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

September 25, 2012

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, Rick Glass, Donnie Moore and Liz Towsley-Patton.

Also attending were the following staff members: City Manager James McCroskey, City Attorney Scott Simpson, Finance Director Kurt Swartzlander, Assistant Finance Director Catherine Colwell, Captain Jeff Miller, Fire Chief Ron Spencer, Community Services Director Jacki Maswary, Economic Development Director Lynn Dehlinger, Human Resources Manager Sandy Fenwick, CRA Coordinator Grace Galiano, Officer Seth Green 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 2012-R-50, FINAL MILLAGE RATE ADOPTION *(Finance Director)*

Attorney Simpson read entire title for the record:

RESOLUTION 2012-R-50

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 2012-2013; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The City of Holly Hill of Volusia County, Florida, on September 25, 2012, adopted a Fiscal year 2012-2013 final millage rate following a public hearing as required by Florida Statute 200.065.

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 2012-2013 operating millage is 7.3500 mills, which is less than the rolled-back rate of 7.3802 mills by -0.41%.

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.

Commissioner Glass moved ***APPROVAL*** *for* ***Resolution No. 2012-R-50****, seconded by Commissioner Penny.*

Mayor Johnson opened public participation.

The following individuals came forward to speak:

- Steve Smith, 1410 Riverside Drive, Holly Hill – Addressed the City Commission by informing them that he met with the City Manager in his office and he is looking forward to having budget workshops in the future.
- Jim Cameron, Daytona Beach Regional Chamber Director – Addressed the City Commission regarding the City's budget and the County's. Commended Mr. Swartzlander and his staff and Lynn Dehlinger for the businesses she has been able and continues to bring into the City.

Mayor Johnson closed public participation.

The motion **CARRIED** 4-1 by roll call vote: Glass – Yes, Penny – Yes, Patton – Yes, Moore – No, and Mayor – Yes

B. PUBLIC HEARING – RESOLUTION 2012-R-51, FINAL BUDGET ADOPTION *(Finance Director)*

Attorney Simpson read entire title for the record:

RESOLUTION 2012-R-51

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 2012-2013; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, The City of Holly Hill of Volusia County, Florida, on September 25, 2012, 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 2012-2013.

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

SECTION 1. The FISCAL Year 2012-2013 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.

Commissioner Penny moved ***APPROVAL*** *for* ***Resolution No. 2012-R-51****, seconded by Commissioner Glass.*

Mayor Johnson opened public participation.

The following individual came forward to speak:

- Steve Smith, 1410 Riverside Drive, Holly Hill – Addressed the City Commission by agreeing that they need to invite the public to future budget workshops.

Mayor Johnson closed public participation.

The motion **CARRIED** 4-1 by roll call vote: Penny – Yes, Glass – Yes, Moore – No, Patton – Yes, and Mayor – Yes

3. PRESENTATION / PROCLAMATION

Charlie Sharp ~ 25 years of serving the community at-large

Mayor Johnson presented Mr. Sharp with a plaque for serving the community for 25 years and the City Clerk read the proclamation for the record.

4. MINUTES

Minutes from the Regular City Commission & Budget meeting – September 10, 2012 *(City Clerk)*

*Commissioner Glass moved **APPROVAL** for the **MINUTES**, seconded by Commissioner Penny.*

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

5. PUBLIC PARTICIPATION – Regarding items not on the agenda.

Mayor Johnson opened public participation.

The following individuals came forward to speak:

- Mary Emmanuel, 912 New Castle Court, Holly Hill – Addressed the City Commission by sharing her concerns with them about the pit bulls that are roaming the neighborhood; the house located at 913 New Castle Court has heavy foot traffic, drugs; spray painted in front of her neighbor's property vulgar language; would like to start a Neighborhood Watch Group.
- Steve Smith, 1410 Riverside Drive, Holly Hill – Addressed the City Commission about the consent agenda item regarding the Analysis for three lane redesign of LPGA from Nova Road to US 1 and wanted to know about the property next to Sunoco gas station.
- Roxanne, 708 N. Flamingo Drive, Holly Hill – Addressed the City Commission by sharing her concerns about the Smart Readers that FPL is putting on the houses now; Roxanne had hers' removed due to health issues.
- Charlie Sharp, 1310 Riverside Drive, Holly Hill – Addressed the City Commission by asking about the YMCA contract.

  Mr. McCroskey stated the YMCA are still looking over the lease agreement and they have shown no indication at this time what their plans are.
- Roger Healy, 1211 Charter Oaks, Holly Hill – Addressed the City Commission by informing them that the pothole on Walker Street is bad again; asked if it were possible to have some judges during the Christmas Parade this year, perhaps give out 1st, 2nd, and 3rd place ribbons.

Mayor Johnson closed public participation.

6. CONSENT AGENDA

A. ANALYSIS FOR THREE LANE REDESIGN OF LPGA FROM NOVA ROAD TO US 1 *(City Planner)*

B. ECONOMIC DEVELOPMENT SERVICES CONTRACT RENEWAL *(City Manager)*

*Commissioner Glass moved **APPROVAL** for the **CONSENT AGENDA**, seconded by Commissioner Penny.*

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

7. BUSINESS AGENDA

A. PUBLIC HEARING – SECOND READING OF ORDINANCE 2922, ALLOWING CIRCULAR DRIVEWAYS – ACCESS POINTS FOR SINGLE FAMILY LOTS *(City Planner)*

Attorney Simpson read by title only:

ORDINANCE NO. 2922

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING, THE LAND DEVELOPMENT REGULATIONS, BY AMENDING SECTION 90-153 NUMBER OF ACCESS POINTS TO PERMIT TWO ACCESS POINTS FOR SINGLE-FAMILY DWELLINGS ON LOTS WITH A MINIMUM LOT WIDTH OF 65 FEET; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Glass moved **APPROVAL** for **Second Reading of Ordinance 2922**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation. No one spoke.

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

B. PUBLIC HEARING – SECOND READING OF ORDINANCE 2923, WALL SIGNAGE CALCULATION *(City Planner)*

Attorney Simpson read by title only:

ORDINANCE NO. 2923

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING, THE LAND DEVELOPMENT REGULATIONS, BY AMENDING SECTION 110-8 (c)(2) "PERMITTED PERMANENT ACCESSORY SIGNS" TO REVISE THE PERCENTAGE OF WALL SIGNAGE ALLOWED; BY AMENDINGSECTION 110-9 BY

AMENDING THE METHOD FOR CALCULATING FAÇADE AREA; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Moore moved **APPROVAL** for **Second Reading of Ordinance 2923**, 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, Patton – Yes, Glass – Yes, and Mayor – Yes

C. **RESOLUTION 2012-R-52, WATER AND WASTE WATER TREATMENT CHEMICALS** *(Community Services Director)*

Attorney Simpson read by title only:

RESOLUTION 2012-R-52

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, APPROVING PRICE AGREEMENTS FOR THE PURCHASE OF THE FISCAL YEAR 2013 SUPPLY OF WATER AND WASTE WATER TREATMENT CHEMICALS FOR THE PUBLIC WORKS DEPARTMENT; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

*Commissioner Glass moved **APPROVAL** for **Resolution 2012-R-52**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation. No one spoke.

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

8. RECESS THE REGULAR CITY COMMISSION MEETING

9. CONVENE THE COMMUNITY REDEVELOPMENT AGENCY (CRA) MEETING

BUSINESS AGENDA

A. **RESOLUTION 2012-R-53, PURCHASE OF PROPERTY AT 118 RIDGEWOOD AVENUE** *(Economic Development Director)*

Attorney Simpson read by title only:

RESOLUTION 2012-R-53

A RESOLUTION OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SALE AND PURCHASE AGREEMENT BETWEEN THE COMMUNITY REDEVELOPMENT AGENCY AND ROSE C. SHIELDS AND ESTATE OF DEBORAH OLECK; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Glass moved **APPROVAL** for **Resolution 2012-R-53**, seconded by Commissioner Penny.*

Mayor Johnson opened public participation.

The following individuals came forward to speak:

- Jim Legary, 342 Burleigh Avenue, Holly Hill – Addressed the City Commission by sharing his concerns about this purchase and doesn't believe it's a good economic move.
- Gilles Blais, 710 Magnolia Avenue, Holly Hill – Addressed the City Commission about that area and the problems it's had over the years.

Mayor Johnson closed public participation.

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

10. RECONVENE THE REGULAR CITY COMMISSION MEETING

A. RESOLUTION 2012-R-54, PURCHASE OF PROPERTY AT 118 RIDGEWOOD AVENUE *(Economic Development Director)*

Attorney Simpson read by title only:

RESOLUTION 2012-R-54

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SALE AND PURCHASE AGREEMENT BETWEEN THE CITY OF HOLLY HILL AND ROSE C. SHIELDS AND ESTATE OF

DEBORAH OLECK; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

*Commissioner Glass moved **APPROVAL** for **Resolution 2012-R-54**, seconded by Commissioner Moore.*

Mayor Johnson opened public participation.

The following individuals came forward to speak:

- Jim Legary, 342 Burleigh Avenue, Holly Hill – Addressed the City Commission by asking about the taxes and how long will it take the City to make up the money.
- Gilles Blais, 710 Magnolia Avenue, Holly Hill – Addressed the City Commission about that area and the 'professional girls" that have been arrested at that hotel.
- Commissioner Elect Elizabeth Albert, Holly Hill – Addressed the City Commission by asking if she could get the crime statistics for that property and how many families, if any, live there and if that is a transient type of hotel.
- Commissioner Elect Penny Currie, Holly Hill – Addressed the City Commission by asking if she could receive the same information. Mr. McCroskey stated that there have been several sting operations there by the Police Department.
- Captain Miller gave a brief staff report about the stings that have taken place on that property.

Mayor Johnson closed public participation.

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

11. COMMUNICATIONS

a. City Manager

Mr. McCroskey mentioned that a special meeting is needed for insurance by Friday.

There was ***consensus*** from the City Commission to have it at 3:30 PM on Thursday, Sept. 27th.

b. City Attorney

Attorney Simpson stated that he received some information from Commissioner Elect Currie regarding the bath salts and synthetic marijuana situation and how that is illegal and considered a felony at the present time for any business who is selling it. He will look further into the information and get back to the Mayor and Commissioners.

c. City Clerk

City Clerk reminded the Mayor and Commissioners about the Volusia League of Cities dinner on Thursday night at Marina Grande starting at 6:00 PM.

d. Mayor & Commissioners

Commissioner Moore shared his concerns about the Smart Readers and suggested that if anyone doesn't want them on their house, they should contact FPL.

Commissioner Penny asked about the mowing at 3^{rd} Street and Ridgewood and asked if the property owner could mow around the fire hydrant and by the sidewalk.

Mayor Johnson stated VCOG adopted a Resolution regarding the bath salts and the synthetic drugs; and mentioned the shortfall for money in the Volusia County Schools for the kids.

12. ADJOURNMENT

Mayor Johnson officially adjourned the meeting at approximately 8:15 pm.

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Valerie Manning
City Clerk