M I N U T E S
REGULAR COMMISSION MEETING
CITY OF HOLLY HILL, FLORIDA
MARCH 13, 2001

1. CALL TO ORDER

A. Roll Call

Mayor William Arthur called the meeting to order in the Commission Chambers at City Hall, 1065 Ridgewood Avenue at approximately 7:00 p.m. Attending with Mayor Arthur were Commissioners Arthur Byrnes, Paul Lockeby, and Keith Tarrer. Commissioner Roland Via arrived at approximately 7:05 p.m.

Also attending were City Manager Joe Forte, City Attorney Edward Simpson, Finance Director Brenda Gubernator, Acting Police Chief Mark Barker, Code Administrator Tim Harbuck, Recreation Director Chuck Beach, Public Works Director Milt Hallman, Information Technology Manager Scott Gutauckis and City Clerk Jeaneen Clauss.

B. Invocation

Mr. Hallman delivered the invocation.

C. Pledge of Allegiance to the Flag

2. PRESENTATIONS & PROCLAMATIONS

A. Service Awards

Gerald Potash	**Police Officer**	**5 Years**
Martin Warrington	**Tradesworker**	**10 Years**
Daren Weeks	**Wastewater Plant Operator**	**10 Years**
Mitchell Dees	**Police Sergeant**	**20 Years**
Charles Heinmiller	**Utilities Mechanic**	**25 Years**

Mayor Arthur announced the service award recipients for this month.

B. Swearing-In of New Police Officers

Officer Robert Culver
Officer Sandra Marton

Mayor Arthur swore-in the new part-time police officers.

3. CONSENT AGENDA

Minutes of Regular Commission Meeting – February 27, 2001
Minutes of Commission Workshop – February 27, 2001

*Commissioner Via moved **APPROVAL** of the items on the consent agenda, seconded by Commissioner Lockeby.*

The motion **CARRIED** 5-0 on the following roll call: Via – yes, Lockeby – yes, Tarrer – yes, Byrnes – yes, Arthur – yes.

4. AUDIENCE PARTICIPATION

Brandon Little, 82 Lake Park Circle, Holly Hill Police Explorer, advised that the Police Explorers respected the Commission's decision to cancel the Civil War Re-Enactment event but that they had already incurred some expenses associated with it, after it was initially approved. He asked that the Commission reimburse them for the money they lost.

Penny Currie, 613 Marlene Drive, Holly Hill Police Explorer Advisor, reiterated their respect for the Commission's decision to cancel this event. She advised that they had earned approximately five thousand dollars from this event last year, which allowed them to attend their first ever National Competition. She stated that they are not asking the City for the money but advised they are seeking an alternative funding source to earn the funds to attend this competition.

Commissioner Tarrer stated that he would like to see funds budgeted for the Explorers next year and to reimburse them for monies expended this year. Commissioner Lockeby inquired about moving this to another date, which could not be done by the re-enactors. He then suggested we find another fundraiser for them. Commissioner Via reiterated the thought that we should reimburse them for any expenses occurred. He also suggested matching funds to help the Explorers attend the Competition. Commissioner Byrnes agreed that he would like to see funds budgeted for the Explorers next year and also suggested that the Chamber could help them find sponsorship and the City could try to help, as well. Mayor Arthur suggested they work the details out with Mr. Forte, to determine if sufficient funds are available. Mention was made of the date conflict for the State Competition with the City's Centennial Celebration.

(Area underlined is the amendment approved at the April 10, 2001 meeting)

5. LEAVE OF ABSENCE FOR BOARD MEMBER

*Commissioner Tarrer moved to **APPROVE** a three-month medical leave of absence for Madeline Daly, Beautification Board member, seconded by Commissioner Via.*

The motion **CARRIED** 5-0 on roll call: Tarrer – yes, Via – yes, Byrnes – yes, Lockeby – yes, Arthur – yes.

6. FIRST READING OF ORDINANCE 2607, ADOPTING FLORIDA STATUTE CHAPTER 767 FOR DETERMINING DANGEROUS DOGS

Mr. Simpson read by short title:

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING CHAPTER 10 (ANIMALS), ARTICLE I (IN GENERAL) ADOPTING FLORIDA STATUTE CHAPTER 767 FOR DETERMINING DANGEROUS DOGS; DESIGNATING THE CITY OF HOLLY HILL AS THE ANIMAL CONTROL AUTHORITY; DESIGNATING THE CITY MANAGER OR HIS DESIGNEE AS THE AUTHORIZED REPRESENTATIVE OF THE ANIMAL CONTROL AUTHORITY TO MAKE ALL DETERMINATIONS REGARDING

ENFORCEMENT OF ANIMAL CONTROL REGULATIONS; PROVIDING THAT CURRENT ANIMAL CONTROL REGULATIONS ARE IN ADDITION TO REQUIREMENTS UNDER FLORIDA STATUTES CHAPTER 767; AND ADOPTING PROCEDURE UNDER CHAPTER 767 AS THE PROCEDURE FOR DETERMINING WHETHER AN ANIMAL SHOULD BE CLASSIFIED AS DANGEROUS UNDER ARTCILE 10; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Tarrer moved to **APPROVE** the First Reading of Ordinance 2607, seconded by Commissioner Byrnes.*

Commissioner Byrnes inquired as to the language singling out dogs in one section and including other animals in another section. Mr. Simpson explained that the Florida Statute they were utilizing to put this procedure in place referred to dogs but allowed them to expand to include other animals, which was Staff's recommendation. All agreed.

Commissioner Via inquired as to the procedure for declaring an animal dangerous and what would follow this determination. Mr. Forte explained this and Mr. Simpson read the statutory definition of dangerous dogs.

The motion **CARRIED** 5-0 on roll call: Tarrer – yes, Byrnes – yes, Via – yes, Lockeby – yes, Arthur – yes.

7. FIRST READING OF ORDINANCE 2608, INCREASING THE EXPENSE ALLOWANCE AND HONORARIUM FOR THE MAYOR AND COMMISSIONERS

*Commissioner Tarrer moved to **TABLE** this item until it could be discussed further at a workshop, seconded by Commissioner Lockeby.*

The motion **CARRIED** 5-0 on roll call: Tarrer – yes, Lockeby – yes, Byrnes – yes, Via – yes, Arthur – yes.

8. RESOLUTION 2001-R-20, ADOPTING CITY GOALS

Mr. Simpson read by short title:

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA ADOPTING UPDATED GOALS FOR THE CITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Tarrer moved to **APPROVE** Resolution 2001-R-20, seconded by Commissioner Lockeby.*

Roy Schliecher, Facilitator, went over the goals that the Commission reached at their workshop and commended them on their commitment to this process. He pointed-out accomplishments that came from their establishing concrete goals.

Commissioner Tarrer pointed out several goals that he wanted to see moved on quickly and the Commission also expressed their support but felt these should be discussed in detail during budget planning sessions.

The motion **CARRIED** 5-0 on roll call: Tarrer – yes, Lockeby – yes, Via – yes, Byrnes – yes, Arthur – yes.

9. RESOLUTION 2001-R-21, ACCEPTING A MAINTENANCE CONTRACT ON WATER / WASTEWATER

Mr. Simpson read by short title:

> **A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA AUTHORIZING THE CITY MANAGER TO EXECUTE A MAINTENANCE SERVICE AGREEMENT WITH ROCHA CONTROLS; AND PROVIDING AN EFFECTIVE DATE.**

*Commissioner Via moved to **APPROVE** Resolution 2001-R-21, seconded by Commissioner Lockeby.*

Mr. Forte explained this contract and the very good price that Mr. Hallman negotiated with them this year. This is a sole-source company, so they do not bid it out.

The motion **CARRIED** 5-0 on roll call: Via – yes, Lockeby – yes, Byrnes – yes, Tarrer – yes, Arthur – yes.

10. TELEPHONE COMMUNICATIONS SYSTEM

*Commissioner Tarrer moved to **APPROVE** the expenditure of $62,290 for a new communications system, seconded by Commissioner Via.*

Mr. Forte utilized the overhead projector to explain the cost savings for the City in following the purchasing recommendation of Staff. This is the time to do this because with the new area code coming into effect, this is the best time to change their phone numbers. Steve Taylor, BellSouth representative, responded to the more technical questions of Commissioner Byrnes.

The motion **CARRIED** 5-0 on roll call: Tarrer – yes, Via – yes, Lockeby – yes, Byrnes – yes, Arthur – yes.

11. STREET RESURFACING

Mr. Forte stated that this is the street resurfacing project that has been budgeted for this year as part of their five-year plan. They are anticipating the cost of asphalt going up significantly and would like to piggy-back off Volusia County's contract to attain this price. The Commission discussed possibly purchasing more for other phases of the five-year plan, but this is will exhaust the current year's funds and their annual allotment of the CDBG grant for reimbursement.

Commissioner Via moved to ***APPROVE*** *a piggyback of Volusia County's contract with Halifax Paving to resurface the streets listed in the memo dated March 7, 2001, the Bar-B-Que grill area, and the basketball court at Hollyland park for a total cost not to exceed $104,000, seconded by Commissioner Byrnes.*

The motion **CARRIED** 5-0 on roll call: Via – yes, Byrnes – yes, Tarrer – yes, Lockeby – yes, Arthur – yes.

12. WASTEWATER EFFLUENT SAND FILTERS

Mr. Forte explained that the cost of these is about four thousand over budget but Mr. Hallman has agreed to amend his budget to accommodate this overage.

Commissioner Via moved to ***APPROVE*** *authorizing U.S. Filter Company to repair the filters at a cost of $97,848, Orange Industrial Services for removal of the existing media sand at a cost of $6,000 plus the disposal fee of approximately $500, seconded by Commissioner Tarrer.*

The motion **CARRIED** 5-0 on roll call: Via – yes, Tarrer – yes, Lockeby – yes, Byrnes – yes, Arthur – yes.

13. WELCOME SIGNS

Mr. Forte explained that these are sandblasted signs, like the one in front of Publix – except that it won't be lighted. Two of these will be paid out of TIF money because they will be located in the TIF district. The other will be paid out of the Public Works budget.

Commissioner Via moved to ***APPROVE*** *the purchase of three welcome signs from Sign Power for a total of $2,800, seconded by Commissioner Byrnes.*

The motion **CARRIED** 5-0 on roll call: Via – yes, Byrnes – yes, Lockeby – yes, Arthur – yes. Commissioner Tarrer had stepped-out but later expressed his approval of this item.

14. SURPLUS EQUIPMENT

Mr. Forte explained that this is a list of vehicles that they would like to surplus out of the Public Works Department. A list of bikes and other miscellaneous items is also included. They are recommending that the bikes be donated to a group to refurbish them and then donate to those in need. The other miscellaneous items would be stored until such time as the City holds an auction. There was hesitation on not selling these items at their traditional city auction, but Mr. Forte explained that the overtime costs involved far out-weigh what is earned from the auction. This is especially so with the vehicles, as they earn a mere fraction of what they are worth. A suggestion was brought up again that the City try to set-up a few bikes for general public use along the river, to see if that type of recreational opportunity will work here. There was reluctance to try it at this time, though.

*Commissioner Tarrer moved to **APPROVE** the lists dated 3//7/01 and 3/8/01 as surplus equipment for 2001, seconded by Commissioner Lockeby.*

The motion **CARRIED** 5-0 on roll call: Tarrer – yes, Lockeby – yes, Byrnes – yes, Via – yes, Arthur – yes.

15. SPECIAL EXCEPTION FOR TRANSMISSION SHOP

Mr. Forte explained that this is a Special Exception for the Donsinger property on Nova Road. This item was added-on after receiving a phone call last Friday from Mr. Donsinger, who had been told it would be scheduled for this meeting. The City Planner, Assistant City Attorney, and Code Administrator had reviewed and recommended approval of this request but they do not yet have proof from the applicant that the adjoining property owners have been notified. If it is the Commission's pleasure to approve this, it would need to be contingent upon that proof being submitted to the City Manager. The Commission discussed this, giving special attention to the opinion of Commissioner Tarrer who lives near there and represents the Holly Forest Homeowners Association across from this site. He stated that he saw no problem with granting this request.

*Commissioner Via moved to **APPROVE** a Special Exception to operate a transmission repair shop in a CC-1 "Commercial Corridor" zoning district located at 1757 Nova Road – contingent upon proof of notice requirements being met, seconded by Commissioner Lockeby.*

The motion **CARRIED** 5-0 on roll call: Via – yes, Lockeby – yes, Tarrer – yes, Byrnes – yes, Arthur – yes.

16. COMMUNICATIONS

A. City Manager

Mr. Forte advised that the planning for the Centennial Celebration is coming along. He gave a preliminary damage assessment from the small tornadoes earlier today. He added that they are awaiting a report from the property appraiser's office and he will forward that to them upon receipt.

B. City Attorney

Mr. Simpson was asked about his grandchildren and they are doing fine.

C. Mayor and Commissioners

Commissioner Tarrer thanked Penny Currie for the way she presented their case for the Explorers. He advised that starting tomorrow, he would be available here at City Hall from 9:00

a.m. – Noon on Mondays, Wednesdays, and Fridays. The other days of the week, he is available by appointment.

Commissioner Via thanked the members of staff who are present tonight and expressed sympathy for Mr. Harbuck's family after the loss of his father. He thanked Mr. Schliecher for his assistance with their goal setting. He also suggested donating the bikes to the Police Explorers for as a revenue opportunity for them.

Commissioner Byrnes complimented staff, especially public works, for their quick response after the tornadoes and suggested Mr. Forte contact the governor's office and ask that they declare this as a disaster area. He asked that the police department provide a unit for this area to ward-off looters for the next two or three days, until the residents have had a chance to protect their belonging.

Commissioner Lockeby stated that we were lucky no one lost their lives today and complimented the fire department for their quick response.

Mayor Arthur advised that the St John's Water Management District has requested a liaison be designated from the Commission. He stated that when he mentioned this at VCOG, they wanted to discuss it because this is the purpose of the Volusia Water Alliance. The Commission agreed to hold off on this until VCOG makes a recommendation.

17. ADJOURNMENT TO WORKSHOP

The meeting officially adjourned at approximately 8:45 p.m.

City of Holly Hill

____
William D. Arthur, Mayor

Attest:

____
Jeaneen P. Clauss, City Clerk