MINUTES
REGULAR MEETING
CITY OF HOLLY HILL, FLORIDA
JULY 11, 1995

1. ROLL CALL

Mayor Virginia Wine called the meeting to order in Council Chambers at City Hall, 1065 Ridgewood Avenue at 7:30 P.M.

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

Also attending were Acting City Manager Tim Harbuck, City Attorney Edward Simpson, Police Chief Pat Finn and Recording Secretary Judith Stano.

2. INVOCATION

The invocation was given by Reverend Jerry Webb

3. PLEDGE OF ALLEGIANCE TO THE FLAG

4. AUDIENCE PARTICIPATION

Bill Bethea came forward and James Taylor who was representing the Florida Inland Navigational District - F.I.N.D., who had a check to give to the City for a grant for Ross Point.

Mr. Taylor came forward and presented a check to the Mayor for $47,500 as their commitment to the Ross Point Project, Dave Roach Assistant Director of F.I.N.D. said it came in on schedule and this was a real compliment for the City for their efforts.

The Mayor and the Council thanked Mr. Taylor. The Mayor said they appreciated what F.I.N.D. has done for the City and thanked him again.

Bill Bethea came forward and stated that the City's youth baseball team in the minor major division which is nine and ten year olds has been very successful in local play and is now advancing to a State Tournament in Jacksonville beginning Thursday. Coach

McCloud came forward and Mr. Bethea said the City was able to contribute $500 from the City towards their expenses. They had been working out in the community raising funds but still needed some more.

Coach McCloud came forward and presented a very large trophy to the City that the boys had worked real hard to earn, he stated he hoped the City put it in a place that the public could view it. He stated that they raised quite a bit of money, one thing they asked if the City could earmark possibly $300 in case they run into an emergency they could call back and say we need to have money please send it to us, this would take stress off him as a Manager.

Mayor Wine stated it was a beautiful trophy and they would place it where everybody can see it and appreciate what they had done. She also stated that while they were here she had some good news, she checked with finance director and she said they could come up with $500 and then Attorney Simpson said his firm would match the $500 and then Councilman Mellette said his company..Moore and Co. would match the $500 so they had $1500 to give him to take with them. He thanked everyone.

Mayor Wine thanked the two companies for matching these funds.

Zola Wisnowski, 924A Flomich Avenue, came forward had some questions about the increase in the water rates. Mayor Wine asked her to hold comments until that came up on the Agenda later in the evening.

She also had some comments regarding the salaries of the employees and she has no quarrel with most of it, one thing she wanted to bring out was the City looking outside for a City Manager she felt Mr. Harbuck was doing a good job and if he would accept it why not. Mr. Harbuck said he appreciated the vote of confidence but he did not want the position. She also wanted to know why we hired a man on January 30 as Public Works Manager for $47,000, what does he do?

It was explained that this position was in charge of public works which consisted of five departments, his position replaced two position that retired, so they saved the City Money.

Mrs. Wisnowski had read Lamar Hutchinson as of February was a heavy equipment operator, she had read in the paper where he is a garbage man now. She just wondered how come.

Mayor Wine stated that if she would just come and talk to the City Manager, he would give you that information. She had additional questions on salaried position and the Mayor once again told her

to contact the City Manager.

Pat Clem, 325 Scotland Drive came forward to once again bring up the flooding problem on their street, in this area. She stated she called in reference to the canal near her (mosquito control), and they could not help her.

Milt Hallman came forward and a long discussion followed concerning the D.O.T., St. John's Water Management, surveys, the owners of the property and their responsibility, hauling the dirt away, who should do this, whether a wetland was filled in, the DNR, and what could or couldn't be done with this problem, the size of the pipe under the road, the retention pond etc. There was a request for a meeting with the D.O.T. and they are still waiting for an answer.

It was mentioned that the City should possibly go in and haul away the dirt. The City Attorney said we could not go onto someones property and do that.

Bill Davis, Scotland Drive, stated he was a fireman for the City of Daytona Beach and that City was building a new firehouse on North Madison that needed fill and they might could use this fill.

The Council told Mr. Hallman to handle this in the most timely manner possible.

5. CONSENT AGENDA

A motion was made by Councilman Mellette, seconded by Councilman Elliott to approve this item. The motion was carried 5-0 on roll call.

6. ORDINANCE NO. 2401 REGULATES PARKING AND STORAGE OF RECREATIONAL VEHICLES IN RESIDENTIAL AREAS (SECOND READING)

Attorney Simpson read the Ordinance by title.

Morton Parks and John Cox came forward to discuss this matter.

A short discussion followed concerning sizes, types of boats front yard parking, side yard parking, storage and other related areas.

A motion was made by Councilman Elliott, seconded by Councilman Mellette to Adopt the Ordinance. The motion Carried 5-0 on the following roll call:

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

7. ORDINANCE NO. 2402 - REGULATES PARKING AND STORAGE OF COMMERCIAL VEHICLES IN RESIDENTIAL AREAS (SECOND READING)

Attorney Simpson read the Ordinance by Title.

Mr. Harbuck said this had the changes that Council had requested at the last meeting.

This was discussed briefly.

A motion was made by Councilman Byrnes, seconded by Councilman Elliott to Approve.

Joey McCready, 320 Clifton Avenue came forward and questioned this as far as truck sizes and where they can or cannot be parked.

Mr. Harbuck explained this once again.

The motion was carried with a vote of 5-0 on the following roll-call:

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

8. REQUEST FOR SPECIAL EXCEPTION

A request to operate an Adult Congregate Living Facility from 1589 Sherris Lane.

City Planner Bob Keeth came forward and stated that he had reviewed this application and recommended it be approved with two conditions, staffing information for parking requirements and if not they would have to revise their plans and second, provide evidence that they comply with state statutes applicable to ACLF's.
A brief discussion following how many persons would be employed there and how many persons would be living there, parking for the employees plus the owners, parking on neighbors yards etc.

There was a list of neighbors who objected to this handed to Council.

A motion was made by Councilman Mellette to DENY this request, seconded by Councilman Elliott.

Speaking for this was Bill Shulty and Adeline Shulty, they explained that they had just been wed and this house was too small for their family, this would not be used as a home, just an A.C.L.F. and the only parking would be for the employees and if necessary they could add to the garage. They just wanted to provide a service and they were following State guide lines.

The motion Carried with a vote of 5-0 on roll call to Deny the request.

9. ADOPTION OF COMMUNITY DEVELOPMENT PLAN

Mayor Wine stated this was quite a lengthy plan and if Council wanted to they could call a Special Meeting for this and the next 4 items. (9-12)

A motion was made by Councilman Mellette, seconded by Councilman Elliott to Table the next four items and have a special called meeting on July 18 at 7:00 P.M., inviting the Redevelopment Board and the Planning Board members for any discussion. The motion was Carried with a vote of 5-0 on roll call.

13. REUSE WATER SYSTEM - ELEVATED TANK CONTRACT

Mr. Harbuck stated that the contract had been review by legal staff and they advised that they could terminate the contract, and staff recommends they do that. (This had already been done)

Mr. Hallman came forward and explained what the contractor advised he would try to do what he could to help re-sell this. He also wanted them to authorize him to enter into an agreement with the City engineers to provide the necessary engineering for the design of ground storage tank instead of the elevated tank and the costs involved if that is what they want to do.

A motion was made by Councilman Heyman to approve the Engineers to go ahead with the estimated costs, seconded by Councilman Mellette The motion carried with a vote of 5-0 on roll call.

This was discussed briefly. The City Engineer came forward and explained briefly the costs, sizes etc. in regards to the tank.

14. ORDINANCE NO. AMENDING CHAPTER 28 (WATER, SEWERS AND SEWAGE DISPOSAL) ARTICLE III (CITY WATER SUPPLY SYSTEM) SECTION 28-72 (USAGE CHARGES GENERALLY)(FIRST READING)

Mr. Simpson read the Ordinance by Title.

A motion to Approve the Ordinance was made by Councilman Mellette, seconded by Councilman Byrnes.

Zola Wisnowski, 924A Flomich Street came forward and objected to the price increase for all the citizens that are living on limited income.

Brenda Gubernator came forward and explained that this was a 3% increase on the minimum bill which will be an additional $.48 per month this is on 2,000 gallons. This is for water and sewer.

The motion Carried with a vote of 4-1 on roll call with the following:

Mellette, yes; Byrnes, yes; Heyman, **No**; Elliott, yes; Wine, yes.

15. WATER AND WASTEWATER FACILITIES EVALUATION REPORT

Rick Fernandez, President of Quinton and Hampton Associates came forward and reviewed the report with Council.

A lengthy discussion followed concerning manpower, fringe benefits, electricity, chemical, existing equipment, overall cost of operating the system, cross training and other related items. He talked about what was there now, what was good and what needed change including elimination of positions, shift work and chemicals, sludge handling facility etc.

A motion was made to accept and implement the report as presented by Councilman Mellette, seconded by Councilman Heyman. The motion carried with a 5-0 on roll call.

16. PROFESSIONAL ENGINEERING SERVICES - LIFT STATION #4

Mr. Hallman came forward and explained this item and had prepared specifications to be put out for bid if approved.

A motion was made by Councilman Heyman to Approve and proceed, seconded by Councilman Mellette. The motion Carried with a vote of 5-0 on roll call.

17. ORDINANCE NO. 2404 POLICE PENSION BENEFIT AMENDMENT (SECOND READING)

Mr. Simpson read the Ordinance by Title.

A motion was made by Councilman Mellette, seconded by Councilman Byrnes to approve. The motion Carried with a vote of 5-0 on the following roll call:

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

18. ORDINANCE NO. OPTING OUT OF THE UNIFIED ELECTION DATE (SECOND READING)

Mr. Simpson read the Ordinance by Title.

A motion was made by Councilman Mellette, seconded by Councilman Heyman to approve. The motion Carried with a vote of 5-0 on the following roll call:

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

19. ORDINANCE 2403, ADOPTING A MAXIMUM RATE FOR WRECKER SERVICE (SECOND READING)

Mr. Simpson read the Ordinance by Title.

A motion was made by Councilman Mellette, seconded by Councilman Elliott to approve.

Chief Finn came forward stated he felt satisfied with it the way that it was. He recommended that they adopt a uniform rate structure the same as Daytona Beach to avoid confusion.

The motion Carried with a vote of 5-0 on the following roll call:

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

20. RESOLUTION NO. LAND AND WATER CONSERVATION FUND (LWCF)

Mr. Simpson read the Resolution by title.

A motion to approve by made by Councilman Elliott, seconded by Councilman Mellette. The motion was Carried by a vote of 5-0 on the following roll call:

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

21. ORDINANCE NO. ANNEXING PROPERTY LOCATED CONTIGUOUS TO THE CITY OF HOLLY HILL - NOVA ROAD RIGHT OF WAY (FIRST READING)

Mr. Simpson read the Ordinance by Title.

A brief discussion followed concerning where this covers and where it doesn't cover, from 6th Street north to Alabama, the News Journal property, the Nova Road right-of-way from Third Street north, who's jurisdiction this is and if this is cutting into the size of our City.

A motion was made by Councilman Heyman to approve, seconded by Councilman Byrnes to approve. The motion was Carried with a vote of 5-0 on the following roll call:

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

22. CITY MANAGER CONTRACT - EMPLOYMENT CONTRACT - DONALD B. LUSK

Mayor Wine introduced Mr. Lusk, the new City Manager whom was seated in the audience.

A motion was made by Councilman Heyman, seconded by Councilman Mellette to approve the contract. The motion was Carried with a vote of 5-0 on roll call.

23. COMMUNICATIONS FROM CITY MANAGER

1.Garbage containers. Mr. Harbuck stated that there was a definite need for new cans as we are currently out of them and he needed to know whether they should order 100 or 200.

Mr. Hallman came forward and explained how and why they go through so many cans.

A brief discussion followed concerning the deposits, the reasons they are being replaced etc.

A motion was made by Councilman Mellette, seconded by Councilman Elliott to purchase 200 cans. The motion Carried with a vote of 5-0 on roll call.

2.Purchase of an influent meter. Mr. Harbuck said this was needed and cost $8,000.

A motion was made by Councilman Heyman, seconded by Councilman Mellette, the motion was Carried with a vote of 5-0 on roll call.

Mr. Hallman said this meter has not worked in years and they have been told by the DEP and the EPA to have this replaced. This is the best price available at this time.

3.Confirmation per the workshop meeting from the discussions there Mr. Harbuck had raised Mr. Hallman's annual salary to $54,000.

Mr. Byrnes thought this was for next years budgeted. Mrs. Gubernator stated that when they were talking at the workshop, it appeared that they said now.

4.Christmas Trees on US #1.

Mr. Bethea came forward and said this was given to them in the workshop. This will be for anyone on Ridgewood Avenue, will include the tree, some lights, timers and placement of the trees

on the citizens property. The cost to the citizens paid for the purchases and needed items.

He stated he called other cities and they are thinking of this but nothing had been budgeted anywhere yet. There was meeting planned but it looks like other cities may not be participating. The Chamber of Commerce will be soliciting the businesses on the streets but were concerned about vandalism.

This was discussed briefly. It was the consensus of the Council to allow Mr. Bethea to pursue this further, canvas the area and let them know of the overall acceptance with a tree or two on city property by the library and the old school.

24. COMMUNICATIONS FROM CITY ATTORNEY

None

25. COMMUNICATIONS FROM MAYOR AND CITY COUNCIL

Mr. Elliott welcomed Phil back (the nighttime maintenance man that was injured.)
Mrs. Heyman questioned whether or not we were going to do anything about paving or fixing Walker Street and 8th Street. Everyone agreed that they were all getting calls on these streets.

Mr. Hallman came forward and stated to resurface 8th Street from Center Street to Nova would cost $88,000. There just are no funds at this time, it will cost $16 a linear foot.

Mayor Wine stated this needed to be done on a priority basis, the worst first and not what persons call in and complain.

The consensus was to tell the citizens there is no money for paving unless the taxes are raised.

Mayor Wine stated there was an executive session following this meeting.

26. ADJOURNMENT

There being no further business before Council, the Mayor adjourned the meeting at 10:30 P.M.

CITY OF HOLLY HILL, FL

Mayor

ATTEST:

Acting City Manager