

**MINUTES
REGULAR COMMISSION & CRA MEETING
CITY OF HOLLY HILL, FLORIDA**

September 28, 2010

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 7:00 p.m. Attending with Mayor Via were Commissioners John Penny, Rick Glass, and Liz Towsley.

Excused Absence

Commissioner Mark Reed

Also attending were the following staff members: City Manager Oel Wingo, Ph.D., City Attorney Scott Simpson, Administrative Services Director Kurt Swartzlander, Public Works Director Brad, Economic Development Director Lynn Dehlinger, Police Chief Mark Barker, Fire Chief Ron Spencer, Accounting Manager Susan Worde, Audit Specialist Catherine Colwell, and City Clerk Joshua Fruecht.

B. Invocation

Mayor Via delivered the Invocation.

C. Pledge of Allegiance to the Flag

Mayor Via led the Pledge of Allegiance.

2. PUBLIC HEARING

- A. RESOLUTION 2010-R-73, 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 2010-2011; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

City Manager Oel Wingo read Resolution No. 2010-R-73 into the record.

Mayor Via opened public participation. No one spoke.

*Commissioner Glass moved **APPROVAL** for **RESOLUTION NO. 2010-R-73**, adopting the final millage rate of 6.5595, seconded by Commissioner Penny.*

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The motion **CARRIED** 4-0 unanimously: Glass – Yes, Penny – Yes, Towsley – Yes, Mayor Via – Yes.

- B. RESOLUTION 2010-R-74, 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 2010-2011; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Scott Simpson read Resolution No. 2010-R-74 into the record.

Mayor Via opened public participation. No one spoke.

*Commissioner Penny moved **APPROVAL** for **RESOLUTION NO. 2010-R-74**, adopting the final budget, seconded by Commissioner Glass.*

The motion **CARRIED** 4-0 unanimously: Penny – Yes, Glass – Yes, Towsley – Yes, Mayor Via – Yes.

Excused Absence

*Commissioner Penny moved **EXCUSED ABSENCE** for **COMMISSIONER MARK REED**, seconded by Commissioner Glass.*

The motion **CARRIED** 4-0 unanimously: Penny – Yes, Glass – Yes, Towsley – Yes, Mayor Via – Yes.

3. MINUTES

- A. Minutes from the Regular City Commission meeting – September 13, 2010

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

The motion **CARRIED** 4-0 unanimously: Towsley – Yes, Glass – Yes, Penny – Yes, Mayor Via – Yes.

4. PUBLIC PARTICIPATION

Regarding items not on the agenda.

Mayor Via opened public participation. The following individuals came forward to speak to the City Commission:

- Rose Schuhmacher (Holly Hill Chamber of Commerce) – Addressed the City Commission to speak about the closing of the Daytona Beach Post Office (P&DC).

There was a majority **consensus** of the City Commission to send a letter to the Consumer Resource Manager expressing their opposition to the closing of the Daytona Beach Post Office (P&DC).

- Gilas Blais (710 Magnolia Street, Holly Hill, FL 32117) – Addressed the City Commission to speak about bed bugs.
- Charlie Sharp (1300 Riverside Drive, Holly Hill, FL 32117) – Addressed the City Commission to speak about the Red Light Cameras and Tracker Trailers running Red Lights.
- Roxanne Horne (1728 Flamingo Drive, Holly Hill, FL 32117) – Addressed the City Commission to speak about the lot located at 8th Street and Ridgewood.
- Jon McGrath (Waste Management) – Addressed the City Commission to speak about Waste Managements policies on garbage removal.
- Richard Murdock (1300 Riverside Drive, Holly Hill, FL 32117) – Addressed the City Commission to speak about placing liens on properties.
- Roger Healy (211 Charter Oaks Circle, Holly Hill, FL 32117) – Addressed the City Commission to speak about the Daytona Beach Post Office (P&DC) closure.

5. BUSINESS AGENDA

A. RESOLUTION NO. 2010-R-75

City Attorney Scott Simpson read by short title:

RESOLUTION NO. 2010-R-75, A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, ESTABLISHING FEES TO BE PAID TO WASTE MANAGEMENT INC. OF FLORIDA, ESTABLISHING SERVICE FEES TO BE CHARGED FOR COLLECTION AND DISPOSAL OF SOLID WASTE, PROVIDING FOR REPEAL OF ALL RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Via opened public participation. No one spoke.

*Commissioner Glass moved **APPROVAL** for RESOLUTION NO. 2010-R-75, seconded by Commissioner Towsley.*

The motion **CARRIED** 4-0 unanimously: Glass – Yes, Towsely – Yes, Penny – Yes, Mayor Via – Yes.

B. RESOLUTION NO. 2010-R-76

City Attorney Scott Simpson read by short title:

RESOLUTION NO. 2010-R-76, A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, SELECTING A CITIZEN OF THE YEAR; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Via opened public participation. No one spoke.

City Clerk Joshua Fruecht tabulated the ballots for Citizen of the Year, after which time he announced Pennie Currie as Citizen of the Year.

*Commissioner Penny moved **APPROVAL** for **RESOLUTION NO. 2010-R-76**, selecting Penny Currie as Citizen of the Year, seconded by Commissioner Glass.*

The motion **CARRIED** 4-0 unanimously: Penny – Yes, Glass– Yes, Towsely – Yes, Mayor Via – Yes.

6. **CONSENT AGENDA**

- A. RESOLUTION NO. 2010-R-77, A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO SIGN A LEASE AGREEMENT BETWEEN THE CITY AND THE COUNCIL ON AGING OF VOLUSIA COUNTY, INC.; ESTABLISHING THE TERMS OF THIS AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
- B. RESOLUTION NO. 2010-R-78, A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLY HILL, FLORIDA, AFFIRMING THE ENACTMENT OF THE EASTERN VOLUSIA REGIONAL WATER AUTHORITY'S 2010-2011 BUDGET; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
- C. RESOLUTION NO. 2010-R-79, A RESOLUTION OF THE CITY OF HOLLY HILL, FLORIDA, APPOINTING LOU ESPADA JR. TO THE FIRE PENSION BOARD OF TRUSTEES; SETTING FORTH THE TERM EXPIRATION DATE FOR SAID MEMBER; AND PROVIDING AN EFFECTIVE DATE.

Mayor Via opened public participation. No one spoke.

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

The motion **CARRIED** 4-0 unanimously: Glass – Yes, Towsley– Yes, Penny – Yes, Mayor Via – Yes.

7. **CONVENE THE COMMUNITY REDEVELOPMENT AGENCY**

The Community Redevelopment Agency convened at 7:50 p.m.

7.1 CONSENT AGENDA

- (a) RESOLUTION NO. 2010-R-80, A RESOLUTION OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF HOLLY HILL, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH DON BELL SIGNS, LLC. FOR THE PURPOSES OF CONSTRUCTING AND INSTALLING GATEWAY, PARK AND WAY-FINDING SIGNAGE; AND PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Via opened public participation. The following individuals came forward to speak to the City Commission:

- Jim Legary (342 Burley Street, Holly Hill, FL 32117)

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

The motion **CARRIED** 3-1: Glass – Yes, Penny – Yes, Towsley – No, Mayor Via – Yes.

7.2 ADJOURNMENT

The Community Redevelopment Agency adjourned at 7:58 p.m.

8. RECONVENE THE REGULAR CITY COMMISSION MEETING

The Regular City Commission meeting reconvened at 7:58 p.m.

9. COMMUNICATIONS

A. City Manager

City Manager Oel Wingo had no comments

B. City Attorney

City Attorney Scott Simpson informed the City Commission that the hearing for former City Manager Tim Harbuck would be on October 28, 2010.

C. Mayor & Commissioners

Commissioner Towsley

Commissioner Liz Towsley provided the City Commission with a board updated on the Transportation Planning Organization. Commissioner Towsley then informed the City Commission of an email that was sent out by City Manager Oel Wingo to a concerned Citizen. Commissioner Towsley then proceeded to ask City Attorney Scott Simpson about his contract

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with the City and his rate of pay. City Attorney Scott Simpson provided the City Commission with a general overview of what was and was not included within the monthly retainer paid by the City.

Commissioner Glass

Commissioner Glass asked City Manager Oel Wingo who paid for former City Manager Tim Harbuck's license. City Attorney Scott Simpson stated that he would need to research that question and get back to the City Commission.

Commissioner Penny

Commissioner Penny informed the City Commission that there would be a farewell BBQ for the Holly Hill Middle School on April 8, 2011.

Mayor Via

Mayor Via provided the City Commission with a board update on Volusia Council of Government (VCOG). There was a brief discussion regarding the change of location of Trunk or Treat this year. After which time, there was a majority **consensus** of the City Commission to proceed with Trunk or Treat at the new location, which would be the Holly Hill Elementary School (1500 Center Avenue, Holly Hill, FL 32117).

D. City Clerk

City Clerk Joshua Fruecht had no comments.

10. ADJOURNMENT

The meeting officially adjourned at approximately 7:49 p.m.

Attest:

City of Holly Hill, Florida

Joshua Fruecht
City Clerk

Roland D. Via
Mayor

Florida Statutes 286.011 and Government-In-The-Sunshine Manual

"The minutes of Sunshine Law meetings need not be verbatim transcripts of the meetings; rather the use of the term "minutes" as stated in F.S. 286.011, contemplates a brief summary or series of brief notes or memoranda reflecting the events of the meeting."

An audio recording of Sunshine Law meetings (e.g. City Commission meetings/workshops and CRA meetings) are available upon request from the Office of the City Clerk during regular business hours, Monday through Friday, 8:00 a.m. to 5:00 p.m.