

**MINUTES
REGULAR CITY COMMISSION MEETING
CITY OF HOLLY HILL, FLORIDA
JULY 28, 1998**

1. CALL TO ORDER

Vice-Mayor J. D. Mellette called the meeting to order in Commission Chambers at 1065 Ridgewood Avenue in City Hall.

Answering roll call with Vice-Mayor Mellette were Commissioners Arthur J. Byrnes, Shirley Heyman and Roland Via. Mayor Arthur was excused.

Also attending were City Manager Donald Lusk, Assistant City Attorney Scott Simpson, and City Clerk Sue W. Blackwell.

2. INVOCATION

The Invocation was given by Tim Harbuck

3. PLEDGE OF ALLEGIANCE TO THE FLAG

4. PRESENTATIONS

A. Cecily Noel

Vice-Mayor Mellette presented Cecily Noel with a plaque of appreciation for serving on the Board of Planning and Appeals from 1993 – 1998 and thanked her for a wonderful job.

5. CONSENT AGENDA

A. Minutes Regular Meeting – July 14, 1998

*Commissioner Via moved to **APPROVE** the consent agenda being seconded by Commissioner Heyman. The motion **CARRIED** 4-0 on the following roll call:*

Via, yes; Heyman, yes; Byrnes, yes; Mellette, yes.

6. AUDIENCE PARTICIPATION

James Snyder - owner of the property located at 635 State Avenue, complained about health, sanitation, noise, and liability factors that have been created by allowing four pigs,

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two dogs and several cats at 637 State Avenue. City Manager Lusk said the people living at 637 State Avenue have been cited.

**7. ORDINANCE NO. 2519 – AMENDS CHAPTER 62 (TAXATION)
ARTICLE II (PUBLIC SERVICE TAX) PROVIDING FOR A SEVEN PERCENT
(7%) PUBLIC SERVICE TAX ON TELECOMMUNICATIONS SERVICE
(Second reading)**

Assistant City Attorney Simpson read:

ORDINANCE NO. 2519

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING CHAPTER 62 (TAXATION) ARTICLE III (PUBLIC SERVICE TAX) PROVIDING FOR A SEVEN PERCENT (7%) PUBLIC SERVICE TAX ON TELECOMMUNICATIONS SERVICE PURCHASED WITHIN THE CITY THAT ORIGINATE AND TERMINATE WITHIN THE STATE OF FLORIDA; PROVIDING FOR INTEREST AND PENALTIES: PROVIDING FOR QUARTERLY PAYMENT OF TAX WHEN THE AMOUNT OWED FOR THE CALENDAR QUARTER DOES NOT EXCEED ONE HUNDRED TWENTY DOLLARS (\$120.00); PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Via moved to **ADOPT** Ordinance No. 2519 on second and final reading being seconded by Commissioner Byrnes. The motion **CARRIED** 4-0 on the following roll call:*

Via, yes; Byrnes, yes; Heyman, yes; Mellette, yes.

8. ORDINANCE NO 2520 – AMENDS CHAPTER 34 (FIRE PREVENTION AND PROTECTION) BY ADOPTING THE 1997 EDITION STANDARD FIRE PREVENTION CODE, NATIONAL FIRE PROTECTION ASSOCIATION 101, LIFE SAFETY CODE, AS THE OFFICIAL FIRE PREVENTION CODE OF THE CITY AND AMENDING SECTION 14-126 ADOPTING THE 1997 STANDARD BUILDING CODE, PLUMBING CODE, MECHANICAL CODE, GAS CODE, SWIMMING POOL CODE, AND ELECTRICAL CODE (Second reading)

Assistant City Attorney Simpson read:

ORDINANCE NO. 2520

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING CHAPTER 34 (FIRE PREVENTION AND PROTECTION) BY ADOPTING THE STANDARD FIRE PREVENTION CODE, 1997 EDITION, AND THE

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NATIONAL FIRE PROTECTION ASSOCIATION 101, LIFE SAFETY CODE, 1997 EDITION, AS THE OFFICIAL FIRE PREVENTION CODE OF THE CITY AND AMENDING SECTION 14-126 ADOPTING THE 1997 STANDARD BUILDING CODE, PLUMBING CODE, MECHANICAL CODE, GAS CODE. SWIMMING POOL CODE, AND ELECTRICAL CODE; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Heyman moved to **ADOPT** Ordinance No. 2520 on second and final reading being seconded by Commissioner Via. The motion **CARRIED** 4-0 on the following roll call:*

Heyman, yes; Via, yes; Byrnes, yes; Mellette, yes.

9. ORDINANCE NO. 2521 – WITHDRAWN FOR FURTHER ADVERTISING

10. ORDINANCE NO. 2522 – AMENDS CHAPTER 2 (ADMINISTRATION) ARTICLE II (CITY COMMISSION), DIVISION 1 (GENERALLY), SECTION 2-30 (EXPENSE ALLOWANCE AND HONORARIUM) TO PROVIDE FOR AN INCREASE IN THE ANNUAL EXPENSE ALLOWANCE OF THE MAYOR AND CITY COMMISSIONERS (First reading)

Assistant City Attorney Simpson read:

ORDINANCE NO. 2522

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING CHAPTER 2 (ADMINISTRATION), ARTICLE II (CITY COMMISSION), DIVISION 1 (GENERALLY), SECTION 2-30 (EXPENSE ALLOWANCE AND HONORARIUM) TO PROVIDE FOR AN INCREASE IN THE ANNUAL EXPENSE ALLOWANCE OF THE MAYOR TO \$9,840.00 AND INCREASING THE ANNUAL EXPENSE ALLOWANCE OF THE CITY COMMISSIONERS TO \$6,600; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

City Manager Lusk explained both item 7 and item 10 are in the budget and must be made effective by Ordinance.

*Commissioner Heyman moved to **APPROVE** Ordinance No. 2522 on first reading being seconded by Commissioner Byrnes. The motion **CARRIED** 4-0 on the following roll call.*

Heyman, yes; Via, yes; Byrnes, yes; Mellette, yes.

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11. RESOLUTION 98-R-29 – PROPOSING A TENTATIVE MILLAGE RATE FOR THE YEAR BEGINNING OCTOBER 1, 1998 FOR THE CITY OF HOLLY HILL, FLORIDA

Assistant City Attorney Simpson read:

RESOLUTION NO. 98-R-29

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, PROPOSING A TENTATIVE MILLAGE RATE FOR THE YEAR BEGINNING OCTOBER 1, 1998 FOR THE CITY OF HOLLY HILL, FLORIDA

City Manager Lusk said the tentative millage rate must be filed tomorrow. This will be an actual tax cut of about 3% below the roll back rate. The rate to be advertised will be 5.25.

Commissioner Heyman moved to ADOPT Resolution 98-R-29 being seconded by Commissioner Via. The motion CARRIED 4-0 on the following roll call:

Heyman, yes; Via, yes; Byrnes, yes; Mellette, yes.

12. RESOLUTION 98-R-30 – AUTHORIZE THE MAYOR AND THE CITY MANAGER TO ENTER INTO A THREE YEAR CONTRACT WITH L.I.U.N.A. LOCAL #678

Assistant City Attorney Simpson read:

RESOLUTION NO. 98-R-30

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE MAYOR AND THE CITY MANAGER OF THE CITY OF HOLLY HILL, FLORIDA TO ENTER INTO AND EXECUTE A THREE YEAR CONTRACT WITH THE LIUNA, PUBLIC EMPLOYEES, LOCAL 678, AFL-CIO; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

City Manager Lusk said this is a three year contract the Union members voted this contract in 28-0 by secret ballot. It is within the guidelines that the Commission set for this years salary adjustments.

Commissioner Via moved to ADOPT Resolution 98-R-30 being seconded by Commissioner Heyman. The motion CARRIED 4-0 on the following roll call:

Via, yes; Heyman, yes; Byrnes, yes; Mellette, yes.

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13. REQUEST FOR APPROVAL TO FINANCE WATER IMPACT FEE

City Manager Lusk said this is a customer who wants to connect to the City water line on Alabama Avenue and is asking to finance the connection fees for a six month period.

*Commissioner Via moved to **APPROVE** the request to finance the water impact fee being seconded by Commissioner Heyman. The motion **CARRIED** 4-0 on roll call.*

14. COMMUNICATIONS FROM CITY MANAGER

None

15. COMMUNICATIONS FROM CITY ATTORNEY

None

16. COMMUNICATIONS FROM MAYOR & COMMISSIONERS

Commissioner Via – None

Commissioner Heyman – Thanked everyone at the City who sent cards and attended the memorial service for her husband James.

Commissioner Byrnes- Is enjoying his new job.

Vice-Mayor Mellette – None

17. ADJOURNMENT

Vice-Mayor Mellette announced there will be a workshop meeting immediately following the Commission meeting. With no further business to come before the Commission the meeting was adjourned at approximately 7:48 p.m.

WILLIAM D. ARTHUR, MAYOR

ATTEST:

CITY CLERK