M I N U T E S
REGULAR COUNCIL MEETING
CITY OF HOLLY HILL, FLORIDA
JUNE 25, 1996

1. CALL TO ORDER

Mayor William D. Arthur called the meeting to order in Council Chambers at City Hall, 1065 Ridgewood Avenue at 7:30 p.m..

Answering roll call were Mayor Arthur, Councilman Arthur Byrnes, Councilman J. D. Mellette, Councilman Shirley Heyman and Councilman Jim Elliott.

Also attending were City Manager Donald Lusk, City Attorney Edward Simpson, Police Chief Pat Finn and Deputy City Clerk Sue W. Blackwell.

2. INVOCATION

The Invocation was given by Councilman J. D. Mellette.

3. PLEDGE OF ALLEGIANCE TO THE FLAG

4. CONSENT AGENDA

A. Approval of Minutes - Regular Meeting - May 14 & June 11, 1996

Councilman Elliott moved to APPROVE the Consent Agenda being seconded by Councilman Mellette. The motion CARRIED 5-0 on roll call.

5. AUDIENCE PARTICIPATION

Mayor Arthur mentioned his casual attire and said he hoped it didn't embarrass anyone. He suggested Council should forego the ties and jackets for the summer. He said he had another reason for dressing this way and would explain it later.

Mr. Clyde Johnston, 1186 15th Street, asked Council why the Council didn't run without zones since they are voted on citywide. He also asked why the Council didn't allow the citizens to vote on whether or not they wanted the Tenth Street Railroad Crossing like they are doing with the school property improvements.

Mr. James Purcell, 508 Dubs Drive, told Council he was opposed to the Tenth Street Crossing because the money could be better spent on drainage improvements. Council told him of the drainage improvements made in the past few months.

Ms. Laura Czarnecki, Laura's Thrifty Boutique, spoke at length regarding the late charges on utility bills and the increase in charges to reconnect services when an account has been cutoff because of nonpayment. Mr. Lusk told her this would help because the City will no longer have to increase rates to cover overtime for turning on these accounts.

Mr. Mark Klayman, Chamber of Commerce President, said he was here representing the Chamber to publicly express their endorsement of the City's redevelopment efforts and to provide continued support for these efforts, the Chamber would like to have the Council serve staggered four year terms. This would provide stability to our government.

Mr. Klayman said the Chamber would like to recommend the Council establish a Charter Review Board. The City Manager agreed this needed to be done and shouldn't be undertaken lightly or be done quickly.

The Chamber's last recommendation was that Council address business concerns through the Chamber.

Mayor Arthur thanked Mr. Klayman for coming and bringing this information to Council.

Mr. Lusk said Council may want to discuss these recommendations later at the Workshop Meeting.

Mayor Arthur said he supported these recommendations and believes in staggered terms but would like to see a limit on the length of time a Mayor can serve. Councilmembers Mellette, Byrnes and Elliott agreed to discuss this at the Workshop.

Councilman Byrnes said he had to comment on the people opposing the railroad crossing tonight. He asked Mr. Simpson how long the lawsuit lasted on this crossing. Mr. Simpson said about two years. Mr. Byrnes said in all that time not one citizen came forward to oppose the crossing. More discussion centered around the crossing and the costs. At one point, Mr. Simpson had to explain how the crossing became a crossing for vehicles instead of a pedestrian crossing.

6. ORDINANCE NO. 2429 - REQUEST BY D & W PAVING TO REZONE PROPERTY FROM CC-1 (COMMERCIAL CORRIDOR DISTRICT) AND R-3 (SINGLE

FAMILY RESIDENTIAL DISTRICT) TO I-2 (HEAVY INDUSTRIAL DISTRICT) (FINAL READING)

City Attorney Simpson read:

ORDINANCE NO. 2429
AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE BY REZONING APPROXIMATELY 0.7 ACRE LOCATED ON THE NORTH SIDE OF 3RD STREET EAST AND WEST OF SUNSET DRIVE, FROM R-3, SINGLE-FAMILY RESIDENTIAL DISTRICT, AND CC-1, COMMERCIAL CORRIDOR DISTRICT, TO I-2 HEAVY INDUSTRIAL DISTRICT; PROVIDING FOR SEVERABILITY; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HEREWITH; AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

Councilman Heyman moved to ADOPT the ordinance on second reading being seconded by Councilman Elliott. The motion CARRIED 5-0 on the following roll call:

Heyman, yes; Elliott, yes; Byrnes, yes; Mellette, yes; Arthur, yes.

7. ORDINANCE NO. 2430 - AMENDS LAND DEVELOPMENT REGULATIONS REGARDING THE DEFINING OF A KENNEL

City Attorney Simpson read:

ORDINANCE NO. 2430
AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING THE CURRENT DEFINITION OF THE TERM "KENNEL" AS DEFINED IN THE CURRENT SECTION 78-14 OF THE CODE OF ORDINANCES; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Councilman Heyman moved to APPROVE the ordinance on first reading being seconded by Councilman Mellette. The motion CARRIED 5-0 on the following roll call:

Heyman, yes; Mellette, yes; Brnes,yes; Elliott, yes; Arthur, yes.

8. ORDINANCE NO. 2431 - MOVING CITY ELECTION DATES TO UNIFORM DATES ESTABLISHED BY LEGISLATURE

City Attorney Simpson read:

ORDINANCE NO. 2431
AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING SECTION 146(4) OF THE CITY CHARTER TO PROVIDE FOR A NEW QUALIFICATION PERIOD FOR CANDIDATES AND AMENDING SECTION 151 OF THE CITY CHARTER TO PROVIDE FOR THE UNIFIED ELECTION DATE AS SET FORTH IN THE UNIFIED ELECTION DATE ACT FOR VOLUSIA COUNTY; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Councilman Mellette moved to APPROVE the ordinance on first reading being seconded by Councilman Heyman. The motion CARRIED 5-0 on the following roll call:

Mellette, yes; Heyman, yes; Elliott, yes; Byrnes, yes; Arthur, yes.

9. RESOLUTION NO. 37 - APPOINTING A MEMBER TO THE BEAUTIFICATION BOARD

City Attorney Simpson read:

RESOLUTION NO. 96-R-37
A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPOINTING A MEMBER TO SERVE ON THE BEAUTIFICATION ADVISORY BOARD FOR THE CITY OF HOLLY HILL, FLORIDA, PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

Mr. Simpson said the name in the resolution is Elizabeth Armao.

Councilman Mellette moved to ADOPT the resolution being seconded by Councilman Elliott. The motion CARRIED 5-0 on the following roll call:

Mellette, yes; Elliott, yes; Byrnes, yes; Heyman, yes; Arthur, yes.

10. COMMUNICATIONS FROM CITY MANAGER

Mr. Lusk reported that Alan Emerson has submitted his resignation from the Board of Planning and Appeals. Council discussed the resignation and then *Councilman Byrnes moved to ACCEPT*

the resignation with regrets being seconded by Councilman Mellette. The motion CARRIED 4-1 with Councilman Elliott voting no.

The City Manager told Council a man is going to give his property to the City. The Code Enforcement Officer has notified the owner of violations and that the home must be brought up to meet the codes or it must be demolished.

Mr. Lusk said he and Mr. Harbuck have tried to talk to the man and explain he could demolish the house and sell the property but that he (owner) insists on donating the home and property to the City. The City Manager asked for permission to advertise and sell the property and that the minimum bid will be $12,000.

Councilman Heyman moved to APPROVE the request to advertise and sell the property being seconded by Councilman Elliott. The motion CARRIED 5-0 on roll call.

The City Manager said he is making an effort to locate all property owned by the City. He wants to sell it and get it on the tax rolls. With that in mind, Mr Lusk said he would like to advertisen and sell the lots in the 500 block of 15th Street (the former fire station site). He said the City will never build a fire station at that location since they built a new station on Tenth Street. He told Council he would like to advertise and sell the property with the minimum bid being $30,000 which is what the City paid for the property.

Councilman Byrnes moved to APPROVE the request being seconded by Councilman Heyman. The motion CARRIED 5-0 on roll call.

Mr. Byrnes asked Mr. Elliott why he voted no on accepting the resignation. Mr. Elliott responded he had not had a chance to talk to Mr. Emerson and would not vote in favor of something until he understood the reasons for it. Mr. Byrnes thanked him for his answer.

.

11. COMMUNICATIONS FROM CITY ATTORNEY

None.

12. COMMUNICATIONS FROM MAYOR AND CITY COUNCIL

Mayor Arthur wished Lamar "Hutch" Hutchinson well since he had been admitted to ICU at the hospital this morning. Councilman Byrnes agreed.

Mayor Arthur pointed to a metal on his shirt (a shirt with the Olympic symbol on it) and explained it was a bronze metal he won in the Junior Olympics in 1961 in the board-jump event. He went on to explain about meeting Ralph Boston today at the VCOG meeting. He told the citizens how this man had broken Jesse Ownes' record which had stood for 24 years.

13. ADJOURNMENT

There was no further business to come before the Council so the meeting was adjourned at approximately 8:28 p.m.

_____
Mayor

ATTEST:

_____
City Clerk/Manager