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

July 12, 2011

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, Rick Glass, Donnie Moore and Liz Towsley-Patton.

Also attending were the following staff members: City Manager James McCroskey, City Attorney Scott Simpson, Finance Director Kurt Swartzlander, Police Chief Mark Barker, Fire Chief Ron Spencer, Community Services Director Jackie Maswary, Economic Development Director Lynn Dehlinger, Human Resource Manager Diane Cole, City Planner/Consultant Tom Harowski, Accounting Manager Catherine Colwell and City Clerk/Administrative Assistant Valerie Manning.

B. **Invocation**

Mayor Roy Johnson delivered the Invocation.

C. **Pledge of Allegiance to the Flag**

Mayor Roy Johnson led the Pledge of Allegiance.

2. **MINUTES**

A. Minutes from the Regular City Commission meeting – July 12, 2011

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

The motion **CARRIED** 5-0 by roll call vote: Glass – Yes, Patton – Yes, Penny – Yes, Moore – Yes, Mayor Johnson – Yes

3. **PUBLIC PARTICIPATION** – Regarding items not on the agenda.

Mayor Johnson opened for public participation. No one spoke.

4. **CONSENT AGENDA**

2011-2012 FISCAL YEAR PAY PERIOD/HOLIDAY CALENDAR *(Human Resource Manager)*

*Commissioner Glass moved **APPROVAL** for the **CONSENT AGENDA**, seconded by Commissioner Patton.*

The motion **CARRIED** 5-0 by roll call vote: Glass – Yes, Patton – Yes, Penny – Yes, Moore – Yes, Mayor Johnson – Yes

5. **PUBLIC HEARINGS**

A. **PUBLIC HEARING – RESOLUTION 2011-R-41, ADOPTING A PROPOSED MILLAGE RATE FOR THE FISCAL YEAR 2011-2012** *(Finance Director)*

Attorney Simpson read by short title only:

RESOLUTION NO. 2011-R-41

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, ADOPTING A PROPOSED MILLAGE RATE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2011; PROVIDING FOR A PUBLIC HEARING ON MILLAGE RATE; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

*Commission Glass moved **APPROVAL** for **RESOLUTION 2011-R-41**, seconded by Commissioner Penny.*

Mayor Johnson opened for public participation.

The following individuals came forward to speak:

- Jay Crandle (Ormond Beach) – Addressed the City Commission regarding how much the millage rate is now. Mr. Crandle was informed by the City Manager that it is 6.59.

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Mayor Johnson closed the public participation.

Commissioner Moore stated that he takes issue with this item. They get the TRIM notice from the County that says assessed values have dropped 10%, which is probably not accurate. They probably dropped more than that. But the reality of it is, what the city did as a government, after they sat there on April 26th and said they were going to get creative, what the City did is they said

the assessed values dropped 10%, where's the millage rate? Let's make it up in the millage rate. Commissioner Moore stated to him, it's ludicrous; it's ridiculous. This Commission hasn't done anything that their previous Commissioners haven't done. The millage rate never goes lower. If the Commission sets it at 6.95, it pretty much will be 6.95. Commissioner Moore stated he is not voting for it; he is against it.

Commissioner Glass stated last year they set it at roll-back and they went below roll-back; there's the savings.

Commissioner Moore wanted to explain roll-back. Commissioner Moore stated technically, this is not an increase according to the State because we're not paying any more taxes on your property, it's not an increase.

Commissioner Penny stated he thinks the Commissions job, as an elected body, is to direct staff when they discuss the budget, ways to decrease the budget, thereby being able to decrease the millage rate. Commissioner Penny stated he hasn't heard, from this body, any constructive remarks directing staff to take any drastic action to reduce the budget.

Commissioner Moore stated he did in his workshop meeting with them.

Commissioner Penny stated he hasn't heard anyone state those concerns publically.

Mayor Johnson asked the City Manager, where did this 6.97 come from? Was it to balance the budget?

City Manager McCroskey stated they had a budget to balance; they have three unions to negotiate with, they have commitments that the City has to follow. The City has three unions on board; the City will be bringing forth a balanced budget at this millage rate. It was a very difficult budget to balance; there are no capital items to speak of in this budget; its a bare-bones budget. If three of the Commissioners want to continue to cut into that budget, staff will have to go back and revisit with the unions, they will have a lot of things to do. They try their best to bring the Commissioners a balanced budget and an amount of money and that's what they're bringing forward.

Commissioner Glass stated he appreciates that. He went through the budget line by line with the City Manager and Mr. Swartzlander and staff has done an excellent job in what they have to deal with. He is sticking with what he told them and he thinks they'll set that rate. They can't help it if they still get cut that 10% every year or 14% or 20%; he means, its not their fault that they keep getting cut from the State. Commissioner Glass stated good job.

Mayor Johnson stated they have no other choice but to balance the budget. What other choice do they have?

Commissioner Moore stated he understands that but he also understands that everyone sitting in this room, that owns a home or everyone that runs a business, has had to make concessions, but yet if they look around at their government, if they look around at the County, the cities around

them, its business as usual. The City needs to think of better ways to do things. That is what he asked for on April 26th and they haven't done that.

Commissioner Penny stated we are the elected officials that are tasked to balance the budget and make the tough decisions and to think outside the box, but yet he hasn't heard outside of the box thinking or ideas.

Commissioner Moore stated a four-day work week and described how that could work. There has been plenty of out of the box ideas floating around with discussions with staff.

Commissioner Penny stated the appropriate times to discuss those ideas would be at the budget workshops.

Mayor Johnson stated they understand that the rollback rate is not just on individuals, its on the overall city, what the tax intake of the City is compared to what it was last year, that's what the rollback rate is. It doesn't have anything to do with individual property, he doesn't believe that it does.

City Manager McCroskey stated the actual rollback rate was 7.069 and the City went under rollback.

Mayor Johnson stated and that was for the entire City not just individually.

City Manager McCroskey stated some properties went up in value some properties went down in value. This is the average that would bring the City back to where they were last year; no increase. It's actually a decrease in budget. As everything is going up in value, in expense, in cost, this is a decrease. They had to cut $600,000 to get to this. This is a bare-bones budget.

Commissioner Moore stated he is not saying there was a lack of effort. He is simply saying that they are doing the same thing that government has always done, putting it on the backs of the citizens.

The motion **CARRIED** 4-1 by roll call vote: Glass – Yes, Penny – Yes, Moore – No, Patton – Yes, Mayor Johnson – Yes

B. **PUBLIC HEARING - RESOLUTION 2011-R-42, SETTING THE STORMWATER RATE FOR COLLECTION THROUGH THE SPECIAL ASSESSMENT PROCESS** *(Finance Director)*

Attorney Simpson read by short title only:

RESOLUTION NO. 2011-R-42

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, SETTING THE STORMWATER UTILITY FEE AT $6.00 PER EQUIVALENT RESIDENTIAL UNIT; ESTABLISHING THE EQUIVALENT RESIDENTIAL UNIT FOR NON-RESIDENTIAL AND MULTI-FAMILY PROPERTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

Mr. Swartzlander stated this is a Resolution required to move it to the property tax rolls; this is a step in formalizing that to set the rate. It's the same rate that the City has always charged, they just have to formally set it, notify the property appraiser so it can go out in the notice of proposed property taxes.

Commissioner Moore stated when the City started charging the three and three, the Commission agreed that they wanted transparency and they wanted the exact number that the City was collecting to put on the water bill.

Mr. Swartzlander stated he thinks it was supposed to be put in the *Heartbeat* but they haven't published the *Heartbeat*.

Commissioner Moore just wanted to make sure that the citizens are aware of what's going on.

Commissioner Towsley-Patton asked if someone doesn't pay their taxes, what happens?

Mr. Swartzlander stated this would go through the same cycle as the property taxes with tax certificate sales on down the line; its rather lengthy in the Statutes to process.

Commissioner Towsley-Patton asked when would this take effect?

Mr. Swartzlander stated it goes on the notice of proposed property taxes, so it will show everybody on August 15th, the bills go out in November 15th. It will be for a full year.

*Commission Glass moved **APPROVAL** for **RESOLUTION 2011-R-42**, seconded by Commissioner Penny.*

Mayor Johnson opened for public participation.

The following individual came forward to speak:

- Steve Marlin (Daytona Beach/owns properties in Holly Hill) – Addressed the City Commission regarding the following: millage rate, unions, investors, his tenants, water bills – transparency, property assessment, small businesses and thinking outside of the box.

Mayor Johnson closed the public participation.

The motion **CARRIED** 5-0 by roll call vote: Glass – Yes, Penny – Yes, Patton – Yes, Moore – Yes, Mayor Johnson – Yes

6. **RECESS THE REGULAR CITY COMMISSION MEETING - 7:30PM**

7. **CONVENE THE COMMUNITY REDEVELOPMENT AGENCY (CRA) MEETING**

BUSINESS AGENDA

A. **RESOLUTION 2011-R-43, PURCHASE OF 1200 CENTER STREET, FORMER MIDDLE SCHOOL PROPERTY** *(Economic Development Director)*

Attorney Simpson read by short title only:

RESOLUTION 2011-R-43

A RESOLUTION OF THE COMMUNITY REDEVELOPMENT AGENCY, CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SALE AND PURCHASE AGREEMENT BETWEEN THE CITY OF HOLLY HILL AND SCHOOL BOARD OF VOLUSIA COUNTY, PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

City Manager McCroskey stated Lynn Dehlinger has been working with the County School Board for the purchase of the Middle School. Back in 2007, the CRA Master Plan was amended to include the purchase of this piece of property. This is a 25-acre site that now houses the Middle School and the CRA plan never amended the boundary line of the CRA in order to facilitate the purchase of this property. Staff has been in negotiations with the Volusia County School Board to negotiate a contract that would be dependent on the County approving an amendment to the CRA which would include this property. Also, take a piece of property out in the northern part of the City along the railroad tracks; a vacant piece of property. The County wants to try to keep things balanced. When he met with the County Manager, they agreed to

move forward with this and that's where they are right now. The price of $1.5 million is a price that the School Board feels like they need for this property plus the CRA plan established this price too.

Commissioner Glass asked if that includes the demolition price?

City Manager McCroskey stated yes, that's the price with the property demolished, everything removed, restored back to the original grade except for the library, the gym, the track and the parking lot.

*Commission Glass moved **APPROVAL** for **RESOLUTION 2011-R-43**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation.

The following individual came forward to speak:

- Gilles Blais (Holly Hill) – Addressed the City Commission regarding the following: in 1960 he helped build that building; spoke briefly about the science building and could be used as a recreational complex for the City.

Mayor Johnson closed the public participation.

Commissioner Glass agrees that they need to keep the gym and the library, which is one of the newest buildings on the property and definitely the track and the parking area.

Commissioner Moore mentioned the land value of the property. If the land is assessed at $500,000 and essentially that's all the City is getting, why is the City paying $1.5 million dollars? Commissioner Moore stated he would like to be put on record as stating he does support this and he will vote for this tonight but he's of the opinion that its public property, he's argued about this before in private, it was paid for with public dollars, it has been maintained with public dollars, technically the School Board doesn't own any property; all of the property is owned by the citizens. Therefore, if the City is utilizing that property for public use, shouldn't it just be a simple land transfer from the School Board to the City of Holly Hill?

Commissioner Glass stated it should and its not that simple.

Commissioner Moore stated he would like to entertain, at a later date, if the School Board is not willing to see that, he would like to entertain at a later date, after purchasing the property, to possibly taking them into litigation over it.

Attorney Simpson stated there is a Statute that governs how they are supposed to dispose of a property. There's a process that they go through in disposing property and there is a vague reference dealing with disposing the property for a public purpose or something like that. There is nothing in the law, that he can find, that would support or says what Commissioner Moore just said, that the School Board should just transfer the property to the City free of charge.

Commissioner Glass stated he feels the same way Commissioner Moore feels about it. The people that have lived here for 50 years have paid for that school, the City deserves the school but that's not the way the School Board sees it.

Commissioner Moore stated he doesn't want it to be a deal breaker because he knows the potential of the property over there, he knows what it can do for the City and the citizens but he does want to be put on record that he thinks its not bargaining in good-faith on part of the School Board when they truly do not own any property. The City doesn't own this building we're in, the community owns this building. He will vote for this and he looks forward to its completion, and he knows how hard the City Manager has worked on this deal, back and forth with the School Board.

Commissioner Patton stated the contract is for $1.5 million dollars, its not going to be negotiated later?

City Manager McCroskey stated no, ma'am. The School Board is rather firm on that price. The City went back and forth a few times. He thinks that's their number. He would hope that the Commission would vote this up or down clearly, but not with any contingencies. He knows what the Commission feels philosophically but he would like to go in with a straight deal with the School Superintendent and give them the City's deal and the City proposes it with approval of the City Commission.

Commissioner Penny stated he has a couple of questions for the Commission as a whole. What is the intended use of this property?

Commissioners Glass and Moore stated, recreation. Commissioner Glass stated not necessarily recreation for the City but for the community. Its going to be a walkable park, retention area for fishing, the track, tennis courts, basketball court, a gymnasium, something like the Piggott Center. There's a lot of value there.

Commissioner Penny stated he's not certain that there's value. He is not certain that this is an asset and not a liability. These fifty-plus year buildings are obsolete, have outlived their expected life. If they are going to move forward, he would be in favor of all the buildings being demolished and start at ground zero. If its going to be recreation, none of the Commissioners are

recreation site planners. They don't know the best recreation layout may be obtainable because the track is in the wrong place or the parking lot is in the wrong place. He thinks when it comes to redevelopment, having the 25 acres as vacant property leaves all the opportunities open and when the demolition ball is in there, its cheaper to demolish this whole thing in the beginning than to have a less than desirable plan. If they are going to do something, he doesn't want to do it half way. He doesn't want to settle for spending $1.5 million dollars and then if this Commission decides that its going to be a recreation facility, why would they have to piece-meal it back. That's what this Commission has done time-after-time; they have a pool that's a few feet too short to have a competition in.

Commissioner Glass stated not this Commission.

Commissioner Penny stated the Commission that makes these decisions. They had a gymnasium with no air conditioning that a later Commission decided to put air conditioning in there that cost several times than what the original cost for the air conditioner would be. He is not in favor of piece-mealing something. If that's the intended use and they're going to settle for something, he can't support it. Commissioner Penny discussed some demographic statistic information that was based on the recent Census and discussed it with the Commissioners.

Commissioner Moore spoke briefly on the statistics that Commissioner Penny read to the Commissioners. Commissioner Moore stated why did those numbers decline? Because there is no recreation here in the City. The City is investing in the future. Based on the numbers that Commissioner Penny read to the Commissioners, those numbers say exactly the reason why the City should do exactly what they're doing with the school property because the City is losing families.

Commissioner Glass stated people over 55 would use it for walking. It would join the community together.

Commissioner Penny stated that may have been a good thought several years ago when the investors were here and the good times and everyone was rolling in the money but is the Commission sitting here making decisions that would be nice for our families? Who wouldn't love to take them to a brand new park in Holly Hill? He knows he would but is that the best decision to make for the community as a whole? He believes 25 acres is better served back on the tax rolls to help delute the millage rate for the entire City.

Commissioner Patton asked purchasing this property doesn't mean its for recreation?

City Manager McCroskey stated no, ma'am. The City hasn't done a study beyond the proposed use. The concept has been recreation, discussing with the Commissioners individually, but as Commissioner Penny said, we can't bring something forth that was discussed individually unless

they discuss it here so there is no plan at this point to do anything other than to purchase the property.

The motion **CARRIED** 4-1 by roll call vote: Glass – Yes, Moore – Yes, Patton – Yes, Penny – No, Mayor Johnson – Yes

B. **RESOLUTION 2011-R-39, AMENDMENTS TO CRA DISTRICT** *(City Planner)*

Mayor Johnson stated this is just an amendment.

*Commission Glass moved **APPROVAL** for **RESOLUTION 2011-R-39**, seconded by Commissioner Moore.*

The motion **CARRIED** 5-1 by roll call vote: Moore – Yes, Glass – Yes, Patton – Yes, Penny – Yes, Mayor Johnson – Yes

8. **RECONVENE THE REGULAR CITY COMMISSION MEETING – 8:00 PM**

BUSINESS AGENDA – for the Regular City Commission meeting

A. **RESOLUTION 2011-R-44, PURCHASE OF 1200 CENTER STREET, FORMER MIDDLE SCHOOL PROPERTY** *(Economic Development Director)*

Attorney Simpson read by short title only:

RESOLUTION 2011-R-44

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SALE AND PURCHASE AGREEMENT BETWEEN THE CITY OF HOLLY HILL AND SCHOOL BOARD OF VOLUSIA COUNTY, PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

*Commission Glass moved **APPROVAL** for **RESOLUTION 2011-R-44**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation.

The following individuals came forward to speak:

- Gilles Blais (Holly Hill) – Addressed the City Commission regarding the following: working class community, research baby-boomers, services provided cheap, School Board, the school property is a little gem.
- Charlie Sharpe (Holly Hill) – Addressed the City Commission regarding the following: if it becomes recreation, who will control it? Hopefully, not the YMCA. City needs that property for recreation, need to recoup recreation facilities in the City, he has volunteers that would be wiling to work if it becomes a recreation facility, kids will come if programs are there.
- Steve Marlin (Daytona Beach) – Addressed the City Commission regarding the following: wanted to know how much did the School Board pay for the property? Mr. Marlin wanted to know how much money was in the CRA fund.

Commissioner Glass stated the School Board didn't pay anything. It was the taxpayers of Holly Hill that paid for it.

City Manager McCroskey stated $7 million.

Mr. Swartzlander stated it was $7 million as of the end of September 2010 but the City committed that to complete other projects.

City Manager McCroskey stated most of the CRA funds come from the building of Marina Grande. If it wasn't for Marina Grande, the CRA would be under water right now. So the value of the other property didn't hold the CRA up, the Marina Grande brought it in.

- Jay Crandle (Ormond Beach) – Addressed the City Commission regarding the following: when the City purchases this property, is there an automatically maintenance and insurance fee that is going to cost the City?

Commissioner Glass stated, no. The taxpayers aren't going to be paying any more money for the maintenance or insurance for that property. The CRA will be paying for it.

Mayor Johnson closed public participation.

The motion **CARRIED** 4-1 by roll call vote: Glass – Yes, Moore – Yes, Patton – Yes, Penny – No, Mayor Johnson – Yes

B. **RESOLUTION 2011-R-39, AMENDMENTS TO THE CRA DISTRICT** *(City Planner)*

Attorney Simpson read by short title only:

RESOLUTION NO. 2011-R-39

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, REQUESTING THE COUNTY OF VOLUSIA TO APPROVE ADDITIONS AND DELETIONS TO THE BOUNDARIES OF THE CITY OF HOLLY HILL COMMUNITY REDEVELOPMENT DISTRICT; PROVIDING FOR A FINDING OF NECESSITY AS REQUIRED BY F.S. 163.355; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

*Commission Glass moved **APPROVAL** for **RESOLUTION 2011-R-39**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 5-0 by roll call vote: Glass – Yes, Moore – Yes, Penny – Yes, Patton – Yes, Mayor Johnson – Yes

C. **RESOLUTION 2011-R-45, WATER SYSTEM IMPROVEMENTS BETWEEN U.S. 1 AND RIVERSIDE DRIVE** *(Public Works Director)*

Attorney Simpson read by short title only:

RESOLUTION NO. 2011-R-45

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH QUENTIN L. HAMPTON & ASSOCIATES, INC. AND MYER LAND SURVEYING, INC. TO PROVIDE ENGINEERING AND SURVEY SERVICES FOR THE PROJECT "WATER SYSTEM IMPROVEMENTS BETWEEN US 1 AND RIVERSIDE DRIVE"; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

City Manager McCroskey stated the City is moving forward with the much needed water improvements and this is the first step in doing the engineering and design. The City has bids out right now for the sewer improvements for the $4.5 million dollar bond. These are much needed improvements.

*Commission Penny moved **APPROVAL** for **RESOLUTION 2011-R-45**, seconded by Commissioner Glass.*

Mayor Johnson opened public participation.

The following individual came forward to speak:

- Gilles Blais (Holly Hill) – Addressed the City Commission regarding the following: doing a good job, thank you.

Mayor Johnson closed public participation.

The motion **CARRIED** 5-0 by roll call vote: Penny – Yes, Glass – Yes, Moore – Yes, Patton – Yes, Mayor Johnson – Yes

D. **RESOLUTION 2011-R-46, AMENDMENTS TO THE AGREEMENT BETWEEN THE CITY OF HOLLY HILL AND THE L.I.U.N.A. COLLECTIVE BARGAINING UNIT** *(Human Resource Manager)*

Attorney Simpson read by short title only:

RESOLUTION NO. 2011-R-46

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, RATIFYING AN AMENDMENT TO THE THREE-YEAR CONTRACT WITH THE L.I.U.N.A., PUBLIC EMPLOYEES, LOCAL 678, OCTOBER 1, 2009 TO SEPTEMBER 30, 2012; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

City Manager McCroskey stated this is the City's union agreement, hard bargaining. As was said earlier, the employees have not had a raise in three years and this does give them a one-time bonus. He thanked all three unions for working together through a difficult time.

*Commission Glass moved **APPROVAL** for **RESOLUTION 2011-R-46**, seconded by Commissioner Penny.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 5-0 by roll call vote: Glass – Yes, Penny – Yes, Patton – Yes, Moore – Yes, Mayor Johnson – Yes

E. **536 CENTER AVENUE – REQUEST TO EXTEND TIME PERIOD FOR TEMPORARY STORAGE UNIT** *(City Planner)*

City Manager McCroskey stated this is an item that came before the City Planner and the applicant is asking to use metal containers as storage in residential districts. Staff recommended against it but the applicant did not show up tonight The Board of Planning and Appeals did approve a certain amount of time but staff recommends against and would like to bring back an Ordinance regulating these. The Ordinance that allows the PODS, allows everything. Staff thinks it should be restricted to just PODS and a certain amount of time. The applicant is not here tonight so he wants to know if the Commission wants to take action on it or delay it until the applicant can make it.

Commissioner Moore asked is there a reason why the individual isn't here?

City Planner Mr. Harowski stated this item was originally scheduled on the last agenda and there was a little miscommunication with the City Clerk's office and it didn't get on the agenda. He did not personally talk to Mr. Nation who is the property owner. When Mr. Fruecht was here, he advised Mr. Nation that it was not going to be able to be heard because it had not been placed on the agenda. Whether or not Mr. Fruecht told Mr. Nation it was going to be this meeting or not, he does not know.

Commissioner Penny stated he thinks he's a construction worker and is currently working in South Florida.

Commissioner Moore stated he would like to hear both sides of it, maybe staff can contact him and set it for a later date.

Commissioner Glass asked how much time is Mr. Nation asking for; sixty days?

City Planner Mr. Harowski stated he thinks much longer than that. The Board of Planning and Appeals recommendation was for a year with conditions. Mr. Nation was saying he may need two years before he can remove them.

Commissioner Penny stated he has all the information he needs to take action on this tonight; he had spoken with the applicant and read the Board of Planning and Appeals meeting notes.

Commissioner Moore stated he understands where Commissioner Penny is coming from but his issue, is if the individual was misinformed by the City Clerk who is no longer here, and can't give the Commission the information that he has, he wouldn't want to be in that guys shoes and not have the opportunity to pled his side of the story when he was misinformed as to when this item was coming on the agenda.

*Commission Penny moved **APPROVAL** to a date certain, July 26, 2011 for 536 Center Avenue – Request to extend the time period for temporary storage unit, seconded by Commissioner Glass.*

Attorney Simpson asked would it be fair to tell the applicant that no further continuances will be granted?

Commissioners Towsley and Glass stated, yes.

The motion **CARRIED** 5-0 by roll call vote: Penny – Yes, Glass – Yes, Moore – Yes, Patton – Yes, Mayor Johnson – Yes

F. **COUNTY COUNCIL REDISTRICTING MAPS** *(City Clerk)*

City Manager McCroskey stated the City has these options that the County is reviewing. If the City does take a position, he will transmit that to the Chair and the County Manager saying what the City of Holly Hill prefers.

*Commissioner Penny moved to **SUPPORT Plan 2D**, seconded by Commissioner Glass.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 5-0 by roll call vote: Penny – Yes, Glass – Yes, Moore – Yes, Patton – Yes, Mayor Johnson – Yes

9. COMMUNICATIONS

A. City Manager

Mr. McCroskey thanked Diane Cole for her many years of service. Her last day with the City will be July 19th.

B. City Attorney

Attorney Simpson gave an update regarding the stormwater and code enforcement on the tax bill but the property appraiser won't do that. He informed the Commissioners that he will not be at the next meeting but will have an assistant filling in for him.

C. City Clerk

Ms. Manning asked about putting some information on the digital sign for the Riviera regarding the Operation Medicine Cabinet who is partnering with the Police Department; and asked if the Commissioners will be attending the dinner during their annual conference in August.

D. Commissioners

Commissioner Patton asked Officer Robinson how much did they raise at the fundraiser? Officer Robinson stated $270. Commissioner Patton wished Diane Cole good luck and thanked her for her service at the City and its nice to see Ms. Manning sitting over there again.

Commissioner Moore thanked staff for working hard and he is passionate about taxes and millage rates; thanked Diane Cole and wished her luck; thanked Officer Robinson for attending the meetings; and would like to see the quarterly report on the water bills; and thanked Ms. Manning.

Commissioner Glass welcomed Ms. Manning back; thanked Diane Cole and appreciate everything that she did for the employees; 10th and Riverside Drive, the house – Chief Barker informed the Commission that a courtesy notice has been issued and going to the Special Master will be the next step.

Commissioner Penny asked about the mowing on Riverside Drive. Mr. McCroskey informed the Commission that staff has been in contact with the County and they are asking that the City bring forth a contract. In the meantime, the inmates and employees will be mowing it.

Mayor Johnson thanked Diane Cole for her service and enjoyed working with her on the Civil Service Board; spoke briefly about fluoride warnings.

10. ADJOURNMENT

Mayor Johnson officially adjourned the meeting at approximately 8:45 pm.

Valerie Manning
City Clerk/Administrative Assistant