M I N U T E S
REGULAR COMMISSION MEETING
CITY OF HOLLY HILL, FLORIDA
FEBRUARY 9, 1999

1. CALL TO ORDER

Mayor William D. Arthur called the meeting to order in Commission Chambers at City Hall, 1065 Ridgewood Avenue at 7:30 p.m.

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

Also attending were City Manager, Donald Lusk, City Attorney, Ed Simpson, Public Works Director, Milt Hallman, Economic Development Coordinator, Ira Corliss, Building Official, Tim Harbuck, Police Chief, Larry Walker, Recreational Director, Chuck Beach, and City Clerk, Joyce Holmquist.

2. INVOCATION

Public Services Director, Milt Hallman delivered the invocation.

3. PLEDGE OF ALLEGIANCE TO THE FLAG

4. PRESENTATIONS & PROCLAMATIONS

A. Ten Year Service Awards: Ronald Mills, Eqp. Operator/Maintenance Worker, Stan Johnson, Water Treatment Plant Operator Trainee. Mayor Arthur commended the employees. The City Manager noted that neither employee was able to attend the meeting to receive their awards.

5. CONSENT AGENDA

A. Minutes of Regular Meeting – January 26, 1999
B. Minutes of Commission Workshop – January 26, 1999
C. Minutes of Goal Setting Workshop – January 18, 1999
D. Report of Purchase, $5,943.98

Commissioner Via moved ***APPROVAL of*** *the consent agenda, seconded by Commissioner Byrnes.* The motion **CARRIED** 5-0 on roll call: Via, yes; Byrnes, yes; Heyman, yes; Mellette, yes; Arthur, yes.

6. AUDIENCE PARTICIPATION

None

7. SECOND READING, PUBLIC HEARING, ORDINANCE NO. 2553, PROHIBITING MINORS FROM ENTERING PUBLIC PARKS BETWEEN THE HOURS OF 12:01 A. M. AND 6:00 A. M. WITHOUT ADULT SUPERVISION, PROVIDING FOR PUNISHMENT.

City Attorney Edward Simpson read: **ORDINANCE NO. 2553** by short title.

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA CREATING SECTION 38-4 (TRESPASSING IN PUBLIC PARKS) PROHIBITING MINORS FROM ENTERING PUBLIC PARKS BETWEEN THE HOURS OF 12:01 A. M. AND 6:00 A. M. WITHOUT ADULT SUPERVISION; PROVIDING FOR PUNISHMENT; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Mellette moved *APPROVAL* ***of Ordinance No. 2553 on second reading, seconded by Commissioner Heyman.*** There were no comments as a result of the Public Hearing.

The City Manager reported signs concerning the ordinance would be posted in public parks. The ordinance would assist in resolving problems concerning vandalism of restrooms and the destruction of barbecue pits, etc. A sign would have to be posted to enforce the ordinance. The hours stipulated within the ordinance would be evaluated after a few months.

The motion to **adopt** Ordinance No. 2553 **CARRIED** 5-0 on the following roll call: Mellette, yes; Heyman, yes; Via, yes; Byrnes, yes; Mayor Arthur, yes.

8. SECOND READING, PUBLIC HEARING, ORDINANCE NO. 2554, ANNEXING BY VOLUNTARY PETITION, CONTIGUOUS PROPERTY, OWNED BY DOLORES AND CRAIG BUCKLES LOCATED AT 1410 N. NOVA ROAD, 1006 8TH STREET AND 1008 8TH STREET.

City Attorney Edward Simpson read: **ORDINANCE NO. 2554** by short title.

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA ANNEXING BY VOLUNTARY PETITION PROPERTIES LOCATED CONTIGUOUS TO THE CITY OF HOLLY HILL, OWNED BY DOLORES AND CRAIG BUCKLES; REDEFINING THE BOUNDARIES OF THE CITY OF HOLLY HILL TO INCLUDE SAID PROPETIES; ESTABLISHING COMPLIANCE WITH FLORIDA STATUTES, 171.044; DIRECTING THE CITY CLERK TO FILE THE ORDINANCE WITH THE CLERK OF CIRCUIT COURT IN AND FOR VOLUSIA COUNTY, FLORIDA, THE DEPARTMENT OF STATE, STATE OF FLORIDA, AND WITH THE CHIEF ADMINISTRATIVE OFFICER OF VOLUSIA COUNTY; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Via moved to APPROVE Ordinance 2554 on second reading. Commissioner Byrnes seconded. There were no comments as a result of the Public Hearing.

The Economic Development Coordinator, Ira Corliss, illustrated the location of the property on an overhead display. The annexation consisted of one commercial and two residential properties.

The motion to **adopt** Ordinance No. 2554 **carried** 5-0 on the following roll call: Via, yes; Byrnes, yes; Mellette, yes; Heyman, yes; Mayor Arthur, yes.

9. SECOND READING, ORDINANCE NO. 2523, AMENDING ORDINANCE NO. 2275 AND SECTION 114-764 OF THE LAND USE AND DEVELOPMENT REGULATIONS, PROVIDING CONDITIONS UPON WHICH USES OF TENTS MAY BE ALLOWED; PROVIDING FOR CONDITIONS FOR THE ISSUANCE OF PERMITS; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT.

City Attorney Edward Simpson read: **ORDINANCE NO. 2523** by short title.

AN ORDINANCE AMENDING ORDINANCE NO. 2275 AND SECTION 114-764 OF THE LAND USE AND DEVELOPMENT REGULATIONS PROVIDING CONDITIONS UPON WHICH USES OF TENTS MAY BE ALLOWED; PROVIDING FOR CONDITIONS FOR THE ISSUANCE OF PERMITS; PROVIDING FOR THE REPEAL OF LAWS OR PARTS OF LAWS IN CONFLICT HEREWITH; AND PROVIDING THE TERMS AND CONDITIONS THEREOF AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

*Commissioner Via moved **APPROVAL** of Ordinance No. 2523, seconded by Commissioner Mellette.* There were no comments as a result of the Public Hearing.

The City Manager reported the topic had been work shopped twice and the ordinance had passed on first reading. Since that time it had been discovered that the ordinance had not been adopted on second reading.

The motion to **adopt** Ordinance 2523 carried 5-0 on the following roll call: Via, yes; Mellette, yes; Heyman, yes; Byrnes, yes; Arthur, yes.

10. APPROVAL TO PURCHASE AN ELGIN GEOVAC SWEEPER, WITH THE CITY'S EXISTING SWEEPER IN TRADE, BY PIGGY BACKING PINELLAS COUNTY BID #978-424-B, WITH CERTAIN ITEMS DELETED, AT CONTRACT PRICE OF $104,986.

The City Manager reported the item had been work shopped; the monies were available in the budget and the price was good. The machine would help meet EPA requirements due to the machine being a vacuum rather than a sweeper. It was discussed as to why the epoxy coated hopper had been deleted. The Public Services Director, Milt Hallman reported he had questioned this and had learned that the epoxy coating would wear off almost immediately. The city's garage mechanics had also recommended a Ford chassis.

This would be provided at no additional cost. Delivery was expected within two months. The manager indicated the city was paying cash and this meant a savings over the years in interest payments.

*Commissioner Heyman moved **APPROVAL** to purchase the Elgin Geovac Sweeper, with the City's existing sweeper in trade, and to piggy back the Pinellas County Bid, deleting the epoxy coated bin and ordering a Ford Chassis, seconded by Commissioner Byrnes.*

The motion to **purchase** carried 5-0 on the following roll call: Heyman, yes; Byrnes, yes; Via, yes; Mellette, yes; Arthur, yes.

11. RECOMMENDATIONS FOR BID AWARDS FOR 1999 ATHLETIC PROGRAMS.

The City Manager advised this was the annual recreation bid for uniforms, caps, equipment, trophies, etc.; acceptance of the low bidders in each of the eight categories was recommended.

*Commissioner Via moved **APPROVAL** of all the low bids for the recreational program for 1999, seconded by Commissioner Mellette.*

The motion for approval of all low bids **CARRIED** 5-0 on the following roll call: Via, yes; Mellette, yes; Byrnes, yes; Heyman, yes; Arthur, yes.

12. COMMUNICATIONS FROM CITY MANAGER:

The City Manager advised he had several items to report and one of them was an add on item to the agenda.

A. FIRST READING, ORDINANCE NO. 2555, VOLUNTARY ANNEXATION OF CONTIGUOUS PROPERIES OWNED BY MICHAEL ESTOK, LOCATED AT 1598 N. NOVA ROAD.

The Economic Development Coordinator, Ira Corliss, illustrated the location of parcels representing a combination of properties relating to Mike Estok. William and Betty Quinlan owned three parcels to the rear of the property owned by Michael M. Estok which were projected for sale to Estok. A Seven-Eleven Store was proposed on the Estok Property. An engineer from the Performance Group representing the Southland Corporation was present and addressed the Commission displaying a rendering of a proposed Seven-Eleven Store with six fuel pumps. A site development plan would be submitted to the city sometime after the annexation.

Attorney Ed Simpson read Ordinance No. 2555 by short title on first reading.

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA ANNEXING BY VOLUNTARY PETITION PROPERTY LOCATED CONTIGUOUS TO THE CITY OF HOLLY HILL, OWNED BY MICHAEL M. ESTOK; REDEFINING THE BOUNDARIES OF THE CITY OF HOLLY HILL TO INCLUDE SAID PROPERTY; ESTABLISHING COMPLIANCE WITH FLORIDA STATUTES; 171.044; DIRECTIGN THE CITY CLERK TO FILE THE ORDINANCE WITH THE CLERK OF CIRCUIT COURT IN AND FOR VOLUSIA COUNTY, FLOIRDA, AND WITH THE CHIEF ADMINISTRATIVE OFFICER OF VOLUSIA COUNTY; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Via moved **APPROVAL** of Ordinance No. 2555 on first reading; seconded by Commissioner Heyman.* The motion **CARRIED** 5-0 on the following roll call: Via, yes; Heyman, yes; Byrnes, yes; Mellette, yes; Arthur, yes.

B. The City Manager further reported he had been providing the Commission with reports each Monday concerning the status of sidewalk construction. The Mayor indicated he was highly impressed with the work the city employees were performing, as he had recently observed them working on Walker Street.

C. The Manager presented a third item concerning correspondence the Mayor had received from the Volusia Water Alliance whereby the Alliance had offered to meet with the Commission. The Manager indicated the City had a designated representative to the Water Alliance, i. e., Commissioner Via. Commissioner Via indicated he would provide the Commissioners with the respective agenda packets every once in a while and this would probably suffice. The manager reported he believed the Alliance should work with the City through the Commission’s representative. There were no objections from the Commissioners to the manager writing a letter to the Water Alliance thereby indicating to the Alliance that they should work with the City of Holly Hill through the city’s designated representative.

D. Lastly, the manager requested permission to expend $400.00 as the city’s pro-rata share to the Local Gov. Study Committee for the Committee to hire a consensus/facilitator type technical consultant. The facilitator would hold a town meeting and each participating city would have an opportunity to have input concerning EMS, ALS, EVAC Service issues, etc. The manager indicated he did not believe the cities were looking toward consolidation; however, currently cities were subsidizing unincorporated Volusia County in EVAC Service. The City Manager recommended the City of Holly Hill participate in the process presently, and at a later date voice opposition as needed. Commissioner Byrnes stressed there was “no free lunch” and if some area cities took over ambulance service to serve just the residents of their city and were not obligated to other areas, one way or another services would be paid for, either through higher general county taxes, or city taxes. The Commissioners indicated the expenditure would be worthwhile in order to be involved in the issue and to be part of developing what it was the area cities wanted to do. It was noted the $400.00 was within the City Manager's spending limit. The manager noted he wanted the Commissioners to be aware and involved in the issue. The Commissioners agreed a motion was not necessary regarding the expenditure.

13. CITY ATTORNEY

Attorney Ed Simpson indicated he had nothing further to report.

14. COMMUNICATIONS FROM MAYOR & COMMISSION

Via – invited everyone to observe the Holly Hill, eight and nine year old , basketball team, which he coached. Commissioner Via requested that the City Newsletter address Y2K issues in a future publication through an administrative and public works report in order to arrest the fears of the public. Commissioner Via indicated he was not satisfied just saying the city was Y2K certified and requested a brief report in the newsletter.

Mellette – thanked everyone for their flowers, cards, and sympathy concerning recent events in his family and apologized for missing the previous Commission Meeting.

Byrnes – expressed concern regarding the County Radio System and Y2K.

Mayor Arthur – challenged the Commissioners to accept an invitation to take a part in an Easter Play at the United Brethren Church.

15. ADJOURNMENT

The meeting officially adjourned at 8:20 p. m.

WILLIAM D. ARTHUR, MAYOR

ATTEST:

CITY CLERK