

MINUTES

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

FEBRUARY 14, 2006

1. CALL TO ORDER

A. Roll Call

Mayor Via called the meeting to order in the Commission Chambers at City Hall, 1065 Ridgewood Avenue at approximately 7:15 p.m. Attending with Mayor Via were Commissioners John Penny, Gilles Blais, Mark Reed and Traci A. Anderson.

Also attending were City Manager Joe Forte, City Attorney Butch Simpson, City Engineer Chris Hurst, Public Safety Director Don Shinnamon, Building Official Tim Harbuck, Finance Director Brenda Gubernator, Information Technology Director Scott Gutauckis, Community Redevelopment Coordinator Marsha Radulovich and City Clerk Valerie Manning.

B. Invocation

City Clerk delivered the invocation.

C. Pledge of Allegiance to the Flag

2. PRESENTATIONS & PROCLAMATIONS

Mayor Via presented Commissioner Blais his *Certificate of Completion* from the Florida Institute of Government.

3. CONSENT AGENDA

- Minutes of the City Commission Workshop – January 24, 2006
- Minutes of the Regular City Commission meeting – January 24, 2006
- Minutes of the City Commission Workshop – January 24, 2006
- Hollyland Park Roadway Paving – \$13,350
- **Report of Purchases over \$5,000**
 *Volusia County – \$8,789.12

*Commissioner Anderson moved **APPROVAL** of the items on the consent agenda, seconded by Commissioner Reed.*

The motion **CARRIED** 5-0 on roll call: Anderson – Yes, Reed – Yes, Penny – Yes, Blais – Yes, Mayor Via – Yes.

4. AUDIENCE PARTICIPATION
Regarding items not on the agenda.

Diana Flagg, 1115 Powers Avenue, thanked the Mayor for the interest he has taken regarding the situation she has come up against. Ms. Flagg discussed the situation about the attempted murder across the street from her house. She stressed her concerns with this happening. Ms. Flagg discussed briefly the first time she came before the Commission after the election and introduced herself, she was met outside by a woman who said to her, "If you really want to be involved with this committee and with this community then you need to know a few things about the area you live in. You need to know about the drugs and you need to know about corruption." Ms. Flagg further stated that she considered the lady militant. Ms. Flagg did not return the woman's phone call. Ms. Flagg thought the woman had her own agenda and it didn't meet hers and she dismissed her and then this situation came about with the gentleman getting shot across the street from her. Ms. Flagg mentioned a couple of issues that have been going on, on her street. She lives across the street from an area that was zoned commercial and she now faces a construction area. Ms. Flagg mentioned that it's unpleasant, and noisy very early in the mornings. She picks up garbage on a daily basis on her property from the construction workers. Ms. Flagg stated the house that had the attempted murder is now vacant and she is concerned about that. In the meantime, she has seen over 22 bags of garbage sitting all over the place in various stages of opened and closed. There is also a large motor home/camper there that has been there for the past six days.

Mayor Via stated each of these concerns that Ms. Flagg discussed are brought to the City Manager. The Commission can tell Code Enforcement and the Police Department something is going on but the Commission can't give them any direction to fix anything until the City Manager is aware of it and then the City Manager takes it from there.

Mr. Forte stated not to resolve these issues here and now, the right thing to do is contact him and then give him the opportunity to take care of those issues. Mr. Forte stated he runs the entire operation of the City and he has staff that takes care of these problems. If he is not made aware of them, he can't help her. Some of the things Ms. Flagg brought up, he has answers to but he won't take up the time tonight to go over those but he asked Ms. Flagg to feel free to contact him and he will take care of those issues.

Commissioner Reed asked Ms. Flagg if she was indicating to the Commission that having mixed and residential right next door to each other may not always be the best thing.

Ms. Flagg stated her father started coming down here a number of years ago because of Baylor and Mr. Canup turned out to be a wonderful man and a man of his word and he and her father resolved their problems and they did it on a handshake. She respects them. They have done nothing to encroach on her privacy or her property or anything to do with her lifestyle. What she is concerned with is the one directly across the street from her house who is not located at a corner but is actually located directly across from her house. It is not pleasant to look at. It is not pleasant to hear them early in the morning. The workers who congregate out there are crude, and rude. She is concerned by the amount of debris that she has to constantly pick up off her property on a daily basis due to the workers.

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Joe Bourassa, 801 Lewis Drive, Daytona Beach, handed out some graphs to the Mayor and Commissioners regarding the water usage. Mr. Bourassa went over each graph with the Commission. Mr. Bourassa further stated he sees no advantage for Holly Hill approving the Master Water Plan because anything in that plan has no bearing on what should be Holly Hill's best interest. The City is going to be asked to spend a lot of money to support interests that are not the City's.

5. RESOLUTION 2006-R-04, DIGITAL DISPLAY SIGN POLICY

Mr. Simpson read by short title:

RESOLUTION NO. 2006-R-04

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, ADOPTING THE MESSAGE BOARD POLICY; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Penny moved for APPROVAL Resolution 2006-R-04, seconded by Commissioner Blais.

The motion **CARRIED** 5-0 on roll call: Penny – Yes, Blais – Yes, Reed – Yes, Anderson – Yes, Mayor Via – Yes.

6. FIRST READING OF ORDINANCE 2760, WATER CONSERVATION FOR LANDSCAPE IRRIGATION

Mr. Forte stated that he wants to pull this item from the agenda because this is the District's Water Conservation ordinance and there is a slight discrepancy between the District's ordinance and the County's ordinance which the City has already adopted. This item is not a big urgency; the discrepancy is not a big deal. He would feel more comfortable if the discrepancy was worked out before the City adopts this ordinance.

Mayor Via stated also in the timeframe of that, the County is looking at their ordinance and looking at St. Johns River Water Management District (SJRWMD). The City adopted the County's ordinance and this ordinance is a little bit in conflict in a couple of areas and staff needs to look at that.

There was CONSENSUS from the City Commission to pull this agenda item from the meeting.

7. **POTABLE WATER TREATMENT PLANT UPGRADES – PHASE 1**

Mr. Forte stated earlier they heard a presentation from Quentin L. Hampton Associates for the improvements over at the Water Plant and the Wastewater Treatment Plant. This is for Phase 1 of the upgrades to the Wastewater Treatment Plant.

*Commissioner Blais made a motion to **APPROVE** the award of the contract bid to McMahan Construction, Inc., for the Potable Water Treatment Plant Upgrades – Phase 1 and Change Order No. 1 for a total amount of \$386,196, seconded by Commissioner Reed.*

Commissioner Reed mentioned his concern about only receiving one bid for projects. Is that because nobody wants to do business with the City or is it because no one qualifies?

Mr. Hurst stated that is correct, they only received one bid. Staff does publicly advertise. Construction is booming in this area right now and it is difficult to get people to respond to what the City might even consider to be a fairly large project. Overall, on the scope of the County, this is fairly small for this type of project and it's difficult to get people to put the time in. The good news is the low bidder, McMahan Construction, Inc., does have a very good reputation.

Mr. Forte stated staff answers that question throughout the year as they go through the bidding process. Sometimes staff will get eight people to pick up packets but only one will respond.

Commissioner Anderson asked how does staff advertise this.

Mr. Forte stated staff has a list of contractors that are involved in this type of work so they *specifically* send it out to the ones who are involved and then they advertise it in the newspaper.

The motion **CARRIED** 5-0 on roll call: Blais – Yes, Reed – Yes, Anderson – Yes, Penny – Yes, Mayor Via – Yes.

8. **COMMITTEE REPORTS**

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

Mayor Via mentioned the WAV report. The Florida League of Cities dinner turned out very nice and they appreciate the effort that the City put on for the League dinner. He has been asked to be on the Boys and Girls Club Executive Committee and that meeting is coming up in February.

Commissioner Blais stated the Collegiate Special Event Task Force did not meet yet. They may meet after the Daytona 500 to resolve traffic problems and congestion in gridlocks in the Daytona Beach area including Holly Hill and Ormond Beach.

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9. COMMUNICATIONS

A. City Manager

None.

B. City Attorney

None.

C. Mayor & Commissioners

Commissioner Reed congratulated the Mayor for his appointment to the Boys and Girls Club.

Commissioner Penny announced the flyer regarding Mr. and Mrs. Cladderbuck's daughter and mentioned that the *Dream A Wish Foundation* is hosting a fundraiser to help them with some ongoing expenses. They will be at Tomoka Oaks on March 25, 2006. He stated that he has some flyers in case anyone was interested in helping.

Mr. Forte informed the Mayor and Commissioners that the City did sponsor a golf hole on that as well.

Commissioner Reed asked about possibly getting a community bulletin board in City Hall for the community to post information.

Mr. Forte stated he will look for a location for that.

10. ADJOURNMENT

The meeting officially adjourned at approximately 7:45 p.m.

Attest:

City of Holly Hill, Florida

Valerie Manning
City Clerk

Roland D. Via
Mayor