M I N U T E S
REGULAR COUNCIL MEETING
CITY OF HOLLY HILL, FLORIDA
JANUARY 26, 1993

1. CALL TO ORDER

Mayor Thomas C. Ryan called the meeting to order.

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

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 Mayor Ryan.

4. MAYOR'S REPORT/COMMENTS

None.

5. COUNCIL'S REPORT/COMMENTS

Councilman Gaither mentioned the traffic problems on State Avenue and said trucks from Walker Street are causing a problem. He also mentioned a repair garage is using the street for a testing ground.

6. ADVISORY COMMITTEE REPORTS

Tony Lasorsa reported on a meeting of the MPO Advisory Committee during which a report was made regarding the proposed high speed rail system. He reported there will be six stations from Daytona Beach to St. Petersburg.

Mr. Lasorsa also told Council the bids for the 11th Street interchange at I-95 are scheduled to open in April. He announced a meeting to be held at the Airport in the Volusia Room regarding the 11th Street and Beville Road Bridges. This meeting is scheduled for February 1, 1993 at 1:30 p.m. It was learned these bridges are still in the 20/15 long range plans although they have been removed from the 20/10 study.

7. AUDIENCE PARTICIPATION

Ms. Annie Dingman (Twin Oaks Motel) and **Ms. Helen Bialozynski** (Ridgewood Inn) complained to Council about their utility bills increasing so much in recent months. Staff explained the units charges now being assessed to each motel owner were due to a lawsuit wherein the City had to change the exception for the motels.

Mr. Tom Schillings, 1410 State Avenue complained about the trucks from Southeast Recycling creating problems by using State Avenue for a short cut to their business. Chief Finn and the City Manager both said they would call on Southeast to use Flomich and US 1 instead. Chief Finn said this is what happens when you mix commercial and residential zoning.

It was noted one of the problems with using Flomich is because the traffic light on US 1 and Flomich does not permit left turns except on a green arrow which causes the drivers lengthy delays.

8. PUBLIC HEARING - RIDGEWOOD AVENUE REDEVELOPMENT DISTRICT

Mayor Ryan opened the hearing and asked for input or questions from the citizens attending the meeting. There was no participation until Ms. Frances Ford, 1032 Ridgewood Avenue asked for a brief explanation.
City Manager Hester outlined the process for creating the District and then turned the meeting over to Ms. Debbie Roumelis from Clark, Roumelis and Associates.

During Mr. Hester's comments, it was explained the original area was expanded to include the area around City Hall as well as the Bishop property. The Bishop property was included because of the Grove Street Canal.

Ms. Roumelis discussed the Finding of Necessity for creating the district and then Mayor Ryan closed the Public Hearing.

City Attorney Simpson then read:

RESOLUTION NO. 93-R-05

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, FINDING THE RIDGEWOOD AVENUE AREA TO BE A BLIGHTED AREA; FINDING THAT

REHABILITATION, CONSERVATION, OR REDEVELOPMENT OF THE RIDGEWOOD AVENUE AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY, MORALES OR WELFARE OF RESIDENTS OF THE CITY OF HOLLY HILL; DECLARING THE CITY COUNCIL OF THE CITY OF HOLLY HILL TO BE THE COMMUNITY REDEVELOPMENT AGENCY; PROVIDING AN EFFECTIVE DATE;

Councilman Byrnes moved to ADOPT the resolution being seconded by Councilman Gaither. The motion CARRIED 5-0 on the following roll call:

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

Council briefly discussed the proposal for services from Clark, Roumelis and Associates and agreed to amend the dates in the agreement. Councilman Gaither moved to APPROVE the proposal as amended being seconded by Councilman Mellette. The motion CARRIED 5-0 on roll call.

9. RESOLUTION NO. 93-R-02 AUTHORIZING MAYOR TO EXECUTE LOAN AGREEMENT WITH SUN BANK OF VOLUSIA COUNTY (TABLED AT THE 1-12-93 MEETING)

City Attorney Simpson read:

RESOLUTION NO. 93-R-02

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE MAYOR OF THE CITY OF HOLLY HILL, FLORIDA TO EXECUTE LOAN DOCUMENTS WITH SUN BANK OF VOLUSIA COUNTY FOR THE PURPOSE OF FINANCING A FIRE TRUCK AND TWO GARBAGE TRUCKS.

Councilman Chesnowitz moved to ADOPT the resolution being seconded by Councilman Mellette. The motion CARRIED 5-0 on the following roll call:

Chesnowitz: yes; Mellette, yes; Byrnes, yes; Gaither, yes; Ryan, yes.

10. RESOLUTION NO. 93-R-06 CONFIRMING RESOLUTION APPOINTING BEAUTIFICATION BOARD MEMBERS

City Attorney Simpson explained the resolution adopted at the last meeting did not specify terms as required by the new ordinance. He said the names were inserted in the resolution and the three members getting the highest scores would receive the two year terms. Council agreed and then Mr. Simpson read:

RESOLUTION NO. 93-R-06
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPOINTING FIVE MEMBERS TO SERVE ON THE BEAUTIFICATION BOARD

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HOLLY HILL, FLORIDA:

Section 1. That the following named persons are hereby appointed to serve on the Beautification Board for the City of Holly Hill:

1. Marge Serbousek, for a two year term.
2. Anna Seay, for a two year term.
3. Hazel Snead, for a two year term.
4. Rosetta Gadson, for a one year term.
5. Rita Allen, for a one year term.

Councilman Gaither moved to ADOPT the resolution as presented being seconded by Councilman Mellette. The motion CARRIED 5-0 on the following roll call:

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

11. COUNTY WATER AND SEWER SERVICE AREA PRELIMINARY ENGINEERING REPORT AND COST ESTIMATE

Mr. Chattin briefly explained this agreement is for preparation of a preliminary engineering report and cost estimate to construct water distribution and sewage collection systems in the area north of the City limits. The fee for this work is $14,023 and will be reimbursed by Volusia County. This is the next step in the process enabling the County to establish funding to install these utilities.

City attorney read:

RESOLUTION NO. 93-R-07
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, ACCEPTING PRELIMINARY ENGINEERING REPORT AND COST ESTIMATE OF PITMAN-HARTENSTEIN & ASSOCIATES, INC., FOR CONSTRUCTION OF WATER DISTRIBUTION AND SEWAGE COLLECTION SYSTEMS; AUTHORIZING PITMAN-HARTENSTEIN & ASSOCIATES, INC., TO PERFORM CONSTRUCTION FOR THE SUM OF $14,023.00; AND PROVIDING AN EFFECTIVE DATE.

Councilman Mellette moved to ADOPT the resolution being seconded by Councilman Chesnowitz. The motion CARRIED 5-0 on the following roll call:

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

12. PROPOSAL FOR STORM DRAINAGE IMPROVEMENTS PROGRAM ENGINEERING AND SURVEY SERVICES

Marc Chattin explained to Council this is the first step in implementing the Stormwater Program approved by Council last summer. He further defined the program by saying this would be bid as one project with separate parts.

City Attorney Simpson then read:

RESOLUTION NO. 93-R-08
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING A PROPOSAL FROM UPHAM, INC., TO PERFORM ENGINEERING AND SURVEY SERVICES FOR THE STORM DRAINAGE IMPROVEMENT PROGRAM; AUTHORIZING UPHAM, INC., TO PERFORM CERTAIN ENGINEERING AND SURVEY SERVICES FOR THE SUM OF $48,428.00; AND PROVIDING AN EFFECTIVE DATE.

Councilman Chesnowitz moved to ADOPT the resolution being seconded by Councilman Mellette. The motion CARRIED 5-0 on the following roll call:

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

13. CHANGE ORDER FOR WASHWATER RECOVERY SYSTEM - WATER TREATMENT PLANT

Marc Chattin explained Flood Engineers had received a proposal from WPC Industrial Contractors for the Water Treatment Improvement Program as he had outlined to Council during a previous meeting. It would cost a lump sum price of $189,700 to construct the Washwater Recovery System with a completion time of 120 days from the date of authorization to proceed. In addition, Flood Engineering must be authorized to perform the contract administration services during the construction of the system. The cost for this work is a fee not to exceed $18,211.

Council discussed these proposals and agreed this was in the best interest of the citizens of Holly Hill.

City Attorney Simpson read:

RESOLUTION NO. 93-R-09

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, ACCEPTING AND APPROVING A PROPOSAL FROM WPC INDUSTRIAL CONTRACTORS, INC., TO CONSTRUCT A WASHWATER RECOVERY SYSTEM AT THE CITY'S WATER TREATMENT PLANT FOR THE SUM OF $189,700.00; AUTHORIZING WPC INDUSTRIAL CONTRACTORS, INC., TO CONSTRUCT THE WASHWATER RECOVERY SYSTEM; AUTHORIZING FLOOD ENGINEERS TO PERFORM RELATED CONTRACT ADMINISTRATION SERVICES FOR THE SUM OF $18,211.00 DURING CONSTRUCTION OF THE WASHWATER RECOVERY SYSTEM; AND PROVIDING AN EFFECTIVE DATE.

Councilman Gaither moved to ADOPT the resolution being seconded by Councilman Chesnowitz. The motion CARRIED 5-0 on the following roll call:

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

14. REQUEST TO CREATE SHIFT SUPERVISOR (FIRE LIEUTENANT)

City Manager Hester reminded Council $5,389 had been set aside during the budget process to fill these two positions on a permanent basis. Currently this work is done on an informal basis without a formal job description.

The City Manager requested consideration of a formal job description with a salary range of (C) $22,774 - $33,478 for these positions. He also mentioned these jobs would be filled according to the Civil Service Act. The jobs will be posted and those employees meeting the job requirements will be tested by Civil Service using a validated Fire Supervisor exam rented from IPMA (International Personnel Management Association).

Council briefly discussed this request and then Councilman Mellette moved to APPROVE the request being seconded by Councilman Chesnowitz. Councilman Gaither wanted the record to reflect his objection to hearing aids being allowed under physical skills.

The motion CARRIED 5-0 on roll call.

15. RESIGNATION FROM LIBRARY BOARD - EPISCOPO

Councilman Gaither moved to accept Mrs. Episcopo's resignation with regrets being seconded by Councilman Mellette. The motion CARRIED 5-0 on roll call.

City Attorney Simpson read:

RESOLUTION NO. 93-R-10
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPOINTING A MEMBER TO SERVE ON THE LIBRARY BOARD FOR THE UNEXPIRED TERM OF HILDA EPISCOPO.

Mrs. Charlotte Stuckey's name was inserted in the resolution as her name was next on the list.

Councilman Chesnowitz moved to ADOPT the resolution being seconded by Councilman Gaither. The motion CARRIED 5-0 on the following roll call:

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

16. RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO EXECUTE A RENEWAL AGREEMENT WITH THE NEW STATE ATTORNEY'S OFFICE

City Attorney Simpson read:
RESOLUTION NO. 93-R-11
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CHIEF OF POLICE OF THE CITY OF HOLLY HILL, FLORIDA TO ENTER INTO AND EXECUTE A VOLUNTARY COOPERATION AGREEMENT WITH THE STATE ATTORNEY FOR THE SEVENTH JUDICIAL CIRCUIT, STATE OF FLORIDA.

Councilman Gaither moved to ADOPT the resolution being seconded by Councilman Byrnes. The motion CARRIED 5-0 on the following roll call:

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

17. REQUEST TO EXPEND FUNDS FROM LAW ENFORCEMENT TRUST FUND FOR TWO PURCHASES

Chief Finn requested funds for (a) One 40 mg Hard Drive Computer for use by officers to complete Police Law Institute computer training in the amount of $725 and (b) One year's subscription to Police Law Institute for training for entire department for $4,500.

Council discussed the computer purchase and suggested additional funds be used for a color monitor which could be used for other things.

Councilman Gaither moved to approve the use of funds from the Law Enforcement Trust Funds being seconded by Councilman Byrnes. The motion CARRIED 5-0 on roll call.

18. CITY MANAGER REPORTS/COMMENTS

Mr. Hester said the only item requiring Council action was final Plat Approval for Great Oaks Subdivision. The Board of Planning and Appeals met in Special Session this evening at 7:00 p.m. to consider this matter.

The Board of Planning and Appeals approved the final plat contingent upon the City Engineer and Director of Public Services being satisfied on the successful final testing of the lift station.

Council discussed the matter briefly and then Councilman Mellette moved to grant final approval with the same stipulation as the Board of Planning and Appeals being seconded by Councilman Chesnowitz. The motion CARRIED 5-0 on roll call.

19. CITY ATTORNEY REPORTS/COMMENTS

Mr. Simpson said earlier when Council approved the resolution regarding loan from Sun Bank, Council did not specify which interest rate they would use. The options were 75% of prime or a fixed rate of 4.8%. The Finance Director recommended the fixed rate.

Councilman Mellette moved to ACCEPT staff recommendation and go for the fixed rate being seconded by Councilman Chesnowitz. The motion CARRIED 5-0 on roll call.

Assistant City Attorney Randy Hayes mentioned the ten year contract the City asked him to work on with the County. The County was pursuing a thirty year contract on the library building. Mr. Hayes said the County was not interested in a ten year contract. Council said they were agreeable to the same one year contract as has been used for the past few years.

20. MISCELLANEOUS COUNCIL COMMUNICATIONS

Councilman Gaither asked if the City is responsible for the exterior of the Library and was answered affirmatively. He then asked staff to look at a sidewalk over there as the parking is in the rear.

Mayor Ryan said the VCOG and Volusia County Business Development are making an all out effort to keep GE from closing their plant in

Daytona. Other comments were made regarding the efforts of the Business Development to bring industry into the City and County.

21. ADJOURNMENT

There was no further business to come before the Council so the meeting was adjourned at approximately 9:11 p.m.

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Mayor

ATTEST:

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City Clerk/Manager