

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

March 27, 2012

1. CALL TO ORDER

A. Roll Call

Mayor Johnson called the meeting to order in the Commission Chambers at City Hall, 1065 Ridgewood Avenue, at approximately 7:00 pm. Attending with Mayor Johnson were Commissioners John Penny, Rick Glass, Donnie Moore and Liz Towsley-Patton.

Also attending were the following staff members: City Manager James McCroskey, City Attorney Scott Simpson, Finance Director Kurt Swartzlander, Police Chief Mark Barker, Fire Chief Ron Spencer, Community Services Director Jacki Maswary, Human Resources Manager Sandy Fenwick, City Planner Tom Harowski, Holly Hill Chamber of Commerce Director Rose Schuhmacher, Officer Chris Yates, and City Clerk Valerie Manning.

B. Invocation

Mayor Johnson led invocation.

C. Pledge of Allegiance to the Flag

Mayor Johnson led the Pledge of Allegiance.

2. PRESENTATION

Daytona Beach Chamber of Commerce ~ Hogs on The Hill 2012

Larry McKinney from the Daytona Beach Chamber of Commerce came forward and gave a brief overview of Hogs on The Hill and handed out a memo from the Chamber to the Mayor and City Commissioners. Mr. McKinney answered questions and concerns of the Mayor and City Commission.

Mayor Johnson shared with the Commissioners that United Way sent in a thank you card for those that contributed monies to them.

Mr. McCroskey shared with the Mayor and City Commission a poster card that came from the *Hattie Harris Good Spirits Club International* thanking the City for support.

3. MINUTES

Minutes from the Regular City Commission meeting and Community Redevelopment Agency (CRA) meeting – March 13, 2012 (*City Clerk*)

*Commissioner Glass moved **APPROVAL** for the **MINUTES**, seconded by Commissioner Moore.*

The motion **CARRIED** 5-0 by roll call vote: Glass – Yes, Moore – Yes, Penny – Yes, Patton – Yes, and Mayor – Yes

4. PUBLIC PARTICIPATION – Regarding items not on the agenda.

Mayor Johnson opened public participation.

The following individuals came forward to speak:

- Ken Gardner, Custom Lighting, Holly Hill – Addressed the City Commission by reading into the record his experience with Hogs on The Hill.
- David Simms, Holly Hill – Addressed the City Commission by stating that Hogs on The Hill was a great success; fully supports Commissioner Moore and City Manager; hopes the City does it again next year.
- Gilles Blais, 710 Magnolia Avenue, Holly Hill – Addressed the City Commission by saying that the city could learn from other cities on the bike week event.
- John Bandorf, Holly Hill – Addressed the City Commission about Mr. McGary's house boat and shared his concerns about it. Informed the Mayor and Commissioners that he adopted the dog that was running around Centennial Park.
- Robert McGary, Holly Hill – Addressed the City Commission by sharing his concerns about his house boat and his plans on suing the City.
- Eddie Colosimo, Bikers for First Amendment Rights (B.F.F.A.R), Holly Hill – Addressed the City Commission by sharing his concerns about Hogs on The Hill Bike Week event. Discussed various issues that took away from his business and the things that he saw during the event on the site.
- Roland Via, Eagle Drive, Holly Hill – Addressed the City Commission by sharing his concerns about Hogs on The Hill Bike Week event and what it has done to the city.
- Jim Legary, Burleigh Avenue, Holly Hill – Addressed the City Commission by sharing his concerns about the \$40,000 spent on Hogs on The Hill; improvements made to 3rd Street property. Overall, Mr. Legary stated that he liked the event; perhaps next time a liaison could be used.
- Don, Holly Hill, - Addressed the City Commission by informing them that he doesn't appreciate people looking into his boat and shared his concerns about it.

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- Rose Schuhmacher, Executive Director of the Holly Hill Chamber of Commerce – Addressed the City Commission by informing them that she surveyed the vendors on the site during the Bike Week event and shared the vendors responses.
- Penny Currie, Lakewood Drive, Holly Hill – Addressed the City Commission by stating that the concept of Hogs on The Hill Bike Week was a good idea. Although she was disappointed in some of the activities that she saw going on there. Mrs. Currie stated that she is most disappointed in not receiving answers to her questions in regards to dollar figures for the event.
- Nick Mostert, Madeline Avenue, Holly Hill – Addressed the City Commission about Hogs on The Hill event. Informed them that he had a great time and visited the site on multiple occasions. Stated that this event was a learning curb for the City and you can't control what other people do. Suggested that the City find a solution to work with other cities in establishing this type of event and hopes the City has it again next year.
- Carol Wheatley, Dorothy Avenue, Holly Hill – Addressed the City Commission by sharing her concerns about the constant noise coming from the site; music blaring. Ms. Wheatley stated the City didn't make any money during this event and shared her concerns about the massage girls that were present on the site.
- Tammy Bratcher, Manager of Bikers for First Amendment Rights (B.F.F.A.R), Holly Hill – Addressed the City Commission by sharing her concerns about Hogs on The Hill and how the event hurt her business and the things that she saw taking place on the site.
- Maria Summerland, Holly Hill – Addressed the City Commission by stating that she thought it was a wonderful event and it was nice to see the community coming together and making it work. Ms. Summerland stated she saw one brief instance and the Police Department were right there to take care of it. Enjoyed meeting the elected officials and thanked them for having the event.
- Gina Robino, Chris' Lounge, Holly Hill – Addressed the City Commission by informing them that her business lost a lot of money during Bike Week because of Hogs on The Hill event.
- Snake Andress, Snake's Welding, Holly Hill – Addressed the City Commission by stating that the City tried something and we made mistakes but they couldn't think of everything. Mr. Andress spoke briefly about Main Street in Daytona and Destination Daytona and stated that it's sad that Holly Hill gets the "black-eye".
- Steve Smith, Riverside Drive, Holly Hill – Addressed the City Commission by thanking them for participating in Bike Week. Perhaps the City should find out what the City of Leesburg does and get some ideas from them. Hope that the City continues with the event appreciates what the City did. Mr. Smith asked if it was possible to put on the ballot district only voting. There was consensus from the Commission to hold a workshop on April 10th to further discuss it.

Mayor Johnson closed public participation.

5. CONSENT AGENDA

None.

6. BUSINESS AGENDA

A. **PUBLIC HEARING** – SECOND READING OF ORDINANCE 2918, CAPITAL IMPROVEMENT ELEMENT ANNUAL UPDATE (*City Planner*)

Attorney Simpson read by title only:

ORDINANCE NO. 2918

AN ORDINANCE OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA, RELATING TO COMPREHENSIVE PLANNING; ADOPTING THE COMPREHENSIVE PLAN AMENDMENTS TO THE CAPITAL IMPROVEMENTS ELEMENT IN ACCORDANCE WITH FLORIDA LAW; PROVIDING FOR REPEAL OF ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Glass moved APPROVAL for Second Reading of Ordinance 2918, seconded by Commissioner Moore.

Mayor Johnson opened public participation.

The following individual came forward to speak:

- Jim Legary, Burleigh Avenue, Holly Hill – Addressed the City Commission by asking about the \$800,000 for The Civic Center.

Mr. Swartzlander clarified the \$800,000 for Mr. Legary and the Mayor and City Commissioners.

Mr. Legary stated he doesn't understand the restrictions for renting out The Market.

Mayor Johnson closed public participation.

The motion **CARRIED** 5-0 by roll call vote: Glass – Yes, Moore – Yes, Patton – Yes, Penny – Yes, and Mayor – Yes

B. FIRST READING OF ORDINANCE 2920, LOCAL BIDDER PREFERENCE
(Finance Director)

Attorney Simpson read by title only:

ORDINANCE NO. 2920

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, CREATING SECTION 30-78 LOCAL BIDDER PREFERENCE TO PROVIDE THAT THE CITY SHALL IMPLEMENT A LOCAL BIDDER PREFERENCE; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Penny moved APPROVAL for First Reading of Ordinance 2920, seconded by Commissioner Moore.

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 5-0 by roll call vote: Penny – Yes, Moore – Yes, Glass – Yes, Patton – Yes, and Mayor – Yes

C. SPECIAL EXCEPTION – APPLICATION FOR SWEEPSTAKES CENTER – 1607 N. NOVA ROAD – APPLICANT: STEVE SATHER *(City Planner)*

Commissioner Moore moved APPROVAL for a Special Exception located at 1607 N. Nova Road, seconded by Commissioner Glass.

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 5-0 by roll call vote: Moore – Yes, Glass – Yes, Patton – Yes, Penny – Yes, and Mayor – Yes

D. VARIANCE REQUEST – 1 HOWARD DRIVE – APPLICANT: STAN HOELLE
(City Planner)

Commissioner Glass moved APPROVAL for a Variance Request at 1 Howard Drive, seconded by Commissioner Moore.

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 5-0 by roll call vote: Glass – Yes, Moore – Yes, Penny – Yes, Patton – Yes, and Mayor – Yes

**E. RESOLUTION 2012-R-10, BEAUTIFICATION ADVISORY BOARD
APPOINTMENTS (City Clerk)**

Attorney Simpson read by short title only:

RESOLUTION NO. 2012-R-10

**A RESOLUTION OF THE CITY OF HOLLY HILL,
FLORIDA, RE-APPOINTING MEMBERS TO THE
BEAUTIFICATION ADVISORY BOARD AND SETTING
FORTH THE TERM EXPIRATION DATES; AND
PROVIDING AN EFFECTIVE DATE.**

Commissioner Penny moved APPROVAL for Resolution 2012-R-10 and inserting Polly Cappuccio and Sharon L. Parker into the Resolution, seconded by Commissioner Moore.

The motion **CARRIED** 5-0 by roll call vote: Penny – Yes, Moore – Yes, Patton – Yes, Glass – Yes, and Mayor – Yes

**F. RESOLUTION 2012-R-11, RAILROAD REIMBURSEMENT AGREEMENT – 2ND
STREET (Community Services Director)**

Attorney Simpson read by short title only:

RESOLUTION 2012-R-11

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY
OF HOLLY HILL, FLORIDA, AUTHORIZING EXECUTION OF
A RAILROAD REIMBURSEMENT AGREEMENT FOR THE
INSTALLATION OF GRADE CROSSING TRAFFIC CONTROL
DEVICE, AND FUTURE MAINTENANCE AND ADJUSTMENT
OF SAID DEVICE AND PROVIDING FOR THE EXPENDITURE
OF FUNDS; AND PROVIDING FOR SEVERABILITY; AND
PROVIDING FOR AN EFFECTIVE DATE.**

Commissioner Moore moved APPROVAL for Resolution 2012-R-11, seconded by Commissioner Glass.

The motion **CARRIED** 5-0 by roll call vote: Moore – Yes, Glass – Yes, Penny – Yes, Patton – Yes, and Mayor – Yes

7. COMMUNICATIONS

A. City Manager

Mr. McCroskey informed the Mayor and Commissioner about the old Wayne's Roofing property; thanked Ms. Dehlinger for bringing businesses into the City.

B. City Attorney

None.

C. City Clerk

Ms. Manning reminded everyone about the Easter Egg Hunt coming up on Saturday at 10:00 AM.

D. Mayor & Commissioners

Commissioner Penny shared his concerns about people throwing their daggers and things that have been said on the airways; there are a lot of people talking who should be listening.

Commissioner Glass stated he thought it was a great event; he saw one inappropriate thing down at the site; overall it was a good event and people he spoke with were satisfied.

Commissioner Moore thanked the Daytona Beach Chamber for participating in Hogs on The Hill; thought it was a great event.

Commissioner Patton shared her concerns and frustrations regarding Hogs on The Hill and the things that she saw there and the calls and emails that she received about the event; applauded the Police Department for the crowd control at the site and applauded the City for trying something.

Mayor Johnson stated that he disagreed with the former Mayor in regards to businesses – 20 businesses have come to the City in the last year. Mayor Johnson reminded everyone about the FPL project and thanked the Daytona Beach Chamber for participating in the event.

8. ADJOURNMENT

Mayor Johnson officially adjourned the meeting at approximately 8:50 pm.

Valerie Manning
City Clerk/Administrative Assistant