

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

MAY 11, 2010

1. CALL TO ORDER

A. Roll Call

Mayor Via called the meeting to order in the Commission Chambers at City Hall, 1065 Ridgewood Avenue at approximately 7:00 p.m. Attending with Mayor Via were Commissioners John Penny, Rick Glass, Mark Reed and Liz Towsley.

Also attending were the following staff members: City Manager Oel Wingo, Ph.D., Assistant City Attorney Scott Simpson, and City Clerk Joshua Fruecht.

B. Invocation

Mayor Via delivered the invocation.

C. Pledge of Allegiance to the Flag

2. PROCLAMATIONS

A. VOLUNTEER APPRECIATION – APRIL COMMUNITY PRIDE INITIATIVE

Mayor Via read into the record a proclamation for the Volunteers of the April Community Pride Initiative.

B. 2010 ELECTION

City Clerk Joshua Fruecht read into the record a proclamation for the 2010 Election(s).

3. MINUTES

✓ Minutes from the Regular City Commission meeting – April 27, 2010

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

The motion **CARRIED** 5-0 unanimously: Reed – Yes, Glass – Yes, Penny – Yes, Towsley – Yes, Mayor Via – Yes

4. PUBLIC PARTICIPATION FOR ITEMS NOT ON THE AGENDA

The following individuals came forward to speak to the Mayor and City Commission:

- Richard Murdock (520 Peacock Road, Holy Hill, FL 32117) – Regarding sewer drain dumping.
- Maureen Monahan (215 5th Street, Holy Hill, FL 32117) – Regarding the Volunteer that the City has provided to take minutes for the Heritage Halifax By-Way Project Meeting on June 1, 2010, Liquor Licenses, Email Addresses for City Staff on City website, City Commission Meeting Minutes, City Clerk's Salary.

As serving a public purpose the City Commission reached a majority consensus to provide a City staff member to take the minutes for the "Heritage Halifax By-Way Project" meeting scheduled on Tuesday June 1, 2010 from 2:00 pm to 4:00 pm.

- Robert Taylor (Riverside Drive, Holy Hill, FL 32117) – Regarding bicycle path planned for riverside drive and the impact it may have on trees.
- Jim Legary (342 Burley, Holly Hill, FL 32117) – Regarding the availability of the City Commission Agenda.
- Renee Rocky Rivera (1614 Birmingham, Holly Hill, FL 32117) – Regarding City Water and Wastewater System.
- Robin Hanger (950 Ridgewood Avenue, Holly Hill, FL 32117) – Regarding what the City Commission and City Manager Oel Wingo, have been doing to help improve the City of Holly Hill.
- Natalie Hicks Williamson (1400 Moravia Avenue, Holly Hill, FL 32117) – Regarding the implementation of a Citywide Recycling Program, Height Limits for buildings on beachside, and a Spay and Neuter Program for Feral Cats.
- George Fries (1000 Riverside Drive, Holly Hill, FL 32117) – Regarding bicycle path planned for riverside drive and the impact it may have on trees.
- Steve Smith (1410 Riverside Drive, Holly Hill, FL 32117) – Regarding the lump sum of money received by Commissioners who opt-out the City Health Insurance Plan, and need for Pedestrian Signs on Riverside Drive.
- Shelia Hancock (138th Street, Holly Hill, FL 32117) – Regarding Section 3.3 of the State of Florida Code of Ethics in terms of City Commissioners applying unallocated/unused funds to pay for political dinners.

5. PRESENTATIONS & DISCUSSIONS

A. GOOGLE APPS

Scott Gutauckis presented a PowerPoint on Google Solutions and explained how the City of Holly Hill would be transitioning from Microsoft Exchange (MX) 2003 to Google Apps. This transition will save \$148.46 per employee per year. Our current mailbox user count is 102 employees netting a yearly savings of \$60,572.00 over a three year period.

The transition will not cause any additional capital outlay. The City budgeted for software and hardware upgrades related to migrating to Microsoft Exchange 2007 in the amount of \$17,000 thus the initial first year cost of \$9300.00 is available.

The return on investment is 184% over three years.

B. EMERGENCY MEDICAL DISPATCH (EMD)

Fire Chief Ron Spencer presented a PowerPoint on Emergency Medical Dispatch (EMD). and explained that on September 17, 2009 the Volusia County Council adopted the annual FY2009-10 Agreement for the Provision of Police and Fire Dispatch Services between the Volusia County Sheriff's Office and the City of Holly Hill. Per this agreement the County is responsible for management and operation of police emergency, non-emergency and fire emergency radio and computer assisted dispatch (CAD). The County provides these services consistent with dispatch policies and procedures which are mutually agreed upon by the parties.

Over the past year, Peter Springer, the Volusia County EMS Medical Director, the communications centers and the fire chiefs have been working on recommendations for response configurations to non-emergency medical responses as outlined in the attached letter from Mr. Springer.

Specifically, the Fire Department will no longer be dispatched to calls classified by the dispatch center as Non-Emergency Abdominal Pain, Falls, or General Medical. Fire will continue to be dispatched to those calls categorized as Non-Emergency Assault or Motor Vehicle Accident. When there is any question as to whether a call is emergency or non emergency both fire and ambulance will be dispatched.

In FY 2009, the Holly Hill Fire Department responded to 955 Medical (EMS) calls. Of those 955 calls 536 were emergency and 419 non emergencies. Of these approximately 250 calls, fall into the categories recommended for 'ambulance only' response, with an approximate savings of \$62,500. Calculation of this savings is based upon the Adopted FEMA per call rate for automatic aide. These numbers do not include Automatic Aid from Station 11 into the City.

C. ELECTIONS & TERM LIMITS

City Manager Oel Wingo opened the discussion of Elections and Term Limits in an effort to get a consensus on how the City Commission would like to move forward.

Mayor Via opened public participation. The following individuals came forward to speak to the Mayor and City Commission: Dave Rowe, Doyle "Snake" Andress, Gil ~~ulies~~ Blaius, Jim Legary, George Fries, Steve Smith, Maureen Monahan, Ed Johnston, and Natalie Hicks Williamson.

The City Commission reached a majority consensus to move forward with a referendum that would allow citizens to vote as to whether or not to amend the City Charter [Part 1, Subpart A, Section 9] — Changing current term limits from four year staggered terms to two year unstaggered terms, eliminating terms limits for the Mayor, and provide a transition schedule.

*Commissioner Reed moved **APPROVAL** for **REFERENDUM**, seconded by Commissioner Glass.*

The motion **CARRIED** 3-2: Reed – Yes, Glass – Yes, Penny – No, Towsley – Yes, Mayor Via – No

6. PUBLIC HEARING

A. NONE

7. BUSINESS AGENDA

A. RESOLUTION 2010-R-41

Attorney Simpson read by short title: **RESOLUTION 2010-R-41**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CONDITIONAL RELEASE AND ABATEMENT OF ALL LIENS, FINES, AND JUDGMENTS LEVIED BY THE CITY OF HOLLY HILL SPECIAL MASTER PURSUANT TO AN ORDER OF NON-COMPLIANCE ISSUED JULY 15, 2009, EXCLUDING A \$250.00 ADMINISTRATIVE FINE, FOR THE PROPERTIES AT 565 AND 567 THIRD STREET, TO FACILITATE THE SALE OF THE PROPERTIES BY PETITIONER MELISSA TORRES, AS SELLER, AND ANTHONY FORRESTER AND YANIRA DUPREY, AS PURCHASERS; AND SPECIFYING CONDITIONS THAT SHOULD THE PENDING SALE OF THE PROPERTY NOT PROCEED BY AND BETWEEN THESE PARTIES, THAT ALL LIENS, FINES, AND JUDGMENTS CURRENTLY ACCRUING AGAINST THE PROPERTY PURSUANT TO THE SPECIAL MASTER'S ORDER REMAIN IN EFFECT AND FULLY ENFORCEABLE FROM JULY 15, 2009. AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Via opened public participation. The following individuals came forward to speak to the Mayor and City Commission: Kevin Moore, George Fries, and Gillies Blais~~Gilias-Blais~~.

*Commissioner Penny moved **APPROVAL** for **RESOLUTION 2010-R-41** provided names of buyer and seller are removed from said resolution, seconded by Commissioner Glass.*

The motion **CARRIED** 5-0 unanimously: Penny – Yes, Glass – Yes, Reed – Yes, Towsley – Yes, Mayor Via – Yes

B. RESOLUTION 2010-R-42

Attorney Simpson read by short title: **RESOLUTION 2010-R-42**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO SUBMIT THE 2010-2011 COMMUNITY DEVELOPMENT BLOCK GRANT ANNUAL PLAN PROPOSAL; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Via opened public participation. None.

*Commissioner Glass moved **APPROVAL** for **RESOLUTION 2010-R-42**, seconded by Commissioner Towsley.*

The motion **CARRIED** 5-0 unanimously: Glass – Yes, Towsley – Yes, Penny – Yes, Reed – Yes, Mayor Via – Yes

8. CONSENT AGENDA

A. NONE

9. COMMUNICATIONS

A. City Manager

City Manager Oel Wingo stated that there would be a Workshop on Code Enforcement at the Tuesday May 25, 2010 Commission Meeting at 6:00pm. She then went on to give a brief update on the following items: Riverside Sidewalks; Marine Grande Follow-Up; Status of Backflows; Annual Water Disinfection Process from May 17, 2010 to June 14, 2010; Relocation of Old Bus Shelters; Emergency Management Training; Annual Shadow Day. She also stated that she would be out of town from Wednesday May 12, 2010 to Friday May 14, 2010 for the 2010 Florida City and County Management Association (FCCMA) Annual Conference.

B. City Attorney

Assistant City Attorney Scott Simpson had no comments.

C. Mayor & Commissioners

Commissioner Liz Towsley stated that she would not be able to attend the MPO Workshop in Tampa due to work related training.

Commissioner Reed stated that he received a call from Roger Healy stating that he would not be able to attend the Oversight Committee Meeting. He also stated that he is appreciative of the work being done by Assistant City Attorney Scott Simpson and City Manager Oel Wingo on the Marina Grande issue.

Commissioner Glass asked as-to-for the status of the City Gateways. City Manager Oel Wingo stated that we have finished the corrected design and are going out to bid.

MINUTES

Commissioner Penny stated that overall it was a good meeting, however, procedurally when it comes to public participation, he would like to see more listening and less debating in an effort to be more efficient of the time spent on such matters.

Mayor Via stated that he has heard great feedback regarding the Music Down by the Riverside. He also stated that the Volusia League of Cities would be having their Annual Distinguished Service Awards Banquets on Thursday May 27, 2010. He then briefly gave a recap of the meeting that the City had with Congressman Mika. Lastly, he stated that he we would be running for Mayor in the 2010 General Election on August 24, 2010.

10. ADJOURNMENT

The meeting officially adjourned at approximately 10:17 p.m.

Attest:

City of Holly Hill, Florida

Joshua Fruecht
City Clerk

Roland D. Via
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.

Website Address – www.hollyhillfl.org (City Clerk)

NOTICE – If any person decides to appeal any decision of the City Commission at this meeting, he/she will need a record of the proceedings and, for that purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The City does not prepare or provide such a record.

In accordance with the Americans with Disabilities Act (ADA), persons needing a special accommodation to participate in the Commission proceedings should contact the City Clerk’s Office, (386) 248-9441 no later than three (3) days prior to the proceedings.