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

August 22, 2006

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 7:05 p.m. Attending with Mayor Via were Commissioners John Penny, Gilles Blais, Mark Reed and Traci A. Anderson.

Also attending were City Manager Joe Forte, Assistant City Attorney Scott Simpson, Public Safety Director Don Shinnamon, Public Works Director/City Engineer Christ Hurst, Community Development Director/City Planner Doug Gutierriez, Community Redevelopment Coordinator Marsha Radulovich, and City Clerk Valerie Manning.

B. Invocation

Mayor Via delivered the invocation.

C. Pledge of Allegiance to the Flag

2. PRESENTATIONS & PROCLAMATIONS

- Proclamation – Holly Hill Firefighters Appreciation Week – September 1st through September 8th

Mayor Via and Chief Shinnamon presented the Holly Hill Firefighters with a proclamation for their continued support with the ***Muscular Dystrophy Association*** this year.

- Proclamation for Citizen of the Year – Dan Daugherty

Mayor Via presented a proclamation to Dan Daugherty who was nominated as ***Citizen of the Year*** 2006.

3. CONSENT AGENDA

- Minutes from the Regular City Commission Meeting – August 8, 2006
- Minutes from the City Commission Workshop – August 8, 2006

*Commissioner Reed moved **APPROVAL** of the items on the consent agenda, seconded by Commissioner Blais.*

The motion **CARRIED** 5-0 on roll call: Reed – Yes, Blais – Yes, Anderson – Yes, Penny – Yes, Mayor Via – Yes.

4. AUDIENCE PARTICIPATION
Regarding items not on the agenda.

Jim Legary, 342 Burleigh Avenue, mentioned that he is not interested in competing with lawns or disrupting the spirit of community. Mr. Legary mentioned that it is his intention to improve the community as much as he can and he would like to work with the City on that and he feels a sense of adversariness and that's not his intention. Mr. Legary informed the Mayor and Commissioners that if he says something, he is attempting to make a contribution.

Maureen Monahan, 215 – 5th Street, spoke about the sense of community for Holly Hill and read the definition of community to the Mayor and Commissioners and the different attempts that citizens have tried to have a sense of community with the City. Ms. Monahan mentioned that the Mayor and Commissioners should take some responsibility for their jobs and said that it takes real honest leadership, without any egos or thought of future elections, to see where the citizens are at.

Joan Richeson, 1000 Walker Street, #87, was here tonight representing the Beautification Advisory Board and read her thoughts on the disposition of the Board to the Mayor and Commissioners. Ms. Richeson mentioned that she and the Board feels that they are unappreciated and yes, there is a quick turnover but that doesn't mean that they are useless. Ms. Richeson informed the Mayor and Commissioners that the Board was not able to meet only once due to not having a quorum for this year. There were several no quorums' last year but this year has been better so far. Ms. Richeson feels that the Board and she shouldn't be on trial for the next six months in order to retain their worth. Ms. Richeson mentioned what could cure their occasional no award month would be to make up the awards in subsequent months. Ms. Richeson wants to make an appeal to do away with the six month trial period for the Board and let it go on as it has for so many years.

*There was **CONSENSUS** from the City Commission to have a joint workshop with the Beautification Advisory Board in the near future.*

There was brief discussion amongst the Mayor, Commissioners, and Mr. Forte in response to some of the public comments that were brought forth.

Mayor Via excused Mr. Gutierrez from the Commission meeting and his portion of the workshop at the end of the regular meeting due to Mr. Gutierrez not feeling well. The update on SB 444 and SB 360 will be rescheduled for another date and time. Attorney Simpson is going to review those documents first before rescheduling the workshop.

5. FIRST READING OF ORDINANCE 2780, RESIDENCY REQUIREMENTS FOR THE BOARD OF PLANNING AND APPEALS

Mr. Simpson read by short title:

ORDINANCE NO. 2780

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING SECTION 82-76 (MEMBERSHIP) OF THE CITY CODE OF ORDINANCE TO PROVIDE THAT ONLY CITY RESIDENTS AND OWNERS OF BUSINESSES LOCATED IN CITY CAN QUALIFY TO SERVE AS A MEMBER OR ALTERNATE MEMBER OF THE BOARD OF PLANNING AND APPEALS; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Blais moved ***APPROVAL*** *of First Reading for Ordinance 2780, seconded by Commissioner Penny.*

Mayor Via opened public participation.

Maureen Monahan, 215 – 5th Street, spoke of sense of community for the City and asked if the Commission would reconsider their decision on this and define it as “residence only” not business owners because she feels it’s important that they have the Planning and Zoning Board not involved in any more planning than what is already going on.

Mayor Via closed public participation.

The motion **CARRIED** 4-1 on roll call: Blais – Yes, Penny – Yes, Anderson – No, Reed – Yes, Mayor Via – Yes

6. SURVEY OF ALABAMA AVENUE, SELMA AVENUE TO NOVA ROAD & A PORTION OF NOVA ROAD

Mr. Forte informed the Mayor and Commissioners that this is a request for $6,500 for Mike Myer Surveying to do the survey of Alabama between Selma Avenue and Nova Road for the purpose of locating a reuse line that will go from the City’s existing line up to Nova Road where it will eventually tie into Ormond Beach’s reuse line and it will also tee-off into the development which is the Viscomi town homes.

Commissioner Penny made a motion to ***APPROVE*** *Myer Land Surveying to proceed with the survey for an approximate fee of $6,500, seconded by Commissioner Blais.*

The motion **CARRIED** 5-0 on roll call: Penny – Yes, Blais – Yes, Reed – Yes, Anderson – Yes, Mayor Via – Yes.

7. CENTER AVENUE – LPGA TO SOUTHERLY CITY LIMITS – TOPOGRAPHIC SURVEY

Mr. Forte mentioned that this is a survey to do the topographic survey from LPGA Blvd. down to the City limits, along Center Street but this will aide in their location of the right-of-way for the placement of the sidewalks which is being funded by the CDBG money.

*Commissioner Blais made a motion to **APPROVE** Myer Land Surveying to proceed with the survey for an approximate fee of $12,700, seconded by Commissioner Anderson.*

The motion **CARRIED** 5-0 on roll call: Blais – Yes, Anderson – Yes, Reed – Yes, Penny – Yes, Mayor Via – Yes.

8. HYDROGEOLOGICAL CONSULTING SERVICES FOR ST. JOHNS RIVER WATER MANAGEMENT DISTRICT (SJRWMD) CONSUMPTIVE USE PERMIT (CUP) – APPLICATION

Mr. Forte stated as part of the City's application to apply for a Consumptive Use Permit (CUP) through the district, they are required to do the modeling of the City's well fields.

*Commissioner Blais made a motion to **APPROVE** award of a Contract to Missimer Groundwater Science, Inc., to provide groundwater modeling in support of the City's CUP application in the amount of $20,000, seconded by Commissioner Penny.*

The motion **CARRIED** 5-0 on roll call: Blais – Yes, Penny – Yes, Anderson – Yes, Reed – Yes, Mayor Via – Yes.

9. FINAL PLAT APPROVAL FOR SUBDIVISION – MAGNOLIA AVENUE

Mr. Forte mentioned the site plan for Magnolia Avenue. This property is owned by Mr. Flippo and it has been sold to Don Nielson who is now the property owner. Mr. Nielson is proposing a total of eighteen (18) lots which includes Mr. Flippo's property who is proposing to build seventeen (17) homes as part of this subdivision. He is required to install the water and sewer lines and create the road of what will be Magnolia Street from the dead end at the South to 10th Street. Mr. Forte further stated that in addition to that, Mr. Nielson is going to be improving the stormwater in that area as a result of this project as well.

*Commissioner Penny made a motion to **APPROVE** the final plat for the subdivision on Magnolia Avenue, seconded by Commissioner Blais.*

There was brief discussion amongst the Mayor, Commissioners, Mr. Forte, and Mr. Hurst regarding the subdivision on Magnolia Avenue and any stormwater issues in that neighborhood.

Don Nielson, property owner of said property spoke briefly in regards to the stormwater issues and informed the Mayor and Commissioners that there are no stormwater provisions on Jasmine right now and it completely floods there. He is putting stormwater grates on Jasmine to eliminate that problem. Mr. Nielson stated that they are going to be putting six (6) more on Magnolia Avenue and from Ferndale, as it flows down, will flow into our stormwater sewer, at his expense, and send it on to the retention pond. They will be improving the entire neighborhood around that.

The motion **CARRIED** 5-0 on roll call: Penny – Yes, Blais – Yes, Reed – Yes, Anderson – Yes, Mayor Via – Yes.

10. PIGGYBACK DAYTONA BEACH CHEMICAL BID FOR FY 2006 – 2007

Commissioner Reed mentioned Mr. Schultz who came to the last City Commission meeting and spoke about fluoride in the water. Commissioner Reed reminded the Commission that fluoride is in the City's Charter and he would like to have that as a ballot initiative to take that out of the Charter and let it be the will of the Commission to how much and when they use fluoride.

Mayor Via reminded the Commission that at the last meeting they said that they would workshop this.

Mr. Forte let the Commission know that it would have to be the 2007 Election.

Commissioner Blais moved to ***APPROVE*** *piggybacking with the City of Daytona Beach for Carbon Dioxide from Air Liquide Industrial U.S. L.P. at $215 per ton, Chlorine from JCI Jones Chemical, Inc., at $457 per 1-ton cylinders, Quicklime from O-N Minerals (Luttrell Co.) at $131.14 per ton and Liquid Sulphur Dioxide from Bentag Mid South at $395 per 1-ton cylinders and Liquid Alum from National Alum Corp., at $140 per 1-ton cylinders, seconded by Commissioner Reed.*

The motion **CARRIED** 5-0 on roll call: Blais – Yes, Reed – Yes, Penny – Yes, Anderson – Yes, Mayor Via – Yes.

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

Commissioner Blais mentioned that the MPO meeting is tomorrow and Congressman Mica will be there and spoke about LPGA Blvd., from Old Kings Road to Nova Road, will be widened to 2 to 4 lanes. Commissioner Blais spoke briefly about the Supplement Manual.

Mayor Via mentioned that WAV is having a meeting tomorrow and asked if Mr. Forte had any MAC meeting results.

Mr. Forte spoke briefly about the MAC meeting and how MAC is wanting to dissolve the WAV.

Mayor Via mentioned VCOG and the Commission Review Committee (CRC) amendments and Home Rule. He mentioned that there is going to be a meeting on August 28th at 5:00 p.m.

12. COMMUNICATIONS

A. City Manager

Mr. Forte reminded the Mayor and Commissioners that the first regular City Commission meeting for September has been changed to Monday, September 11th at 7:00 p.m. Mr. Forte asked for some direction in regards to Mr. Nielson's property in reference to workforce housing. He was asking the Mayor and Commissioners if they would give him the okay to move forward to start negotiations with Mr. Nielson for that. There was consensus from the City Commission for him to do that.

B. City Attorney

None.

C. Mayor & Commissioners

Commissioner Penny gave a brief report about the FL League of Cities Annual Conference that he attended and spoke about the City of St. Pete and their schools and mentoring.

Commissioner Blais gave a brief report about the FL League of Cities Annual Conference and the different workshops that he attended.

Mayor Via spoke briefly about the FL League of Cities Annual Conference and the seminars and workshops that he attended and mentioned his bi-monthly luncheon with Volusia County Chairman, Frank Bruno who holds these luncheons to meet with all the local Mayors to see what's going on in the different cities.

13. ADJOURNMENT

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

Attest:	City of Holly Hill, Florida
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Valerie Manning City Clerk	Roland D. Via Mayor