERCIAL CORRIDOR) TO CITY ZONING I-2 (HEAVY INDUSTRIAL); PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

City Clerk Joshua Fruecht opened public participation. No one spoke.

*Commissioner Glass moved **APPROVAL** for **ORDINANCE NO. 2889**, seconded by Commissioner Moore.*

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Moore– Yes, Penny – Yes, Patton – Yes, Mayor Johnson – Yes.

F. FIRST READING OF ORDINANCE NO. 2890

City Attorney Scott Simpson read by short title:

ORDINANCE NO. 2890, AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING SECTION 70-125 (USAGE CHARGES GENERALLY), SECTION 70-276 (ESTABLISHMENT) AND SECTION 70-131 (DISCONTINUANCE OF SERVICE) TO ELIMINATE THE AVAILABILITY FEE, PROVIDING FOR A RENEWAL AND REPLACEMENT FEE FOR ALL UNITS, PROVIDING

**FOR A MINIMUM MONTHLY BILL INCLUDING 2000
AND PROVIDING AN EFFECTIVE DATE.**

City Clerk Joshua Fruecht opened public participation. The following individuals came forward to speak to the City Commission:

- Mickey Peterson (801 Ridgewood Avenue, Holly Hill, FL 32117)

Mayor Johnson closed Public Participation.

*Commissioner Penny moved **APPROVAL** for **ORDINANCE NO. 2890**, seconded by Commissioner Glass.*

The motion **CARRIED** 5-0 unanimously: Penny – Yes, Glass– Yes, Moore – Yes, Patton – Yes, Mayor Johnson – Yes.

G. RESOLUTION NO. 2011-R-02

City Attorney Scott Simpson read by short title:

**RESOLUTIONS NO. 2011-R-02, A RESOLUTION OF THE
CITY OF HOLLY HILL, FLORIDA, ESTABLISHING THE
WATER AND SEWER RATES FOR THE CITY OF HOLLY
HILL; PROVIDING FOR SEVERABILITY; PROVIDING
FOR CONFLICTING RESOLUTIONS; AND PROVIDING
AN EFFECTIVE DATE.**

City Clerk Joshua Fruecht opened public participation. The following individuals came forward to speak to the City Commission:

- Brad Taylor (920 Riverside Drive, Holly Hill, FL 32117)
- Jim Legary (342 Burleigh Avenue, Holly Hill, FL 32117)
- Burt Bialozynski (128 Ridgewood Avenue, Holly Hill, FL 32117)
- Barbra Herzog (1702 Espanola Avenue, Holly Hill, FL 32117)
- Steve Malone (Holly Hill, FL 32117)

*Commissioner Penny moved **APPROVAL** for **RESOLUTION NO. 2011-R-02**, seconded by Commissioner Patton.*

The motion **CARRIED** 5-0 unanimously: Penny – Yes, Patton– Yes, Glass – Yes, Moore – Yes, Mayor Johnson – Yes.

6. RECESS THE REGULAR CITY COMMISSION MEETING

Mayor Johnson recessed the Regular City Commission meeting at approximately 10:28p.m.

7. CONVENE THE COMMUNITY REDEVELOPMENT AGENCY

Mayor Johnson called the Community Redevelopment Agency meeting to order at approximately 10:36p.m.

5.1 CONSENT AGENDA

A. RESOLUTION 2011-R-04

City Attorney Scott Simpson read by short title:

RESOLUTION 2011-R-04, A RESOLUTION OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF HOLLY HILL, FLORIDA, REPEALING RESOLUTION NO. 2010-R-88 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH INTERNATIONAL C&C CORP. FOR THE PURPOSES OF CONSTRUCTING AND INSTALLING GATEWAY, PARK AND WAY-FINDING SIGNAGE; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Glass moved **APPROVAL** for **RESOLUTION NO. 2011-R-04**, seconded by Commissioner Patton.*

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Patton – Yes, Penny – Yes, Moore – Yes, Mayor Johnson – Yes.

5.2 ADJOURNMENT

Mayor Johnson adjourned the Community Redevelopment Agency meeting at approximately 10:48p.m.

8. RECONVENE THE REGULAR CITY COMMISSION MEETING

Mayor Johnson reconvened the regular City Commission meeting at approximately 10:48p.m.

9. COMMUNICATIONS

A. City Manager

Interim City Manager Mark Barker informed the Mayor and City Commissioners that the Farmer's Market Grand Opening is set for Friday February 14, 2011, at Hollyland Park; advised the Commission that new technology is being installed in the Commission Chamber that will allow live streaming of future meetings beginning February 2011; discussed the planned workshop to finalize City Manager applicants; and offered a reminder that City Hall will be closed on Monday, January 17, 2011, in observance of the King holiday.

B. City Attorney

City Attorney Scott Simpson had no comments.

C. City Clerk

City Clerk Joshua Fruecht had no comments.

D. Mayor & Commissioners

Commissioner Glass

Commissioner Rick Glass asked staff if they would look into the Water Park located in the City of Ormond Beach and determine the actual costs to maintain it.

Commissioner Patton

Commissioner Liz Patton asked staff if it would be possible to have the City's Budget Information included in a prominent location on the main page of the City Website. City Clerk Joshua Fruecht advised Commissioner Patton that he would include the budget information on the new website, which is tentatively set to launch at the end of the month.

Commissioner Penny

Commissioner John Penny informed the members of the City Commission and the public that the Holly Hill School would be hosting the "8K for K8" run in August 2011.

Commissioner Moore

Commissioner Donnie Moore thanked Economic Development Director Lynn Dehlinger for her hard work.

Mayor Johnson

Mayor Roy Johnson thanked FP&L for allowing the City of Holly Hill to utilize their Bucket truck; and thanked the Holly Hill Chamber of Commerce for their Annual Chamber Breakfast held earlier in the day.

MINUTES
REGULAR COMMISSION & CRA MEETING
JANUARY 11, 2011

10. ADJOURNMENT

Mayor Johnson officially adjourned the meeting at approximately 11:00p.m.

Attest:

City of Holly Hill, Florida

Joshua Fruecht
City Clerk

Roy Johnson
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.