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

July 9, 2013

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 Penny Currie, Donnie Moore and Elizabeth Albert.

Absent: Commissioner John Penny.

Also attending were the following staff members: City Manager James A. McCroskey, City Attorney Scott Simpson, Finance Director Kurt Swartzlander, Police Chief Mark Barker, Fire Chief Jim Bland, City Planner Tom Harowski, Community Services Director Jacki Maswary, Economic Development Director Lynn Dehlinger, Building Official Larry Hites, Human Resources Manager Sandy Fenwick, Sergeant Toby Wall, and City Clerk Valerie Manning.

B. Invocation

Mayor Johnson led invocation.

C. Pledge of Allegiance to the Flag

Mayor Johnson led the Pledge of Allegiance.

2. MINUTES

Minutes from the Regular City Commission meeting – June 25, 2013 *(City Clerk)*

*Commissioner Moore moved **APPROVAL** for the **MINUTES**, seconded by Commissioner Albert.*

The motion **CARRIED** 4-0 by roll call vote: Moore – Yes, Albert – Yes, Currie – Yes, and Mayor – Yes

3. PRESENTATION ONLY

Proposed Budget *(Finance Director)*

Mr. Swartzlander gave a brief presentation on the proposed budget; referring to the handout that was in their packets. Mr. Swartzlander reminded the Mayor and Commissioners that they will be voting on the millage rate at the next City Commission meeting.

4. PUBLIC PARTICIPATION

Regarding items not on the agenda

Mayor Johnson opened public participation.

The following individuals came forward to address the City Commission by sharing their concerns about the issue regarding Commissioner Moore's residency and requesting that he turn in his resignation immediately and if Commission Moore votes on any future business of the City, will those votes count: Mike Chuven, Holly Hill; Arthur Byrnes, Holly Hill; Chris Via, Holly Hill; Rosalee Inglid, Holly Hill; Maureen Monahan, Holly Hill; Rick McCardy, Holly Hill; Arthur Morris, Holly Hill.

The following individuals came forward to address the City Commission: Mitch Moore, suggested installing an electric charger at The Market in the effort to going green for the electric cars; cost efficient; thanked the Commissioners for purchasing an electric car. Jim Legary, Holly Hill asked the Commission about the transfer of funds to the enterprise funds, wanted clarification.

Mr. Swartzlander clarified what it meant to transfer funds to the enterprise funds; this process is done every year for the budget.

Attorney Simpson addressed the concerns of the citizens pertaining to Commission Moore's situation about his residency; discussed the Holly Hill Charter; informed the citizens and the Commission that Ann McFall, Supervisor of Elections was doing an inquiry as to Commissioner Moore's residency, at this time Ms. McFall is waiting on the results of that. Attorney Simpson the Mayor and City Commission can call a special meeting to resolve this issue before they hear back from Ms. McFall if they choose to do so or it can be discussed and resolved at a regular City Commission meeting.

Commissioner Moore spoke briefly and informed the citizens that he does live in Holly Hill and that he was advised by Ann McFall to say little as possible while she does her inquiry.

Mayor Johnson closed public participation.

5. CONSENT AGENDA

None.

6. BUSINESS AGENDA

A. PUBLIC HEARING – SECOND READING OF ORDINANCE 2938, SIGN CODE REVISIONS *(City Planner)*

Attorney Simpson read by title only:

ORDINANCE NO. 2938

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING SECTION 110-8 (PERMITTED PERMANENT ACCESSORY SIGNS) AMENDING THE METHOD OF CALCULATING THE AMOUNT OF PERMITTED NON-COMMERCIAL SIGNAGE; PROVIDING FOR TERMS AND CONDITIONS; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Albert moved **APPROVAL** for **Second Reading of Ordinance 2938**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 3-1 by roll call vote: Albert – Yes, Moore – Yes, Currie – No, and Mayor – Yes

B. PUBLIC HEARING – SECOND READING OF ORDINANCE 2939, REPEAL OF SWEEPSTAKES CENTER SPECIAL EXCEPTION *(City Planner)*

Attorney Simpson read by title only:

ORDINANCE NO. 2939

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS, BY REPEALING SECTION 114-708 ALLOWING SWEEPSTAKES CENTERS AS A SPECIAL EXCEPTION USE; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Moore moved **APPROVAL** for **Second Reading of Ordinance 2939**, seconded by Commissioner Albert.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 4-0 by roll call vote: Moore – Yes, Albert – Yes, Currie – Yes, and Mayor – Yes

C. PUBLIC HEARING – SECOND READING OF ORDINANCE 2940, CONVERSION OF OVERHEAD ELECTRIC TO UNDERGROUND ELECTRIC *(Building Official)*

Attorney Simpson read by title only:

ORDINANCE NO. 2940

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA CREATING SECTION 14-181 (CONVERSION OF OVERHEAD ELECTRIC SERVICE TO UNDERGROUND ELECTRIC SERVICE) REQUIRING THE CONVERSION OF OVERHEAD ELECTRIC SERVICE TO UNDERGROUND ELECTRIC SERVICE FOR PROPERTY LOCATED IN CERTAIN AREAS OF THE CITY IF ELECTRICAL REPAIRS OR IMPROVEMENTS OF A CERTAIN DOLLAR AMOUNT ARE PERFORMED ON THE PROPERTY; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Albert moved **APPROVAL** for **Second Reading of Ordinance 2940**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 4-0 by roll call vote: Albert – Yes, Moore – Yes, Currie – Yes, and Mayor – Yes

D. SPECIAL EXCEPTION – THE MARKET – LEASE AGREEMENT *(City Manager / Economic Development Director)*

*Commissioner Albert made a motion for the **SPECIAL EXCEPTION – THE MARKET – LEASE AGREEMENT**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation. No one spoke.

The motion **CARRIED** 4-0 by roll call vote: Albert – Yes, Moore – Yes, Currie –Yes, and Mayor – Yes

7. COMMUNICATIONS

a. City Manager

Mr. McCroskey reminded everyone that Utility Billing, Building & Zoning Department have moved across the street from City Hall, 1066 Ridgewood Avenue; there will be a Budget workshop on August 13th at 6:00 PM.

b. City Attorney

None.

c. City Clerk

None.

d. Mayor & Commissioners

Commissioner Currie reminded the Mayor and Commissioners that she will be out of the State on vacation attending her annual family reunion, she will not be at the next City Commission meeting; shared her concerns about the STOP sign in front of City Hall by the steps is not a friendly approach; disappointed that the Mayor and Commissioners could not schedule a special meeting tonight for the future to resolve Commissioner Moore's situation.

Commissioner Moore apologized for his negative comment earlier in the meeting; shared his concerns about how the media and certain individuals are treating this situation like they are; all he is doing is trying to protect his family; this whole residency issue has been blown out of proportion; Commissioner Moore informed the citizens and the Mayor and Commissioners that he has no intentions in resigning. Commissioner Moore stated for the record, "I have never lived in Lake County; I am qualified to be in office."

Commissioner Albert is hoping that the Commissioners can look into the large groups permitting in the park and how they feel about that; reminded the citizens that she will not be holding her monthly "Walk & Talk" on Saturday because she will be on vacation with her family, they will resume the walk in August when it gets cooler; address recuperating the delinquent water accounts; prayers for the Penny family as Tropical Storm Chantel heads towards the Bahamas; informed everyone that The Sandwich Shoppe is now open at the old Rosie's place on Ridgewood; shared her concerns about how routinely it appears that the Mayor and Commissioners are allowing certain behaviors during a business meeting and that personal feelings need to be put to the side and conduct the meetings in a business format.

Mayor Johnson asked that everyone keep the 19 firefighters in their thoughts and prayers who died; attended former Mayor Bud Asher's viewing today, he passed away last week. Mayor Johnson read some words of wisdom from Billy Graham.

8. ADJOURNMENT

Mayor Johnson officially adjourned the meeting at approximately 8:35 pm.

Valerie Manning
City Clerk