

**MINUTES
REGULAR CITY COMMISSION MEETING
CITY OF HOLLY HILL, FLORIDA
FEBRUARY 10, 1998**

1. CALL TO ORDER

Mayor William D. Arthur called the meeting to order in Commission Chambers at 1065 Ridgewood Avenue in City Hall.

Answering roll call with Mayor Arthur were Commissioners Arthur J. Byrnes, J. D. Mellette, Shirley Heyman and Roland Via.

Also attending were City Manager Donald Lusk, City Attorney Edward F. Simpson, Jr. and Acting City Clerk Diane England.

2. INVOCATION

Milton Hallman, Public Works Director gave the Invocation.

3. PLEDGE OF ALLEGIANCE TO THE FLAG

4. CONSENT AGENDA

Commissioner Byrnes moved to APPROVE the consent agenda being seconded by Commissioner Via. The motion CARRIED 5-0 on roll call.

5. PRESENTATIONS – Firefighters Joseph Cartwright, James Giles and Ronnie Spencer

Mayor Arthur said Firefighters Cartwright, Giles and Spencer have completed the paramedic program and passed the national exam. They are the first three firefighters to complete the required training in a multi step program to provide Advanced Life Support to the citizens of Holly Hill. The Goal of the Fire Department is to provide Advanced Life Support service to Holly Hill citizens by the end of 1998. Mayor Arthur congratulated Firefighter Cartwright, Giles and Spencer and called them to the podium and presented them with the first State Paramedic patch.

6. AUDIENCE PARTICIPATION

None

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7. ORDINANCE NO. 2499 – AMENDS CURRENT RULES AND REGULATIONS FOR OPEN BURNING (First reading)

City Attorney Kit Korey read:

ORDINANCE NO. 2499

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING ORDINANCE NO. 2485 WHICH ESTABLISHED RULES AND REGULATIONS FOR OPEN BURNING WITHIN THE CITY LIMITS OF HOLLY HILL; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

City Manager Lusk explained the State has changed the regulations which has caused the changes proposed in Ordinance No. 2499. Mr. Lusk said there were three changes. The old regulations allowed for a burning permit to last three or four days, now a permit is needed for each day you're going to burn. The second change; burning from an hour after sundown, changed to an hour before sundown. The third change is simply a wording change in sentence number two.

*Commissioner Byrnes moved to **APPROVE** Ordinance 2499 on first reading being seconded by Commissioner Mellette. The motion **CARRIED** 5-0 on the following roll call:*

Byrnes, yes; Mellette, yes; Heyman, yes; Via, yes; Arthur, yes.

City Manager Lusk explained the State has changed the regulations which has caused the changes proposed in Ordinance No. 2499. Mr. Lusk said there were three changes. The old regulations allowed for a burning permit to last three or four days, now a permit is needed for each day you're going to burn. The second change; burning from an hour after sundown, changed to an hour before sundown. The third change is simply a wording change in sentence number two.

8. ORDINANCE NO. 2500 – AMENDS CHAPTER 42 (PENSIONS & RETIREMENT) ARTICLE II (POLICE OFFICERS) SECTION 42-31 (PENSION BENEFITS) (First reading)

City Attorney Korey read:

ORDINANCE NO. 2500

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING CHAPTER 42 (PENSIONS & RETIREMENT), ARTICLE II (POLICE

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OFFICERS), SECTION 42-31 (PENSION BENEFITS) OF THE CODE OF ORDINANCES OF THE CITY OF HOLLY HILL, FLORIDA, TO PROVIDE FOR AN ADDITIONAL MONTHLY BENEFIT FOR CERTAIN RETIREES; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mr. Lusk explained during labor negotiations last summer for the PBA Union Contract the Police Officers asked for the same benefit that other City employees have in their pensions. Florida State Retirement pays \$3 per year of service per month towards health insurance and the Fire Firefighters get up to \$90, Policemen were not receiving this benefit. This is money to pay for health insurance between the time employees retire until they can draw medicare. This benefit will not cost any money for the City or the Employees. Investments in the pension plan have been good.

*Commissioner Via moved to **APPROVE** Ordinance No. 2500 on first reading being seconded by Commissioner Mellette. The motion **CARRIED** 5-0 on the following roll call:*

Via, yes; Mellette, yes; Heyman, yes; Byrnes, yes; Arthur, yes.

9. ORDINANCE NO. 2501 VACATING SEWER EASEMENT (First reading)

City Attorney Korey read:

ORDINANCE NO. 2501

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA VACATING A SEWER EASEMENT ON PROPERTY MORE PARTICULARLY DESCRIBED HEREIN; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

City Manager Lusk asked Milton Hallman to describe where the property is located. Mr. Hallman said the property is located west of U.S. #1 just north of Mason Avenue. It was an easement on a piece of property that was proposed to put a sewer on years ago. The sewer was actually installed on the property adjacent to it and doesn't go through this easement.

*Commissioner Mellette moved to **APPROVE** Ordinance No. 2501 on first reading being seconded by Commissioner Heyman. The motion **CARRIED** 5-0 on the following roll call:*

Mellette, yes; Heyman, yes; Via, yes; Byrnes, yes; Arthur, yes.

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10. RESOLUTION 98-R-06 SUPPORTS THE CREATION OF THE LOCAL GOVERNMENT STUDY COMMISSION

City Attorney Korey read:

RESOLUTION 98-R-06

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, SUPPORTING THE CREATION OF THE LOCAL GOVERNMENT STUDY COMMISSION IN VOLUSIA COUNTY; AND SUPPORTING THE APPOINTMENT OF ONE REPRESENTATIVE FROM THE GOVERNING BODY OF EACH MUNICIPALITY AND THE COUNTY.

Mayor Arthur said with approval of this Resolution, the City Commission needs to appoint someone to this Commission.

County Councilman Stan Rosevear explained this Study Commission started at the state level two years ago. The idea was that there were some savings that could be made by local governments grouping together on certain items.

A brief discussion was held concerning Fire Station #11.

Commissioner Byrnes moved to ADOPT Resolution 98-R-06 with Mayor Arthur as the City's appointment to the Local Government Study Commission being seconded by Commissioner Heyman. The motion CARRIED 5-0 on the following roll call.

Byrnes, yes; Heyman, yes; Mellette, yes; Via, yes; Arthur, yes.

10. RESOLUTION 98-R-07 AMENDS THE DEFERRED COMPENSATION PLAN ADMINISTERED BY ICMA RETIREMENT CORPORATION

City Attorney Korey read:

RESOLUTION 98-R-07

A RESOLUTION OF THE CITY COMMISSION OF HOLLY HILL, FLORIDA AMENDING THE DEFERRED COMPENSATION PLAN ADMINISTERED BY THE ICMA RETIREMENT CORPORATION; PROVIDING FOR ADOPTION OF AMENDMENTS TO THE ICMA RETIREMENT TRUST AGREEMENT AND PROVIDING FOR AN EFFECTIVE DATE.

City Manager Lusk explained in the when the City offered Deferred Compensation to employees, the money went into a fund that wasn't protected from the creditors of the

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employer. A City could go bankrupt and the creditors of the City could go after the Deferred Compensation funds. This money is now being put into a trust fund so creditors can't come after the money because the employer went broke. The City is amending its agreement so the money can go into the trust fund with ICMA. This affects about 30 employees and protects their money from the City's creditors.

Commissioner Mellette moved to ADOPT Resolution 98-R-07 being seconded by Commissioner Heyman. The motion CARRIED 5-0 on the following roll call.

Mellette, yes; Heyman, yes; Via, yes; Byrnes, yes; Arthur, yes.

12. REQUEST COMMISSION APPROVAL TO PURCHASE 1998 FORD CROWN VICTORIA FOR POLICE DEPARTMENT

Commissioner Via moved to APPROVE purchase of 1998 Ford Crown Victoria for the Police Department being seconded by Commissioner Heyman. The motion CARRIED 5-0 on roll call.

13. REQUEST COMMISSION APPROVAL TO EXPEND \$10,200 TO CLEAN SLUDGE HOLDING & EQUALIZATION TANK

City Manager Lusk explained this is about \$1,000 less than the City paid last year. This is a sole source supplier and something the City must do once a year.

Commissioner Heyman moved to APPROVE request to expend \$10,200 to clean the sludge holding and equalization tank being seconded by Commissioner Byrnes. The motion CARRIED 5-0 on roll call.

14. REQUEST COMMISSION APPROVAL TO AWARD BIDS FOR 1998-1999 RECREATION PROGRAMS

City Manager Lusk explained these are purchases made every year for baseball caps, baseball uniforms, baseballs. The Recreation Director is recommending the City go with the low bidder in each category.

Commissioner Byrnes moved to APPROVE lowest bidder in each category being seconded by Commissioner Heyman. The motion CARRIED 5-0 on roll call.

15. COMMUNICATIONS FROM CITY MANAGER

City Manager Lusk reported to the Commission that an ad for an architect for the proposed Multi-purpose facility has been placed. Proposals are due on February 27, 1998. The goal for construction of the gym is sometime this summer.

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16. COMMUNICATIONS FROM CITY ATTORNEY

None

17. COMMUNICATIONS FROM MAYOR AND COMMISSIONERS

Commissioner Mellette – None

Commissioner Heyman – None

Commissioner Via – Keep Sue Blackwell in our prayers and hope she is getting well. Invited everyone to the grand opening of “Pasta Pete’s” on Saturday, February 14, 1998 and wished everyone a happy speedweeks.

Commissioner Byrnes – Happy speedweeks.

Mayor Arthur – A local League of Cities meeting is being organized and hopefully will be more active. A calendar is being prepared for distribution to elected officials.

Mayor Arthur announced the workshop will follow the regular meeting.

18. ADJOURNMENT

There was no further business to come before the Commission so the meeting was adjourned at approximately 8:02 p.m.

Mayor

Attest:

City Clerk

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