

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

MARCH 08, 2011

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 7:00pm. Attending with Mayor Johnson were Commissioners John Penny, Rick Glass, Donnie Moore and Liz Towsley-Patton.

Also attending were the following staff members: Interim City Manager Mark D. Barker, City Attorney Scott Simpson, Finance Director Kurt Swartzlander, Assistant Finance Director Catherine Colwell, City Planner Thomas Harowski, Human Resource Manager Diane Cole, Acting Police Chief Steve Aldrich, Fire Chief Ron Spencer, Interim Public Works Director Jackie Maswary, Economic Development Director Lynn Dehlinger, and City Clerk Joshua Fruecht.

B. Invocation

Rev. Wiley Lowe delivered the Invocation.

C. Pledge of Allegiance to the Flag

Mayor Roy Johnson led the Pledge of Allegiance.

2. MINUTES

A. Minutes from the Special City Commission meeting – February 22, 2011

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

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Patton – Yes, Penny – Yes, Moore – Yes, Mayor Johnson – Yes.

3. CITY MANAGER SELECTION

A. Candidate Presentations and Questions from Commission

1. James Drumm

City Manager Candidate James Drumm made a presentation to the City Commission regarding his knowledge, skills and abilities for the position of City Manager for the City of Holly Hill.

Mayor Johnson opened public participation. The following individuals came forward to speak:

- Adelson Ramos (1120 Daytona Avenue, Holly Hill, FL 32117) – Addressed the City Manager Candidate regarding City Manager James Drumm’s priorities for the City.
- Don Kane (101 University Blvd., Daytona Beach, FL 32118) – Addressed the City Manager Candidate regarding the City Manager Candidates James Drumm’s priorities for the City.
- Gilles Blais (710 Magnolia Avenue, Holly Hill, FL 32117) – Addressed the City Commission regarding communications with Tallahassee.

2. James Gleason

City Manager Candidate James Gleason made a presentation to the City Commission regarding his knowledge, skills and abilities for the position of City Manager for the City of Holly Hill.

Mayor Johnson opened public participation. The following individuals came forward to speak the City Manager Candidate:

- Jim Legary (342 Burleigh Avenue, Holly Hill, FL 32117) – Addressed the City Manager Candidate regarding his priorities for the City.
- Don Kane (101 University Blvd., Daytona Beach, FL 32118) – Addressed the City Manager Candidate regarding bringing jobs into the community.

3. James McCroskey

City Manager Candidate James McCroskey made a presentation to the City Commission regarding his knowledge, skills and abilities for the position of City Manager for the City of Holly Hill.

Mayor Johnson opened public participation. The following individuals came forward to speak to the City Manager Candidate:

- Gilles Blais (710 Magnolia Avenue, Holly Hill, FL 32117) – Addressed the City Manager Candidate regarding the rehabilitation of high crime neighborhoods.
- Jim Legary (342 Burleigh Avenue, Holly Hill, FL 32117) – Addressed the City Manager Candidate regarding the Community Redevelopment Area.
- Don Kane (101 University Blvd., Daytona Beach, FL 32118) – Addressed the City Manager Candidate regarding bringing jobs into the community.

B. Public Comments

Mayor Johnson opened public participation. The following individuals came forward to speak:

- Don Kane (101 University Blvd., Daytona Beach, FL 32118) – Addressed the City Commission regarding the selection of the new City Manager.
- Gilles Blais (710 Magnolia Avenue, Holly Hill, FL 32117) – Addressed the City Commission regarding the selection of the new City Manager.

- Fred Ferrell (Daytona Beach Shores) – Addressed the City Commission to support the selection of James McCroskey for City Manager of the City of Holly Hill.

C. Commission Discussion and Nomination of Selected Candidate

*After discussion amongst the Mayor and Commissioners regarding the three (3) City Manager Candidates Commissioner Glass moved to **DIRECT THE INTERIM CITY MANAGER TO EXTEND A PROVISIONAL OFFER OF EMPLOYMENT FOR THE POSITION OF CITY MANAGER TO JAMES A. MCCROSKEY PENDING APPROVAL OF A PROBATIONARY EMPLOYMENT CONTRACT AND ACCEPTANCE OF EMPLOYMENT STIPULATIONS**, seconded by Commissioner Patton.*

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Patton – Yes, Penny – Yes, Moore – Yes, Mayor Johnson – Yes.

*Commissioner Penny then moved **APPROVAL for A \$2500 BONUS TO BE EXTENDED TO INTERIM CITY MANAGER MARK D. BARKER FOR HIS SERVICE AS INTERIM CITY MANAGER**, seconded by Commissioner Glass.*

The motion **CARRIED** 5-0 unanimously: Penny – Yes, Glass – Yes, Moore – Yes, Patton – Yes, Mayor Johnson – Yes.

4. **PUBLIC PARTICIPATION**

A. Regarding items not on the agenda.

Mayor Johnson opened public participation for items not on the agenda. The following individuals came forward to speak to the City Commission:

- Rose Schumacher (Holly Hill Chamber of Commerce) – Mayor Roy Johnson presented Rose Schumacher with a Birthday Card from the Mayor and Commissioners celebrating her 65th Birthday.

5. **CONSENT AGENDA**

- A. RESOLUTION 2011-R-16, A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE DOC CONTRACT NUMBER WS661 ALLOWING FLORIDA DEPARTMENT OF CORRECTIONS TO PROVIDE AN INMATE LABOR WORK SQUAD(S) FOR THE ONE YEAR CONTRACT PERIOD; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Patton moved **APPROVAL for the CONSENT AGENDA**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation. No one spoke.

Mayor Johnson closed Public Participation.

The motion **CARRIED** 5-0 unanimously: Patton– Yes, Moore – Yes, Penny – Yes, Glass – Yes, Mayor Johnson – Yes.

6. BUSINESS AGENDA

A. SECOND READING OF ORDINANCE NO. 2892

City Attorney Scott Simpson read by short title:

ORDINANCE NO. 2892, AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING CHAPTER 42 (PENSION AND RETIREMENT) ARTICLE II - POLICE OFFICERS, OF THE CODE OF ORDINANCES OF THE CITY OF HOLLY HILL, FLORIDA, PROVIDING FOR COMPLIANCE WITH THE INTERNAL REVENUE CODE; PROVIDING FOR A REPEALER, PROVIDING FOR A SAVINGS CLAUSE, PROVIDING FOR CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Moore moved APPROVAL for ORDINANCE NO. 2892, seconded by Commissioner Glass.

Mayor Johnson opened public participation. No one spoke.

Mayor Johnson closed Public Participation.

The motion **CARRIED** 5-0 unanimously: Moore – Yes, Glass – Yes, Penny – Yes, Patton – Yes, Mayor Johnson – Yes.

B. SECOND READING OF ORDINANCE NO. 2893

City Attorney Scott Simpson read by short title:

ORDINANCE NO. 2893, AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING CHAPTER 42 (PENSION AND RETIREMENT) ARTICLE II - POLICE OFFICERS, OF THE CODE OF ORDINANCES OF THE CITY OF HOLLY HILL, FLORIDA, PROVIDING FOR COMPLIANCE WITH THE RECENT FLORIDA STATE LEGISLATIVE REVISIONS TO CHAPTER 185, FLORIDA STATUTES; PROVIDING FOR BENEFITS PAYABLE TO A BENEFICIARY OF MEMBER WHO DIES WHILE PERFORMING USERRA QUALIFIED MILITARY SERVICE; PROVIDING FOR COMPLIANCE WITH THE RECENT COLLECTIVE BARGAINING AGREEMENT TO

CHANGE COMMENCEMENT OF THE COST OF LIVING ADJUSTMENT FROM ONE YEAR TO FIVE YEARS FOR EMPLOYEES RETIRING OR ENTERING THE DEFERRED RETIREMENT OPTION PROGRAM ON OR AFTER OCTOBER 6, 2009; PROVIDING FOR A REPEALER, PROVIDING FOR A SAVINGS CLAUSE, PROVIDING FOR CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Glass moved APPROVAL for ORDINANCE NO. 2893, seconded by Commissioner Moore.

Mayor Johnson opened public participation. No one spoke.

Mayor Johnson closed Public Participation.

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Moore– Yes, Penny – Yes, Patton – Yes, Mayor Johnson – Yes.

C. FIRST READING OF ORDINANCE NO. 2894

City Attorney Scott Simpson read by short title:

READING OF ORDINANCE NO. 2894, AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA FOR THE FIFTH AMENDMENT TO ORDINANCE 2714, THE MARINA GRANDE RESIDENTIAL BASED MPUD (MIXED USE PLANNED UNIT DEVELOPMENT) DEVELOPMENT AGREEMENT, AS PREVIOUSLY AMENDED, TO REVISE THE PHASING SCHEDULE AND INCORPORATING IT INTO THIS ORDINANCE FOR THE PURPOSE OF REGULATING THE USE AND DEVELOPMENT OF THE PROPERTY; PROVIDING FOR SEVERABILITY; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HERewith; AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

Commissioner Glass moved APPROVAL for ORDINANCE NO. 2894, seconded by Commissioner Moore.

Mayor Johnson opened public participation. No one spoke.

Mayor Johnson closed Public Participation.

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Moore– Yes, Penny – Yes, Patton – Yes, Mayor Johnson – Yes.

D. RESOLUTION NO. 2011-R-12

City Attorney Scott Simpson read by short title:

RESOLUTION NO. 2011-R-12, A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE VACATION OF PORTIONS OF A DRAINAGE EASEMENT LOCATED AT THE TREEVIEW VILLAS RESIDENTIAL PROJECT AT 819 – 953 CATHERINE AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Glass moved APPROVAL for RESOLUTION NO. 2011-R-12, seconded by Commissioner Moore.

Mayor Johnson opened public participation. No one spoke.

Mayor Johnson closed Public Participation.

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Moore– Yes, Penny – Yes, Patton – Yes, Mayor Johnson – Yes.

E. RESOLUTION NO. 2011-R-13

City Attorney Scott Simpson read by short title:

RESOLUTION NO. 2011-R-13, A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING THE SUBMITTAL OF AN APPLICATION TO THE VOLUSIA TRANSPORTATION PLANNING ORGANIZATION FOR XU BICYCLE/PEDESTRIAN FUNDING FOR THE CALLE GRANDE SIDEWALK PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Moore moved APPROVAL for RESOLUTION NO. 2011-R-13, seconded by Commissioner Glass.

Mayor Johnson opened public participation. The following individuals came forward to speak to the City Commission:

- Gilles Blais (710 Magnolia Avenue, Holly Hill, FL 32117)

Mayor Johnson closed Public Participation.

The motion **CARRIED** 5-0 unanimously: Moore – Yes, Glass – Yes, Penny – Yes, Patton – Yes, Mayor Johnson – Yes.

F. RESOLUTION NO. 2011-R-14

City Attorney Scott Simpson read by short title:

RESOLUTION NO. 2011-R-14, A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, RATIFYING AN AMENDMENT TO THE THREE-YEAR CONTRACT WITH THE IAFF, INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 3470, OCTOBER 1, 2009 TO SEPTEMBER 30, 2012; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Moore moved APPROVAL for RESOLUTION NO. 2011-R-14, seconded by Commissioner Patton.

Mayor Johnson opened public participation. No one spoke.

Mayor Johnson closed Public Participation.

The motion **CARRIED** 5-0 unanimously: Moore – Yes, Patton – Yes, Penny – Yes, Glass – Yes, Mayor Johnson – Yes.

G. RESOLUTION NO. 2011-R-15

City Attorney Scott Simpson read by short title:

RESOLUTION 2011-R-15, A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, DESIGNATING THE BUILDING LOCATED AT 101 2ND STREET, HOLLY HILL, FLORIDA AS A HISTORIC BUILDING; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Glass moved APPROVAL for RESOLUTION NO. 2011-R-15, seconded by Commissioner Moore.

Mayor Johnson opened public participation. No one spoke.

Mayor Johnson closed Public Participation.

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Moore – Yes, Penny – Yes, Patton – Yes, Mayor Johnson – Yes.

6. COMMUNICATIONS

A. City Manager

Interim City Manager Mark Barker thanked the members of the City Commission for their hard work during the City Manager recruitment and selection process. He also thanked the Departments Heads for their support and service during his tenure as Interim City Manager.

B. City Attorney

City Attorney Scott Simpson informed the members of the City Commission that he will be absent from the City Commission meeting of March 22, 2011. He also asked City Clerk Joshua Fruecht to forward the email from the Halifax By-way to the Mayor and Commissioners.

C. City Clerk

City Clerk Joshua Fruecht had no comments.

D. Commissioners

Commissioner Penny

Commissioner John Penny had no comments.

Commissioner Glass

Commissioner Rick Glass thanked Interim City Manager Mark Barker for everything he has done in the past few months. Mr. Glass also thanked City Clerk Joshua Fruecht and the City staff for all of their hard work.

Commissioner Towsley-Patton

Commissioner Liz Towsley-Patton informed the Mayor and Commissioners that she was pleased to see that they were able to perform the selection process in-house, and praised the work of everyone involved. Mrs. Patton also thanked City Clerk Joshua Fruecht and City staff for all of their hard work.

Commissioner Moore

Commissioner Donnie Moore thanked Acting Police Chief Steve Aldrich and City staff for all of their hard work regardless of whether or not they live in the City.

E. Mayor

Mayor Roy Johnson read into the record an Official Commendation issued by Interim City Manager Mark Barker commending the dedication and excellent work of Kristine

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Leston, Caitlin Hilliard, Petra Silcox, Barbara Abbate, Okalea Circelli, Catherine Cowell, Joshua Fruecht and Kurt Swartzlander on the recent Utility Billing Project.

7. ADJOURNMENT

Mayor Johnson officially adjourned the meeting at approximately 10:00pm.

Attest:

City of Holly Hill, Florida

Joshua Fruecht
City Clerk

Roy Johnson
Mayor

Florida Statutes 286.011 and Government-In-The-Sunshine Manual

“The minutes of Sunshine Law meetings need not be verbatim transcripts of the meetings; rather the use of the term “minutes” as stated in F.S. 286.011, contemplates a brief summary or series of brief notes or memoranda reflecting the events of the meeting.”

*An audio recording of Sunshine Law meetings (e.g. City Commission meetings/workshops and CRA meetings) are available upon request from the Office of the City Clerk during regular business hours, Monday through Friday,
8:00 a.m. to 5:00 p.m.*