M I N U T E S
REGULAR COMMISSION MEETING
COMMUNITY REDEVELOPMENT AGENCY (CRA) MEETING
CITY OF HOLLY HILL, FLORIDA

August 27, 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 John Penny, Penny Currie, and Elizabeth Albert.

Absent: Commissioner Donnie Moore

Also attending were the following staff members: City Attorney Scott Simpson, City Manager James A. McCroskey, Finance Director Kurt Swartzlander, Assistant Finance Director Catherine Colwell, Police Chief Mark Barker, Fire Chief Jim Bland, City Planner Tom Harowski, Community Services Director Jacki Maswary, Economic Development Director Lynn Dehlinger, Human Resources Manager Sandy Fenwick, Sergeant Chris Yates and Officer Jason Weiss, 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.

*Commissioner Penny made a motion to **EXCUSE COMMISSIONER MOORE FROM THE MEETING TONIGHT; GOT CALLED BACK TO WORK**, seconded by Commissioner Albert.*

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

2. MINUTES

A. Minutes from the Budget Workshop – August 13, 2013 *(City Clerk)*

B. Minutes from the Regular City Commission & Community Redevelopment Agency (CRA) meeting – August 13, 2013 *(City Clerk)*

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

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

3. PRESENTATIONS

A. Police Department Oath of Office Ceremony *(Police Chief)*

Police Chief swore in the following Officers: Gary Ward, Bernard Goshay, Robert Hutchinson, and Nicholas Champion.

B. Holly Hill K-8 Administrative Team *(Commissioner Albert)*

Commissioner Albert introduced the Holly Hill K-8 Administrative team to the Mayor, Commissioners and the community: Tami Fisher, Principal, Marci Lockamy, Asst. Principal, and Stefan Mallory, Asst. Principal.

4. PUBLIC PARTICIPATION ~ APPEARANCE AND COMMENT CARD *(City Manager)*

Mr. McCroskey spoke briefly about this item to the Mayor and Commissioners. If adopted, this will begin at the next regular City Commission meeting.

The Mayor and Commissioners shared their likes and dislikes to the City Manager.

*Commissioner Penny made a motion to **AMEND the time to speak to 30 minutes and to allow additional time at the end of the meeting for public participation for those that were not able to speak in the beginning of the meeting and no cards will be filled out for Items on the Agenda, original 5 minutes remains the same for agenda items**, seconded by Commissioner Albert.*

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

5. PUBLIC PARTICIPATION

Regarding items not on the agenda

Mayor Johnson opened public participation.

The following individuals came forward to address the City Commission about various issues: Jim Legary, 342 Burleigh Avenue, Holly Hill; Sgt. Forrest Currie, Holly Hill; Mike Chuvan, 407 Miriam Avenue; Bob Bishop, 402 Flomich Avenue, (old Bishop's Dairy Business Park) Holly Hill; Eddie Colosimo, 826½ Riverside Drive, Holly Hill; Gilles Blais, 710 Magnolia Avenue, Holly Hill; Jeff Martin, 934 Jasmine Avenue, Holly Hill.

Mayor Johnson closed public participation.

6. CONSENT AGENDA

Law Enforcement Trust Fund (LETF) Expenditure Request ~ Utility Truck Transfer and Demilitarization *(Police Chief)*

Mr. McCroskey informed the Mayor and Commissioners that this item has to be pulled. The Department of Defense has notified staff that all military vehicles have been frozen for release/transfer. This vehicle will not be brought forth at this time.

7. BUSINESS AGENDA

A. PUBLIC HEARING – SECOND READING OF ORDINANCE 2942, BOND REQUIREMENT FOR EXCAVATION CONTRACTORS *(Building Official)*

City Attorney read by title only:

ORDINANCE NO. 2942

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING SECTION 58-102 (EXCAVATION PERMIT REQUIRED) OF THE CITY OF HOLLY HILL CODE OF ORDINANCES TO REQUIRE CONTRACTORS TO POST A BOND; PROVIDING FOR EXCEPTIONS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Penny made a motion to **AMEND the following language in the Ordinance from "may be" to "shall be required"**, seconded by Commissioner Albert.*

*Commissioner Penny moved **APPROVAL for Second Reading of Ordinance 2942** as amended, seconded by Commissioner Albert.*

Mayor Johnson opened public participation. No one spoke.

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

B. FIRST READING OF ORDINANCE 2943, CITIZENS HELPING CITIZENS FUND *(Finance Director)*

Attorney Simpson suggested that the Mayor and Commissioners pull this item from tonight's agenda because it's going to come back to them; these policies and procedures. It will come back to the Commission as policies and procedures of the City's Community Trust instead of as "City Commission". It's very important, from his perspective, that they try to separate money that goes into the Community Trust as far as they can from the City because one of the concerns he has always had is a General Rule, you cannot take public funds and do private benefits, something that is primarily a private benefit unless there is something in the law that authorizes it. Make sure that these are charitable donations. Attorney Simpson stated it will come back to the Commission at the next meeting but we will convene the regular meeting to "Community Trust Board of Directors", just like they do with the CRA meetings.

C. VARIANCE REQUEST – 1586 MORAVIA AVENUE – APPLICANT: CONRAD BERNHARDT *(City Planner)*

Mr. Harowski gave a brief staff report pertaining to 1586 Moravia Avenue for the variance request.

Mayor Johnson opened public participation. No one spoke.

*Commissioner Penny moved **APPROVAL** for **the VARIANCE REQUEST, 1586 MORAVIA AVENUE,** seconded by Commissioner Albert.*

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

D. SPECIAL EXCEPTION – 841 RIDGEWOOD AVENUE – REQUEST TO ALLOW AUTOMOTIVE SALES – APPLICANT: HUGH UPTON *(City Planner)*

Mr. McCroskey gave a brief report on the special exception for 841 Ridgewood Avenue for a request to allow automotive sales at that location.

Mayor Johnson opened public participation.

The following individuals came forward to address the City Commission about the special exception located at 841 Ridgewood Avenue: Ed Perkins, 920 Riverside Drive, Holly Hill; Hugh Upton, property owner of 841 Ridgewood Avenue, Holly Hill; Michael Cousins, 924 Avondale Street, Holly Hill; Jeff Martin 934 Jasmine Avenue, Holly Hill; Shawn Bell (?), 227 9th Street, Holly Hill; Gilles Blais, 710 Magnolia Avenue, Holly Hill; Jim Legary, 342 Burleigh Avenue, Holly Hill.

Mayor Johnson closed public participation.

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

E. RESOLUTION 2013-R-56, GENERAL LIABILITY, PROPERTY & CASUALTY & WORKERS COMPENSATION INSURANCE *(Finance Director)*

City Attorney read by title only:

RESOLUTION 2013-R-56

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE NEW INSURANCE COVERAGES FOR FISCAL YEAR 2013-2014; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Albert moved **APPROVAL** for **Resolution 2013-R-56**, seconded by Commissioner Currie.*

Mayor Johnson opened public participation. No one spoke.

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

F. PROPERTY IMPROVEMENT FUNDS FOR RENOVATIONS AT THE MARKET *(Community Services Director)*

Mr. McCroskey gave a brief staff report pertaining to the property improvement funds needed for the renovations at The Market for the restaurant.

*Commissioner Penny moved **APPROVAL** for **PROPERTY IMPROVEMENT FUNDS FOR RENOVATIONS AT THE MARKET**, seconded by Commissioner Albert.*

Mayor Johnson opened public participation.

The following individuals came forward to address the City Commission about the property improvement funds needed for the renovations at The Market: Jim Legary, 342 Burleigh Avenue, Holly Hill; Sgt. Forrest Currie, Holly Hill.

Mayor Johnson closed public participation.

There was some discussion amongst the Mayor, Commissioners who shared their concerns and input regarding the improvement funds and whether or not the improvements can be done cheaper than what is being proposed and the selling of The Market in the future.

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

8. RECESS THE REGULAR CITY COMMISSION MEETING

9. CONVENE THE COMMUNITY REDEVELOPMENT AGENCY (CRA) MEETING

BUSINESS AGENDA

A. PROPERTY IMPROVEMENT FUNDS FOR RENOVATIONS AT THE MARKET
(Community Services Director)

Commissioner Penny moved ***APPROVAL*** *for* ***PROPERTY IMPROVEMENT FUNDS FOR RENOVATIONS AT THE MARKET****, seconded by Commissioner Albert.*

Mayor Johnson opened public participation.

The following individuals came forward to address the City Commission about the property improvement funds for renovations at The Market: Jeff Martin, 934 Jasmine Avenue, Holly Hill; Jim Legary, 342 Burleigh Avenue, Holly Hill.

Mayor Johnson closed public participation.

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

10. COMMUNICATIONS

a. City Manager

Mr. McCroskey gave an update on the Daytona Avenue bridge.

b. City Attorney

Attorney Simpson stated effective October 1^{st} there will be new laws pertaining to Public Participation at meetings. He will keep them posted.

c. City Clerk

None.

d. Mayor & Commissioners

Commissioner Albert reminded everyone about the Aluminum Can donations taking place with the Cub Scouts; there is a BBQ on September 21^{st} at BFFAR for the Cub Scouts in conjunction with the fundraiser.

Commissioner Penny informed everyone that one Sept. 30 the Boys and Girls Club will be hosting their annual Golf Scramble, if anyone is interested in being a sponsor to get with him; 4:00 PM ribbon cutting at Bishop's Glen on Wednesday; shared his concerns about how the meetings are being run; direct staff to allow Mayor and Commissioners to interact with the public when they come up to speak for their five minutes during public participation. Mr. McCroskey stated he will work on something and bring it back to the Commission.

Commissioner Currie thanked the Holly Hill K-8 Administrative team for coming to the meeting tonight; congratulated the sworn Holly Hill Police Officers; shared her concerns about the residency issue with Commissioner Moore and asked if the Mayor could call a special meeting. Attorney Simpson gave a brief update pertaining to this issue and to the most recent newspaper article regarding Ann McFall, Supervisor of Elections and her comments.

Mayor Johnson thanked everyone for coming to the meeting.

11. ADJOURNMENT

Mayor Johnson officially adjourned the meeting at approximately 9:35 pm.

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Valerie Manning
City Clerk