

**MINUTES
REGULAR COUNCIL MEETING
CITY OF HOLLY HILL, FLORIDA
SEPTEMBER 26, 1995**

1. CALL TO ORDER

Mayor Virginia Wine called the meeting to order in Council Chambers at City Hall, 1065 Ridgewood Avenue at 7:30 p.m..

Answering roll call were Mayor Wine, Councilman Arthur Byrnes, Councilman J. D. Mellette, Councilman Shirley Heyman and Councilman Jim Elliott.

Also attending were City Manager Donald Lusk, City Attorney Edward Simpson, Chief of Police Pat Finn and Deputy City Clerk Sue W. Blackwell.

2. INVOCATION

The Invocation was given by Brother Clyde Schalf from Faith Baptist Church.

3. PLEDGE OF ALLEGIANCE TO THE FLAG

PROCLAMATION

Mayor Wine presented Fire Chief Joe Forte with a proclamation proclaiming October 8-14, 1995 as Fire Prevention Week. Chief Forte thanked the City for the proclamation and invited everyone to a Fire Prevention Activity Day Sunday, October 8, 1995 from 1-5 p.m. at the Fire House.

4. AUDIENCE PARTICIPATION

None.

5. CONSENT AGENDA

- A. Approval of Minutes - Regular Meeting of September 12, 1995
Special Meeting of September 13, 1995 and Workshop September 13, 1995

Councilman Elliott moved to APPROVE the Consent Agenda being seconded by Councilman Mellette. The motion CARRIED 5-0 on roll call.

**MINUTES
REGULAR COUNCIL MEETING
SEPTEMBER 26, 1995**

6. PUBLIC HEARING - FINAL MILLAGE RATE

Mayor Wine opened the Public Hearing by announcing the City is going with the roll back rate of \$5.55375 per \$1,000 of assessed valuation. She invited comments or input from the citizens present for the hearing. There were no comments.

City Attorney Simpson read the resolution as follows:

RESOLUTION NO. 95-R-47

A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, ADOPTING A FINAL MILLAGE RATE FOR THE YEAR BEGINNING OCTOBER 1, 1995 FOR THE CITY OF HOLLY HILL, FLORIDA.

WHEREAS, the City Council of the City of Holly Hill, Florida, is required by Florida Statute 200.065 to certify to the County Property Appraiser the general municipal millage rate established by said Council for the tax year beginning October 1, 1995; and

WHEREAS, the City Council of the City of Holly Hill, Florida, pursuant to Florida Statute 200.065, the TRIM BILL, has adopted a tentative budget and proposed millage rate, said proposed millage rate exceeding the rolled back rate by 0%; and

WHEREAS, the City Council of the City of Holly Hill, Florida is desirous of adopting a final millage rate, having given proper notice of both a proposed 0% tax increase and the Public hearing to be held with respect to same.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HOLLY HILL, FLORIDA:

Section 1. That the final millage rate adopted by the City Council of the City of Holly Hill, Florida, for the tax year beginning October 1, 1995 is 5.55375 (\$5.55375 per \$1,000), said final millage rate exceeding the rolled back rate by 0% which shall be the percentage increase in property taxes.

Section 2. That all resolutions made in conflict with this Resolution are hereby repealed.

Section 3. That this Resolution shall become effective immediately upon its adoption.

The within and foregoing Resolution was read before the City Council of the City of Holly Hill, Florida at its regular meeting held in council chambers at City Hall, 1065 Ridgewood Avenue, Holly Hill, Florida, on the 26th day of September A.D. 1995.

It was moved by Councilman _____ and seconded by Councilman _____ that said Resolution be adopted. A roll call vote of the Council on said motion of the Resolution resulted as follows:

Mayor Virginia Wine
Councilman Arthur Byrnes

**MINUTES
REGULAR COUNCIL MEETING
SEPTEMBER 26, 1995**

Councilman J. D. Mellette
Councilman Shirley Heyman
Councilman Jim Elliott

WHEREAS, the Mayor of the City of Holly Hill, Florida, has hereunto set his official signature, duly authorized by the City Clerk, and has caused the official seal of said City to be affixed, all at the City Hall in the City of Holly Hill, this 26th day of September, A.D. 1995, for the purpose of authenticity as is required by law.

VIRGINIA WINE, MAYOR
CITY OF HOLLY HILL, FLORIDA

ATTEST:
CITY CLERK/MANAGER

Councilman Mellette moved to ADOPT the resolution being seconded by Councilman Elliott, The motion CARRIED 4-1 on the following roll call:

Mellette, yes; Elliott, yes; Byrnes, yes; Heyman, no; Wine, yes.

**7. PUBLIC HEARING ON SECOND READING OF ORDINANCE NO. 2413 -
APPROPRIATIONS FOR FISCAL YEAR 1995-96**

Mayor Wine again invited comments from the citizens attending the meeting. There were none.

City Attorney Simpson read:

ORDINANCE NO. 2413

AN ORDINANCE ADOPTING THE APPROPRIATIONS BUDGET FOR THE CITY OF HOLLY HILL, FLORIDA, FOR THE FISCAL YEAR OCTOBER 1, 1995, THROUGH SEPTEMBER 30, 1996, PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT HERewith; PROVIDING FOR THE TERMS AND CONDITIONS THEREOF; AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT

Councilman Byrnes moved to ADOPT the budget ordinance on second reading being seconded by Councilman Mellette. The motion CARRIED 5-0 on the following roll call:

Byrnes, yes; Mellette, yes; Heyman, yes; Elliott, yes; Wine, yes.

**MINUTES
REGULAR COUNCIL MEETING
SEPTEMBER 26, 1995**

8. PUBLIC HEARING ON ORDINANCE NO. 2414 - AMENDS LAND DEVELOPMENT CODE BY REZONING THE REDEVELOPMENT DISTRICT TO COMMERCIAL CORRIDOR

City Attorney Simpson read:

ORDINANCE NO. 2414

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE BY REZONING APPROXIMATELY 470 ACRES, LOCATED GENERALLY ALONG RIDGEWOOD AVENUE (U.S. 1/S.R. 5) FROM THE NORTH CITY LIMIT TO THE SOUTH CITY LIMIT AND EXTENDING IN SOME AREAS EASTWARD TO THE HALIFAX RIVER AND WESTWARD BEYOND CENTER AVENUE, FROM B-1, B-4, B-5, B-6, I-1, R-3 AND R-9 TO CC-1, COMMERCIAL CORRIDOR; PROVIDING FOR SEVERABILITY; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HERewith; AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

Mr. Bob Keeth, City Planner, answered questions from Council regarding I-2 zones being removed from the proposed rezoning. He further explained why two R-3 lots have been included at the request of the owner because they are the only single family residence in the area and this rezoning would make them more compatible with the surrounding area.

Councilman Mellette moved to APPROVE the ordinance on first reading being seconded by Councilman Heyman. The motion CARRIED 5-0 on the following roll call:

Mellette, yes; Heyman, yes; Elliott, yes; Byrnes, yes; Wine, yes.

9. ORDINANCE NO. 2415 - ALLOW MAYOR OR MAYOR PRO TEM, TO CANCEL CITY COUNCIL MEETINGS.

Mayor Wine explained this ordinance is being presented so meetings can be cancelled without calling a meeting to do so. She cited the recent meetings which have lasted thirty minutes or less and told the citizens the business could be combined into one meeting.

City Attorney Simpson read:

ORDINANCE NO. 2415

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING CHAPTER 2 (ADMINISTRATION), ARTICLE II. (CITY COUNCIL), SECTION 2-130 (REGULAR MEETINGS) TO ALLOW THE MAYOR OR MAYOR PRO TEM TO CANCEL CITY

**MINUTES
REGULAR COUNCIL MEETING
SEPTEMBER 26, 1995**

COUNCIL MEETINGS. PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Councilman Elliott moved to APPROVE the ordinance on first reading being seconded by Councilman Mellette. The motion CARRIED 5-0 on the following roll call:

Elliott, yes; Mellette, yes; Byrnes, yes; Heyman, yes; Wine, yes.

Mr. Simpson told Council he had another ordinance to present for first reading. This ordinance adds two categories to the recent list of uses adopted for CC-1.

Mr. Simpson read:

ORDINANCE NO. 2416

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA, AMENDING ORDINANCE NO. 2352, THE LAND USE AND DEVELOPMENT REGULATIONS, AS AMENDED; AMENDING SUBSECTION 5.5.21, CC-1 COMMERCIAL CORRIDOR DISTRICT REGULATIONS, PARAGRAPH C, USES PERMITTED, BY ADDING "MOTOR VEHICLE AND MARINE SALES, SERVICES, PARTS AND REPAIR" AND "PAINT AND BODY SHOPS" AS PERMITTED USES SUBJECT TO CERTAIN RESTRICTIONS; PROVIDING FOR SEVERABILITY; REPEALING ALL LAWS OR PARTS OF LAWS IN CONFLICT HERewith; AND PROVIDING WHEN THIS ORDINANCE SHALL TAKE EFFECT.

After discussing the proposed uses, Councilman Byrnes said he felt the statement regarding restaurants abutting residential property should also be inserted in the area about Paint and Body Shops. Council agreed.

Councilman Heyman moved to APPROVE the ordinance on first reading being seconded by Councilman Mellette. The motion CARRIED 5-0 on the following roll call:

Heyman, yes; Mellette, yes; Elliott, yes; Byrnes, yes; Wine, yes.

10. COMMUNICATIONS FROM CITY MANAGER

Mr. Lusk told Council he has settled contract with the Police and Fire Unions and would like for Council to approve a 4.5% pay increase for the non-union personnel in the City.

**MINUTES
REGULAR COUNCIL MEETING
SEPTEMBER 26, 1995**

Councilman Byrnes said Council had agreed those two contract would be effective September 14, 1995 and he felt this pay increase should be the same. Council concurred.

Finance Director Brenda Gubernator said she had already amended the budget and did not know if there would be enough money to pay all the lump sums due those out of their pay range. Council agreed she could wait to pay those employees in the new budget year.

Councilman Mellette moved to APPROVE the request being seconded by Councilman Heyman. The motion CARRIED 5-0 on roll call.

11. COMMUNICATIONS FROM CITY ATTORNEY

None.

12. COMMUNICATIONS FROM MAYOR AND CITY COUNCIL

Mayor Wine reported on attending an MPO meeting earlier and that the LPGA four-lane project from Nova Road to U.S. 1 had been ranked number four on the list of projects needing to be done. She also informed Council of an important water meeting to be held at DBCC October 23, 1995 at 6:00 P.M. Mrs. Wine asked the City Manager to put a copy of the meeting information in Council mail boxes. She announced State Rep. Evelyn Lynn is holding a Legislative meeting at DBCC on October 18, 1995 from 6 to 8:00 p.m. Mayor Wine encouraged everyone to attend these meetings.

13. ADJOURNMENT

There was no further business to come before the Council so the meeting was adjourned at approximately 8:10 p.m.

Mayor

ATTEST:

City Clerk/Manager