

REGULAR CITY COMMISSION MEETING

COMMISSION CHAMBERS - CITY HALL
234 South US Hwy 1
Oak Hill, FL 32759

FEBRUARY 8, 2010
6:00 P.M.
Minutes

A. OPENING

1. Invocation
2. Pledge of Allegiance
3. Roll Call

Commissioner Bill Marcello, Present; Mayor Darla A. Lauer, Present; Vice Mayor Mary Lee Cook, Present; Commissioner Kathy Bittle, Present; Commissioner Linda Hyatt, Present.

B. CITY ADMINISTRATION REPORTS - NONE

C. CITY ATTORNEY NON-AGENDA ITEMS - NONE

D. CITIZEN PARTICIPATION (Non-agenda - 15 Minutes)

A five year resident explained his concerns regarding the flashing light at Halifax and US1. He requested an active light for pedestrians and noted that children are in danger. The situation needs to be addressed. Commissioner Marcello responded that the City had previously requested a light at this intersection and FDOT responded that the criteria for accidents had not been met. The Citizen reiterated that Oak Hill was the only community without a active traffic light.

Mr. Richard Wheeler, 142 Oak Street, expressed his discontent with the FDOT criteria for placement of the traffic light.

E. CONSENT AGENDA

1. Approval of the Bills and Paid Interim Bills for February 8, 2010
2. Approval of January 25, 2010 Workshop Meeting Minutes
3. Approval of January 25, 2010 Regular Meeting Minutes
4. Approval of February 2, 2010 Workshop Meeting Minutes

A motion was made by Commissioner Marcello and seconded by Commissioner Hyatt to approve consent agenda items 1 through 4 as amended. The motion carried 5-0 with voting as follows: Commissioner Marcello, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Hyatt, Yes.

F. OLD BUSINESS

1. Comprehensive Plan, Interlocal Annexation Agreement and Farnton Updates. (City Planner Jim Smith)

Mr. Jim Smith, City Planner, updated the Commission on the status of the Interlocal Annexation Agreement. He reported that 7 enclaves were reviewed by the County and only one was rejected. He continued that he was preparing 17 additional enclaves for County review and the County would be providing the attached maps. Mr. Smith responded to resident Ron Engele that two public hearings would be held as well as statutory notice requirements.

Mr. Smith stated that he was reviewing the total maximum load of nutrients required by DEP and would report back with results.

Mr. Smith updated the Commission on the status of the Farmton Project. He stated that the amended plan would place the I95 exchange on Maytown Road and would include a South Volusia Water Supply District.

Mr. Smith explained that the last update sent to Tallahassee would most likely result in a notice of compliance. He continued that he was working with other planning consultants on the comp plan and indicated with their help the entire plan could be completed and submitted by summer for a cost of \$85,000 to \$90,000. Mr. Smith stated that he is aware the city might not have this type funding available and recommended they continue the process in incremental steps in order to defray costs.

The Commission discussed the county mapping services \$1,400 for the Zoning Map and \$1,400 for the FLUM, which Mr. Smith noted they would need for one of the plan elements. Attorney Simpson questioned how long the data analysis was adequate. He explained that amendment 4 stated that any plan effecting growth is subject to the vote of the people. Mr. Smith suggested purchasing the zoning map first then the FLUM later. Attorney Simpson noted there would be available funds in his line item due to him only attending one meeting per month. Mr. Ron Engele expressed how would the County know what the City zoning is currently. Attorney Simpson replied that ultimately the zoning and maps would refer back to the City's ordinances.

A motion was made by Commissioner Marcello and seconded by Commissioner Bittle to allocate \$2,800 for County Mapping Services to update the Zoning and FLU maps. The motion carried 5-0 with voting as follows: Commissioner Marcello, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Hyatt, Yes.

2. Agent of Record Clarification

Mr. Gene Gizzi stated that he offered his services as agent of record at the November 9, 2009 City Commission Meeting and the City completed its due diligence. The final outcome was that premiums would not increase because the fees are already built in for an agent of record however Oak Hill did not currently have an agent of record. He offered his service as an advocate and agent of record in all related matters. The Commission agreed that if there would be no charge they would agree to review an Agent of Record form submitted by Mr. Gizzi.

3. Organizational Chart (Mayor Lauer)

The City Commission reviewed the Organizational Chart. Attorney Simpson recommended three changes. The Commission asked for an updated chart with the noted changes.

G. NEW BUSINESS

1. Appointing Two New Members to the Parks and Recreational Advisory Board (Commissioner Bittle)

A motion was made by Commissioner Bittle and seconded by Commissioner Hyatt to appoint Mr. Richard Kearly and Mr. Bill McGee as regular members to the Parks and Recreational Advisory Board. The motion carried 5-0 with voting as follows: Commissioner Marcello, Yes; Mayor Lauer, Yes; Vice Mayor Cook, Yes; Commissioner Bittle, Yes; Commissioner Hyatt, Yes.

2. Discussion - Police Chief Position (Mayor Lauer)

Mayor Lauer explained that the City now had an open Police Chief position and wanted the Commissioner's input on how to proceed. Lt. Young recommended that prior to turning the City upside down that the Commission consider postponing hiring of the Chief and allow the Commission to see how she performs. Mayor Lauer recommended moving forward in hiring a full time Police Chief. Vice Mayor Cook passed around a sample Police Chief advertisement and noted that all Police Departments should be run in the same manner. She explained that Oak Hill citizens are entitled to the best service we can provide. Commissioner Marcello suggested that the Commission not do anything right now and focus on financial and personnel issues. He stated that the Police Force is doing well now and morale is good. Mayor Lauer stated that she wanted someone in place to handle the current issues and that she has spoken with Police Officers who could review the applicants. Mayor Lauer stated that the Police Department is at 99% overtime in their budget. Lt. Young replied that the Police Budget is at 35% and steps are being taken to address the overtime issues. She noted that they now have a part time officer and other officers are back from medical leave. She continued that the Department is currently down 1.5 Officers and stressed that 6 Officers are needed to function properly.

Attorney Simpson stated that he would ask other cities for sample advertisements and processes. He explained that typically City Managers review and hire Police Chiefs. The Commission directed Attorney Simpson to bring back advertising and process information for hiring a Police Chief to the next Commission Meeting.

Mayor Lauer directed that overtime needs to be reported to each Department Head. Police Officers are not to be paid for working the Daytona Races.

Mr. Richard Taylor, 210 Randle, suggested a workshop with the wage and labor board regarding overtime and who is entitled to overtime. He stated that the average dispatched calls for the Police Department were 1.9 per day and questioned the need for so many officers. He stated that anyone who supervises 2 or more people are not entitled to overtime. Commissioner Marcello responded that companies have policies in place for overtime and dealing with exempt versus non exempt employees.

3. Library Information (Commissioner Hyatt)

Commissioner Hyatt explained that the Oak Hill Library would not be closing and passed around statistical information and library services.

H. BOARDS & COMMITTEES – NO REPORTS

EZDA (Enterprise Zone Development Agency)

Economic Development Board

Waterfront Committee

PLDRC (Planning & Land Development Regulation Commission)

Parks and Recreational Advisory Board

Historical Preservation Board

Grant Committee

I. POLICE DEPARTMENT RELATED ITEMS (Temporary Acting Chief Young)

Lt. Young stated that the Community Trust had agreed to allow the Police Department to utilize the school buildings for training for a period of one year. She reported that she had obtain an accredited Policies and Procedure manual from Daytona Beach Shores for review. She reported on a \$1,000 grant to be used for a network server and noted that she had previously written 5 successful grants. She reported on the Click It or Ticket Campaign. Lt. Young questioned if the Chief of Police requirements were being changed.

Mrs. Euda Mary Alderman asked about the hold harmless agreement prior to use of the school for training.

J. COMMENTS/CONCERNS FROM COMMISSION MEMBERS

Commissioner Marcello updated on the water and sewer project and stated that the engineers and grant writer would be meeting with Mr. Jack Hayman and Suzanne Kosmas to inform them of a possible amendment to the interlocal agreement. He reported the "Make Your Mark in 2035" meeting tomorrow night at 6 p.m. at Edgewater City Hall. He reported an upcoming meeting with the MPO Director at 10 a.m. on Thursday at City Hall.

Commissioner Bittle reported that volunteers are being contacted for City projects for the "Give a Day Get a Disney Day" program.

K. ADJOURNMENT

There being no further business, the meeting adjourned at 7:55 p.m.

DARLA A. LAUER/MAYOR

ATTEST:

VIRGINIA S. HAAS, CITY CLERK/ADMINISTRATOR

APPROVED FOR LEGALITY AND FORM:

SCOTT E. SIMPSON, CITY ATTORNEY