M I N U T E S
SPECIAL COUNCIL MEETING
CITY OF HOLLY HILL, FLORIDA
APRIL 20, 1993

1. CALL TO ORDER

Mayor Thomas C. Ryan called the meeting to order.

Answering roll call were Mayor Ryan, Councilman Arthur Byrnes, Councilman J. D. Mellette, Councilman Robert Chesnowitz and Councilman Jim Gaither.

Also attending were City Manager Ralph Hester, City Attorney Edward Simpson, Chief Building Official Tim Harbuck, City Planner Bob Keeth, Roy Schleicher, Board of Planning and Appeals Chairman Alan Emerson, Virginia Wine, Shirley Hayman, Mrs. Cornelius, and Recording Secretary, Connie Wines.

1. ANNUAL EVALUATION OF CITY MANAGER

Councilman Byrnes moved to grant Mr. Hester a five thousand ($5,000) dollar lump sum merit bonus being seconded by Councilman Gaither.

Councilman Chesnowitz stated he hoped the City Manager would withdraw his request for the three thousand ($3,000) dollar merit bonus he originally was asking for based on the City's taxes and assessments. He stated he felt the City Manager was doing a fine job but he was out pricing himself for a City the size of Holly Hill.

Councilman Byrnes said he felt looking over the City Manager's accomplishments he has done everything the Council has asked him to do or at least he has tried. He stated he would still be making the same base salary. He maintained with the lump sum Mr. Hester, was not pricing himself out of the City of Holly Hill's price range.

Councilman Chesnowitz said in looking over the accomplishments he had a problem with the word "Major Accomplishments." He felt the staff and the City Attorney did most of the things Mr. Hester had listed as his "major accomplishments".

Councilman Byrnes said since Mr. Hester has been with the City he has had more annexations than the City has had in the last ten (10) years. He also noted for as long as he could remember the City has been trying to annex the Riviera Country Club to no avail and Mr. Hester seems to have accomplished that. He stated Mr. Hester knows how to deal with people and the annexations are increasing the City's tax base and worth.

Councilman Chesnowitz stated he went after the Riviera Country Club over five (5) years ago and received a letter from them but the previous City Manager caused the deal to fall through.

Councilman Mellette stated Mr. Hester is the man who put the annexation of the Country Club together.

Councilman Gaither said Mr. Hester did what the other City Managers could not do. He stated the City has a bad reputation concerning City Managers and this is the first time in many years the Council has a City Manager who has done exactly what the Council has asked of him. He said he did not feel five thousand ($5,000) dollars was to great of a sum to pay for "perfection".

Councilman Mellette stated he felt Mr. Hester has accomplished very much but he did not agree on the amount of money. He felt the three thousand ($3,000) dollars Mr. Hester was asking for was fair.

Mayor Ryan added briefly he would like to echo Councilman Byrnes, Councilman Gaither, and Councilman Mellette's feelings. Mr. Hester has been a great asset to the City. He stated Mr. Hester has been a diplomat which is one of his most strong points along with the fact he is a great felicitator. Mayor Ryan said he had no problem with the amount of five thousand ($5,000) dollars for a lump sum merit bonus and the Council will continue to revue his accomplishments on a year to year basis.

Councilman Chesnowitz stated he was not putting Mr. Hester down, he was only questioning how much the City could afford. He said as long as he was on the Council he would never again vote for a tax increase.

Mrs. Shirley Heyman, 1000 Walker Street, quoted figures about other City's City Manager's salaries and population. She also gave per capita figures based on the salaries. She stated last year taxes were raised because Council said the City needed it.

Mrs. Virginia Wine, 222 11th Street, asked how much money Mr. Hester requested and was answered three thousand ($3,000) dollars. She said she felt the three thousand (3,000) dollars he requested was adequate. She stated in the past the City Managers increase was based on the same increase the employees received. She said she felt the other City Manager's were not at fault for not getting annexation because there were circumstances which hindered them. She stated again she felt Mr. Hester's original request was fair.

Mayor Ryan stated although in the past the City Manager's increase has been linked to the employees, this is the first City Manager with a contract.

The motion CARRIED 3-2 on roll call. Councilman Chesnowitz and Councilman Mellette voted No.

At this time Mayor Ryan asked if the Sign Ordinance could be moved ahead of item three (3). The Council agreed and the item was moved.

4. SIGN ORDINANCE AMENDMENT

Amy Band spoke on behalf of Destination Daytona. She asked for a variance for a sign eighteen by twenty four inches which has a logo representing Superior Small Lodging. Ms. Band gave some background on Destination Daytona and stated signage is very important for the program to reach it's full potential.She stated the program is important to promote quality small hotels.

Council expressed some concern as to where and how to hang the sign.

Ms. Band stated most people hang the sign under their existing sign.

Councilman Byrnes asked Mr. Keeth, City Planner, if he believed the new proposed regulations would allow for this sign.

Mr. Keeth answered not as the Regulations are now presented. He then refered Council to a memorandum outlining specific language for both the current and proposed regulations.

Councilman Gaither moved to amend the Sign Ordinance.

There was some discussion on whether to amend the existing ordinance or wait to amend the proposed ordinance.

Mayor Ryan raised concern as to who could use this type of sign and to the content.

Mr. Keeth stated he was not sure if Council had the authority to regulate speech even if they did not like the content of what was on the sign.

Mr. Simpson, City Attorney, said Council could not allow only one kind of business to use the sign of that size. He also said you can not restrict the content of the sign. He stated you must address how it is going to be mounted, how it is going to be used, and who

is going to use it. Mr. Simpson briefly discussed the present Sign Ordinance.

Councilman Byrnes said he felt it was a good program and it might help get rid of some of the more undesirable motels.

With no second on the previous motion Mayor Ryan, asked Councilman Gaither to restate his motion.

Councilman Gaither moved to amend the existing Sign Ordinance being seconded by Councilman Chesnowitz.

The motion CARRIED 5-0 on roll call.

Mr. Keeth asked if the Council could also amend the Proposed Sign Ordinance.

Mayor Ryan asked Mr. Simpson if that was possible.

Mr. Simpson stated if it was going to take a while to adopt the new Land Use and Development Regulations then the City should go ahead and amend the existing Sign Ordinance.

3. PROPOSED LAND DEVELOPMENT REGULATIONS

Mayor Ryan asked Mr. Keeth to give a brief explanation as to where we are with the new Regulations.

Mr. Keeth gave some background on the Regulations. He stated we are on draft seven (7) an it has been reviewed by Randy Hayes, Marc Chattin, Tim Harbuck, and the Board of Planning and Appeals.
He said he felt it is a good ordinance for adoption and the new Regulations do incorporate the existing land regulations which includes a new very important element, Consistency and Concurrency, directly linked to a State Statue.

The Council went through the Land Use and Development Regulations article by article and highlighted what they thought were problems and what they felt might cause a future problem.

The Mayor said he felt The Board of Planning and Appeals gave the Council an excellent document to work from.

Councilman Gaither moved to bring back the Land Use and Development Regulations with corrections for first reading in thirty days being seconded by Councilman Chesnowitz.

The motion CARRIED 5-0 on roll call.

5. ADJOURNMENT

There was no further business to come before the Council so the meeting was adjourned at 10:55 p.m.

_____
Mayor

ATTEST:

_____
City Clerk/Manager