

MINUTES

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

JULY 14, 2009

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: Acting City Manager/Finance Director Kurt Swartzlander, Assistant City Attorney Scott Simpson, Public Works Director/City Engineer Chris Hurst, Community Development Director Doug Gutierrez, Police Chief Mark Barker, Fire Chief Ron Spencer, Assistant Finance Director Susan Worde, Audit Specialist/Analyst Catherine Colwell, Human Resources Director Diane Cole, Information Technology Director Scott Gutauckis, Community Redevelopment Area Coordinator Marsha Radulovich, and City Clerk Valerie Manning.

B. Invocation

Mayor Via delivered the invocation.

C. Pledge of Allegiance to the Flag

2. PROCLAMATIONS AND PRESENTATIONS

- Proclamation Affirming Partnership with the U.S. Census Bureau in Support of the 2010 CENSUS

Mayor Via read the proclamation into the record.

3. CONSENT AGENDA

- Minutes from the Regular City Commission meeting – June 23, 2009
- Minutes from the City Commission workshop – June 23, 2009
- 2009-2010 Fiscal Year Pay Period/Holiday Calendar

*Commissioner Reed moved **APPROVAL** for Consent Agenda, seconded by Commissioner Glass.*

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

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4. AUDIENCE PARTICIPATION **Regarding items not on the agenda.**

The following individuals came forward to speak to the Mayor and City Commission: Gilles Blais, David Rowe, James Robinson, Maureen Monahan, and Irene Tadora.

5. LOW BID AWARD TO CROSSROADS SITE DEVELOPMENT ~ PALM AVENUE CULVERT

Mayor Via opened public participation.

The following individual came forward to speak to the Mayor and City Commission: Gilles Blais.

Mayor Via closed public participation.

*Commissioner Glass moved **APPROVAL** of awarding the low bid to Crossroads Site Development in the amount of \$21,215, seconded by Commissioner Penny.*

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

6. LOW BID AWARD TO “A CERTIFIED INC.” ~ INSTALLATION OF HURRICANE SHUTTERS FOR CITY HALL

Mr. Hurst spoke briefly about the installation of hurricane shutters for City Hall to the Mayor and City Commissioners.

Mayor Via opened public participation. No one spoke.

*Commissioner Reed moved **APPROVAL** of awarding the low bid to “A Certified Inc.,” in the amount of \$28,849.21, seconded by Commissioner Towsley.*

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

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7. ROAD RESURFACING ~ SOUTH END OF DAYTONA AVENUE AND MORAVIA BETWEEN FLOMICH AND GRANADA MILLED & PAVED

Mayor Via opened public participation. No one spoke.

*Commissioner Reed moved **APPROVAL** of the road resurfacing of the south end of Daytona Avenue and Moravia between Flomich and Granada to be milled and paved, seconded by Commissioner Glass.*

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

8. **PUBLIC HEARING – 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG)**

Mayor Via opened for public participation. No one spoke.

*Commissioner Towsley moved **APPROVAL** for the 2009 Edward Byrne Memorial Justice Assistance Grant (JAG), seconded by Commissioner Penny.*

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

9. CARSWELL AVENUE & STATE STREET CORRIDORS ~ SOUTH OF 10TH STREET DRAINAGE STUDY ~ CITY'S ENGINEERING SERVICES ESTIMATE

Mayor Via opened for public participation. No one spoke.

*Commissioner Glass moved **APPROVAL** for Carswell Avenue and State Street Corridors – south of 10th Street drainage study – allowing Quentin L. Hampton to conduct the study in the amount of \$13,620, seconded by Commissioner Reed.*

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

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10. FIRST READING OF ORDINANCE 2851, AMENDMENT TO B-3 ZONING DISTRICT – ADDING SPECIAL EXCEPTION FOR MOVING VANS AND TRAILERS

Attorney Simpson read by short title:

ORDINANCE NO. 2851

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE CONSOLIDATED LAND DEVELOPMENT REGULATIONS (LDR), CHAPTER 114, ZONING, DIVISION 6 B-3 NEIGHBORHOOD COMMERCIAL ZONING DISTRICT, SECTION 114-414 “PROHIBITED USES” AND SECTION 114-416 “SPECIAL EXCEPTIONS”; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Via opened public participation.

The following individuals came forward to speak to the Mayor and City Commission: Jim Legary, James Robinson, and Curtis Miller.

Mayor Via closed public participation.

*Commissioner Reed moved **APPROVAL** for the amendment to the B-3 Zoning District – adding special exception for moving vans and trailers, seconded by Commissioner Glass.*

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

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11. FIRST READING OF ORDINANCE 2852, AMENDMENT TO SPECIAL EXCEPTION FOR HOUSES OF WORSHIP

Attorney Simpson read by short title:

ORDINANCE NO. 2852

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE CONSOLIDATED LAND DEVELOPMENT REGULATIONS (LDR), CHAPTER 114, ZONING, ARTICLE III SUPPLEMENTARY DISTRICT REGULATIONS, DIVISION 2 – SPECIAL EXCEPTIONS, SECTION 114-666 “HOUSES OF WORSHIP”; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Via opened public participation.

The following individuals came forward to speak to the Mayor and City Commission: Jeff DeLanoy and James Robinson.

Mayor Via closed public participation.

*Commissioner Glass moved **APPROVAL** for the amendment to the Special Exception for Houses of Worship, seconded by Commissioner Penny.*

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

12. RESOLUTION 2009-R-13, RESURFACING OF 8TH STREET BETWEEN DAYTONA AVENUE AND RIDGEWOOD AVENUE ~ 8TH STREET EAST LOCAL AGENCY PROGRAM AGREEMENT

Attorney Simpson read by short title:

RESOLUTION NO. 2009-R-13

A RESOLUTION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA, AUTHORIZING THE EXECUTION OF A LOCAL AGENCY PROGRAM AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR THE RESURFACING OF 8TH STREET BETWEEN RIDGEWOOD AVENUE AND DAYTONA AVENUE.

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Mayor Via opened public participation.

The following individual came forward to speak to the Mayor and City Commission: Gilles Blais.

Mayor Via closed public participation.

*Commissioner Glass moved **APPROVAL** for the resurfacing of 8th Street between Daytona Avenue and Ridgewood Avenue – 8th Street East Local Agency Program Agreement, seconded by Commissioner Reed.*

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

13. RESOLUTION 2009-R-14, RESURFACING OF 8TH STREET BETWEEN THE FLORIDA EAST COAST (FEC) RAILROAD AND GROVE AVENUE ~ 8TH STREET WEST LOCAL AGENCY PROGRAM AGREEMENT

Attorney Simpson read by short title:

RESOLUTION NO. 2009-R-14

A RESOLUTION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA, AUTHORIZING THE EXECUTION OF A LOCAL AGENCY PROGRAM AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR THE RESURFACING OF 8TH STREET BETWEEN THE FEC RAILROAD AND GROVE AVENUE.

Mayor Via opened public participation.

The following individual came forward to speak to the Mayor and City Commission: Gilles Blais.

Mayor Via closed public participation.

*Commissioner Reed moved **APPROVAL** for the resurfacing of 8th Street between the Florida East Coast (FEC) Railroad and Grove Avenue – 8th Street East Local Agency Program Agreement, seconded by Commissioner Glass.*

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

14. RATIFICATION OF THE L.I.U.N.A. UNION CONTRACT

Mr. Swartzlander and Ms. Cole spoke briefly about the L.I.U.N.A. Contract to the Mayor and City Commission.

Mayor Via opened public participation.

The following individual came forward to speak to the Mayor and City Commission: James Robinson.

Mayor Via closed public participation.

*Commissioner Glass moved **APPROVAL** of the Ratification of the L.I.U.N.A. Contract, seconded by Commissioner Penny.*

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

15. COMMITTEE REPORTS

Members of the Commission are encouraged to give a brief report from the various committees on which they serve.

Mayor Via gave a committee report on VCOG; reminded the Commissioners about the upcoming FLC dinner on July 23rd in Lake Helen; next WAV Executive Board meeting will be next week.

James Robinson shared his concerns about the Volusia County Growth Management Resolution to the Mayor and City Commissioners.

16. COMMUNICATIONS

A. City Manager

None.

B. City Attorney

Attorney Simpson informed the Mayor and City Commission that this might be a good time to speak about appointing an Interim City Manager. There was some discussion amongst the Mayor, City Commission, Attorney Simpson and staff at this time.

*Commissioner Reed moved **APPROVAL** of appointing Kurt Swartzlander as the City's Interim City Manager, seconded by Commissioner Glass.*

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

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C. Mayor & Commissioners

Commissioner Penny thanked Roger Healey for attending the school board meetings and keeping the Commission up to date. Commissioner Penny informed the Commission that Holly Hill Elementary went up to an “A” school.

Commissioner Glass spoke briefly about the 4th of July weekend and reminded the Mayor and Commissioners that they are not allowed to direct staff to do anything that they need to go through the City Manager.

Commissioner Towsley asked if the City was going to be doing anything on August 4th for National Night Out with the Police Department.

Chief Barker informed the Commissioner that they will be holding an Open House at Sica Hall that evening and is currently working with Officer Scalf on that.

Mayor Via reminded the Commissioners about the FLC dinner in Lake Helen on July 23rd.

17. ADJOURNMENT

The meeting officially adjourned at approximately 8:20 p.m.

Attest:

City of Holly Hill, Florida

Valerie Manning
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.”

*A verbatim copy of Sunshine Law meetings (e.g. City Commission meetings/workshops/Agency meetings and CRA meetings) are available upon request to the City Clerk during regular business hours, Monday through Friday,
8:00 a.m. to 5:00 p.m.*