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

April 9, 2013

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, Penny Currie, Donnie Moore and Elizabeth Albert.

Also attending were the following staff members: City Manager James McCroskey, City Attorney Scott Simpson, Finance Director Kurt Swartzlander, Assistant Finance Director Catherine Colwell, Police Chief Mark Barker, Fire Chief Ron Spencer, Fire Chief Jim Bland, City Planner Tom Harowski, Community Services Director Jacki Maswary, Economic Development Director Lynn Dehlinger, Human Resources Manager Sandy Fenwick 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. MINUTES

Minutes from the Regular City Commission meeting – March 26, 2013 *(City Clerk)*

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

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

3. PRESENTATIONS

A. Police Chief Mark Barker ~ Recognition of 30 years serving the community of Holly Hill *(Mayor Johnson)*

B. Introduction of the new Holly Hill Fire Chief, Jim Bland *(City Manager)*

C. Annual Holly Hill "Clean Up Day" ~ Saturday, April 20th *(Police Chief)*

4. PUBLIC PARTICIPATION

Regarding items not on the agenda

The following individuals came forward to speak:

- Girl Scout Group 502, Holly Hill – Addressed the City Commission by sharing some information about Earth Day and their "Air Pollution Project" they are working on.

Mayor Johnson closed public participation.

5. CONSENT AGENDA

A. 2013 Hogs on The Hill Task Force Summary *(City Manager)*

B. Continuing Services Contract for Architectural Services *(Community Services Director)*

Commissioner Currie asked if *Item "A"* could be pulled for discussion.

*Commissioner Albert moved **APPROVAL** for **Item "B" on the CONSENT AGENDA**, seconded by Commissioner Penny.*

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

Commissioner Currie stated she had requested an after-action report on this event. They did receive the detailed expenditure report but she also spoke with Mr. McCroskey after she received that report to let him know that she would also, in the after-action report, would like to see from the Task Force, information indicating what seemed to work at the event, what didn't work at the event, what recommendations they may have or ideas that they might have, if they recommended that the event go on in the future and if so, what recommendations they may have that they feel might work or what recommendations they may have for the future that things that went on that shouldn't go on again. She wanted a little more detail in there for that report because she felt that might help for future planning. They may not have the same Task Force members and to have some historical data on this event for future Task Force members, future Commission members, whatever it may be, may help for this event if they plan on carrying it on in the future; even if they don't, the next Commission may want to. She felt that data would help for this summary report.

Mr. McCroskey stated when they had the wrap-up meeting with the Advisory Task Force, staff told them that they would be giving the budget summary of which the Task Force voted on and approved. Mr. McCroskey asked them if they could come and make a presentation, if they wanted to make a presentation tonight, but apparently the Task Force didn't want to come to make a presentation. That was the after report that Commissioner Currie asked for and they were told to come but they didn't come.

Commissioner Currie stated but the Commission did receive a report; was it not asked in the meeting that they had?

Mr. McCroskey stated how the event went…good, bad, did they like it, what would they do different, that would have to come from the Board as to how they felt the event went. Mr. McCroskey stated he couldn't give his personal opinion because he wasn't down there very much. He told the Task Force that they could come before the Commission and give a summary and they apparently, opted not to come.

Commissioner Currie stated well next time maybe we can just make the request of them during their last meeting to do that.

Mr. McCroskey stated when they did their wrap-up meeting, staff asked them to come here and make a presentation.

Commissioner Currie stated she just fells it would be helpful for the Commission to have that information for the future. Whether, it's this Commission or another Commission.

Commissioner Penny moved ***APPROVAL*** *for* ***Item "A" on the CONSENT AGENDA****, seconded by Commissioner Moore.*

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

6. BUSINESS AGENDA

A. PUBLIC HEARING – SECOND READING OF ORDINANCE 2933, COMPREHENSIVE PLAN AMENDMENT – 947 CENTER AVENUE – APPLICANT: BILL ROBERTSON *(City Planner)*

Attorney Simpson read both Ordinances together by title only and items will be voted on separately:

ORDINANCE NO. 2933

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS, BY AMENDING THE FUTURE LAND USE MAP TO DESIGNATE THE PARCEL IDENTIFIED AS 5337-38-01-0830 AND AS GENERAL COMMERCIAL; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

ORDINANCE NO. 2934

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS, BY AMENDING THE OFFICIAL ZONING MAP TO REZONE THE PARCEL IDENTIFIED AS 5337-38-01-0830 FROM R-7 MULTIFAMILY RESIDENTIAL AND DESIGNATE THIS PARCEL AS B-3 NEIGHBORHOOD COMMERCIAL; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Penny made a motion for **ARROVAL** for **SECOND READING OF ORDINANCE 2933**, seconded by Commissioner Currie.*

Mayor Johnson opened public participation.

The following individuals came forward to speak:

- Steve Smith, 1410 Riverside Drive, Holly Hill – Addressed the City Commission by sharing his concerns about the request for the comp plan amendment and the rezoning classification similar to his previous concerns at the last meeting; suggested that this parcels be combined and a current survey be done on the property.
- Bill Robertson, owner and applicant of said property, 947 Center Avenue, Holly Hill – Addressed the City Commission by giving them some history of the property; asked that the Mayor and Commissioners consider his request.

Mayor Johnson closed public participation.

The motion **CARRIED** 4-1 by roll call vote: Penny – Yes, Currie – Yes, Moore – No, Albert –Yes, and Mayor – Yes

B. PUBLIC HEARING - SECOND READING OF ORDINANCE 2934, REZONING – 947 CENTER AVENUE – <u>APPLICANT</u>: BILL ROBERTSON *(City Planner)*

*Commissioner Albert made a motion for **ARROVAL** for **SECOND READING OF ORDINANCE 2934**, seconded by Commissioner Currie.*

The following individuals came forward to speak:

- Chuck Heinmiller, Holly Hill – Addressed the City Commission by sharing his concerns about the request for the comp plan amendment and the rezoning; doesn't approve this request and feels that it's being done the wrong way.

- Bill Robertson, owner and applicant of said property, 947 Center Avenue, Holly Hill – Addressed the City Commission by stating that the B-3 is the most restricted zoning district and if they would like, he will pay for a survey to be done on the property.

Mr. Harowski went over the permitted uses for the B-3 zoning district with the Mayor and Commissioners.

Mayor Johnson closed public participation.

The motion **CARRIED** 4-1 by roll call vote: Albert – Yes, Currie – Yes, Penny – Yes, Moore –No, and Mayor – Yes

C. INTERPRETATION OF AUTO REPAIR AS AN ACCESORY USE WITHIN THE REDEVELOPMENT OVERLAY DISTRICT *(City Planner)*

*Commissioner Moore made a motion for **ARROVAL** for **INTERPRETATION OF AUTO REPAIR AS AN ACCESORY USE WITHIN THE REDEVELOPMENT OVERLAY DISTRICT**, seconded by Commissioner Penny.*

Mayor Johnson opened public participation. No one spoke.

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

D. FIRST READING OF ORDINANCE 2935, NON-CONFORMING USES REPEAL OF GRANDFATHER EXCEPTION *(City Planner)*

Attorney Simpson read by title only:

ORDINANCE NO. 2935

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING SECTION 114-34(b) OF THE HOLLY HILL CODE OF ORDINANCES TO DELETE THE PROVISION TO ALLOW AN ABANDONED NON-CONFORMING USE TO BE RE-ESTABLISHED AND PROVIDING CRITERIA FOR DETERMINING ABANDONMENT; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Penny made a motion for **ARROVAL** for **FIRST READING OF ORDINANCE 2935**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation.

- Attorney Horace Smith – Addressed the City Commission by speaking about the request and the grandfather process.
- Matthew Ingram, applicant – Addressed the City Commission by asking how does this apply to him. Mr. McCroskey stated this allows automobile sales, he will have to get a special exception application through Building and Zoning.

Mayor Johnson closed public participation.

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

E. RESOLUTION 2013-R-22, COMMUNITY RESOURCE CENTER REMODEL *(Finance Director)*

Attorney Simpson read by title only:

RESOLUTION 2013-R-22

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO AMEND THE FY 2012/2013 BUDGET APPROPRIATING $25,000 FROM GENERAL FUND, FUND BALANCE FOR REMODELING THE COMMUNITY RESOURCE CENTER, AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Albert made a motion for **ARROVAL** for **RESOLUTION 2013-R-22**, seconded by Commissioner Penny.*

Mr. McCroskey stated they are trying to make a "one-stop shop" for the citizens and the elderly within the community that may have difficulty going up and down the steps; Utility Billing, Building and Zoning, City Planner and Economic Development will be across the street for easier access.

Mayor Johnson opened public participation.

- Jim Legary, 342 Burleigh Avenue, Holly Hill – Addressed the City Commission by asking what are they remodeling?

  Mr. McCroskey stated for Utility Billing, Building and Zoning and the consultants.

Mayor Johnson closed public participation.

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

F. RESOLUTION 2013-R-23, AMENDING THE FACILITY & FIELD FEE SCHEDULE *(Community Resources Director)*

Attorney Simpson read by title only:

RESOLUTION NO. 2013-R-23

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE FACILITY AND FIELD RENTAL RATES; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Penny made a motion for **ARROVAL** for **RESOLUTION 2013-R-23**, seconded by Commissioner Currie.*

Mayor Johnson opened public participation.

- Jim Legary, 342 Burleigh Avenue, Holly Hill – Addressed the City Commission by asking why isn't The Market showing on the list?

  Mr. McCroskey informed Mr. Legary that is a separate document, this is just for the parks and ball fields.

Mayor Johnson closed public participation.

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

G. BUDGET WORKSHOP AND ADOPTION SCHEDULE *(Finance Director)*

The Mayor and Commissioners agreed to the following schedule: June 18th workshop; July 16 workshop; Sept. 9th first reading, Sept. 24th second reading.

Mayor Johnson opened public participation. No one spoke.

*Commissioner Currie made a motion for **ARROVAL** for **BUDGET WORKSHOP AND ADOPTION SCHEDULE**, seconded by Commissioner Moore.*

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

H. FLORIDA POWER & LIGHT UNDERGROUND PROJECT *(City Manager)*

*Commissioner Albert made a motion for **ARROVAL** for **FLORIDA POWER & LIGHT UNDERGROUND PROJECT**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation.

- Jim Legary, 342 Burleigh Avenue, Holly Hill – Addressed the City Commission by asking if this is the first of many projects coming and if more studies will be done?

  Mr. McCroskey stated there will be three phases done; the engineers will need to come and Brighthouse and AT&T are involved in the project as well.

Mayor Johnson closed public participation.

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

I. HOLLY HILL L.I.U.N.A. LOCAL #678, CONTRACT *(Human Resources Manager)*

*Commissioner Moore made a motion for **ARROVAL** for **HOLLY HILL L.I.U.N.A. LOCAL #678, CONTRACT,** seconded by Commissioner Albert.*

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

J. MID-TERM REVIEW OF SIX MONTH GOALS *(City Manager)*

Mr. McCroskey stated this is a mid-term review of the six month goals that staff has put together. The current statuses are in red; staff has done a good job, they are mid-way through accomplishing the goals.

Commissioner Penny thanked staff for what they have accomplished so far; spoke briefly about the upcoming budget and recreation goal that the Commission discussed a few meetings back. Would like to entertain options before the budget is finalized this year; school will be getting out shortly.

*Commissioner Penny made a motion for **ARROVAL** for **TO FURTHER DISCUSS THE RECREATION GOAL AT END OF MEETING,** seconded by Commissioner Albert.*

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

Commissioner Penny made a motion to ***DIRECT STAFF TO BRING THE CITY MANAGER'S PERFORMANCE EVALUATION TO THE APRIL 23, 2013 CITY COMMISSION MEETING***, seconded by Commissioner Moore.

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

K. RESOLUTION 2013-R-24, OEL WINGO SETTLEMENT *(Finance Director)*

Attorney Simpson read by title only:

RESOLUTION 2013-R-24

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A SETTLEMENT AGREEMENT WITH OEL WINGO, AUTHORIZING THE CITY MANAGER TO AMEND THE FY 2012/2013 BUDGET APPROPRIATING $100,000 PLUS APPLICABLE TAXES FROM GENERAL FUND, FUND BALANCE FOR THE OEL WINGO SETTLEMENT, AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Moore made a motion for **ARROVAL** for **RESOLUTION 2013-R-24,** seconded by Commissioner Penny.*

Mayor Johnson opened public participation.

- Jim Legary, 342 Burleigh Avenue, Holly Hill – Addressed the City Commission by stating if there was no fault on part of the City, what is it that she's getting paid?

  Mr. McCroskey stated for her contract, six months of severance pay. Attorney Simpson stated she is entitled to her severance pay.

Mayor Johnson closed public participation.

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

RECREATION GOAL discussion:

Commissioner Penny informed the Mayor and Commissioners that he attended a lunch meeting with the City Manager and a group of individuals who are interested in starting up a recreation program for the kids of the community, and would like to start before the kids get out of school for the summer. It would cost the City approximately $7500 to do it; the individuals are interested in presenting a proposal to the Mayor and Commissioners for consideration. They would like to try it for the summer and if it goes well, they would like to do it all year at a cost of $30,000. They would like to use the old middle school property.

There was some discussion amongst the Mayor and Commissioners and they all agree that they would like to begin the process for recreation before the budget is finalized this year. Commissioner Moore supports that and considers recreation at the top of the list when it comes to the goals. Some ideas for recreation discussed were soccer, kickball, basketball, volleyball, flag football. Staff will meet with the individuals and see if they would like to bring a proposal before the Mayor and Commissioners for consideration.

7. COMMUNICATIONS

a. City Manager

Mr. McCroskey congratulated newly hired Fire Chief Jim Bland who will be taking over when Fire Chief Spencer retires at the end of the month; thanked Chief Barker for his many years of service to the City of Holly Hill. Mr. McCroskey stated he would like to get a vote to set two years as the survey that's required on all rezoning applications and comp plan amendments.

*Commissioner Albert made a motion to **APPROVE**, seconded by Commissioner Moore.*

Attorney Simpson staff will come forward with a recommendation and he will put together an Ordinance. If it's a Land Development regulation it has to go before the Planning and Appeals board first.

Mr. McCroskey stated if the Commission wants him to bring it before the Planning Board, he needs to know.

There was ***consensus*** from the Commission to move forward.

Mr. McCroskey reminded everyone that the Real McCoy Rum Festival is Thursday, April 11 at 4:00 PM at The Market.

b. City Attorney

None.

c. City Clerk

None.

d. Mayor & Commissioners

Commissioner Albert shared her concerns about smoking in the parks and large groups meeting at the park with no permit; asked about the bike racks at City Hall – Mr. McCroskey stated they are on the way; thanked those who watch the City Commission meetings online in the comfort of their homes.

Commissioner Penny thanked Barbara at the Resource Center and the way that renting the parks is now being handled.

Commissioner Currie congratulated Chief Barker and welcomed Fire Chief Bland; April 27th at the YMCA from noon to 2:00 PM there is an activity taking place for everyone; April 20th a fundraiser for the Cub Scouts is taking place at B.F.F.A.R at 4:00 PM; would like to see Public Participation looked at again so they can interact with the speakers; suggested earlier for a goal setting workshop since there are a couple of new Commissioners on board and it would have been good to set some goals for the next 20 months that they have left to serve.

Commissioner Moore shared his concerns pertaining to the library services and the fee of $271,000 that the County is charging the City for a library that is no longer; encouraged everyone to contact their county officials and share their concerns; welcomed Fire Chief Bland and congratulated Chief Barker.

Mayor Johnson stated he will do all he can to help with the library issue; thinks that moving Utility Billing and the Building and Zoning across the street is a good idea for everyone and the citizens that may have trouble going up and down the stairs out front; suggested that something be done about smoking at The Market.

Fire Chief Spencer spoke briefly about the Attack 96 which some people are thinking it's called a "brush truck"; Chief Spencer gave the difference between the two.

8. ADJOURNMENT

Mayor Johnson officially adjourned the meeting at approximately 9:20 pm.

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Valerie Manning
City Clerk