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

**September 24, 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, Donnie Moore and Elizabeth Albert.

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, Human Resources Manager Sandy Fenwick, Officer Gary Ward, 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. BUDGET ITEMS

### A. PUBLIC HEARING - RESOLUTION 2013-R-59, FINAL MILLAGE RATE ADOPTION *(Finance Director)*

Attorney Simpson read entire Resolution for the record:

**RESOLUTION 2013-R-59**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA, ADOPTING THE FINAL LEVYING OF AD VALOREM TAXES FOR THE CITY OF HOLLY HILL FOR THE FISCAL YEAR 2013-2014; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS,** The City of Holly Hill of Volusia County, Florida, on September 24, 2013, adopted a Fiscal year 2013-2014 final millage rate following a public hearing as required by Florida Statute 200.065; and

**WHEREAS,** the City of Holly Hill of Volusia County Florida, held a public hearing as required by Florida Statute 200.065; and

**WHEREAS,** the gross taxable value for operating purposes not exempt from taxation Volusia County has been certified by the County Property Appraiser to the City of Holly Hill as $452,911,844.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA AS FOLLOWS:**

**SECTION 1.** The FY 2013-2014 operating millage is 7.5300 mills, which is less than the rolled-back rate of 7.5586 mills by -0.38%.

**SECTION 2. SEVERABILITY.** If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

**SECTION 3. EFFECTIVE DATE.** This Resolution shall take effect immediately upon adoption by the City Commission.

The within and foregoing Resolution was read before the City Commission of the City of Holly Hill, Florida at its regular meeting held in Commission Chambers at City Hall, 1065 Ridgewood Avenue, Holly Hill, Florida on the 24th day of September, 2013.

*Commissioner Penny moved **APPROVAL** for Resolution 2013-R-59, seconded by Commissioner Albert.*

**Mayor Johnson opened public participation. No one spoke.**

The motion **CARRIED** 3-2 by roll call vote: Penny – Yes, Albert – Yes, Moore – No, Currie – No, and Mayor – Yes

**B. PUBLIC HEARING – RESOLUTION 2013-R-65, FINAL BUDGET ADOPTION** *(Finance Director)*

Attorney Simpson read entire Resolution for the record:

**RESOLUTION 2013-R-65**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, VOLUSIA COUNTY, FLORIDA, ADOPTING THE FINAL BUDGET FOR THE CITY OF HOLLY HILL FOR THE FISCAL YEAR 2013-2014; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS,** The City of Holly Hill of Volusia County, Florida, on September 24, 2013, held a public hearing as required by Florida Statute 200.065; and

**WHEREAS,** the City of Holly Hill of Volusia County Florida, set forth the appropriations and revenue estimate for the Budget for Fiscal Year 2013-2014.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA AS FOLLOWS:**

**SECTION 1.** The FISCAL Year 2013-2014 Final Budget be adopted.

**SECTION 2. SEVERABILITY.** If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

**SECTION 3. EFFECTIVE DATE.** This Resolution shall take effect immediately upon adoption by the City Commission.

The within and foregoing Resolution was read before the City Commission of the City of Holly Hill, Florida at its regular meeting held in Commission Chambers at City Hall, 1065 Ridgewood Avenue, Holly Hill, Florida on the 24th day of September, 2013.

*Commissioner Penny moved **APPROVAL** for Resolution 2013-R-65, seconded by Commissioner Albert.*

**Mayor Johnson opened public participation. No one spoke.**

The motion **CARRIED** 3-2 by roll call vote: Penny – Yes, Albert – Yes, Moore – No, Currie –No, and Mayor – Yes

## 3. MINUTES

Minutes from the Regular City Commission, Budget and Holly Hill Community Trust Board meeting – September 9, 2013 *(City Clerk)*

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

The motion **CARRIED** 5-0 by roll call vote: Moore – Yes, Currie – Yes, Albert – Yes, Penny – Yes, and Mayor – Yes

## 4. PUBLIC PARTICIPATION

**Regarding items not on the agenda.**

**Mayor Johnson opened public participation.**

The following individual came forward to address the City Commission by sharing information about ADA requirements: Curtis Miller, 1730 Birmingham Avenue, Holly Hill.

**Mayor Johnson closed public participation.**

Commissioner Moore mentioned that he would like to take the time to discuss his residency issue and the ruling that Ann McFall decided. There was some discussion amongst the Mayor, Commissioners and Attorney Simpson.

*Commissioner Penny made a motion to* ***bring forth a Public Hearing at the October 8, 2013 City Commission meeting pertaining to Commissioner Moore's residency issue****, seconded by Commissioner Currie.*

The motion **CARRIED** 5-0 by roll call vote: Penny – Yes, Currie – Yes, Albert – Yes, Moore – Yes, and Mayor – Yes

## 5. CONSENT AGENDA

None.

## 6. <u>BUSINESS AGENDA</u>

### A. RESOLUTION 2013-R-66, LIEN ABATEMENT REQUEST – 1138 DAYTONA AVENUE *(Police Chief / Code Enforcement)*

**RESOLUTION 2013-R-66**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CONDITIONAL RELEASE AND ABATEMENT OF ALL LIENS, FINES, AND JUDGMENTS LEVIED BY THE CITY**

**OF HOLLY HILL SPECIAL MASTER PURSUANT TO AN ORDER OF NON-COMPLIANCE ISSUED APRIL 25, 2012, EXCLUDING A $10,000.00 ADMINISTRATIVE FINE, FOR THE PROPERTY AT 1138 DAYTONA AVENUE, TO FACILITATE THE SALE OF THE PROPERTY; AND SPECIFYING CONDITIONS THAT SHOULD THE PENDING SALE OF THE PROPERTY NOT PROCEED THAT ALL LIENS, FINES, AND JUDGMENTS AGAINST THE PROPERTY PURSUANT TO THE SPECIAL MASTER'S ORDER REMAIN IN EFFECT AND FULLY ENFORCEABLE FROM APRIL 25, 2012; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

*Commissioner Penny moved **APPROVAL** for Resolution 2013-R-66, seconded by Commissioner Moore.*

**Mayor Johnson opened public participation.**

The following individuals came forward to address the City Commission about 1138 Daytona Avenue lien abatement: Jim Legary, 342 Burleigh Avenue, Holly Hill; Margaret, title agent for the property (buyer was present as well).

**Mayor Johnson closed public participation.**

The motion **CARRIED** 5-0 by roll call vote: Penny – Yes, Moore – Yes, Currie – Yes, Albert – Yes, and Mayor – Yes

**B. RESOLUTION 2013-R-67, OVERHEAD TO UNDERGROUND UTILITIES CONVERSION PROJECT – PROPERTY CONVERSIONS ~ BID AWARD TO CARTER ELECTRIC, INC.** *(Community Services Director)*

Attorney Simpson read title only:

**RESOLUTION 2013-R-67**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CARTER ELECTRIC, INC., FOR THE PROJECT "OVERHEAD TO UNDERGROUND UTILITIES CONVERSION PROJECT – BID NO. 13-ST-03-A"; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

*Commissioner Moore moved **APPROVAL** for Resolution 2013-R-67, seconded by Commissioner Penny.*

**Mayor Johnson opened public participation. No one spoke.**

The motion **CARRIED** 5-0 by roll call vote: Moore – Yes, Penny – Yes, Albert – Yes, Currie – Yes, and Mayor – Yes

## 7. RECESS THE REGULAR CITY COMMISSION MEETING

## 8. CONVENE TO THE HOLLY HILL COMMUNITY REDEVELOPMENT AGENCY (CRA) MEETING

### BUSINESS AGENDA

**A. RESOLUTION 2013-R-68, OVERHEAD TO UNDERGROUND UTILITIES CONVERSION PROJECT – PROPERTY CONVERSIONS ~ BID AWARD TO CARTER ELECTRIC, INC.** *(Community Services Director)*

Attorney Simpson read by title only:

**RESOLUTION 2013-R-68**

**A RESOLUTION OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CARTER ELECTRIC, INC., FOR THE PROJECT "OVERHEAD TO UNDERGROUND UTILITIES CONVERSION PROJECT – BID NO. 13-ST-03-A"; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

*Commissioner Moore moved **APPROVAL** for Resolution 2013-R-68, seconded by Commissioner Penny.*

**Mayor Johnson opened public participation.**

The following individual came forward to address the City Commission about the overhead to underground utilities: Ms. Denise, 1321 Holly Avenue, Holly Hill.

**Mayor Johnson closed public participation.**

The motion **CARRIED** 5-0 by roll call vote: Moore – Yes, Penny – Yes, Currie – Yes, Albert – Yes, and Mayor – Yes

## 9. CONTINUATION OF PUBLIC PARTICIPATION
**Regarding items not on the agenda.**

No one spoke.

## 10. COMMUNICATIONS

### A. City Manager

Mr. McCroskey gave an update on the Daytona Avenue bridge; asked the Mayor and Commissioners if he can put a Special Exception item for 8th and Ridgewood Avenue on the October 8th agenda – there was ***consensus*** to do so.

### B. City Attorney

None.

### C. City Clerk

Mrs. Manning reminded everyone about the upcoming Trunk or Treat event, Christmas Parade and informed everyone that Mr. John Heaphy passed away and a representative from the City for the VGMC Board will be needed.

### D. Mayor & Commissioners

Commissioner Penny reminded everyone about the flood insurance rates increasing October 1; spoke about attending a flag retirement ceremony, it was very nice.

Commissioner Currie mentioned she attend a Roberts Rules of Order class last Friday in Edgewater, the material can be found on the City of Edgewater's website; reminded everyone about the Senior Expo at The Market on Thursday, Sept. 26 from 4:00 pm to 8:00 pm.

Commissioner Albert spoke about the Golf Scramble she attended last Saturday, nice event.

Mayor Johnson gave an update about the conference he attended in Jacksonville last week about the FLC Legislative Policy Committee and future meetings taking place.

## 11. ADJOURNMENT

Mayor Johnson officially adjourned the meeting at approximately 8:20 pm.

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Valerie Manning
City Clerk